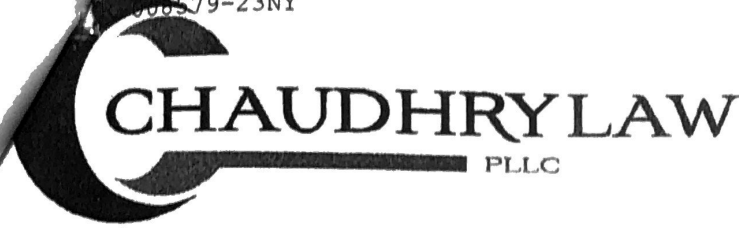


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008579-23NY



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April 18, 2023

Via Email and Hand Delivery

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DISTRICT ATTORNEY
NEW YORK COUNTY

Re: People v. Jonathan Majors, CR-008579-23NY

Your Honor:

I represent Jonathan Majors, and May 8, 2023, is the next appearance in this matter. On April 13, 2023, ADA Kelli Galaway wrote to the Court requesting an advancement of this appearance so that a full order of protection could be entered in favor of the alleged victim, Grace Jabbari. In ADA Galaway's request, she sets forth false statements by Ms. Jabbari, which we contest. We have presented the District Attorney's Office with irrefutable evidence that Mr. Majors is innocent.¹ In fact, our investigation has proved Mr. Majors' complete innocence and that Ms. Jabbari has lied several times and cannot be trusted. ADA Galaway is in the process of reviewing this evidence, and we are hopeful that the District Attorney's Office will move quickly to dismiss this case, thus obviating the need for either advancement of the next appearance or a full order of protection here. For the following reasons, we respectfully request the Court deny ADA Galaway's request for an advancement. In the alternative, should the Court decide to enter a full order of protection, we request that this be done off the calendar and to that end, Mr. Majors will consent to the full order of protection to assist the Court. The bases for our request follow.

Ms. Jabbari claims that Mr. Majors assaulted her in a car in Chinatown around 12:00 a.m. on March 25, 2023, and during that incident, Mr. Majors broke her finger and lacerated her ear. We have proof that this is a complete lie. The driver of the car saw and heard everything, and he

¹ On April 11, 2023, we delivered to ADA Galaway a binder containing uncontestable proof of Mr. Majors' innocence, which includes a complete timeline of events as documented by over twenty exhibits (four witness statements, phone and text records, affidavits, subpoenaed video footage, and transcripts of the Body Worn Camera ("BWC") provided by the District Attorney's Office). According to Ms. Galaway and her supervisor, they have not yet reviewed these materials; however, each of them has represented that they will review these materials imminently. For convenience of the Court, this letter summarizes much of the evidence presented in our binder to the District Attorney's Office.

will testify that Ms. Jabbari attacked Mr. Majors in the car (and Mr. Majors did not strike or hurt her whatsoever), and hours of security videos of Ms. Jabbari after she left the car prove that she did not suffer *any* injury in the car, and certainly not at the hands of Mr. Majors. As the Court will see below, after Mr. Majors ran away from Ms. Jabbari, who physically attacked him, she was perfectly fine and completely uninjured. In fact, she went clubbing, got drunk, sent Mr. Majors angry text messages accusing him of infidelity, sent a suicide note to Mr. Majors, took a bunch of sleeping pills, and then, eleven hours later, was found alone in a locked bedroom, unconscious on the floor of a closet, with a cut behind her ear and a broken finger. Upon waking (in a state that caused the paramedics to request a psychological evaluation) Ms. Jabbari had no idea why she was on the floor of the closet, why her finger hurt, or what happened to her ear. At no point between Mr. Majors running away from Ms. Jabbari and Ms. Jabbari returning to the bedroom did she have these injuries.

