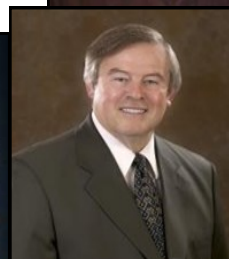
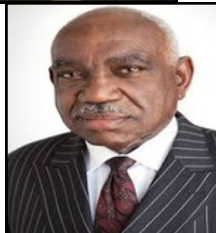


JUSTICE

WHAT THE EXPERTS ARE SAYING ABOUT THE IRP6 CASE
RENOWNED AUTHORITIES IN THE JUSTICE SYSTEM SPEAK OUT



JUSTICE SHOULD BE BLACK & WHITE



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RENOWNED AUTHORITIES IN THE JUSTICE SYSTEM SPEAK OUT

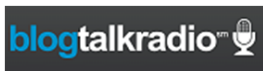
Introduction

A Just Cause produces an Internet radio show, called “A Just Cause Coast 2 Coast” (AJCRadio).

AJCRadio delivers to its audience, captivating dialogue that seeks to provide education, awareness and information about judicial issues. Since its inception AJCRadio has been fortunate to have renown guests appear on the program.

During several of the interviews guests have addressed very specific points regarding the IRP6 case. The following pages contain excerpts from AJCRadio interviews where these guests highlight their concerns about various aspects of the IRP6 case. An audio CD accompanies this packet if you should desire to listen to a clip of an outtake of the interview. This book also includes excerpts from an article written about the IRP6 case from Judge H. Lee Sarokin.

For complete information about AJCRadio, or to listen to an interview in it's entirety, please visit www.AJCRadio.com. AJCRadio is carried on several Internet networks including blogtalkradio, LIVE365, PRN.FM and The 405media.com.



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WHAT THE EXPERTS ARE SAYING ABOUT THE IRP6 CASE

RENOWNED AUTHORITIES IN THE JUSTICE SYSTEM SPEAK OUT

Comments Included From

H. Lee Sarokin - Retired Judge, District / Appeals Court

Mary E. Bullock - Retired, Federal Judge

Jim Petro - Former Attorney General (Ohio)

U. W. Clemon - Former Chief Judge / Attorney

Sidney Powell - Appellate Lawyer / Author

Anne Bremner - Trial Attorney / Legal Analyst

Andrew Kreig - Project Editor / Attorney

Darren Kavinsky - Attorney / TV Hosts / Legal Analyst

Mark Osler - Professor of Law / Former Prosecutor

C. Ronald Huff - Professor of Criminology, Law & Society

Jona Goldschmidt - Assoc. Professor, Dept of Criminal Justice & Criminology

Gregory Hurley - Attorney, Knowledge and Information Services Analyst

Mark J. Geragos - Attorney / Legal Analyst



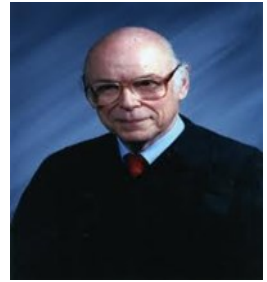
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H. Lee Sarokin

Retired Judge, District / Appeals Court



Judge Sarokin (85 years old) is a retired U.S. district judge and U.S. appeals court judge. Sarokin served as a district judge in New Jersey for 15 years and served on the U.S. Court of Appeals for the Third Circuit from 1994 until 1996. In 1985, Sarokin famously overturned the 1967 triple murder conviction of middleweight boxer Rubin Carter. Sarokin had ruled that Carter had not received a fair trial. Judge Sarokin has authored over 2,000 written opinions. Settled approximately 3,000 cases.

Presided over more than 1,000 cases involving all types of federal and diversity jurisdiction issues. He is also a major Contributor to Huffington Post.

