

1 Michael Frank Goodwin, in pro-se
CDC #F69095, Housing, E24-D101.
2 R.J. Donovan State Prison
480 Alta Rd., San Diego, CA. 92179
3
4

5 THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

6 COUNTY OF LOS ANGELES

7 Michael F. Goodwin ,

8 Petitioner)

9 vs.)

10 Warden R. Acevedo)

11 Respondent)

New Case # _____

Superior Court #GA052683

Second District #B197574

CA. Supreme Court #S225061

Federal District cv-09156-PVC

Related Prior Case SA CR 93-67(B)(GLT) ^A <

MOTION FOR RULING ON FRANKS MOTION AND MOTION TO
SUPPRESS PURSUANT TO PENAL CODE § 1538.5.

12 TO THE HONORABLE COURT, THE DISTRICT ATTORNEY, THE CALIFORNIA ATTORNEY GENERAL
AND ALL PARTIES.

13 COMES NOW, Michael Frank Goodwin, "Goodwin", the defendant in the above referenced
14 matter, and respectfully submits this Motion for Ruling re the previously filed
15 on 9.18.24, mailbox rule, FRANKS Motion, replaced here, Exhibit A, by an
16 updated version, minor changes, and an additional Motion to Suppress Evidence
17 pursuant to California Penal Code § 1538.5. This Motion is brought on the
18 following grounds including no Response to Exhibit A as of 6.16.25.

19 I. JURISDICTIONAL CHALLENGE

20 The Los Angeles District Attorney (LADA) improperly reassumed jurisdiction
21 over this case after the Fourth District Court of Appeal ruled that Orange
22 County (OC) had no jurisdiction over the case filed vs. defendant after the
23 LADA had abdicated jurisdiction to OC re this case, 2004 Cal. App. Unpub. LEXIS 3932.

24 The LADA then proceeded to utilize evidence obtained from Orange County's
25 improper search and seizure of defendant for what newly discovered and BRADY

26 material show the affidavits lacked probable cause, contained multiple reckless

27 A) Defendant swears under Penalty of Perjury that this case file the DA has/withholds,
CT i433, includes BRADY & PC §.1054.1 materials required by law to be provided that
28 shows 7 major DA guilt allegation false, most related to reckless affidavit falsehoods.

1
2
3 falsehoods, and material omissions.

4 II. FRANKS v. DELAWARE CLAIM

5 The defense asserts the affidavits used to justify the search, lineup,
6 and arrest contained material reckless falsehoods and omissions. Defendant has
7 filed proof that the two claims alleging probable cause in the boilerplate 2004
8 LADA arrest affidavit were recklessly false. See attached Exhibit A, the FRANKS
9 Motion initially filed on 9.18.24, no response as of 6.16.25, minor updates.

10 Claims of documents/evidence establishing probable cause are at Exhibit 2
11 within Exhibit A at cp (consecutive page number) 58 and 61. Those are sworn to at
12 cp 59. None of the referenced documents are included with the boilerplate arrest
13 affidavit I received. Exhibit A's Exhibit 1 cp 51 is a declaration by a private
14 investigator confirming the Court Clerk told him the Court has no arrest affidavit.

15 Cp 55 in Exhibit A's Exhibit 1 is another private investigator affirming
16 that my trial attorney told him she had not seen an arrest affidavit. That lawyer,
17 Elena Saris, also told me she had not seen any of these missing affidavits.

18 Discovery is required under governing law and precedents to obtain these
19 affidavits, and this Court has authority to compel disclosure.

20 The affidavits and documentation related to initially filing those
21 affidavits will also, uniquely in this case allow defendant to ascertain whether
22 the LADA prosecution had the required to retake jurisdiction new evidence obtained
23 after the Orange County case was filed in December, 2001.

24 III. MOTION TO SUPPRESS PURSUANT TO PENAL CODE § 1538.5

25 Defendant notes there was no hearing to resolve his Penal Code § 1538.5
26 Motion, despite the motion having been filed and raising multiple material
27 challenges, and that subsequent to that Penal Code § 1538.5 Motion being filed
28 defendant obtained initially withheld evidence showing a need for other challenges.

No probable cause was demonstrated to justify use of:

- The search and seizure and subsequent use of that evidence.
- The lineup conducted in conjunction with the Orange County (OC) case.
- Any wiretap evidence obtained.
- The arrest itself.

Because the affidavits and warrants stem from Orange County authorities' jurisdictional overreach, and no valid Court ruling on the record established probable cause after the Fourth District's 4.23.04 dismissal, 2004 Cal. App. Unpub. LEXIS 3932, the fruits of such unlawful searches and seizures must be suppressed under Penal Code § 1538.5.

IV. REQUEST FOR IMMEDIATE DISCLOSURE OF AFFIDAVITS.

To adjudicate this motion, the defense requests this Court to order the prosecution, LADA and the CA. Attorney General, to disclose the original documents supporting the search, lineup, wiretap and arrest in the 2004 case or confirm they do not exist.

Defendant swears that affidavits he saw, retains some of, OC arrest, lineup, include a combined overlapping total of 140 reckless untruths. These are 35, 26, 40+, 40+ respectively for the OC arrest, lineup, search and wiretap.

None of them have probable cause.

V. PRAYER FOR RELIEF

Wherefore, Defendant respectfully requests that this Court:

1. Issue a ruling on the previously filed FRANKS Motion^A, included, minor updates including a new Exhibit 8 @ cp 106+ showing BRADY materials the DA/AG have.
2. Grant Defendant's Motion to Suppress Evidence pursuant to Penal Code § 1538.5.
3. Exclude from trial all evidence derived from the Orange County investigation.
4. Exclude defendant from any in person hearings due to serious medical issues.

A) Exhibit A herein. Begins 4th page hence. Cover is cp 7m. 1st page restarts @ cp 1.

(item #4 previous page, continued) Defendant request attending telephonically all hearings prior to the ultimate evidentiary hearing assuming one is ordered.

Defendant wishes to attend personally the final evidentiary hearing.^A

5. Grant any other relief the Court deems just and proper.

Michael Frank Goodwin

DECLARATION

1. I Michael Goodwin declare the following is of my own personal knowledge, and if required I could and would testify truthfully under oath in a Court of law.
2. I've seen no search, lineup, wiretap or arrest affidavits issued in the 2004 case except the boilerplate arrest affidavit, Exhibit A @ cp 57+ showing no evidence.
3. I've seen no documentation of the LADA retaking jurisdiction from Orange County (OC).
4. I've seen no proof of a Penal Code § 1538.5 hearing being completed. My 2004 lawyer filed a PC § 1538.5 Motion with serious challenges. New challenged since surfaced.
5. I briefed proof of, respectively, 35, 26, 40+, 40+ reckless falsehoods in the OC arrest, lineup, search, wiretap affidavits plus material omissions.
6. I focus on the OC search/lineup affidavits. If the LADA relies on them to try to avoid the illegal search/lineup evidence being stricken from trial, or claims to have offered, as law requires, new affidavits in the 2004 case I am 100% confident no probable cause in either affidavit will be proven, striking the evidence-dismiss.
7. Additionally the BRADY material I swear to in any new affidavit will allow us to show we were entitled to expose det. Lillienfeld's 140 affidavit perjuries to Jurors.
8. When the "HE FLED ON MAY 15, 1988, SAILING AWAY TO HIDE ON A BOAT IN GUATEMALA FOR 3 YEARS UNTIL THE BOAT WAS REPOSSESSED IN 1991 IN GUATEMALA BY MIKE MCGEE, STRANDING GOODWIN WITH NO HOME OR TRANSPORTATION," accurately paraphrased, RT 8784-5/9027/2741, 6901-7 offer of proof, sourcing from affidavit related claims e.g. cp 83 top, more...

I **SWEAR 28 PROSECUTOR FALSEHOODS ARE ADDED WITH NO EVIDENCE SUPPORT**, cp 106+.

9. The 3.23.17 Minute Order, sent on req, /often cited as an excuse for the DA/AG/Court refusing to order or provide evidence including BRADY material evidence shows the DA/AG have to completely impeach every DA trial claim/every false affidavit claim.

No evidence supports it, it is a clear Abuse of Discretion, and it rules, B < I can move for discovery after I file my habeas, which I have plus new law controls.

All herein sworn to as true and correct under Penalty of Perjury under the laws of the State of California. San Diego, CA. Respectfully.

A) With all medical issues adequately allowed for.

B) Re new law, in re JENKINS (2023) 14 Cal. 5th 493, the January 2018 Update, LADA Litigation Manual re BRADY/discovery & new facts expose more discovery violations, e.g. affidavits/cp 64+.

Michael Frank Goodwin
in pro se

EXHIBIT A, MOTION FOR FRANKS HEARING AND PC § 1538.5 RULING. FILED 6.18.25.

This is basically my initial FRANKS v. DELAWARE Motion filed 9.18.24 to the Superior Court and the LADA, no response as of 6.16.25, with minor updates, including proof of 28 material DA false arguments/statements/claims, none supported by ANY evidence I find on or off the record. See Exhibit 8 cp 115-123.^A

These new pages are borrowed from my informal NAPUE v. ILLINOIS request to correct 84 false prosecution arguments/expert witness testimonies/statements/claims, 40+ with no evidence support I find. These are on just the first 12 of the LADA's 21 major allegations ostensibly supporting my guilt.

All seem to source from and/or have relevance re Orange County affidavit falsehoods, reckless, most can be shown as intentional by det. Lillienfeld who also signed the partial 2004 LA arrest affidavit we got, Exhibit 2, cp 56+.

The only sworn to under penalty of perjury statements therein,^B cp 59, reference specifically cp 58 and 61 claims which are false. The documents sworn to as attached there to establish probable cause are not included.

It is a permissive inference these crucial documents were never filed on the record since the blank to be filled in at cp 61 for the # of attached pages is blank. However, since a petit Jury conviction most often trumps a lack of initial probable cause the most efficient resolution may be providing the not discovered search and lineup 2004 case affidavits or attempt to establish probable cause before illegally offering the "fruit" of the dismissed for no Jurisdiction, material false claims thereto, search and lineup affidavits.

And if the LADA cannot provide A) proof new evidence was offered in the arrest affidavit, and/or B) proof that they correctly on-the-record reclaimed the Jurisdiction they had abdicated to Orange County for the dismissed case, 2004

Cal. App. Unpub. Lexis 3932, e.g. p. 34, the LA case must be dismissed for either.

- A) Including 5 false claims/arguments in the RT 6901-7 WITH ABSOLUTELY NO EVIDENCE SUPPORT & my prior on-point criminal case on which MY WITHELD TESTIMONY in SA CR 93-67(B)(GLT) proving it all false-impossible-fabricated from thin air in a conspiracy.
B) The LADA 2004 case arrest affidavit, the sole affidavit re probable cause, 2004 case.

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THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

Michael Frank Goodwin

Petitioner

vs.

Warden James Hill

Donovan State Prison

Respondent

New case #

Superior Court #GA052683

Second Dist. #B197574

CA. Supreme Ct. #S225061

Fed. Dist. cv-09156-PVC

MOTION FOR FRANKS v. DELAWARE HEARING, AND
JURISDICTION CHALLENGE WHICH A FRANKS HEARING
IS NECESSARY TO RESOLVE. AND, MOTION FOR COPIES
OF MATERIALS REQUIRED TO LITIGATE @ CPS 64-79/
85+ PURSUANT TO LAW/FACTS PLEAD P. 7 & THRUOUT.

1. Exh. 2 cp 58-59-61, sworn to arrest affidavit "reckless untruths" claim proof

establishing probable cause is attached. It isn't. The cp 61 p. # slot is blank.

2. The sole 2004 case arrest/search/lineup affidavit I see is the Exh. 2 partial.

3. Exh. 1 cp 51, an investigator declaring, the Court Clerk confirmed the Court
has no full copy of the arrest affidavit. So, GALLAND, p. 8 should govern.

3A. A cp 54 declaration affirms my lawyer saw no arrest affidavit, negligent IAC.

3B. Petitioner acknowledges that generally a petit Jury verdict supercedes no
arrest affidavit probable cause. However this is fundamentally different, very
possibly an issue of 1st impression re lack of Jurisdiction on multiple paths.

4. E.g. the core Case-in-Chief and Case Theory including the majority of, arguably
all necessary to convict allegations are a massive, false Fraud-on-the-Courts,
which a FRANKS hearing will expose re "Reckless Untruths" in affidavits.

4A. The only search/lineup affidavits I see, bp 025144, 025358, 025190 from the
dismissed 2001 case share the same Jurisdiction/venue false claims as the bp
025171 Exh. 5 cp 80 arrest affidavit dismissed for the false Jurisdiction claim.

4B. 100s of DA expert testimony pp. re search FRUIT was prohibited²/must be voided.

5. A Fed Order ruled as BRADY mtl. shows 40 affidavit/trial search fruit untruths.

1) I challenge foundational Jurisdiction, p. 12+ & re Search/Lineup affidavit fruit.
2) Orders prohibited any mention of dismissed BKY frauds @ RT 4050/RT V12-26/11.16.05
p. 32 since prosecutors lost on them in my prior trial/SA CR 93-67(B)(GLT) @ p.10.

FACTS, HOW A FRANKS HEARING WILL STRIKE SEARCH/LINEUP FRUIT, REQUIRING DISMISSAL.
- DA allegations these will require striking allow proof of Actual Innocence -

6. First detailing how loss of the fruit of the lineup and search affidavits/
warrants, if any exist for my 2004 case, I've seen none, collapse the DA/AG
core Case-in-Chief/Theory of the case, my alleged motive and sole link to killers.

7. Lineup/ID is simplest, so 1st. The Jury foreman's post conviction declaration
swore no evidence was offered that linked me to the allegedly hired killers, CT
2078-9. However, although unlawful, the 2nd Dist. on Appeal ruled my alleged ID
being in the area, 1.6 miles from the crime scene during the week prior to the
murders did link me to the killers, although obviously Jurors rejected that.

Law is absolute that the Court is prohibited re "INVADING JURORS' PROVINCE".
However that is not appropriate for a FRANKS hearing. I hold that for a Habeas.

Because my 2001 lineup in the Orange County case is legally voided via no
Jurisdiction/Venue to seize me requires that it be, my ID, necessary to convict,
cannot be resurrected. That is because Law prohibits the only other ID, in-Court,
to be used since I was the obvious defendant. Other evidence proves my ID false. 1 <

That will be introduced at the FRANKS hearing if we need to prove the other
claims in the lineup affidavit beyond the Jurisdiction/Venue claims the Fourth
Dist. dismissed, infra, do not support probable cause. With 24 other false claims
in the bp 025144 lineup affidavit, "reckless untruths", there isn't probable cause. 2 <

8. The #1 defense however is simply that after the Fourth Dist. ruling that the
Jurisdiction/Venue claims shared in the arrest, search, lineup, wiretap
affidavits were false, I find nothing on-the-record moving any Court to see if
any lineup/search affidavit has probable cause. Thus the warrants must be voided.

Law supra, "NO WARRANT WITHOUT PROBABLE CAUSE SUPPORTED BY OATH OR AFFIRMATION".

9. Page 12 details this and the key takeaway re no probable cause because of no
evidence supporting Jurisdiction/Venue in the affidavits of which I'm aware is,

"THE PROSECUTING COUNTY IS NOT CONNECTED WITH THE MURDERS AT ALL,
THAT IS THE PROBLEM." 2004 Cal. App. Unpub. Lexis 3932, pp. 34, 12+, 22+.

This is re the Orange County 2001 case where the same Jurisdiction/Venue false 3 <

claims were in the lineup/search affidavits used to illegally seize me/my law files.

- 1) E.g. new & BRADY evidence re the time of the crime/race of killers/my physical descrip-
tion proves my ID false, actually impossible. 2) If this affidavit was used. I can't tell.
3) P. 10 has more on why these illegally seized files, many attorney-client are prohibited.

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1-8	Facts/Law moving for-requiring a <u>FRANKS</u> hearing re no affidavits ruling probable cause claims re arrest or right to seize/use search-lineup "FRUIT!"
5	<u>FRANKS</u> v. DELAWARE Law to strike affidavit "Reckless Untruths", also cp 7.
8	People v. <u>GALLAND</u> requires copies or reconstruction of search-seizure affs...
9	Law prohibiting augmentation or new theories to justify a search/seizure.
10	Prosecutor Alan Jackson falsely stating, with no evidence to support him, what evidence the Judge had prohibited. This allowed him to "get in" the evidence <u>A.</u> Seized without Jurisdiction/no probable cause for the warrants, <u>B.</u> prohibited by two murder trial Court Orders because. <u>C.</u> Team prosecutors had lost on them in my prior trial so Res Judicata/collateral estoppel and possibly judicial estoppel should have prohibited, and <u>D.</u> Evidence proves Jackson willfully suborned dozens of DA expert perjuries on and/or he/Dixon offered false evidence/false arguments-claims about. <u>THIS IS THE CORE CASE.</u> It was <u>only</u> possible because of a withheld Court Order ruled as <u>BRADY</u> mt.1.
11-11A	Collateral Estoppel governs cp 10-11-11A facts & prohibits 7+ DA frauds.
12-16	"JURISDICTION-FORUM SHOPPING" Law, p. 15 & more lack of Jurisdiction Law. Law requires procedures to transfer Jurisdiction/venue but I find nothing. Offer-of-Proof as is required by <u>FRANKS</u> v. DELAWARE. See Exh. 1-2 cp 50-67 U.S. Supreme Ct. denial of Due Process analysis, exactly on-point here. Law requires Due Process denial and/or Extrinsic Fraud be addressed by non-statutory motion/procedures and Law re ineffective assistance.
21-25	<u>Prayer</u> including Law pp. 22-3 re Court providing copies of Court material.
26-35	Declaration including examples of gross ineffective assistance which seems to show intentional throwing my case-evidence proves these/many more claims.
36	Exh. list Exhs. 4/7 I got 20+ years after police took lists <u>BRADY</u> material.
37-49	Held aside to brief more "reckless untruths" when I get all affidavits.
50	Impeaching affidavit untruths will also impeach most DA trial allegations.
Exh. 1/cp 56 Exh. 2/cp 64 Exh. 3/cp 68 Exh. 4/cp 80 Exh. 5/cp 85 Exh. 6/Exh 7-8.	

1) Such that evidence will prove 122+ trial/prelim false testimonies/perjuries and/or DDA false claims dozens w/o any evidence support & 60+ affidavits untruths told 140+ times.
 2) 11.3.20 Habeas Order "IF IT WAS INCLUDED", pp. 26-7. It was/is included. My Actual Innocence Habeas will show how the DA habeas Resp. "RED HERRINGED" the Court from it.

1 PER A COURT ORDER THE SOLE SEARCH AFFIDAVIT I SEE HAS NO JURISDICTION/PROBABLE CAUSE.
2 The false Case-in-Chief here couldn't have been offered without the illegal search.

3 Attorney-client-privileged-confidential files, prohibited by two Court Orders
4 from the illegal search were used to suborn dozens of material perjuries to support
5 the false prosecution core Case-in-Chief/Theory of the Case/Motive WILFULLY FALSE.

6 It is: 'GOODWIN COMMITTED 15 BANKRUPTCY FRAUDS ESSENTIALLY STEALING
7 \$1,100,000+ WHICH SHOULD HAVE GONE TO PAY MICKEY THOMPSON'S
8 JUDGMENT AND OTHER DEBT. GOODWIN REFUSED TO PAY MICKEY. WHEN
9 NOTHING HE DID WORKED, HE HIRED KILLERS¹ TO AVOID EVER PAYING' (more page 10)

10 Accurately paraphrased from affidavits/testimony/written DA/AG pleadings and
11 statements-claims-arguments, including 300+ transcript pages of expert witness
12 testimony primarily based on the false/prohibited and illegally seized search items.

13 A BRADY material Federal Order I now have plus more BRADY material at cp 69+
14 I recently got, key pieces taken 23 years ago, and other new evidence kept from
15 Jurors, including by my own State appointed lawyers prove it ALL WILFULLY FALSE.

16 60 documents the DA/AG have-withhold, Exh. 7, and a 12.23.87 transcript
17 show a \$500,000 DA Fraud-on-the-Courts and 20+ DA witness perjury subornations
18 re "GOODWIN DEFRAUDED TO AVOID PAYING MICKEY'S DEBT, KILLING WHEN THAT FAILED,"
19 The Case-in-Chief. They include 7 BRADY Court Orders/key Goodwin statements.⁴

20 That DA/AG/complaining witness fraud blamed me for essentially the theft/
21 looting of the largest asset of my Bankruptcy (BKY), my INSPORT franchise contract
22 to produce SUPERCROSS events in large NFL Stadiums e.g. Anaheim, the L.A. Coliseum.

23 The 12.23.87 hearing transcript the DA expert testified that proved my wrong-
24 doing, withheld but the DA has, proves the opposite, disproving 17 of the perjuries.

25 That + newly discovered evidence I have proves Mickey's sister, powerful
26 local politician Collene Campbell, outright stole that asset from my BKY, bringing
27 in \$10,000,000± with it and then did a similar BKY fraud in their Bankruptcy re it.

28 I have a Ninth Cir. Judgment related to that, cc-02-1421-MoKMa/SA 95-13628-JR.
29 There are more false DA financial claims/frauds, most sourcing from 2001 affidavits,
30 e.g... "...THOMPSON WON A CIVIL JUDGMENT OF OVER \$500,000 FROM MICHAEL
31 GOODWIN. IN ORDER TO AVOID PAYING THE JUDGMENT, GOODWIN DIVESTED³
32 HIMSELF OF ALL ASSETS AND FILED BANKRUPTCY." Arrest/lineup bp 025171/025144.

33 For a hearing I'll file proof I paid in full/divested no assets-Mickey's people stole.²

- 34 1) A Jury foreman's post trial declaration swore no evidence linked me to the killers, CT
35 2078-9. The appeal Court illegally overuled that decision of the trier-of-fact, Jurors.
36 2) Including \$931,000 cash before the murders, \$5,768,000 later from my BKY assets. 3) Cp 81-2..
37 4) My statements MUST BE PROVIDED W/O LIMIT; People v. JACKSON 129 CA4th 129, 169 (2005)

RES JUDICATA, COLLATERAL ESTOPPEL, ISSUE PRECLUSION SHOULD GOVERN/P.11. IF NOT...

• Jurisdiction/Venue Law which may come to govern is at pp.12+ . I do not here cite Law required to prevail on my position, but rather Law re discovery & a hearing.

• I acknowledge that the juxtaposition of various classes of Jurisdiction, subject-matter/territorial/personal, with venue is more complex than my training allows me to completely understand at this point¹. And without seeing required Court files and/or what the DA/AG may claim is on the record it is premature to challenge.

• If we do go to the mat on Jurisdiction/Venue and all facts/evidence relevant to them including proof BRADY/Pen C § 1054.1 material withheld re them strongly support, from multiple legal rulings, that the LADA had no 2004 Jurisdiction for other reasons unrelated to lack of the right to use lineup/search/wiretap "FRUIT!"²

As stated, I leave that for now, although I cite Law re the materiality.

• Rulings by the Fourth Dist. within my 2004 dismissal for prosecutors/investigators having no right to charge me in Orange County or to seize/collect/retain/use, and I submit pass on to the LADA/LASO for the 2004 case are firm, clear, relevant,

e.g; "WE CANNOT ASSESS THE SUFFICIENCY OF THE EVIDENCE; WE ARE TO NOTE ONLY THE COMPLETE LACK OF EVIDENCE TO CONSTITUTE PROBABLE CAUSE FOR VENUE. (See 4 WITKIN & EPSTEIN, CAL. CRIMINAL LAW (3d ed. 2000) ILLUSTRATIONS; PROHIBITION GRANTED, § 245, pp. (454-5) 2004 CAL. APP. UNPUB. 3932, p. 15. (Emphasis added by petitioner)

• Reading the entire Opinion closely, with the knowledge of new evidence not filed there underscores that A) Per my Fourth Dist. ruling @ page 2 line 26, and thruout the Opinion, nothing supported the right for Orange County to charge/arrest/put me in a lineup (that new evidence shows was too suggestive and not reliable per Supreme Ct. Law) or to search/seize my home/home legal office.

More materially if we get into Jurisdiction/Venue, B) Evidence is overwhelming, incontrovertible, that both LADA and OCDA prosecutors and investigators knew in advance NO evidence supported the gun, stun gun, or any other claims to give Jurisdiction/Venue to Orange Cty but fabricated claims in a Conspiracy.

MY 24 YEARS WRONGFULLY IN SOURCED FROM THE FALSE OC CHARGES, SEIZURES.

An Evidentiary hearing will allow proof LA has no jurisdiction/right to charge.

1) E.g. per People v. SIMON (2001) 25 Cal.4th 1082, 1064+/People v. JACKSON (1983) 150 CAL. App. Supp. 1/BURNS v. MUNI. CT. (1961) 195 Cal. App. 2d 596, & other decisions.

2) This re overall Jurisdiction to retake it. Until I see Court files I won't know.

Jurisdiction/Venue precedent that will apply if litigation ensues re Res Judicata et al striking lineup and/or search "FRUIT" is @ p. 12. Striking one or both of them per FRANKS, below, showing no probable cause, or Res Judicata will PROVE ACTUAL INNOCENCE PER McQUIGGIN v. PERKINS 569 U.S. 383, 386-7 (2013)

"IN LIGHT OF THE NEW EVIDENCE, NO JUROR ACTING REASONABLY WOULD HAVE VOTED TO FIND HIM GUILTY BEYOND A REASONABLE DOUBT"

That is almost certain because by my recall via 1000s of hours working my case, and 1000s of entries in an alphabetized binder of DA claims/defenses/ witness statements/impeaching material. I swear most all the DA allegations at trial were 1st stated in the affidavits I've seen, & evidence shows them false.

And since no new evidence was presented at trial, as I've stated, the permissive inference is that whatever affidavits do "surface" they will be primarily a repeat of the claims evidence proves false, and I'll prove false.

This is particularly true if the search/lineup affidavits are from 2001. Swearing/p. 26 to that fact, governing Law, starting with FRANKS v. DELAWARE.

"...WE HOLD THAT, HN1 WHERE THE DEFENDANT MAKES A SUBSTANTIAL SHOWING THAT A FALSE STATEMENT KNOWINGLY AND INTENTIONALLY, OR WITH RECKLESS DISREGARD FOR THE TRUTH, WAS [*156] INCLUDED BY THE AFFIANT IN THE WARRANT AFFIDAVIT, AND IF THE ALLEGEDLY FALSE STATEMENT IS NECESSARY TO THE FINDING OF PROBABLE CAUSE, THE FOURTH AMENDMENT REQUIRES THAT A HEARING BE HELD AT THE DEFENDANT'S REQUEST. IN THE EVENT THAT AT THAT HEARING THE ALLEGATION OF PERJURY [***5] OR RECKLESS DISREGARD IS ESTABLISHED BY THE DEFENDANT BY A PREPONDERANCE OF THE EVIDENCE, AND, WITH THE AFFIDAVIT'S FALSE STATEMENTS SET TO ONE SIDE, THE AFFIDAVIT'S REMAINING CONTENT IS INSUFFICIENT TO ESTABLISH PROBABLE CAUSE, THE SEARCH WARRANT MUST BE VOIDED AND THE FRUITS OF THE SEARCH EXCLUDED TO THE SAME EXTENT AS IF PROBABLE CAUSE WAS LACKING ON THE FACE OF THE AFFIDAVIT!" FRANKS v. DELAWARE 438 U.S. 154, 155, 98 S.Ct. 2674, 57 L.Ed.2d 667, 1978 U.S. LEXIS 127 @ p 3.

Petitioner submits Exh. 1-2 and my argument, supra, is prima facie proof of no probable cause after reckless untruths are stricken in the only affidavit I

1) Intentionally or reckless so, most will be proven as wilfull perjuries. DDAs signed some of the affidavits & evidence shows DDAs wilfully adopted the untruths knowing them as false...

++

1 find that is confirmed as for the 2004 case in L.A. If this is not sufficient
 2 for the Court to set a FRANKS hearing and to accordingly per Law Order required
 3 discovery for it, please provide all other affidavits confirmed as relied on
 4 for the 2004 case, particularly the search, lineup and if relevant wiretap.¹

5 For Judicial efficiency I stress that 80%+ of OC affidavit reckless
 6 falsehoods are relevant exactly on-point or in some material way to trial
 7 claims. Thus all withheld material @ cp 64-79 and 85+ is needed to litigate.

8 "AN ARREST QUALIFIES AS A SEIZURE" People v. MENDOZA (2011)
 9 52 Cal. 4th 1056, 1081, 132 Cal. Rptr. 3d 808.
 10 ASHCROFT v. AL-KIDD 131 S.Ct. 2074, 2080, 175 L.Ed.2d 1149,

11 "...EVERY WARRANT MUST MEET REQUIREMENTS OF THE WARRANT
 12 CLAUSE, AND BE BASED UPON PROBABLE CAUSE, SUPPORTED BY
 13 OATH OR AFFIRMATION!"

14 GROH v. RAMIREZ 540 U.S. 551, 554-7, 157 L.Ed.2d 1068, 1076
 15 124 S.Ct. 1284, 1288-90, 2004 U.S. LEXIS 1624 @ pp. 7-12.

16 "...THE CASE LAW PERMITTING A DEFENDANT TO ATTACK A FACIALLY
 17 SUFFICIENT SEARCH WARRANT ON THE GROUNDS THAT IT CONTAINS
 18 MISSTATEMENTS OR OMISSIONS IS EQUALLY APPLICABLE TO ARREST
 19 WARRANT AFFIDAVITS!"

20 People v. ANDERSON (1983) 149 Cal. App. 3d 1161, 1164, and see
 21 People v. BELMONTES (1988) 45 Cal. 3d 744, 770.

22 "WE HELD THAT UNDER CALIFORNIA LAW, WHERE THE PLAINTIFF IN
 23 THE LATER PROCEEDING ALLEGES 'FABRICATED EVIDENCE' OR
 24 'OTHER WRONGFUL CONDUCT BY STATE OR LOCAL OFFICIALS' AN
 25 EARLIER DETERMINATION OF PROBABLE CAUSE IN A CALIFORNIA
 26 PRELIMINARY HEARING DOES NOT PRECLUDE A PLAINTIFF FROM
 27 CONTESTING THE ISSUE OF PROBABLE CAUSE IN A LATER
 PROCEEDING " SCAFIDI v. LAS VEGAS METRO POLICE (9th Cir. 2020)
 966 F.3d 960, 964, 2020 U.S. App. Lexis 23088 @ p. 7.

"...THE DEFENDANT HAS A CONSTITUTIONAL RIGHT TO SHOW THE
 ABSENCE OF PROBABLE CAUSE. OF COURSE THIS CONSTITUTIONAL
 RIGHT IS A SUBSTANTIAL ONE!"

U.S. v. EX REL. HUGHES v. GAULT 271 U.S. 142, 46 S.Ct. 459,
 70 L.Ed. 875, 1926 U.S. LEXIS 614 @ p. 7, and see,

TINSLEY v. TREAT 205 U.S. 20, 31-32 (1907) and citations therein.

"NO WARRANTS SHALL ISSUE BUT UPON PROBABLE CAUSE,
 SUPPORTED BY OATH OR AFFIRMATION!"

EX-PARTE BOLLMAN 8 U.S. 75 (1807), 1807 U.S. LEXIS 369.

Plus 102 more SCOTUS and 9217 other Lexis decisions as of 7.25.24.

To be 100% clear, I've seen NO affidavit confirmed for the

2004 arrest or use of lineup/search fruits except that in Exh. 2.

1) GALLAND, p. 8 rules the Court must retain a copy of the affidavits. Copies of Court material are required to be provided required w/o showing good cause, SATELE @ p. 22.

1 There is substantial more Law requiring suppression and/or possibly even
 2 reversal/dismissal depending on what Court copies/DA-AG discovery shows, e.g.
 3 via INHERENT EQUITABLE AUTHORITY/DUE PROCESS DENIAL/EXTRINSIC FRAUD/PP 19-20

4 "WHETHER THE ALLEGED JUDICIAL DECEPTION WAS BROUGHT ABOUT
 5 BY MATERIAL FALSE STATEMENTS OR MATERIAL OMISSIONS IS OF
 6 NO CONSEQUENCE (citations internally omitted). IN STANERT,
 7 WE REASONED THAT BY "REPORTING LESS THAN THE TOTAL STORY,
 8 AN AFFIANT CAN MANIPULATE THE INFERENCES A MAGISTRATE WILL
 9 DRAW!..TO ALLOW A MAGISTRATE "TO BE MISLEAD IN SUCH A
 10 MANNER COULD DENUDE THE PROBABLE CAUSE REQUIREMENT OF ALL
 11 REAL MEANING!" id. ACCORDINGLY, HN2 A FOURTH AMENDMENT
 12 VIOLATION OCCURS WHERE "THE AFFIANT INTENTIONALLY OR
 13 RECKLESSLY OMITTED FACTS REQUIRED TO PREVENT TECHNICALLY
 TRUE STATEMENTS IN THE AFFIDAVIT FROM BEING MISLEADING!" id
LILTON v. COUNTY OF RIVERSIDE, 120 F.3d 965, 973, 1997 U.S. APP.
 LEXIS 28412, p. 18. (9th Cir. 1997)

14 NOTE... "FOR PURPOSES OF OBTAINING DISCOVERY, A DEFENDANT NEED NOT
 15 SHOW THAT THE ALLEGED INACCURACIES OF THE AFFIDAVIT
 16 RESULTED FROM THE AFFIANT'S BAD FAITH...FOR PRESENT
 17 DISCOVERY PURPOSES, CASTING A REASONABLE DOUBT ON THE
 18 TRUTHFULNESS OF STATEMENTS MADE IN THE AFFIDAVIT WILL [***45]
 19 SUFFICE, REGARDLESS OF THE DEFENDANT'S ABILITY TO SHOW BAD
 20 FAITH OR TRACE THE INACCURACIES DIRECTLY TO MISREPRESENTATIONS
 BY THE AFFIANT!" People v. LUTTENBERGER (1990) 50 Cal. 3d 1, 23,
 784P.2d 633, 265 Cal. Rptr. 690, 1990 Cal. Lexis 34 @ p. 44.

21 The point of Law there is that although FRANKS requires proof of reckless
 22 disregard of the truth or intentional deception via falsehoods and/or omissions
 23 to be granted the evidentiary hearing, the burden to obtain a discovery Order
 24 requires only a "...REASONABLE DOUBT ON THE TRUTHFULNESS OF STATEMENTS,"¹ above.

25 There can be no doubt that the affidavit statements in Exh. 2, cp 58, 59
 26 and 61, sworn to, are false, and that no evidence of probable cause is there.

27 Thus petitioner certainly is entitled to a discovery Order to the DA/AG
 to provide all material relevant to 2004 arrest & use of lineup/search "FRUITS!"

1) Evidence cited above and thruout this FRANKS Motion cannot be legitimately
 disputed as more than CASTING REASONABLE DOUBT ON THE TRUTHFULNESS OF STATEMENTS"
 in the only affidavit issued in my 2004 case amongst the critial arrest, search
 lineup and wiretap affidavits core in the case and to defendant's conviction. And
 newly discovered plus BRADY material now also shows the Exhibit 51 black suspects
 required to link me to the uncharged conspiracy ARE IMPOSSIBLE TO BE THE KILLERS.

Depending on which affidavit, and if we find them, the below Law may apply, particularly if, A) No affidavits are on the record in the 2004 case, and/or B) copies were not left with the Court.