Here is what really happened:

As witnessed by the driver, who saw and heard everything, just before 1:00 a.m., Ms. Jabbari assaulted Mr. Majors in a car while she was attempting to steal his phone. The driver will testify that Mr. Majors never struck Ms. Jabbari in any way at any time, or even raised his voice, and instead—while Ms. Jabbari was hitting, scratching, and attacking Mr. Majors—Mr. Majors begged the driver to open the door so that he could jump out of the car and escape her. The driver will testify that he unlocked the door to help Mr. Majors escape. Ms. Jabbari then attacked Mr. Majors on the street as he tried to run away from her. In doing so, and in trying to prevent him from escaping, she ripped his coat buttons and tore his coat pocket; but he got away.²

A few minutes later, as Mr. Majors was trying to find the car so that he could escape Ms. Jabbari and go to a hotel, Ms. Jabbari saw Mr. Majors again and begged him to get in the car. They got back into the car, and before the car door even closed, she immediately resumed her physical assault to steal Mr. Majors' phone. This time, she did this in front of the driver and three people standing on the street. Once more, Mr. Majors jumped out of the car and literally ran away to protect himself.

Mr. Majors took a taxi directly to a hotel on the Upper East Side and did not see Ms. Jabbari again until approximately 11:13 a.m., when he called a handyman to unlock his bedroom door and found her unconscious on the floor of a closet. (A witness was on the phone with Mr. Majors when he found his door locked, called the handyman, and discovered Ms. Jabbari's unconscious body.³) Mr. Majors had no idea where Ms. Jabbari went after he left her at 1:00 a.m., what she did afterward, or why she was unconscious on a closet floor behind a locked door. However, through an intensive investigation, including detailed review of hours of

² Photographs of Mr. Majors' injuries and torn clothes, which we have provided the District Attorney, prove that Ms. Jabbari attacked and injured Mr. Majors.

³ We have provided the District Attorney with statements and contact information of all witnesses referenced herein.

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subpoenaed security camera video footage, we have discovered where Ms. Jabbari went after attacking Mr. Majors and what she did.

Directly after attacking, slapping, cutting, and scratching Mr. Majors, and after ripping his clothes while he tried to escape her, Ms. Jabbari went clubbing, and entered Loosie's nightclub at the Moxy Hotel at approximately 1:30 a.m. Just this fact alone shows that Ms. Jabbari felt legally and morally entitled to physically assault Mr. Majors (in front of witnesses) and considered this event to have no consequences for her. What did Ms. Jabbari do next?

She bought an \$800 bottle of *champagne* and deliberately charged it to Mr. Majors' credit card. (The video of Ms. Jabbari at the bar clearly shows her mood (light, laughing, partying, jovial) while she uses her allegedly injured right hand to go through a stack of credit cards to find *his credit card* so that she can charge the victim of her assault for her expensive, celebratory bottle of champagne.) And we know she is celebrating by watching her in the video—she is dancing, laughing, and clinking glasses with her new friends from the street.

At this point in the video, Ms. Jabbari uses *her right hand—and the finger allegedly broken* by Mr. Majors—to casually push her hair behind her right ear (also allegedly lacerated by Mr. Majors), reach into her bag several times, sort through credit cards, handle phones, hold the menu, sign the check, and hold her champagne glass freely and easily.

Clearly, Ms. Jabbari is uninjured, unlike Mr. Majors, who at this same time was hiding in a hotel to protect himself (from her) and photographing his injuries. Unsurprisingly, having been attacked, assaulted, and injured by Ms. Jabbari in this public and terrifying way, Mr. Majors wisely ended their relationship and sent her a break-up text (which Ms. Jabbari did not see for an hour and a half while she was at the nightclub partying, drinking, and dancing). What did Ms. Jabbari do next?

