

JUAN A. MARRON
CCA LEAVENWORTH
100 HIGHWAY TERRACE
LEAVENWORTH, KS 66048

SUBJ: REQUEST FOR HEARING TO ADDRESS ATTORNEY AND JUDGE MISCONDUCT

RE: CASE NO 10-00320-01-CR-W-DGK
UNITED STATES V. JUAN ANTONIO MARRON

CHIEF JUDGE,

1. I am writing this letter to address the misconduct in proceedings, ineffective assistance of counsel, and communication problems between myself, appointed counsel Susan Hunt, CJA, and His HONOR Robert E. Larsen Magistrate.
2. In violation of this Defendant's 6th Amendment right to effective counsel, Defense Attorney Susan Hunt's performance has never reached an objective standard of reasonableness. Counsel has refused to follow defendant's instructions, maintain regular contact, and adequately represent client's best interest in the instant case.
3. Counsel's behavior and lack of cooperation with defendant has created and maintained prejudice and shows collusion due to counsels persistence for Defendant to cooperate with the attorney for the government. Counsel simply refuses to hear any of Defendant's concerns and has been asked to withdraw. Rule 4-1.16, Missouri Rules of Professional Conduct, provides that counsel may withdraw from representation if "(7) other good cause for withdrawal exists." The indictment states that this Defendant is defending himself from the United States and thereby should be afforded counsel that will follow defendant's requests and respond to basic concerns. Counsel does not have to sit in jail and should have no problems following Defendant's instructions pertaining to the possible outcome for the Defendant's life.
4. In accordance to Title 28 U.S.C. §§ 144 and 455(b)(1), a Defendant has a constitutional and statutory right to an impartial and fair judge at all stages of the proceedings. At a hearing on July 20, 2012, Defendant pleaded with the Honorable Judge Larsen to grant defendant's request to remove counsel for reasons stated in paragraph 2 and 3. Judge Larsen showed bias, creating prejudice against the Defendant by stating on several occasions that Defendant should cooperate with the government. Judge Larsen thus became a proponent for the prosecution by stating the following: "In my years as a Judge, I have seen the number 1 and number 2 guy on conspiracy cases get 20 years minimum, It would be in your best interest to cooperate." Judge Larsen further prejudiced client by admonishing his right to exercising the right to address the Bar Associations in reference to Counsel's deficient performance. Defendant stated that he is sending a letter, Judge Larsen stated, "I will take care of it (the letter), don't worry about it."
5. The actions for Defense counsel and the judge are clear error and require withdrawal in accordance with ABA Standards and recusal in accordance with Title 28 U.S.C. §455(a). Defendant requests the assistance of this Honorable Office with the matters stated above.

RESPECTFULLY SUBMITTED

JUAN A. MARRON