JUDGE H. LEE SAROKIN talks about the IRP6 case on AJCRadio on APRIL 15, 2014:

“I think an appellate court would do one of two things. They’d either order that the transcript be produced or they’d have to reverse. It baffles me as to why anyone would deny that motion. It’s inconceivable to me that the judge would say, ‘No, you can’t have the record of this trial.’”

“It’s inconceivable to me in this day and age in a federal court, particularly in Colorado, by the way, which I think has sort of advanced when it comes to computers, that they don’t have an ultimate way to maintain the record. And the fact that the court reporter doesn’t have it or hasn’t typed it up, as everybody says, is inconceivable. This record exists somewhere and for some reason, they’re resisting producing it, I think is a fair inference.”

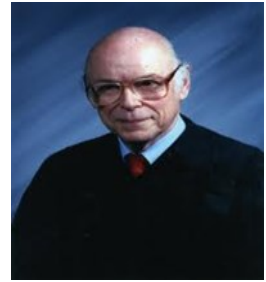
“...the judge wanted them to take the stand. And that’s why that particular segment of the testimony, of the transcript, is so important, because if that weren’t the contention and there’s something missing, ...appellate court is liable to say unless there’s some prejudicial error involved, what difference does it make? But this is so critical, that’s why they want it and that’s what the big fuss is about and legitimately so.”



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H. Lee Sarokin

Retired Judge, District / Appeals Court



Judge H. Lee Sarokin - The Case of The Missing Transcript Solved - Part III

In prior posts on this matter, I have assumed that absent a transcript of precisely what was allegedly said by the judge to lead these defendants to believe that they were compelled to testify, that no resolution could be made of that issue. However, after having read more of the record, the Court of Appeals has ample opportunity to accept the defendants' factual versions as true and be guided accordingly in its ruling. Here are the uncontested facts upon which the court could reach a determination that the right against self-incrimination was actually violated by the trial court even without the critical transcript:

1. The judge was frustrated at the slow pace of witnesses and said "something" to the defendants about the future of the trial.
2. Immediately following the side-bar, the defendants caucused, and one of the defendants, Mr. Barnes, then took the stand.
3. No inquiry was made by the Court regarding defendant's waiver of his right not to testify.
4. Shortly into the testimony, the U.S. Attorney (not the defendants) wanted clarification that the defendants were going to testify in any event despite the problem producing witnesses. Clearly, he, too, was concerned about the Court's comments at the side bar and that they might have been misinterpreted as being coercive.
5. Once the issue was raised by the government, upon inquiry by the court to the defendants, they were unanimous in their impression of the judge's remarks--that the judge had made it clear to them that if they didn't have a witness, one of them would have to testify in order to keep their defense alive. Each contemporaneous statement on the record confirms this.
6. Although the court denied making such statements, she did not recall her exact language. "I don't know what my exact phrasing was."
7. The failure to have a record of that conversation must be laid at the feet of the court or the government. The absence of this critical conversation, the transcript of which was called for and ordered that very day certainly creates justifiable suspicions. Strangely, in the separate civil suit against the court reporter, the U.S. Attorney stepped in claiming the reporter was an employee of and on government business. But even accepting Judge Jackson's finding in the civil case of no skullduggery by the court reporter, the defendants have good reason to cry "foul."
8. Mr. Banks asked to see a copy of the transcript of the bench conference before proceeding further, and the court advised that "the transcript would be provided at the end of the day." The court reporter has never (to my knowledge) through affidavit or testimony explained the absence of this entry.
9. On cross-examination of Mr. Barnes by the government, Mr. Walker objected, pleaded the 5th Amendment based on "being forced to testify". When government cross-examination resumed, Mr. Barnes pled the 5th in response to every remaining question -- all in the presence of the jury. It is difficult to imagine anything more prejudicial.
10. Nor (to my knowledge) has the court reporter or the U.S. Attorney provided an affidavit or testimony of what they recall being said by the Court nor denying what the defendants claim was said by the court. This omission by the U.S. Attorney speaks volumes.



