

**FILED**

2009 MAR 17 PM 12:31

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION**

U.S. DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO, FLORIDA

UNITED STATES OF AMERICA,

Plaintiff,

-vs-

Case No. 6:08-cr-118-Orl-DDD-DAB

JUDE LACOUR,

Defendant.

\_\_\_\_\_ /

**DEFENDANT'S MOTION FOR DISCOVERY AND REQUEST FOR A HEARING**

Pro Se defendant Jude Lacour, respectfully moves for an order directing the United States of America ("the Government") to produce discovery, to preserve the material in this case and in the absence of such production to order a hearing on outstanding discovery issues. In support of this Motion, the undersigned states the following:

1. The undersigned was arrested on May 9, 2008 and represented himself in Pro Se from June to September of 2008. During this time, he filed numerous letters and notices concerning discovery and other discovery related issues, that were ignored by the Court, the prosecutor, and my conflict ridden attorney who was discharged on March 13, 2009.
2. The prosecutor in this case, provided the undersigned with multiple CD's containing approximately 300,000 pages of discovery. The undersigned was deprived the usage of a computer to review his discovery and upon requesting further discovery, the prosecutor repeatedly relied on the same pseudo reasoning that she was unaware of any authority requiring the United States to comply with his discovery request and or to furnish her with the legal authority that supporting his request. The authority that this inmate relies on is the truth.
3. The undersigned is a High School graduate and when he sought to obtain the legal authority from the Seminole County Correctional Facility, he discovered that the "law

library" was a farce. The undersigned needed the discovery to be able to file appropriate motions, based on documents in possession and or under control of the prosecutor. The prosecutor simply toyed with this Pro Se inmate arguing that his requests were undecipherable and too broad and ultimately closed the door by claiming "...If you believe that the United States has an obligation...." to provide the undersigned with the requested discovery "....provide me with the legal authority supporting your request and I will consider it....".

4. The undersigned defense in the upcoming trial is based on law enforcement / prosecutorial misconduct, entrapment, selective prosecution, advise of counsel and the fact that the investigation in the instant matter commenced long before FBI agent John Groeschner inherited the case from Det. Harry Oakley and Volusa Bureau of Investigation. For this very reason, I am respectfully re-submitting the discovery letter which was authored back in August of 2008.

Ms. Gable,

This informal discovery request is being forwarded to Judge Conway and Judge Baker to ensure discovery compliance, which has been denied to me, time and again. I am respectfully requesting that any and all communication between the government and this In Pro Se inmate be done in writing and become a permanent part of Bate Stamped discovery record.

The defendant believes and contends that the prosecutor in charge of this discovery was involved in multiple criminal misconduct before, during and after the Grand Jury indictment. The prosecutor is selectively and consciously protecting corporations, lawyers, pharmacists and elected officials on whose advise this In Pro Se defendant relied on. When the prosecutor receives a specific and relevant request for discovery concerning agents, corporations, lawyers, and pharmacists, the deliberate delay and or failure to make any response is seldom, if ever, excusable.

Substituting justice for harmless procedural typing errors or for improper format is injustice. This In Pro Se and incarcerated inmate has been stripped of all his constitutional rights to competently defend himself and he does not have the benefit of a law library or a computer to comply with local rules that seem to be more important than justice or a fair trial. (See Exhibit #1 Pacer Document 122)

Defendant, Jude Lacour, a federal Inmate at Florida Orange County Correctional Facility, pursuant to the Fifth Amendment to the U.S. Constitution; the Supreme Court's holdings in Brady v. Maryland, 373 U.S. 83 (1963), Giglio v. United States, 405 U.S. 150 (1972),

United States v. Agurs, 427 U.S. 97 (1976), United States v. Bagley, 473 U.S. 667 (1985), Kyles v. Whitley, 514 U.S. 419 (1995) and their progeny; respectfully requests that the prosecutor disclose and provide the information and materials known, or that with the exercise of due diligence, should be known to the government, concerning his May 8, 2008 federal indictment and subsequent arrest.

