

Dear Mrs. Somers,

July 29th, 2018

This letter is to inform you that you are deliberately withholding crucial defense discovery from me and it is and will continue to prejudice my defense. I have and continue to make it clear to you that I am not detained lawfully. I have made it abundantly clear that I was systematically denied affirmative defense, effective assistance of counsel, access to witnesses, investigation, discovery and other critical rights at crucial stages of my case (pretrial, bail, trial preparation, preliminary hearings etc.). I have repeatedly asked you to provide transcripts of all four preliminaries and all Marsden hearings to prove this allegation. I am hereby informing you that no due conviction can occur, nor any decisions be legally made until my allegations of denial of rights at my preliminary hearings are lawfully addressed. In the meantime, I am unlawfully detained for three years. I have informed you repeatedly that the prosecution against me is a malicious, political, bad-faith prosecution. I have informed you, and the record is clear that there is abundant evidence of prosecutorial misconduct and bias by Judge Beatty. I have informed you repeatedly that I am being systematically denied access to the courts by the jail personnel (Civil Death) to include federal and family court. I have informed you that approximately NINE Habeas Corpus petitions that were ordered to show cause and/or incorporated into those petitions were illegally dismissed by collusion between Public Defender Kathryn Barton and County Attorney Adam Pressman. I have repeatedly told you that I am being retaliated against and am very unsafe in the jail. I have repeatedly told you

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that I am suffering from mental illness, untreated for 3 years. I have repeatedly told you that there is underlying psychiatric issues in all of my cases. You have not investigated any of these issues or taken any action to defend my rights. You do not seem sufficiently concerned that my mental state is deteriorating. You do not seem sufficiently concerned that I am detained illegally without meaningful Bail. You do not seem concerned that I am being maliciously prosecuted or abused in the Jail or my Habeas and grievance rights denied by the County. You do not seem concerned that being denied any meaningful investigation or defense is causing me severe distress and complications of my pre-existing psychiatric problems. You are my 8th lawyer. Despite the fact that I like you personally and believe you have done some work to move my case forward, I still believe my cases were already hopelessly compromised before your assignment and that so far your assistance has been ultimately ineffectual. My expectations of your representation is simple, clear and based entirely upon the law. Judge Beatty has shown incredible bias and it's on the record — she must be recused or I will not receive any fair hearing. I have been denied meaningful bail hearing for 3 years. I will only get a fair bail hearing if Beatty and when Beatty is recused and not before I am entitled to pre-trial appellate review on this issue and have not received it. The very next lawful cause of action would be 995(A) motions on all four preliminaries for denial of counsel at critical stage, denial of affirmative defense, discovery, investigation etc. Those motions should absolutely be granted as the record is clear that my rights were systematically denied. If they are not, I am entitled to appellate review. The very next lawful, necessary cause of action would be motion to dismiss for prosecutorial misconduct. These things must be done in a certain order because the abuse will not stop

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until this D.A. is officially challenged. I am filing a federal Suit against the County and D.A. (that the Jail is attempting to block me filing), for Malicious prosecution. I have written a declaration (very strongly worded) claiming that I cannot get any fair trial in Shasta because of politics. This should be filed immediately, even if you must help me. There are other lawsuits forth-coming. I am also hereby putting you on notice that because I am incarcerated and cannot put any real pressure upon the District Court in my Federal Suits and Habeas I believe they are slow-walking all of my cases and/or perverting the law to deny lawful claims. Are you discerning a pattern here? False arrest, false prosecution, Civil Death, deliberate interference, Collusion, incompetence, perjury, mis-representation. This is what government does. Whose side are you really on? Do not claim to represent me if you are deliberately, negligently or even unknowingly facilitating their corruption. The more, local, state and federal governments become incompetent, the more they must lie, oppress, persecute innocent people! The more effort they direct toward mis oppression, the less effort they can direct towards legitimate governmental goals (Hence the absolute tread-mill efficiency in Shasta County of Rail-roading people into a prison cell at a time when the City of Redding and 100 sq. miles of California are decimated by the Carr Fire for want of simple, responsible, wild-land fire planning in the Whiskeytown Unit). ~~Front~~ Action demonstrates Priorities (Gandhi). What are your Priorities Mr. Somers? Either start fighting these people one half as hard as they are fighting me or get out of the way because I will not stop fighting them.

"All that is necessary for the triumph of evil is that good men do nothing."

— Edmund Burke

I am hereby noticing you (again) that I am in no way waiving my rights to all discovery, access to witnesses, all legally necessary motions, pretrial Appellate review, pitchess motions, legal research, expert witnesses, investigation, Constitutional rights etc. I am also hereby noticing you that (once again) you misstated the law to me. People Vs. Muhammed and People Vs. Martinez make absolutely clear that "only ^{In writing/contract} officially O.R. ed or Bail persons can be charged with "out on Bail" enhancements" That means, that I can only be charged with a bail enhance in the last case. To sustain the D.A. must convict on both the D.V. Case and the last 402 case. Even with that exposure you should be noticing the court that I have already exceeded the presumed time served if convict of all charged. The fucking GiG is up. Come out with your hands on your fucking head. No more games. You are wittingly (or unwittingly) facilitating their bullshit, continued, persecution of my person. Stop trying to blow smoke up my ass, stop running interference for these bullshit artists. The law is clear. Follow it or get off my case.

Sincerely
Robert Gibbs

Certification

I, Robert Gibbs, do hereby certify under penalty of perjury, the proper service of a true copy of this document upon Attorney Ted Somers by way of mail or personal service, with proper postage and addressed to: Mr. Ted Somers
1714 West St.
Redding CA. 96001

Signed
Robert Gibbs
this 29th day of July 2008