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Mary E. Bullock

Retired, Federal Judge



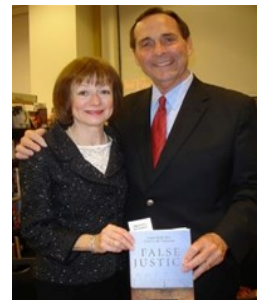
Mary E. Bullock's credentials include author of "Judging Me"/Radio Show Program/Radio Show Panelist for NAACSA/Child Advocate at La Suenia Dolche; Adjunct Professor University of San Diego, San Diego State University Political Science; Chief Trial Litigator/Owner at Law Firm of Mary Elizabeth Bullock - Criminal Law; Federal Administrative Civil Rights Judge at EEOC; Adjunct Professor at University of San Diego School of Peace and Justice; Professor of Business Law

MARY E. BULLOCK talks about the IRP6 case on AJCRadio on SEPTEMBER 16, 2014

"You know what, no one has asked the question or probably I have not seen it yet. But what they (in terms of their software) ... were doing was of great value. Have you ever thought there's a competitor? The amalgam of peculiar circumstances is so outrageous that, you know anyone conscious cannot sit there and say simply a procedural error. No! This is gross, outrageous conduct beyond what happens in a civilized life, let alone a civilized courtroom. So you have to ask and answer the question 'who are the competitors?'"

Jim & Nancy Petro

Former Attorney General (Ohio)



Jim Petro is a Former Ohio Attorney General that crusades against wrongful conviction informing citizens how they can help prevent this terrifyingly common miscarriage of justice. Jim & Nancy, are on the Advisory Board for the National Registry of Exonerations. Jim became the first Attorney General in the country to intervene in a case spearheaded by the [Innocence Project](#). Jim and his wife Nancy co-authored "False Justice: Eight Myths that Convict the Innocent," which raises questions regarding the fairness of our justice system and identifies flaws in how police and prosecutors handle evidence, especially in capital cases. The flaws in America's execution of justice lead to an unacceptable number of wrongful criminal convictions.

JIM PETRO talks about the IRP6 case on AJCRadio on JANUARY 28, 2014:

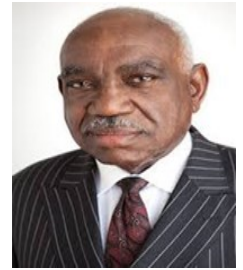
"If there was a legitimate argument that could be made by the defense counsel on the appeal that the missing transcript becomes error that is no longer harmless, then I think the appellate court has the responsibility to act on that very quickly. And they should say there is no record, the full record of the trial is not before us, so we're not able to legitimately review this on an appeal basis and therefore we're sending this back; it needs to be retried. I can't imagine that part of the record that might be significant and meaningful in terms of guilt or innocence; if it's missing, I think the appellate court has a duty to act with all deliberate speed."



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U. W. Clemon

Former Chief Judge / Attorney



U.W. Clemon is a former Chief Judge of the United States District Court for the Northern District of Alabama. After nearly 30 years on the federal bench, he returned to practice law in 2009 with the law firm of White Arnold & Dowd. Judge Clemon works in the white collar criminal group, defending both individuals and organizations accused of wrongdoing. His practice also includes arbitration and mediation matters (appellate advocacy), along with service as an appointed Special Master in complex civil actions.

Judge Clemon, educated in the segregated public schools of Jefferson County, decided to become a civil rights lawyer at age thirteen when he witnessed two white police officers threaten a classmate. His early involvement in the 1962 boycott of Birmingham's downtown stores and his fight to end the segregation of the Birmingham Public Library earned him the designation of one of Dr. Martin Luther King's foot soldiers in the Birmingham civil rights movement.

