

US v. Hubbell

Your honor, this court has said a number of times on the record, court is considering referring this matter to the US Attorney and even has gone as far as inviting them into the courtroom.

The Court has invited Rafael Gomez into this courtroom. Couple that, with the ACLU's threatening claims, the US Attorneys not interested in giving me any hint of immunity, you yourself stating on the record you are not incline to grant me any type of immunity, I believe I have some serious and legitimate 5th amendment and due process concerns at stake.

In accordance with the ruling by the Supreme Court in US V. Hubbell, Even tuning over a list that identifies, even with reasonable particularity , what it is that I would be compelled to testify to, if forced to testify, would be a violation of my 5TH amendment right.. Just the production of a list has already violated my Constitutional rights under Hubbell.

The court has already violated US V Hubbell by instruction lawyers who do not represent me, and knowing they do not represent me, as the record will show, instructing them to compile and turn over a list of documents, that in effect may be used against me.

In light of this fact, I am asking that the Court stay my portion of this proceeding until I can secure competent Counsel to address this very complex matter, before any further violation of my rights occurs.

I have met with counsel within 72 hours of finding out I had no representation. I have been forced to take a Pro Se position because I have no representation.

It should be noted that Tim Cassy has submitted a bill to the county for \$116,000 for legal expense reimbursement for cost incurred by him as a witness, merely testifying in this case. Cassy is a lawyer, and is able to defend himself, I am not.

I simply cannot afford the cost of the type for this type of complex representation. I have asked the County to provide me counsel, I have not heard back from them with their decision.

This situation has been created by the hands of the ACLU and their attorneys. Your honor I would like to also point out that by the measure set for me and others

contained in the ACLU threatening foot note, they have in fact ensnared themselves and every other lawyer in this courtroom. They too along with every other lawyer in this courtroom would have to be held to the same standard of violation that the ACLU wishes to affix to me and the Sheriff's Office.

Your Honor I see no harm with you proceeding with your case and at least holding my testimony in abeyance until I am allowed ample time to get this matter under control. I have just not been afforded adequate time.

Your honor the least that you can do is grant me at least 21 days to secure counsel and stay your decision and not require me to be deposed or testify until I can secure adequate representation. . Should the court rule against me today, I will be thrust into another situation, not of my making, where I have no other option but to appeal to the 9th circuit asking for an emergency stay on the matter. I have due process rights here. And they need be recognized and abided by.