"A CLAIM WITHOUT ANY EVIDENCE TO SUPPORT IT MIGHT AS WELL BE NO CLAIM AT ALL!" (By Justice Breyer)
GALLOW v. COOPER 570 U.S. 933, 934, 133 S.Ct. 2730, 186 L.Ed. 2d 935, 2013 U.S. Lexis 4946.

"A FINDING WITHOUT EVIDENCE IS ARBITRARY AND BASELESS!"
ICC v. L.N.R.R. Co. 227 U.S. 88, 91, 33 S.Ct. 185, 157 L.Ed. 431, 1913 U.S. Lexis 2279.

Those are in case of no lineup/search/wiretap on-the-record affidavits. GALLAND, below is if we learn of affidavits the defense did not see, and/or must reconstruct portions of affidavits. I submit the latter will be impossible.

"THE COURT CONCLUDED THAT THE PRACTICE OF ALLOWING THE THE ALLOWING THE AFFIANT OFFICER TO RETAIN A PORTION OF OF THE ORIGINAL AFFIDAVIT...DEPRIVED DEFENDANT OF AN ADEQUATE APPELLATE RECORD AND VIOLATED HIS RIGHT TO DUE PROCESS OF LAW. THIS FAILURE TO MAINTAIN A RECORD ADEQUATE FOR APPELLATE REVIEW VIOLATED STATE AND FEDERAL CONSTITUTIONAL PROVISIONS, STATE STATUTORY PROVISIONS GOVERNING SEARCH WARRANTS, AND STATE STATUTORY PROVISIONS GOVERNING THE RETENTION AND DESTRUCTION OF COURT DOCUMENTS".

People v. GALLAND (2006) 146 Cal. App. 4th 277, 277-278.

That seems to be approved, below, with an added option to try to reconstruct.¹

"WE HAVE RECOGNIZED THAT REVERSAL MAY BE INDICATED WHEN CRITICAL EVIDENCE OR A SUBSTANTIAL PART OF A [RECORD] IS IRRETRIEVABLY LOST OR DESTROYED AND THERE IS NO ALTERNATIVE WAY TO PROVIDE AN ADEQUATE RECORD SO THE APPELLATE COURT MAY PASS UPON THE QUESTION TO BE RAISED!"

People v. GALLAND (2008) 45 Cal. 4th 354, 370, also cited in People v. TOWNSEL (2016) 63 Cal. 4th 25, 69.

"THE DENIAL OF AN ADEQUATE RECORD IS A VIOLATION OF THE DUE PROCESS AND EQUAL PROTECTION CLAUSES OF THE U.S. CONSTITUTION!" GRIFFIN v. ILLINOIS 351 U.S. 12, 16-20/

Per U.S. v. LEON the Fourth Amendment violation "Deterrent Effect" will be far reaching, 24 years wrongly in, high-profile, from "Reckless Untruths".²

- 1) With evidence showing 60+ material affidavit untruths, retold 140+ times & 122 trial false testimonies/perjuries/DDA false claims, DDAs/LASO can't be trusted to reconstruct.
- 2) Because analysis is fact specific, + deterrence here will be strong re massive media.

NOTICE TO ASSIST WITH COURT EFFICIENCY.

If the Court has decided to set a FRANKS hearing and to provide copies of the Court materials listed @ Exh. 4 cp 65 and/or to advise which of those listed you do not have, you may wish to skip ahead to my prayer @ page 21+.

The evidence/Law/facts re the primary needs for the FRANKS hearing have been mostly covered in the prior pages, and per Law I read are more than needed to require the granting of a FRANKS hearing and Order material needed for the hearing.

Production of copies of Court materials are required by U.S. and California Supreme Cts. Law, p. 22, without proof of good cause, although evidence/Law here shows good cause.

Facts/law p. 7 requires cp 66-79 & 85+ also. However those can trail.

Much of the balance here is demonstrating the materiality of decisions that will come from the FRANKS hearing, and/or other issues that cannot be resolved until after FRANKS hearing issues are decided, e.g. does the full arrest affidavit include the required new evidence for the LADA to exercise Jurisdiction?

Petitioner offers these other defenses, e.g. also extrinsic fraud, ineffective assistance of counsel, both trial and appeal, both State appointed,¹ a challenge to foundational Jurisdiction in the event that this Court feels consolidation will be Judicially efficient, promote the orderly administration of Justice. FRANKS hearing claims must be resolved prior to these.

1) Thus "BECAUSE APPOINTED COUNSEL ARE FURNISHED BY THE STATE, FAULT OR NEGLIGENCE BY SUCH COUNSEL MAY...RESULT IN DISMISSAL OF THE CHARGES" People v. JOHNSON (1980) 26 Cal. 3d 557, 573 N. 17, 162 Cal. Rptr. 431, 606 P2d 738 & see COE v. THURMAN (9th Cir. 1990) 922 F.2d 528, 531 citing BARKER v. WINGO 407 U.S. 514, 531, 91 S.Ct. 2182, 33 L.Ed.2d 101 (1972) p. 31

Again, cp 51 Exh. 1 affirms that the Court Clerk stated the Court did not have a copy of the full arrest affidavit. Because of that I do not see how then the full arrest affidavit could be, as required, "on-the-record"

Thus if "reconstruction" is attempted for it and/or other affidavits with no proof of being on-the-record, we must be very circumspect to comply with the precedent below not to allow the DA/AG to offer new evidence/to augment.

"THE PEOPLE CANNOT INTRODUCE ON AN APPEAL A NEW THEORY TO JUSTIFY A SEARCH, IN VIEW OF THE DEFENSE'S LACK OF OPPORTUNITY TO PRESENT EVIDENCE IN RESPONSE TO IT, TO CROSS EXAMINE THE PROSECUTION WITNESSES ON TESTIMONY SUPPORTING THE NEW THEORY, OR TO ARGUE BEFORE THE TRIER OF FACT THE THEORIE'S INVALIDITY OR INAPPLICABILITY"

People v. ROMANOSKI (1984) 157 Cal. App. 3d 353, 360-1, citing, People v. MILLER (1972) 7 Cal. 3d 219, 227.

And, "...RULE 12(a)²...BY ITS OWN TERMS, PROVIDES FOR AUGMENTATION ONLY WHERE THE RECORD WAS "OFFERED AT OR USED ON THE TRIAL OR HEARING BELOW AND [WAS] ON FILE IN OR LODGED WITH THE SUPERIOR COURT" (MG add; @ cp 51, no arrest affidavit copy lodged) People v. TAYLOR (1967) 250 Cal. App. 2d 367, 371, citing People v. WEIN (1958) 50 Cal. 2d 383, 411.

ADDITIONAL FACTS WHICH MAY ASSIST THE COURT(S)

- The Judge plus defense trial and appeal counsel agreed that no Penal Code § 1538.5 hearing-determination had been held³, **although it was filed, IAC.**
- Showing my claims of Actual Innocence when the lineup/search affidavits/fruits are stricken, to be legitimate, briefly. The lineup/ID is necessary to link me, although unlawfully-tangentially-falsely to shown nonexistent Exh. 51 suspects. Per the DA case and Appellate Court Opinion that is a necessary element to convict. It cannot be resurrected since the only other ID was in-Court, per Law.

Documents illegally obtained in the search, many from attorney-client files, were the basis for most of the core DA Case-in-Chief questioning of 4 DA experts over 300 pages. In an ironic twist the majority of the 40+ false testimonies/perjuries and/or false prosecutor statements/arguments were on material the Judge had prohibited related to Res Judicata/DDA Jackson lied to get it in p 10.

1) Prejudice is much worse than just that. If we had challenged the lineup/search pre-prelim the case would have dismissed. 2) Appeal Rules. 3) Aug. 2015(?) lost to guards..

++

1
2 IF WE RE-LITIGATE THE SEARCH AFFIDAVIT/MY PRIOR TRIAL BELOW, SOLID BRADY MATERIAL.

3 My testimony in my prior case below was key to defeating the DA fraud I
4 describe below. It 1st surfaced in all 5 of det. Lillienfeld's affidavits. It
5 became the DA Case-in-Chief via most of the 200+ DA expert trial testimony
6 pages. "GOODWIN REFUSED TO PAY THOMPSON'S \$794,000 JUDGMENT DEBT,
7 DEFRAUDED/STOLE \$1,100,000 & HIRED KILLERS TO AVOID PAYING!"

8 A BRADY Court Order/new evidence proves I paid in full including \$931,000
9 before the murders/others stole-looted millions, and no fraud by me-NONE. See
10 my prior trial, SA CR 93-67(B)(GLT) the DA/AG have, CT 1433 and other cites,
11 e.g. bp 000427, proves "Team Prosecutor lawyers" lost on the 14 Bankruptcy
12 (BKY) frauds that det. Lillienfeld more generally swore to in each of his 5
13 2001 affidavits I've seen and briefed. (I got briefs, taken in 2016, back in
14 October 2023 along with material @ cp 69 thru 79 in Exh. 4 that I have not been
15 allowed to access since they were taken 23 years ago upon my arrest, pursuant
16 to the search affidavit with no probable cause and which lost Jurisdiction to
17 seize, argued supra). I did not get any of the materials/Exhibits referenced.
18 My line 9 case includes MY ON-POINT BRADY TESTIMONY-DECLARATIONS-DEPOSITIONS.
19 DDA Jackson blatantly perjured to the Judge that she had not prohibited these
20 14 BKY frauds, RT 4049-50, violating two Court Orders by getting them in after
21 they were prohibited, RT 4 V12-26 and at 4050 ruling, re that prior Order....

22 "...STAY AWAY FROM FRAUDULENT ACTIVITY AS SEPARATE CRIMINAL CONDUCT!"... 1
23 Jackson: "I'M NOT INTERESTED IN THAT!" (He also perjured in an affidavit re it.)

24 BUT, HE LIED. Soon Jackson specifically gave an offer-of-proof, stated
25 by Judge Schwartz, RT 6751 re Bankruptcy felony frauds, followed @ 6765+ by 60+
26 and/or totally misleading questions/testimonies specifically re "FRAUDULENT
27 ACTIVITY AS SEPARATE CRIMINAL CONDUCT". This included wilfully suborned perjury,
material and wilfully given that petitioner and/or his wife fraudulently took
the \$527,000 home sale funds in a criminal Bankruptcy fraud-sent them overseas.

See RT 6779, argued @ RT 9027, but cp 70 BRADY mtl. shows we got nothing. 2

This perjury "got in" the 14 DA Exh. 101 crimes that prosecutors had lost on. 1

- 1) This DA fraud is much more outrageous/prejudicial than this, with many DDA felonies.
already briefed with proof including DDA crimes if relevant for the FRANKS hearing.
2) I got this 22 YEARS after LASO illegally took it w/o Jurisdiction/probable cause.

RES JUDICATA/COLLATERAL ESTOPPEL APPEARS TO GOVERN RE JURISDICTION/VENUE.

The Fourth Dist. 2004 Cal. App. Unpub. 3932 Order is clear the only arrest affidavit jurisdiction claims, the pistol and stun gun were soundly rejected/p. 34.

Cites to evidence below re each of those simultaneous jurisdiction claims in the search, lineup and wiretap affidavits show them exactly the same re pistol and stun gun, or much more egregious in the search and wiretap affidavits.

Pistol; Arrest/lineup -bp 025171/025144/025359, Exhibit 5 cp 81/82/84B.

Lineup does not have stun gun on cover but @ 025146, similar to arrest @ 025177-78. which is at cp 83-84. Search/Wiretap, pistol at bp 025308-10/025200±, more perjuries.

The 10+ pistol affidavit reckless falsehoods morphed to 7 trial perjuries.

Stun gun; Arrest/Lineup again @ bp 025171/025177-8, Lineup 025146±.

Search/Wiretap; There are also 10+ reckless falsehoods, most if not all evidence shows are wilful perjuries re the stun gun in the 4 affidavits, more if the 2nd lineup @ 025359 is included, bp 025194:1/025303:4/025308:17/025228:6/025336:11/025340:18/025224. Official discovery, bates stamped, has conclusive falsehood proof.

The false stun gun morphed to many false per ALCORTA, trial testimonies.

Falsehoods, cites above, re jurisdiction show OC search/lineup/wiretap had no jurisdiction, in addition to the entire case, no jurisdiction no right to seize. Yet the record shows no Court authorization for use of OC's otherwise rotten fruit.

And it appears the Fourth Dist. "NO PROBABLE CAUSE" Order is Collateral Estoppel.¹ <

"RES JUDICATA ALSO INCLUDES A BROADER PRINCIPLE, COMMONLY TERMED COLLATERAL ESTOPPEL, OR ISSUE PRECLUSION. UNDER THIS PRINCIPLE AN ISSUE NECESSARILY DECIDED IN PRIOR LITIGATION MAY BE CONCLUSIVELY DETERMINED AS AGAINST THE PARTIES OR THEIR PRIVIES IN A SUBSEQUENT LAWSUIT ON A DIFFERENT CAUSE OF ACTION"..(internal citations omitted) "THUS RES JUDICATA DOES NOT MERELY BAR RELITIGATION OF IDENTICAL CLAIMS OR CAUSES OF ACTION. INSTEAD, IN ITS COLLATERAL ESTOPPEL ASPECT, THE DOCTRINE MAY ALSO PRECLUDE A PARTY TO PRIOR LITIGATION FROM REDISPUTING ISSUES THEREIN DECIDED AGAINST HIM, EVEN WHEN THOSE ISSUES BEAR ON DIFFERENT CLAIMS

RAISED IN A LATER CASE" ROOS v. RED (2005) 130 Cal. App. 4th 870, 879.

1) I submit that the LADA's use of the OC fruit may even violate Judicial Estoppel, & evidence shows the use of the OC search materials violated 3 other Court rulings/Orders that core materials were false & prohibited/Jackson lied to get it in p. 10..

1 MY SEARCH, LINEUP, POSSIBLY ARREST AFFIDAVIT JURISDICTION CHALLENGE MUST BE ADDRESSED.
 2 - See governing Jurisdiction Law next pages -

3 The Fourth Dist. firmly ruled the OCDA 2001 Jurisdiction claims were false.
 4 Thus the lineup/search affidavit "FRUIT" that relied on those false Jurisdiction
 5 claims to have probable cause to seize are void/unlawful. I'm entitled to, by Law,
 6 what is filed on-the-record to allow the OCDA to have passed the FRUIT to the LADA
 7 and for the LADA to offer it when I see no Court ruled that probable cause remained
 8 after the Jurisdiction claims were stricken. This violated the Fourth Amendment/Law.

9 FRANKS v. DELAWARE unwaveringly rules, supra, p. 5 lines 21-26:

10 "...WITH THE AFFIDAVIT'S FALSE STATEMENTS SET TO ONE SIDE, THE
 11 AFFIDAVIT'S REMAINING CONTENT IS INSUFFICIENT TO ESTABLISH
 12 PROBABLE CAUSE, THE SEARCH WARRANT MUST BE VOIDED AND THE
 13 FRUITS OF THE SEARCH EXCLUDED TO THE SAME EXTENT AS IF
 14 PROBABLE CAUSE WAS LACKING ON THE FACE OF THE AFFIDAVIT" (emphasis added)

15 FRANKS v. DELAWARE, supra, 438 U.S. 154, 155-156/1978 U.S. LEXIS 127 p. 3.

16 • I submit the operative passages there are "FALSE STATEMENTS SET ASIDE" and
 17 "FRUITS OF THE SEARCH EXCLUDED TO THE SAME EXTENT AS IF PROBABLE CAUSE WAS LACKING
 18 ON THE FACE OF THE AFFIDAVIT". The 1st is satisfied here, requiring the second.
 19 • Even though there wasn't an obvious need to object then to other claims in the
 20 lineup and search affidavits, bp 025144/025190, after the arrest affidavit was
 21 voided for no Jurisdiction/Venue it cannot be legitimately disputed that the
 22 very same claims re Jurisdiction in the search and lineup affidavits were not... 1 <

23 "AFFIDAVIT FALSE STATEMENTS" (to be) "SET TO ONE SIDE" (parens. by MG)

24 • Recognize that the sole claims to Jurisdiction in the County where the murders
 25 did not take place were the gun/stun gun about which the Fourth Dist. ruled false.

26 "...THE PROSECUTING COUNTY IS NOT CONNECTED WITH THE MURDERS
 27 AT ALL. THAT IS THE PROBLEM!" 2004 Cal. App. Unpub. Lexis 3932 page 34.

28 • Also operative here is that the parties are to be put back in the position as if

29 "PROBABLE CAUSE WAS LACKING ON THE FACE OF THE AFFIDAVIT!"

30 There is no way to interpret that but that the "FRUITS" should have been treated
 31 as if they had never been seized/harvested. OC had no right to give them to LA.

32 • Had the defense still wanted to challenge the lineup/search affidavits I suggest
 33 that the Court would have lacked Jurisdiction to do so. Law, p. 13, seems to concur.

1) The OC case was dismissed for arrest affidavit Jurisdiction claims being false.
 The other arrest affidavit & none of the search/lineup/wiretap affidavit claims
 were ever litigated. There was no reason to do so until LA used the "FRUIT" IAC.

++

RES JUDICATA PROHIBITED THE LADA FROM EXERCISING JURISDICTION WITHOUT NEW EVIDENCE.

- I briefed Law/facts re this. I need my arrest affidavit to affirm/deny new evidence.
- Although a petit Jury conviction generally overcomes arrest without probable cause, it appears that if the State had no Jurisdiction, Law still requires dismissal.
- It is premature for us to address whether LA had the right to retake/exercise the Jurisdiction it had abdicated to Orange County (OC) for that failed prosecution until I see the full arrest affidavit- It will or will not have new evidence proven.¹
- If there is question re what legally qualifies as newly possessed evidence a FRANKS hearing will resolve that since "reckless untruths" must be stricken.
- Petitioner stresses that I have plotted the initial date acquired/possessed per Law, of all evidence offered at the 2004 preliminary hearing and/or trial. All of it can be proven with irrefutable evidence to be possessed before OC's charging.²
- Note this is separate than existing and proven Res Judicata re Jurisdiction/venue re the OC search/lineup affidavits per the Fourth Dist. Ruling @ 2004 Cal. App. Unpub. Lexis 3932 pp. 12-13/22±/34 and Res Judicata re the 14 Bankruptcy (BKY) frauds, pp. 3 and 10.³ The latter proves all DA trial Exh. 101 claims are also false.
- However if lineup/ID or search evidence are claimed as new they automatically fail.

"WHEN LACK OF JURISDICTION APPEARS ON THE FACE OF THE JUDGMENT ROLL... 'THE JUDGMENT IS FOR ALL PURPOSES A NULLITY-PAST, PRESENT AND FUTURE' (internal citations omitted)

"VOID JUDGMENTS ARE INEFFECTIVE AND UNENFORCEABLE"

CALVERT v. BINALI (2018) 29 Cal. App. 5th 954, 961

"...IT IS OF COURSE TRUE THAT ONCE A COURT DETERMINES THAT JURISDICTION IS LACKING, IT CAN PROCEED NO FURTHER AND MUST DISMISS ON THAT ACCOUNT!"

SINOCHEM INT'L CO. v. MALAY. INT'L SHIPPING CORP., 549 U.S. 422, 434, 127 S.Ct. 1184, 167 L.Ed.2d 15, 2007 U.S. LEXIS 2828 p. 24.

"A JUDGMENT OR ORDER WHICH IS VOID ON ITS FACE, BECAUSE ITS INFIRMITY IS DETERMINABLE FROM AN INSPECTION OF THE JUDGMENT ROLL OR THE RECORD, MAY BE SET ASIDE ON A MOTION AT ANY TIME BY THE COURT WHICH RENDERED THE JUDGMENT OR MADE THE ORDER!" (internal citations omitted) TERLACH RESOURCES LTD. v. WESTERN STATES INT'L INC. (2013) 219 Cal. App. 4th 773, 779, 162 Cal. Rptr. 3d 110.

More Jurisdiction/Venue Law infra. The record will determine new evidence or not.

- 1) If not I will then plea extensive Law re Res Judicata prohibiting retaking Jurisdiction without new evidence. 2) Will be plead/proven for the FRANKS v. DELAWARE hearing.
 3) Proven by 2018 Habeas Exh. 3 cp 289+, a Federal Order ruled as BRADY mtl, 11.3.20 Opn.

Per the record I see, I was arrested in 2001 & 2004 & convicted in violation of,

"NO WARRANTS SHALL ISSUE BUT UPON PROBABLE CAUSE,
SUPPORTED BY OATH OR AFFIRMATION!"
EX-PARTE BOLLMAN 8 U.S. 75 (1807), 1807 U.S. Lexis 369

This is a relentless requirement of the FOURTH AMENDMENT to our United States Constitution. Here the lack of probable cause is purely Jurisdictional, so...

"THE SUPREME COURT STATED THAT ONCE JURISDICTION IS CHALLENGED IT MUST BE PROVEN ON THE RECORD BEFORE THE COURT CAN MOVE ONE INCH FORWARD ON THE CASE!"

GUMBER v. FAGUNDES, 2021 U.S. DIST. Lexis 152341, pp. 2-3 where it also stated there are 22 Supreme Ct. cites supporting this in their Exh. A.²

It appears obvious that when the record shows that the fruit of the lineup and search were so material for the DA to be able to convict, that lack of that evidence materially undermines confidence in the verdict. Plus...

"DEFECTS IN FUNDAMENTAL JURISDICTION...MAY BE RAISED AT ANY POINT IN A PROCEEDING...AND MAY BE RAISED THROUGH ANY AVAILABLE PROCEDURAL VEHICLE!"

CORRALES v. CALIF. GAMBLING CONTROL COMM. (2023) 93 Cal. App. 5th 286, 299, 310 Cal. Rptr. 3d 454, 2023 Cal. App. Lexis 518 p. 18.

"WE REVIEW DE NOVO WHETHER A RULING IS VOID FOR LACK OF SUBJECT MATTER JURISDICTION"

LAOSD ASBESTOS CASES (2018) 28 Cal. App. 5th 862, 871/240 Cal. Rptr. 3d 1.

Fact...A) No proof of Jurisdiction is on the record I have (see Exh. 2) and B) I swear that all guilt support sourcing from the unlawful introduction of the lineup and search FRUIT will be proven false at a required probable cause hearing. In addition to C) no probable cause will be shown in the claims that remain in the lineup/search affidavits, Jurisdiction to have seized and allowed to be used, challenges must be addressed now.

And for the DA use of those fruits to survive, Law rules a Court ruling probable cause exists in the affidavits must be clearly on the record. Justice Amy Coney Barrett was just quite candid re how clear the proof must be...

"JUDGES ARE NOT LIKE PIGS, HUNTING FOR TRUFFLES BURIED (IN THE RECORD)"

MURTHY v. MISSOURI 603 U.S. ____ (2024) p. 20 slip Opinion, fn 7.

And, precedent rules re Jurisdiction, what Counts is what initially existed.

1) I swear, p. 26+ I'll prove @ a FRANKS hearing no affidavits at issue here had probable cause & I was convicted in violation of Jurisdiction. 2) I don't have access.

Below our United States Supreme Court appears to relentlessly require Courts to "EXERCISE JURISDICTION/PROCEED TO JUDGMENT" when they have the right to do so (which I presume means when they have adequate evidence and law support).

And the Court "CANNOT ABDICATE THEIR AUTHORITY..." (to another Jurisdiction).

The FRANKS hearing should, based on the record I have, confirm that the LADA did not possess/introduce any evidence that evidence does not prove they by Law possessed before the OCDA charged in December 2001 and arguably 10 years prior.

Then later in 2004 the LADA appears to have charged based on exactly the same available evidence they possessed prior to abdicating to the OCDA re claims to Jurisdiction/venue by the OCDA that evidence I have proves the LADA & OCDA knew in advance was false, thus "FORUM SHOPPING/TRIFLING W/JURISDICTION-COURT"

"NEITHER THE VENUE STATUTE NOR THE STATUTE WHICH HAS GOVERNED JURISDICTION SINCE 1789 CONTAINS ANY INDICATION OR IMPLICATION THAT A FEDERAL DISTRICT COURT, ONCE SATISFIED THAT JURISDICTION AND VENUE REQUIREMENTS HAVE BEEN MET, MAY DECLINE TO EXERCISE ITS JURISDICTION". (And)

"THE COURTS OF THE UNITED STATES ARE BOUND TO PROCEED TO JUDGMENT AND AFFORD REDRESS TO SUITORS BEFORE THEM IN EVERY CASE TO WHICH THEIR JURISDICTION EXTENDS. THEY CANNOT ABDICATE THEIR AUTHORITY OR DUTY IN ANY CASE IN FAVOR OF ANOTHER JURISDICTION". GULF OIL CORP. v. GILBERT 330 U.S. 501, 513.

And, "WE HAVE NO MORE RIGHT TO DECLINE THE EXERCISE OF JURISDICTION WHICH IS GIVEN, THAN TO USURP THAT WHICH IS NOT GIVEN!"
COHENS v. VIRGINIA 19 U.S. 264, 6 WHEAT 264, 404, 5 L.Ed. 257 (1821)

Los Angeles County/the LADA "ABDICATED THEIR AUTHORITY/DUTY" to Orange County (OC) after they (LA) "DECLINED TO EXERCISE THEIR JURISDICTION" and "FAILED TO PROCEED TO JUDGMENT" ¹ on what the record shows is the same evidence on which they later, in 2004 decided to do so. The arrest affidavit will show new evidence or not.

One or more of the operative passages capitalized here, e.g. "DECLINED TO EXERCISE..." are repeated 4757 times, 144 by SCOTUS in Lexis All Federal cases.

I was convicted by DDAs re-alleging, falsely, my Federal charges, DA Exh. 101 they had lost on, affirmed by my Jury foreman, CT 2082, although 'NO EVIDENCE LINKS GOODWIN DIRECTLY TO THE KILLERS', CT 2078-79. All sworn to p. 26+. I need discovery.

1) Petitioner recognizes this is Federal precedent & may not apply. However, what occurred can be shown to be forum shopping/"trifling with Courts", which come up 650+ times in Lexis CA. Law noting it is discouraged. Here it is even worse. LA charged on the same "proof", all false, they had before-denying Due Process, p. 17+

Petitioner submits that the primary action here should be that the LADA used fruit of the 2001 search and lineup when they had privity to Jurisdiction having been stricken on 4.23.04, six months before they offered the unlawfully obtained fruit at my 2004 preliminary hearing with no Court ruling allowing it.¹

However, in addition to that Jurisdiction challenge which must be resolved before any further action on the case, law pp. 13-14-15, and that they can only be resolved via a FRANKS hearing, there are clearly other Jurisdiction challenges.

And again, they must be resolved via a FRANKS hearing via evidence that Law. p. 7, and facts established herein, requires be provided for a FRANKS hearing.

Precedent at p. 15 appears substantial that unless the LADA/AG can prove on the record they had new evidence after the OC 12.13.01 charging/arrest that they had no legal right to re-exercise of retake Jurisdiction, whichever applies.

This Law may assist in that determination. Were the files transferred?

"ONCE THE FILES IN A CASE ARE TRANSFERRED PHYSICALLY TO THE² TRANSFERREE DISTRICT, THE TRANSFEROR COURT LOSES ALL JURISDICTION OVER THE CASE, INCLUDING THE POWER TO REVIEW THE TRANSFER" GUPTA v. PEREZ, 2016 U.S. DIST. LEXIS 117745 p. 2.

"...AS AN ORDER OF THE COURT GRANTING A MOTION FOR A CHANGE OF VENUE HAS ALL THE CHARACTERISTICS OF A FINAL JUDGMENT, AND AN APPEAL WOULD LIE FROM SUCH AN ORDER, THE PLAINTIFF IS ESTOPPED BY SUCH AN ORDER FROM BRINGING ANOTHER UPON THE SAME FACTS IN THE SAME COUNTY FROM WHICH SAID FIRST ACTION HAD BEEN TRANSFERRED, AFTER A DISMISSAL OF SAID FIRST ACTION" FITZHUGH v. UNIVERSITY REALTY CO. (1920) 46 Cal. App. 198, 202.

"IT IS SETTLED THAT AN ORDER GRANTING A MOTION FOR CHANGE OF PLACE OF TRIAL, IF NOT APPEALED FROM BECOMES RES JUDICATA OF THE PROPER PLACE OF TRIAL IN ANY SUBSEQUENT ACTION BASED ON THE SAME FACTS (internal citations omitted) UNLESS THERE ARE CHANGED FACTS OR NEW CONDITIONS SINCE THE MAKING OF THE ORDER" GASKILL v. RICHMAID ICE CREAM CO. (1952) 111 Cal. App. 2d 745, 746

"A LITIGANT WHO HAS STIPULATED TO A PROCEDURE IN EXCESS OF JURISDICTION MAY BE ESTOPPED TO QUESTION IT WHEN 'TO HOLD OTHERWISE WOULD PERMIT THE PARTIES TO TRIFLE WITH THE COURTS' In re GRIFFIN (1967) 67 Cal. 2d 343, 348, 1967 Cal. Lexis 224.

"JURISDICTION, ONCE CHALLENGED, IS TO BE PROVEN, NOT BY THE COURT, BUT BY THE PARTY ATTEMPTING TO ASSERT JURISDICTION" McNUTT v. GMAC 298 U.S. 175, 185, 189,

Five Court Orders/Rulings, Notice p. 4, 9.18.24 FRANKS filing show Actual Innocence.³

- 1) Unless there are on the record proceedings allowing it kept from the defendant.
 - 2) Some nor any of these may apply. I can't know w/o asking. If they do apply, gross IAC.
 - 3) Determining Jurisdiction or lack thereof @ a FRANKS hearing would save Court assets.
- And newly discovered evidence shows ACTUAL INNOCENCE & 84 DA FALSE EVIDENCE OFFERS.**

I re-stress that re overall Jurisdiction, the LADA retaking it, I am not yet clearly challenging it. Without the cp 65 Court materials I do not know all the facts, and perhaps, if they can prove they are on-the-record, materials from the DA/AG may also be relevant. I am merely demonstrating that there are most probably extensive issues of consequence that must be considered. More Law...

"THAT THIS COURT HAS ASSUMED JURISDICTION IN WHICH ITS JURISDICTION PASSED UNCHALLENGED IS NOT CONTROLLING IN SUBSEQUENT CASES IN WHICH IT IS CHALLENGED!"

TEFFT, WELLER & CO. v. MUNSUR 222 U.S. 114, 114 (1911).

I must stress this truth that a FRANKS hearing after production of all or most Constitutionally required material will incontrovertibly prove, I swear...

1. It is absolute unless the LADA possessed new guilt evidence that was not plead; at the 2004 preliminary hearing or at trial, but is in the undisclosed arrest affidavit, the defense could have proven no probable cause to arrest, if we would have had the full arrest affidavit as required before the 2004 prelim.

2. The same will be proven re the lineup and search affidavits of which I am aware,¹ had they been put at issue prior to the 2004 preliminary hearing.

3. Even without the full arrest affidavit I will prove, at the FRANKS hearing, that the lineup and search affidavits/warrants/FRUIT would have had to be stricken before the 2004 preliminary hearing. That would have so gutted the LADA case that there is no chance I would have been bound over. If the only affidavits re lineup/search are the 2001 affidavits, proof they had no probable cause also prove such massive amounts of the DA prelim/trial questions/testimony/allegations that the case would have collapsed. With Constitutionally required discovery I will prove that at the FRANKS hearing. The net of all this is that had the OCDA and LADA honored-complied with the Fourth Dist. Jurisdiction ruling and not passed the unlawful lineup/search FRUIT to the LADA I would not have been bound over in 2004.

4. Or, if the LADA prior regime had complied with Law and moved the Court to determine whether the lineup/search affidavits had probable cause I would have proven no probable cause and not been bound over. In short I've been in 23 years...

WHEN THE LADA NOR OCDA HAD NO JURISDICTION/PROBABLE CAUSE RE CORE CASE CLAIMS.²

1) @ bp 025144/025190 in my 2001 OC case, but they weren't put at issue in my 2004 case.
2) Evidence will prove the vast majority of guilt allegations are void re my claim here.

Ineffectiveness of trial and appeal counsel impact virtually all issues plead herein. I do not feel those failures are at-issue however for a FRANKS hearing. However, to preserve those claims I cite some precedent below.

Because the overlap of Jurisdiction and Venue is complex¹/exceeds my ability to be certain of all nuances I also cite Law re Venue since the Fourth Dist. cites both Jurisdiction and Venue. Where are required by Law procedures?

"AFTER A MOTION TO CHANGE VENUE IS GRANTED, ABSENT AN AGREEMENT [***54] AS TO THE NEW VENUE, THE PARTIES HAVE A RIGHT TO AN EVIDENTIARY HEARING TO DETERMINE WHERE THE CASE SHOULD BE TRANSFERRED!" (internal citations omitted)
People v. DAVIS (2009) 46 Cal. 4th 539, 574,

If this Law applies, and the initial LADA transfer to the OCDA was also re Venue, why can I not find any record of the above, no notices/hearings/Orders? This precedent also appears to be required for Court transfers.

"...WHERE A COURT IS CONSIDERING THE PROPRIETY OF TRANSFER, THE PARTIES MUST BE ALLOWED SUFFICIENT OPPORTUNITY TO RESPOND AND OFFER REASONS WHY TRANSFER IS NOT APPROPRIATE"...

"ANY TRANSFERS WITHOUT SUCH NOTICE OR HEARING VIOLATE DUE PROCESS!" (and see CA. Rules of Court § 4.150-55) ...

"MOREOVER, BECAUSE ANY DETERMINATION TO TRANSFER IS SUBJECT TO REVIEW FOR ABUSE OF DISCRETION, A RECORD SHOULD BE MADE OF THE TRANSFER HEARING TO FACILITATE SUCH REVIEW!"

(internal citations omitted) Conservatorship of KAYLE (2005) 134 Cal. App. 4th 1, 7, citing WALKER v. Spr. Ct (1991) 53 Cal. 3d 257, 272.

This Law for when ineffective assistance of trial/appeal counsel should be plead.

"AN ATTORNEY'S IGNORANCE OF A POINT OF LAW THAT IS FUNDAMENTAL TO HIS CASE COMBINED WITH HIS FAILURE TO PERFORM BASIC RESEARCH ON THE POINT IS A QUINTESSENTIAL EXAMPLE OF UNREASONABLE PERFORMANCE UNDER STRICKLAND!"

HINTON v. ALABAMA 571 U.S. 263, 274, 2014 U.S. Lexis 1012, p. 9 (2014)

"IT IS CLEARLY ESTABLISHED SUPREME COURT LAW THAT FAILURE TO CONDUCT AN ADEQUATE INVESTIGATION CONSTITUTES DEFICIENT PERFORMANCE!" VISCIOIT v. WOODFORD 2002 U.S. APP. Lexis 7489 p. 31.

"BECAUSE APPOINTED COUNSEL ARE FURNISHED BY THE STATE, FAULT OR NEGLECT BY SUCH COUNSEL MAY RESULT IN DISMISSAL OF THE CHARGES!" People v. JOHNSON (1980) 26 Cal. 3d 557, 573 n. 12.

I'll also plea total absence of counsel at a critical stage², prior to-at my prelim. <

1) E.g. People v. SIMON (2001) 25 Cal. 4th 1082, 1097±/People v. JACKSON 150 Cal. App. 3d Supp. 1 (1983). 2) A Sixth Amendment violation, Structural Defect. Evidence supports this.

OFFER-OF-PROOF AND CONCLUSION RE FRANKS MOTION, SWORN TO CP 26.¹

1. Law p. 7 line 14 (7:14) requires an Order for discovery when a defendant "CASTS A REASONABLE DOUBT ON THE TRUTHFULNESS OF STATEMENTS MADE IN THE AFFIDAVIT." A "trigger" re a FRANKS hearing/discovery is my arrest affidavit.

