



A Just Cause
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November 18, 2016

Dear Members of Congress:

Six innocent technology executives, known as the IRP6 on the Internet remain in prison after 4 years, while former federal appeals Judge H. Lee Sarokin continues to fight to have their clemency application granted by President Obama. Two U.S. congressmen, Senator Michael Bennet of Colorado and Representative Danny Davis of Illinois have joined with Judge Sarokin and sent letters to President Obama concerning clemency on behalf of these men, David A. Banks, Clinton A. Stewart, David A. Zirpolo, Gary L. Walker, Kendrick Barnes and Demetrius K. Harper. A Just Cause has contacted many of you concerning this injustice already and has recently released information concerning the case (Dist. of Colo. case no. 09-cr-00266-CMA) in a November 16, 2016 press release that we feel will stoke personal feelings of outrage concerning the destruction of their small business (IRP Solutions Corporation) and the horrible pain suffered by the families, as a result of this wrongful conviction.

I ask you to please review the enclosed PR and pay special attention to the 2009 email communications between IRP executive David Banks and Philadelphia law enforcement officials, regarding the "impending" sell of IRP's CILC case management software to the City of Philadelphia. This impending sale was scuttled when a federal prosecutor by the name of Matthew T. Kirsch out of the Colorado U.S. Attorney's Office told a top Philly official that an indictment was coming 5 months prior to actually presenting his case to a SECOND grand jury and made it impossible for the company to generate revenue to pay its debts. The prosecutor needed a second grand jury because the first grand jury failed to indict, concluding that the case was a civil debt matter as grand jury transcripts indicate. When Kirsch presented the case to the second grand jury he excluded all witnesses from the first grand jury including IRP executive David Zirpolo, choosing only to call a single FBI agent to guarantee favorable testimony for the outcome he wanted --- a true bill of indictment --- an indictment that audaciously claimed that the IRP execs "induced" staffing companies to do business with them "by making false representations that [IRP] had large current or impending contracts with one or more large government agencies, including the Department of Homeland Security". A claim repeatedly denied by IRP execs and proven by corporate emails in discovery. However, court transcripts show that in the pro se defended trial in 2011, Kirsch, with full knowledge of the "impending" contract he ruined with the City of Philadelphia, told the jury that IRP executives had a better chance of "winning the lottery" then landing a contract with a large law enforcement agency.

This was more than the destruction of a small, promising software company. It desperately hurt innocent families and I hope it stokes very personal feelings of outrage that motivates you to 1) decry this injustice, and 2) make it a top-priority to join with Judge Sarokin and your colleagues to ask President Obama to immediately pardon these men so they can spend the holidays with their families. This is a human issue that deserves your compassion for the plight of children who have unfairly lost

their fathers, mothers who have unfairly lost their sons, wives who have unfairly lost their husbands, and siblings who have unfairly lost their brothers.

There is more than ample evidence that a crime was not committed, including the independent review by Judge Sarokin and a former senior legal counsel to House and Senate judiciary committees. Martin Luther King Jr. said "injustice anywhere is a threat to justice everywhere". The IRP6 injustice has now reached the hallowed chambers of the U.S. Congress who are overseers of our Constitution and represent hundreds of millions of American families who would want their leaders to speak for justice on behalf of their loved ones.

A Just Cause, these men and their families are asking for your humanity, asking for your compassion, and asking for you and your colleagues to unify on behalf of their injustice by acting immediately to end their suffering by contacting President Obama, requesting that he pull their clemency application and grant them a pardon so they can be reunited for a joyful holiday season.

I wish you and your family a Merry Christmas and Happy New Year during this holiday season.

Sincerely,

Lamont Banks

Executive Director

A Just Cause