

To: The Office Of Professional Responsibility, Washington DC  
cc: Attorney General Eric Holder, DOJ, Washington DC  
Inspector General Glenn Fine, DOJ, Washington DC  
US Senator Jim Webb, Washington DC

August 2010

Dear Sirs,

I am submitting this paperwork as my official complaint to your office, the Office of Professional Responsibility.

As a pro se inmate, I recused 4 Federal Judges for good cause. Three of them were recused for having ties to the very same law firm that gave me legal advice and opinions concerning the business in question. I always had and followed the advice of attorneys throughout the life of this business.

Even though this is a conspiracy case, none of the attorneys that advised the corporation were indicted. And yet, after the prosecutor suborned perjury at my bond hearing to try to force me to plea guilty, she then informed my attorney that she wanted me to help her with a case against an attorney that advised my corporation.

After recusing so many friends of the court and after refusing to plead guilty, I was intentionally denied every possible right. However, as you will see, the case was based on serious misconduct since its inception many years before the indictment in 2008. As a pro se inmate, I filed many motions that contained most of the following allegations.

A few examples of post indictment misconduct:

As a pro se inmate, I asked to review my discovery. I was denied by the prosecution and the Court. An intentional Rule 16 violation.

I filed hand written motions from jail. Denied without a response from the prosecution for not comporting with local rules. An intentional violation of my right to access to the courts.

As a pro se inmate, I filed several prosecutorial misconduct motions outlining many of the very serious allegations you are about to read. No response from the government. Intentional one sentence denials by the court made appellate review impossible. They obstructed justice.

The prosecution did not provide me with Jencks, Brady or Giglio material. I made several requests for this material. Denied. Intentional violation of case law and the standing discovery order.

A co-defendant tampered with the jury and tried to frame me for it. The government refuses to move forward on the case. This is misprison of a felony.

The prosecution and the F.B.I. interviewed the jurors during the proceeding concerning the jury tampering incidents. An intentional violation of my right to an impartial jury.

The trial court, Senior Judge David D. Dowd, was brought on to the case from a different circuit before being approved by the Chief Justice of the United States Supreme Court. An intentional violation of 28 U.S.C. 294(d). The trial court confirmed this allegation in it's response to my motion to recuse.

The chief judge of the Middle District of Florida, Anne Conway, allowed Judge Dowd to come on to the case before being approved by recusing herself from the case after approximately nine (9) months on the case without putting the reason for her recusal on the record. An intentional violation of the law, rules, and the duty to sit doctrine.

The prosecution participated in off-the-record, ex-parte meetings with the trial court and defense attorneys to negotiate plea agreements with at least 3 co-defendants. Each one is a purposeful violation of judicial and legal ethics, my rights to due process, my right to be present at all stages and my right to an impartial judge.

The trial court, in an off-the-record, ex parte conference, negotiated a plea deal for a co-defendant during trial. The deal was accepted by the AUSAs, Karen Gable, Daniel Irick, Nicole Andejko and the office manager, Roger Handberg. The plea deal was also presented to the U.S. Attorney in Tampa, A. Brian Albritton. This is an intentional violation of Rule 11, a blatant due process violation and purposeful violation of my right to an impartial judge with the approval of the AUSAs, the office manager and even the United States Attorney. None of the individuals mentioned above deny this allegation.

The prosecution made the conspiracy count general intent rather than specific intent in a second superseding indictment. The court allowed it. This is just one of the improper ways that the prosecution and the court conspired to remove every possible defense and intentionally deny me a fair trial.

Other misconduct I alleged as a pro se inmate in various motions, notices, and letters:

The lead F.B.I. agent, John Groeschner asked an employee to lie to the grand jury, while under the supervision of the prosecutors, Karen Gable, Daniel Eckhart, Daniel Irick, Nicole Andrejko, and Rick Jancha.

The lead F.B.I. agent and member of the prosecution team destroyed evidence. Destruction of evidence is a crime.

The lead F.B.I. agent and member of the prosecution team falsified federal forms to cover up the evidence he destroyed. Falsifying federal forms is a felony.

The lead F.B.I. agent and member of the prosecution team lied in his search warrant affidavit to cover up his undercover operation and illegal activities.

The prosecutor and lead F.B.I. agent conspired to use the search warrant as a pretext to falsely imprison my employees by refusing to let them leave until they were interrogated. False imprisonment is a crime.

The prosecutor used a fraudulently obtained grand jury subpoena to illegally obtain my attorney client privileged file from one of the law firms that advised my corporation. Three of the federal judges that I recused from the case had ties to this same law firm. Judge shopping by the prosecution is reprehensible.

The lead prosecutor's former boss, Rick Jancha, who would have had inside information into this case, represented a co-defendant in direct violation of the 2 year prohibition in the Ethics in Government Act, the criminal conflict law. The prosecutors, judges and defense attorneys would have been aware of this conflict and yet condoned and allowed it despite it being put on the record in my motions.

The prosecutor, the lead F.B.I. agent and other agents contacted, interrogated, and intimidated a represent party. Intentionally unethical activity is prosecutorial misconduct.

The prosecutor, lead F.B.I. agent, and the Volusia Bureau of Investigation, intentionally concealed the involvement of Detective Oakley to cover up his confidential informants, including defendant's girlfriend. Concealing witnesses and hiding discovery is misconduct.

Further detail on each of these points and details about other instances of intentional crimes, purposeful violation of ethics, and blatant violations of case law is outlined in my motions and in the attached 16 pages of allegations.

All documents referenced in the complaint are attached as exhibits herein except for the trial and sentencing transcripts. The transcripts that are referenced in the complaint can be viewed on my website at <http://www.judelacour.com>.

However, these documents do not outline every instance of misconduct by Department of Justice employees while prosecuting this case.

Should you need any further information, please feel free to contact me.

Respectfully,

Jude LaCour