

FROM: 73006279
TO: Gandy, Joe
SUBJECT: Motion to provide Grand Jury Transcripts.
DATE: 05/10/2025 02:56:39 PM

Exhibit J
Front pg 1

United States of America ((No:4:12-CR-503
V. (Motion to Provide Grand Jury Transcripts.
Jason D. Gandy (prose) (

FACTS:

I got convicted in July 2018 and indicted in 2012, 2014, and 2018. The Grand Jury that indicted me has long been convened and discharged.

AUTHORITY:

The Grand Jury Secrecy Argument no longer applies. "After the Grand Jury functions have ended, disclosure is wholly proper where the ends of justice require it." U.S. V. Socony-Vacuum Oil Co. 310 US 150, 234 (1940).

I believe my illegally obtained statements were used to indict me. This creates additional grounds to dismiss my indictments which I need for motions I'm filing to the appeals court in the 5th circuit.
Michael Cooper V. Clarence Dupnik. U.S. Ct. of Appeals 9th Cir.. 963 F.2d 1220; Lexis 8831 from 5-5-92: Immunity Does not shield deliberate Constitutional violations. My right to remain silent was breached and due process violated with physical and psychological coercion.

REASONS I NEED MY GRAND JURY TRANSCRIPTS AND WHY A MAGISTRATE IS NEEDED:

Since January 2019, I have been writing Rosenthal to ask why she allowed my paid to go to trial lawyers to quit. This I believe gave her the idea to seal that hearing (DE#98 on 4-27-17). I finally got the transcripts to DE#98 and I'm now requesting the audio recording of it. On pg. 8 Rosenthal says "Since there was no suppression hearing that had to be pursued, I believe that was --- once the Government said it was not going to use that evidence, that took care of the need to pursue that motion." This is terrible legal advice and not true do the following:

MY ILLEGALLY OBTAINED STATEMENTS FROM 7-20-12 WERE USED IN:

1. My indictment
2. My 7-25-12 bond hearing
3. News Media
4. The 7-20-12 interrogation of K.V.
5. To obtain illegally a picture from my home which was illegally used to coerce K.V. and talked to about to his family.

Therefore:

DE#34 and 46 (sealed to keep me and the public in the dark) were NOT "Moot" issues! On 3-31-25 Rosenthal finally responded to my many motions to unseal DE#98. Pg. 2 #4 of Rosenthal's "Order on motion to unseal court records" says: "...The following he requested to have unsealed were not filed under seal."
#98 is listed. This is a false statement.

To prove the above quote by Rosenthal is a lie (Fraud on the CT, harmed me and destroys public confidence in the judicial process):

1. My mother, Julie Gandy in DE#277 properly requested DE#98 on 1-5-24. Julie also has email proof from Rosenthal's clerks and the court reporter for DE#98, Kathy Metzger, who said that Rosenthal sealed DE#98 "Ex Parte" and told Julie only Rosenthal can unseal it.
2. Please read my "Rough Draft" and "Almost Final" version of my Judicial Misconduct Complaint to the Appeals Ct to see my due diligence in trying to get DE#98.
3. DE#239 from 2-3-21 only says "Letter," yet I point out structural Constitutional defects/errors caused by Rosenthal. DE#98 was the missing link in my legal work during my direct and 2255 appeal. Please read DE#239.

Ask yourself, why would Rosenthal need to lie by saying DE#98 was not sealed? I nearly died during trial on 7-20-18 and my appeal lawyers probably think I'm mentally ill. So sealing and disguising my docket sheet was a success for Rosenthal. It kept my 50k Direct and 37k 2255 lawyers from seeing what was in DE#98 and "Sealed event" DE#46, for example.

COMPARE DE#98 "Quitting Hearing" WITH DE#141 "Speedy Trial Denial based on a lie."

1. DE#98 on 4-27-17 pg.. 6 Rosenthal probes she was not aware I opposed Flood quitting by asking (line 15): "Was there

opposition to any of them by Mr. Gandy." Mr. Cogdell responds (line 17): "I don't know."

