

8/8/14

AT FDC

- Complainants:

OCIEL

J. J. (BS)

DAVID Villagomez

Kevin Vasquez

- On the 3rd Video

SGS Δ :

① Win Motion for Summary

② Δ had parental consent.

2.5: K.V. lied to the British
authorities

2.6. K.V. ^{was} ~~is~~ being removed
by his family (DAD)
+ they will take away K.V.'s

2.7

③ DAVID Villagomez

Exhibit K
pg 2

Zack, Sherri (USATXS)

From: Zack, Sherri (USATXS)
Sent: Thursday, September 11, 2014 9:19 AM
To: Charles Flood
Subject: RE: Gandy

My pleasure.

-----Original Message-----

From: Charles Flood [mailto:Charles@floodandflood.com]
Sent: Thursday, September 11, 2014 9:17 AM
To: Zack, Sherri (USATXS)
Subject: Re: Gandy

I mean it when I say thanks for your patience.

Charles Flood

> On Sep 11, 2014, at 9:13 AM, "Zack, Sherri (USATXS)" <Sherri.Zack@usdoj.gov> wrote:

>
> Thank you for letting me know before my agent got in the car. Keep me posted.

> -----Original Message-----

> **From:** Charles Flood [mailto:Charles@floodandflood.com]
> **Sent:** Thursday, September 11, 2014 9:08 AM
> **To:** Zack, Sherri (USATXS); Dan Cogdell
> **Cc:** Cynthia_Jantowski@txs.uscourts.gov
> **Subject:** Gandy

>
> This is to confirm that Gandy is off the docket for 10:00 am.
> Sherri, Dan and I are going to have him mentally evaluated.

>
> Thanks for everyone's patience...

>
> Charles Flood

>
>

Exhibit K
pg 3

Charles Flood

From: Charles Flood
Sent: Saturday, September 13, 2014 10:11 AM
To: Julie Gandy
Cc: Dan Cogdell
Subject: Re: Jason

I'm available Monday and Tuesday afternoons. I'm cc'ing Dan to see when he's available.

Charles Flood

On Sep 13, 2014, at 8:59 AM, "Julie Gandy" <jgandy79@gmail.com> wrote:

Please let me know if Monday or Tuesday is best for you. I have a secretary to cover on Monday but not Tuesday unless I plan ahead. Whichever day it is, we'd need to be done by 4:30. If it isn't till Wednesday, it would have to be in the morning, as I have to take my father somewhere in the afternoon. Let us know so we can make plans.

Thank you

Julie

On Sep 12, 2014 11:08 AM, "Julie Gandy" <jgandy79@gmail.com> wrote:

Yes. We can make that happen. We'll be visiting with Jason on Sunday. It sounds like this something that he needs to know about asap. Can you visit him before then & let us know the outcome so we can discuss with him? How soon would this decision need to be made?

Thanks

Julie

On Sep 12, 2014 10:43 AM, "Charles Flood" <Charles@floodandflood.com> wrote:

I'd like to meet and discuss A potential strategy that would benefit Jason. There may be a way to keep new charges from being filed and give him more time to consider his decision. There is talk of Judge Rosenthal transferring the case to a different district court, it is a court that is not necessarily more punitive (I think Dan would disagree with that, but both of these judges would be bad in this case) but I believe is far less likely to give his motion to suppress the proper consideration. but we will have to act quickly, can you all come in early next week?

Charles Flood

On Sep 12, 2014, at 10:37 AM, "Julie Gandy" <jgandy79@gmail.com> wrote:

Charles,

Please let us know as soon as a new trial schedule is set and/or more charges are filed. We don't want to be caught off guard.

Thanks,

Julie

On Thu, Sep 11, 2014 at 9:16 AM, Charles Flood <Charles@floodandflood.com> wrote:

Julie, I just want to let you know that the 10:00 plea is off. Judge Rosenthal's case manager will be sending us a new trial schedule. I think we should sit down and talk

11/5/14

- w/ Julie & Phoebe Smith

□ JASON wants Me & Dan to try
the case.

— Any Additional Discovery

TO

DO

— Hispanic investigator

TO
DO's

— Forensic Computer Expert.