2. Exhibit 2 cps 58-59-61 show "A REASONABLE DOUBT..." that the statements there are truthful since no referenced evidence is attached in what I got. Note the cp 61 blank re # of attached pages is still blank. My prima facie proof there and in my declaration cp 26 is underscored by my Exh. 1 cp 51 private investigator declaration that the Court Clerk said the Court has no full arrest affidavit copy. Also see cp 54-55 declarations showing no affidavit.

3. Law appears unyielding that what I argue here, which evidence proves true, requires reversal or dismissal from multiple perspectives. The Fourth Dist. ruled that none of the 2001 affidavit Jurisdiction claims in the arrest affidavit were true, to give Jurisdiction, and thus dismissed the case. The very same alleged claims to Jurisdiction were in the lineup/search affidavits.

Thus the DA right to have seized me for the lineup/my files in a search would clearly be voided re no Jurisdiction. I see no Court ruling after that stating the remaining claims show probable cause, so void search/lineup FRUIT.

4. Petitioner swears that no matter what claims are in the withheld affidavits they will include BRADY material that as plead supra will be beneficial, e.g. they could have convinced the trial Judge to allow proof of the lead detective Lillienfeld perjuries to be presented to Jurors during his trial testimony.

5. Perhaps more materially, if the defense would have had the affidavits before the preliminary hearing I swear we could have proven enough "reckless untruths" to eliminate any chance of probable cause, and dismiss before or at the prelim. If the 2001 Orange County lineup/search/wiretap affidavits are what were relied upon, I SWEAR EVIDENCE PROVES NO PROBABLE CAUSE IN ANY OF THEM.

6. Because of that the vast majority of the prelim guilt claims would have been stricken or proven false before my or at my prelim. I'd not be bound over.

1) Certainly to expedite resolution & promote the orderly administration of Justice, I encourage the Court to consolidate to address remedies also if appropriate.

2) P. 8 GALLAND appears to require reversal re Due Process for us not having affidavits

THIS POWERFUL UNITED STATES SUPREME COURT ANALYSIS OF DUE PROCESS APPLIES HERE.

After listing/parsing multiple Due Process decisions, Justices ruled below.
A kaleidoscope of corruption here makes this a poster-child for Due Process denial.

"THESE DECISIONS UNDERSCORE THE TRUISM THAT DUE PROCESS, UNLIKE SOME LEGAL RULES, IS NOT A TECHNICAL CONCEPTION WITH A FIXED CONTENT UNRELATED TO TIME, PLACE AND CIRCUMSTANCES. (D)UE PROCESS IS FLEXIBLE AND CALLS FOR PROCEDURAL PROTECTIONS AS THE PARTICULAR SITUATION DEMANDS..." (internal citations omitted)
"MORE PRECISELY, OUR PRIOR DECISIONS [*335] INDICATE THAT IDENTIFICATION OF THE SPECIFIC DICTATES OF DUE PROCESS GENERALLY REQUIRE THREE DISTINCT FACTORS:

1. FIRST, THE PRIVATE INTEREST THAT WILL BE EFFECTED BY THE OFFICIAL ACTION;
2. SECOND, THE RISK OF AN ERRONEOUS DEPRIVATION OF SUCH INTEREST THROUGH THE PROCEDURES USED, AND THE POSSIBLE VALUE, IF ANY, OF ADDITIONAL OR SUBSTITUTE PROCEDURAL SAFEGUARDS; AND [***32]
3. FINALLY, THE GOVERNMENT'S INTEREST, INCLUDING THE FUNCTIONS INVOLVED AND THE FISCAL AND ADMINISTRATIVE BURDENS THAT THE ADDITIONAL OR SUBSTITUTE PROCEDURAL REQUIREMENTS ENTAIL."

See e.g. GOLDBERG v. KELLY 397 U.S. 254, 263, 271, cited in, MATTHEWS v. ELDRIDGE 424 U.S. 319, 334-335, 96 S.Ct. 893, 47 L.Ed.2d 18, 1976 U.S. Lexis 141, p. 29.

Argument on #1-2-3 above. Petitioner separated/numbered them re ease of analysis.

1. The "private interest" of not being charged/deprived of liberty without Due Process of Law re three different affidavits is obvious-glaring.
2. The risk was both high, and clearly occurred, as evidence here give prima facie proof of and cp 65-79 evidence should confirm correct procedures failed on.
3. The State would have saved millions in the costs of a wrongful prosecution and untold damages to others plus the taint on Law enforcements' credibility by complying with governing law, providing affidavits to the defense pre-prelim.

"WE HAVE EMPHASIZED TIME AND TIME AGAIN HN5 THE TOUCHSTONE OF DUE PROCESS IS PROTECTION OF THE INDIVIDUAL AGAINST ARBITRARY ACTION OF THE GOVERNMENT"

WOLFF v. McDONNELL 418 U.S. 539, 558, 41 L.Ed.2d 935, 94 S.Ct. 2693 (1974)
COUNTY OF SACRAMENTO v. LEWIS 523 U.S. 833, 845, 118 S.Ct. 1708

1) Constitutionally required evidence will prove 122+ DA witness false testimonies and/or prosecutor false arguments/claims & 60+ different affidavit untruths told 140+ times...

I STRESS I SWEAR EVIDENCE PROVES MY FOOTNOTE 1 AND P.32 CLAIMS AS TRUE AND CORRECT UNDER PENALTY OF PERJURY PER CA. LAW.

6.19.25
Michael Goodwin.

PETITIONER KNOWS-SWEARS LAW/FACTS REQUIRE STRIKING LINEUP/SEARCH FRUIT.¹ SO MORE LAW.

In light of the incontrovertible facts in the OFFER-OF-PROOF/CONCLUSION, supported by governing Law, supra here, I submit the Court should consider this additional Law. If we do not dismiss before this, evidence will conclusively show prior regime DA frauds, most perjuries and perjury subornations are intentional.

And they were made possible by what facts/evidence show is a Conspiracy of extrinsic frauds re lying to counsel/the Court re what evidence was not relevant, e.g. CT 786 "BANKRUPTCY, NOTHING TO DO WITH THESE FOUR WALLS"; the case, when it was governing re Law & facts, plus hiding evidence-lying it didn't exist and forgery.

When that occurs insufficient evidence to have convicted will remain, showing Actual Innocence. I will have been in for 24 years unlawfully.²

Thus this precedent re Due Process, extrinsic fraud, INHERENT EQUITABLE AUTHORITY should give an in-depth perspective to the wrong here unless my claims are proven incorrect by credible on-the-record evidence that survives scrutiny.

"A TRIAL COURT'S INHERENT EQUITABLE AUTHORITY TO CONSIDER A NON-STATUTORY POST-JUDGMENT MOTION IN CRIMINAL CASES HAS BEEN RECOGNIZED IN TWO CIRCUMSTANCES; TO REMEDY EXTRINSIC FRAUD AND TO PROTECT A DEFENDANT'S CONSTITUTIONAL RIGHT TO DUE PROCESS." VALLEJO (2021) 73 Cal. App. 5th 132, 147, 288 Cal. Rptr. 3d 150. Extrinsic Fraud 1st. It was cited first in VALLEJO.

"DECEPTION THAT PREVENTS A PERSON FROM KNOWING ABOUT OR ASSERTING CERTAIN RIGHTS." BLACK'S LAW DICTIONARY, and Law in accord...

"EXTRINSIC FRAUD IS CONDUCT WHICH PREVENTS A PARTY FROM PRESENTING HIS CLAIM IN COURT"... "UNDER CALIFORNIA LAW, EXTRINSIC FRAUD IS A BASIS FOR SETTING ASIDE AN EARLIER JUDGMENT." KOUGASIAN v. TSML. INC. (9th Cir. 2003) 359 F.3d 1136, 1140.

And, "A PARTY MOVING TO VACATE A JUDGMENT ON GROUNDS OF EXTRINSIC FRAUD OR MISTAKE DOES NOT HAVE TO DEMONSTRATE WITH CERTAINTY THAT A DIFFERENT RESULT WOULD OBTAIN ON RETRIAL; RATHER, FACTS MUST BE SHOWN INDICATING A SUFFICIENTLY MERITORIOUS CLAIM TO ENTITLE THE PARTY TO A FAIR ADVERSARY HEARING"

In re MARRIAGE OF PARK (1980) 27 Cal. 3d 337, 342, 1980 Cal. Lexis 177.

Not being able to show no probable cause pre-preliminary hearing is Extrinsic Fraud.³

1) Per the record I have seen. 2) My 1st 2½ years in were ruled without Jurisdiction.

3) Compounded by ineffective assistance for not investigating BY STATE APPOINTED COUNSEL.

PRAYER RE ISSUES A FRANKS HEARING WILL RESOLVE CORRECTLY

1. Per proof herein, Exh. 2 cp 58/59/61 that the only claims petitioner sees in any 2004 affidavits alleging evidence supporting probable cause are false, I pray:

2. The Court schedules a FRANKS hearing per law @ p. 5 and thruout the Motion, allowing for a briefing schedule for A) petitioner to receive cp 65 Court material with 15 days before a pleading thereon is due, perhaps pleading vs. other affidavit claims which I have not yet seen, and/or moving for DA/AG discovery per Penal Code § 1054.9, B) time for me to receive those materials, if moved for, and 15 days to plea re them, and C) time for the DA/AG to reply and petitioner to respond prior to the hearing. Or... since search/lineup affidavits must be voided...

3. If, as it appears FRANKS v. DELAWARE @ cp 5 and other Law rules, plus that Law does not allow the DA to amend, Law p. 9, schedule the hearing on the state of the record if the Court does not have a copy of a full arrest affidavit, nor on-the-record proof a Court of competent Jurisdiction ruled there was probable cause on-the-record, correctly filed and litigated lineup and search affidavits in the 2004 case, after the Fourth Dist. ruling re no probable cause on 4.23.04.

4. In either circumstance, please, and Law, infra, rules I am entitled to without proof of good cause at least A here. A) provide Court copies listed @ cp 65 to include proof of whether files were transferred to Orange County, per Law @ p. 15 line 24. Plus B) hoping I am entitled to an attorney well versed re FRANKS and complex financial cases/Bankruptcy (BKY) Law², appoint an attorney for me.

If Tom Owen, Bar #217728, ph. 619-972-8701 feels comfortable in those areas and will accept the appointment, please appoint him. He is already familiar with my case. I will have copied him on this package.

5. I also suggest that scheduling a status telephone call may expedite matters.

6. CRUCIAL. Please recognize/support that my transport to LA for hearings must be subject to my serious medical needs, cronic including heart/brain issues re which LA County Jail is not capable of caring for. So verify my medical needs before transport and get me up and back to Donovan with minimum delay.

- 1) Since no Court ruled probable cause is in the search/lineup affidavits after venue/Jurisdiction claims were stricken on 4.23.04, ruling no probable cause existed, p. 12. That is unless there is an on-the-record search/lineup affidavit Order I've not seen.
2) The core DA/AG case is that I killed to avoid paying. Bankruptcy (BKY)/facts prove I paid in full. DDAs misquoted Law/facts. My lawyers didn't investigate & correct DDAs

(FRANKS MOTION PRAYER, cont.)

7. Because of this Court's August 6, 2024 Order I elaborate on Law requiring the court to provide copies of Court materials without proof of good cause although I submit petitioner has shown more than good cause here for materials to be used for a FRANKS hearing and for my new Actual Innocence Habeas later.

Defendant moves for all material to which Constitutional Law, e.g. p. 7 entitles him. However to expedite efficient resolution I 1st request just Court retained material @ cp 65 and/or confirmation of what you don't have.

"BOTH THIS COURT AND THE UNITED STATES SUPREME COURT HAVE RECOGNIZED A 'GENERAL RIGHT UNDER THE COMMON LAW' TO INSPECT COPY PUBLIC RECORDS AND DOCUMENTS, INCLUDING JUDICIAL RECORDS AND DOCUMENTS!" SATELE v. Spr. Ct. (2019) 7 Cal. 5TH 852, 858, 860-1.

And, "...APPLICATION OF A GOOD CAUSE REQUIREMENT IS INCONSISTENT WITH THE PRESUMPTION THAT SUCH DOCUMENTS ARE OPEN FOR INSPECTION!" (and)

"IN SHORT, HN7, SECTION 1054.9 REQUIRES A DEFENDANT TO SHOW GOOD CAUSE TO ACCESS 'DISCOVERY MATERIALS' (§ 1054.9(a)), I.E. 'MATERIALS IN THE POSSESSION OF THE PROSECUTION AND LAW ENFORCEMENT AUTHORITIES...' (§ 1054.9(c)). BASED ON THE STATUTE'S PLAIN LANGUAGE, THE GOOD CAUSE REQUIREMENT DOES NOT APPLY TO EVIDENCE POSSESSED BY THE COURT CLERK!" (and)

"THE RIGHT OF ACCESS [***568] 'SERVES THE IMPORTANT FUNCTIONS OF INSURING THE INTEGRITY OF JUDICIAL PROCEEDINGS IN PARTICULAR AND OF THE LAW ENFORCEMENT PROCESS MORE GENERALLY.'" (internal citations omitted)¹ TO THIS END, RULE 2.550(c) OF THE CALIFORNIA RULES OF COURT PROVIDES THAT, '[U]NLESS CONFIDENTIALLY IS REQUIRED BY LAW, COURT RECORDS ARE PRESUMED TO BE OPEN!'

"THE RULE DEFINES '"RECORD"' TO INCLUDE "ALL OR A PORTION OF ANY [*861] DOCUMENT, PAPER, EXHIBIT, TRANSCRIPT, OR OTHER THING FILED OR LODGED WITH THE COURT..." (id., rule 2.550(b)(1). (and)

"IT IS WELL SETTLED THAT HN3 THE PROPER GOAL OF STATUTORY CONSTRUCTION 'IS TO ASCERTAIN AND EFFECTUATE LEGISLATIVE INTENT, GIVING THE WORDS OF THE STATUTE THEIR USUAL AND ORDINARY MEANING. WHEN THE STATUTORY LANGUAGE IS CLEAR WE NEED GO NO FURTHER.'" (id @ 858)

8. And GALLAND @ p. 8 is clear that petitioner is entitled to copies of affidavits and/or attempts @ credible reconstruction if affidavits do not exist or are lost.

The logical 1st step to that must be for the Court to verify what they have on the record re a full arrest and any lineup/search affidavits on which probable cause was ostensibly determined by a competent Court after 4.23.04. That is when the Fourth Dist. ruled that without the false Jurisdiction/Venue claims the 2001² arrest affidavit had no probable cause. The same 'striking' obviously applies to the

1) United States Supreme Court governing authority is demonstrative in SATELE.

2) At p. 12 here from 2004 Cal. App. Unpub., 3932 pp. 12-13, 22[±] and 34 re gun/stun gun.

1 same false claims re Jurisdiction/Venue in the lineup and search affidavits at
2 bp 025144 and 025190, e.g. gun @ 025144, just like OC's arrest affidavit cp 81+.

3 The search gun claims are even more egregious with more perjuries that
4 evidence incontrovertibly proves are intentional @ bp 025200¹ (lost to guards).

5 9. I pray and stress that I have excellent support for feeling that if the Court
6 provides, as SATELE and other Law require, just on-the-record copies of the arrest,
7 search, lineup affidavits and all related documentation, e.g. transcript of the
8 6.8.04 probable cause hearing plus all re Jurisdiction/Venue abdication/retaking
9 we should be able to expeditiously-efficiently-honestly-transparently resolve this.

10 10. And/or, along with providing what the Court has on-the-record, confirm what the
11 Court does not have within that group. Petitioner is still entitled to other Court
12 material on the cp 65 list but if just these can be expedited we can move forward.

13 11. Courts have refused to provide Constitutionally required material, it
14 appears relying on prosecution referencing a 3.23.17 Minute Order that I
15 received all DA/AG/Defense obligated material, but not Court materials.

16 A. Note also it rules I could move for material after filing a habeas, I am.¹

17 B. 3rd party declarations I filed show I lost material 3 times after that.

18 C. Evidence shows no evidence supported the Order, it Abused her Discretion.

19 12. Although my arrest affidavit must be provided, e.g. page 24 Law, since
20 under the Law it's doubtful it will dismiss after a petit Jury conviction, the
21 next passage materials will reverse/dismiss if Law is followed, on multiple paths.

22 13. And unless there are credible on-the-record Court proceedings after 4.23.04 in
23 which a competent Court rules probable cause exists in some version of a search
24 and lineup affidavit I submit that the Court is at least required to reverse and
25 remand. And since the lineup/ID cannot be resurrected/redone as the only other ID
26 is in-Court, plus the search cannot be redone on top of the massive problem with
attorney-client privileged and prohibited by Court Orders, dismissal will result.

27 14. "[W]HERE THERE IS NO CONTRARY STATUTE OR COUNTERVAILING PUBLIC
28 POLICY, THE RIGHT TO INSPECT PUBLIC RECORDS MUST BE FREELY ALLOWED"
(internal citations omitted) "[T]HERE CAN BE NO DOUBT THAT COURT
RECORDS ARE PUBLIC RECORDS, AVAILABLE TO THE PUBLIC IN GENERAL,
UNLESS A SPECIFIC A SPECIFIC EXCEPTION MAKES SPECIFIC RECORDS
NONPUBLIC." ALFARO v. Spr. Ct. (2020) 58 Cal. App. 371, 385, 272 CR 3d 404, 413.

1) "NO TIME LIMIT ON DISCOVERY REQUESTS," CATLIN v. Spr. Ct. (2011) 51 Cal. 4th 300,
305. 12+ BRADY mtl Ct. Orders/Rulings show Actual Innocence & I was wilfully framed.

15. Per my heartfelt prayer/request @ ¶ 21, page 25, that I want to use my situation here as a catalyst to show the necessity of holding prosecutors accountable, reforming the Justice system to do so, this Law and facts.

16. Since the head of LADA Major Crimes at the time of my trial, Pat Dixon, signed the 2004 arrest affidavit under penalty of perjury attesting to the truth of the alleged facts attached thereto, he does not have absolute immunity re this, Law below. And evidence will prove wilful falsehoods in the arrest affidavit, many.

16A. It is entirely conceivable that if there are thus far not provided search and/or lineup affidavits that Dixon or Alan Jackson, #2 at LADA's Major Crimes at the time of my trial, and 2012 LADA close runner-up, signed them, new, Statute is open.

The Fourth Amendment's primary goal is as a deterrent to future misconduct, many citations. What could be a greater deterrent than to prosecute, prove felonies in the initial affidavits by either of them in this politically charged case?¹

This is particularly true since evidence proves this, and I swear to it, that their misconduct/crimes covered up \$2,000,000+ in blatant felonies by their benefactor Colleen Campbell, Mickey's sister, and her lawyer Dolores Cordell.

THE RESULTS OF THEIR CRIME WAS BLAMED ON ME BY JACKSON SUBORNING CORDELL PERJURIES.

17. "A PROSECUTOR DOESN'T HAVE ABSOLUTE IMMUNITY IF HE FABRICATES EVIDENCE DURING A PRELIMINARY INVESTIGATION, BEFORE HE COULD PROPERLY CLAIM TO BE ACTING AS AN ADVOCATE, SEE BUCKLEY v. FITZSIMMONS, 509 U.S. 259, 275, 113 S.Ct. 2606, 125 L.Ed.2d 209 (1993),

OR MAKES FALSE STATEMENTS IS A SWORN AFFIDAVIT IN SUPPORT OF AN APPLICATION FOR AN ARREST WARRANT, SEE KALINA v. FLETCHER 522 U.S. 118, 129-130, 118 S.Ct. 502, 509, 139 L.Ed.2d 471, 481. FURTHERMORE, AS PROSECUTORS AND OTHERS INVESTIGATING CRIMINAL MATTERS HAVE NO ABSOLUTE IMMUNITY FOR THEIR INVESTIGATORY CONDUCT, A FORTIORI, SOCIAL WORKERS CONDUCTING INVESTIGATIONS HAVE NO SUCH IMMUNITY. SEE ID. AT 126"

CLARK v. UPTON, 2009 U.S. DIST. LEXIS 44045 p. 50-51. (Then from KALINA v.)

"THE CRITICAL QUESTION HOWEVER, IS WHETHER SHE WAS ACTING AS A COMPLAINING WITNESS RATHER THAN A LAWYER WHEN SHE EXECUTED THE CERTIFICATION "UNDER PENALTY OF PERJURY" WE NOW TURN TO THAT QUESTION. (@ p.)...EVEN WHEN THE PERSON WHO MAKES THE CONSTITUTIONALLY REQUIRED "OATH OR AFFIRMATION" IS A LAWYER, THE ONLY FUNCTION THAT SHE PERFORMS IN GIVING SWORN TESTIMONY IS THAT OF A WITNESS" KALINA v. FLETCHER 522 U.S. 118, 129-130, supra, (1997)

1) The required affidavit(s) will have new, not yet discovered perjuries to begin the Statutes of Limitation anew. 2) Evidence proves Jackson fabricated material false evidence while investigating with det. Lillienfeld, then withheld evidence of his crimes.

1
2 18. Re the confidential file confirmed at Exh. 1 cp 51, and sealed files @ ¶ #11 on
3 cp 65/Exh. 6, if the Court refuses to provide the confidential file to me for me
4 to verify if it includes Constitutionally required material, e.g. per BRADY and/or
5 my statements, please advise the process the Court requires for me to be able to
6 view these materials to ascertain if there is material therein required to me.

7 There are so many fraudulent twists and turns, DA/AG/investigator frauds-
8 fabricated/false pieces of evidence, layers of deceit that evidence will prove,
9 e.g. a 4 level complex fraud to get in false/prohibited evidence, declaration
10 pp. 26+, there is NO chance anyone but me can verify what Law requires.

11 Recognize that the files my Lawyer got sealed were mostly those illegally
12 seized via the search affidavit which the Fourth Dist. rules the same Jurisdiction/
13 Venue claims that were in it were false in the accompanying arrest affidavit.

14 19. I repeat and stress, pray that this Court, no matter what else you may decide,
15 complies with SATELE v. Superior Ct., page 22, and ALFARO v. Superior Ct., p. 23 and
16 People v. GALLAND, page 8 to provide all, complete affidavits/warrants issued-
17 used-relied upon in the 2004 case, or confirm you do not have copies of an arrest
18 affidavit beyond seen in Exh. 2, cp 56+, or a search/lineup/wiretap affidavit. If
19 the Court does have-provides affidavits/warrants in the 2004 case please also
20 provide documentation showing how/when a Court/magistrate ruled they had probable
21 cause or advise that the Court does not have this documentation.

22 20. Should the Court wish to maximize the orderly administration of Justice/
23 Judicial efficiency by consolidating defense claims, e.g. Jurisdiction, I agree &
24 A) pray you digest the other Law quoted herein, pages 6-18 and B) facts I swear to
25 in my page 26+ declaration in addition to swearing to all my claims herein.

26 21. I pray the Court, per Law, treats my pleading liberally, and that the IADA and/or
27 AG studies this carefully, realizing that this is an exceptional opportunity to
28 use this case as a catalyst, a clarion call re the necessity for Justice reform.

I will cooperate completely to help others avoid this type of injustices.
Even if it requires petitioner to be "in" a little longer while the DA/AG prepare
to maximize benefits to Justice reform via planning-developing the optimum
publicity plan I will agree to that and assist. This will go viral re SUPERCROSS.

I pray the Court and prosecution recognize and accept-rely on my sincerity
in swearing that improving the Justice system is up there with release as my goal.

My life has been trashed. Let's use it to help others. Respects.

- 1) Supercross had 18,000,000 social media hits in a recent year.
I am the FATHER OF SUPERCROSS. One film is done, a 2nd in work.
2) Difficult to believe with what DDAS said re me but 100% true.

Michael F. Goodwin

DECLARATION FOR MY FRANKS MOTION, UNDER PENALTY OF PERJURY.

1. I Michael Frank Goodwin declare that the following, and all my claims in the enclosed Motion not attributed to others and/or clearly equivocated are of my own personal belief, and I could/ testify truthfully thereto in a Court of Law Under Oath.

2. I am not guilty of hiring killers for Mickey and Trudy Thompson.

Yet I am the defendant in L.A. County case GA052683, convicted based on the following, and more, not yet listed, errors/misconduct.

2A. In 1000s of hours working on my case I have seen no full 2004 arrest affidavit beyond the partial arrest affidavit in Exhibit 2.

2B. More materially because of what I swear to in 2C is that I have seen no Court or Magistrate ruling after 4.23.04 that any search, lineup or wiretap affidavits have probable cause, allowing the LADA to offer the FRUIT of those affidavits/warrants from 2001 in Court.

Nor have I seen any attempt at establishing probable cause in the 2001 affidavits or any that may replace them, on-the-record.

2C. The Fourth Dist. ruled on 4.23.04 that the Orange County (OC) arrest affidavit, bp 025171, had no probable cause after the Venue/ Jurisdiction¹ claims re a pistol I owned being a possible/probable murder gun, and that I supplied a stun gun to killers were ruled 100% false, 2004 Cal. App. Unpub. Lexis 3932 pp. 12+/22±/34. Note Jurisdiction.

2D. The lineup affidavit, bp 025144, has the exact false gun claim as the arrest affidavit re venue/Jurisdiction, Exh. 5 cp 81-82.

The fabricated/ruled false stun gun/gun claims that Res Judicata should govern were prejudicially used at trial by Jackson suborning 8+ perjuries/IAC.

2E. The false stun gun claims re Jurisdiction are also exactly the same in the in the arrest affidavit the Fourth Dist. ruled false and the lineup affidavit bp 025177-8, cp 83-4 and 025146±².

2F. The false gun/stun gun Jurisdiction claims are in my search affidavit,

1) Hereinafter Jurisdiction only. 2) Lineup/search/wiretap affidavits lost to guards so I can't include copies or give cites re stun gun. Pistol is @ bp 025200± & 025308-10.

5 1. much more egregiously with much simpler to prove multiple perjuries.
 2 Evidence proves Jackson suborned 10+ gun/stun gun trial perjuries it
 3 appears in violation of the Fourth Dist. gun/stun gun ruling.

4 G. Evidence I now have, plus Court required material, cp 65 and Exh. 6,
 5 Bankruptcy (BKY) files that include 12 BRADY material Court Orders
 6 and 100s of pages of Penal Code § 1054.1 & § 141 required materials,
 7 my statements including testimony-declarations-depositions in my
 8 past case, SA CR 93-67(B)(GLT) the DA/AG have, CT 1433, along with
 9 official Bates stamped discovery will prove my case is fabricated.¹

10 Those materials and the results of a FRANKS hearing will
 11 prove all my claims @ page 32, Actual Innocence, that I was framed,
 12 covering up \$2,000,000+ in crimes against me by Jackson-Dixon's
 13 political benefactor Colleen Campbell and her lawyer D. Cordell.²

14 However I suggest that to reduce wastage of Court resources/
 15 maximize the orderly administration of Justice the Court, DA and AG
 16 please investigate my claims re no probable cause/Res Judicata vs.
 17 multiple DA claims and multiple paths re lack of Jurisdiction/Venue.

18 H. Just striking the lineup/ID and search affidavit "FRUITS" plus what
 19 I can otherwise prove will require dismissal with prejudice with
 20 far less use of Court assets, transparently-equitably-expeditiously.

21 I. Lack of overall Jurisdiction/Venue. pp. 12+ may be more expeditious.

22 J. Re DDA Dixon's affidavit perjuries for which he has no absolute
 23 immunity, p. 24, new evidence will prove many of them intentional.

24 K. Re my sealed file, cp 65 and proof Exh. 6, most of them are attorney-
 25 client privileged files seized from my home legal office upon my
 26 arrest which had no Jurisdiction/Venue per the Fourth Dist.³ via the
 27 unlawful search which lost Jurisdiction simultaneously, and pleadings
 28 re them saturated with KEY exculpatory material and my statements.

1) Evidence proves a massive/multi-tiered LADA-OCDA-IASO past regimes/witness Conspiracy.
 2) Evidence proves Jackson suborned 17+ material-wilful Cordell perjuries blaming results/
 losses from their crimes on me re my motive. 3) The illegal OC arrest prejudiced me.

- 1 3. Evidence shows that the core DA/AG Case-in-Chief/Theory-of-the-
2 case came from complaining witnesses Colleen Campbell, Mickey
3 Thompson's sister, a powerful Republican politician and police
4 insider. Also from her lawyer Dolores Cordell, a DA expert
5 witness called the "#1 SOURCE OF INFORMATION;" (on the case, to
6 the DA/LASO). See RT 6939. Her referenced statements and evidence
7 from her Law firm confirmed @ RT 6939 are withheld,¹ 100s of pages.
 - 8 4. Those materials, required by Penal Code § 1054.1(f) and Law on
9 expert materials will be saturated with BRADY matter² which show
10 expert testimony by Cordell, Bartinetti, Kingdon and Coyne include
11 more than 2 dozen material false testimonies/wilful perjuries.
 - 12 5. Perhaps more materially is that Cordell led the push, via false
13 testimony that I refused to pay, cheated to avoid paying, @ trial.
 - 14 6. BRADY matter in withheld Bankruptcy files, e.g. Exh. 7 cp 99 & Cordell-
15 Bartinetti-Coyne files prove Mickey was only left unpaid because
16 Cordell and Campbell stole, looted, perjured-defrauded to divert
17 illegally over \$2,000,000 in cash and assets from my BKYS.²
 - 18 7. Evidence I have and withheld BRADY matter including 12 Court
19 Orders/Rulings show the reason Mickey and all BKY were not paid
20 in full. I can cite/provide this evidence but that is premature
21 here for a FRANKS Motion that may show no Jurisdiction/ending this.²
 - 22 8. I do stress/swear to "reckless untruths" which evidence proves
23 are wilful material perjuries re "GOODWIN DID NOT PAY, COMMITTED
24 FINANCIAL FRAUDS TO AVOID PAYING" paraphrased cp 81-2, OC arrest
25 and lineup affidavits plus also,...similarly in the search and
26 wiretap affidavits in different form, many more "reckless untruths".²
 - 27 9. 30+ of preliminary hearing/trial false testimonies/perjuries² can
28 be traced directly to A. the affidavit financial false claims, and
B. BRADY matter/my withheld statements evidence shows the DA has.
 10. The 2001 arrest affidavit has 35 "reckless untruths"/perjuries.
- 1) Hearing testimony/declarations/depositions/reports-briefs she & Bartinetti wrote,
all exactly on-point on which "THEY RELIED ON TO DEVELOP THEIR EXPERT OPINIONS!"
2) As with all my claims I can provide evidence or cites to proof of them.

1
2 11. Re affidavits, the material omissions, not yet focused on, are also
3 extremely impeaching if the affidavits of which I am aware are those
4 on which the DA/AG relied, bp 025144, 025358, 025190, 025298, 025171.

5 12. The latter is listed.....the OC arrest affidavit, since Exh. 1 cp
6 54, an investigator's declaration, implied LA relied on the OC
7 affidavit since they had no new evidence on which to rely¹.

8 13. Although there are many more exculpatory facts and much more
9 evidence impeaching the affidavits I know of, I'll leave it for now,
10 until I learn what the DA/AG and Court have, except to swear this.

11 Elena Saris, my trial counsel, told me she had not seen an
12 arrest affidavit around 2010-2012 by recall. I have since then tried
13 to obtain it. It is clearly ineffective assistance to miss that.²

14 14. Re Jurisdiction, I've seen, in 1000s of hours of case research,
15 no Court filings re retaking Jurisdiction LA had abdicated to Orange³
16 County for the 2001 charges, no notices/filings/hearings/Orders.

17 15. I plotted all the evidence the DA offered at trial and swear
18 evidence shows they possessed it all before Orange County charged in
19 2001. More materially, evidence shows the DAs possessed all evidence
20 they did not also possess evidence proving the alleged inculpatory
21 evidence was absolutely false/fabricated, by 11 months after the
22 murders, I feel. And absolutely by 10 years before my 2001 arrest.⁴

23 16. Re evidence to most concisely prove no probable cause in affidavits.

24 Until I know which, if any, affidavits the DA/AG rely on for search/
25 lineup, affidavit I cannot know all exculpatory, possibly BRADY

26 matter I may need in addition to what I already have. However, I can
27 ID and cite exculpatory and/or BRADY matter the DA withholds from me
28 for most all of the 60+ false det. Lillienfeld claims within his⁴ 5

29 2001 affidavits I've seen. Most are repeated in multiple affidavits
30 in the same or similar form, 140+ total "reckless untruths"/perjuries.⁴

31 17. Per Law/facts show cp 65 Court copies should dismiss or reverse.

1) He said an LASO officer told him that, not confirmed. 2) Both trial & appeal counsel,
as well as re not checking Jurisdiction. 3) The Fourth Dist. also mentioned venue.
4) My plotting w/evidence cites available to the Court sealed or a Master/later to DA.

18. Praying the Court complies with pp. 1-8 facts/law re a hearing I cite evidence herein that shows the greatest concentration of BRADY, and/or exculpatory material, and/or other material required to be discovered/provided by statutory and/or decisional Law are:

A. My "REQUIRED WITHOUT LIMIT" testimony/declarations/depositions/sworn to legal filings and other on-point statements which are in my home legal computer LASO seized, bp 031980-1, never giving me access to the contents, along with in the below/e.g. Exh. 7 cp 99.

B. The balance of these have my statements, A above, plus BRADY material other than my statements & Pen C § 1054.1 required items.

C. My prior criminal case at which I testified on-point to key issues and re which my statements were used as trial Exhibits. That is SA CR 93-67(B)(GLT) the DA/AG have, CT 1433 and re which 60++ of the DA expert witness prelim and trial testimony was on.

D. The habeas Exh. 3 cp 289 Court Order in that case, based upon many of my withheld statements in that case was ruled as a BRADY violation as I read it, 11.3.20, habeas Opinion, pp. 26-7.

That is, if it would have been included in my habeas, the Judge ruled. It was included. The DA habeas Response confirmed it was included, pp. 41-2 but "red-herringed" the Court from it.

E. That Federal Order proves prosecutors knew their trial Exh. 101 and related expert testimony was false, accusing me of 14+ Bankruptcy (BKY) frauds for \$1,100,000+ to avoid paying Mickey.

F. In addition, that evidence re DA Exh. 101 was prohibited by murder case Court Orders. See my 2018 habeas pp. 15/195 & p. 10 here, blatant perjury by ex-DDA Jackson directly to the Judge¹, allowing him to violate 2 Court Orders re it via 10+ perjury subornations.

G. The Bankruptcy files including 12+ BRADY Court Orders/Rulings².

H. I've not seen official bates stamped DA discovery since trial 17 years ago. I have 3%± of the 47,000 pages, CT 2166 by Dixon.

1) A massive/multi-layered Conspiracy-fraud where DDAS used one false claim/perjury, RT 6779 vs. DA Exh. 99, Act. Inn. habeas Exh. 330 to "get in" the prohibited materials. Proof on request. 2) DA/AG have, RT 6760/6786/4.15.02 prelim pp. 225-6-7/232/5.5.93 hmg.

(Goodwin declaration for FRANKS motion, cont.)

19. Predicated on the five det. Lillienfeld affidavits in my Orange County case that I have seen I am confident in swearing to the below.

If/when I receive full arrest, search, lineup and lineup affidavits filed in the 2004 Los Angeles case evidence will prove none of them have probable cause, conditioned only on them having been prepared and filed at the appropriate time, which I feel would have been 2004. And each of them will include key BRADY materials.

