

Broadcast Ten, ¶¶ 6-8: The reported information of DWI dismissals was obtained from case files of the defendants discussed above.

[6] State officials of MADD, Mothers Against Drunk Driving, sharply criticized the DA in Waco for this practice and for reducing scores of DWI charges.

[7] [Ms. Timmons:] "No, I don't think the charge should ever be reduced, because you're not making a point. You're saying that drunk driving is not a serious offense when you reduce it or fail to accept charges."

[8] Reports of large payments made to a handful of Waco defense lawyers in cases that were later dismissed prompted an FBI investigation into Feazell's office. The probe began last fall and was stepped up in the last few weeks, but there's no indication when the investigation might end.

Plaintiff fails to see how the "fair accounts" privilege can be extended to the statements of Marinelle Timmons. Duncan's interview with Ms. Timmons hardly qualifies as a governmental proceeding.

Paragraph 8 is purely conjecture on Duncan's part. The part about the "probe" beginning "last fall" is totally false. Plaintiff fails to see how the "fair accounts" privilege applies.