In 1974, Judge Clemon became one of the first two blacks to be elected to the Alabama State Senate since Reconstruction. President Jimmy Carter appointed Judge Clemon as Alabama's first black federal judge in 1980. He served as Chief Judge of the court from 1999-2006. Under his administration, the court adopted a more juror-friendly and representative jury plan, increased minority presence in the workforce of the court, and transitioned to electronic case filing and management. He has served on the executive committee of the Eleventh Circuit Judicial Council.

U.W. CLEMON talks about the IRP6 case on AJCRadio on JULY 24, 2014

"Well, I have not read the transcripts of that case but I am familiar with the legal issue on appeal and I know that it is almost unheard of that there would be a missing transcript of a very important colloquy between a defendant and the court. In the ordinary course of things, if a transcript is missing the judge should order a new trial or otherwise set aside the conviction, or not go any further in the case. ...I do know that that issue is most unusual. "

- - -

"... you would ordinarily allow for say, six months for the record to be filed and the briefs to be filed. After that point, you know, I don't see any excuse for the delay in disposing of the case. "

- - -

"There's little obvious explanation for the extraordinary delay that has been in the processing of the case.

- - -

"Now, as for the proffer to the United States attorney; you have to understand that prosecutors have almost unbridled discretion. And while you would think that if I'm indicted and I am innocent and I want to present to the prosecutor the evidence which establishes my innocence, you would think that the prosecutor would be willing to entertain it. You would expect that!"

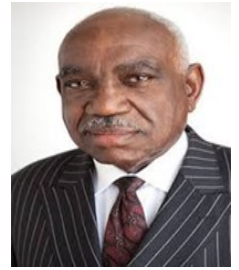
Clemon continues on next page



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U. W. Clemon

Former Chief Judge / Attorney



Continuation of **U.W. CLEMON** talking about the IRP6 case on AJCRadio on JULY 24, 2014

- - -

“I understand that this missing transcript bears on the 5th amendment right against self-incrimination and some indication by the judge that she was about to wrap up the case, the defendants’ case, and that is very crucial type evidence. And if there’s no transcript showing exactly what happened the conviction should be reversed. “

- - -

“In assuming compliance with the discovery orders, ... I don’t understand how that expert evidence would have been excluded. “

- - -

The short answer to your question is yes; should the judge have the discretion to continue the trial. And ordinarily, when the government has so grossly overestimated the trial time and their out of state witnesses for the defendant, a judge would continue the trial of at least a day to allow the defendants to get their witnesses to testify at the trial.

- - -

The judge has it in her discretion to continue the trial. And actually, discretion can be abused. And if it is at the judge insisting on the defendants putting on a witness the same afternoon that the government rested its case, ordinarily that would be an abuse of discretion.

- - -

Well, I certainly hope that justice will prevail and I don’t see how the court of appeals could do anything other than reverse and remand for a new trial or dismissal of charges.



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Sidney Powell

Appellate Lawyer / Author



Sidney Powell served in the Department of Justice for ten years in Texas and Virginia and has devoted her private practice to federal appeals for the past twenty years. She was the youngest Assistant United States Attorney in the country and the youngest elected Fellow of the American Academy of Appellate Lawyers, for which she also served as President. Recognized by her peers as a “Super Lawyer” and named as one of the “Best Lawyers in America” for years, she has been lead counsel in more than 500 appeals in the United States Court of Appeals for the Fifth Circuit, resulting in 180+ published opinions.

In her book, *Licensed to Lie*, Powell leads readers through the disturbing events, missteps, cover-ups, malfeasance, and corruption of justice that have caused her to question the system she has been committed to for over thirty years. With the narrative style of a legal thriller, this true story captures the drama of the law, the real human costs and consequences of the corruption of justice, and cautions for anyone facing the Department of Injustice.

