

Cliff from Taylor 07-17-09

Criminal Complaint

SHIRLEY A. MOORE  
Notary Public - State of Kansas  
My Appt. Expires 10/20/12

In the United States District Court  
for the Western District of Missouri  
Western Division

Clifford Taylor )  
Plaintiff )  
v )  
Travis Pondersee )  
Defendant )

count 1 Violation Due Process

count 2 Entrapment

comes now the plaintiff without counsel and not trained in the law hereby request the courts to grant relief to the charges listed herein During a hearing before magistrate Robert Larsen the plaintiff was formally - on record - was scheduled to reappear in court on 06-07-2009 to receive results of DNA testing requested by Federal Agents the plaintiff was not ordered to court again until 07-15-2009 for a ineffective counsel filed against Travis Pondersee, not receiving any notice of continuance for the testing of DNA which is a violation of the plaintiff's Due Process rights by Travis Pondersee whom failed to notify the plaintiff of any formally charges in the previous court hearing of 06-07-2009 or of any DNA results before 7-15-09 failure to hold a preliminary hearing examination within the prescribed time require discharge 18.U.S.C § 3060(d) U.S V HURTADO 779 f2d at 1475-76

The plaintiff alleges entrapment on behalf of Travis Pondersee as stated herein the plaintiff whom is legally represented by the defendant has requested the defendant to take interest in the plaintiff's interlocutory appeals/revisions by filing pretrial motions to establish a defensive background and the ~~defendant~~ defendant refused to file motions in these separate occasions where he told the plaintiff pretrial motions are not filed until after trial and he also proposed a plea to the plaintiff. Travis Pondersee has refused to investigate pretrial defence evidence as requested which is entrapment because the defendant is intentionally preventing any effective protection of the plaintiff's substantive rights by refusing to enter all pretrial motions and or tangible defensive arguments which may be in favor of the plaintiff. as of now the plaintiff has issued 29 documents before Judge Larsen. and in effect to avoid filing frivolous or unnecessary motions in the interest of Justice the plaintiff respectfully ask the courts to grant legal counsel as well as relief in the charges listed herein from that he is knowingly obstructing me effect assistance granted in the sixth ~~amendment~~ amendment

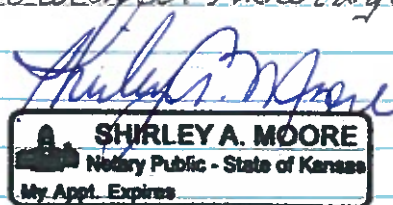
Attention of the Chief Magistrate

To Whom it may concern, my name is Clifton Taylor and the purpose of this letter is an effort to avoid filing frivolous or unnecessary motions to the courts. I request within your powers that you grant me change of Judge due to a conflict of interest. At this time I have about 29 documents before Judge Robert Larsen consisting of separate ineffective counsel motions and pretrial motions needed to establish grounds for interlocutory review/appeal in my case no. 09-00043REL-01. On 07-15-2009 I was ordered to appear before magistrate Larsen for ineffective counsel where I explained unusual behavior from my court appointed counsel. I have vigorously request Travis Paudexter to investigate my defensive evidence in the filing of pretrial motions and he told me three separate occasions that pretrial motions are not filed until after trial, on one occasion he offered me a plea, as when I in return asked what is he doing to get me out, he stated it is what it is. I have left messages on his answering service requesting his service to file appeals and he claims he never got the messages. Judge Larsen implied he does not notice anything worth replacing my counsel and knowing that I am indigent he suggested my only options were to hire an attorney or I can appear Pro Se which will require another hearing. In return I am feeling claustrophobic with injustice leaving me effortlessly filing motions in interest in the protection of my substantive rights that they may be available for interlocutory review after trial if necessary. With the issues herein stated I respectfully ask in the interest of justice you order me new retaining magistrate and counsel Mickens v Taylor 535 U.S. 162, 172 n. (2002) - actual conflict of interest -

Here attached is a Memorandum of motions sent to Travis Paudexter on July 17-2009 requesting him to file.

Motions served by defendant who is untrained and without knowledge of the law

Clifton Taylor 07-17-09  
Motion To Dismiss Charges



The defendant moves this court to grant motion to dismiss for governments failure to hold a preliminary examination within the prescribed time limits 18 U.S.C. § 3060(d). In hearing government moved court to grant continuance to extract DNA, the defendant was ordered to return for results on 6-07-09 but never returned until 07-15-09 in ineffective counsel hearing. Either party may seek a longer continuance for good cause 18 U.S.C. § 3142(f) convenience of the court is not good cause. U.S. v Hurtado, 779 F.2d at 1475-76

v  
Clinton D Taylor  
Defendant

Page 2 of 4

Attention of the Chief Magistrate

07-15-2009

Lawyer refuse to investigate defence evidence as requested, and Lawyer is intentionally preventing any effective protection of my substantive rights by refusing to enter all pretrial motions such as follows

### Motion Alleging Government Misconduct

The defendant alleges Government Misconduct by Federal Agents, for their act in designedly providing false representation of material to the U.S District Court. This claim is based on a previous hearing where unknown Federal Agent requested a contrivance of defendant's incarceration in order to extract DNA from a cup the defendant used. This claim is supported by federal Agent Michael Meachek coming at a later date to collect DNA by the use of force. See State v Pickus 63 S.D. 209, 257 N.W 284 (1934) also W. Prosser + W. Keeton torts § 105 (5th Ed 1984) one tends to deceive when he makes a representation which is in fact false with reckless disregard

### Motion for Evidentiary Hearing

The defendant request the courts to grant a evidentiary hearing to challenge the reliability of witness statements being that all witnesses involved statements are contrary to each other also disparity in quantum of proof offered against the defendant. See U.S. v Barnett 814 F. Supp 1449 (D Alaska 1992) evidentiary hearing is required when there are disputes as to material facts at issue in the motion

### Motion for Jury Minutes / Transcripts

In previous motion, defendant raised claim to review jury minutes to insure an indictment was issued due to an tangible complaint, and being my complaint was changed after the indictment had been issued the indictment was based on capricious allegations. See U.S. v Tarabattolo 192 F Supp 587, 593 (D Mass 1961) The Supreme Court has distinctly held that an adequate basis for finding of probable cause must appear on the face of the complaint

### Motion to Suppress Evidence

In previous motion, defendant raised claim to challenge reliability of witness statements from Mrs and Sam who in initial complaint charge for follow suspect



Pg 4 of 4

Attention of the Chief Magistrate

complaint after the indictment which left out the essential elements of Vesio's + Spina statements which the defendant challenged as probable cause in his Pro Se motion which makes the indictment defective on its face because new complaint failed to allege what made the omissions of criminal facts in the ~~new~~ initial complaint to support it U.S. v Caldwell 302 F. 3d 399, 412 (5th Cir 2002) also U.S. v Farcebaeto 192 F Supp 587, 593 (D Mass 1961) The Supreme Court has distinctly held that an adequate basis for finding of probable cause must appear on the face of the complaint