

HONORABLE DR. HECTOR P. GARCIA
UNITED STATES CIVIL RIGHT'S COMMISSION
WASHINGTON, DISTRICT OF COLUMBIA.

NAZARIO SOTO LOPEZ
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REPRESA, CALIF. 95671.

OCTOBER 8TH, of 1970.A.D.

Honorable Sir:

I am writting to you this humble letter as I have tried writting to most of the Legislatüres, in the State of California, and for some reason or other I can't seem to peneatrate through someone who might just inform me in what to do, as to my legal problem.

Dr. Garcia, I have been incarcerated in the County Jail and the State Prison at Folsom, located at Represa, California, for the peroid of 39, months this coming 23rd, of October, and I am yet to commit a crime, as the offenses that I am charged with, are Fictitious, False an were Fabricated by the District Attys., and the Narcotic Division of the county of Ventura, this case is so ridiculas, that in order to be able to obtain a conviction, it was necessary to appoint a defense counsel that would go along with the D.A. and the court officer's.

I have been convicted of the following offenses: Two Counts of violation of Section 11532, (Offering to Furnish, and Furnishing Marijuana to a Minor.) One Count of 11530, Sec. (Possession of Marijuana) this thre offenses are in violation of the Health and Safety Code. Two offenses of violation of Section 245(b) of the Penal Code. (Assulting two peace officers while in preformance of there duty). All ~~this~~ charges are False and Ficticious, and Fabricated. There are such a phony charges, that the District Attorney had had to use professional witnesses to get his conviction, and I could do nothing about it, as I went before one of the judges that A Readers Diegest Once wrote of the Kangaroo Trials in the County of Ventura, one of ~~thoes~~ judges that say " Thats not the way we do things in Ventura County," and beleive me Sir, They can really do their thing there too.

Dr. Garcia, while waiting for my jury trial, I was assigned Four different attormies, and would you beleive it, that none of the four attys., never once interviewed or approached me about my defense ? Not one of them. I gave a list of names to the Public Defenders Office Investigator, a Mr. Gary Wean, of some 12, to 14, witnesses that I wanted sunpoena to my jury trial, and the following day that my attorney came to propoision me about a COP OUT for the district attys., Office, I also gave this atty., another list of names for witnesses to be subpoena for my jury trial, and Sir, none of these witnesses could be found. On the Assult Charges, I told my atty., to subpoena some records in forms of X-Rays from the UNITED STATES FEDERAL CORRECTIONAL INSTITUTE OF TERMINAL ISLAND located at SA, PEDRO, CALIFORNIA. and also my Medical Records, so that a Physican, could be called to trial and read the X-Rays, and see if it was possible for me to be able to commit the assult on the peace officers as the officers and the professional witnesses calimed. All this has come about, since I refused to become an INFORMER, a RELAJE, for the State Narcotic Officers of the

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of OXNARD, CALIFORNIA. After I was sentenced I filed in for a Appeal which was granted, after arriving to the State Prison of Folsom on the 8th, day of March, of 1968, four days latter, I received and signed a Institutional register book in receipt of some legal documents, this was on the eve of March, 12th, 1968, the documents were the Transcripts of my jury trial, inside of one of the Volumes of the Reporters transcripts, was a Notice, pre-dated on the 6th day of March, This Notice stated specifically, that if the records were not challanged by Mar., 12th, that these records would be forwarded to the Appellate Court in Los Angeles, as a true and Correct. Now we are coming down to the malicious conduct, and the famous ways the Anglos has of crossing a Indian, or a Mexican; On the 18th day of Mar., 1968, I, with the help of another prisoner, and under the Rules of Court procedures of the State of California. Rule 8 (a), CORRECTION AND CERTIFICATION OF RECORD. STATES AS FOLLOWS: "(a) Immediately on the completion of the Clerks and Reporters Transcripts. The Clerk shall, mail Notice thereof to all parties, and within Ten (10) days, after mailing such Notice, any party may file a Request for Correction of such Transcripts. If no Request for Correction is filed within such time, the Clerk shall certify the records as correct."