In a previous discovery request, dismissed by the conflict tainted prosecutor as being overboard, defendant Jude Lacour informed the government that on April 19, 2005, he and approximately 30 employees of Jive Network were ILLEGALLY detained/arrested and interrogated by 50 or so agents from the FBI and other law enforcement agencies. The illegal detentions and interrogations lasted approximately 4/5 hours, following the execution of the search warrant which was approved by Magistrate David Baker on April 15, 2008.

It is the defendant's understanding that the scope of the search warrant was limited to retrieving documentary evidence and not to terrorize, detain, arrest, falsely imprison or interrogate Jive Network employees. Defendant is respectfully requesting the identities of all agents, employees and non employees who were interviewed before, during and after the April 19, 2005 raid.

The defendant further believes that the prosecutors and her agents used dubious confidential informants and that the agents were involved in a coordinated and premeditated criminal conspiracy and used the Court and Judge David Baker to issue a legitimate search warrant so as to justify their premeditated illegal activities. Defendant is seeking the questionnaires prepared by the FBI agents to elicit coerced statements from Jive Network employees. This discovery is needed to demonstrate to the Court that the intent of the prosecutor and her agents was to knowingly obstruct justice and use the search warrant as a pretext to intimidate and engage in illegal activities.

The prosecutors contention (in her recent discovery letter) that the defendant did not provide a statement during the 4/5 hours he was in custody is patently false. He was questioned without being advised of his constitutional rights and was told to take his business off shore. The agents were aware of his legal representation and that (on the day of the raid) he was supposed to give a deposition in a civil case (Earthlink v. John Does 1-25) that the FBI was tacitly monitoring and involved with. The law firm representing defendant and or his corporation was Akerman Senterfitt. Considering that three judges and a Public Defender had already recused themselves for conflict related issues and or involvement with Akerman Senterfitt law firm, defendant is respectfully requesting all discovery pertaining to the Earthlink and the identities of government agents and prosecutors who were in contact with Earthlink and Akerman Senterfitt lawyers.

The defendant believes that the current prosecutor has interfered with his legal representation and stayed in contact with rogue lawyers who were accommodating the government. Defendant is respectfully requesting all communications between the prosecutor(s) and defendant's multiple attorneys, including but not limited to Cheney Mason, J. Jeffery Dowdy and lawyers from the Akerman Senterfitt law firm. Additionally, the defendant is requesting the names of agents who attempted and or interviewed witnesses and or co-defendants who they knew were legally represented.

Defendant Jude Lacour includes within this request not only evidence that would be admissible at trial, but also information that may lead to the discovery of admissible evidence. Consequently, he is respectfully requesting the whereabouts of any and all witnesses (including confidential informants and undercover agents) to the underlying events of pre and post April 19, 2005 events.

The defendant is also seeking discovery and or information concerning attestants that the government DOES NOT ANTICIPATE CALLING AS WITNESSES AT TRIAL and to produce any statements made by or summaries of interviews with such witnesses.

Defendant Jude Lacour notes that the investigation in this case is at least 7 years in the making and that the defendant was targeted by the Daytona Beach police officers and an FBI agent from Daytona Beach. The prosecutor was informed in May of 2005 of misconduct involving a member of the FBI task force who "dated" several women, including defendant's ex-girlfriend, and used these women as informants to advance his investigations.

It is difficult for this In Pro Se inmate to seek production of meaningful discovery from the prosecutor who is also a "custodian of discoverable records" that will implicate her and her agents in misconduct. Nonetheless, it is respectfully requested that the prosecutor provide defendant with the identities of all informants and witnesses interviewed by members of the Daytona Police Department personnel and or under the control of Det. Harry Oakley.

As of August 14, 2008, defendant has been in custody for approximately 100 days. He is requesting any and all statements and or conversations made on April 19, 2005 and his arrest report and statements made on May 9, 2008. Defendant wishes to renew and supplement his earlier request for such material to file appropriate motions.