SIDNEY POWELL speaks about the IRP6 case on AJCRadio on APRIL 8, 2014

“In the 5th Circuit, you would not have...pages of missing transcript, because the 5th Circuit withholds a court reporter’s pay if they don’t timely produce all the transcript. And they have actually put a court reporter in incarceration until the transcript was produced. “

“I don’t understand, first of all how there is a case where there are pages of transcript missing. This should not happen. “

“And if it is confirmed, and proven that there are... pages of transcript missing, the defendants should get a new trial just for that and they sure shouldn’t be in prison while the transcript was missing.”



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Anne Bremner

Trial Attorney / Legal Analyst



Anne Bremner is a trial attorney, and one of the nation's most recognized legal analysts. She graduated from Stanford University receiving a B.A. with honors. Anne is a regular contributing legal analyst on TV and cable, having appeared many times on networks including CNN, Fox, CBS, NBC, MSNBC, the BBC and others. Her practice emphasizes civil rights, catastrophic loss defense and criminal law. In her 29 years of practice, she has been lead counsel for many highly-publicized court cases.

ANNE BREMNER talks about the IRP6 case on AJCRadio on JULY 1, 2014

"It's about the strangest thing this legal analyst has ever heard! I mean especially, to me the whole thing with not allowing experts to be called, I mean, that's just completely in opposition to what our rights are in a courtroom and the need to have experts in a courtroom on cases like this. But, the fact of losing transcripts and ironically, as my grandmother would say, what a quinky dink, what a coincidence; that's the part that's missing deals with a 5th amendment violation where they're forced to testify isn't a validation, but it's not in there. I mean I never hear of transcripts being lost, ever! And if there's a lack of a record you've got some avenues, which is you should reverse the case. There's not a record to review. It's part of an appeal, but yet they haven't gotten that!"

"And the fact is you don't dismiss an expert witness and tell the jury they were not timely. I mean, that should have been decided way before the fact. "

"You created the crime, in a lot of ways. I mean basically, what preceded the crime is they weren't able to be debt free because of what you did and by the way, the prosecutor should never leaked that there might be an indictment...grand jury proceedings are supposed to be confidential! But then they basically put the accused in harm's way and set them up to be convicted....and one of the things you know is the prosecutor's job is to see that justice is done...not to win at any cost, but to do justice and that wasn't done here. "

"We went to law school for years for this. I've never, in the cases I've covered as an analyst, as a prosecutor, or as a defense lawyer ever seen the judge hold a Pro Se litigant to a high standard, ever! I mean, and if they did, they wouldn't say it. Because that's going to be trouble on appeal too for the prosecution. And you can't do that, because they can't be held to those standards. They're incapable of attaining that standard just by virtue of a lack of training. "

Bremner continues on next page



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Anne Bremner

Trial Attorney / Legal Analyst



Continuation of ANNE BREMNER talking about the IRP6 case on AJCRadio on JULY 1, 2014

“I was just going to say just take a look at the Oscar Pistorius trial for example. They’ve had delays over it all the time of witnesses that can’t get there, just because they don’t quite judge the day right....you have empty afternoons, you see court recess. ... You know the fact is you have to work around people’s schedule. Especially if the prosecution says I’m going to take three weeks, and not a week and a half. ... It’s ridiculous! No fault of their own. They’re penalized again and that just shows prejudice on the part of the judge.”

Andrew Kreig

Project Editor / Attorney



Andrew Kreig is an investigative reporter, attorney, and non-profit executive based in Washington, DC. Author of “Presidential Puppetry,” the first book to analyze the Obama second-term is also one of the first to examine the 2012 elections. The book grew out of his work leading the Justice Integrity Project, a non-partisan legal reform group that investigates official misconduct.

