

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF  
MISSOURI WESTERN DIVISION

UNITED STATES OF AMERICA 3  
Plaintiff 3  
V 3  
MAYLIN D. SMITH 3  
3

CASE NO. 10-CR-00162-FJG

MOTION TO WITHDRAW COUNSEL

I Maylin D. Smith, not totally in a mental state of mind, am requesting that my present attorney be withdrawn from my case, do to ineffective assistance of counsel. This is my second motion regarding this situation that has still yet to be resolved between counsel Alex McCauley and I Maylin D. Smith. When asked a seriousness of questions concerning my counsel Alex McCauley states that he can not do much to help me in my case. Giving that counsel Alex-McCauley is unconcern about my case and well-being. I would ask that he be removed from representing me on me on my case. As I continue to read case laws concerning my and questioned counsel about motions to file he continues to tell me he will not file the motions and I've also asked him to provide me with legal documents such as court clocks, grand jury transcripts, indictment and he's failed to provide anything those just to name a few. The only thing Alex McCauley is concern with is me taking a plea, being that is he's come up with numerous strategic methods to get me to plea out such as scare-tactics. With all due respect I am asking that I be allowed to be assigned a counsel with better knowledge and experience, since counsel Alex McCauley is certain that he can not win or propose a good defense to my case. THANK YOU AND GOD BLESS

Respectfully Submitted

Mylin D Smith - 22298045

~~Mylin D Smith~~ - 22298045

CDC 100 HIGHWAY TERRACE  
LEAVEN WORTH, KANSAS 66048

cc: Magistrate Judge, LARSEN  
COURT CLERK

ATTORNEY: Alex McCauley

I Mylin D. Smith is presenting this Omnibus Motion "Per se" with all due respect to the courts, I'm acting in "Per se" cause my attorney Alex McCauley refuses to file these motions for. I've requested several times and have giving Alex McCauley more than enough time to file, and knowing some of the motions that I'm filing have to be address pretrial before it can be brought up on the appellant level. So with that said and taken in consideration that I'm not a lawyer, this is the only way to have these issue address. Thank you for your time.

- ① Motion for Severance - grounds... prejudicial defense and substantive count of felon in possession/prejudicial joinder also new co-defendants - under CRIM.R. 14 CRIM.R. 12(b)(3) U.S. v. MARISCAL, 939 F.2d 884 (9th Cir 1991)
- ② Motion.. Notice of government intention to use evidence under CRIM.R. 12(b)(3) CRIM.R. 16
- ③ Motion to suppress tape recordings of certain intercepted wire communications for lack of intelligibility.
- ④ Motion in limine challenging government use of prior info
- ⑤ Motion to suppress any and all protected statements.

Respectfully Submitted  
Mylin D. Smith 222 980 45  
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L.D.C 100 Highway TERRACE  
LEAVEN WORTH, KANSAS

cc Magistrate Judge LAREN  
Attorney Alex McCauley

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United States District Court  
Judge L. HESSEN  
Western District of MO  
KANSAS City MO 64106

INDIGENT



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