2. Pg. 6 My paid trial lawyer, Ms. DeBorde points out Rosenthal's pattern of letting my fully paid for trial lawyers to quit without asking me if it's ok, and then making the docket look like I agreed. (line 19): "I am looking at Mr. Flood's motion to withdraw on the docking sheet. It indicates that it was unopposed, and it was the day after I filed a notice of appearance..."

3. Pg. 7 Line 9-21 I tell Rosenthal that "... I did oppose him quitting." Rosenthal does not say sorry or even acknowledge her structural constitutional error.

4. Pg. 9 Line 10 I say "I would like them to stay on the case."

line 16 "I believe they still could represent me. I think they're just frustrated because I wasn't willing to negotiate a plea--"

5. Pg. 10 Line 11 Rosenthal says "In order for you to proceed with these good lawyers as your lawyers, and they are good lawyers--"

Line 13 I say "I agree"

Line 14-23 Rosenthal says I need to listen to Cogdell and DeBorde not jailhouse lawyers etc. Which to me sounds like Rosenthal is telling me I need to do what they want and plead guilty.

6. Pg. 13 Line 2-9 I tell Rosenthal "I paid them to go to trial... if they want to quit, I should get my money back..."

Line 10-12 Rosenthal says "You also agreed to engage in a particular way with respect to their professional services and I gather that --."

Did Rosenthal read my contract with them? Nowhere does it say I'm supposed to engage in a particular way with respect to their professional services? I got ignored because I refused to sign a plea. I did nothing wrong!

Line 16-20 I say that I wanted Cogdell and DeBorde "to please help me with my defense" and "At one point it went one year without visiting.."

line 21-22 Rosenthal turns my lawyers' mistreatment of me via no prep for trial or visits into their benefit by allowing them to quit when she said "Well, you're making it even more clear why the relationship can't succeed and --"

I interrupted on Line 23 "But is it my fault that they don't visit me?"

Rosenthal Line 25 "This is not a question of fault."

7. Pg. 14 Line 2 Rosenthal says "This is a question of fact. Can the relationship which does require cooperation, trust, and good faith on both sides, can it go forward on that basis, and I don't believe it can, based on what I'm seeing and hearing on both sides. I will let you work out whatever financial consequences result..."

Rosenthal's decision cost me 75 thousand U.S. dollars for Cogdell, 30 thousand U.S. dollars for Flood, and 65 thousand U.S. dollars for DeBorde. If America were to poll every locked up pre trial inmate with a sex crime who paid their lawyers all their money up front for trial, I have no doubt most lawyers do the same thing: Take your money and do as little as a judge will let them get away with. This is illegal and against the 6th Amendment.

NOW LOOK AT DE#141 from 7-9-18, THE SPEEDY TRIAL HEARING TRANSCRIPTS:

Pg. 31 Line 15 Rosenthal says "... but the record seems to indicate that he fired them." This false claim that I fired my lawyers was the basis for denying a deserving dismissal of count 1 due to a 6 year delay caused by Judge Rosenthal not following the Constitution.

CONCLUSION

Please read #2 and #5 of Rosenthal's 3-31-25 "Order on Motion to Unseal Court Records" which says Julie Gandy (my mother) can file a DKT 13 Transcript order request form for TRANSCRIPTS of hearings not already on file with the court. Are the Grand Jury transcripts already on file? The Docket Sheet seems to indicate that they are:

1. DE#11 on 8-15-12 says "Indictment... on file under seal with the clerk"
2. DE#60 on 9-17-14 says "Superseding Indictment... on file under seal with the clerk"
3. DE#115 on 2-15-18 says "Superseding Indictment... on file under seal with the clerk"

The above deliberate Constitutional violations in my case, God willing, will cause the clerk or magistrate reading this motion to forward this to a Conviction Integrity Unit, Criminal.Division@usdoj.gov, or Office of Inspector General. A January 2018 Houston Chronicle article by Gabrielle Banks titled "Rosenthal rules federal courts in Houston with firm hand" pg. 4 quotes 45 year veteran attorney John O'Neil saying Rosenthal is "deeply at war with both the text of the Constitution and many years of Supreme Ct precedent."