Defendant Lacour requests all favorable and exculpatory materials regarding issues of guilt or punishment, and all statements and/or promises, expressed or implied, made to any government witnesses in exchange for their testimony in this case, and all other

information which could arguably be used for the impeachment of any government witnesses, pursuant to Brady, Giglio, and their progeny.

Defendant Jude Lacour request for the prompt production of these materials prior to his Speedy Trial so that the information may be effectively used. As the prosecutor knows, late disclosure of materials may be a grounds for reversal if a defendant can show prejudice, such as that it came so late that the material could not be effectively used and or that the government deliberately withheld the information to prevent defendant from filing appropriate motions and having a fair trial.

In light of the long and close involvement of other law enforcement agencies and governmental entities in and outside the United States, defendant Jude Lacour includes within this request any Brady/Giglio materials possessed by any law enforcement entity or other officials involved in this case, including but not limited to materials possessed by:

(1) Daytona Police Department, and other County, State and Federal agencies involved in this case and related cases regarding the co-defendants.

(2) All other federal and state agencies (including all of their components and their predecessors and successors), including but not limited to the Food and Drug Administration, Federal Bureau of Investigation, the U.S. Postal Service, DEA and Internal Revenue Service. See *Kyles v. Whitley*, 514 U.S. 419, 437 (1995) (“[T]he individual prosecutor has a duty to learn of any favorable evidence known to the others acting on the government’s behalf in the case . . . .”)

(3) Any information in which the government believes that a prospective witness has made untruthful or deceptive statements to any law enforcement authorities, the grand jury, in a court of law, or before any other governmental body;

(4) Any information where the government has impeached the testimony of any prospective witness;

(5) Any information where the government has taken the position in court that a prospective witness was deceptive or untruthful; and any information that a prospective witness has testified inconsistently to the anticipated testimony in the instant case.

(6) The defendant requests any evidence that any prospective government witness has engaged in any criminal act that (1) was not prosecuted, (2) resulted in conviction, or (3) is currently pending or under investigation by federal, state or local authorities, or is otherwise being investigated. The Government shall supply the Defendant with a record

of prior convictions of any witness who will testify for the Government at trial.

(7) The defense requests any evidence that any prospective government witness is biased or prejudiced against him, or has a motive to falsify or distort his or her testimony, including law enforcement officers.

(8) The defense requests the names of any witness who made an arguably favorable or exculpatory statement concerning him, and the contents of such statements.

(9) The defendant requests that the government examine the personnel files and any other files within its custody, care or control, or which could be obtained by the government, for all testifying witnesses, including testifying officers and agents who may have been controlling or contacting the confidential informants in this case. Defendant Lacour requests that these files be reviewed by the untainted government attorney for evidence of perjurious conduct or other like dishonesty, or any other material relevant to impeachment, or any information that is exculpatory.

(10) Any information, whether or not memorialized in a written memorandum or report, concerning favorable treatment or other inducements (including, but not limited to, the possibility of foregoing prosecution, lesser charges, reduced sentencing, assistance with immigration/deportation matters (with foreign or domestic authorities), and immunity or other compensation given to, or promised to, any government witness (or any family member, friend, associate) in exchange for his or her assistance to foreign, federal, or state authorities in this or any other case. This should include the date, exact nature, and identity of the person or entity providing such compensation. The Government shall make available any application to the court for immunity of a witness as well as any order issued in response to the application.

(11) All financial and immunity and other arrangements with any potential government witness including but not limited to domestic and foreign agents, investigators, confidential informants, cooperating witnesses, and all other fact and expert witnesses.

(12) Defendant Jude Lacour requests any evidence, including any medical or psychiatric reports or evaluations, tending to show that any prospective witness' ability to perceive, remember, communicate, or tell the truth is impaired; and any evidence that a witness has ever used narcotics or other controlled substances, has ever been an alcoholic, or has any other dependency; any information or records reflecting impairments of sight, hearing, memory, language, or any other physical or psychological disability; and any information and records that any prospective government witness may have suffered from any mental or emotional disease, disorder, or defect during the time period alleged in the indictment.