My confidence/conviction re this is because I saw no new claims in my LA trial that A) had not been addressed in prior affidavits or in the Orange County case hearings (all of which evidence shows are false), and B) that if new, alone could not possibly have bound me over at the LA preliminary hearing.

19A. The issues I swore to in ¶ #19 above is even more material for a different claim to which I also swear. Had we had the opportunity to challenge the search/lineup/wiretap (the latter if appropriate) affidavits none of that evidence could have been presented because we would have proven no probable cause in any of those affidavits.

20. The boat repossession and fled RT 6901-7 is false with 5 separate false statements/claims, none of which have any evidence support.¹

Proof in DA bates stamped discovery shows I brought the boat to the U.S. and left it to the true Bank agent Wayne Vann in 1990, making the alleged Guatemala 1991 Mike McGee repossession impossible, bp 028312-29, 032116b, 032256± plus the withheld boat bank loan file the DA has, RT 6762/6792. And team prosecutors proved that in my prior criminal trial in which I testified re that, SA CR 93-67(B)(GLT) the DA have, CT 1433, withhold. McGee's statements says nothing about any repo of the boat, bp 100071-84 & shows by mistakes² HE NEVER SAW HER.

- 1) The 5 falsehoods will be detailed/proven false when appropriate/@ a FRANKS hrng?
2) I got McGee's years after trial to ascertain he said she had 2 masts, she has one, called her the wrong name & made other statements showing he didn't ever see her.

1. 21. FRANKS hearing results will allow proof of most of the below.

2. A. 12 of the 21 main DA guilt allegations have NO evidence support.

3. B. 7 more of the claims have no required Evidence Code § 801(b)

4. strictly required by governing Law support compliance by the Judge.

5. C. All 21 claims are false/fabricated via perjuries, subornations

6. thereof, false prosecutor claims, filing of false evidence violating

7. Penal Code § 1473(b)(1), withholding of BRADY material and other

8. exculpatory evidence in violation of Penal Code § 141 and Govt. Code

9. § 6200, felonies. I filed 20+ times for them since 2001, 90%+ still withheld.

10. D. Four offers-of-proof are false, two of which, @ RT 6901-7, re fled

11. and a 1991 Guatemala boat repossession that evidence in discovery

12. proves did not occur - was impossible, had 5 false statements in it.¹

13. The other false offers-of-proof are @ RT 107 "TRUDY WAS KILLED
14. FIRST"; that was argued on 20 pages as "...MICKEY WAS FORCED TO WATCH,
15. GOODWIN PLANNED IT THAT WAY SINCE HE HATED MICKEY SO MUCH." New proof
16. shows Mickey died 1st, and my Fed Order proves RT 6751 is false/prohibited.

17. E. Ten+ most material DA/AG Statements of Fact are false, Habeas Resp. pp. 2-3.

18. F. I filed an informal NAPUE v. ILLINOIS request to correct 84 DA false claims

19. and/or Expert DA witness testimonies on just the 1st 12 of the 21 false main

20. allegations, 55 of them by ex-DDA Alan Jackson, 22 of them, 0 evidence support.

21. G. I stress, evidence I have/and/or in bates stamped discovery shows 12+ BRADY

22. mtl Court Orders/Rulings showing 100% Actual Innocence & I was wilfully framed.

23. H. In the 5 det. Lillienfeld affidavits I have from 2001, 60 different

24. reckless falsehoods/perjuries told 140+ times/average 29 per affidavit.²

25. I. Forgery and destruction of exculpatory evidence.

26. J. 5 materially crucial false claims @ sentencing/hearing re delay,

27. unjustified, including misstating crucial Law that the Judge adopted.

28. K. DDA Jackson admitted errors that per Law requires his recusal.

29. L. DDAs violated two Court Orders, lying to the Judge to get in false

30. evidence the Judge prohibited, also prohibited by Res Judicata.³ MORE.

31. All my statements/claims in this filing are sworn to as true
32. and correct Under Penalty of Perjury under California Law, e.g. ...

33. I FIND NO LEXIS CRIMINAL CASE WITH THIS MUCH CORRUPTION.

34. Please use me to help reform our Justice System. Respects

35. 1) The most prejudicial/false of which, my lawyer agreed with altho Michael Goodwin
they had no evidence supporting them & her evidence proved then false.

36. 2) None have remaining probable cause. 3) Here pages 3 and 10.

EXHIBIT LIST, FRANKS v. DELAWARE MOTION THAT WILL SHOW ACTUAL INNOCENCE/DA FRAUD.

1 Declarations from two private investigators affirming the Court Clerk said
cp 50 the Court had no full copy of the 2004 arrest affidavit, but they do have
4 a confidential file, petitioner knew nothing about until this revelation.

5 At cp 54-55 two declarations from a separate investigator swearing
6 to trial counsel telling him she had seen no 2004 arrest affidavit, nor
7 anything re abdication of LA Jurisdiction to Orange County (OC) or retaking.
8 And a separate declaration re no evidence of a 2004 arrest affidavit.

9 2 The truncated 2004 LADA arrest affidavit which swears at cp 58-59-61 to
cp 56 "attached" reports/evidence supporting probable cause. Nothing was attached
10 when petitioner got this part of the affidavit. Note @ cp 61 the blank line
11 where the number of attached pages of evidence should be inserted but it is
12 blank. Note also @ cp 63 the blanks are not filled in but should be.

13 This is the only affidavit or part thereof I find for the 2004
14 arrest/search/lineup. How did the LADA arrest/use OC search/lineup fruit?

15 3 At cp 65 a list of Court retained material petitioner needs to adequately
cp 64 defend, which are required by California and U.S. Supreme Cts. governing Law
16 to be provided to petitioner without proof of good cause.

17 PERHAPS MOST MATERIALLY. AN EVIDENTIARY HEARING WILL SHOW BRADY
18 MTL. WITHELD RE JURISDICTION AND AFFIDAVITS ALSO SHOWS ACTUAL INNOCENCE.

19 The Court will quickly realize by Ordering Constitutionally
20 required materials @ cps 64-79 and 85+ that all 21 DA major allegations
21 were wilfully fabricated/successful only because of withheld evidence
22 that was also wilfully withheld, all a massive fraud on the Courts. E.g.

23 4 cp 70 BRADY mtl trustee declaration withheld 22 years after it was taken
cp 68 illegally in at-issue search shows core to entire case RT 6779 perjury¹

24 This includes proof the DA/AG have 100s of pages including BRADY
25 mtl available nowhere else. See in re JENKINS (2023) 14 Cal. 5th 493.

26 5 Key OC arrest/lineup affidavit pages including duplicate Jurisdiction
cp 80 claims, gun/stun gun ~~the~~ Fourth Dist. ruled false and dismissed

27 6 Proof, 100s of pp. sealed files from MY HOME files, many exculpatory,
cp 85 illegally taken in the at-issue search w/o Jurisdiction/probable cause.

28 7 Cp 99 in bates stamped discovery, 49 withheld BRADY/PC § 1054.1 materials. SEE NEXT PG.

MATERIAL FOOTNOTE 1) IF THIS COURT WILL ADDRESS THIS I SWEAR IT SHOWS A RICO CONSPIRACY
involving past LADA/OCDA/LASO regimes/2012 LADA runner-up Alan Jackson &
ex-Asst. LADA Pat Dixon. This perjury was the ONLY proof for an RT 6751
fraudulent, NO SUPPORTING evidence that admitted 14 DA Exh. 101 alleged
core motive Bankruptcy frauds Team Prosecutors lost in SA CR 93-67(B)(GLT)
my overlapping criminal case where I on-point testified/DA has, withholds.

EXHIBIT 8; AFFIDAVIT RELEVANT BRADY MTL. WITHELD 24 YEARS AND BATES STAMPED. OFFICIAL
DA DISCOVERY WITHELD 17 YEARS SHOW THE ARREST, LINEUP, SEARCH AFFIDAVITS WORTHLESS.

Cp 107; Cover of my personal Bankruptcy (BKY) docket that is in DA official bates
stamped discovery @ bp 005110. I haven't had the docket since trial but I had
100s, probably 1000s of alphabetized indices showing BRADY materials, e.g. 12+
Court Order/Rulings impeaching most if not all of the DA trial allegations. Similar
to cp 101 item #14 this docket also has MILLIONS OF DOLLARS IN ASSETS I FILED TO
PAY ALL DEBT INCLUDING MICKEY proving DA falsehoods "HE DIVESTED ALL ASSETS" to
avoid paying Mickey. e.g. RT 8783-4/9027/2740/20 and in cp 81-2 affidavits here.

Cp 108; A later docket from that BKY, SA 86-06166JR showing in particular me filing
a payment plan that I feel was 100% to Mickey and all BKY debt. Witheld but
the DA /AG have RT 6760/6786/also 4.15.02 OCDA preliminary hearing transcript, det.
under oath saw BKY files pp. 225-6-7/232, plus 5/5/93 Grand Jury, 99% witheld even
they will prove the DA core case is intentionally false and fabricated. Agsin, this...
PAYMENT PLAN A YEAR+ BEFORE THE MURDERS IMPEACHES THE "HE KILLED TO AVOID PAYING!"

Cp 109-110; An Orange County almost the same case, 01CF3294, listing duplicate bates
page #s to the LA case as best as I can see, that impeach some of the major
DA guilt claims, e.g. I divested all assets, e.g. cp 110 line 11 \$486,000 cash in
one BKY, the Co., extensive exculpatory bates stamped pages re INSPORT and at line
27 confirmation that I filed a Surety to get Mickey paid if my Appeal was lost..

At lines 20-25 see Examiner's acknowledgment¹ of me filing a payment plan. <

THIS AFFIDAVIT & BRADY MTL. HERE SHOW 21 DA TRIAL UNTRUTHS WITH NO EVIDENCE SUPPORT. <

Cp 111-112; Det. Lillienfeld affidavit² showing I brought the boat to the U.S. in 1990, <

cp 112:9 BEFORE my July 1990 divorce disproving the 1991 Guatemala boat repo-
session which is the sole evidence supporting I fled, Cp 115 detail this DA fraud. .

Cp 113; Bates stamped showing me in U.S. 9/19/88, Cp 114: BKY BRADY mtl. showing similar.

Cp 115-123; Pages 9-16A from my informal NAPUE correction request for 84 prosecutor/
DA expert witness falsehoods, 55 by DDA Alan Jackson in just 12 of 21 DA allegations.

1) The Examiners' Reports & far more affirmed in the bp 005100+ Bankruptcy docket are
critical BRADY material the DA/AG have, see in re JENKINS that destroy the DA/AG case.

2) CP 111:21, THE DA HAS ASPEN DUI FILE, ME IN U.S. 12.30.90-10.29.91 OFTEN IN COURT.

FOR THE COURT/READER TO SAVE TIME, PLEASE READ THIS.

PAGES 34-49 ARE LEFT BLANK BECAUSE I WILL NEED ADDED PAGES TO BRIEF THE RECKLESS UNTRUTHS IN THE APPROPRIATE SEARCH, LINEUP, ARREST, AND WIRETAP AFFIDAVITS WHEN I OBTAIN THEM, AND WHICH ONES ARE CONFIRMED AS RELIED ON BY THE LADA TO AUTHORIZE USE OF THE FRUITS OF THOSE AFFIDAVITS.

IF THE AT-ISSUE AFFIDAVITS INCLUDE THE SAME OR SIMILAR CLAIMS AS THE 2001 AFFIDAVITS WITH WHICH I'M FAMILIAR, THE FRANKS HEARING WILL ENABLE ME TO SHOW 60+ SEPARATE/DIFFERENT "RECKLESS FALSE CLAIMS"/PERJURIES TOLD 140+ TIMES VIA REPEATS IN DIFFERENT AFFIDAVITS, LEAVING NO PROBABLE CAUSE IN ANY OF THEM. THAT IS EVEN WITHOUT THE MASSIVE AMOUNT OF EXCULPATORY OMISSIONS.

ALSO NOTE

WHEN PETITIONER RECEIVES HIS CONSTITUTIONALLY AND CA. PENAL CODES REQUIRED BUT WITHELD MATERIALS, E.G. COURT ORDERS AND DEFENDANT'S STATEMENTS, "REQUIRED WITHOUT LIMIT",¹ E.G. EXH. 7 @ CP 99+ MOST OF THEM BRADY MATERIAL, EVIDENCE WILL PROVE THIS CASE IS ALL FABRICATED, A DA/AG FRAUD. ALONG WITH THE ADDITIONAL WITHELD EVIDENCE LISTED @ CP 64-98 INCLUDING SEALED MATERIALS EVIDENCE WILL INCONTROVERTIBLY SHOW A RICO AND PENAL CODE § 182 DA/AG FELONY CONSPIRACY WITH DOZENS OF EX-HIGH LEVEL ALAN JACKSON/PAT DIXON FELONIES COVERING UP \$2,000,000 IN THEFTS BY A TOP POLITICAL SUPPORTER.²

- 1) See Pen C § 1054.1(b) & decisions. Plus my statements that evidence shows the DA/AG have-withhold include BRADY mtl. impeaching 10+ main DA allegations. E.G. my prior trial transcript including my on-point BRADY testimony/declarations/depositions. SA CR 93-67(B)(GLT), DA has, CT 1433, TRULY GUTS THE ENTIRE DA CASE.
- 2) Colleen Campbell, powerful politician Mickey's sister, stole my SUPERCROSS Biz.

EXHIBIT ONE

This is re what will be permeated with BRADY materials and I have legit reason to believe based on 1000s of hours researching these cases will have proof of other required to be discovered material per BRADY and Penal Codes §§ 1054.1/141.

There are 3 private investigator declarations herein attesting to:

1. The trial Court Clerk told the investigator the Court did not have a copy of the full L.A. Arrest Affidavit. Exhibit Two is all we ever got.
2. The Clerk also told the investigator there was a confidential file. That is the 1st I heard about it. I need, am entitled by law to it, request it along with all case affidavits the Court has copies of, and the jurisdiction abdication, L.A. to Orange County and retaking proceedings file, # 3 below.
3. Cp 54-55 are two declarations from a different investigator. Cp 54 reinforces that there may not have been any new evidence for my 2004 charges while cp 55 confirms my trial counsel saw no arrest affidavit or Jurisdiction proof. ^A

Based on my well researched knowledge there is a 100% certainty that the full arrest affidavit and DA bates stamped discovery, the latter withheld for 17 years since trial, will allow me to prove L.A. had no probable cause to charge.

Because there was no probable cause in my 2004 nor 2001 arrest affidavits, ^B new evidence will conclusively prove, the LADA had no legal right to retake the Jurisdiction in 2004 that they had abdicated unlawfully to Orange County for my 2001 charges-arrest there. The Fourth Dist. also ruled the LADA had to possess/consider new evidence to retake Jurisdiction they had abdicated to Orange County.

New evidence proves they possessed, per law, all evidence presented at trial before the LADA/LA County abdicated to the OCDA/Orange County. In short they charged in 2004 on the same evidence they had and refused to charge on prior to abdicating to OC. The Supreme Ct. is unrelenting that is not allowed.

All "FRUITS" re lineup and search affidavits must be stricken as well for no probable cause. These prove VOID AB INITIO & ACTUAL INNOCENCE, EXTRINSIC FRAUD. ^B

A) Since Saris or State appellate lawyer Harper could have proven no probable cause and no Jurisdiction. B) All evidence will prove prosecutor felonies/RICO Conspiracy.

DECLARATION OF NICK WOODALL

I, NICK WOODALL, declare as follows:

1. I am the President and Chief Executive Officer at Posse Solutions LLC, which provides research and consultation services.
2. On May 25, 2022, Michael Frank Goodwin (CDCR#F69095) hired Posse Solutions LLC to provide research and consultation services related to his criminal conviction in *People v. Michael Frank Goodwin*, Los Angeles County Superior Court, Case No. GA052683.
3. I subsequently conducted a records request with the Los Angeles County Superior Court, Pasadena Branch, for the Felony Complaint for Arrest Warrant; corresponding official reports and documents of a law enforcement agency which were attached to the Felony Complaint for Arrest Warrant to establish probable cause for the arrest; corresponding arrest affidavit authored by LASD – Homicide Bureau Detective Mark Lillienfeld.
4. On 2/14/2023, I contacted Anthony Ruiz, Court Services Clerk-III, who advised me that he was unable to provide any of the documents requested as they were not in the file.
5. Mr. Ruiz then advised me that he reviewed the Confidential folder¹ to determine whether any of the requested documents were there and/or under seal. He indicated that none of the requested documents were in the Confidential folder.
6. At no time has anyone attempted to compel, coerce, harass, or provide financial aid to me to make these statements. I am not under any duress. If called to testify under oath, I would state the same as memorialized herein.

1) THE CONFIDENTIAL FILE WILL HAVE BRADY MATERIAL IN IT AND A HIGH PROBABILITY OF MY STATEMENTS AND/OR REFERENCES TO MY WITHELD STATEMENTS. BECAUSE OF THAT I MUST SEE IT. BECAUSE OF 122 DA AND/OR DA WITNESS FALSE STATEMENTS/TESTIMONIES AT TRIAL NO ONE BUT ME WILL KNOW WHAT IS OR MAY BE BRADY MATERIAL/EXCULPATORY.

DECLARATION OF NICK WOODALL

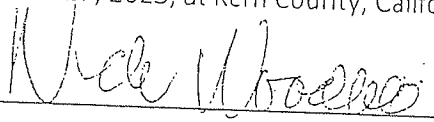
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Declaration of NICK WOODALL

I declare under the penalty of perjury of the laws of the State of California that the foregoing is true and correct. Executed this date March 17, 2023, at Kern County, California.

Date: March 17, 2023

A handwritten signature in black ink, appearing to read "Nick Woodall", is written over a horizontal line.

Nick Woodall, Declarant
President & CEO
POSSE SOLUTIONS, LLC
1500 McLean St. #346
Ridgecrest, CA 93555
Ph: (213) 572-6227 Ext. 101
Fax: (213) 223-8587
possesolutions@gmail.com

DECLARATION of PAUL E. BLACKFORD

I, Paul E. Blackford do declare as follows:

I own and operate Blackford Investigations & Consulting Services in Newport Beach, California. I'm a licensed private investigator since 1993, with a California State License # PI 16832. I'm also a Certified Fraud Examiner (CFE) since 1995.

During my investigation involving Michael Frank Goodwin into the murders of Mickey and Trudy Thompson, I was hired to complete a series of complex investigations into their murders which occurred on March 16, 1988. I was aware of the Orange County, California Felony Complaint that was filed through the Los Angeles County Sheriff's Department that included the Police Arrest Affidavit.

The case in Orange County, California was filed through the District Attorney's Office, but was later dismissed by the Court of Appeals in Santa Ana, California.

Within 30 days of the Court of Appeals dismissal, Michael Frank Goodwin was rearrested by LASO Detective Mark Lillienfeld. Upon later checking with the LASO, LA County Superior Court, and other LASO detectives (of some that had already retired); I learned that there was no new evidence which was with the Police Arrest Affidavit. Therefore, no new evidence had been filed with the superior court, as well as no hearing was held which was required by law and/or statute.

Again, this was confirmed after Michael Frank Goodwin's conviction of the murders that there was no new evidence ever presented in the Police Arrest Affidavit.

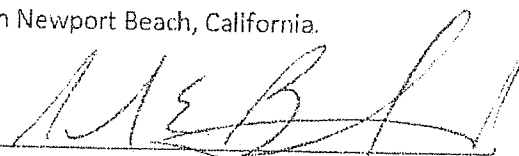
If called to testify, I can state with certainty from my investigation(s) that in checking to obtain a new Police Arrest Affidavit from the original affidavit, there was none on file with the Los Angeles County Superior Court or within the Court's clerk file(s). My investigation in the case of Michel Frank Goodwin began in 2002 and continued through July 2024.

The above statement and information are true and correct, and are given to the best of my knowledge.

I declare under the penalty of perjury and under the laws of the State of California that the foregoing is true and correct.

Executed on this 15th day of July, 2024, in Newport Beach, California.

X



PAUL E. BLACKFORD, CFE

BLACKFORD INVESTIGATIONS

P.O. Box 10095, Newport Beach, CA 92658

(949) 637 - 7151 *** paul.blackford@gmail.com

DECLARATION of PAUL E. BLACKFORD

I, Paul E. Blackford do state as follows:

I currently reside at 4016 South Mitchell Drive, Tempe, AZ 85282. I have a mailing address of P. O. Box 7547, Overland Park, KS 66207.

I am a private investigator license in the State of California, License # PI 16832. I am also a Certified Fraud Examiner (CFE). I am aware of the court case and trial of Michael Goodwin and his conviction for murder.

I have been investigating the Mickey and Trudy Thompson murders and the involvement of Michel Goodwin.

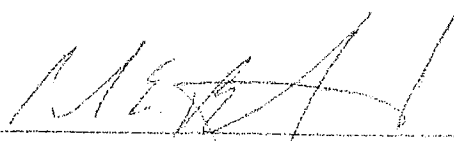
I have interviewed Michael Goodwin's former defense counsel, Elena Saris, regarding a number of issues and she has advised me of the following:

"That she doesn't ever remember ever seeing the LASO's police arrest affidavit for the Goodwin case when it was moved from Orange County to Los Angeles County. Further that she also doesn't remember ever receiving the jurisdiction change that's mandatory when a case is transferred from one county to another county. She advised that there never was any jurisdiction hearing for the Goodwin case to be transferred from Orange County to Los Angeles County."

The above declaration is true and correct, and is given under the penalty of perjury and under the laws of the states of Arizona and California.

Dated this 18th day of June, 2022; in Tempe, AZ.

X



PAUL E. BLACKFORD, CFE

1,
2
3
4
5 EXHIBIT TWO, ALL THE L.A. ARREST AFFIDAVIT I GOT.

6 Saris said she didn't get it either, cp 55 gross IAC.
7 Had she gotten it she could have dismissed at my arraignment.

8 And per cp 59 & 61 ex-Asst. LADA Pat Dixon & det. Lilli-
9 enfeld perjured to get probable cause & Jurisdiction that key
10 evidence was attached. It is not. The DA must prove they were.

11 Closely read cps 58 & 61 where it is repeatedly stated
12 they are attached. @ cp 59 Dixon/Lillienfeld swear to this. At
13 cp 15 the # of alleged pages of phantom evidence attached-blank.

14 Part of the affidavits, including arrest, were maybe taken
15 orally per Penal Code § 1526(b) and/or PC § 817,^B perhaps others <
16 re which I'm unfamiliar. Those are still required to be held by
17 the Court Clerk. One would assume that the Clerk, per cp 51
18 would have advised the investigator that he had a transcription
19 in lieu of the written affidavit instead of saying he had nothing.

20 If however, a portion of the affidavit herein was taken
21 orally, Dixon and Lillienfeld perjured when swearing here that
22 the documents were attached, at cp 59 also referenced at cp 61

23 Also, at cp 63 what does it signify that there is no
24 what appears to be from reading the Penal Codes, required signing^A <
25 where indicated?. Suspicious anomalies are legion thruout the case.

26 I cannot strongly enough stress the abject ineffectiveness
27 of counsel for not verifying these necessary foundational items,
28 probable cause in all relevant affidavits, and thus no personal
Jurisdiction. I advised her of many of the questions. Prejudice
soaks this case. Saris could have dismissed it in 2004 as a fraud.

A) E.g. 100+ DA testifying on-point CONFIRMED in testimony or writing witness statements withheld, 2100+ pp. of bates stamped discovery illegible, some proven to be intentionally blacked out, key pages of evidence missing, BRADY matter withheld for all 21 guilt claims.

B) Note also, cp 60, attributed to the magistrate, it says "evidence presented!"
WHERE IS IT?

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff,
v.
01 MICHAEL FRANK GOODWIN (2/4/1945)
Defendant(s).

CASE NO. GA052683

FELONY COMPLAINT
FOR ARREST WARRANT

The undersigned is informed and believes that:

COUNT 1

On or about March 16, 1988, in the County of Los Angeles, the crime of MURDER, in violation of PENAL CODE SECTION 187(a), a Felony, was committed by MICHAEL FRANK GOODWIN, who did unlawfully, and with malice aforethought murder GERTRUDE (TRUDY) THOMPSON, a human being.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

"NOTICE: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

* * * * *

LL-2-LArrestAFF-060804-7p. The below & all typing herein added by Goodwin
ATTACHMENTS CONFIRMED AT PAGE 2¹ ARE SUPPRESSED, CRITICAL, MUST BE PRODUCED.
THAT THE DEFENSE DOES NOT HAVE THIS IS BOTH A DISCOVERY VIOLATION AND AN IAC
ERROR OF THE 1ST RANK FOR NOT OBTAINING IT.
1) Also confirmed on the declaration @ the 5th page here. IT WILL BE KEY BRADY MATERIAL.

COUNT 2

On or about March 16, 1988, in the County of Los Angeles, the crime of MURDER, in violation of PENAL CODE SECTION 187(a), a Felony, was committed by MICHAEL FRANK GOODWIN, who did unlawfully, and with malice aforethought murder MARION (MICKEY) THOMPSON, a human being.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

"NOTICE: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

It is further alleged as to count(s) 1 and 2 that the murder of MARION (MICKEY) THOMPSON and GERTRUDE (TRUDY) THOMPSON was committed by defendant(s), MICHAEL FRANK GOODWIN and that the defendant(s) intentionally killed the victim by means of lying in wait¹, within the meaning of Penal Code Section 190.2(a)(15).

1) Prosecutors agreed, possibly stipulated to me not being at or near the crime scene on the morning of the murders.

It is further alleged as to count(s) 1 and 2 that the offenses charged in counts 1 and 2 are a special circumstance within the meaning of Penal Code Section 190.2(a)(3).

* * * * *

Further, attached hereto and incorporated herein² are official reports and documents of a law enforcement agency which the undersigned believes establish probable cause for the arrest of defendant(s) MICHAEL FRANK GOODWIN, for the above-listed crimes. Wherefore, a warrant of arrest is requested for.

2) These were not attached to what I received. They most probably will have willful perjuries therein, which evidence will prove are false. Since Lillienfeld's other affidavits average 2 dozen+ material false statements/perjuries in each of the 5 I have, I need/deserve this. It was IAC not to pursue this.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT, CASE NUMBER GA052683, CONSISTS OF 2 COUNT(S).

Executed at PASADENA, County of Los Angeles, on June 7, 2004.

Mark Lillienfeld

DECLARANT AND COMPLAINANT

STEVE COOLEY, DISTRICT ATTORNEY

BY: Patrick Richard Dixon
PATRICK RICHARD DIXON, DEPUTY

AGENCY: LASD - HOMICIDE I/O: MARK LILLIENFELD ID NO.: NA PHONE: 323-890-5500
BUREAU

DR NO.:

OPERATOR: DV

PRELIM. TIME EST.:

DEFENDANT

CH NO.

DOB

BOOKING
NO.

BAIL
RECOM'D

CUSTODY
RTN DATE

It appearing to the Court that probable cause exists for the issuance of a warrant of arrest for the above-named defendant(s), for all the charges in this complaint, the warrant is so ordered.

DATE: 6/8/04

John A.
Judge of the Above Entitled Court

3

NON-WARRANT DEFENDANTS:

<u>DEFENDANT</u>	<u>CII NO.</u>	<u>DOB</u>	<u>BOOKING</u> <u>NO.</u>	<u>BAIL</u> <u>RECOM'D</u>	<u>CUSTODY</u> <u>RTN DATE</u>
GOODWIN, MICHAEL FRANK		2/4/1945		NO BAIL	

FELONY COMPLAINT - ORDER HOLDING TO ANSWER - P.C. SECTION 872

1
It appearing to me from the evidence presented that the following offense(s) has/have been committed and that there is sufficient cause to believe that the following defendant(s) guilty thereof, to wit:

ct 1

ct 2

(Strike out or add as applicable)

special circs
190.2(a)(15)
190.2(a)(3)

I order that the defendant(s) be held to answer therefor and be admitted to bail in the sum of:

NO BAIL (TB)

and be committed to the custody of the Sheriff of Los Angeles County until such bail is given. Date of arraignment in Superior Court will be:

at: 8:30 A.M.

Date:

10/28/04

Lee R

Committing Magistrate

(Goodwin 1) WHAT EVIDENCE? If said evidence exists I guarantee it will include added) BRADY material & a 90%+ probability of references to my statements "REQUIRED WITHOUT LIMIT" Penal Code § 1054.1(b). I'm entitled to, by Law/need, said "evidence" to include all documents filed for or arising from the 6.8.04 hearing, e.g. transcript.

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff,

v.

01 MICHAEL FRANK GOODWIN

Defendant(s).

CASE NO. GA052683

DECLARATION IN SUPPORT
OF ARREST WARRANT
MADE UNDER 2015.5 CCP

The undersigned hereby declares:

That he/she is currently employed as a Peace Officer for the LASD - HOMICIDE BUREAU.
That pursuant to his/her employment he/she has been assigned to investigate allegations that the
herein above named defendant(s) did commit the offense(s) of MURDER and MURDER, in
violation of PENAL CODE SECTION 187(a) and PENAL CODE SECTION 187(a).

That pursuant to this assignment, your declarant has obtained information from those who
have knowledge of said offense(s), whose reports are attached here and incorporated by reference.
He has review each of these written reports and statements. They were prepared by persons known
to your declarant to be law enforcement officers (and others). These reports and statements consist
of _____ pages. These reports and statements contain information from victim(s), witnesses, and
others concerning the commission of the criminal offense(s) for which the Complaint is being
sought. Each of these documents is presently an official record of a law enforcement agency.

I declare under penalty of perjury that the foregoing is true and correct.

Executed at PASADENA, County of Los Angeles, on June 8, 2004.

Mark Lillienfeld
DECLARANT MARK LILLIENFELD

1) Petitioner is 95%+ confident based upon evidence proving the
84 reckless untruths below^A between 3 Lillienfeld Affidavits,
that the L.A. Arrest Affidavit will not have probable cause
to have charged-arrested me per law in FRANKS v. DELAWARE
(1978) 438 U.S. 154, 57 LEd 2d 667, 98 S. Ct. 2674, also,
People v. COOK (1978) 22 Cal. 3d 67, 88, the Cal. Constitution
Article 1 §§ 13 & 28, People v. PETTINGILL (1978) 21 Cal. 3d
231, 248, & in re JONES (1971) 5 Cal. 3d 390, 400.

A) The same 26 in 2 Lineups & the OC Arrest Affidavit/8 more in the Arrest.

B) Evidence also proves 40++ each in his Search & Wiretap Affidavits, 16 trial perjuries

IN THE TRIAL COURT OF PASADENA
COUNTY OF LOS ANGELES, STATE OF CALIFORNIA

JUDICIAL DISTRICT IV:

ARREST WARRANT - FELONY

CASE NO.: GA052683 01

NAME OF DEFENDANT : GOODWIN, MICHAEL FRANK

VIOLATION

RESIDENCE ADDRESS 34202 DEL OBISPO ST
CITY/STATE/ZIP DANA POINT, CA 92629

DATE: 03/16/88

CODE: 187(A)

187(A)

PC

PC

BUSINESS ADDRESS

CITY/STATE/ZIP

LOCATION: CTY

SEX M HAIR BRO EYES HAZ HT. 602 WT. 220 RACE W

DATE OF BIRTH : 02/04/1945

OPERATORS LIC. NO.: R0474830

OTHER DESCRIPTION

BKG. NO. -

VEH. LIC. NO.

ST

VEH. YEAR

MAKE

MODEL

STYLE

COLOR

THE PEOPLE OF THE STATE OF CALIFORNIA, TO ANY PEACE OFFICER OF THE STATE:
A VERIFIED COMPLAINT WAS MADE BEFORE ME ON THIS DATE THAT THE OFFENSE SET FORTH
ABOVE WAS COMMITTED, AND ACCUSING THE DEFENDANT, NAMED AND DESCRIBED ABOVE.
YOU ARE ORDERED TO ARREST THE DEFENDANT FORTHWITH AND BRING HIM BEFORE ME, OR
IN THE CASE OF MY ABSENCE OR INABILITY TO ACT, BEFORE THE NEAREST OR MOST
ACCESSIBLE MAGISTRATE IN THIS COUNTY.

() MAY BE SERVED AT NIGHT (840PC)

() DEFENDANT IS TO BE ADMITTED TO BAIL .
(815P.C.) IN THE AMOUNT OF \$ NO BAIL

SIGNATURE OF MAGISTRATE
FOR NIGHT SERVICE

() BAIL MAY BE FORFEITED

() MANDATORY APPEARANCE REQUIRED.

() DEFENDANT MAY BE RELEASED ON SIGNED
PROMISE TO APPEAR (818/853.6PC.)

INITIALS FOR RELEASE

3100 LASD - HOMICIDE BUREAU

AGENCY ORI NO. RESPONSIBLE LEA

MAGISTRATE

CLERK

DATE

3100 LASD - HOMICIDE BUREAU

AGENCY ORI NO. LEA FILING COMPLAINT

SIGNATURE () MAGISTRATE

PURGE DATE

() DEPUTY CLERK

LOCAL PD:

(COURT SEAL)



WARRANT TRANSMITTAL

IN THE TRIAL COURT OF: PASADENA
TO LAW ENFORCEMENT AGENCY: LASD - HOMICIDE BUREAU

THE FOLLOWING WARRANTS WERE ISSUED ON 040608 :

CASE NUMBER	DEFENDANT'S NAME			ORDERED DATE
	LAST	FIRST	MIDDLE	
GA052683	GOODWIN	MICHAEL	FRANK	040608

RECEIVED FROM THE CLERK OF THE ABOVE NAMED COURT A WARRANT FOR
EACH OF THE ABOVE NAMED DEFENDANTS.

RECEIVED BY: _____ 1 DATE: _____

1) WHAT DOES THIS SIGNIFY, NO SIGNATURE/DATE ABOVE, AND WHAT NEEDS
TO BE DONE ABOUT IT?

2

EXHIBIT 3 6.1.25¹ MOTION FOR FRANKS HEARING AND REQUIRED DISCOVERY TO COUNTER DA PROBABLE CAUSE CLAIMS PER FRANKS AND ITS PROGENY.

Cp 65 is a list of materials I've requested from the Court which Law requires they retain copies of & provide copies to me.

I served cp 65 in this Motion 9.18.24 on the Court, DA and AG.²

Cp 66+ lists materials the DA/AG are obligated by Law at a minimum to discover which have been completely withheld from me or, for bates stamped discovery I've not seen since trial 17 years ago.

For here, focused on proving there is no probable cause or other authorization to arrest me in 2004 or to use the "FRUITS" of the Orange County (OC) lineup/search/wiretap affidavits/warrants, I will be satisfied just to obtain what is needed to prove that.

Because the only "evidence" of those things are the two false claims at cp 58 & 61, sworn to falsely @ cp 59 & 61, I can't know all I need to impeach DA/AG claims until I see what they file to allegedly support that they had necessary probable cause, that they correctly complied with required on-the-record processes and that they correctly retook Jurisdiction from OC & had personal Jurisdiction.

As stated @ cp 65+ there are many more Constitutionally required materials that I reserve the right to move for if needed.

The DA/AG may try to rely on a 3.23.17 Minute Order saying I got everything. 1) It is an abuse of discretion with no support evidence, 2) the same Order ruled I could move for discovery after I filed my Habeas which I did in 2018, 3) New evidence I received in Oct. 2023 advised me of more withheld evidence I previously could not prove. Key parts of that new evidence were taken 8 to 22 years ago, not seen since, 4) 3rd party declarations I filed (can again) showed I lost materials to guards 3 times after 3.23.17, 5) My prison incoming mail log shows I did not get things from the DA/AG as their transmittal file will show, & 6) New law¹ requires production.