On the 24th, or thereabouts, I received a letter accompanied with the Motion filed on the 18th of Mar, 1968, for ADDITIONAL RECORDS AND CORRECTION OF THE SAME. the Clerk for Ventura County stateing that the Motion filed, reached his Office late, now, for the contrdiction and the big lie of the Clerk, someone in his office received the Motion filed on the 18th of Mar, 1968, as these documents WERE STAMPED WITH THAT COUNTY CLERKS OFFICE SEAL, STATEING THAT THOSE RECORDS WERE STAMPED ON TIME, AS THEY CARRY THE DATE OF " RECEIVED IN THE VENTURA COUNTY CLERKS OFFICE ON MARCH, 21st, of 1968, at 8:00 A.M.

Now, This records were placed in the United States Mail at the U.S. Post Office at the City of Ventura, California, on March, 11th, of 1968. Petitioner, received the Transcripts on Mar. 12th, 1968, in one of the Volimes of the Reporter's Transcripts was a Noticed inserted, which was pre-dated of Mar., 6th, to Mar. 12th, allowing me to allege or chaellange the accuracy of the Court transcripts, at which time it was imposible for me to do. As I received the transcripts on the eve of Mar. 12th, 1968. the deadline imposed by the Ventura County Clerk. The Motion filed on the 18th, of Mar., 1968, in the Superior Court of The State of California, in and for the County of Ventura. This Motion was received on time, but the prejudicial and discriminatory action of the Ventura County Clerk, refused to let this document reach the proper destination which was the Superior Court of said County, while I was told to seek relief in the Second Appellate level, I complied, however the Justice of the Second Court of Appael did not choose to rule, or just ignored the issue of the agumentation of the Court Records on appeal.

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This, that I am alleging, I am sending you some photostat copies, so that you might see what is happening in the tribunal courts of the state of California; After the filing of the last Motion to the 2nd, appellate court of appeal, which was on May, 5, 1968, the motion was: Augmentation of the Record, Appointment of Counsel, and Extention of Time to perfect said appeal. On May 8th, 1968, Justice Files, granted me the Extention of Time, and the Appointment of Counsel. "But the Augmentation of the Records?" This issue was completely ignored by the presiding judge Mr. Files of the Second Court of Appeal, in the Appellate court, Division Four, in Los Angeles California.

Having been assigned a Atty., in my first letter to the atty, I suggested to Mr. Daniel L. Dintzer, od 6327, Lindenhurst, Ave, Los Angeles California. 90048. that we should attact first on the Incorrect Transcripts of the Court, as they did not reflect what actually took place in the Jury Trial of November 14, to the 23, of 1967.

I am still waiting to hear from Mr. Dintzer, my appellate appointed counsel. This man never did established a correspondence with his clint when the distance were far and wide, from the clint and counsel.

Dr. Garcia, can you advise me who to write to, in order that I may be able to obtain an attorney that might help me represent my case and cause in a tribunal court of the land where I can be tryed by the evidence, and not on my Race, or the color of my skin, as we Mexicans here in the State of California, are not Black enough, nor White enough, to be able to receive Equal, and Due process, in a tribunal court of the State.

I have tried everything I know, I have written to Assemblymans, to Senators of the State of California, and I guess my name LOPEZ must have some sort of an evil baring that I cant see, but some of this Senators and Assemblymans, dont even possess the courtesy of even answering a persons letter. Sir, the reason, for the urgency of me trying to get out of this situation, is I have a bed ridden Mother wha is very aged, and a Blind Step Father, whom have no one to care for them in their old age, and this is what I was doing, when I was arrested. This is why, I must get out of this situation, and another, I am not Guilty, not even Jesus Christ himself could make me say that I am otherwise. I am not guilty, and I am beganing to ~~to~~ think that the only way, I might be able to go to court, is to commit some sort of felony in this prison, in order that I can get to court.

Honorable, Sir, how long mu sanity may last, I dont know, but one that has yet to commit a crime, and is sentenced to Ten (10) years to life, the pressure and the tention really gets to a person. It would be alright, if this Anglos, would permit a person to present his defense, but when his is KANG* AROOED, RAILROADED TO PRISON, after a while a sort of resentment starts getting one.

Sir, in hopes that you may be able to advise me, who to see about getting a attorney, I will be waiting to hear from you in the near future. Thanking you for your most kind and cordial pacencia in bearing me out. I remain respectfully very trueely yours.

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