Julie Gandy

Exhibit J
front pg 2

From: GANDY JASON DANIEL (73006279)
Sent Date: Tuesday, July 29, 2025 2:21 PM
To: jgandy3@sbcglobal.net
Subject: Gandy's response to gov't's DE305 Grand Jury Trans

USA V. Gandy NO: 4:12-503-1 My counter response to the Gov't's 7-7-25 response to my request in DE#305:

1.) Mr.. Ganjei & Ms. Leo say that I must show a "particular need" that outweighs the Grand Jury policy of secrecy."

My Response: My motion points out a OBVIOUS Structural Constitutional Defect. Having this would free me based on Judge Rosenthals Misconduct and I need the info. for another Judicial Misconduct Complaint on her. This to me is a serious need that outweighs your courts not so secret misconduct. What is your definition of a Structural Constitutional Defect caused by a trial Judge?

2.) The 3 sentence description of my request in DE 305 leaves out that i asked on page 1 of 2 under "Therefore:" #2, for your court to please read my "rough draft" & "Almost Final" version of my Judicial Misconduct Complaint on Judge Rosenthal. I know Rosenthal has a copy of at least the "final version" the appeals court acknowledged on 4-17-25. So my "live action" obviously has to do with her misconduct.

-----NOTICE-----

Another female Judge in Texas thought she could get away with something much less damaging than what Rosenthal has done to me in: Matthew Jones v. Amber M. King filed on 9-13-23 (I feel this is a sign from my mom who passed away 9-13-08). It says on page 75:

The American System of Jurisprudence "rests on the assumption that all individuals, whatever their position in government, are subject to federal law; No man [or woman] in this country is so high that he [or she] is above the law. No officer of the law may set that law at defiance with impunity. All the officers of the government from the highest to the lowest, are creatures of the law, and are bound to obey it."

3.) Need Grand Jury Trans for COUNT 5: I want to thank Leo & Ganjei for footnote 2 on page 2 which also got noticed by my 1st 2255 lawyer Dallas Craig Hughes Tx Bar # 10874 on pg. 14-19 of the 2255 he gave me that my step mom forwarded on my 2nd 2255 lawyer Brandon Sample who it turns out shares ROsenthals "secret" animus towards S.O. cases. This is another example of a Structural Constitutional Defect directly caused by Rosenthal when she forced me out of the court room to change clothes in order to make a constructive amendment to count 5 by changing the grand jury dates from 2006 to 2005 by saying on my first day of trial "I will grant the variance with the change, I'm not sure it is a variance". Rather than show all the proof that I'm not guilty of count 5 by examples such as David's 7-26-12 recorded telephone call to the National Human Trafficking Resource Center's Sara Crowe in case #HO07QK12HO0026 where he says he knew me from 2006-2008, I'll ask you to read pg. 3-5 of an attachment titled "Speedy Trial Motion Doc 133."

4.) Need transcripts for count 7 due to the 2007 dates and numerous false facts fed to the Grand Jury for that count. 9 months after trial in a Civil Suit with Rosenthal's friend Judge Miller, Jose Alfaro was awarded 1.5 Million. In that hearing he claims to have met me in 2008 when he was 17. This is fully explained in my attachment "Speedy Trial..." pg. 5-6. Also in an email my mom sent on 12-10-2024 to noll@noll-law.com. (Julie made one mistake in that email, I'd like to see if Leo catches it)

5.) Need transcripts for count 6. That count requires the exchange of money or a pattern of sex trafficking, or something to meet the definition of Federal sex trafficking. At Trial KD admitted no money was exchanged nor did any sex act occur. KD also admitted no cell phone or internet use was involved. The grand jury heard a different false narrative. This is explained in attachment labeled "1404 Transfer of Venue ..." pg. 3 & 4.