**(13) Any statement, information, or document provided by a prospective government witness that conflicts in whole or in part with (1) the statement of another prospective witness, (2) a prior statement made by the same government witness with regard to the subject matter of the expected trial testimony or witness, and (3) any other document or witness.**

**(14) Defendant requests that the government provide all relevant information concerning any informants or cooperating witnesses involved in this case. Mr. Lacour requests that the government disclose the identification, location, and communications of, and any agreements or promises with, any informants or cooperating witnesses.**

**(15) Defendant requests the following information concerning the use of informants, including all Brady/Giglio/Kyles and Jencks Acts materials.**

**(a) The name and address of each cooperating witness.**

**(b) The case names and numbers of the prosecutions in which the cooperating witness has previously been utilized as a cooperating witness.**

**(c) The case names and numbers of any trials including administrative hearings or evidentiary hearings at which the cooperating witness has testified concerning his own prior criminal activity, payments or rewards provided to him by the government, efforts made to induce others to participate in criminal activity, or other purported law enforcement-related matters.**

**(d) Any ledger, sheet, or other document which details the sums paid the cooperating witness or his family in this and other cases in which the informant assisted the government, and the purpose of each such payment.**

**(e) Any report, document, or information which details the criminal activities of the cooperating witness which were undertaken by him without the authority or approval of the government, but for which the government has elected, formally or informally, not to prosecute.**

**(f) FBI rap sheet, NCIC printout, and other records available to the government reflecting the arrest, conviction, and investigative history of the cooperating witness.**

**(g) Information concerning prior misconduct by the cooperating witness in the performance of his role as an informant including, but not limited to, any prior refusal of the informant to testify for or assist the government, and any prior allegation that the**

informant entrapped another person to commit an offense or made false statements in connection with a criminal investigation.

(h) Any information concerning alleged misconduct by the cooperating witness other than in his role as a cooperating witness, including misconduct that reflects a lack of candor, truthfulness or law-abiding character of the informant, such as uncharged criminal conduct or fraud.

(i) Any records or information maintained by law enforcement agencies relating to cooperating witnesses utilized in this case, including records concerning:

(1) Use of a code name;

(2) Use of an assumed/false identity;

(3) Reasons for cooperation;

(4) Whether given a polygraph exam. If so, the results of such an exam and any information that the witness refused or failed to submit to such an exam.

(5) Contracts executed with any law enforcement agency;

(6) Any release forms executed by the witness;

(7) Requirements that he /she protect their false identity;

(8) Consent to recording any conversation with any party; and

(9) Contingency fee agreements.

(16) Mr. Lacour requests the names of all unindicted coconspirators whose statements will be offered against Mr. Lacour or other Defendants pursuant to Federal Rule of Evidence 801(d)(2)(E). Evidence relating to the credibility of such statements should also be produced.

Mr. Lacour therefore requests all Brady/Giglio/Kyles materials relating to co-conspirators' statements, including but not limited to:

(1) the true identity of the declarant;



(2) any information regarding whether the declarant, or Mr. Lacour were not members of the conspiracy at the time of the alleged statement;

(3) any information that negates or calls into question that the statement was made in furtherance of the conspiracy; and

(4) any information that otherwise reduces or calls into question the reliability of the statement, including but not limited to any retractions of previous statements.

(17) Mr. Lacour requests all material to which he is entitled pursuant to the Jencks Act, 18 U.S.C. § 3500, and Federal Rule of Criminal Procedure 26.2. Mr. Lacour includes within his request any materials for prospective foreign witnesses and requests that the government obtain such materials for all prospective foreign witnesses.

(18) The undersigned is requesting all CLUES that were sent to various law enforcement entities following the much publicized search warrant execution and CLUS that were generated during and after the arrest of defendant Jude Lacour.

