



ATTN
CAROLYN
AUSLEY

May 8, 2006

Dr. Frederick DiCarlo
Middlesex County Medical Examiner's Office
1460 Livingston Ave., Bldg 800
North Brunswick, New Jersey 08902

Dear Dr. DiCarlo:

Thank you for your response letter dated April 28th. As I understand your short letter your office has a policy regarding the release of toxicological specimens in that you require a court order. As you are already aware the family of Joyce Sauter, date of death 10/29/05, has requested my assistance in evaluating this death.

New Jersey Administrative Code 13:49-3.1 provides for the release of autopsy specimens to the requestor if the requestor can demonstrate proper interest. In this case Carolyn Ausley, and Bill Strauss, the decedent's sister and brother, respectively, have demonstrated proper interest in obtaining the toxicological specimens, which your office no longer requires, in that your investigation of the death is completed.

Respectively, under the Freedom of Information Act, I would ask that you provide me a copy of your office's policy, in place, at the time of the death if different from your policy today, regarding the requirements of a court order for release of said autopsy and toxicological specimens to other interested parties. I also request that you provide me the state statute that you are invoking to bypass your state's Administrative Code.

Once again thank you for your timely processing of this request and if there are any questions please do not hesitate to contact me at the numbers listed below.

Thanking you in advance,

Michael E. Berkland, DO.
Michael E. Berkland, DO.
Forensic Pathologist

Forensic Puzzle Investigations

MICHAEL E. BERKLAND, D.O.

224 East Government Street • Pensacola, Florida 32502 • (w) 850-429-0064 • (c) 850-803-3323 • (f) 850-429-0054

369