ANDREW KREIG talks about the IRP6 case on AJCRadio on SEPTEMBER 2, 2014

“One thing is the length of the sentences, I’m just going to speak in very broad terms, with the budget issues, everyone knows the government has, with the devastations that a jail sentence can bring, it’s highly, highly unusual just a total red, red flag to have these kinds of long sentences for a white collar crime. “

“So, even taking the prosecution case on a superficial level at first glance, it just doesn’t look right. And then, once it’s gets your attention you start digging down, and things like the transcripts (and I am sure your audience has heard the retired federal judge, who wrote about the missing transcripts, in the Huffington Post), it’s quite unusual for a judge to intervene like that, so he clearly sees an aberration of the system. “



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Darren Kavinsky

Attorney / TV Hosts / Legal Analyst



Darren Kavinsky is no stranger to the television cameras, courtroom, or the speaker's podium – he is an accomplished trial lawyer, a well-known television host and legal analyst, and a compelling keynote speaker. He is the creator and host of the television show *Deadly Sins*, which airs on Investigation Discovery. As the show's criminal behavior expert, Darren explains the root causes of the most extreme forms of human misbehavior. Darren is living proof that massive change can happen in a moment, and personifies triumph over adversity to rise to the level of success he now enjoys. The once bankrupt attorney, who swept floors in a furniture store to make ends meet, has since created several multi-million dollar businesses, including a law firm that now employs more than 25 people.

DARREN KAVINOKY talks about the IRP6 case on AJCRadio on APRIL 15, 2014:

“...I had seen reference that there was this Fifth Amendment violation...it sounds like that missing chunk of transcript would help us decide the issue... what's so shocking to me is that the role...of the judge, and what I would call the entire operating system of the court, is to ensure that justice is administered fairly. And, if you will, it's the judge, the court reporter, the bailiff, the clerks... they're there, not to advocate for one side or another, but to make sure that the work product that is produced is fair.”

“There's enough about the system that, at least from the defendants point of view, smacks of unfairness as they go through the process. I see these kinds of issues surface all the time and so the one objective, piece of evidence, which is the transcript...for that to be missing, only would feed concerns and conspiracy theorists alike. “

“And frankly...that's a very disconcerting notion that it's this one critical piece, above all other pieces, that would be missing. I think there's reasonable inference that can be drawn there, that the missing piece would therefore be favorable to the defense, or at least that's what I'd be up there arguing.”



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Mark Osler

Professor of Law / Former Prosecutor



Mark Osler is a law professor at the Univ. of St. Thomas School of Law in Minneapolis, Minnesota, and critic of capital punishment in the United States. At St. Thomas, Mark founded the nation's first law school clinic on federal commutations, and he has advocated for an expansive use of the presidential pardon power.

He is the author of *Jesus on Death Row* (Abingdon, 2009), which critiques capital punishment in the United States through an examination of the biblical account of Jesus Christ's trial and execution. He has also commented on the death penalty and other issues for CNN, MSNBC, NPR, ESPN, and the Huffington Post.

The character of "Professor Joe Fisher" in the film *American Violet* is based on Osler.

As an appellate attorney, Osler has briefed or argued cases (often as Amicus for other sentencing experts) in six federal courts of appeal and in the United States Supreme Court, and as a sentencing expert he has testified in Congress (2009) and before the U.S. Sentencing Commission (2004).

MARK OSLER talks about the IRP6 case on AJCRadio on SEPTEMBER 16, 2014

“As I’ve said and as everyone else has said, it’s very unusual to have, not just a transcript missing, but to have the notes, ... either the short hand or the tape recording of the proceedings gone because that’s why that court reporter is there ... so that there will always be an impartial record of what proceeded. And to have it just gone? That does kind of gut the ability to properly review what happened. I tell you that even experienced attorneys, trying to get information out of clerk’s offices can sometimes be extremely difficult...cause the rules seem to change sometimes based on who you’re talking to on any given day. And sometimes your best bet is to just to wait a day and call, talk to somebody else.”



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C. Ronald Huff

Professor of Criminology, Law & Society



C. Ronald Huff is Professor Emeritus of Criminology, Law and Society and previously served as Dean of the School of Social Ecology at Univ. of California, Irvine. He has served as a consultant on gangs, youth violence, and public policy to the U.S. Senate Judiciary Committee, the F.B.I. National Academy, the U.S. Department of Justice, and numerous other agencies and organizations throughout the nation.