(19) This Pro Se defendant is respectfully seeking all reports and or documents in possession and or under the control of the prosecutor that references Operation CyberJive.

(20) The undersigned is respectfully requesting unedited surveillance video tape depicting the April 19, 2005 search warrant execution.

(21) All communications relating to the investigation and prosecution in this case between the VBI, FDA, IRS, DEA and the United States Attorney's Office.

(22) Defendant is respectfully requests that the Court issue an Order requiring the Government to preserve the above-described materials pending their production or adjudication of this Motion.

WHEREFORE, Jude Lacour respectfully requests this Court enter an order directing the Government to produce the discovery materials listed above and or sets a hearing to argue pre-trial and or outstanding discovery issues.

**CERTIFICATE OF SERVICE**

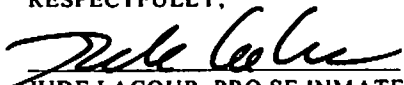
I hereby certify that on March 17, 2009, I have caused this motion to be delivered by courier to Clerk or the Court and to Assistant United States Attorney, Karen Gable.

**ADDRESS:**

1. Clerk's Office, US. District Court  
Middle District of Florida, Orlando Division  
United States Courthouse, Suite 1200  
40 1 West Central Boulevard  
Orlando, FL 32801

2. Karen L. Gable, Assistant US. Attorney,  
501W. Church St., Ste. 300,  
Orlando, FL 32801

RESPECTFULLY,

  
JUDE LACOUR, PRO SE INMATE

3/17/09

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION

UNITED STATES OF AMERICA

V. Case No. 6:08-cr-118-Orl-22KRS

JUDE LACOUR  
JEFFREY LACOUR  
HUDSEN SMITH  
CHRISTOPHER TOBIN  
AKHIL BARANWAL  
ALEXIS ROMAN TORRES  
ANDREW DESONIA  
MARGARET MCINTOSH  
a/k/a Margaret Fulmore  
ABEL LAU  
JAMES PICKENS  
GEUNNET CHEBSSI

**NOTICE OF JOHN POLK CORRECTIONAL FACILITY ADMINISTRATIVE  
INAPTNES FOR THIS IN PRO SE INMATE TO DEFEND HIMSELF IN A  
MAJOR FEDERAL CRIMINAL TRIAL**

I wish to inform and to assist the Court in its responsibility to correct and address the abominable bureaucratic conditions that this In Pro Se inmate is being exposed to at John E. Polk County Correctional Facility, while awaiting a speedy trial. It is important to state that the guards and the staff at this facility had treated me well and that at no time had I been physically mistreated. In fact, I wrote a letter of commendation to one of their deputies for his professional service which he continues to rendered with courtesy and honor. The grievances being raised in this notice are procedural and administrative in nature and their unequal enforcement favors the prosecution.

At a hearing heard on or about July 22, 2008, the Court, as I understood it, has ruled that as an In Pro Se Inmate, I would be transported daily and be allowed to use a better equipped Correctional Facility (in Orlando) to prepare my case, review my discovery (consisting of some 300,000 pages) and have access to a computer and or a prison law library.

Since the aforementioned hearing.... things have actually gotten worse and I pray for the Court to use its influence in correcting the past and current grievances and or allow me to have a hearing on the matter. The opinions expressed by the Court at the last hearing had not been effectuated and Ms. Karen L. Gable's discovery response was a non response. (See addendum)

Following the July 22, 2008 hearing, I was informed that my multiple CD's (containing the bulk of the prosecution discovery) posed a safety hazard or threat to jailers and inmates and consequently I am no longer in possession of those CD's. My civil attorney advised me today that I would no longer be able to communicate with them via "safe phone line", as per John E. Polk's request. While I am certain that the lawyers will challenge this arbitrary ruling by John E. Polk Correctional Facility, I am afraid this latest maneuver was designed to delay the legal process and get me to miss court mandated due dates which can only benefit the prosecution.