6.) Need transcripts for count 2. The above attachment #7 pg. 2-3 explains why I need the false narrative explained to the Jury that illegally created the indictment for count 2 with "Testimony about 2 other pictures" This testimony would have never existed without KV being shown a headless picture H.S. Agent Johnson was never allowed to have nor my illegally obtained statements that structurally altered/created this case. This is the easiest to prove/most obvious structural constitutional defect that will be revealed in the grand jury transcripts.

7.) Need transcripts for count 3. For a full explanation of how I'm not guilty of count 3, see email from 9-9-24 with subject "Not guilty of count 3 (Attached)" Also see #8 on pg. 4-5 of "1404Transfer..." attached.



Exhibit J
Pg 3

Julie Gandy <jgandy79@gmail.com>

Re: Defendant's Response to US Response for Grand Jury Transcripts RE: 4:12-503-

1

1 message

Julie Gandy <jgandy79@gmail.com>

Tue, Jul 29, 2025 at 12:26 PM

To: TXSDdb_Houston_Operation <houston_operation@txs.uscourts.gov>

Thank you for that information. We weren't aware of that but will mail his response instead.

Regards,
Julie Gandy
POA for Jason Gandy

On Tue, Jul 29, 2025 at 11:41 AM TXSDdb_Houston_Operation <houston_operation@txs.uscourts.gov> wrote:

Hello,

Is this attached for filing? If so, the court does not except filings by email or fax. Please to
PO Box. 61010, Houston, TX 77208.

Help Desk

From: Julie Gandy <jgandy79@gmail.com>

Sent: Friday, July 25, 2025 10:28 PM

To: Darlene Hansen <Darlene_Hansen@txs.uscourts.gov>

Cc: TXSDdb_Houston_Operation <houston_operation@txs.uscourts.gov>

Subject: Defendant's Response to US Response for Grand Jury Transcripts RE: 4:12-503-1

CAUTION - EXTERNAL:

Ms Hansen,

Jason received the U.S. Attorneys response to Jason's request for Grand Jury Transcripts. Jason was able to mail me a copy which I've attached. Jason read that he needed to reply within 14 days. Jason received the denial on July 10. Jason emailed me his response to the U.S. response on July 24 but I have still not received it due to the delay in transmitting emails thru Corrlinks. Jason also mailed me a copy by US mail today in case I don't receive it through Corrlinks. I will forward Jason's response as soon as I receive it, whether from email or in the mail. I am including an attachment that is referred to in Jason's response that contains a good deal of information to support his request for the transcripts.



ACTION CLEANING EQUIPMENT COMPANY



6010 MILWEE ST.
HOUSTON, TEXAS 77092
(713) 869-1417 FAX (713) 869-8141

Exhibit J
pg. 4

August 3, 2025

US Southern District of Texas
Nathan Ochsner
Clerk of the Court
PO BOX 61010
Houston, TX 77208

Dear Mr. Ochsner,

Jason received the U.S. Attorneys response to his request for Grand Jury Transcripts. Jason read that he needed to reply within 14 days. Jason received the denial on July 10. Jason mailed me a copy by US mail on July 24 due to delays in transmission through Corrlinks. I emailed the courts to notify them of the delay on July 25 and was told that the response needed to be mailed to the courts instead. I am forwarding Jason's response along with attachments that are referred to in his response. Please process accordingly.

Thank you,

Julie Gandy
POA for Jason Gandy

FROM: 73006279

TO: Gandy, Joe

SUBJECT: 12-21-25 Grand Jury Trans.Request/Transparency Act

DATE: 12/21/2025 06:05:34 PM

Last month Trump signed the Epstein Files Transparency Act into Law which created a exception to Rules that normally keep Grand Jury proceedings confidential. Most of the reasons I need mine are explained in De#305 & my response to DE#309 I sent the Rosenthal's court on 7-24-25 which are now attachments in this motion with important questions I will be appealing if this court refuses. HERE THEY ARE:

1. 7-24-25: I mailed my response to DE#309. Why didn't your court acknowledge my response? Who opened that response? Is there a secret storage area where are my other letters get taken, and never get acknowledgement?
2. 7-25-25: At 10:28 pm my mom, Julie Gandy, sent an email from jgandy79@gmail.com to Darlene_Hansen@txs.uscourts.gov with attachments of DE#309 and "speedy trial motion Doc #133". Did Hansen share this information with Rosenthal? Who has had access to the information in this email, and was it forwarded to anyone?
3. 8-3-25: Julie Gandy mailed a copy of my response to DE#309, speedy trial..., 1404 Transfer, a email Julie sent on 12-10-24 to noll@noll-law.com, and other documents. Where did this motion and attachments go?
4. 10-1-25: At 6:37 pm erica@wegmanlevin.com sent jgandy79@gmail.com a Memorandum attorney Michael M. Levin which directly relates to why I need to see the Grand Jury transcripts for Count 1, 2, 3 and 4. I need Rosenthal or preferably a non-biased and impartial judge to read this memo by a licensed lawyer who spent many months going over the 7-20-12 interrogations and other interrogations of KV where he is shown illegally obtained evidence, will that happen?
5. The above attached memo on page 2 uses United States v. Scios, 590, F. 2d 956 (D.C. Cir. 1978). Footnote #65 of this case describes two types of cases in which exclusion of a witnesses testimony is necessary to deter police misconduct. The first is where the police engage in unlawful acts for the specific purpose of discovering potentially useful witnesses. Ignoring my request for council, then asking me about KV qualifies my case for Example 1. The second is where the witness describes illegally seized evidence. Watch the 7-20-12 interrogations and KV's first three or four interrogations to see that my case is "Extraordinary". No judge has ever watched these videos.
6. DE#46 page 5 says "As the warrant affidavits state, inspection of Gandy's computer by government agents at the airport uncovered no images characteristic of child pornography. Ex. 1 pg. 17 and Ex. 2 pg. 17: This is additional proof I am not guilty of Count 3 and shows a compelling necessity for knowing what the Grand Jury heard for Count 3.
7. Why did Judge Rosenthal allow DE#34 and #46 to sit on her desk for four years when a very similar motion in U.S. v. Robert 86 F. Sup. 2d 678 (S.D. Tex. 2000) she ruled on BEFORE his Plea Stage?
8. Why does DE#46 say "Seal Event" in my docket sheet? Isn't it obvious sealing it hides a lot of government misconduct and fruit of the poisonous tree?
9. Why did Rosenthal lie in DE# 302 saying DE#98 was not sealed?
10. Why did Rosenthal seal the portion of DE#98 with a obvious structural constitutional defect caused by her that Supreme Court case law U.S. v. Gonzalez-Lopez 548 US 140 (2006) says is not allowed. A perfect example of a judge's interference in the paid attorney of choice relationship is shown on page 44/1008 and 45/1009 of Missouri Law Review, Vol. 85, ISS. 4 [2020], Art. 6. & Henderson: A comprehensive consideration of the structural-error doctrine. Will whoever reads this motion please read the above law review and give me an answer as to why Rosenthal's treatment of my case is not worse? Isn't allowing Attny. Charles Flood to quit while I was in suicide watch a structural constitutional defect? Flood was the only attorney who fully understood the 7-20-12 interrogations and later interrogations of KV because he watched the videos with me. I had paid Flood, Cogdell, and DeBorde all their money up front for trial. How is it right for Rosenthal to allow them to quit because I refused to take a plea?
11. If you read DE#285 and the responses in DE#286 and #288 you will see the above questions were ignored, why?
12. If you read DE#287 and Rosenthal's response in DE#289 you will see that the above questions were ignored and DE#289 suggests that I asked something different or she misinterpreted my questions. Was this done on purpose to hide her misconduct? ^{Will} ^{please}
13. Honest answers to the above 12 questions will prove Rosenthal is a biased judge. Whoever reads this take Judge William G. Young's advice "It is the responsibility of every judicial officer to correct a constitutional procedure just as soon as he becomes aware of its unconstitutionality"? Do not perpetuate something that you know is wrong because you are friends with Rosenthal.