1) E.g. in re JENKINS (2023) 14 Cal. 5th 493, thruout case re AG, the updated 2018 LADA litigation manual & re FRANKS, U.S. v. HOWARD 2024 U.S. Dist. Lexis 2963 p. 12, much more.

2) Not responded to as of 6.10.25 so served again/minor clarifications/updates.

1
2 COURT COPIES NEEDED FOR A FRANKS HEARING REQUIRED TO PETITIONER BY SATELE v. SPR. CT.
3 - Most on-point Law pages 22-23 & 8/others also -

4 This is not moved for per Penal Code § 1054.9, but per governing Law @ p. 22.

5 1. Please provide these affidavit/warrant copies or confirm the Court has no copy.

6 A. The full 2004 arrest affidavit vs. the partial @ Exh. 2 cp 56+.

7 B. The search affidavit the LADA relied on which a Court of competent Jurisdiction/
8 Venue ruled had probable cause after 4.23.04. I've seen nothing on this.

9 C. The lineup affidavit the LADA relied on which a Court of competent Jurisdiction/
10 Venue ruled had probable cause after 4.23.04¹. I've seen nothing on this:

11 "Affidavits" may have been oral, e.g. @ a 6.8.04 probable cause hearing, cp 62,
12 per Penal Code § 817(c) and (i) and/or § 1526 or others. I've not seen these if so.

13 2. All past search (and if appropriate lineup/wiretap) applications per PC § 1539(c).

14 3. All Court materials filed for and/or arising/sourcing from the 6.8.04 hearing,
15 and/or what occurred on 10.28.04, per cp 60, e.g. INFORMATION, Certificate of
16 Probable Cause/Certificate of service/all filings required by Pen C § 817 or 1526.

17 4. All documentation re the LADA and/or Los Angeles County Courts abdication Venue/
18 Jurisdiction to Orange County for my 2001 charges in case #01CF3294 and/or taking
19 Venue/Jurisdiction back from Orange County as required by various Penal Codes,
20 Rules of Court and/or governing decisions, many cited in the brief here, e.g. p. 17.

21 5. Records which confirm or deny that the case file(s) was/were transferred to an
22 Orange County (OC) Court or to the OCDA per Law at page 14 line 24±.

23 6. If petitioner has not been knowledgeable enough to ask, please provide any Court
24 documents which provide relevant information re the LADA use at the preliminary
25 hearing and trial of the fruit of the 2001 search/lineup/wiretap affidavits which
26 as plead I find no Court ruling those affidavits had probable cause after 4.23.04.

27 #1A-B-C may reverse easily. So please don't delay it while awaiting others.

28 7. All proof not in the Reporter's transcript, if it exists, of the trial Court
complying with the requirements of Evidence Code § 801(b) for expert witnesses.

7A. Copies of post-conviction Penal Code § 1538.5 proceedings transcripts/files.

8. Court record of the defense Bankruptcy expert the Court approved and paid.²

9. My 2018 Habeas and Exhibits with new Court, via computer applied pages numbers.³

10. 8½ X 11" copies of preliminary hearing and trial ELMOS/demonstrative Exhibits.

11. Parts of briefs that were sealed Exh. 6 & cp 51 confidential file, and/or set a
procedure for me to ascertain if it has my statements and/or BRADY material.

12. Any Grand Jury applications/materials and/or charging attempts the Court may have.

- 1) The date the Fourth Dist. ruled the 2001 affidavit Jurisdiction/venue claims are false.
2) At least the contact info-my lawyer refuses to provide it. 3) I need to adequately reply.

++

1 IF THE DA/AG CONTEST CLAIMS OF NO PROBABLE CAUSE THEY MUST DISCOVER...
 2 - Many defense counsel items also withheld. Not all are needed for this now -

3 1. Proof per Law qualified as being "on-the-record" to prove probable
 4 cause for my 2004 arrest plus use of the 2001 OC fruits of the
 5 lineup/search/wiretap affidavits-warrants. And that the DA completed
 6 required procedures to use the lineup/search/wiretap 2001 "FRUITS"

7 2. They also must provide Constitutionally required but still withheld
 8 evidence allowing me to try to impeach their claims. Some of that is,
 9 depending on what they claim as establishing probable cause and
 10 compliance with required procedures, if needed to use OC "FRUITS"

11 3. All on cp 65 the Court does not provide that the DA/AG are required to pro-
 12 vide & all my statements¹, e.g. those det. Lillienfeld swore to in affidavits,
 13 plus any discoverable DDA Ron Brower statements. He assembled the case.

14 4. Official DA bates stamped discovery, 47,000 pages, CT 2166, legible,
 15 in correct order, complete, as all should be. Discovery is scrambled, bad.

16 5. Cp 67, 2100+ pages of the 37,223 pages of official discovery I last
 17 saw at trial 17 years ago were illegible. I've repeatedly moved for
 18 those legible and except for a dozen ± pages have been denied or
 19 ignored. 4 of those 12± pages I got are key BRADY material. I have
 20 conclusive proof that many legible pages were copied illegibly
 21 intentionally, it appears by det. Lillienfeld, a proven perjurer.

22 6. The SA CR 93-67(B)(GLT) prior case file the DA/AG have, CT 1433.

23 It includes much BRADY material including my exactly on-point
 24 trial testimony re DA guilt trial claims, my declarations/depositions,
 25 and other "REQUIRED W/O LIMIT" statements per Penal Code § 1054.1(b).

26 7. Withheld DA Expert Cordell report, cp 66A, confirms BRADY matter in ¶ #6 file.

27 8. Exh. 7 my required statements in Bankruptcy files the DA/AG have, bp 004968+/
 005110+ & my home Law computer LASD took, bp 031980-1, & BRADY mtl. in all them.

9. LASD presentations to OC/LA prosecutors to request charging, and/or to hold a

Grand Jury, e.g. 2 in 2001, BRADY matter withheld & evidence indicates others. ¹

1) Far more BRADY & Penal Code § 1054.1 materials are required by Constitutional Law,
 e.g. see my 1000+ pp. discovery requests w/proof of withholding in 2011/2014/2015. But.
 I hope we don't need it all & detailing more now is premature. However BRADY/PC 1054.1/
 mtl/my withheld statements/I have cites for all, impeach ALL material guilt claims.

Illegible Pages Petitioner Is Aware of in the L.A.D.A. "Murder Book"

There are three important issues you need to understand about the illegible documents listed below:

- A. The petitioner has not been left with the discovery between bps 012500 and 024500 to scrutinize and look for illegible documents and the other problems¹. Those listed were serendipitously discovered.
- B. In the pages of discovery produced by the D.A., the number of illegible pages per 1000 increased from an average of 2.5 per 1000 in bps 005000-12000 (not including the first 5000 pages that were mostly illegible financial documents) to 44 per 1000 in bps 033104-037227. These pages, 033104-037227, include, by far, the greatest saturation of exculpatory evidence. In other words, as the evidence became more critical to exposing the truth, the ratio of illegible pages increased 18-fold, from 2.5 per 1000 to 44 per 1000
- C. The following list of illegible pages was prepared from a 1st generation copy of DA discovery, when it was provided to the defense in 2002. **DEFENDANT HAS NOT HAD BATES STAMPED DISCOVERY FOR 17 YEARS SINCE TRIAL.**
LIST OF OFFICIAL D.A. DISCOVERY THAT IS ILLEGIBLE

000009	025818	033190	034402	035516	036573
000596	025922	033200	034433	035523	036575-036576
000597	025932	033232	034446	035575	036582
002135-002152	026252	033242-033245	034505	035583	036591
002460-003900 ²	026427-026431 ³	033248-033250	034611	035590	036607-036609
004146-004781	026436-026437	033252	034675	035762	036659
007848-007868	026445	033260-033261	034677	035866	036677
011852-011861	026450	033268	034686	035889	036759
012202-012210	026554	033273	034688-034689	035892-035893	036760
012413	026643	033321	034692	036264	036616
018232	026693	033324	034805	036290	036630
018233	026816	033468	034813	036293	036642
020013	026958	033478	034819-034820	036055	036762
024585-024588	027465	033488-033504	034831	036133	036812-036813
024620	028121-028122	033530	034860	036138	036846
024622-024625	028489	033533	034863	036157	036848-036849
024630	028633	033541	034866	036242-036252	036853
024644	028656	033554-033555	034869	036258	036856
024653-024654	028657	033564	034907	036309-036322	036860-036861
025136	029630-029631	034084	034919-034923	036341	036871
025156	030068-030069	034087-034089	034925-034926	036344	036880
025162-025168	030082-030087	034290-034295	034930	036382	036883-036884
025257-025259	031154-031155	034358	034934	036422-036424	036887
025395	031571-031574	034402	034944	036438-036440	036909
025500	032236-032254	034433	034951	036445	036922
025673	032321	034446	034959	036447	036956
025678	032745-032747	034505	034989	036457	036967
025682	033082-033087	033554-033555	035456	036466	
025728	033138-033140	033564	035046-035052	036478	
025736	033150	034084	035153	036516-036518	
025740	033177	034087-034089	035411	036520-036522	
025742	033181	034290-034295	035462	036529-036543	
025789	033184	034358	035511-035513	036552	TOTAL = 2316

<CRITICAL
FOOTNOTES
2-3

Bp 026431, footnote 3 is mandatory. It is BRADY material & includes a Lillienfeld material perjury to obstruct me from obtaining proof re impeaching threats, I'm confident.

Referenced pages below not always included. Sent on request.

¹ Although petitioner was left with these bates pages when he listed evidence types by subject therein, later, when he pursued the different project of listing the illegible pages, he was not then again provided with all discovery pages. Thus, illegible pages within that group that need to be replaced.

² These 1400+ pages are crucial financial page which will let us unravel the D.A. false claims on the motive.

³ Page 7 is BP 026431. On Page 8, a different generation of BP 026431, unequivocally proves that a better copy of 026431 is < < < CRITICAL, available. Detective Lillienfeld blatantly lied when he said there was "no better copy available."

PAGES IN DISCOVERY FOR WHICH WE CANNOT IDENTIFY THE WITNESS BEING INTERVIEWED AND PAGES THAT SAY "CONT", BUT HAVE NO APPARENT PREVIOUS OR FOLLOWING PAGE.

Additionally, because most of the covers to the investigators' field note notebooks are suspiciously illegible, we can't tell who the interviewer is: We need and deserve to know.

Within the original investigator notes, there are many interviews that say "cont" (I believe for continued) but from or to where they were continued cannot be determined. This is a different issue than the prior issue. Thus, the defense has been left with numerous partial witness statements and, in some cases, i.e. 26470, the interviewee (witness) cannot be determined since, apparently, the name of the interviewee is stated on the beginning part of the witness statements, from where the "cont" sourced, and that beginning part cannot be found.

bp#	Who?	Comment
26470; who?	No name 5/8/97	
26480	Kent Hackman 5/10/97 D.A. trial witness list	"cont" from when/where?
26482	Lisa Kelly 5/12/97 D.A. trial witness list	"cont" from when/where?
26482	Mel Larson 5/12/97	"cont" from when/where?
26501	Sue Yanihan 5/15/97 D.A. trial witness list	"cont" from when/where?
26530	DEA Agent 5/27/97 D.A. trial witness list	"cont" from when/where?
26531-4; who?	At first glance this appears that the witness here might be ESI trustee Ronald Durkin. Durkin's is at the bottom of bp 26530, but right under Durkin's name is the name of another witness, William Young and, the next page seems to start in the middle of the interview. Further, in this IFN ¹ , plus the continuation of it, 112 pages later at 26646-7 ² , the interviewer has a tremendous amount of knowledge, including materially erroneous "knowledge" that Durkin could not have been privy to.	
2635	Jeff Coyne 5/29/97 Trial expert	"cont" from when/where?

¹ Investigator Field Notes, handwritten.

² This is not one of the instances that says "cont". We believe the "split up" of the parts of the interview 112 pages apart with no reference at either part where to find the other part was intentional scrambling by the D.A. There are many IFNs like this. See our doc. TM-081 for a precise "roadmap" of the scrambling.

EXHIBIT 4 FRANKS MOTION, BRADY MATERIAL TAKEN 23 YEARS AGO, RECENTLY RETURNED.

- Cp 74-75, #1-19 are 100s of pages including BRADY material impeaching my Motive-

1. Right now conclusively proving the main affidavit claim in 2001, here, false,

"IN ORDER TO AVOID PAYING THE JUDGMENT, MICHAEL GOODWIN
DIVESTED HIMSELF OF ALL ASSETS AND FILED BANKRUPTCY!" (Exh. 5, cp 81-82:16.)

the 3rd page here, cp 70, shows the home sale occurred in the Bankruptcy (BKY)

after I'd filed BKY with the BKY trustee retaining the equity after \$500,000+

in BKY debt was paid off from the sale, a 1st and 2nd trust deed, @ ¶ 4.

2. Equally material is that #1 above proves the most prejudicial perjury of my trial wilfully false, that my wife or I took the \$527,000 in home sale funds illegally and sent them overseas, suborned by DDA Jackson @ RT 6779, argued by DDA Dixon at RT 9027. They had this material and knew they suborned perjury/lied.

More material is that this perjury was the sole support for the RT 6751 offer-of-proof argued briefly @ pages 3 and 10 here that "got in" the 14 false DA trial Exh. 101 BKY frauds by me "Team Prosecutors" had lost in my prior trial, SA CR 93-67(B)(GLT) in which my on-point BRADY testimony re that is withheld.¹

3. Now note @ cp 69 bottom, it affirms 25 pages total. Only 4 of those 25 key pages that LASO illegally took via the should be stricken search affidavit were returned Cp 73-76 are from a different group of documents I feel also taken 22+ years ago.

4. Those missing pages list many BRADY materials, also my statements, required to be discovered without limit, per Law. Note cp 70 ¶ 3 and cp 71 ¶ 8 re JGA Group/Whitehawk. These are the key assets in DA Exh. 101, that DDA Jackson repeatedly claimed I had hidden from this BKY trustee, RT 8783-4/2740, more, and that I had divested all my assets at the time of the murders, contradicting the cps 81-82 det. Lillienfeld affidavits that I'd sold all before filing BKY, complex but exculpatory.¹

5. Cp 74-75-76 is a BKY Exh. listing 100s of BRADY pp. re JGA/Whitehawk, core at my murder trial that Mosier's declaration affirmed I summarized for him, cp 71 ¶ 8.

6. These again show I did not hide these assets from the BKY trustee, cp 73, his lawyer filed that, and much more materially...these are the main documents I filed to win the Federal Order disproving that I defrauded re these to avoid paying the

Thompson Judgment debt, 2018 Habeas Exh. 3 cp 289+ the Court ruled as BRADY matter.

1) Complex so redundancy will assist understanding. My murder trial Judge prohibited any mention of these, RT 4 V-12-26 and elsewhere, since I'd proven DA claims false in the prior trial, line 15. Jackson lied to my Judge to get them in, p. 10 here and 2018 Habeas pp. 15 & 195. And suborned the home perjury, ¶ 2 above to solicit (false) testimony re it.

1 KIRK S. RENSE
2 ROSEN, WACHTELL & GILBERT
3 A Professional Corporation
4 18400 Von Karman Avenue
Suite 950
Irvine, California 92715-1514
(714) 724-0881

5 Attorneys for Chapter 11 Trustee,
6 ROBERT P. MOSIER

3 JAN 11 - P3: 37

DEPUTY
CALIF.

7
8
9 UNITED STATES BANKRUPTCY COURT
10 CENTRAL DISTRICT OF CALIFORNIA
11

12 In re:	)	CHAPTER 11
13 MICHAEL FRANK GOODWIN,	)	CASE NO. SA 86-06166 JR
14 Debtor.)	
15)	
16 ROBERT P. MOSIER, Chapter 11	)	ADV. NO. SA 87-0514 JR
17 Trustee for the Estate of Michael	)	DECLARATION OF ROBERT P.
18 Frank Goodwin,	)	MOSIER IN SUPPORT OF
19 Plaintiff,	)	MOTION FOR ENTRY OF
20 vs.	)	DEFAULT JUDGMENT
21 MICHAEL FRANK GOODWIN, an	)	DATE:
22 individual and Debtor; and DIANE	)	TIME: [No hearing
23 SEIDEL GOODWIN, an individual,	)	PLACE: required]
24 Defendants.)	

25 I, ROBERT P. MOSIER, declare and affirm as follows:

26 1. I am the duly-appointed Chapter 11 Trustee for the
debtor estate of Michael Frank Goodwin.

27 2. I have reviewed the "Motion of Chapter 11 Trustee
for Entry of Default Judgment" filed concurrently herewith, and
28 am familiar with the contents thereof, and declare that to the

2750-20000
DOS\890106.1.I02

1/25

514 49

cp 69

1 best of my knowledge, information and belief the averments of
2 fact set out therein are true and correct.

3 3. As is evident from review of the Motion, nearly
4 every averment of fact therein is taken from the face of the
5 exhibits attached thereto. Said exhibits are almost exclusively
6 written contracts or agreements prepared and/or signed by one or
7 both of the defendants herein, or are extracts of declarations
8 filed by a defendant or from depositions or testimony of the
9 defendants.

10 4. The Goodwin residence at 667 Alta Vista Way was
11 abandoned from this estate in mid 1987 inasmuch as it was
12 entirely over-encumbered with secured debt. It was abandoned in
13 order to accommodate a negotiated sale of the property for the
14 sum of \$550,000 which, if consummated, would have paid two
15 significant deeds of trust in full and made substantial payments
16 with respect to a third deed of trust. The property did not sell
17 for the scheduled amount, however, in that the purchaser
18 purported to identify approximately \$80,000 in repairs and
19 improvements purportedly promised but not accomplished by the
20 Goodwins and sought a reduction of the sale price in a like
21 amount. Ultimately the property sold for approximately \$520,000,
22 and \$17,500 of the proceeds are being held by your Declarant in a
23 special trust account pending resolution of a dispute as to
24 entitlement to these funds with the party secured by the third
25 trust deed on the residence.

26 5. I have ascertained that the property at Lake Tahoe
27 is the subject of significant building restrictions, and it is
28 problematic if this property has any value whatsoever at this

1 time. I have been working with real estate brokers in the area
2 in an attempt to obtain clarification of zoning restrictions to
3 see whether any portion of this property can be sold as a
4 buildable lot. At this time, it appears that this property at
5 Lake Tahoe has an optimal value not exceeding \$25,000, and may be
6 worth much less.

7
8 6. The Laguna Surf Note appears to be of little
9 value. Mike Goodwin has independently estimated the value of
10 this note as low as \$0, as set out in Exhibit "A" hereto, and has
11 confirmed my valuation of the Lake Tahoe lot. Please see page 7
12 of Exhibit "A". The actual value of those "assets" scheduled by
13 Mike Goodwin are no more than a fraction of the claimed amount.

14 7. Mr. Duane Westrup, counsel for Downey Savings and
15 Loan Association and Mid-Cities Bank in this case, has
16 independently reviewed the Laguna Surf Note and I am advised has
17 come to the independent conclusion that it is of little or no
18 value.

19 8. On or about August, 1987, Mike Goodwin provided me
20 with an analysis of the JGA Group/Whitehawk transactions
21 disclosing the economic reality of the various agreements and --
22 acquisitions. A copy of said analysis is Exhibit "B" hereto.

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I declare under penalty of perjury that the foregoing
is true and correct, and that if called and sworn as a witness I
would and could testify competently thereto, and that this
Declaration was signed this 10 day of January, 1989 at Costa
Mesa, California.


ROBERT P. MOSIER

ORIGINAL

(SPACE BELOW FOR FILING STAMP ONLY)

CLARK & TREVITHICK

A PROFESSIONAL CORPORATION

LAWYERS

800 WILSHIRE BOULEVARD

THIRTEENTH FLOOR

LOS ANGELES, CALIFORNIA 90017

(213) 629-5700

FILED

JUN 16 1989

CLARK & TREVITHICK
CENTRAL DISTRICT OF CALIFORNIA
COURT

Attorneys for Plaintiff Robert P. Mosier,
Chapter 11 Trustee

UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA

In re:

MICHAEL FRANK GOODWIN,

Debtor.

ROBERT P. MOSIER, as
Chapter 11 Trustee of
MICHAEL FRANK GOODWIN,

Plaintiff,

vs.

DIANE GOODWIN, JIM OATES,
JOHN GATES, FRANK GOODWIN,
MERINA GOODWIN, WILLIAM SEIDEL,
CAROL SEIDEL, CAPTAIN
WILLIAM SEIDEL, CHARLES CLAYTON,
THE WHITEHAWK PARTNERSHIP,
JGA GROUP, a partnership,
JOHN GATES & ASSOCIATES,
C. S. GATES, INC., CYNTHIA GATES,
PALM DESERT INVESTORS,

Defendants.

) BK NO. SA 86-06166-JR

) ADV. NO. 88-0376-JR

) EXHIBITS TO VOLUNTARY
) SETTLEMENT CONFERENCE
) STATEMENT OF PLAINTIFF
) ROBERT MOSIER, CHAPTER 11
) TRUSTEE

) DATE: June 20, 1989

) TIME: 1:30 p.m.

) PLACE: Courtroom of
) Judge Naugle

cp 73

376 90

INDEX TO EXHIBITS

<u>EXHIBIT NO.</u>	<u>DATE</u>	<u>DESCRIPTION</u>
1	1/10/86	Option Agreement between Gates and Diane Goodwin
2	12/16/85	\$275,000 promissory note from Gates to Goodwin pension fund.
3	1/10/86	Assignment of 55% of JGA profits from Gates to Diane Goodwin.
4	12/18/85	\$40,000 promissory note from Diane Goodwin to Gates.
5	1/10/86	Security Agreement between Gates and Goodwin pension fund.
6	1/10/86	Security Agreement between Diane Goodwin and Gates.
7	1/10/86	Indemnification Agreement from Goodwins to Gates.
8	8/14/86	Testimony of Michael Burnett re JGA Group
9	5/6/88	\$365,000 check from JGA to Diane Goodwin
10	7/10/87	Assignment of JGA profits to Southern California Bank.
11	6/1/87	Subordination Agreement of Gates et al to Mid-Cities Bank.
12	7/14/87	Gates letter to Clayton re JGA Group lien.
13	12/22/87	Gates letter to Coyne re JGA Group (including Clayton lien.)
14	11/10/88	Exerpts of testimony of Gates re JGA option.

1	15		Summary of Gates/Goodwin cash transactions.
2			
3	16	5/15/88	Letter of Richard Krotz to Gates re Deane Homes and Palm Desert Estates.
4			
5	17	12/20/87	Letter of Diane Goodwin to Gates re payment of JGA funds to Clayton.
6			
7		12/87	Checks from JGA to Clayton.
8	18	7/15/88	Clayton declaration.
9			
10	19	7/15/88	William Lobel declaration.
11	20	6-7/87	Checks to and from Lillian Fedor, SXI, Clayton and Diane Goodwin (NB: Checks from Fedor to Clayton are unavailable).
12			
13		2/14/89	Exerpts of testimony of Lillian Fedor re June/July transaction and exchange of checks in February 1983.
14			
15	21	2/29/88	Documents re exchange of \$40,000 checks between Diane Goodwin and Clayton.
16			
17	22	3-11/87	Interests checks from Frank and Merna Goodwin to Diane Goodwin.
18			
19	23	2/6/87	Diane Goodwin (dba Wildwood) check for \$40,000 to Frank and Merna Goodwin.
20			
21		7/13/87	SXI check for \$22,000 to Frank and Merna Goodwin.
22			
23	24	2/13/87	Diane Goodwin's check for \$25,000 to Captain William Seidel.
24			
25		7/2/87	SXI check for \$44,000 to Captain William Seidel.
26	25	5/18/87	Financing statement from Diane Goodwin to Carol and William Seidel for Palm Desert.
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9/87

Deposition Testimony of
William Seidel

Documents re "Re-loan" to
Diane Goodwin of \$70,000 and
lien on JGA Group to Carol and
William Seidel.

cp 76

1 KIRK S. RENSE
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5 Attorneys for Chapter 11 Trustee
6 ROBERT P. MOSIER

U.S. BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIF.
DEPUTY
BY 18

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8
9 UNITED STATES BANKRUPTCY COURT
10 CENTRAL DISTRICT OF CALIFORNIA
11

12 In re:

CHAPTER 11

13 MICHAEL FRANK GOODWIN,

CASE NO. SA 86-06166 JR

14 Debtor.

15 ROBERT P. MOSIER, Chapter 11
16 Trustee for the Estate of Michael
Frank Goodwin,

ADV. NO. SA 87-0514 JR

17 Plaintiff,

SUPPLEMENTAL PROOF OF
SERVICE OF DOCUMENTS
RELATING TO DEFAULT
JUDGMENT

18 vs.

19 MICHAEL FRANK GOODWIN, an
20 individual and Debtor; and DIANE
SEIDEL GOODWIN, an individual,

DATE:
TIME: [No hearing
PLACE: required]

21 Defendants.
22

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PROOF OF SERVICE

I declare that I am over the age of eighteen (18) and not a party to this action. My business address is 18400 Von Karman Avenue, Suite 950, Irvine, California 92715-1514.

On January 14, 1988 I served the following documents:

- 1) MOTION OF CHAPTER 11 TRUSTEE FOR ENTRY OF DEFAULT JUDGMENT
- 2) EXHIBITS TO MOTION OF CHAPTER 11 TRUSTEE FOR ENTRY OF DEFAULT JUDGMENT
- 3) DECLARATION OF ROBERT P. MOSIER IN SUPPORT OF MOTION FOR ENTRY OF DEFAULT JUDGMENT
- 4) DECLARATION OF CHARLES CLAYTON
- 5) PROPOSED DEFAULT JUDGMENT
- 6) NOTICE OF MOTION OF CHAPTER 11 TRUSTEE FOR ENTRY OF DEFAULT

upon the interested parties in this action by placing a true and correct copy of each document thereof, enclosed in a sealed envelope, addressed as follows:

Diane S. Goodwin
c/o Frank and Merna Goodwin
14003 Perdido Way
Pansacola, Florida 32507

Mike Goodwin
c/o Charles Clayton and
Theodor C. Albert, Esq.
Buchalter, Nemer, Fields & Younger
660 Newport Center Drive
Suite 1400
Newport Beach, California 92660

(xx) I am readily familiar with the business' practice for collection and processing of correspondence for mailing with the United States Postal Service. I know that the correspondence is deposited with the United States Postal Service on the same day this declaration was executed in the ordinary course of business. I know that the envelope was sealed and, with postage thereon fully prepaid, placed for collection and mailing on this date, following ordinary business practices, in the United States mail at Santa Ana, California.

1 I declare that I am employed in the office of member of
2 the bar of this Court at whose direction the service was made and
3 that this declaration was executed at Irvine, California on
4 January 14, 1988.

5 
6 ERINT P. BUTCHART
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EXHIBIT 5, FRANKS MOTION REFILED 6.1.25³

Copies of 2001 Orange County (OC) arrest and lineup affidavit pages citing the gun and stun gun claims to falsely claim OC Jurisdiction/Venue for my murder case, #01CF3294, essentially the same, using the same evidence for the most part as the later L.A. case except for the false Jurisdiction claims.

The Fourth Dist. ruled these Jurisdiction/Venue claims false in 2004 Cal. App. Unpub. Lexis 3932, pp. 12/22±/34. As argued herein I find no evidence of an attempt or occurrence of a Court Order after that 4.23.04 Order determining that the remaining claims support probable cause. So their fruit must be stricken.

If/when they are put at issue re probable cause, evidence will prove the remaining claims of import are "reckless untruths" leaving no probable cause. Evidence proves 35 "reckless untruths" in the arrest affidavit, 26 in my lineup.

Below I explain specifics re the dismissed Jurisdiction/Venue claims. I lost my search affidavit to guards so I cannot demonstrate that. Claims therein are similar but much more egregious, easier to prove perjuries therein.

At cp 81 and 82 line 9± det. Lillienfeld claims "TWO 9MM PISTOLS HAD BEEN USED THAT HAD THE SAME RIFLING CHARACTERISTICS AS A SMITH AND WESSON PISTOL!"

Cause/effect evidence shows that was said in response to learning I owned a 9mm Smith & Wesson. But it is false-impossible. The FBI Firearms Manual that I filed with the Fourth Dist. shows S&W never produced-sold a 9mm pistol with "6 twists" (lands & grooves) like the murder guns had, bp 000054 in discovery. ¹

Re a stun gun the OCDA claimed I provided to the killers, cp 81 line 10, and extensively at cp 83-84.² The Fourth Dist. ruled nothing linked me to it even though we did not provide evidence we have proving 11 "reckless untruths" on cp 83-84 including every claim relating to the stun gun and my alleged confession.

Evidence also proves 6 material "reckless untruths" on the arrest & lineup affidavit covers, cp 81-2/Gun/Black killers/2 re financial/threats/his start-up.

- 1) The DA reaffirmed it was impossible my gun was involved just before the lineup & arrest, Their ballistics' test, bp 032780 affirmed my gun was "5 twist"; perjuring 10 days later.
- 2) I lost other lineup affidavit pp. to guards. Exact same stun gun claims @ bp 025146±
- 3) Initially filed 9.18.24. No Response as of 6.10.25 so update/clarifications.

1 Your affiant is a Los Angeles County Deputy Sheriff, and has been so employed for the past 20 years.
 2 Your affiant has worked the Custody, Patrol, and Detective Divisions. Your affiant has been a
 3 Detective for 15 years and is currently assigned to Detective Division, Homicide Bureau, and has
 4 investigated over 100 homicides.

5

6 On May 1, 1997 your affiant was assigned to investigate the murders of Mickey and Trudy Thompson.
 7 Your affiant learned that the Thompson's had been shot to death in the driveway of their home, located
 8 in Bradbury, Los Angeles County, on March 16, 1988, by two unidentified male black adults. Two 9
 9 mm. pistols had been used that had the same rifling characteristics as a Smith & Wesson pistol.

10 A stun gun was found at the murder scene.

INCONTROVERTIBLE EVIDENCE SHOWS THIS
 IS INTENTIONALLY FALSE. LILLIENFELD
 ADDED IT AFTER LEARNING I OWNED A
 S&W. S&W DIDN'T MAKE A CRIME GUN.

11 During the course of the investigation your affiant learned that Mickey Thompson had been involved in
 12 a business dispute and civil suit with a former business partner, identified as MICHAEL FRANK
 13 GOODWIN, date of birth 2-4-1945.

14

15 Your affiant further learned that Mickey Thompson won a civil judgement of over \$500,000.00 from
 16 Michael Goodwin. In order to avoid paying the judgement, Michael Goodwin divested himself of all
 17 assets and filed bankruptcy.

18

19 On May 12, 1997 your affiant contacted Marilyn Larson, an old friend of the Thompson's. Mrs.
 20 Larson stated that in the weeks, months, and even years prior to the murders, she had been told by

21 both Mickey and Trudy Thompson that they had received multiple threats from Michael Goodwin and

1) Dismissed, 2004 Cal. App. Unpub. Lexis 3932, pp. 12+/22+/34 for lack of Jurisdiction/
 Venue falsely claimed re the pistol above lines 8-9 and stun gun here & cp 83-4
 provided by me from Orange Cty. Separate from Jurisdiction new evidence shows it
 I SWEAR INCONTROVERTIBLE EVIDENCE PROVES 6 MATERIAL FALSEHOODS THIS PAGE AND 29 MORE
 IN THE BALANCE OF THIS AFFIDAVIT, LEAVING NO PROBABLE CAUSE, & NO LA ARREST AFFIDAVIT.

AFFIDAVIT

1 Your affiant is a Los Angeles County Deputy Sheriff, and has been so employed for the past 20 years.

2 Your affiant has worked the Custody, Patrol, and Detective Divisions. Your affiant has been a

3 Detective for 15 years and is currently assigned to Detective Division, Homicide Bureau, and has

4 investigated over 100 homicides.

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7 Your affiant learned that the Thompson's had been shot to death in the driveway of their home, located

8 in Bradbury, Los Angeles County, on March 16, 1988, by two unidentified male black adults. Two 9

9 mm. pistols had been used that had the same rifling characteristics as a Smith & Wesson pistol.

10 A stun gun was found at the murder scene.

11 During the course of the investigation your affiant learned that Mickey Thompson had been involved in

12 a business dispute and civil suit with a former business partner, identified as MICHAEL FRANK

13 GOODWIN, date of birth 2-4-1945.

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15 Your affiant further learned that Mickey Thompson won a civil judgement of over \$500,000.00 from

16 Michael Goodwin. In order to avoid paying the judgement, Michael Goodwin divested himself of all

17 assets and filed bankruptcy.

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025171

1 Your affiant is a Los Angeles County Deputy Sheriff, and has been so employed for the past 20
2 years. Your affiant has worked the Custody, Patrol, and Detective Divisions. Your affiant has
3 been a Detective for 15 years and is currently assigned to Detective Division, Homicide Bureau,
4 and has investigated over 100 homicides.

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6 On May 1, 1997 your affiant was assigned to investigate the murders of Mickey and Trudy
7 Thompson. Your affiant learned that the Thompson's had been shot to death in the driveway of
8 their home, located in Bradbury, Los Angeles County, on March 16, 1988, by two unidentified
9 male black adults. Two 9 mm. pistols had been used that had the same rifling characteristics as a 1
10 Smith & Wesson pistol.

12 During the course of the investigation your affiant learned that Mickey Thompson had been
13 involved in a business dispute and civil suit with a former business partner, identified as
14 MICHAEL FRANK GOODWIN.

16 Your affiant further learned that Mickey Thompson won a civil judgement of over \$500,000.00
17 from Michael Goodwin. In order to avoid paying the judgement, Michael Goodwin divested
18 himself of all assets and filed bankruptcy.

20 Your affiant has contacted over 15 people who were associates or friends of the Thompson's. All
21 of these people have advised your affiant that Mickey and Trudy Thompson indicated that in the

years, months, and weeks prior to the murders, the Thompson's had received multiple threats
1) Per cp 81 footnote the 2004 Cal. App. Unpub. Lexis 3932 dismissed this
entire case for no Jurisdiction/venue. The same gun/stun gun false 02514A
claims re Jurisdiction/Venue are in this lineup affidavit and the
search/wiretap affidavits, although much more egregious in those affidavits, @ bp
025190+/025298+, lost to guards, Court-DA refused to replace so not included.
THE ISSUE IS THE OTHER AFFIDAVITS LOST JURISDICTION AT THE SAME TIME AS THE ARREST.
I submit a greater due process denial governs here. Per U.S. Supreme Ct. precedent
the entire Orange County case must be treated as it did not exist, is void ab initio
since evidence is conclusive Lillienfeld had no reason to believe his 26 "Reckless
Untruth" herein & 40+ in the search affidavit were true & established probable cause.
Further, DDA Jackson suborned 6+ material perjuries re the gun @ trial. I have briefed.

AFFIDAVIT

1 Your affiant is a Los Angeles County Deputy Sheriff, and has been so employed for the past 20
2 years. Your affiant has worked the Custody, Patrol, and Detective Divisions. Your affiant has
3 been a Detective for 15 years and is currently assigned to Detective Division, Homicide Bureau,
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17 from Michael Goodwin. In order to avoid paying the judgement, Michael Goodwin divested
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21 of these people have advised your affiant that Mickey and Trudy Thompson indicated that in the
years, months, and weeks prior to the murders, the Thompson's had received multiple threats

025144

[cont., dismissed Orange Cty. arrest affidavit)
1 Your affiant discovered that after the Thompson murders, while sailing in the Caribbean, the Goodwin's
2 were indicted by a United States Grand Jury in Santa Ana, California for multiple counts of lying on
3 loan applications and fraud. The Goodwin's obtained a divorce upon returning to the United States in
4 approximately 1991.⁹

5
6 In the mid 1990's, the Goodwin's were convicted by a Federal jury of conspiracy and lying on
7 loan applications. They were each sentenced to several years in Federal prison.