Feeling absolutely no remorse or regard for her violent, illegal attack, Ms. Jabbari danced off into the crowd holding a glass of champagne only to return to the bar fifteen minutes later for a refill, having finished her first glass of the champagne she charged to Mr. Majors. But even more telling, not only does Ms. Jabbari get a second glass of champagne (laughing, dancing, and smiling all the while), Ms. Jabbari is also seen at the bar doing shots, sucking on a lime wedge, laughing, and joking. She toasts her new friends as they drain their shots simultaneously, laughing and enjoying themselves. With *her right hand*: she takes the refill; tucks her hair behind her right ear; points with her index finger, tucking in her remaining fingers; grabs and holds her friend's arm; moves a lime aside and takes a shot of (presumably) tequila; clinks shot glasses as she toasts her new friends; moves the lime again; takes another shot; wipes the back of her mouth; picks up the lime, places it in her mouth, and tosses it on the bar; holds her refilled champagne glass; and walks back into the dancing crowd with her hand in a ball with all her fingers folded in—*all without any visible signs of discomfort or any swelling or bruising whatsoever*. Again, Ms. Jabbari is completely untroubled by what she has done and is having a great time. (The bartender verifies this.) Her finger is not broken, and her ear is not lacerated. What did Ms. Jabbari do next?

She danced her way to the DJ booth, passed a note to the DJ, danced wildly (even hanging off the DJ booth with her right hand), drank her champagne, and smoked a vape—clearly having a great time. Also clear is that Ms. Jabbari is not hurt or injured in any way. Shortly after 3:00 a.m., as the video shows Ms. Jabbari hanging out at the hostess stand and checking her phones casually, perhaps drunk, Ms. Jabbari saw Mr. Majors’ break-up text. Not only was she shocked, but she was angry.⁴

We ask the Court to consider the implication of this. After assaulting, attacking, injuring, and chasing Mr. Majors in front of witnesses, Ms. Jabbari was *angry* and *surprised* that he ended their relationship. In other words, she obviously believed that she was entitled to do these things with no consequences under the law or even within their relationship—that, in every way, she was *allowed* to do these things *to him*.

Then Ms. Jabbari jumped in a taxi (which she charged to Mr. Majors’ card) and immediately went to *his* home, all the while frantically calling Mr. Majors and sending him angry, jealous text messages. At 3:23 a.m., she arrived at his apartment clearly uninjured, as seen in the elevator videos,⁵ and proceeded to enter his apartment, call him *thirty-two times*, send him more angry, jealous text messages, beg him to call her, and then threaten suicide when Mr. Majors did not respond to her. Importantly, in her text messages, Ms. Jabbari accuses Mr. Majors of infidelity and begs him to call her. **Never once, in a single text message, does Ms. Jabbari accuse Mr. Majors of physically injuring her or striking her; nor does she mention any pain or injury; nor does she send him photos of any injuries (because there are none).** Indeed, Ms. Jabbari’s texts are uninhibited and full of rage at Mr. Majors, and her only complaint about him is alleged infidelity. At 7:45 a.m., after trying to call Mr. Majors almost every thirty seconds for hours, Ms. Jabbari went silent.⁶

From the Body Worn Camera (“BWC”), we know that between 7:45 a.m. and when Mr. Majors (who only returned to *his own* apartment because of Ms. Jabbari’s suicidal threat

⁴ See attached hereto as Exhibit A, a series of sixteen screenshots of the security video of Ms. Jabbari at Loosie’s nightclub. For the Court’s convenience, we have circled Ms. Jabbari in red in these images and added a red arrow pointing to her right hand (which is completely uninjured).

⁵ See attached hereto as Exhibit B, a series of three screenshots of Ms. Jabbari in the elevator of the Chelsea Mercantile, the building where Mr. Majors’ penthouse is located. These clearly show that her right hand is uninjured.