The sudden enforcement and interpretation of some newly discovered "rules and regulations" pertaining to attorney – inmate phone calls is dubious if not punitive and discriminatory. The privilege of conversing with my civil / criminal attorneys was used sparingly and was never abused.

By placing me in a County facility, the government further encroached on my ability to speak freely with potential witnesses. The tape recordings of all phone call conversations have had a chilling effect on my case because of my inability to interview witnesses. The Court is cognizant that most (if not all) witnesses will not accept "call collect" calls, knowing the conversations are recorded and monitored by the jail authorities. One potential witness recently expressed his/her fear that portions of the telephonic interview might end up on a television tabloid media outlets ala "TMZ"....as was the case with wrestler / actor Hulk Hogan's son, an inmate in a similar Florida jail facility.

I have been advised that the Court has the authority to intervene and or seek a protective order and prevent leaks that would negatively impact my case. The prosecutor in this case improperly, if not illegally, sought my confidential files from the Akerman law firm and I don't want the same to be repeated with my confidential and private In Pro Se phone calls that were made to my attorneys and others, at the John E. Polk Correctional Facility.

As the court is aware, I have been seeking a speedy trial since my arrest on May 9, 2008. In my opinion, I was deliberately placed at the John Polk County Correctional Facility as punishment and assigned to the busiest Pod, so as to be stripped of my dignity and fundamental rights to a fair trial. I am convinced that the fix is in and the prosecution is out to get me as if I was an inmate at the Guantanamo Bay.

Please be advised that the Seminole County location where I am incarcerated is not equipped to properly handle federal inmates, especially inmates who are placed on a "No Bail" status and are representing themselves In Pro Se. Placing In Pro Se Inmates in Pods that contain two phones for as many as 48 people was consciously designed to deprive this inmate of his / her ability to function, have access to witnesses and or seek legal advice. It should also be noted that I have been forced to share a cell with other inmate(s) whose intentional or

unintentional interruptions make it impossible for me <sup>to</sup> effectively represent myself, prepare appropriate SDT's, writing motions and or be ready for a long grueling trial.

In the past, the Court has raised the issue of improper <sup>forms</sup> and or format being used by this inmate. As the Court will see I have addressed this issue with John E. Polk Correctional Facility and as of today I had not received an index of any federal forms that the court alluded to. As far as I know, there are no written rules or regulations contained at the John E. Polk Correctional Facility concerning federal In Pro Se inmates and their internal operations manual is not accessible to me and or any other inmate.

My Investigative Consultant has still not been approved by the John Polk Correctional Facility to bring his computer to an attorney room. I am attaching addendums to various requests that I cited so the Court is aware of what a federal In Pro Se inmate goes through at a non federal correctional facility.

And finally, unable to electronically file my notices and soon to be prepared motions, I need Court's indulgence and or guidance on how to do it, since no one here seems to have an answer. As an In Pro Se Inmate I am respectfully requesting authorization or an order permitting me to electronically file my moving papers with this Court, without delay, interference and punishment.

**Date: August 1, 2008**

**Respectfully submitted,**



**Jude T. Lacour  
In Pro Se Inmate**

**JUDE T. LACOUR  
IN PRO SE INMATE AT JOHN E. POLK FACILITY**

**To: Karen Gable  
Re: Discovery from FBI Agent John F. Groeschner, Jr.  
Date: July 21, 2008**

**Ms. Gable**

**This informal discovery request and other requests by this In Pro Se inmate will be forwarded to Judge Conway and Judge Baker to ensure discovery compliance, which has been denied to me, time and again. I am respectfully requesting that any and all communication between the government and this In Pro Se inmate be done in writing and permanent part of Bate Stamped discovery record.**

**On April 15, 2005, FBI Special Agent, John. F. Groeschner, Jr. swore to an affidavit and obtained a search warrant from United States Magistrate David Baker authorizing a search of Jive Network business, located at 420 Fentress Boulevard, Daytona Beach, Florida.**