8
9 In October, 1997, your affiant interviewed Diane Seidel Goodwin at a United States Bureau of Prisons
10 halfway house in Norfolk, Virginia. During that interview, Diane Seidel Goodwin was shown a
11 photograph of a battery operated stun gun¹ that had been found at the murder scene. She indicated that
12 it was identical to one that she and her husband had owned at one time, prior to the murders.² She did
13 not know what had become of that particular weapon.³

14
15 Your affiant contacted Randy Garrell, the owner of Grant Boy's Gun Store in Costa Mesa. Randy
16 Garrell indicated that he had sold Michael Goodwin a number of guns during the time of their business
17 relationship, including a Smith & Wesson 9 mm pistol in 1984, four years prior to the murders.⁶ Randy
18 Garrell also indicated that he had a recollection of selling or giving to Michael Goodwin a battery
19 operated stun gun,⁴ similar to the one found at the murder scene.⁵

20

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21 In 1997, Michael Goodwin was released from Federal Prison on parole, (called probation in the

22 federal system) to the Southern California area. Randy Garrell indicated to your affiant that in late 2000
1-5) Specific stun gun perjuries evidence proves Lillienfeld & the LADA had evidence
in advance showing A) they are false, & B) NO evidence supported them-fabricated.
The 5 are parsed out and blanket all stun gun claims are false, in addition to the
Fourth Dist. ruling that they had no link re Jurisdiction to Orange County. cp 83
6) The gun claim is misleading per omission. Evidence proved my gun wasn't used.
7-8-9) Evidence shows 3 more material "Reckless Untruths"/perjuries on just this page
clean copy flip

1 Your affiant discovered that after the Thompson murders, while sailing in the Caribbean, the Goodwin's
2 were indicted by a United States Grand Jury in Santa Ana, California for multiple counts of lying on
3 loan applications and fraud. The Goodwin's obtained a divorce upon returning to the United States in
4 approximately 1991.

5
6 In the mid 1990's, the Goodwin's were convicted by a Federal jury of conspiracy and lying on
7 loan applications. They were each sentenced to several years in Federal prison.

8
9 In October, 1997, your affiant interviewed Diane Seidel Goodwin at a United States Bureau of Prisons
10 halfway house in Norfolk, Virginia. During that interview, Diane Seidel Goodwin was shown a
11 photograph of a battery operated stun gun that had been found at the murder scene. She indicated that
12 it was identical to one that she and her husband had owned at one time, prior to the murders. She did
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19 operated stun gun, similar to the one found at the murder scene.

20
21 In 1997, Michael Goodwin was released from Federal Prison on parole, (called probation in the
22 federal system) to the Southern California area. Randy Garrell indicated to your affiant that in late 2000

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[OC arrest, dismissed, cont]

1 he was contacted at his gun store by Michael Goodwin. During that contact, Michael Goodwin asked

2 Randy Garrell multiple questions about stun guns, specifically how they were registered and traced, as
3 compared to regular firearms.

4
5 During the October, 1997 interview with Diane Seidel Goodwin, she indicated that Michael Goodwin
6 had admitted being responsible for the Thompson's murders. She also indicated that she did not believe
7 him, as he used to lie quite often to her in order to coerce or manipulate her into doing things she would
8 normally not do.

9
10 Your affiant attempted to re-interview Diane Seidel Goodwin several years later in her attorney's
11 offices in Norfolk, Virginia, after she had been offered immunity by the Orange County District
12 Attorney's office. At that time, Diane Seidel Goodwin recanted her earlier statement indicating the
13 involvement of Michael Goodwin in the murders, and refused to further discuss the case with your
14 affiant, despite the immunity offer.

15
16 During the course of this investigation your affiant contacted Gail Moreau. Miss Moreau had lived with
17 Michael Goodwin for an 18 month period in Aspen, Colorado in the early 1990's, after his return to the
18 United States, but prior to his arrest and indictment by the United States Grand Jury.

19
20 Miss Moreau indicated that while living with Michael Goodwin, they had watched a video tape

21 of the NBC television show *Unsolved Mysteries* starring Robert Stack. This show depicted the

22 Thompson murder case and included a recreation of the homicides. While watching the show,

- 1) True & materially exculpatory per bp 025574/031644 omissions. I previously wrote my lawyers at the time suggesting that I hoped stun guns had traceable S/Ns so we could show it didn't belong to me & perhaps lead us to killers. IAC for not exposing. EVIDENCE SHOWS 15+ DET. LILLIENFELD STUN GUN PERJURIES, 3+ SUBORNED BY JACKSON @ TRIAL.
2) A material omission here shows the 1991 Guatemala boat repo, key to convict, impossible. Moreau also testified to this proof @ my prelim that proves the repo/fled impossible.
3) Material omission proves misleading, the charges were dismissed by a BRADY Court Order.
4) Evidence proves 4 outright material "Reckless" Untruths/perjuries plus omissions above.

clean copy, flip

1 he was contacted at his gun store by Michael Goodwin. During that contact, Michael Goodwin asked
2 Randy Garrell multiple questions about stun guns, specifically how they were registered and traced, as
3 compared to regular firearms.

4
5 During the October, 1997 interview with Diane Seidel Goodwin, she indicated that Michael Goodwin
6 had admitted being responsible for the Thompson's murders. She also indicated that she did not believe
7 him, as he used to lie quite often to her in order to coerce or manipulate her into doing things she would
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17 Michael Goodwin for an 18 month period in Aspen, Colorado in the early 1990's, after his return to the
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19
20 Miss Moreau indicated that while living with Michael Goodwin, they had watched a video tape
21 of the NBC television show *Unsolved Mysteries* starring Robert Stack. This show depicted the
22 Thompson murder case and included a recreation of the homicides. While watching the show,

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AFFIDAVIT

1 Your affiant is a Los Angeles County Deputy Sheriff, and has been so employed for the past 20 years.

2 Your affiant has worked the Custody, Patrol, and Detective Divisions. Your affiant has been a

3 Detective for 15 years and is currently assigned to Detective Division, Homicide Bureau, and has

4 investigated over 100 homicides.

5
6 On May 1, 1997 your affiant was assigned to investigate the murders of Mickey and Trudy Thompson.

7 Your affiant learned that the Thompson's had been shot to death in the driveway of their home, located

8 in Bradbury, Los Angeles County, on March 16, 1988, by two unidentified male black adults. Two 9

9 mm. pistols had been used that had the same rifling characteristics as a Smith & Wesson pistol.

10
11 During the course of the investigation your affiant learned that Mickey Thompson had been involved in
a business dispute and civil suit with a former business partner, identified as MICHAEL FRANK

13 GOODWIN.

14
15 Your affiant further learned that Mickey Thompson won a civil judgement of over \$500,000.00 from

16 Michael Goodwin. In order to avoid paying the judgement, Michael Goodwin divested himself of all

17 assets and filed bankruptcy.

18 025359

19 Your affiant has contacted over 15 people who were associates or friends of the Thompson's. All

20 of these people have advised your affiant that Mickey and Trudy Thompson indicated that in the years,

21 months, and weeks prior to the murders, the Thompson's had received multiple threats from Michael

EXHIBIT SIX, SOME PROOF OF THE WITHELD SEALED FILES I NEED, AM ENTITLED TO. I'VE HEARD OF NO CONFIDENTIAL INFORMANTS IN THESE.

These have a massive amount of exculpatory evidence necessary to prove the core DA preliminary hearing and trial claims re dismissed Bankruptcy (BKY) frauds were prohibited from any mention (yet there are 100s of testimony pages specifically on, e.g. RT 6751-79, and/or relevant to these prohibited items).

Thus if the Court is not satisfied that RT 4, V12-26 sufficiently proves these were prohibited and reverses/dismissed for that reason petitioner must have these as the exculpatory evidence on this only exists in sealed files.

And, the vast majority of these sealed files are from my home legal office attorney-client privileged files illegally seized via the lacking Jurisdiction to seize search affidavit/warrant, and/or are pleadings related to them/obtaining the ruling keeping them out, which prosecutors violated by lying to my Judge.

Material to recognize. None of this years of delay while the litigation confirmed herein would have occurred/been necessary if the LADA and OCDA would've been honest, or before that Lillienfeld would not have so blatantly perjured re the false Jurisdiction claims to seize these. No search probable cause was shown.

I do not even believe I've ever seen my lawyer's 55 page report, cp 86, and swear I do not have it or any of the other sealed files proven here that the Court is obligated to provide copies of without good cause being shown per SATELE.

I have credible reason to believe many of these include my statements, on-point to defend re DA/AG claims, and defenses to more of the 21 major DA claims.

"WHEN EVIDENCE THAT IS SUPPRESSED OR OTHERWISE MADE UNAVAILABLE TO THE DEFENSE BY CONDUCT ATTRIBUTABLE TO THE STATE BEARS DIRECTLY ON THE QUESTION OF GUILT, OUR INITIAL INQUIRY IS WHETHER SUCH CONDUCT RESULTED IN DENIAL OF A FAIR TRIAL. IF SO THE (14 Cal. 3d 407) JUDGMENT OF CONVICTION MUST BE REVERSED WITHOUT WEIGHING THE DEGREE OF PREJUDICE TO THE ACCUSED." People v. RUTHFORD (1975) 14 Cal. 3d 399, 406-7 (widely cited)

A fair trial is impossible without search/lineup affidavit probable cause proof.

1) These are necessary re proof of multiple prosecutor Alan Jackson/Patrick Dixon new, not yet plead felonies in one of the, if not the most pejudicial group of trial frauds & IAC.
2) Which because of no Jurisdiction to seize/give to the LADA & for LA to suborn perjuries on.

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA

2 FOR THE COUNTY OF LOS ANGELES

3 PASADENA DEPARTMENT E

HON. TERI SCHWARTZ, JUDGE

4
5 THE PEOPLE OF THE STATE OF CALIFORNIA,)

6 PLAINTIFF,)

7 VS.

) NO. GA052683

8 MICHAEL GOODWIN,)

9 DEFENDANT.)

10
11
12 REPORTER'S TRANSCRIPT OF PROCEEDINGS

13 MARCH 6, 2006

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FILED
LOS ANGELES SUPERIOR COURT

APPEARANCES:

MAR 15 2006 gmm

JOHN A. CLARK, CLERK

BY

FOR THE PEOPLE:

AL JACKSON

DEPUTY DISTRICT ATTORNEY

FOR THE DEFENDANT:

ELENA SARIS

THOMAS SUMMERS

DEPUTY PUBLIC DEFENDERS

REPORTED BY:

KERRY M. RUIZ, CSR #6114

OFFICIAL REPORTER

1 HAVE YOURSELF ADDRESS THE SPECIFIC OPPOSITION THE PEOPLE HAVE
2 FILED THAT WE RECEIVED THURSDAY SOMEWHERE BETWEEN 10:00 AND
3 NOON. I RESPONDED TO IT FRIDAY WITH JUST BASICALLY THE
4 FINANCIAL PAGES ALONE WHICH WOULD HAVE SHOWN THE COURT THAT
5 MR. GOODWIN'S RIGHT TO A FAIR TRIAL WAS GOING TO BE
6 JEOPARDIZED. THE COURT DISAGREED WITH THAT.

7 I WOULD LIKE THE OPPORTUNITY TO ADDRESS THE ISSUES
8 RAISED IN THE SCREENPLAYS AND BOOKS OR WHATEVER THEY ARE THAT
9 THE DISTRICT ATTORNEY COPIED FOR THE COURT, ASSUMING WE HAD
10 THAT WHICH WE DO NOT, AND MR. GOODWIN IS WILLING TO WAIVE
11 TIME, IF WE CAN SET THE MARCH 20TH DATE AS ZERO OF 60. I'VE
12 NOTICED A PITCHES MOTION FOR THAT DATE AS WELL.

13 MR. JACKSON: JUDGE, I GUESS I'M CONFUSED A BIT ABOUT
14 WHAT THE NEXT STEP MS. SARIS IS PROPOSING IN THIS LITIGATION
15 IS. THE COURT HAS RULED APPARENTLY UNLESS I HEARD YOU
16 INCORRECTLY I'M NOT GOING ANYWHERE AT LEAST BASED ON THIS
17 MOTION AND MS. SARIS'S 55-PAGE ANALYSIS OF THE PRIVILEGED
18 MATERIALS. I'VE MADE IT ABUNDANTLY CLEAR THAT IS NOT
19 WITHSTANDING THE AUTHOR OR SOURCE OF THOSE ADDITIONAL
20 DOCUMENTS AND MY ARGUMENT STILL STANDS.

21 IF I COULD -- IF THOSE DOCUMENTS DON'T REPRESENT A
22 PRIVILEGED COMMUNICATION, THEN MR. GOODWIN QUITE SIMPLY CAN'T
23 ARGUE A PREJUDICE BASED ON MY REVIEW OF THE OTHER STUFF THAT
24 HAS THE SAME SUBJECT MATTER IN IT. SO MS. SARIS MAY SPEND THE
25 NEXT TEN DAYS PROVING THAT SOMEBODY ELSE, JOHN BRADLEY OR
26 SOMEBODY, TYPED OUT "BURY HIM" AS OPPOSED TO MR. GOODWIN. I
27 DON'T KNOW IF THAT WOULD HAVE ANY BEARING ON THE COURT'S
28 DECISION. IF IT WOULDN'T, THEN I DON'T THINK WE SHOULD SPIN

September 4, 2015

Clerk, Court of Appeal
Division Eight
300 South Spring Street
Second Floor
Los Angeles, CA 90012

Re: People v. Goodwin, B197574
Return of Sealed Transcripts

Dear Clerk:

Enclosed please find the following sealed transcripts, which the Court provided to me during Mr. Goodwin's appeal:

- RT Sealed proceedings - *in camera* - August 17, 2005 – pages I-8 through I-16
- RT Sealed proceedings – November 16, 2005 – pages B-14 through B-30
- RT Sealed proceedings – January 10, 2006 – pages C-2 through C-9
- RT Sealed proceedings – *in camera* - February 6, 2006 - pages D-28 through D-30

Clerk, Court of Appeal
Second District, Division Eight
September 4, 2015
Page 2

- RT Sealed proceedings – April 19, 2006 – pages S-23 through S-55
- RT Sealed proceedings – *in camera* – June 7, 2006 – pages F-16 through F-21
- RT Sealed proceedings – *in camera* – September 26, 2006 – pages H-27 through H-31
- RT sealed proceedings – *in camera* – October 16, 2006 – pages I-90 through I-105
- From the Clerk's Transcript, the 2-volume Augmented Clerk's Transcript certified on August 29, 2011. (These volumes contain the settled record. The index to this transcript indicates that some of the materials were originally filed under seal, and so counsel is treating them as sealed for purposes of complying with this Court's orders regarding sealed materials.)
- The seven documents tagged "SM-1," which, according to the docket entry on November 6, 2008, the Court ordered were to be treated as sealed. (2 copies)
- A packet of documents labeled "Exhibits to Motion to Dismiss - 4CT 880 [on] - filed 12-9-2014" (These appear to be exhibits that may have been provided by the Office of the District Attorney; nonetheless, they appear to have been sealed in the official record, and so I am submitting them to this Court to be maintained as sealed.)
- An Augmented Clerk's Transcript, one volume, consisting of 295 pages, certified on August 11, 2009. This volume contains *in camera* Exhibit SM3 and Court Exhibit No. 1.

Clerk, Court of Appeal
Second District, Division Eight
September 4, 2015
Page 3

If it appears that any sealed materials that should be returned to the Court are missing from this shipment, please advise as soon as possible.

Thank you.

Yours very truly,

GAIL HARPER

GH/gh

cc: Louis W. Karlin, DAG.
Nancy Gaynor, CAP LA
Michael Goodwin

Encls: As described

GAIL HARPER
ATTORNEY AT LAW
P.O. BOX 330057
SAN FRANCISCO, CA 94133
(415) 291-8469
FAX (415) 433-2230

September 18, 2010

John Lepo, Clerk
Court of Appeal, Second District
Division Eight
300 South Spring Street
Los Angeles, CA 90013

Re: People v. Goodwin
B197574
Superior Court No. GA052683-01

Dear Mr. Lepo:

I write to clarify what I believe remains missing from the record in this case. I have spent many hours going over all of the motions I have made, the Court of Appeal's orders, my notes of my discussions with you and Emma, my correspondence with Emma, and the materials I have received to date. I have also constructed a chart of all motions made at trial and checked all motions for missing pages and/or exhibits.

In reviewing these materials in greater detail and charting the motions, I have discovered that more of the minutes and the reporter's transcripts for the related proceedings are apparently missing. Perhaps it would be advisable for the superior court clerk to make an inventory of *all* of the minutes in this case and provide it to the Court and to appellate counsel, just to avoid further surprises. I hope I have identified all of the missing material, but I am not entirely confident, given the size of the record, the amount of material that was sealed and/or lodged, and the failure of the superior court clerk to include all of the minutes.

John Lepo, Clerk
Court of Appeal, Second District
Division Eight
September 18, 2010
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GAIL HARPER
ATTORNEY AT LAW

The Missing Portions of the Record

I believe the following documents have not been provided to me. Some of them may not have been provided to the Court of Appeal by the Superior Court:

- **Exhibit SM1** – the box of the attorney/client privileged documents removed from the District Attorney’s possession by the Special Master. (See detailed explanation below);
- **Exhibit “A” to Defense Notice of Motion and Motion to Recuse Los Angeles County District Attorney and Attorney/Client Privileged Exhibits Filed Under Seal on April 7, 2005** – according to the motion, EXHIBIT "A" consists of a book of documents the defense maintains are attorney-client privileged documents in the possession of the LADA. (See document by this title in the box marked SM1, page 3 [Declaration of Elena Saris]; see also Sealed RT 11/16/05, page B-20-B-21, in which the trial court refers to a “binder” “which [trial counsel] marked as Exhibit A.”) At the front of the book was a database printout listing the documents by both "Bates Page Stamp" number – showing it was included in the official "murder book" by the prosecution, and by Name of Attorney. The database sets out each document and explains its significance to the case. [I have a note in my file indicating that I discussed this missing exhibit with Emma within the past year];
- **EXHIBIT “A” to Defense Notice of Motion and Motion to Dismiss Case Based on Violation of Attorney/Client Privilege; and Illegal Seizure of Personal Papers of Defendant, filed under seal on April 7, 2005** – EXHIBIT "A" consists of a book of documents the defense maintains are attorney-client privileged documents and in the possession of the LADA. (See document by this title in box marked SM1, page 3 [Declaration of Elena Saris].) At the front of the book was a database printout listing the documents by both "Bates Page Stamp" number – showing it was included in the official "murder book"

John Lepo, Clerk
Court of Appeal, Second District
Division Eight
September 18, 2010
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ATTORNEY AT LAW

by the prosecution, and by Name of Attorney. The database sets out each document and explains its significance to the case. [I have a note in my file indicating that I discussed this missing exhibit with Emma within the past year];

- The documents that were attached to the District Attorney's Opposition to Defendant's Renewed Motion to Recuse the District Attorney based on Claims of Violation of Attorney-Client Privilege, filed March 2, 2006, including the publications "I Want You to Ignore Justice Department Crimes," "Bury Him," "The Deadliest Race," and a transcribed interview from "America's Most Wanted," and appellant's memorandum to the producers of that television show (referred to in the original CT Vol. 4, 1115; 4RT V-27 through V-28);
- Court's Exhibit 1 pertaining to the in-camera hearing that took place on September 26, 2006 (referred to in the original record at 6CT 1659 and 5RT, X-27 through X-31) [Although a document purported to be Court's Exhibit 1 is included in the augmented CT filed in September of 2009, Court's Exhibit 1 is a letter from Detective Griggs dated 12/3/06; this appears to be the wrong document, as the date on the requested exhibit was 9/26/06];
- The reporter's transcript of the ex-parte in camera hearing held on September 26, 2006, at defense counsel's request, in Northeast District Dept. NEE, before Judge Teri Schwartz, reported by Lori Casillas (referred to in the original record at 6CT 1659 and 5RT sealed pages X-27 through X-31);
- 2CT 563 (at least one page of this preliminary hearing transcript is missing);
- 4CT 867 and 868 (from 12/9/04 defense discovery request);
- 7CT 1773;

John Lepo, Clerk
Court of Appeal, Second District
Division Eight
September 18, 2010
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- 11RT 4230;
- The minutes for the proceedings that took place on January 30, 2006, and any other minutes that might be missing for proceedings between January 30, 2006 and the beginning of trial [I request these minutes because references to defendant's 1538.5 motion stop after November 16, 2005];
- The reporter's transcript for proceedings January 30, 2006 (pretrial and motions) [I assume that a motion to augment for these proceedings is not necessary; if one is required, please advise], or whatever date the 1538.5 motion was finally heard and ruled upon;
- The original defense motion to suppress (Pen. Code section 1538.5) referred to at 4CT 1009 [the clerk's affidavit from the 1/4/08 augmentation states it could not be found; I am attempting to get a copy from Elena Saris]; and
- The District Attorney's Opposition(s) to 1538.5 motion [the clerk's affidavit from 1/4/08 augmentation states it could not be found; I am attempting to get a copy from Elena Saris].

Details Regarding Exhibit SM1

There was a January 10, 2006, *in camera* hearing regarding documents that were seized during a December 13, 2001, search of Mr. Goodwin's residence, and which remained in the possession of the Los Angeles District Attorney prior to trial. The special master had been appointed to go through the disputed material to determine what constituted attorney-client privileged material and to remove such material from the prosecutor's possession. (See Sealed RT for *in-camera* proceedings on November 16, 2005, during which the Special Master describes his difficulties with the condition of the documents. Note that there may be "magenta colored 3M stickers" attached to some of the documents in SM1 [Sealed RT 11/16/05, page B-16].) The only persons present at the January 10, 2006 hearing were Judge Teri Schwartz and the special master, George Bird. The transcript of the hearing was sealed. Copies of the November 16, 2005 and January 10, 2006 transcripts have been provided to me.

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Division Eight
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The materials reviewed by the special master were identified as “45 boxes of materials ... obtained from the District Attorney’s Office and an additional 105 pages of material pursuant to a letter from Mr. Jackson on November 17th, 2005.” (Sealed RT 1/10/06, pp. C-2 through C-3.) The Special Master’s Report [SM2] “sets forth what documents [he] reviewed and the manner in which [he] conducted [his] review.” (Sealed RT 1/10/06, C-3.)

Three exhibits were created during that *in camera* hearing: SM1 [a box of attorney-client privileged material], SM2 [the Special Master’s Report], and SM3 [Master File Index, redacted]. (CT 1040; Sealed RT 1/10/06 , C-7 through C-8.) On August 3, 2010, an augmented CT was filed containing a copy of Exhibit SM2, which is the Report of the Special Master Regarding Attorney/Client Privilege and Outside of Scope Determination as to Search of December 13, 2001. Exhibit SM3, entitled “Goodwin, Michael, Master File Index,” was included in the Augmented CT filed September 8, 2009.

On December 11, 2008, I discussed with Emma at the Court of Appeal the problems with the record, and she said she had a box of material tagged “SM1.” She said there were seven documents in the box. A copy was made of the contents of that box and sent to me. I inventoried the contents of what I understood to be the box Emma was referring to and found that it contained the following documents:

- 1) Documents filed under seal October 14, 2006, pertaining to appointment of a defense expert;
- 2) The District Attorney’s Opposition to Defendant’s Motion to Exclude Witnesses or in the Alternative to Recuse (with a couple of hundred pages of exhibits) filed on June 15, 2006 and ordered sealed on June 20, 2006 [including a second copy of the Exhibit without the numbered tags, prefaced by the notation “filed under seal 6/20/06”];
- 3) The sealed portion of the reporter’s transcript of the *in-camera* hearing (pages A-21 through A-25) that took place on July 14, 2005;
- 4) The Defense Response to People’s Motion to Exclude Reference

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ATTORNEY AT LAW

- to Polygraph Test Administered to Joey Hunter, filed October 16, 2006, under seal;
- 5) The People's Evidence Code section 402 Motion to Exclude Reference to Polygraph Examinations; Points & Authorities in Support, filed October 11, 2006, under seal;
 - 6) Appellant's Reply to People's Opposition to Defense Motion to Recuse, filed March 3, 2006, filed under seal;
 - 7) Appellant's Notice of Motion and Motion to Dismiss Case Based on Violation of Attorney/Client Privilege, Motion in the Alternative to Recuse the Los Angeles County District Attorney, filed January 27, 2006 under seal [NOTE THAT THIS DOCUMENT CONTAINS A LIST OF THE DOCUMENTS REFERRED TO IN EXHIBIT SM2, AND WHICH SHOULD HAVE BEEN A PART OF EXHIBIT SM1];
 - 8) A sealed order signed July 14, 2005, filed under seal;
 - 9) Defense Notice of Motion and Motion to Recuse Los Angeles County District Attorney and Attorney/Client Privileged Exhibits Filed Under Seal on April 7, 2005 and filed in the Court of Appeal on January 24, 2008 [EXHIBIT "A" to this motion was filed under seal for review by the special master and has not been provided to appellate counsel]. EXHIBIT "A" consists of a book of documents the defense maintains are attorney-client privileged documents and in the possession of the LADA. At the front of the book was a database printout listing the documents by both "Bates Page Stamp" number – showing it was included in the official "murder book" by the prosecution, and by Name of Attorney. The database sets out each document and explains its significance to the case.]
 - 10) Defense Notice of Motion and Motion to Dismiss Case Based on Violation of Attorney/Client Privilege; and Illegal Seizure of

John Lepo, Clerk
Court of Appeal, Second District
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GAIL HARPER
ATTORNEY AT LAW

Personal Papers of Defendant, filed under seal on April 7, 2005 [EXHIBIT "A" to this motion was filed under seal for review by the special master and has not been provided to appellate counsel]. EXHIBIT "A" consists of a book of documents the defense maintains are attorney-client privileged documents and in the possession of the LADA. At the front of the book was a database printout listing the documents by both "Bates Page Stamp" number – showing it was included in the official "murder book" by the prosecution, and by Name of Attorney. The database sets out each document and explains its significance to the case.]

- 11) Ex Parte Application for Order to Monitor County Jail Cell; Declaration of Mark Lillienfeld; order, dated July 25, 2006;
- 12) "Court's Exhibit 1 - LACERA Pitchess-Brady" filed June 7, 2006;
- 13) Defense Exhibits for Motion to Dismiss Case for Violation of the Attorney-Client Privilege [145 pages], filed in the Court of Appeal on January 24, 2008.

On October 6, 2009, I spoke with Emma again about the missing Exhibit SM1. According to my notes, Emma told me that the superior court clerk had advised her that she had not marked a box of the exhibits and the box had not gone to the exhibit room. Emma told me that after I had spoken with her in December of 2008, she had called the superior court clerk regarding the missing exhibits. The superior court clerk sent the box to Emma, and Emma sent copies of the documents in the box to me. Emma then said she did not know if the superior court clerk had marked the box.

According to Mr. Bird's remarks in the sealed reporter's transcript of the January 10, 2006 in-camera hearing, box SM1 contained "original documents removed from prosecution discovery by special master George Bird to be lodged with the court," along with the original unredacted Master File Index. (Sealed RT 1/10/06, C-3; ACT filed 8-3-10, 3330.) Judge Schwartz stated: "We will call that box "SM-A." [This was later changed to SM1.] And that will be lodged with the court. And it will be identified as the

GAIL HARPER
ATTORNEY AT LAW

John Lepo, Clerk
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documents that you viewed from the people's discovery that you believe falls under the category of protected by the attorney/client privilege. And you have removed them separated them and included them in SM-A." The People are not going to get them back and the court will hang onto them." (Sealed RT 1/10/06, C-3 through C-4 [emphasis added].) The documents that should have been in box SM1 were the raw bates-stamped documents listed in the Special Master's Report as attorney-client privileged – and, unfortunately, redacted in SM3. These clearly are *not* the documents that were provided to the Court of Appeal in the box marked "SM1," as those documents are all pre-trial motions or copies of sealed trial exhibits, not the disputed discovery. (See the inventory of the box's contents, above.)

Follow-Up

I will email a copy of this letter to Goodwin's trial counsel, Elena Saris, and attempt to obtain the missing 1538.5 documents from her. I will also ask Ms. Saris when the motion was heard and ruled upon so as to identify missing minutes, if possible. I will also attempt to obtain a copy of the missing "Exhibit A" to the two sealed motions to dismiss and to recuse (my guess is that the exhibit is the same for both motions.) After September 30, 2010, I will be able to resume my work on this case. Until then, I must work on the opening brief in my capital case, as it must be filed by September 30.

Thanks for your assistance in this matter.

Yours very truly,



GAIL HARPER

GH/gh

cc: Nancy Gaynor, CAP LA
Elena Saris, defense counsel
Office of the Attorney General
Mike Goodwin
Superior Court Clerk

DEFENSE EXHIBITS
FOR MOTION TO DISMISS
CASE FOR VIOLATION OF THE
ATTORNEY/CLIENT
PRIVILEGE

EXHIBITS FILED
UNDER SEAL

DEFENSE REQUESTS FORMAL
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EXHIBITS TO ANYONE OTHER
THAN THE COURT, DDA
DIXON AND DDA JACKSON

EXHIBIT 7 FRANKS MOTION. 60 REQUIRED BY LAW MATERIALS, MOST BRADY/PEN C § 1054.1.

Six pages from the core at issue Goodwin Co. Bankruptcy (BKY) docket that¹ list 92 docket entries, 49 of which include required to be discovered BRADY mtl, and/or Penal Code § 1054.1 materials that are withheld unlawfully.

If/when needed, appropriate evidence proves DA/AG Pen C § 141 primes on it.

These are not from the official DA bates stamped discovery which I have not had in 17 years since trial. This docket is at bp 004968+. Fortunately I recently got access to many materials including BRADY material taken 23 years ago.

For here I identify specifically materials A) the DA/AG have, shown by conclusive evidence; B) withheld, C) that evidence proves prosecutors lied to the Courts on what had been discovered, 4.23.16 transcript, elsewhere also, and/or led the Courts to believe had been provided, and D) I need to adequately defend.

1st Big Picture what the evidence shows (truly proves/I'm being diplomatic)

1. Cp 81-82/RT 8783-4/9027/2740, more are proven false 'HE DIVESTED ALL HIS ASSETS'; core in the DA/AG case is shown wilfully false by items @ p. 2 #14. It will show I filed millions in assets in my BKs correctly.² I could not touch them, by Law.

2. P. 2 #11-12 Orders re my wife/my depositions, 100s of pages including BRADY mtl. and on-point statements by DA experts Cordell/Bartinetti required by PC 1054.1(f).

3. The majority of the 60 noted beneficial docket entries will disprove a major DA/AG wilful fraud that appears to qualify as extrinsic, page 20 for Law. That is the claim that I perpetrated a \$625,000 BKY fraud felony to skim my INSPORT Contract/Supercross business out of the BKY to cheat Mickey and the Bankruptcy Court.

These documents including 8 of my declarations, 4 more Court Orders and 12 transcripts, show that DA expert D. Cordell, who evidence proves perjured @ trial 27 times, perpetrated a fraud on behalf of Mickey to try to get that most valuable asset of my Co. BKY. I fought that and eventually had no choice but to propose an auction to allow the high bidder to take it. We bid \$625,000 in a Court auction.

The Thompson Group perpetrated a similar felony BKY fraud in their own BKY.

1) DA/AG have far more BKY files than the Court, 5.5.93 HRG. I feel in SA CR 93-67(B) (GLT) the DA/AG have CT 1433/also RT6760-6786/4.15.02 OC prelim pp. 225-6-7, 232, more.
2) Bp 110 shows my 100% PAYMENT PLAN FOR MICKEY & ALL BANKRUPTCY DEBT FILED A YEAR+ BEFORE THE MURDERS IMPEACHING THE CORE MOTIVE "HE KILLED TO AVOID PAYING"

7 years later, not listing the Supercross asset on their Bankruptcy (BKY) assets and selling it under the table for a bag of cash, observed. This is a clear Title 18 § 152 and other statutes felony BKY fraud. I have evidence proving the fraud.

I reported it by getting their BKY reopened, accusing Mickey sister Collene Campbell's-group of the fraud. She had run the Co. for 6 years after stealing the business from my BKY then turned it over to her husband and Mickey's son Danny.

I was charged with the 13½ year old murders a week later:¹

A. Out of Jurisdiction in Orange Cty. (OC) by Campbell's ex-personal lawyer, then the OCDA. Evidence shows Campbell illegally funneled major campaign funds.²

B. On Jurisdiction/venue "evidence" the Fourth Dist. ruled completely false, that evidence proves Rackauckas (& the LADA) knew was false before LA abdicated.

C. Fruit of the illegal, no Jurisdiction/no probable cause search-lineup was used at the LA prelim-trial with no further Court action, requiring dismissal now.

4. DA expert Cordell/Bartinetti declarations (and they ran our 2004 exam depositions) in the 6 following pages will cement some perjuries I know of, expose others.

5. Many of the entries expose other BRADY material, and thus per Law themselves are BRADY material, allowing proof of DA/AG Pen C § 141/Govt. Code § 6200 felony withholding and gross IAC. Some will also expose new, now unknown DDA crimes.

Pg/Doc. # Description (I cite by pp. 1-6, lower right corner, not cp #)

2/14 BKY Schedules will disprove I divested all assets then filed BKY, cp 81-82.

2/11-12 Confirms our depositions, many BRADY items/100+ pp. my Statements.

25/27/30/33/39/42/43/57, 8 defendant exactly on point declarations per PC 1054.1(b).

5-6/63-68-70-81; BRADY material withheld Court Orders impeaching DA INSPORT fraud.

Hearing transcripts, all pages, no #s, 12 total onpoint re DA fraud/expert stmts.

p. 3-6/#29-76-77; DA expert Cordell and Bartinetti on-point declarations.

• 60 docket #s with > to the left include BRADY, PC § 1054.1 or other required items.

• My recall is the 10.28 hrg. p. 2 is re me trying to keep Insport/Supercross in the

BKY Co. vs. the DA fraud on the Court that I defrauded to get it out. P. 1 #22/27/

29/39/40/42/43/44/51/52 + HRGs. should track them trying to take it/me saving it.

1) I won a Ninth Cir. Appeal/Judgment on this that allowed me to "buy-back" Supercross for \$45K + a small % of earnings/BAP cc-02-1421-MoKMa in BKY SA 95-13628-JR. I couldn't do it since I was in prison for their false charges although I had \$45K arranged.

2) To Rackauckas via my ex-lawyer who WILFULLY lost my Thompson case, went to them.