⁶ A thorough review of the BWC footage provided by the District Attorney’s Office shows that Ms. Jabbari woke up on the floor of the closet completely disoriented, having no idea why she was on the floor of the closet, why her ear hurt, or what happened to her finger. Her last memory is “being sick” (throwing up in the bed). On the BWC, she admits that Mr. Majors was not in the apartment with her at all and tells paramedics that she took “a few” sleeping pills. We believe, based on the BWC, that Ms. Jabbari was taken to Bellevue Hospital for a psychological evaluation and toxicology screen and are awaiting those materials from the District Attorney. Given the forensic evidence of her frantic calls and suicide threats to Mr. Majors, sometime after 7:45 a.m. is likely when she took the pills and fell in the closet.

messages and out of genuine concern for her safety) found her at 11:13 a.m. unconscious and half-naked on the floor of the walk-in closet: Ms. Jabbari had gotten sick (thrown up) in the bed, took “a few sleeping tablets,” and had no idea why she was in the closet, why she was half-naked, what happened to her ear, why her head hurt, or why her finger hurt. When asked what happened by multiple people, both police officers and medics, Ms. Jabbari says, “I don’t know,” *nineteen times*.

To be clear, security video of the apartment building shows that Mr. Majors had not returned to the apartment at all until shortly before he found Ms. Jabbari, and two separate witnesses verify that Ms. Jabbari was locked in a bedroom, that Mr. Majors called a handyman to unlock the door, and that immediately upon finding Ms. Jabbari unconscious, he called 911. (The 911 recording proves this also.) In other words, there is proof that Mr. Majors was not with Ms. Jabbari whatsoever before he found her and called 911 seconds later. This means that whatever caused her injuries (likely falling in the closet after a night of heavy drinking and taking sleeping pills)—Mr. Majors was not there when the injuries happened.

In the BWC, an obviously disoriented Ms. Jabbari admits that she did, in fact, try to grab Mr. Majors’ phone; but she did not admit to slapping, cutting, attacking, or chasing him. (As the driver-witness and Mr. Majors’ photographed injuries and torn clothes prove.)

It is important to note that Mr. Majors told the police that Ms. Jabbari *slapped him* and *tore his coat*—yet the police did not ask Ms. Jabbari about this at all, in clear violation of domestic violence investigation protocol. This is both disturbing and telling—in his own home, Mr. Majors reported to the police Ms. Jabbari’s assault of him and showed them evidence, but the police did not even bother to question Ms. Jabbari; nor did the police seem concerned or interested whatsoever. In fact, in response to Mr. Majors telling Officer Swayne that Ms. Jabbari *slapped him* and may have hurt her finger doing that, the officer shockingly says, “If I smacked you right now, I’m not gonna break my finger.”

It is even worse—though Mr. Majors has consistently explained what happened (from his 911 call to his multiple interviews with NYPD and medics on the scene), and his account is corroborated by evidence, the police did not believe him. Even though Ms. Jabbari admitted to drinking to the point of throwing up, taking sleeping pills, and having no idea how she woke up in a closet with a cut on her head and injured finger—the police jumped to the conclusion that Mr. Majors (the young, tall, strong, rich black man) must have “done this” to Ms. Jabbari.⁷ Then Officer Swayne begins coaching Ms. Jabbari to accuse Mr. Majors of assault, even pantomiming what she should say. Indeed, Officer Swayne can be seen in the BWC footage touching his own neck several times when questioning Ms. Jabbari about what Mr. Majors’ did, clearly coaching her to say that Mr. Majors grabbed her by the throat. (Ms. Jabbari never said that to anyone until Officer Swayne instructed her to say it.) Put another way, after answering “I don’t know”

⁷ The BWC footage shows many officers “checking out” Mr. Majors’ penthouse apartment, commenting on how large it is, and then asking him if it is really “his” apartment. It seems obvious from their tone and questions that the officers are surprised that someone who looks like Mr. Majors could afford such a place.

nineteen times, Officer Swayne told Ms. Jabbari to say Mr. Majors grabbed her by the throat, and she complied.⁸

The Court should also know what Ms. Jabbari has done after the police arrested Mr. Majors: she has returned to his apartment and taken items worth thousands of dollars (Rolex watches, diamond jewelry, etc.), continued to use his credit card for her black car service to Brooklyn and JFK and for her food purchases, asked Mr. Majors (the victim of *her* crime) to give her even more expensive items, and has insisted on keeping a phone which is his property and to which she has no legal claim. The Court should take this into account when evaluating Ms. Jabbari's credibility and motives in her claim that she requires a full order of protection.