GM i

Info. for Jason

Exhibit K
pg. 5

Julie Gandy <jgandy79@gmail.com>

To: Roger Bridgwater <roger@rogerbridgwater.com>

Thu, Nov 13, 2014 at 1:41 PM

Roger,

I've attached the letter I'd like you to give to Jason along with a copy of Dan's emailed reply to me concerning going to trial. Also, I just got this email from Charles:

Julie, we went and saw Jason. You're correct, he is having suicidal ideations and I am worried about him. He is obsessing about someone named Aaron Swartz who was incarcerated and committed suicide as some sort of attestation of his innocence. Dan and I did our best to counsel him, but obviously we are legal, not mental, counselors.

Jason was unsure if he wants us to proceed as his counsel. Dan is starting a trial tomorrow and we all agreed that we would reconvene next week - hopefully with Ms. Smith also.

Please let me know how your visit goes. It sounds like he's very depressed and needs some Christian compassion. I'll be praying for God's will to be done!

Thanks,
Julie

2 attachments

 **November 13 Letter- Roger.docx**
16K

 **Dans Response.doc**
24K

Exhibit K
pg 6

JUDGE LEE H. ROSENTHAL
United States Courthouse
515 Rusk Street, Room 11535
Houston, Texas 77002

Dear Honorable Judge Rosenthal,

Facts: Jason paid Dan Cogdell \$74,000 on Sept. 21, 2012 as his legal counsel. This included fee to trial and extra money for expenses, i.e. investigators, etc.

Jason learned early on that Mr. Cogdell was not good at communication and rarely visited Jason to discuss his case. Mr. Cogdell only visited Jason twice during the entire year of 2013. Jason had been told that Mr Cogdell was an excellent trial lawyer and probably one of the best in the courtroom. Because Jason did not want to forfeit the money he had paid Mr. Cogdell, he did the only thing he could in order to establish communication concerning his case, which was to hire co-counsel.

Mr. Cogdell was very particular about who Jason brought on as co-counsel and recommended Charles Flood. Jason paid Charles Flood \$30,000 on April 2, 2013 to come on as second chair co-counsel. In the contract that Jason signed with Mr. Flood, it stated that \$30,000 was his fee to represent Jason and no other money would be required for expenses as they would be paid by Mr. Cogdell. He further states that he will require additional fees if charges are brought in another jurisdiction and/or in the case of an appeal. Mr. Flood started out in an efficient manner and kept lines of communication open with Jason. Mr. Flood also began to visit less and less and communication dried up again. Jason also began to feel that they were not being totally honest with him. There were several cases where they told Jason and/or his parents one thing and then later said they did not recall the conversation.

Jason repeatedly ^{Never told me} requested to see his file and discuss the case to little avail. Every time the lawyers came to visit, they were looking at their watches and in a rush. Once when they visited, they joked openly about how long it had been since they'd been to see Jason.

In an attempt to keep lines of communication open, in January of 2014, Jason went on to hire a young lawyer to visit Jason and communicate between Jason and Mr. Cogdell & Mr. Flood. She was to discuss the case with Jason and bring information from Jason's file over for Jason to review. In short, she could take the time needed to communicate with Jason when his lawyers didn't. Unfortunately, she was never given any of the file to bring to Jason and had very little contact with his lawyers. To date, Jason has spent \$612.50 for her fees as she's only charge \$35/hr.

Jason's case

1 message

Charles Flood <Charles@floodandflood.com>

Tue, Mar 31, 2015 at 1:27 PM

To: Julie Gandy <jgandy79@gmail.com>

Julie,

As you all expected, I moved to withdraw from representing Jason. I've spoken to Nicole (via email) and I know that this Motion was not unexpected. As I explained to you, and Jason, I wish him all the luck in the world and I hope he is successful at trial.

In the event Judge Rosenthal denies my request to withdraw, I will continue to fight for him zealously as if I had never made the request.

Sincerely,

Charles Flood

Flood & Flood

914 Preston, Suite 800

Houston, TX 77002

713-223-8877

713-223-8879 (fax)

Charles@floodandflood.com