

64229-4

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STATEMENT OF ADDITIONAL GROUNDS
FOR REVIEW (PAGE ONE OF TWO)

DEAR APPELATE COURT,

64229-4

Filed
7-9-10
GSP

I GLEANED THE OPENING BRIEF THAT MR. BROMAN AND STEED SENT TO YOU. THEIR BRIEF IS INCOMPLETE. THE ADDITIONAL GROUNDS NEEDING REVIEW INVOLVE THE FACT THAT THE PROSECUTION DIDN'T MEET ITS REQUISITE BURDEN OF PROVING INTENT TO KILL TO ATTAIN A CONVICTION FOR 2ND DEGREE MURDER. THERE WASN'T ANY SUCH INTENT, I ONLY INTENDED TO KNOCK OUT. THAT IS WHAT OCCURED AND I IMMEDIATELY CALLED FOR AN AMBULANCE. I COMMITTED AN ASSAULT, NOT MURDER. THE SO CALLED DOCTOR THAT FIGURED THAT CUTTING THE VICTIMS SKULL TOP OFF WAS THE THING TO DO, IS RESPONSIBLE FOR THAT MAN'S DEATH. HE LIVED FOR A WEEK UNTIL THE "CRANECTOMY". I DONT EXCUSE THE PROSECUTION FOR NOT DOING ITS JOB, AS REQUIRED BY LAW, BUT I CLAIMED I DIDN'T COMMIT A ASSAULT AT ALL. I SHOULD HAVE TESTIFIED HONESTLY. JUDGE KRESE ADMITTED, AT SENTANCING, THAT INTENT HAD NOT BEEN PROVEN. SHE SAID SO IN A ROUND ABOUT WAY BUT SHE ADMITTED IT. SHE SAID SOMETHING LIKE "AS FOR THE MATTER OF INTENT, THATS A TRICKIER ONE." LOOSELY TRANSLATED, INTENT HAS NOT ACTUALLY BEEN PROVEN. OF COURSE NOT, NOBODY CAN PROVE WHAT ISN'T TRUE.

THE BROMAN/STEED BRIEF WANTS YOU TO LOOK AT THE COMPETENCY ISSUE. THAT ISSUE WAS ~~THOROUGHLY~~ THOROUGHLY

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EXAMINED BEFORE THE TRIAL BEGAN. I WAS FOUND COMPETENT TO STAND TRIAL AND I PLEAD TO YOU TO READ THE TRANSCRIPTS OF THE SENTANCING. YOU'LL HEAR THE SAME THING I DID. JUST READ BETWEEN THE LINES. "THE HONORABLE LINDA KRESE" SAID WHAT PROSECUTOR PAUL STERN SAID, SHE EXPRESSED THAT SHE DIDN'T SEE WHAT OTHER MOTIVE I COULD HAVE HAD TO COMMIT THE ASSAULT OTHER THAN TO KILL. THE LAW IS CLEAR THAT THOSE CHARGED WITH A CRIME MUST BE PROVEN TO HAVE COMMITTED IT TO BE FOUND GUILTY. KRESE WASN'T ASKED TO GUESS, SPECULATE OR DO OTHER THAN FOLLOW THE LAW AS WRITTEN. INNOCENT UNTIL PROVEN GUILTY. IF I'D HAD A JURY TRIAL, I'D ALREADY BE FREE, A JURY OF 12 COULDN'T ALL BE SNOWED BY MR. STERN. I DOUBT IF HE REALLY IS INTERESTED IN THE TRUTH AT ALL. HE MISCHARACTERIZED A SITUATION HE WASN'T IN, ONLY WANTING A WIN. I KNOW THAT MR. STERN WOULD RATHER ARGUE FOR MY COMMITAL THAN FOR ME TO BE TRULY ■ EXHONERATED OF THE 2ND DEGREE MURDER CONVICTION. I HOPE YOU DONT ALLOW YOUR TIME TO BE WASTED BY ANYONE. THANK YOU FOR YOUR TIME.

Jody SANDS

JUNE 30 2010

BY THE WAY, I WROTE TO THE FIRM HANDLING MY APPEAL AND REMINDED THEM WHAT THE FOCUS SHOULD BE. PLEASE HOLD THEM TO IT.