

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
CRIMINAL MINUTES - GENERAL

Case No: CR 02-350 AHM

Date and Filed: December 18, 2002

PRESENT: **HONORABLE A. HOWARD MATZ, U. S. DISTRICT JUDGE**

Stephen Montes
Deputy Clerk

Not Reported
Court Reporter

Not Present
Asst. U.S. Attorney

INTERPRETER: _____

U.S.A. v. Defendant **NOT PRESENT**

Attorneys for Defendant **NOT PRESENT**

1) Steven William Sutcliffe
pres X custody bond

1) William Harris
pres X aptd retn

PROCEEDINGS: (IN CHAMBERS)

The Court has received a letter from defendant dated "12.13.2002" and is attaching a copy to defense counsel's (not prosecutor's) copy of this Order. The Court DENIES defendant's requests and ORDERS defendant not to communicate directly with the Court, but only through counsel. (This Order is also being sent directly to defendant.)

IT IS SO ORDERED.

STEN MATZ, JUDGE
DEC 20 2002
RECEIVED

12.13.2002

To the Honorable Judge Matz,

I am requesting your order that I be provided a copy of the hearing transcripts of 12.04.2002, at which time you denied my motion to dismiss. I also request that you order my counsel, William Harris, to provide me with copies of all previous ordered transcripts of hearing in this case.

I demanded that the original attorneys appointed to "assist me" file a writ of Habeus Corpus challenging your denial of any conditions for bail. They refused to do so stating that if they filed such a writ, it would piss you off and harm their relationship with you, effectively harming their ability to do their job as a U.S. Public Defender.

When you released them from my representation and appointed William Harris, I, again, immediately demanded that he file a writ of Habeus Corpus. He refused stating that it was not legally or procedurally permitted to file such a writ. According to my research, he is incorrect and a writ, under the law, may be filed to challenge an alleged illegal detention. I certainly can't ask or expect William Harris to file such a writ when he claims it would be inappropriate to do so, so I intend to file the writ myself as soon as I obtain copies of all the transcripts requested.

Furthermore, I have learned there are now more than 50 CD-ROMS in this case, I was just recently granted permission by the warden to have access to a computer, 5.5 hours a day, Monday, Tuesday, Wednesday, Friday and Saturday, and for 2.5 hours on Thursday, to review this discovery-material. Of course if William Harris comes to visit, there is a computer in the visiting area, which I have used on only one occasion with him where he proved he was actually and factually incompetent when it comes to computers. The computer provided to me by MDC in the library doesn't have either the necessary programs or has outdated application which, in either case, prevents me from accessing the disks and data therein. Even with this very limited time with all the current or appropriate software installed on the computer made available for my use, there would be insufficient time to review all of the material, much less make the comparisons and analysis William Harris is asking me to make due to his own lack of knowledge, skill and competence.

Furthermore, William Harris, on 12.11.2002, came to the MDC to visit another client, called me down to the visiting area, and came out in the middle of the other clients visit, to tell me he had brought "everything" that had been turned over to him by the previous counsel and the government, including the "new" discovery. I told him I had received his letter that day which stated "Enclosed are 52 floppy disks and compact disks... marked by number."

He stated he "left them out front and someone will bring them up" to me. Forty-five minutes later Ms. A. Roedell brought a box and a letter stating "You will be delivered today one box containing "52 CD-ROMS and two floppy disks." She proceeded to count out in front of me 49 CD-ROMS and two floppy disks. On the second count she noted numbers 34, 38, and 40 were missing. She noted this on the receipt, and that numbers 16-32 were sent without a case-cover. I called William Harris, as Ms. A. Roedell requested, and he stated he personally numbered each one, furthermore he stated they could not be missing. He said the CD-ROMS with cases might contain a CD-ROM, inside, on the other-side and I should check for this. I did as he requested, located one "extra" CD-ROM, however this one was not numbered. I made a note on the case to reflect such. Thereafter, Ms. A. Roedell returned requesting to again count. She also located an extra CD-ROM in a CD-ROM soft sleeve, also not numbered. I informed her of the one un-numbered one I had located and marked, she then left. Twenty minutes later she again returned and requested I bring my receipt with me to the desk of the officer on the floor. She produced an exact copy of the first receipt, without the additional notes, added the note that there were now 51 CD-ROMS, then asked me to sign, which I did, and antedate, which I declined and signed today's date. She then asked me to substitute the "new" receipt for my "old" receipt. I declined and informed her this would amount to obstruction of justice as there is a pending trial and my receipt is material to such. She took her receipt and left saying she would return.

COPY

William Harris has informed me he has made no copies of any of the CD-ROMS for his own file, as he lacks the skill, knowledge and is not competent to do so.

Further, at the hearing on 04.16.2002 and on 12.04.2002 you have made cryptic and specific mentions about the website killercop.com, a site about the Executive Branch of the government. William Harris has informed me that your son serves in the Executive Branch. I request you put on the record that you have never discussed killercop.com with your son, unless, of course, you have. Your Honor also stated that the evilgx.com website contained a "link" to killercop.com. This is factually impossible. This type of information has never been brought out in any hearing or pleading, of which I am aware. I request you tell me who is informing you about killercop.com, since you have never seen this site, if not your son. I also request you inform me who is telling you there is a "link" to killercop.com from the evilgx.com site, off the record. I again, respectfully renew my request for dismissal and, again, object to any continuences that continue to prejudice my right to a speedy trial. I want to file my writ of Habeas Corpus immediately so can you please expedite my request for the transcript. Enclosed is a conformed copy and self-addressed envelope for the return of such.

Very truly yours,

Steven: Sutcliffe