DIST. NO.	OFF. NO.	YR.	DOCKET NUMBER	DATE PETITION FILED	REOPENED	✓	CHECK IF APPLICABLE
0973	8	SA 86	05280RP	MO. 09	DAY. 19	YR. 86	Joint Petition
DEBTOR ENTERTAINMENT SPECIALTIES, INC.				✓		CHECK PROPER BOXES	
CO-DEBTOR				X	Voluntary	OBLIGATIONS OF DEBTOR AS SCHEDULED	
SSN1: 953580935 SSN2:					Involuntary		
MEETINGS/HEARINGS	DATE	TIME	LOCATION	X	Business	PRIORITY	
341	11-14-86	1 PM	Rm 502		Non-Business		
DISCHARGE				✓	COMMENCED UNDER	SECURED	
CONFIRMATION				XX	Chap. 7 [9-13-89]		
OTHER NAMES					Chap. 7-Stockbroker	UNSECURED	
STADIUM MOTORSPORTS CORP					Chap. 7-Commodity Broker		
					Chap. 9	TOTAL ASSETS OF DEBTOR AS SCHEDULED:	
				*	Chap. 11		
					Chap. 11-Railroad		
					Chap. 13	NO. OF CREDITORS SCHEDULED:	
					Sec. 304	238	
COUNTY	ORANGE	CODE	06059	NAME OF JUDGE		FILING FEES PAID IN FULL AT THE TIME OF FILING	
ADDRESS DEBTOR	P.O. BOX 4527			JUDGE JOHN RYAN TOOK OVER.		X	
ADDRESS CO-DEBTOR	LAGUNA BEACH	CA	926524527	RALPH G. PAGTER			
				JUDGE CODE		FEES TO BE PAID IN INSTALLMENTS	
				A315			
ATTORNEY FOR DEBTOR	Subst/order 3-11-87: LOBEL & WINTHROP 4041 MacArthur Blvd., 4th Fl Newport Bch, -CA 92658-8995 714/540 8600			TRUSTEE CH 117 JON R. STUDDLEY (4-3-87)		EXAMINER: 2-26-87: Joseph C. Farol, 3715 W. 104th St #115, Torrance (see #114)	
ATTORNEY FOR PETITIONING CREDITORS				ATTORNEY FOR COYNE TRUSTEE is Richard Gibson, of Graham & James (6-17-87)		APPTMT CREDIT COMM. (11-4-86)	
EXAMINER				OTHER PHONE #		Amended fda. 11-18-86. ATTORNEY: 314-752-8525	
				CH 7		TRUSTEE: RONALD DURKIN 2-13-	
BANKRUPTCY CASE RECORD							
DATE	DOCUMENT NUMBER	BANKRUPTCY CASE RECORD					
09/19/86	1 thr 16	PETITION FILED under CH 11 thru HRG 10/28 on supplm docket (pg 2)					
10-14-86	17.	REQ ntc - atty for Wm. Butcher w/ps.					
10-16-86	18.	REQ ntc - atty for Mickey Thompson/Mickey Thompson Entertainment Group w/ps.					
10-20-86	19.	REQ ntc - Am. Motorcycle Assoc by Stephen Yoder.					
10-30-86	20.	DTR/NTC of rescheduling 341(a) MTG to 11-25-86 @1PM in USTE Rm 502 w/ps.					
10-28-86	21.	MLD/AMENDED ntc to correct listed trste (still has Sto in err-ntc fol)					
11-4-86	> 22.	Cr/NTC & MOTION for order compelling DIP to rej exec contracts/or short time to assume or rej exec c P&A; Decl of Allen Becker, Mark Lawrence Hersch and C. E. Altman in support by atty for Pace Mgmt Corp. HRG set 11-24-86 @9:30/520.					
10-27-86	23.	REQ ntc - atty for M.T. and M.T. Entr. Grp w/ps.					
10-31-86	> HRG	re dtr applo to incur debt & encumber prop - O/C					
11-4-86	24.	USTE/Apptmt of CREDIT COMMITTEE w/ps.					

DATE OF ENTRY	DOCKET NUMBER	BANKRUPTCY CASE RECORD
att'y: Wm Lobel/McKittrick, Jackson et etc.		
9-19-86	1.	Voluntary petition under Ch 11 w/ L I S T S
10-6-86	2.	DIP/APPLC for 1st ext of time to file sch/stmt of affrs and comply w/gen order #2; Decl of Michael Goodwin in support w/ps. [no hrg]
10-6-86	3.	ORDER auth ext (per applc) (E.10-8-86) EXT. to to Oct 21, 1986.
10-8-86	4.	Ntc of ENTRY and cert. of mlg.
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>ADV. # SA- 86 -0817 PE ESTATE FLD.10-06-86 CH. PLF. Entertainment specialties DEF. MICKEY THOMPSON ENT. GROUP BK.# SA-86-05280</p> </div> <div style="width: 45%;"> <p>ADV. # SA- 86 - 0829 PE ESTATE FLD.10-08-86 CH. PLF. Entertainment specialties, DEF. MICKEY THOMPSON BK.# SA-86-05280 <u>5280</u></p> </div> </div>		
10-10-86	5.	DIP/APPLC to empl general counsel; Decl of proposed counsel Wm. N. Lobel of McKittrick, Jackson etc w/ps.
10-23-86	6.	ORDER Authorizing DIP to empl gen. counsel (E.10-24-86)
10-23-86	7.	APPLC /and ORDER for 2004(a) exam and issuance of subpoena for Leon Jones on behalf of attys for Mickey Thompson, and Entertainment Grp. (E.10-24-86)
10-23-86	8.	APPLC/and ORDER for 2004(a) exam & subpoena re Wm Butcher (same) (E.10-24-86)
10-23-86	9.	APPLC/and ORDER for 2004(a) exam & subpoena re persons at So. Cal Bank (same) (E.10-24-86)
10-23-86	10.	APPLC/and ORDER for 2004(a) exam & subpoena re Jeanie Bear Sleeper (same) (E.10-24-86)
10-23-86	11.	APPLC/and ORDER for 2004(a) exam & subpoena re Michael Goodwin (same) (E.10-24-86)
10-23-86	12.	APPLC/and ORDER for 2004(a) exam & subpoena re Diane Goodwin (same) (E.10-24-86)
OCT 24 1986	13.	MLD/NTC order for 341(a) mtg set 11-14-86 @ 1 PM <u>RM 503</u> (under Ch 11) Las date to file compl <u>N/A</u>
10-29-86	14.	SCHEDULES AND STATEMENT OF AFFRS.
10-24-86	15.	Dtr/OBJ to applc for 2004(a) exam and issuance of subpoena w/ps.
10-28-86	16.	Dtr/OBJ to appic for 2004(a) exam w/exh A & ps.
10-28-86	>	HRG re dtr applc for auth to incur dbts, encumber prop & pay pre-petition dbts, & enter into non-residl real property lse - apprvd motion as to loans. other matters con't to 11-6-86 @9PM/520.

out of sequence

DATE	DOCUMENT NUMBER	BANKRUPTCY CASE RECORD (cont.)
10-21-86	> 25.	Dtr/ex parte APPLC for order sched hrg and short time re Ntc of hrg on applc for auth to incur debts, encumber prop of estate; pay pre-pet debts; enter lse; P&A; Decl of Michael F. Goodwin w/ps [no hrg]
10-21-86	> 26.	ORDER re scheduling hrg, short time & ntc of hrg, & appr forms of ntc to crdtrs & parties in interest (E.11-7-86) (hrg set 10-30-86@10:30;ntc w/in 24hrs)
10-24-86	> 27.	Dtr/APPLC for auth incur debts, encumber prop, pay debts, enter lse; P&A; Decl of M. F. Goodwin w/ps. Hrg 10-28-86 @10:30/520.
10-24-86	28.	Decl of Sharon Ponticelli re serv by mail of ntc applc.
10-28-86	> 29 WITNESSES CORDELL & BARTINETTI	OBJECTION (Cordell for Mickey Thompson) to dtr's applc.; w/P&A; Decl of Philip W. Bartenetti & Dolores Cordell w/ps. Hrg set 10-28-86@10:30/520. STATEMENTS.
10-28-86	> 30.	Dtr/e/p applc for order sched hrg/short time for ntc on applc to incur debt; P&A; Decl Goodwin w/ps. [no hrg]
10-28-86	> 31.	ORDER re sched hrg, short time for ntc & appr form of ntc to parties in interest (E.11-7-86) (hrge 10-31-86@1:30 ntc w/in 24hrs)
10-28-86	> HRG	re dtr applc to incur debts, encumber prop, pay debts, & enter lse held - approved loans - cont hrg on pmt of pre-pet claims to 11-6-86 at 9AM/520.
10-28-86	> 32.	ORDER auth dtr to incur debts, encumber property of the estate, pay pre-petition debts, and enter into non-residential real property lease (E.11-7-86)
10-29-86	> 33.	Dtr/APPLC for auth incur debt&encumber prop; P&A;Decl. Goodwin w/ps. Hrg 10-31-86@1:30/520.
10-29-86	34.	DECL of Grace Nakawatase re serv.
10-31-86	> HRG	re dtr applc to incur debt & encumber prop - O/C
11-5-86	> 35.	SUPPLM P&A in OPP to dtr req to pay pre-pet debts w/ps. HRG 11-6-86 @9AM/520.
11-6-86	> HRG	re dtr applc to encumber prop; pay debts and enter lse (fr 10-28-86) - further con't 11-14-86 @1:30/520.
11-6-86	36.	MLD/NTC re 341(a) infor same (omitted Stodd as trste to correct previous two mlg)
11-6-86	37.	Dtr/NTC of continuance of hrg re dtr pmt of prepet debts & entering lse to 11-14-86 @1:30/520.
11-12-86	38.	Dtr/SUPPLM P&A in support of dtr req pay pre-pet debts w/ps Hrg 11-14-86 @1:30/520.
11-14-86	> HRG	re dtr applc to encumber property; pay pre-petition debts and enter into non-residential real property lease (fr 11-6-86) - applc denied.
11-14-86	> 39. BRADY.	DTR/OBJ to mtn for order compelling dtr to rej contracts; Decl of Goodwin w/ps. Hrg 11-27-86 @9:30/520.

DEFENDANT'S STATEMENT REQUIRED BY PC § 1054.1(b)

DATE OF ENTRY	DOCKET NUMBER	BANKRUPTCY CASE RECORD
11-14-86	> 40.	CRTR/JOINDER in mtn for compelling DIP to rej exec contracts etc - by atty for Am. Motorcyclist Assn., Inc. w/ps. Hrg 11-24-86@9:30.
11-18-86	41.	USTE/AMENDED apptmt COMMITTEE CREDITORS w/ps.
11-24-86	> <u>HRG</u>	re mtn compelling DIP to rej exec contr, or order short time to assm/rej w/obj and joinder - matter con't to 11-26-86 @2PM
11-26-86	<u>HRG</u>	(from 11-24-86) - con't to 12-1-86@4PM/520. (also 12/3
11-24-86	> 42.	DIP/OPP to Am Mtrcyclt Assc mtn to compel rej exec contr; SUPPLM OPP to Pace mgmt mtn;)&A; Decl of Michael F. Goodwin and John Bradley in support thereof w/ps. Hrg 11-24-86@10:30/520.
12-1-86	> 43.	DIP/APPLC to incur debt sec by prop; P&A; Decl Goodwin in support w/o ps Hrg 12-5-86@2:30/520.
12-1-86	> 44.	DIP/P&A re proposed sale of assets pursuant to §363(b).
12-1-86	> 45.	PACE/SUPPLM P&A in support of mtn for order short time for DIP to assm/rej exec contr w/ps Hrg 12-1-86@4/520.
12-1-86	> 46.	DIP/NTC & MOTION to assm unexp exec contr; P&A; Decl w/o ps Hrg 12-3-86@1:30/520
12-1-86	? 47.	Decl of Robert Simpson
12-1-86	> 48.	Am Mtrcycl/P&A re dtr's auth to sell assets; assign exec contr. Hrg 12-1-86@4PM/520.
12-1-86	> <u>HRG</u>	re mtn to compel DIP to reject exec contr, or to short time for DIP to assume/rej exec contr - matter continued to 12-3-86@1:30PM/Rm 520.
12-1-86	> 49.	Dtr/ex parte APPLC for order re assume exec contr and
12-1-86	> 50.	ORDER re sch hrg, short time for ntc, apprv form ntc (E.12-4-86) (hrq 12-3-86@1:30 and ntc by 12/1)
12-2-86	> 51.	Pace/OPP to dtr mtn to assume unex exec contr w/ps. Hrg 12-1-86@4PM/520.
12-2-86	> 52.	OPP/Mickey Thompson to dtr mtn assume unex exec contr w/ps. Hrg 12-3-86 @1:30/520.
12-3-86	? 53.	Dtr/Decl of Grace Nakawatase re tele ntc of hrg on applc to assume unex exec contr re hrg 12/3
12-3-86	? 54.	Dtr/Decl of Sharon Ponticelli re serv mlg of ntc on applc to assume unex exec contr re hrg 12/3.
12-3-86	55.	Dtr/REPLY to opp to dtr mtn; Decl Goodwin
12-3-86	> <u>HRG</u>	re dtr applc re exec contr and 2) mtn compel DIP rej exec contr - both con't to 12-5-86@2:30/520.

DATE OF ENTRY	DOCKET NUMBER	BANKRUPTCY CASE RECORD
12-3-86	? 56.	DIP/SUPPLM Decl of Franklin M. Desser in support of dtr mtn to assume exec contr w/ps. Hrg 12/4@9:30.
12-1-86	> 57.	Dtr/ex parte APPLC for sch hrg & SHORT time for serv on ntc on applc for auth in incur debt sec by prop of estate; P&A; Decl of Goodwin; [no hrg]
12-1-86	58.	ORDER sched hrg (12/5/86@2:30/520), short time for ntc (by 12/1 @5PM), and apprv form of ntc (E.12-9-86)
12-3-86	59.	Dtr/DECL of Sharon Ponticelli re serv by mail HRG 12-5-86@2:30/520.
12-4-86	60.	Dtr/DECL of Grace Nakawatase re tele ntc for hrg re applc set 12-5-86@2:30/520.
12-5-86	> <u>HRG</u>	re dtr applc auth to incur debt sec by prop of estate - Denied applc to incur debt; apprv'd loan by Pace & Thompson for \$125,000. - Sprpriority, payable out of sale proceeds
	"	re dtr applc to assume unexp exec contr(fr 12/3) w/opp - approved assumption of Pace & AMA contracts.
	"	re mtn compelling DIP to rej exec contr, or short time for DIP to assm/rej contr (fr 12/3) - Denied- moot. Apprvd ord short time for ntc of sale - hrg set 12-12-86 @3PM/520.
12-9-86	> 61.	REQ ntc - atty for Landmark Bank w/ps. (Sue Schwgers)
12-9-86	62.	REQ ntc - atty for " (Frاندzel & Share) (AVP)
12-11-86	> 63.	ORDER auth dtr to incur debts, encumber prop of the estate (E.12-15-86) (per 10/28 hrg)
12-12-86	64.	Ntc of entry and cert. of mlg.
12-9-86	> 65.	Dtr/ex parte APPLC for instr regarding sale of assets; decl re ntc Hrg 12-10-86@10:45/523
12-10-86	> <u>HRG</u>	re applc for instr re sale of assets - mtn to ext time of sale - fr 12/12 to 12/16 denied - w/o prej to renewing mtn before Judge Ryan
12-12-86	> 66.	DECL of Mickey Thompson re sale, assumption of contract and req to borrow funds. 12/5@2:30
12-12-86	> 67.	Proposed format for bidding for assets of dtr
12-12-86	> <u>HRG</u>	re sale of dtr assets - sale confirmed for \$125,000 cash & \$500,000 note.
12-22-86	> 68.	ORDERS(E.12-29-86) auth obt credit sec by lien on prop or by sr lien on prop that is subj to lien [11 USC §364(c)(2), and (d)(1)]; and
	>	ORDER denying ex parte appl of dtr to incur crdt fr Entec, Inc. sec by prop of estate; and setting hrg date on applc to sell assets (12/12@3) (per 12-5-86 hrg)
12-29-86	69.	Ntc of entry cert. mlg.
12-22-86	> 70.	ORDER auth dtr to assume unsec. exec contr(E.12-29-86)
12-29-86	71.	Ntc of entry cert. mlg.

DATE OF ENTRY	DOCKET NUMBER	BANKRUPTCY CASE RECORD
12-30-86	72.	DIP/MTN for ext of exclusivity periods; P&A w/ps HRG set 1-15-87 @2:30/520.
12-30-86	73.	Decl of Ponticelli re serv
1-2-86	74.	Decl of Nakawatase re serv
12-17-86	75.	REQ ntc - atty for So. Cal Bank w/ps.
1-9-87	> 76.	CR/OBJ to terms of sale of assets & proposed order auth sale; Decl of Dolores Cordell in support w/ps. -atty for M.Thompson etc. (no hrg set)
1-5-87	> 77.	Cr/OPP to mtn for ext of exclusv.; P&A; Decl of Dolores Cordell, Esq. for M. Thompson etc w/ps. HRG 1-15-87 @2:30/520. (MTEG)
1-15-87	HRG	re DIP mtn for ext of exclusivity periods w/opp - motion granted for 60das. extension.
1-16-87	> 78.	FINDINGS of fact and conclusions of law
1-16-87	> 79.	ORDER auth DIP to assign unexpired exec contr (re 12-12-86 hrg -assign to Supercross Inc. dtr's right in Pace Mngmt Corp ("Insport Agreement"; "the AMA Agreement"; Anaheim Stadium; San Diego Stadium; Calif. Racing Club; Suzuki Motor Corp; and Kawasaki Motor Corp) (E.1-20-87)
1-20-87	80.	Ntc of entry cert mlg.
1-20-87	> 81.	ORDER authorizing sale of assets free & clear of all claims and liens (E.1-21-87) (re 12/12 hrg)
1-21-87	82.	Ntc of entry cert mlg.
2-2-87	> 83.	Cr/NTC of 2004(a) examination of Diane Goodwin set 2-6-87@10 @Miller & Wood, S.A. w/ps.
2-2-87	84.	ORDER <u>EXTENDING EXCLUSIVITY</u> periods (E.2-3-87) (add'l sixty(60)days to Mar 18, 1987-and accept. to May 17, 1987) (re 1-15-87 hrg)
2-3-87	85.	Ntc of entry cert mlg.
2-4-87	> 86	CR/NTC & MOTION to appt Ch 11 trste; or, conv case to Ch 7; or, permission for crdtr to pursue fraudulent trns actions on behalf of dtr estate; P&A w/ps - atty Sahn for MTEG Hrg 2/20/87@1:30/520.
2-4-87	> 87.	DIP/APPLC to employ spec counsel; Decl M.M. Berger
2-4-87	88.	ORDER auth emplm spec counsel DENIED(E.2-5-87) (set and ntc for hrg)
2-10-87	> 89.	STIP/and ORDER for APPTMT of examiner(E.2-11-87)
2-11-87	90.	Ntc of entry cert mlg.
2-12-87	91.	REQ ntc - Malpass for Diane Goodwin
2-12-87	> 92.	MTEG/OBJ to order upon stip for apptmt of exam.; Decl of Victor A. Sahn w/ps [no hrg]

EXHIBIT 8; AFFIDAVIT RELEVANT BRADY MTL. WITHELD 24 YEARS AND BATES STAMPED OFFICIAL
DA DISCOVERY WITHELD 17 YEARS SHOW THE ARREST, LINEUP, SEARCH AFFIDAVITS WORTHLESS.

Cp 107; Cover of my personal Bankruptcy (BKY) docket that is in DA official bates
stamped discovery @ bp 005110. I haven't had the docket since trial but I had
100s, probably 1000s of alphabetized indices showing BRADY materials, e.g. 12+
Court Order/Rulings impeaching most if not all of the DA trial allegations. Similar
to cp 101 item #14 this docket also has MILLIONS OF DOLLARS IN ASSETS I FILED TO
PAY ALL DEBT INCLUDING MICKEY proving DA falsehoods "HE DIVESTED ALL ASSETS" to
avoid paying Mickey. e.g. RT 8783-4/9027/2740/20 and in cp 81-2 affidavits here.

Cp 108; A later docket from that BKY, SA 86-06166JR showing in particular me filing
a payment plan that I feel was 100% to Mickey and all BKY debt. Witheld but
the DA /AG have RT 6760/6786/also 4.15.02 OCDA preliminary hearing transcript, det.
under oath saw BKY files pp. 225-6-7/232, plus 5/5/93 Grand Jury, 99% witheld even
they will prove the DA core case is intentionally false and fabricated. Agsin, this...
PAYMENT PLAN A YEAR+ BEFORE THE MURDERS IMPEACHES THE "HE KILLED TO AVOID PAYING"

Cp 109-110; An Orange County almost the same case, 01CF3294, listing duplicate bates
page #s to the LA case as best as I can see, that impeach some of the major
DA guilt claims, e.g. I divested all assets, e.g. cp 110 line 11 \$486,000 cash in
one BKY, the Co., extensive exculpatory bates stamped pages re INSPORT and at line
27 confirmation that I filed a Surety to get Mickey paid if my Appeal was lost..

At lines 20-25 see Examiner's acknowledgment¹ of me filing a payment plan. <

THIS AFFIDAVIT & BRADY MTL. HERE SHOW 21 DA TRIAL UNTRUTHS WITH NO EVIDENCE SUPPORT.

Cp 111-112; Det. Lillienfeld affidavit² showing I brought the boat to the U.S. in 1990, <

cp 112:9 BEFORE my July 1990 divorce disproving the 1991 Guatemala boat repo-
session which is the sole evidence supporting I fled, Cp 115 detail this DA fraud..

Cp 113; Bates stamped showing me in U.S. 9/19/88, Cp 114; BKY BRADY mtl. showing similar.

Cp 115-123; Pages 9-16A from my informal NAPUE correction request for 84 prosecutor/
DA expert witness falsehoods, 55 by DDA Alan Jackson in just 12 of 21 DA allegations.

1) The Examiners' Reports & far more affirmed in the bp 005100+ Bankruptcy docket are
critical BRADY material the DA/AG have, see in re JENKINS that destroy the DA/AG case.

2) CP 111:21, THE DA HAS ASPEN DUI FILE, ME IN U.S. 12.30.90-10.29.91 OFTEN IN COURT.

Bar date 12-25-87 / fly claims

1ST. NO.	OFF. NO.	YR.	DOCKET NUMBER	DATE PETITION FILED			REOPENED	CHECK IF APPLICABLE	
0973	8	SA 86	06166 JR	MO. 11	DY. 03	YR. 86		Joint Petition	
DEBTOR GOODWIN, MICHAEL FRANK				CHECK PROPER BOXES			Pro Se Petition		
CO-DEBTOR				X Voluntary			OBLIGATIONS OF DEBTOR AS SCHEDULED		
SSN1: 428823182 / SSN2:				Involuntary					
MEETINGS/HEARINGS DATE TIME LOCATION				Business			PRIORITY		
341				X Non-Business			\$.00		
DISCHARGE				COMMENCED UNDER			SECURED		
CONFIRMATION				Chap. 7			\$.00		
OTHER NAMES				Chap. 7-Stockbroker			UNSECURED		
				Chap. 7-Commodity Broker			\$.00		
				Chap. 9			TOTAL ASSETS OF DEBTOR AS SCHEDULED:		
				X Chap. 11					
				Chap. 11-Railroad			\$.00		
				Chap. 13			NO. OF CREDITORS SCHEDULED:		
				Sec. 304			0		
COUNTY	ORANGE	CODE	06059	NAME OF JUDGE			FILING FEES PAID IN FULL AT THE TIME OF FILING		
ADDRESS DEBTOR	PO BOX 4527			JOHN E. RYAN			X		
ADDRESS CO-DEBTOR	LAGUNA BEACH CA 926524527			JUDGE CODE			FEES TO BE PAID IN INSTALLMENTS		
ATTORNEY FOR DEBTOR	DOUGLAS S. HONIG, ESQ. 501 CIVIC CENTER DRIVE -WEST SANTA ANA, CA 92701 (714) 973-1191 6/7/93			TRUSTEE			ROBERT P. MOSIER P O BOX 7667 NEWPORT BEACH, CA 92658		
ATTORNEY FOR PETITIONING CREDITORS				ATTORNEY FOR TRUSTEE			RENSE OF Rosen et al		
EXAMINER	(213) 373-0541 JOSEPH C. KAROL 3715 W. LOMITA BLVD, #115 TORRANCE CA 90505			OTHER PHONE #			ATTORNEY: 714-752-8585		
				TRUSTEE:					
DATE	DOCUMENT NUMBER	BANKRUPTCY CASE RECORD							
11/03/86	1	PETITION FILED voluntary ch 11 w/list of 20 lrsgrt unsec crdtrs, ntc of avail chps, Rule 909 & mlg list							
11-7-86	2	Req for ntc (Clark & Trevithick) w/ps							
11-20-86	3.	Applic for fst ext of time to file schdl/Stm Affrs; Decl of Michael Goodwin; Decl of Grace Nakawatase; w/ps (ext time to 12-3-86)							
11-24-86	4.	ORDER Auth first ext of time to file schdl/Stm Affrs; w/ps (ext to 12-3-86) (E-11-28-86)							
11-28-86	5.	Mld ntc of entry							
NOV 21 1986	6.	MLD/NTC order for 341(a) MTG set 12-18-86 @ 2:30 US T-#502 (under Ch 11) Last date for compl 12-17-87							
12-8-86	7.	Sub of atty (Alvardo, et al in place of McKittrick, et al w/ps							

DATE OF ENTRY	DOCKET NUMBER	BANKRUPTCY CASE RECORD
2-12-87	39.	Reg for ntc of Edward Malpass/Diane C Goodwin w/ps
2-10-87	40	Opp to mo of Mickey Thompson & Mickey Thompson Entertainment Group 1) To appoint ch 11 tr, 2) to convert ch 11 case to ch 7, 3) for auth to pursue recovery of fraudulent transfers on behalf of the Bkcy Estate; Hrg 2-20-87 at 1:30 Pm, Rm 523; w/ps
2-10-87	41.	Decl of Ronald Rus in OPP to mo to appoint ch 11 tr; w/ps
2-12-87	42.	Decl of Suzanne E. Marklin RE: OBJ to order upon stip for appoint of examiner; w/cert of service
2-19-87	43.	Fld DISCLOSURE STATEMENT to accompany dbt's First Amended Plan of Reorg; w/ps
2-19-87	44.	Fld FIRST Amended PLAN <div style="display: flex; justify-content: space-between;"> <div> <p>REF: #17-0561 JR</p> <p>FLD: 3-19-87 CH. 11</p> <p>PLF: Mickey Thompson</p> <p>DEF: Michael Frank Goodwin</p> <p>SA- 86-06166 JR</p> </div> <div> <p>ADV: # SA-87 - 0086 JR</p> <p>FLD: 2-17-87 CH. 11</p> <p>PLF: Mickey Thompson & et.</p> <p>DEF: MICHAEL FRANK GOODWIN</p> <p>BK. # SA-86-06166 OBJ: XXX</p> </div> </div> <p>ORDER Directing the appointment of an examiner Hrg hld 2-20-87 (E-2-26-87)</p> <p>Mld ntc of entry</p> <p>Appoint & ntc of appoint of Ch 11 examiner (Joseph C. Karol) (E-2-26-87)</p> <p>ORDER RE Ex Parte mo to compel resp to disposition question, & sanctions agnst counse; hrg hld 2-11-87; w/decl of service (E-2-26-87)</p>
2-20-87		Hrg on mo of Mickey Thompson & Mickey Thompson Entertainment Group - 1) to appoint ch cc tr 2) to convert ch 11 to ch 7 - 3) for auth to pursue recovery of fraudulent transfers on behalf of the bkcy estate - Debtor's OPP 1) Denied 2) Denied 3) Appoint examiner & special counsel to prosecute any causes of action - Hrg on report of examiner set for 3-26-87 at 1:30 Pm
2-23-87		Hrg to settle disagreement of language in the order appointing the examiner - Parties agreed as to form of order
3-5-87	49	Order Req dbt to serve ntc of hrg re D/S Hrg 4-21-87 at 11:15 Am, w/cert of mlg

#S ON 45 THRU 48 LOST WHEN GUARDS RAVAGED MY PAPERS. 3RD PARTY DECS WERE FILED RE IT.

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6
7 Attorney For Defendant,
Michael F. Goodwin
8

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 FOR THE COUNTY OF ORANGE, CENTRAL JUSTICE CENTER
11

12 PEOPLE OF THE STATE OF	)	CASE NO. 01CF3294
CALIFORNIA,)	
13 Plaintiff,	)	NOTICE OF MOTION AND MOTION
14 v.	)	FOR ORDER GRANTING DISMISSAL
15 MICHAEL FRANK GOODWIN,	)	FOR NONDISCLOSURE OF FACTS
16 Defendant.	)	AND EVIDENCE IN DEFENDANT'S
	)	FAVOR PRIOR TO PRELIMINARY
	)	HEARING; MEMORANDUM OF POINTS
	)	AND AUTHORITIES; DECLARATION
	)	OF JEFFREY S. BENICE;
	)	DECLARATION OF SCOTT ALBRIGHT
)	
	)	[BRADY V. MARYLAND]
)	
	)	DATE:
	)	TIME: 8:30 A.M.
20	)	DEPT: CENTRAL 45

21 TO THE HONORABLE FRANCISCO P. BRISENO, AND ANTHONY
22 RACKAUCKAS, ORANGE COUNTY DISTRICT ATTORNEY, PLEASE TAKE NOTICE:

23 In Department C-45 or as otherwise assigned, on
24 _____ at 8:30 A.M., or as soon after as may be heard,
25 Defendant Michael Frank Goodwin will move, and hereby moves, for
26 an order dismissing all charges in this action.

27 The motion is made on four basis, some with subparts, as
28 follows:

1 After PH, the DA produced V7 E27 31905-31906 (middle of exhibit)
2 showing MT lost his December 1986 bid for the Insport Agreement.
3 After PH, the DA disclosed that the second attorney working with
4 Bartinetti, for MT, Dolores Cordell, knew the truth that MG
5 allies retained the Insport Agreement. See V7 E27 31905-31906
6 (middle of exhibit). The grantor of the Insport Agreement, the
7 American Motorcycle Association, had left it with MG allies.

8 After PH, the DA produced: (1) V7 E24 a published bankruptcy
9 court opinion showing that MT lost his \$470,000.00 lien against
10 MG's company on January 28, 1987. 69 B.R. 656 (C.D. Cal. 1987) V7
11 E24. MT lost his \$470,000.00 lien against \$486,000.00 cash held
12 by MG's company ESI. 28829-28833 V7 E24; (2) V7 E25 a published
13 opinion showing that MG relatives retained their liens against
14 MG's assets; (3) V7 E26 showing that on December 12, 1986, MG
15 allies won control of a primary company asset called the
16 "Insport Agreement" which was the American Motorcycle Association
17 license to conduct their sanctioned Supercross events. V7 E26
18 33722-33742, and (4) V7 E26, Dolores Cordell's time line entry of
19 December 5, 1986 V7 E26 31921.

20 Joseph Karol, Bankruptcy Court Appointed Examiner, Joseph
21 Karol, stated that any proposed lawsuit to recover assets from
22 Diane Siedel should held in abeyance pending acceptances of a
23 plan of reorganization in the MG bankruptcy case (P 12 of second
24 report). The two Reports of Joseph Karol were produced after
25 preliminary hearing. V7 E30. Declaration of Jeffrey Benice.

26 After PH, the DA produced: (1) MT attorney Dolores Cordell's
27 time lines showing that MG and allied friends and relatives tried
28 to post surety to pay MT in the event of a failed MG appeal; V7

osta Mesa. This purchase cost \$274,768. That same date, again from their JGA/Whitehawk funds,
2 Diane Seidel Goodwin wired \$10,025 from Barclay's Bank in California to a fictitious name account that
3 had been established at the Barclay's Bank PLC, Providenciales Grand Turk and Caicos Islands. The
4 rest of the JGA/Whitehawk funds were converted to cash and traveler's checks.

5 The next day, May 12, 1988, John Gates paid Diane Seidel Goodwin another \$215,000 for her
6 and Michael Goodwin's share of the limited partnership they had formed known as Desert Investors. On
7 May 13, 1988, Diane Seidel Goodwin wired \$140,000 of these funds to the Goodwins' account at the
8 Barclay's Bank in the Grand Turk and Caicos Islands. With the rest of the funds from this investment, on
9 May 17, 1988, Michael and Diane Seidel Goodwin purchased another 158 Gold Eagle Coins for \$74,755
10 from the Gold 'N Coins store previously mentioned.

11 On May 23, 1988, 67 days after the Thompson murders, Michael and Diane Seidel Goodwin
12 moved their belongings from their Laguna Beach home onto the boat they had purchased, the 'Believe',
13 docked in Jacksonville, Florida.

14 On June 8, 1988, in United States Bankruptcy Court, under case # SA86-06166 JR, a settlement
15 of the denial of debt as discharge able to the Mickey Thompson estate was entered by Judge Ryan. This
16 judgement was entered immediately in favor of the Mickey Thompson estate for \$768,733.40.

17 On June 15, 1988, 89 days after the Thompson murders, Michael and Diane Seidel Goodwin
18 sailed their boat, 'Believe' from the Mt. Pleasant, South Carolina marina to the Carribean.

19 According to divorce papers filed in Wise County, Texas, Michael and Diane Seidel Goodwin
20 separated on July 25, 1990, 2 years and 4 months after the Thompson murders.

21 In September, 1997, your affiant obtained reports from the Aspen, Colorado Police Department.
22 These reports indicated that on December 31, 1990, Michael Goodwin was arrested for driving under the

AFTER ARROW
NEXT PAGE

1 .fluence by the Aspen, Colorado Police Department. He was convicted of this offense on October 29,
2 1991, fined, and placed on probation.

3 On June 23, 1997, your affiant contacted Ronald Luellen Ridgeway. Mr. Ridgeway said that he had
4 met Michael Goodwin and his wife, Diane Seidel Goodwin, while sailing in either Belize or Guatemala.
5 He stated that he met them after the Thompson murders, and that the Goodwins were sailing around the
6 Carribean on their newly purchased motorsailer.

7 Mr. Ridgeway told your affiant that the Goodwins got into a dispute, with Michael Goodwin wanting
8 to return to the United States and begin some real estate ventures, while Diane Seidel Goodwin wanted
9 to continue sailing in the Carribean. This disagreement ultimately ended up with Diane Seidel Goodwin
10 being left behind on a boat dock in Guatemala, and Michael Goodwin sailing away.

11 Mr. Ridgeway said he assisted Diane Seidel Goodwin in returning to the United States, where
12 they entered into a relationship in his home state of Texas. It was in Texas that Diane and Michael
13 Goodwin ultimately obtained a divorce.

14 According to additional police reports obtained from the Aspen, Colorado Police Department, on
15 January 28, 1993, Aspen police officers responded to a home at 635 Sneaky Lane, Aspen, Colorado.
16 Michael Goodwin reported to the officers that he had found his girlfriend in a coma after attempting
17 suicide. This incident was documented under Aspen Police Department report # 93-334, which your
18 affiant has obtained.

19 During this incident, the attempt suicide victim, Gail Moreau, was transported to a local hospital
20 and treated for a variety of injuries, including an overdose of over the counter cold medications.

21 On June 1, 1998, your affiant contacted Los Angeles Sheriff's Department Sergeant John
22 Yarbrough (retired). Your affiant learned from Sergeant Yarbrough that previous to this incident, Aspen

SABRE CHRISTINE REEVES

FW/ 2-15-99

COC M0796000

R- [REDACTED]

5-8-99, THU. (1900) CONT'D
BY S/A M. JONK, AEA - E.P.I.C.