He has written 13 books, which includes Wrongful Convictions and Miscarriages of Justice: Causes and Remedies in North American and European Criminal Justice Systems; Wrongful Conviction: International Perspectives on Miscarriages of Justice; Youth Violence: Prevention, Intervention, and Social Policy; Gangs in America (3 editions); and Convicted but Innocent: Wrongful Conviction and Public Policy (which won an Academic Book of the Year Award).

C. RONALD HUFF talks about the IRP6 case on AJCRadio on OCTOBER 30, 2014

“... from what I’ve read about the case, the fundamental question I had is why it ended up in the criminal justice to begin with. Even if the allegations were correct, it belonged in the civil systems not in the criminal systems. There’s an example here of overreach by the prosecutors, I believe in my opinion.”

“In that case that you’re referring to, I just don’t think it belongs in the criminal justice system to begin with. And certainly it should not be two years languishing in prison for this allegation when in fact, a lot of the facts that I know about the case suggests that they should not have been imprisoned. They were travelling as business men, respected business men, travelling even abroad and never were an escape risk and so why they couldn’t be out on bail or at the very least handled through some type of electronic monitoring or something? Why they have to be in prison, I have no idea.”

“As retired Judge Sarokin pointed out when he analyzed the case, you know, when you look at this logically, they’re basically just saying that there was no transcript that included that and so therefore, you know, too bad; you can’t get it!”



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Jona Goldschmidt

Associate Professor of
Department of Criminal Justice & Criminology



Dr. Jona Goldschmidt is an Associate Professor in the Department of Criminal Justice. He earned his Bachelor of Science degree at the University of Illinois-Urbana in Communications (News-Editorial) (1972), his J.D. at DePaul University College of Law (1975), and his Ph.D. in the Interdisciplinary Program in Justice Studies at Arizona State University (1990), where his area of concentration was Dispute Resolution.

His books and monographs include Meeting the Challenge of Pro Se Litigation: A Report and Guidebook for Judges and Court Managers (1998) (with Barry Mahoney, Harvey Solomon, and Joan Green); Judicial Settlement Ethics: Judges' Guide (1996) (with Lisa Milord), User-Friendly Justice: Making Courts More Accessible, Easier to Understand, and Simpler to Use (1996) (with Ira Pilchen); and Judicial Disqualification: An Empirical Study of Judicial Practice and Attitudes (1995) (with Jeffrey Shaman).

JONA GOLDSCHMIDT talks about the IRP6 case on AJCRadio on NOVEMBER 11, 2014

“First, on appeal, and I assume there is an appeal pending in this case, the issue is a due process issue. Seems to me the judge should have entertained their motion for continuance.”

- - -

“So these defendants in the IRP6 case, it sounds like, were the victims of that kind of philosophy that cases, trials, cannot be postponed for any reason what so ever unless death of legal counsel or something like that (which wouldn't be relevant here). So, I think that's the problem. I think it was probably prejudicial. I don't know enough about all the different witnesses and what their reasons were for not attending and so on. But if a case can be made that witnesses could not attend because they were unable to come to this new, earlier date, they had carved out their schedule for a later time, and just couldn't come any earlier, why that seems to me to be a denial of due process on the part of the judge.”

- - -

“Maybe now is the time to file a misconduct complaint with the 10th Circuit Court of Appeals. I would suggest maybe that is a route to take if you can get affidavits together and make that claim. It's really unfortunate there is nothing on the record. It's really unfortunate.”



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Greg Hurley

Attorney,
Knowledge and Information Services Analyst



Gregory Hurley joined the National Center for State Courts, headquartered in Williamsburg, VA in September 2007. He functions in the role of a Knowledge and Information Services Analyst aiding constituents. Gregory received a B.A. in Russian Studies from the University of Connecticut in 1991 and in 1996 he was awarded a J.D. from Widener University in Harrisburg, Pennsylvania. He is a member of both the Connecticut and West Virginia Bars and has practiced law for 10 years in the area of criminal defense.

