

Julie Gandy

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From: GANDY JASON DANIEL (73006279)
Sent Date: Monday, July 1, 2024 3:49 PM
To: jgandy3@sbcglobal.net
Subject: July 1st 2024....

Today i got a certified letter from Prosecutor ZACK:

"U.S. Response to Defendants Motion for Return of Property Pursuant to 41(g)"

A. The deft. filed this motion w/out stating what property he is seeking but asserting claims none of it should have been ordered by the court.

My response: I need a copy of my original letter received by the Court on April 1st 2024 DE#285. In that letter, I also asked:

1. The court to unseal DE#46, which is a hearing about the poisoned fruits of my illegally obtained statements.
2. I also asked for a compassionate release to care for my 88 year old grandfather with lung cancer, who passed away 4/21/2024 due to the Court ignoring my requests and Kent Botkin not getting a level of care he needed.
3. An investigation into the 7-20-12 interrogation of mine which caused Kevin to say things he wouldn't have.

B. Zack says "#46 (this motion in november 2012 deserved a hearing) was "terminated" when "defendant" moved to plea early in the case.

My response: How could #46 have been terminated when on 12-08-2016 DE#90 Dan Cogdell told Judge Rosenthal he was still waiting on a response to his motions. This is when I found out about these two motions #34 and #46 existed. Dan Cogdell was allowed to quit by Judge Rosenthal, a scant few weeks after DE#46 and DE#34 were ruled "moot." The new attorney Dustin Neyland had never been to trial in the Feds, and was clueless.

Had DE#46 gotten a proper hearing, it would have thrown out my entire case. An in-camera review by any Judge would show that my illegally obtained statements were used to convince Kevin to say things he wouldn't have.

See ROA945 page 109 of the 7-19-18 trial where Kevin says

Kevin: "I was trying to help Jason" and "I didn't want him to get in trouble. I didn't want to get in trouble myself, and I didn't want my mom to know what we were doing."

Zack: "And at that time, how did you feel about the defendant?"

Kevin: "I really liked Jason. I felt bad that I got him in (ROA946 Pg.110): Trouble."

Zack: "Does there come a point in time you give another interview at the CAC?"

Kevin: "Yes"

Zack: "And during that interview, are you still trying to protect the defendant?"

Kevin: "Yes, part of me was still trying to protect him."

Zack: (ROA947 Pg.111) Quote "And at this point, did your parents know what had happened?"

Kevin: "Not yet."

Kevin says "Jason's private investigator... I told him I felt bad for what happened and I wanted my friend to get out. I told him that if there was any way to help him."

All of the above quotes from Kevin prove that had my statements on 7-20-12 not happened, nothing he had to say would have put me in jail. No statements should have ever been taken from me because I evoked my right to council before the plane touched ground in Houston, and my attorney was at the airport when the interrogation started. I asked for my attorney numerous times as DE#34 and DE#46 quotes directly from my illegal interrogation on 7-20-12.

Further proof told to Kevin's mom to my investigator Jarvis, "Kevin is not the type to allow himself to be used or abused."

My trial transcripts confirm what his mom said (Page 113 ROA#949)

Kevin: "Because he wanted to have massage clients as guys, and I wasn't really -- I didn't even want that. So i told him I was like, well, can we do women?"

Zack: "And -- "

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Kevin: "That's what we did in the Craigs ad for women."

Kevin told me what to do. At this pivotal point, Kevin's first interaction with police was given while he considered me a "friend" and "really liked me."

Kevin is a second deacon. 3-31-4-9 Aries ruled by the sun making him consistent, loyal, and determined with a side of fiery intensity. They keep their feelings to themselves. It's hard for this Aries to open up to others - Even those they know and trust. Negative energy traits: Often brash and demanding, even to those they love. They want everything done the way they see to be right. On this point, Kevin's mom, his sign (According to Kristy Robinett, who wrote "Born under a good sign"), and my trial transcripts all confirm that Kevin was in control, not me.

Kevin: "I don't know why he wanted me to put the laptop in my bag, but it was more like to protect himself, because I was going to protect him."

All of this needs to be brought up in a 60(b) motion due to Judge Rosenthal not ruling on motion #34 and #46 in 2013.