SGT. GLEN BATHOLAMEN, AEA
MADE AN INQUIRY ON M.G. IN
1990. -

JEANNE SLEEPER ENT. ADVOCLY.
FROM KINGSTON-SMITH AIRPORT,
SYDNEY, AUSTRALIA ON 3-16-96 -

ON 9-19-88 THE 57 FOOT
MOTOR SAIL BOAT WAS ENT. INTO
THE T.E.C. - RECORD # B800009000
CLA

ENTRY BY U.S. CUSTOMS S/A CARL
SARABEE - BICJ 990-3170 -
UPDATED 2-20-91

COAST GUARD
"BELIEVE" I.D. # 6751888

CAROL ORMAND ENTERED PHOENIX
AIRPORT VIA INS ON 1-10-97 -

E.S.I. INC., @ 3170 AIRWAY AV.
COSTA MESA 926470

ENTERED INTO T.E.C. BY S/A
JOFF MATTHEWS, U.S. CUSTOMS
T.E.C. # X 8600970700 CLA
LA # LA 02JK6LA 014

FOR SELECTED FREQUENCIES 1 2 3 4 5 6 7 8 9

NO.	CLIENT / MATTER DESCRIPTION	WORK CODE	ATTY	HOURS	RATE	VALUE
	(2.3); REVIEW ADDITIONAL TRANSCRIPTS AND RECORDS TO SUPPORT APPLICATION TO ENTER DEFAULT JUDGMENT (2.0); TELEPHONE CONFERENCE WITH K. KASDAH RE STATUS OF PROPOSED SETTLEMENT (3)					
12/20/88	CONTINUE DRAFTING OF DEFAULT JUDGMENT MOTION (2.4)	999	114 KSR	2.40	220.00	528.00
12/21/88	TELEPHONE CONFERENCE WITH TC M. GOODWIN RE STATUS OF CASES AND POTENTIAL SETTLEMENT (1.4); TELEPHONE CONFERENCE WITH D. WESTRUP RE GOODWIN ACCOUNTS (2.2); TELEPHONE CONFERENCE WITH CLIENT RE STATUS (2)	114 KSR		1.80	220.00	396.00
12-22-88	TELEPHONE CONFERENCE WITH D. Westrup re accounts	114 KSR		.3	220.00	66.00
12/23/88	REVIEW ESI TRUSTEE APPLICATION FOR BAR DATE (2.2); REVIEW BUTCHER MOTIONS IN LIMINE (2.2)	R	114 KSR	0.40	220.00	88.00
12/27/88	REVIEW LETTERS FROM M. GOODWIN RE MALPRACTICE SUITS AGAINST FORMER COUNSEL	R	114 KSR	0.60	220.00	132.00
12/27/88	TELEPHONE CONFERENCE WITH D. WESTRUP RE BONDING ON THE WHITEHAWK FUNDS	TC	114 KSR	0.30	220.00	66.00
12/27/88	TELEPHONE CONFERENCE WITH K. KASDAH RE BONDING ON THE WHITEHAWK FUNDS	TC	114 KSR	0.20	220.00	44.00
12/27/88	LETTER TO WESTRUP, ALBERTS AND KASDAH RE BONDING ON FUNDS	09	114 KSR	0.30	220.00	66.00
12/28/88	OFFICE CONFERENCE RE POTENTIAL MALPRACTICE CLAIMS AGAINST ESTATE COUNSEL	OC	107 LCM	0.40	275.00	110.00
12/28/88	REVIEW FILE RE MALPRACTICE CLAIMS AND CAUSES OF ACTION (4); DRAFT EX-PARTE APPLICATION FOR ORDER SHORTENING TIME FOR MOTION TO ABANDON CLAIMS (4); REVIEW CORRESPONDENCE (4); DRAFT MOTION TO ABANDON CLAIMS (4)	RF	114 KSR	1.60	220.00	352.00
12/29/88	REVIEW CORRESPONDENCE FROM T. ALBERT RE CLAYTON ADVERSARY	RC	114 KSR	0.40	220.00	88.00
12/29/88	REVIEW AND REVISE	R/R	114 KSR	0.90	220.00	198.00

From my personal Bankruptcy files, case # SA-86-06166-JR, a fee application for the personal trustee, Bob Mosier's lawyer Kirk Rense. I recall this document. It is full of BRADY material, and/or references to BRADY material. It also confirms many statements by Mosier which must be discovered since he is on the D.A. list. But the big issue on this page is the 1.4 hour telephone call with me above, on 12/18/88, during the "3 YEARS IN WHICH GOODWIN DISAPPEARED (allegedly to Guatemala)" by the DDAs.

Please ponder this closely. If I was trying to hide-flee-escape, two issues, A) would I chance 1.4 hours with a hostile lawyer whose phone could easily be tapped/traced? & B) why would I care re my Bankruptcy? That is because I was trying to help get all debt including Mickey paid in full.

EXHIBIT A 00064

06 216
cp 114. clean copy
on request

IV. EVIDENCE THE DA/AG HAVE/WITHELD PROVES THE 1991 GUATEMALA BOAT REPO IMPOSSIBLE.
 SINCE THIS IS THE SOLE EVIDENTIARY SUPPORT FOR FLED, V, IT IMPEACHES IT ALSO.

Overview. The DA/AG alleged I fled and hid for 3 years on a boat, implied in Guatemala. They claimed I was only caught when a Mike McGee repossessed the boat in Guatemala after May 1991, and as a result of that I came back to the U.S., was caught.

These were in offer-of-proof, RT 6901-7, 2041, 8783-5, 9027, 6482, stip, RT 6988-9.

However, incontrovertible evidence, below, proof by prosecutors in my prior criminal proceeding, I gave the boat to the Bank in 1990, SA CR 93-67(B)/DA has CT 1433.

Fled is not put at issue here. See Section V. DDA Dixon claimed in the RT 6903 offer-of-proof, challenged untruths below, that Mike McGee told DDA Jackson and det. Lillienfeld in a face-to-face interview that he had repossessed the boat in Guatemala after May 1991. Jackson/Lillienfeld sat and heard Dixon state this^A

Years after trial my trial attorney finally provided me with that McGee statement, bp 100071-84. McGee said I brought the boat to the U.S. and nothing re a repo.

He said she had two masts, she has one. He called her the wrong name and made many other description errors, clearly never saw her. He was set up as a shill.^B

The withheld Maryland Bank boat loan file also proves this/DA has, RT 6762 & 92. This Conspiracy sprouted dozens of false claims/statements, here, some root falsehoods.

Both my attorneys stressed I had to agree to the stipulation/IAC is in XX.^C

1. "IN 1991, I BELIEVE, HE (Mike McGEE) WAS RETAINED BY MARYLAND NATIONAL BANK TO REPOSSESS THE DEFENDANT'S BOAT. HE MADE LOTS OF CALLS...THAT LED HIM TO GUATEMALA WHERE HE...FOUND THE DEFENDANT'S BOAT AND REPOSSESSED IT." RT 6903:19, DIXON OFFER-OF-PROOF.

Again, McGee's Statement shows that did not occur, he did not say that occurred. The past criminal case file, line 8, and the Bank file, line 16, prove it didn't occur.

2. "FOLKS, THE ONLY REASON MICHAEL FRANK GOODWIN IS SITTING IN THAT CHAIR RIGHT NOW, HE (sic) ONLY REASON HE'S BACK IN THIS COUNTRY IS BECAUSE FRANK MICHAEL McGEE REPOSSESSED HIS HOME AND HIS TRANSPORTATION AND MICHAEL GOODWIN WAS LEFT STANDING BAREFOOT ON SOME DOCK SOMEWHERE ON THE RIO DULCE RIVER IN GUATEMALA WITH NO HOME AND NO TRANSPORTATION!" Alan Jackson closing argument RT 8784:27-8785. Then in Dixon's 9027 close...

3. "HE DISAPPEARED UNTIL THEY REPOSSESSED THE BOAT IN GUATEMALA!"

A) NONE OF THE FOOTNOTE FACTS THAT EVIDENCE PROVES ARE YET AT ISSUE BUT ARE MATERIAL. Jackson v. Brown (9th Cir. 2008) 513 F.3d 1057, 1076 requires them to expose the truth.
 B) Evidence cited pp.14>16 shows an intentional multi-layered fraud to wrongly convict.
 C) Saris stated I was at 1991 Guatemala boat repo, RT 8824/8844 vs. bp 028312/032116b more.

As with many, if not most of the boat repossession statements that evidence shows are false and have no evidence support, the past two, #2-3 overlap to fled, shown as false, no evidence support in #V. So I am selective re other boat repossession claims to try to avoid that overlap. It is not always easy, clear.

Some no Guatemala boat repo exculpatory bates pages showing I left the boat for the true Bank agent Wayne Vann, in 1990 at Nelson Boatyard near Pensacola, FLA. are at bp 032116b and 032256±, although the full statements of boatyard owners/workers are withheld. They are in the SA CR 93-67(B)(GLT) withheld file.^A <

DDA Alan Jackson sat face-to-face with alleged reposessor McGee, hearing that he said nothing about repossessing the boat and heard him confirm this...

"WITNESS WAITING AT THIS TIME FOR BOAT TO BE TRANSP'T'D TO U.S.
WITNESS WAS AFRAID MG WOULD SINK BOAT!" bp 100082

Goodwin was sailing the boat to the U.S. Otherwise how could he sink her? However, McGee never saw the boat and was coached as a shill, nothing is reliable.

Jackson, knowing all the above still argued RT 8784-5 and told the Court...

4. "FRANK MICHAEL McGEE REPOSSESSED THE BOAT IN--WHENEVER IT WAS!" RT 6482.

Petitioner is not putting the correctness of the stipulation at issue here yet although Law is clear it will be voided for BRADY violations and Fraud on the Court.

I simply ask the DA/AG to either provide proof on-the-record of the numbered statements I allege are false or to correct them and all that sourced from them,

e.g. 5. "IN 1991, THE VESSEL WAS LOCATED IN GUATEMALA BY AN AGENT OF THE BANK HOLDING THE MORTGAGE!" Habeas Resp. p 3:14, STATEMENT OF FACT.^B <

Footnote 3 on that page says this came from, it seems, the Govt. Direct Appeal and is repeated in the Appellate Opinion. Below show some of the spread of this fraud.

6. "...DEPARTING ON A YACHT TO INTERNATIONAL WATERS, ULTIMATELY TO BE LOCATED ON A RIVER IN GUATEMALA!" Informal Habeas Resp. p. 39:8

I submit Section V shows no on-the-record evidence supports "DEPARTED ON YACHT TO..."

7. "IN MAY 1991, A BOAT SURVEYOR NAMED FRANK MICHAEL McGEE WAS RETAINED BY MARYLAND NATIONAL BANK TO REPOSSESS PETITIONER'S YACHT...MR. McGEE LOCATED THE YACHT AND PETITIONER ON THE RIO DULCE RIVER IN GUATEMALA AND REPOSSESSED THE YACHT FOR THE BANK!" Case docket, GA052683, printed 7/7/22

I believe the BRADY material Bank file, DA/AG have, RT 6762/6792 shows no McGEE.^C <

A) I do not yet put BRADY material at-issue. I cite to preserve it & lead us to truth.

B) New evidence shows I of 10 false Statements of Fact in Habeas & Appeal Responses.

C) KEY PROOF A 1991 BOAT REPOSSESSION BY ANYONE IS IMPOSSIBLE, CP 111-112A HERE.

1
2 V. FLED #1 "...IN TWO DAYS TIME BETWEEN MAY 11TH AND MAY 13TH, MICHAEL A
GOODWIN...AND THEN SAILED AWAY ON A \$400,000 YACHT!" RT 2741..Leading to... <

3 #2 p. 4 "FOLKS, THE ONLY REASON MICHAEL FRANK GOODWIN IS SITTING IN THAT
4 CHAIR RIGHT NOW, HE (sic) ONLY REASON HE IS BACK IN THIS COUNTRY
IS BECAUSE FRANK MICHAEL McGEE REPOSSESSED HIS HOME AND HIS
5 TRANSPORTATION AND MICHAEL GOODWIN WAS LEFT STANDING BAREFOOT ON
SOME DOCK SOMEWHERE ON THE RIO DULCE RIVER IN GUATEMALA WITH NO
HOME AND NO TRANSPORTATION." RT 8785, Alan Jackson closing argument.

6 "HE DISAPPEARED UNTIL THEY REPOSSESSED THE BOAT IN GUATEMALA!"
7 #3 p. 3 RT 9027, DDA Dixon rebuttal close. These both relied on FLED #1 above.

8 Further supporting all this to persuade Jurors "FLED AS GUILT CONCIIOUSNESS!"

9 V. 2. "NOW WHY WOULD MICHAEL GOODWIN NEED TO GET OUT OF THE COUNTRY
SO QUICKLY?" Jackson.

10 V. 3. "THE LAST TIME ANYBODY SAW HIM WAS OUT OF SOUTH CAROLINA AFTER HE
HAD THE BOAT REFURBISHED!" Jackson, also next one.

11 V. 4. "AND WHERE DOES HE GO?!" The last 3 are on 8784 leading to line 3 above.

12 I suggest the DA/AG responsible attorneys now read the RT 8784 lines 19-27
13 to affirm what Jackson argued re the RT 6988-9 stipulation that I am not yet
14 putting at issue, and leading right into #2 page 4 at line 3 above re "HE FLED!"

15 And 5. "THERE'S A QUOTE IN THE STIPULATION FROM THE DEFENDANT THAT APPEARS
16 IN THE REPORT. AND IN FACT, DETECTIVE LILLIENFELD AND DEPUTY D.A.
JACKSON WERE THERE WHEN THE QUOTE WAS GIVEN. AND THAT'S WHAT IS ON
17 THE TABLE. RT 6902:10, Offer-of-Proof, as are #6-7-8 below, @ 6905. Dixon.

18 #5 sounded to the Judge that I was in that meeting/interview and agreed with it.

19 As re all statements on this page, I ask the DA/AG to provide evidence of them or
to correct their falsity which I allege/e.g. #5 if I was there, reports are due. B <

20 V. 6. "OUR VIEW, AND I THINK IT'S CLEAR FROM THE EVIDENCE YOUR HONOR,
21 IS THAT THE DEFENDANT GOT OUT OF TOWN AS SOON AS HE COULD;..."

22 7. "AND HE WENT TO...THE COAST OF SOUTH AMERICA WHERE IT WOULD BE
VERY DIFFICULT TO FIND ANYONE"..." Again, #6-7-8 are on 6905 & see page 12.

23 8. "AND THIS WAS HIS ESCAPE!" Re these the Judge gave the FLED instruction.

24 Now more argument, #9, "WE NEXT HEAR FROM HIM IN 1991 ACCORDING TO THE
STIPULATION!" RT 9027:12. The stipulation does not say that.

25 10. "HE DISAPPEARED UNTIL THEY REPOSSESSED THE BOAT IN GUATEMALA!" RT 9027:13

26 11. "DISAPPEARED" 3 more times + "HE WAS OUT OF HERE!" RT 9027:10/14/22/23.

27 12. "IT'S MIKE WHO IS GETTING OUT OF DODGE!" RT 9028:4

28 13. "AND THEN THE DEFENDANT GOT ON THAT BOAT AND FLED THE COUNTRY FOR
THE BETTER PART OF TWO YEARS!" RT 20:22. Pp. 13-16 PROVES ALL THESE FALSE.

A) No evidence supports me sailing away, from the U.S. at all, nor in May, 1988 and
all evidence shows me in the U.S. most of 1988/89/90 onward high visibility/p. 13-16.
B) My statements are "REQUIRED WITHOUT LIMIT" citations, & see Penal Code § 1054.1(b).

PROSECUTOR JACKSON & DIXON FALSE ARGUMENTS TO GET THE FLED JURY INSTRUCTION GIVEN.
 JACKSON/DIXON FALSEHOODS TO OBTAIN A FLED JURY INSTRUCTION AND SEPARATELY MISLEAD:

I repeat that I do not yet put the "FLED AS CONCIIOUSNESS OF GUILT" Jury Instruction, the Stipulation, the withheld evidence including many BRADY materials, nor the ineffective assistance of counsel at issue. I cite those to preserve them, plus show materiality and give perspective to understanding the false statements.

And again I stress that I find no evidence supporting that I fled, per Law, next page. And the sole alleged "evidence" I see that I may have been out of the Country on something other than a vacation is the IV boat repossession, shown false.

Evidence shows my wife/I had for 20 years traveled extensively overseas, often many times a year. With all this in mind, reflect on the following while honestly asking yourself "WHERE IS EVIDENCE I APPEARED TO BE FLEEING THAT PER LAW I NEEDED TO PROVIDE THE ALTERNATE REASON/EXPLANATION FOR?" It doesn't exist.

14. "IF COUNSEL COULD INFORM US AS TO WHAT EVIDENCE THAT THE DEFENDANT WAS OFFSHORE DOING SOMETHING OTHER THAN FLEEING!" RT 8436:23. If no proof of underlined passage, please correct per NAPUE.

15. "WHY HE LEFT THE COUNTRY AT THAT TIME!" RT 8437:6. No evidence shows that. With no proof vs me per BRADFORD below^A they have the burden of proof backwards.^B <

16. "IF COUNSEL CAN POINT TO EVIDENCE THAT SHOWS THE DEFENDANT'S STATE OF MINE THAT SHOWS AN ALTERNATIVE REASON FOR HIM TO BE OUT OF THE COUNTRY, FINE, BUT I DON'T RECALL IT" #15/16 RT 8437:11.

17. "...THERE HAS TO BE SPECIFIC EVIDENCE THAT HE WAS DOING SOMETHING OTHER THAN FLEEING" RT 8438:26, Jackson.

There are 2 issues in 14-17, just A. that is at issue now; Either provide proof on the record that I did acts to comply with Law re fled or correct. A > > > "FLIGHT...MANIFESTLY DOES REQUIRE, HOWEVER, A PURPOSE TO AVOID BEING OBSERVED OR ARRESTED." People v. BRADFORD (1997) 14 Cal. 4th 1005, 1055

I swear per my declaration that I find no proof on the record re this and see p. 13 line 9+. B. #14-17 unlawfully puts the burden of proof on the defendant.

18. Jackson then referenced a witness's testimony re me allegedly saying I would sail to Bermuda, and added "THE RIO DULCE RIVER GUATEMALA? SOUTH AMERICA? with no

EVIDENCE supporting either of them and absolutely no hint supporting RT 8768:4.

B) UNTRUTH #19. Jackson LIED the witness conveyed that my alleged sailing to Bermuda was "SO THEY COULDN'T TOUCH HIM!" RT 2840 she said nothing like that & the discussion was re normal travel that evidence proves we'd done every year/BRADY/PC1054.1(f) withheld re her.

C) Law advice given me says that this, plus more materially the #20 misstatement of law, next page, causing prohibition of a full defense to "HE FLED" is STRUCTURAL ERROR.

Petitioner does not yet put the specific correctness or not of the boat repossession stipulation at issue in #IV, RT 6988-9, nor the "FLED AS CONCIIOUSNESS OF GUILT"; Jury Instructions, CT 1992-5, given @ RT 8415:26, here in #V, at issue.

However, the patent untruths to support those, which evidence shows the DA/AG attorneys and LASD investigators knew in advance were false, and/or per Law that governs, should have known were false, are numbered here, correction requested.

The most prejudicial falsehood re "HE FLED" may be this re governing Law.

20. "THERE IS NO SUCH THING (AS, sic) AN INVOCATION WHEN THERE IS NO CUSTODIAL INTERROGATION!" Jackson, RT 7525:8, 100% false.

SCOTUS is clear there is pre-custody interrogation, footnote^A, IAC not at issue yet. The Judge adopted Jackson's untruth re Law and although my invoking my right to silence was confirmed/discussed from RT 7512-7526 Judge Schwartz both confirmed it, and rejected the use of it, RT 7526:13, it appears by believing Jackson's error. So she prohibited my 1988 attorney from testifying I met with^A LASD, bp 000134/offered to again in December 1988/was told no/gave FLED instruction.

I was deprived of Mr. Stokke's testimony & his 1988 letter he had, RT 7519, affirming my offer to meet LASD in Dec. 1988 was rejected since I held to invoking my 5th Amendment right. My right to silence was illegally/prejudicially used vs. me.

1. Detectives told me I was just a witness, not a suspect, affirmed bp 000134/CT 1238.

2. Because of this there was no restriction on my travel, my understanding affirmed,

bp 027578-9. And Mr. Stokke would have testified I spoke to him monthly with the firm understanding I would return to meet with LASD if required. It didn't occur.

3. Mr. Stokke had written confirmation, contemporaneously, that I was in the U.S. in December 1988, also affirmed in DA discovery, that I came through normal Customs/Immigration/bp 032860 AND OFFERED TO MEET WITH LASD AGAIN BUT WAS TOLD NO AS LONG AS I CONTINUED TO INVOKE MY FIFTH AMENDMENT RIGHT TO REMAIN SILENT" see RT 7512-27.

Further, the DA/AG have/withhold my passport ^Band Customs/Immigration files that show I often entered the U.S. in 1988/89/90, then staying here permanently, all via normal procedures that anyone would know to avoid if they were trying to hide.

A) And I submit, perhaps the most egregious, most prejudicial of the FLED related false statements. See e.g. SALINAS v. TEXAS 570 U.S. 178, 181, 133 S.Ct. 2174, 2178, 186 L.Ed.2d 376, 2013 U.S. Lexis 4967 @ p. 7. PER SCOTUS/9TH CIR. RULINGS THIS IS STRUCTURAL ERROR. B) RT 7632, CUSTOMS "ASSISTED INVESTIGATION". LAW RULES THEIR FILES ARE DISCOVERABLE.

I cannot see where it can be disputed I met with investigators, offered to meet again and was denied just because I plead the 5th. Thus with the proof you see here and that evidence shows is withheld ask yourself "WHERE IS PROOF OF HIS PURPOSE TO AVOID OBSERVATION OR ARREST" that is, as Law requires, on the record?

Thus even though a challenge to the "FLED" Jury Instruction is not yet at issue, how can you justify, per Law and facts, defending "HE FLED, DISAPPEARED"?

Plus as one of 5 sentencing untruths evidence shows is this harmful lie.

21.. "HE WAS INTERVIEWED SHORTLY AFTER THE MURDERS; HE KNEW HE WAS A SUSPECT. HE KNEW IMMEDIATELY" RT 10509, DIXON, impacted my sentencing.

After proof supra, the below 3 incontrovertible sets of facts and BRADY mtl. below, does defending prior untruths honor your Oath of Office and due process?

1. Consider facts and Law on the prior page re me meeting with investigators, what I was told, just a witness, no travel restriction, bp 000134/RT 7512-26/bp 027578-9.
2. There is NO, ZERO evidence on or off the record supporting Jackson here...

"...IN TWO DAYS TIME BETWEEN MAY 11TH AND MAY 13TH, MICHAEL GOODWIN...AND THEN SAILED AWAY ON A \$400,000 YACHT." A

The sole hint I may have fled is the false "...AFTER MAY 1991 GUATEMALA BOAT REPOSSESSION," by a Mike McGee who evidence shows didn't see the boat/was a shill.

3. And hundreds, that is 100s of bates stamped discovery pages withheld from me for 17+ years since trial, some here & p.16, showing me living "WIDE OPEN" so to speak, easy to find/arrest fast. A PRIME EXAMPLE. \$50,000+ spent on Diane's Platinum American Express card in Florida in 1989^B when we lived on the boat while work we had paid for with the card, and/or major equipment we paid for on the card was done or delivered to the boat. We could be located in 15 mins.

The American Express Card file, confirmed @ bp 007626, withheld BRADY material.

Also, before I list some of the bates pages showing me more having "NO PURPOSE TO AVOID OBSERVATION OR ARREST,"^B pp. 15-16, a few more examples of withheld BRADY mtl. re Customs/Immigration who "ASSISTED THE INVESTIGATION," RT 7632, so their files are discoverable per governing Law. I am not putting BRADY material at issue here, nor the Penal Code § 141 and Govt. Code § 6200 felonies for not providing it.

A) Some official discovery bates pages confirming I was in the U.S. thru mid August 1988, 9/19/88, Dec. 88, e.g. 000302/000540/032415/036984/026470-1/032860/019976 more.
B) Bank files show us in U.S. most of 1989 bp 009065/011210/032326±/031354±/more.

1
2 I cite withheld BRADY material to preserve my claims for future litigation,
3 should it be needed. Also to remind DA/AG prosecutors they have/withhold it with
4 hopes they may correct the withholding in the interest of Justice, and to under-
5 score how overwhelming is proof that past regimes' fabricated "HE FLED FOR YEARS!" A <

6 Withheld BRADY material in Customs/Immigration who "ASSISTED THE INVESTIGATION!"
7 • We cleared Customs in Ft. Lauderdale in mid-September 1988, bp 026470. To help
8 locate it, we berthed while awaiting clearing behind the TRUMP PRINCESS.
9 • We were boarded/searched by Customs/Immigration near McClellanville, S. Carolina,
10 in mid to late August, 1988, long after Jackson's mid-May 1988 "SAIL AWAY!"
11 • The DA/AG have/withhold my passport showing many entries into the U.S. in 1988-
12 1989-1990, clearly showing my whereabouts and confirming no intent to hide/flee.
13 • As noted, Customs/Immigration discoverable/withheld files confirm all this & more.

14 Now other BRADY material that evidence shows the DA/AG have, and/or other
15 material which demonstrates no hint of mens rea re the murders or fleeing.

16 A person planning a murder would know authorities will get telephone/banking
17 and recently purchased boat loan papers plus interview all related witnesses.

18 • Boat purchase saturated our home phone line e.g. bp 033502/033529/033531/033541-
19 3/033563-6/033554-7/033594/033601/033606/033639/possibly 033599/037052/037114-5/
20 033600/033605/033641/033527, some may be on the boat in Florida.
21 • There were 200± calls to friends/family/suppliers for the boat on the boat phone
22 while we were in FLA.^C Anyone would know it was easy to trace/locate us. <
23 • Diane wrote on her boat loan application "BOAT WILL BE PRIMARY RESIDENCE;" bp
24 030408. Again, anyone would know authorities would get these re a murder.
25 • We often called Bill Redfield, the boat salesman on our home phone and later
26 on the boat phone.^C Anyone would realize police would call him re a murder. <
27 • We even had him visit on the boat in Spring 1989, bp 000511/026690 vs. 8784/9027.
28 • Re "TRYING TO AVOID OBSERVATION OR..." Pp. 26-7 & 55 of my lawyer's inventory^B of
35,500 withheld DA evidence locker pages include 1989 Florida check/credit card
files show a \$51,000 transfer we KNEW notice of went to the Feds/more re no fled.

A) RT 20 & falsehoods #1-21 p. 11-14, here. B) I filed these 262 pages in 2011 & 2014 w/
DA & Court, can refile now, or will if needed re discovery for FRANKS Mtn. C) Bp 035058.

1
2 IF THE DA/AG DO NOT AGREE I DID NOT FLEE THIS EVIDENCE PROVES I DID NOT FLEE. BUT
3 ONLY FALSEHOOD CORRECTION IS NOW AT-ISSUE. THIS HELPS THE DA/AG/PRESERVES MY CLAIMS.

4 My withheld passport proving my entry to the U.S. on 12.18.88 and that it
5 was issued in Los Angeles on 5.11.88^A show no support for a fled Jury Instruct-
6 ion, and that Jackson's RT 2741 claim I sailed away (from S. Carolina) by May
7 15, 1988 is false. See passport pages next page. Anyone with a modicum of
8 intelligence would know that if there were a bolo (Be On Look Out) for them
9 they would be flagged at immigration control. Thus this shows I did not have
10 "...A PURPOSE TO AVOID OBSERVATION OR ARREST," BRADFORD p. 12/14 C4th 1005, 1055.

11 • Bp 028380-471/029649-712, 110+ pages of proof us in U.S.^A, no attempt to hide
12 for most of 1988-1991 and onward, also bank files bp 009065/011210/032256±^A/
13 031354± and WISA bills for 1988-9, bp 032064-116^A (& give 3.11.88AM alibi).
14 • Timelines should show me in U.S., visible, in 1988-93, bp 001134 on 11.5.90
15 (indicates related BRADY material also) 030940/031732/031897/031919/031947/
16 032388/032498/036807/000540, all +/- since from my notes pre-trial 18 yrs. ago.

17 • My home computer^A LASD took exceeding the warrant, @ bp 031980-1, Bankruptcy
18 (BKY) files, SA 86-06166-JR/SA 86-05280-JR^A and past criminal case SA CR 93-67(B)^A <
19 (GLT), all which the DA/AG have, include 100s of pages of NO FLEE evidence.

20 • Sgt. Griggs certainly noted my offer to come in, in Dec. 1988, RT 7519 affirms.

21 • Detectives notes @ my bp 000134/CT 1233 interview just after the murders.

22 • Bp 032800/032419-20 show me arriving in U.S. from Bahamas on 12.18.88.

23 • Nelson boatyard FBI staff statements me there in 1990 for SA 93-67(B)(GLT).^B <

24 • 3.29.01 Diane Seidel/Goodwin Grand Jury testimony/Exhibits 100% impeach Fled.

25 • Maryland Bank boat loan file exculpatory re boat repo/fled, DA has RT 6762 & 6792.

26 • "WE ALWAYS KNEW WHERE HE WAS," LASD spokesman 7.16.93 LA TIMES. There must be a file.

27 • LASD information releases for multiple LA TIMES clips "HE FLED WITHIN DAYS (WEEKS)"

28 • LASD/OCDA/LADA press releases/tapes of press conferences/evidence @ bp 000006^C-7-8. <

29 • 3.23.17 Min. Order "ALL PROVIDED" has no evidence support is ABUSE OF DISCRETION.^D <

30 A) These include my statements "REQUIRED W/O LIMIT," citations, PC § 1054.1(b). These by
31 Law include anything I signed in U.S. during 1988-91 when DA said I FLED the U.S.

32 B) MY BRADY MTL. TRIAL TESTIMONY HERE PROVES NO GUATEMALA BOAT REPOSSESSION & NO FLED.

33 C) This LASD 11.16.89 evidence list IS THE LATEST ONE I'VE SEEN. It has 50+ withheld &
34 required to be discovered materials. D) Not yet at issue & evidence shows false.

*The Secretary of State
of the United States of America
hereby requests all whom it may concern to permit the citizen/
national of the United States named herein to pass
without delay or hindrance and in case of need to
give all lawful aid and protection.*

*Le Secrétaire d'Etat
des Etats-Unis d'Amérique*
prié par les présentes toutes autorités compétentes de laisser passer
le citoyen par ressortissant des Etats-Unis titulaire du présent passeport,
sans délai ni difficulté et, en cas de besoin, de lui accorder
toute aide et protection légitimes.

SIGNATURE OF BEARER/SIGNATURE DU TITULAIRE

PASSPORT
PASSPORT

Type / Catégorie
P

Country of Issuance / Pays d'émission
USA

State / État
California

Surname / Nom
GOODWIN

Given names / Prénoms
MICHAEL FRANK

Nationality / Nationalité
United States of America

Date of Birth / Date de naissance
04 FEB / FEB 45

Place of Birth / Lieu de naissance
Los Angeles, California, U.S.A.

Date of Issue / Date de délivrance
11 MAY / MAI 88

Authority / Autorité
Passport Agency

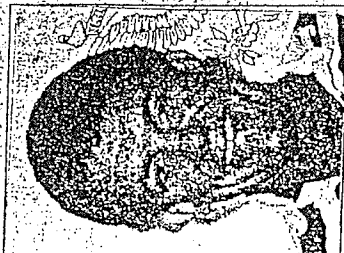
Los Angeles

24

Amendments / Modifications
SEE PAGE

United States of America
PASSPORT NO./NO. DU PASSEPORT
032785259

Date of expiration / Date d'expiration
10 MAY / MAI 98



P<USAGOODWIN<MICHAEL<FRANK<<<<<<<<<<<<<<<<
0327852597USA4502041M9805105<<<<<<<<<<<<<<<<2

cp 123/123

END

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11

ST. MICHAEL'S

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ADMITTED _____ CLASS _____
UNTIL _____

Entries/Entrées

Wissas

Departures/Sorties

Entrees/Entrées

Visas

Departures/Sorties

I Michael Goodwin declare I am over 18 years of age and am a party to the referenced cause of action. I reside @ E24-D101, 480 Alta Rd., San Diego, CA. 92179. The subject of this service is/is served on each of the X'd persons/entities.

4 PAGE MOTION FOR FRANKS V. DELAWARE & PENAL CODE § 1538.5 RULINGS WITH FULL FRANKS MOTION AS EXHIBIT A INCLUDING 8 EXHIBITS, THRU CP (CONSECUTIVE PAGE #) 123. THIS WAS INITIALLY FILED 9.18.24, NO RESPONSE AS OF 6.16.25, NOW UPDATED/ADDED EXH. 8.

1. Hon. Pedro V. Castillo, Edward Roybal Federal Courthouse, 255 E. Temple St., Los Angeles, CA. 90012.
2. Honorable Justices, CA Court of Appeals, 2nd Dist, 300S. Spring St., 2nd Floor, Los Angeles, CA. 90012.
3. Hon. Teri Schwartz, initial trial Judge, L.A. Superior Court NE, Pasadena Courthouse, 300 E. Walnut St., Pasadena, CA. 91101.
- X 4. Hon. Michael Villilobos, LA Superior Ct. NE, Alhambra Courthouse, 150 W. Commonwealth Ave. Alhambra, CA. 91801
5. Hon. Sergio C. Zapia II, Presiding Judge, LA County Superior Court NE, Pasadena, Courthouse, 300 E. Walnut St., Pasadena, CA. 91101
6. OCDA Todd Spitzer, 300 S. Flower St., Santa Ana, CA. 92703.
7. LADA Nathan. J. Hochman, 211 West Temple St., 17th Fl. Los Angeles, CA. 90012
8. Chief Deputy DA, Steven Katz, 211 W. Temple St. 17th Fl. Los Angeles, CA. 90012
9. Martha Carillo, DIC Conviction Review Unit, 211 W. Temple St. Los Angeles, CA. 90012.
10. Discovery Compliance Unit, DIC, Heather Borden, 211 W. Temple St., Los Angeles, CA. 90012.
11. Public Integrity Unit, Marc Beaart, Head Deputy, 211 W. Temple St. Los Angeles, CA. 90012
12. Post Conviction Litigation, Lori Dery, Head Deputy, 211 W. Temple St. Los Angeles, CA. 90012.
13. Murder Resentencing Unit, Hubet Yun, DIC, 211 W. Temple St., Los Angeles, CA. 90012.
14. Media Relations/Publicity, 211, W. Temple St., Los Angeles, CA. 90012
15. Justice System Integrity, Alan Yocelson, 211 W. Temple St. Los Angeles, CA. 90012
- 16.
- X 17. AFD HABLIT; Kathryn Albracht, 211 W. Temple St., Los Angeles, CA. 90012. email, kalbracht@da.la.county.gov
- X 18. DIC this case, Herbert S. Tetef, CA. Attorney General Office, 300 S. Spring St. Ste. 1702, Los Angeles, CA. 90013-1230, email herbert.tetef@doj.ca.gov.
19. Rob Bonta, CA. Attorney General, POB 944255. Sacramento, CA. 94244.
20. Lance E. Winter, Chief Asst. A.G., POB 944255... , Sacramento, CA. 94244
21. Mr. R. Garcia, LA County Public Defender, 211 W. Temple St. 19th Fl. Los Angeles, CA. 90012-3231
22. Elena Saris, trial counsel while a PD, now private practice, 530 S. Lake Ave. Ste. 312, Pasadena, CA. 91101-3513.
23. Gail Harper, State appointed direct appeal counsel, POB 330057, San Francisco, CA. 94133, bar #104510.
24. Tom Owen, State appt. resentencing counsel, Coronado Law Group, POB 1608, Burlingame, CA. 94011-1608. Bar #217728
25. State Bar/LA; 845 Figueroa, Los Angeles, CA. 90017
26. State Bar/CA. 180 Howard St., San Francisco, CA. 94105.

I swear under Penalty of Perjury under the laws of California that I mailed or had emailed, if indicated, the above described documents to the individuals with an X to the left. This is true and correct.

6.19.25
Michael F. Goodwin date