**In the aforementioned document, FBI Agent John F. Groeschner, Jr. claimed that "...the information contained in the sworn affidavit is based on his personal knowledge, observations and experience, information obtained from the Internet and public sources, as well as information provided to me by witnesses, subpoenas, AND OTHER FEDERAL, STATE AND LOCAL LAW ENFORCEMENT AGENCIES..."**

**Consequently, I am respectfully requesting all information that Agent Groeschner referenced vis a vis these other Federal, State and Local Law Enforcement Agencies, including defense lawyers, family members and "confidential informants" who were contacted by these proxy (task force) agencies before and after Agent Groeschner commenced his investigation in June of 2004.**

**The 43 page "Master Affidavit in Support of Search Warrant and Seizure Warrants" (recently provided to this In Pro Se inmate) authored by Agent Groeschner, was reviewed by Judge David Baker, who granted the request to seize requested items, to wit; documents and or electronic storing data devices, including computers.**

**While Judge Baker approved the scope of the search warrant,**

I am informed that you, Ms. Gable, supervised the activities of Agent Agent Groeschner before, during and or after the execution of the search warrant. If I am in error, please identify the supervisor(s) who were overseeing Agent Groeschner's investigation and execution of the April 19, 2005, search warrant.

In reviewing the search warrant affidavit, it is clear that Judge Baker did not approve using the signed search warrant as a tool by the government to intimidate, threaten, falsely imprison, interrogate, interview and or detain Jive employees, including a handicap employee. As you well know, an undercover agent had penetrated Jive Network and his/her identity and reports had been concealed from discovery. If such activity did not take place, please set the record, so I can prepare formal arguments.

The contemporaneous notes, government prepared questions and answer sheets for Jive employees, official interview reports, logs and other documentation that was generated before, during and after the execution of the April 19, 2005 search warrant, are missing from my limited discovery. The CD's that you had provided me are useless since I don't have a right to a computer to verify your discovery. Without a computer, I can not provide you with reciprocal discovery. Giving me a key to a car without an engine, is not serving justice. Therefore, I look forward to being supplied with hard copy material so I can review it at the John E. Polk Correctional Facility.

In closing, I wish to inform you that this is one of many discovery requests that I will be seeking in order to file appropriate motions, including but not limited to various prosecutorial misconduct, recusal and suppression motions.

Respectfully,

Jude T. Lacour  
In Pro Se

**JUDE T. LACOUR**

07-18-2008

**VIA INMATE CORRESPONDENCE**

John E. Polk Correctional Facility  
Attn: Lieutenant Richardson  
211 Bush Blvd.  
Sanford, Fl 32773

**Re: Jude T. Lacour, Booking No. 200800008083-C3**

Dear Lt. Richardson:

I, Jude T. Lacour, IN PRO SE INMATE, awaiting trial at John E. Polk Correctional Facility request that I be provided all official blank federal forms to appropriately file legal papers in my current criminal case. This request has been made verbally numerous times as I am seeking a speedy trial. I have been detained for over seventy days and as of today's date have not been able to properly prepare any legal motions, requests, correspondence etc., as the court has requested.

Furthermore I am also requesting that I be placed in a single person cell so as to be able to prepare my legal moving papers without interruption and / or fear.

My Investigative consultant, Bill Pavelic, has not been allowed to bring in any type of electronic equipment and / or device such as his personal computer which contains much of my discovery and file. It is respectfully requested that Mr. Pavelic be given permission to bring in his personal computer so as to properly prepare for my upcoming case.

It has been brought to my attention by other inmates that as a federal detainee I am entitled to Phone, Television and Microwave privileges. Should this be the case I am *officially seeking those privileges.*

In closing, as always I wish to thank you for addressing all matters cited in this communication.

