

To the attention:

12/12/09

Chief Magistrate Fernando J Gaitan

Here is a copy of my latest pro se motions filed to your court for the first time following its unscrupled date and magistrate Robert Larsen denies such motions regardless of acting in good faith without considering a review.

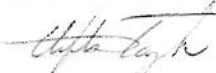
At this time I should have about fifty five Pro-Se motions submitted because my court appointed counsel has refused my request of motions and is prepared to send me to trial without filing any pre-trial motions on my behalf himself. My previous trial was for 08/09 or July my attorney Travis Ponderance stated that my DNA have come back positive therefore I should take a ten year plea in my best interest. In 11/09 my attorney has written me letters ~~undoubtedly~~ to inform me the DNA results are still being awaited for therefore his prior findings of DNA was a attempt to seal a prosecution, totally against my desires and right to be appointed by effective counsel for myself.

Magistrate Robert Larsen has been made aware of my attorneys ineffectiveness through ten motions and recently in court I have addressed these issues and magistrate Larsen laughed in my face and told me it looks like I'm just stuck with this attorney whom he knows I have filed an civil rights complaint against for organized crime because the attorney is not objecting to inadmissible evidence from the prosecution. I am aware of Hybrid or Hybrid representation but my attorneys ineffectiveness travels way beyond the civil Rights complaint, therefore I should be entitled to replacement of counsel.

Chief Magistrate Fernando J Gaitan I request of your splendor that you would order replacement of counsel and or also replacement of magistrate that I should be entitled to a fair trial.

Thank You

Evidence of government misconduct must be presented to the court and not jury. US v Bertoli 854 F Supp 975 (DNJ 1994 affirmed in part, vacated in part 40 F 3d 1384) 3d Cir 1994

Respectfully Submitted 

11/23/09

3 of 3 motions

Case No. 09-00043 REL-01

U.S.A. v Clinton D

*James N. Hughes Jr*  
 JAMES N. HUGHES JR  
 Notary Public - State of Kansas  
 My Appt. Expires 10/20/13

### Motion for ineffective assistance

I the defendant hereby request the courts to grant replacement of <sup>effective</sup> court appointed counsel.

If the defendant is in a fiduciary relationship with the other party (attorney and client) he may have the affirmative duty to speak the truth. Saare V Moss 84 F 3d 1212 (9th Cir 1996) Counsel was found ineffective for not objecting to inadmissible evidence.

### Motion for In camera Review of behind the counter Camera Evidence

The defendant hereby request the courts to grant all video footage from behind the counter at cricket store the defendant was arrested outside of. Brady V Maryland 373 U.S 83 (1963) Due process requires disclosure of evidence upon request where the evidence is material either to guilt or to punishment irrespective of good faith or bad faith of the prosecution. Pennsylvania V Ritchie 480 US 39 (1987) District court required to review specific documents to determine if they contain exculpatory evidence US V Figurski 545 F 2d 389 (4th Cir 1976) material which is exculpatory must be disclosed.

### Motion to dismiss with prejudice

The defendant hereby requests the courts to dismiss charges of bank robbery due to lack of Due Diligence <sup>from</sup> for prosecutions failure to provide all camera footage at cricket store (behind counter) therefore the government wrongfully withholds possible exculpatory info US ex rel. Merrett V Hicks 492 F Supp 99 (D NJ 1980) due process requires that exculpatory material be made available US V Peters 732 F 2d 1004-1009 (1st Cir 1984)

### Motion to request 17c of Kansas City Police D video evidence.

The Defendant hereby request the Courts to order a 17c for In camera review of all video evidence obtained from cell phone store prior to arrest § 2704 Backup preservation provider shall create backup copy consistent with regular business practices

Robert Taylor 21415045  
CCA 100 Highway 7722  
Lawrence KS 66048

M-012

KANSAS CITY MO  
15 DEC 2000 PM 2 L



Attn. Chief Magistrate  
Fernando J. Canton  
400 East March St  
Kansas City Mo 64106

SCREENED BY  
U.S. MARSHALS

Legal Mail

6410612607

