Les Whitten

## 1/7/8

114 Eastrior Dr。 Silver Spring, lid. 20901

Dear Les,
Hopefully day after tomorrow I'll be able topill whit will be enclosed, the en banc petition pro se to the court of appeals. Whary any circuistances an en binc review iss rarely granted. after you read this, as + hoje you do, you'll see that its content reduces even thpse slin chances. So one nay legitiniately wonder if I an euixote looking for windrills. I think not. hopocialiy not if what I believe is a real rarity, this denunciation of the court to its face, fets any attontion. If Ift is loes not, as ite states, it iss a record lo: historyr.

The lanyers are today terrified of the courts, so no langer I kow would have said what ${ }^{\perp}$ bulieve must be said. and buing controlled by ferm nevely strent thens what causes the faar. When there is wrone - evil - it nust be op:osed by those who do care and do not fear.

From ry reopht experiences with thom the courts are niove corrupt that the Watergaters. Mins caurt has uftimed the ef.eective nullification of iola, a uniquily american concept and law. It hats rewarded nendscity and perjury. and it is and
has been pickine on a man who was born free because hiss parents dared the unknown to escape one of kx the most nurderous tyrannies, a wan who believe he was born with a debt to pay, an obligetion to neet. and, I iould like to think, has tried to.

It is beyond no to copy the decision and include it, but it you want a copy, please phone Jin. I'n eroing to have to havi this zeroxed comaercially hore and that will take a roal hunk out of my docial Security check.

This is the draft that ny wife retyped on a loner typuriter while hers is supposedly beine repaired. ifter reming it I decided to lut it 80 as a draft and be done with it. She fis now retpping thes pagos with footnotes, which had to fit, and were typed seacrately, \& mand the few courections I did not make by hand. I hope that tomomon, wather pernittind, I'll be avle to got it xeroxed and collated and rail the nozt day.

The panel was conposed of Vilkey, an enbittered Gop, I'n told, who is put out not to have been ap uinter to the Suprome Court, Scalia, a Reaganite fron DJ, and Wald, a silent supposed liberal. Unanimous decision, no dissent.

Pleaso bear in wind that for the most yart the aperas courts are as final as the Wuprale bout, mbeh erants cert to only a tiny porentace of the cases reacjing it. and that the DC federul ajhetis courthendlas nost ois the govirnment cases. Nlwen consider the blatant dishonesties and factual errors and bjas and projudice thit is th the wace to which iet linited. Doosn't it scare you?

I've not de.ided how hiny ruporters 工'll ghi copies to. Geone werner, even thowe he does not cover the courts, I huow. When I see what the reroxine costs I'Il decide on the nueber. I've not hoard a tora fro:i "trk lynch, but as soon as I read this I roleased hin. Jin inesar laows nothing of this, exent ny pun, that I tumed Swift into a swift kick. It is better tiat thoy be detached completely.
is you will see, even fitcer you alemted Whittoleer she did not withdraw her lie, wather the one that I c.lled to your attention.

If the press does not ieep Sentayuma's wison in wid, that he who forets history is dooned to $2: 2 \mathrm{~F}$ : it, this represent: tha becinmine of an attompt to wake us all wilive the sutioritarianishs.