In this country, we must view everything through the prism of race. I have laid out a complete and verifiable account of what has actually occurred. Now I ask Your Honor to consider this: if the roles were switched and Mr. Majors had done to Ms. Jabbari what Ms. Jabbari did to him, what would that look like?

A tall, strong, young, *very famous* black man slapping, scratching, cutting, and attacking a petite white woman in a car *that is booked in his name*, two feet from a driver who is watching and who clearly has a video recorder. And then, as she jumps out of the car to escape him, he chases her on a public street in busy Manhattan and rips her clothes while grabbing her to prevent her escape. Then, when he sees her a few minutes later and gets back in the car—in front of the driver and three people on the street—he immediately resumes his attack of her. And when she successfully runs away? He then goes clubbing, buys champagne on her credit card, does shots, dances the night way (with the very witnesses to his violent attack), and then goes to her apartment to wait for her—and is shocked and angry that she broke up with him after his attack. *If* Mr. Majors (or any black man) had done these things to a white woman, you might consider him a violent, dangerous, abusive psychopath.

This is exactly what Ms. Jabbari has done—how does Your Honor consider her?

What Ms. Jabbari has done here is illegal and reprehensible. She continues to victimize Mr. Majors and has a clear agenda to destroy his reputation because she is angry that he ended their relationship and her life of luxury. (In Officer Lucero's BWC, as Ms. Jabbari is leaving Mr. Majors' apartment, she asks if this will be in the press and is smiling and joyful during that conversation. She also giggles and says, "We haven't even had a chance to decorate [the apartment] yet," suggesting that she expects to continue living in Mr. Majors' luxury apartment despite attacking him and falsely accusing him.)

⁸ Officer Swayne's pointed bias and his influence on Ms. Jabbari—suggestible due to her alcohol and drug-induced condition, and potentially a self-created head injury—are clear in other moments in the BWC, such as when he tells another officer that Ms. Jabbari said "he started hitting me in the car" even though the videos prove Ms. Jabbari never said that. Officer Swayne also tells someone that there is a mark on Ms. Jabbari's neck despite the videos which show no such mark. (See attached hereto as Exhibit B, a screenshot of the video from Officer Lucero's BWC showing Ms. Jabbari's uninjured neck).

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Post arrest, after Mr. Majors did not respond to her text messages begging him to call her, Ms. Jabbari has tried to take from him even more valuable items (having taken many already), and because he has pushed back on this (and even asked for the return of his legal property), she now claims she needs a full order of protection. This is obviously retaliatory and baseless.

The District Attorney's Office has this backwards: neither Ms. Jabbari nor the public need protection from Jonathan Majors. *He* and the rest of New York need protection from Ms. Jabbari. The Court must critically view the evidence, critically evaluate Ms. Jabbari's credibility, and only then decide what is in the best interest of the People of the State of New York, including Mr. Majors.

Mr. Majors is terrified of Ms. Jabbari, who has proven herself to be dangerous, violent, vindictive, a liar, and willing to do anything to destroy him. He has absolutely no interest in having any contact with her whatsoever. Because there is no mechanism in a criminal case for the Court to grant a full order of protection for Mr. Majors, should this Court decide to enter a full order of protection, Mr. Majors consents to the District Attorney's proposed order so that Ms. Jabbari will not attack, injure, or hurt him further.

However, Mr. Majors is hopeful that the District Attorney's Office will review our materials quickly and dismiss these false charges against him, obviating the need for either advancement or a full order of protection. For all these reasons, we respectfully request the Court deny the People's request for an advancement of this matter.

Very truly yours,

Priya Chaudhry