GREG HURLEY talks about the IRP6 case on AJCRadio on FEBRUARY 18, 2014:

“In terms of Grand Jury hearing cases the second time, in this situation, it’s a little different when you got a case that there is a legal flaw with the indictment and the prosecution dismiss... That happens with some regularity, I would say I would see that a couple times a year. But a case where a Grand Jury that is brought back... refuse to indict and then the prosecution moves forward with the second presentment to a second Grand Jury, that’s pretty rare.”



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Mark J. Geragos

Geragos & Geragos, Attorney



As the Principal with the internationally known trial lawyer firm of Geragos & Geragos, Mark Geragos cemented his national reputation as a trial lawyer a dozen years ago with back-to-back State and Federal Court jury trial acquittals for renowned Whitewater figure Susan McDougal, later securing a presidential pardon for Ms. McDougal for a conviction sustained prior to his representation of her. Geragos is the only lawyer besides Johnnie Cochran ever named "Lawyer of the Year" in both Criminal and Civil arenas. California Law Business Magazine named Geragos "One of the 100 Most Influential Attorneys in California" three years in a row, and Geragos has repeatedly been voted by his peers as one of Los Angeles' SuperLawyers. Geragos has regularly appeared as both guest and legal commentator on the "Today Show," "Good Morning America," "Dateline NBC," "Larry King Live," "Greta Van Susteren's On the Record," "60 minutes," and "48 hours," and has lectured extensively and authored numerous articles and Law Review publications on the subject of Media and the Law.

MARK GERAGOS speaks about the IRP6 case on the radio show Inside the Issues with Dr. Wilmer Leon in DECEMBER, 2013)

"I was fascinated by the issues. ... at first, I was somewhat aghast and didn't really believe that, the way they had portrayed it to me, that it actually had occurred. As then as we kind-a dug into it, drilled down in it, the very issue ... actually occurred and the transcript mysteriously has disappeared."

"Thirty-one years, this is the first time I've ever encountered a federal court transcript disappearing. And it's not just, you know, randomly any transcript, it's the single biggest issue in this case."

"This case just has so many peculiar and unbelievable little twists and turns to it that you'd almost have to say that there has to be some kind of outside influence or motivation for why these guys were prosecuted - why they got, what I consider to be outrageous prison terms... and I've got all the documentation, I've looked through it. By all accounts, the software program that they had developed was an enormously successfully or could be enormously successful tool for law enforcement. It's almost like law enforcement cannibalized themselves on this case and you have to wonder what was the motivation, who was driving this?"

Geragos continues on next page



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Mark J. Geragos

Attorney / Legal Analyst



Continuation of **MARK GERAGOS** talking about the IRP6 on the radio show **Inside the Issues** with **Dr. Wilmer Leon** in **DECEMBER, 2013**:

“In twenty minutes, I couldn’t even scratch the surface of all the problems that there are with this case. I will tell you that I think at least initially, that when you have a bench conference which implicates, the somebody having to waive their right not to testify, and get on the stand to testify and they’re on the horns of a dilemma between testifying or having their defense shut down, and that transcript disappears....that alone causes me great, great pause. And that’s the single reason why I decided to get involved. And until somebody says, wait a second here, if I’m going to incarcerate some young men who were not, these are not crack dealers out on the corner, these are guys who were out there trying to develop a program to help law enforcement. And by all accounts, some world renowned experts said it was a very good program and a helpful program and something that was just not on the market. And we’re going to criminalize these guys and criminalize their corporation, and their actions and we’re going to warehouse them for years and years and years in federal prison and we don’t even have a transcript to back up what I consider to be a vital constitutional issue. That to me smells; more than smells, it’s putrid.”