Sincerely yours,

---

Jude T. Lacour  
IN PRO SE INMATE

CC: Zvonko Pavelic  
Matthew D. Lee



**JUDE T. LACOUR**

07-25-2008

**VIA INMATE CORRESPONDENCE**

John E. Polk Correctional Facility  
Attn: Lieutenant Richardson  
211 Bush Blvd.  
Sanford, Fl 32773

**Re: Jude T. Lacour, Booking No. 200800008083-C3**

Dear Lt. Richardson:

Thank you for your prompt reply that this In Pro Se inmate addressed in a letter dated July 18, 2008. There were four issues raised and they need further clarification.

(1) I am asked to identify the Federal forms via the Law Library .... and therein lies the problem. There is no Law Library at John E. Polk Correctional Facility. The facility designated as "Law Library" doesn't even come close to meeting the criteria of a certifiable law library. Nonetheless, please provide me with an index of all Federal Forms kept at this facility so I can make a determination of what I need.

(2) Please have your staff provide me with the appropriate Programs/Classifications applications and or paperwork in order to apply and be placed in a single cell. As indicated earlier, being in a cell with another inmate and or placed in a Pod that at times warehouses 48 inmates, with two phones, makes it very difficult to write, think, research and defend oneself. As a federal inmate I am convinced that my pre-trial incarceration at a County Correctional Facility was premeditated and designed to deprive me of my ability to defend myself.

(3) As an In Pro Se inmate, I am respectfully requesting that Investigative Consultant Bill Pavelic be permitted to bring his computer and extension cord to John E. Polk Correctional Facility so I can review my file.

(4) I appreciate your candor concerning TV and microwave privileges that

**may be extended at Federal Detention Facilities but not at John E. Polk County Correctional Facility. As a federal inmate, do I have a right to be transferred to a federal instead of county correctional facility?**

**Respectfully,**

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**Jude T. Lacour  
IN PRO SE INMATE**

**CC: Zvonko Pavelic  
Matthew D. Lee**

**JUDE T. LACOUR**

07-19-2008

**VIA INMATE CORRESPONDENCE**

John E. Polk Correctional Facility  
Attn: Lieutenant Richardson  
211 Bush Blvd.  
Sanford, Fl 32773

**Re: Jude T. Lacour, Booking No. 200800008083-C3**

**SUBJECT: LETTER OF COMMENDATION**

Dear Lt. Richardson:

I, Jude T. Lacour, IN PRO SE INMATE, awaiting trial at John E. Polk Correctional Facility, along with other federal inmates, wish to take this opportunity to inform you of the absolute professional conduct involving Deputy Laboy.

Deputy Laboy has distinguish himself as an ultimate professional; a law enforcement officer who renders his service with distinction, courtesy, compassion and honor. His no nonsense and non-discriminatory treatment of all inmates is commendable and he should be congratulated for a job well done.

Sincerely yours,

\_\_\_\_\_  
Jude T. Lacour  
IN PRO SE INMATE

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\_\_\_\_\_

**JUDE T. LACOUR**

07-16-2008

**VIA INMATE CORRESPONDENCE**

John E. Polk Correctional Facility  
Attn: Lieutenant Richardson  
211 Bush Blvd.  
Sanford, Fl 32773

**Re: Jude T. Lacour, Booking No. 200800008083-C3**

Dear Lt. Richardson:

I, Jude T. Lacour, IN PRO SE INMATE, awaiting trial at John E. Polk Correctional Facility request that Investigative Consultant, Zvonko G. Pavelic (also known as Bill Pavelic) be permitted daily access and or visitation rights in a confidential attorney room setting; in order to help prepare my defense in the current civil/criminal proceedings. As you know on July 11<sup>th</sup> 2008 Mr. Pavelic was approved by your facility in the civil action. A copy of that correspondence is already contained in my inmate file. Thank you in advance for Mr. Pavelic's 180 days endorsement in the cited matter.

Sincerely yours,

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Jude T. Lacour  
IN PRO SE INMATE

CC: Zvonko Pavelic  
Matthew D. Lee