

# BOARD OF OVERSEERS OF THE BAR

*Established by the Maine Supreme Judicial Court*

97 Winthrop Street  
P O Box 527  
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Phone 207-623-1121 • Fax 207-623-4175  
Email board@mebaroverseers.org • Web www.mebaroverseers.org

## GRIEVANCE COMPLAINT

Please print or type the following:

1. I National Coalition For Men, whose  
(Name of complainant)  
address is 932 C Street, Suite B, San Diego,  
(Street address) (City)  
CA 92101 619-231-1909,  
(State) (Zip code) (Telephone number)

hereby complain as to the professional conduct of:

Mary Kellett whose address is 70 State Street  
(Name of Attorney) (Street)  
Ellsworth ME 04605 207-667-0784  
(City) (State) (Zip code) (Telephone number)

2. A statement of the facts giving rise to the complaint is as follows: (please print or type and attach extra sheets)

\_\_\_\_\_  
The facts giving rise to this complaint are in the attached letter ("extra sheets")  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

3. Prior to filing this complaint I have ( ) have not ( x ) discussed my concerns with the attorney.

DATED: \_\_\_\_/\_\_\_\_/\_\_\_\_

\_\_\_\_\_  
President, National Coalition For Men  
Complainant Signature - REQUIRED



# National Coalition For Men (NCFM)

Since 1977

932 C Street, Suite B, San Diego, CA 92101 - 619-231-1909 - [www.ncfm.org](http://www.ncfm.org) - 501(c)3 charitable corporation

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March 29, 2011

## Board of Overseers of the Bar

97 Winthrop Street  
P. O. Box 527  
Augusta, Maine 04332-0527

COMPLAINT RE Mary Kellett

Dear Madam/Sir,

Information provided to our organization causes us to think that Assistant District Attorney Mary Kellett may have violated the Maine Rules of Professional Conduct by engaging in conduct prejudicial to the administration of justice; NCFM thinks she may have committed criminal acts involving dishonesty, fraud, misrepresentation, and deceit, alleged acts that reflect on her honesty, trustworthiness, and fitness as a lawyer.

In sum, it appears Kellett zealously prosecuted at least one man, Vladek Filler, for sexual assault with no reasonable basis. It further appears there was overwhelming evidence to support the man's innocence. Kellett knew or should have known the accuser had a history of mental instability, had a history of making false accusations, was not credible, and had transparent ulterior motives involving a child custody case for falsely accusing him.

We understand in her closing arguments Kellett stated that there was no evidence that the sexual acts did not occur. We further understand there was no credible evidence to prove the alleged sexual act did occur, and Kellett may have withheld or destroyed evidence that could have substantiated Mr. Filler's innocence. Anyone could be imprisoned left to the absurd argument that something did not occur.

It appears Kellett has a history of prosecuting numerous similar cases where defendants were found not guilty, unlike Mr. Filler who was convicted. Filler's verdict was eventually remanded by the Maine Supreme Court because of Keller's conduct. It may be that Kellett has ulterior personal motives and is driven to zealously prosecute men regardless of the evidence.

## Richard L. Davis

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In Maine, as elsewhere, prosecution without probable cause is forbidden. Additionally, prosecutors must ensure defendants are accorded procedural justice and that guilt is decided upon sufficient evidence. It appears Kellett may selectively fail to adhere to these responsibilities, especially in Mr. Filler's case.

Pending sentencing Mr. Filler's children were placed in his custody, which speaks volumes about the accusations that heaped misery on him, his children, friends, and extended family. Kellett appears to be the key player in an inexplicable effort to ensure these children are returned to the care of their mother, even though we believe she has a documented history of mental instability, making false accusations, abusing children, threatening to kill her husband, and threatening to kill police. Or, perhaps Kellett's obsession with the Filler's case has more to do with the Appellate court questioning Kellett's professional conduct and remanding the case for further review.

Whatever the reasons, Kellett's actions appear to be egregious if not criminal. Hopefully District Attorney Carletta Bassano has better judgment and will not allow continued prosecution of Mr. Filler.

Given all the above we request that you investigate Kellett's professional conduct. If any of the above information concerning Kellett's actions is true, we ask that Kellett not just be disciplined but that she is disbarred.

Thank you for considering this request.

Respectfully,



Harry A. Crouch  
President, NCFM

Cc Governor Paul LePage  
Attorney General William Schneider  
District Attorney Carletta Bassano