

JENSIE L. ANDERSON (06467)
2936 S. La Rue Lane
Salt Lake City, UT 84106
Telephone: (801) 870-2553
jensie.anderson@law.utah.edu

SKYE LAZARO (14071)
Ray Quinney & Nebeker PC
30 South State Street, Ste 1400
Salt Lake City, UT 84111
Telephone: (801) 323-3333
slazaro@rqn.com

ANN MARIE TALIAFERRO (08776)
Brown Bradshaw & Moffat
422 North 300 West
Salt Lake City, Utah 84103
Telephone: (801) 532-5297
ann@brownbradshaw.com

LACEY COLE SINGLETON (12233)
275 East 200 South
Salt Lake City, UT 84111
Telephone: (972) 345-3609
lsingleton783@gmail.com

Attorneys for Petitioner

IN THE THIRD JUDICIAL DISTRICT COURT
IN AND FOR SALT LAKE COUNTY, STATE OF UTAH

EUGENE CHRISTOPHER WRIGHT, Petitioner, v. STATE OF UTAH, Respondent.	DECLARATION OF JOANNA LANDAU Case No. Case No. 220904680 Judge Heather Brereton Underlying Criminal Case No. 081400519FS
---	---

I, Joanna Landau, declare as follows:

1. My name is Joanna Landau. I am a resident of the State of Colorado, over the age of majority, and competent in every respect to make this declaration.
2. I graduated from the SJ Quinney College of Law at the University of Utah in May 2006, and was sworn into the Utah State Bar in October 2006.

3. I have been a lawyer for almost twenty years.
4. I have worked during my legal career as a Judicial Clerk with the Utah State Third Judicial District Court.
5. I have also worked with the Salt Lake Association of Legal Defenders as an Appellate Attorney; the Utah Indigent Defense Commission as its first Executive Director, and the Utah Federal Public Defender's Office as the CJA Resource Attorney for the District of Utah.
6. I am a longtime member and the Indigent Defense Special Advisor to the American Bar Association's Standing Committee on Legal Aid and Indigent Defense, I have served as the Chair of the Utah Bar Appellate Practice Section, and was a member of the National Association for Public Defense's Steering Committee.
7. I am currently the Executive Director of Colorado Office of Alternate Defense Counsel in Denver, Colorado.
8. While I was at the Salt Lake Association of Legal Defenders, I was appointed to represent Eugene Christopher Wright ("Wright") who was appealing his conviction for first-degree murder and first-degree aggravated robbery.
9. Before I was appointed, Stephen Howard, Linda Jones, Troy Booher and Rudy Bautista represented Wright on appeal, specifically in his Motion for 23B Remand and the evidentiary hearing on that motion.¹

¹ Each of these attorneys represented Wright at different stages of the Rule 23B Remand proceedings, some individually and some in tandem with others.

10. On March 30, 2015, the court issued its Rule 23B Findings of Fact, rejecting Wrights ineffective assistance of counsel claims, and on May 5, 2015, the court overruled Wright's Objections to the Findings of Facts, declining to revisit its March 30 decision.
11. On May 5, 2015, I filed a Notice of Appearance in the Utah Court of Appeals in *State v. Wright*, Appellate Case No. 20100655-CA.
12. I began working on Wright's appeal by meeting my client, reviewing the trial court record, the 23B Remand court record, trial counsel's file, and the 23B Remand counsels' files. This included listening to the CDs of witness interviews the District Attorney's Office provided to in discovery.
13. I do not believe that any of the materials I reviewed specified that Kenneth Dolezsar, the victim, was cooperating in an FBI investigation or was conducting and financing his own investigation into Tom, Tommy and Darick Mowers' illegal activities, particularly in Eastern Europe.²
14. Although some references to the Mowers involvement with the Russian mafia appeared in the records, I do not recall anything in the records that developed, pursued, or investigated those minimal references.
15. I recently reviewed the transcript of Disc 11 that post-conviction counsel provided to me, and I do not recall having the entirety of the May 20, 2008,

² I also do not believe that any of the materials I reviewed specified that anyone else related to the case was involved in a government or private investigation of Tom, Tommy or Darick Mower.

interview of Leslie DeeAnn Mower and Bart Bailey.³

16. In particular, I do not recall the discussion of the nature of the investigations outlined in the Disc 11 interview,⁴ and I do not recall the words from Bart Bailey, stating:

Ken got killed, and we just put a stop on all of it, because we couldn't tell if that was somebody trying to send us a message if they -- if that was what it was, we got the message. And we just stopped the investigation.⁵

17. I also do not recall seeing the letter from Bart Bailey to Kenneth Dolezsar dated April 7, 2007, which post-conviction counsel provided to me, and which includes additional information about the investigations.⁶
18. Had the materials I reviewed included information regarding the FBI and private investigations in which Dolezsar was involved, I believe that information would have caught my attention.
19. Had the materials I received included information about the government and private investigations, I believe I would have included that information in the Statement of Facts in my opening brief.
20. Nathalie Skibine replaced me as Wright's appellate attorney on September 30, 2016. She was responsible for the Reply Brief and the oral argument in the case.

³ Transcript of Disc 11 is attached as Exhibit A.

⁴ Exhibit A, pp.20-22.

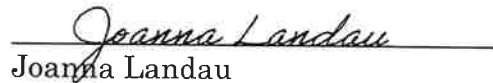
⁵ *Id.* at 21.

⁶ Letter from Bart Bailey to Ken Dolezsar dated April 7, 2007, is attached as Exhibit B.

21. I have reviewed the letter dated September 6, 2017, Nathalie Skibine sent to Wright, indicating her copy of Disc 11 “stopped working” at around nineteen (19) minutes, which corroborates my recollection.⁷
22. I have also reviewed Todd Gabler’s Affidavit which also seems to corroborate my recollection regarding the interview on Disc 11.⁸
23. Specifically, Gabler indicates Disc 11 was clearly “altered” but he was not provided with “necessary metadata to begin to verify the lineage of this generation of the recorded interview.”⁹

Pursuant to Utah Code Ann. § 78B-5-705 (2007), I declare under penalty of perjury under the laws of the State of Utah that the foregoing is true and correct.

DATED this 27 day of March, 2026.


Joanna Landau

⁷ Ms. Skibine’s letter is attached as Exhibit C.

⁸ Gabler’s affidavit dated July 22, 2020, attached as Exhibit D

⁹ *Id.*