

Darrell-Lee..Lomax  
(aka Malik Hasan)  
P.O. Box K-27402  
S.Q.S.P.  
San Quentin, CA. 94974

Hello and Good Day!

August 14, 2014

My name is Darrell-Lee..Lomax (aka Malik Hasan) I am a factually innocent man unlawfully on californias death row injured by false imprisonment. In 2012 I discovered indisputable evidence that the 1996 conviction and death sentence rest upon a void judgment. The trial court not only lacked subject matter jurisdiction to conduct a criminal trial under case No. NA-023819 it remains in criminal contempt of the Court of Appeals March 9, 1995 Alternative Writ of Mandate Order (to dismiss or show cause) for the following reasons;

On March 13, 1995 8:30 am, following the issuance of the Appellate Court's March 9, 1995 Alternative Writ of Mandate Order (To Dismiss or Show Cause), the trial court elected (outside my personal presence) to enter a minute order dismissal of criminal case number NA-021332 and release from custody. The minute order however, was never given effect in the absence of the release from custody.

1). Again, I was not release from custody and or re-arrested/re-booked. Instead, later the same day (P.M. of March 13, 1995) I was taken before a municipal court arraignment Judge Arthur Jean Jr., lead to believe a new criminal complaint had been filed under case No. NA-023819, and requested to enter a plea to unannounced charges.

2). In 2012 I finally secured a copy of the court record file and discovered that no criminal complaint of any kind had been filed with the Long Beach Municipal Court, following the trial court March 13, 1995 minute order dismissal and release from custody, until May 15, 1995. Two days after I was unlawfully held to answer for trial.

3). The criminal complaint that was filed on March 15, 1995 under criminal case No. NA-023819, following the trial court's March 13, 1995 8:30 am minute order dismissal and release from custody, was not only unlawfully belated and could not retroactively cure the irregularity of the every pre-trial proceedings that were held in its absence, but the belated criminal complaint was invalid as a matter of law. The criminal case number NA-023819 existed upon the 1994-95 pre-trial court record transcript, reflecting as consolidated with criminal case No. NA-021332 before both the Appellate Court's March 9, 1995 Alternative Writ of Mandate Order and the Trial Court's March 13, 1995 minute order dismissal and release from custody judgment.

I am seeking assistance with perfecting a 42 U.S.C. 1983 civil suit to first remove the current counsel of record for 1). moving without authority to secure the state and federal habeas corpus counsel of record in the absence of my knowledge or expressed consent, which constitute fraud. 2). Having refused to utilize the Great Writ to raise the void judgment/false imprisonment claim after having been made aware of its discovery nearly two years prior to the March 2014 submission of the state habeas corpus thier office elected to file with the California Supreme Court. 3). The filing of the writ to the CSC strategically circumvented my right, and intention, to raise the claim before/with the U.S.D.C. that the state has deprived me of the right to gain access to the Great Writ, by refusing to appoint state habeas counsel in the face of my writ request in 1998 and meaningful access to the court to challenge the illegal and unconstitutional conviction and death sentence of 1996.

Clearly, I am being denied Guaranteed Constitutional Due Process Right under color of law to have conflict free habeas counsel, unfettered access to the Great Writ and being denied the right to raise the void judgment/false imprisonment claim.

Its been nearly 20 years I've been injured by false imprisonment due to gross incompetency, and or deliberate indifference, by all previously appoint counsel of record. If it were not for my due diligent discovery of the aforementioned I would still be oblivious. I need you help to correct this gross miscarriage of justice infused with corruption and cover ups.

Respectfully submitted, *Darrell Lee Lomax* (AKA) *Malik Hasan*  
Darrell-Lee..Lomax (AKA Malik Hasan)