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RUBY DAVIS CORY

THE CASE AGAINST

DR. ANGELO K. OZOA, M.D., CORON FOR AUTOPSY FRAUD AND GROSS

In the Matter of: Mr. PF Lazor, on charge of Case No. 87874, Santa Clara County Superior C Year of 1983. (Imprisonment continues, year

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28 total pp here

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Although I have additional evidence against Dr. Ozoa than what is presented in this relatively brief and rushed document, this information should be very pertinent to inquiries and investigations into Dr. Ozoa's questionable conduct as a coroner and M.D. Without a doubt, this information goes beyond merely raising serious questions, it presents critical evidence that shows Dr. Ozoa was involved in reckless misconduct and deliberate indifference to my life, at best, if not involvement in willful conspiracy with corrupt police and a renegade deputy district attorney (Mark B. Hames), to frame me for a murder they knew I did not commit, using as a catalyst a genuine self-defense justifiable homicide case against a violent intruder in my home -- who happened to be connected intimately with at least one of the police officers involved in framing this murder case. (Officer Kevin Woods). Facts, based on evidence, are as follows:

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THE CASE AGAINST DR. ANGELO K. OZOA, M.D., CORONER, SANTA CLARA COUNTY FOR AUTOPSY FRAUD AND GROSS OFFICIAL MISCONDUCT

In the Matter of: Mr. PF Lazor, on charge of murder; Case No. 87874, Santa Clara County Superior Court, Year of 1983. (Imprisonment continues, year of 2005).

DECLARATION

I, PF Lazor, declare as follows:

I have spent the last 22 years of my life (death) in California prisons, though I've never been involved in any crimes in my life, and I may have to spend the rest of my natural life in prison while actually innocent, due to falsified autopsy activity, fraud, and other related shenanigans committed by Dr. Angelo K. Ozoa, M.D. Coroner of Santa Clara County (at that time, in 1983). Though other corrupt officials played and still play a part in my false imprisonment that has robbed and destroyed my entire life, Dr. Ozoa was a major, central figure in the scheme, whithout whom, the framing of myself for murder could not have occurred.

Although I have additional evidence against Dr. Ozoa than what is presented in this relatively brief and rushed document, this information should be very pertinent to inquiries and investigations into Dr. Ozoa's questionable conduct as a coroner and M.D. Without a doubt, this information goes beyond merely raising serious questions, it presents critical evidence that shows Dr. Ozoa was involved in reckless misconduct and deliberate indifference to my life, at best, if not involvement in willful conspiracy with corrupt police and a renegade deputy district attorney (Mark B. Hames), to frame me for a murder they knew I did not commit, using as a catalyst a genuine self-defense justifiable homicide case against a violent intruder in my home -- who happened to be connected intimately with at least one of the police officers involved in framing this murder case. (Officer Kevin Woods). Facts, based on evidence, are as follows:

THE FACTS, AND THE EVIDENCE

1. DR. OZOA SWAYED OR JOINED CONSPIRACY TO FRAME INNOCENT MAN FOR MURDER:

Dr. Ozoa first allowed himself to be completely swayed as to the facts of my case, by letting his judgment be influenced by Los Gatos police officers Detective Theron McCarty and Michael Yorks, who attended the autopsy examination, according to their reports and testimony. In an act of necessary self-defense to save my life from a would-be-fatal attack, I shot the attacker, John Allred, in my home with a legal, registered handgun, FROM HIS FRONT, as he violently attacked me, upon crashing down my locked bedroom door with many violent blows. McCarty and Yorks, along with other policemen, **BEFORE ANY INVESTIGATION OR AUTOP**-SY HAD BEEN CONDUCTED, falsely told the news media (San Jose Mercury News and various radio stations) that I had mercilessly and brutally shot the peaceful, helpless "victim" repeatedly in the back and back of the head. The deputy district attorney (D.A. hereinafter), embellished this fabricated story further as being an "execution style murder" of coup de gras-like gunshot(s) to the back of the head. These gory and baseless fabrications were published on 1-11-83, the morning after the afternoon shooting in the San Jose Mercury News and spewed from the local radio stations, prejudicing all who read/heard these lies. Detective McCarty, who headed the murder case for the D.A., had expressed extreme personal animosity toward me and would use his police powers vindictively to do harm to me, just weeks or less before the January 10 shooting.

Rather than Dr. Ozoa and Dr. Houser conducting an <u>INDEPENDENT</u>, <u>IMPAR-TIAL</u> and proper autopsy and issue an accurate report accordingly, they allowed McCarty and Yorks to be present at the autopsy examination for the purpose of influencing the coroners as to their biased fabrications, inducing the coroners

to irresponsibly ASSUME that the shots entered from Allred's back side. This undue influence by McCarty and Yorks via their personal presence and input, was further bolstered by the false news reports which they generated. At best, Dr. Ozoa thereafter, even before any autopsy investigation was even begun and all through the examination, considered the gunshot wounds through the bias-tinted lenses of how each one would have happened WHEN SHOT FROM THE BACK AND BACK OF THE HEAD OF THE HELPLESS "VICTIM." In other words, in his mind, being shot from the back and into the back was a "given", barring any consideration of any other possible scenario, such as being shot from the front, which is what actually happened. Before beginning the autopsy examination, he was locked into a definite determination that all shots came "FROM THE BACK", because McCarty, Yorks and the news reports told him so, and all evidence which would have shown that the shots were fired from and into Allred's front, was discarded and, worse, covered up; and worse yet, ALTERED or fabricated to support the "shot in the back" fabrication. That's what convicted me of murder according to jurors and the judges of three different courts involved in the case and appeals/reviews.

The factual information above supports the assertion that, AT BEST, Dr. Ozoa was irresponsibly swayed and influenced to believe the shot in the back scenario. At worse, it may turn out to prove that Dr. Ozoa knew at some point, either from the start, or upon further examination, that Allred WAS NEVER SHOT IN NOR FROM THE BACK, but deliberately went along with the fabrication knowing it was totally false, and would result in an innocent man being framed for murder and spend his life in prison. There is ample exidence to support this. It may have been merely to stay in the politically correct good graces of the law enforcement people he had to work with daily in harmony, and to not buck the already established sensational and false news reports.

Dr. Ozoa's reckless behavior and then subsequent perjury to cover it up, in the Nelson Galbraith case suggests the latter scenario is probably

correct (i.e., that he knew Allred was not shot in the back). Numerous other independent items of evidence support this assertion, some of which I'll present below. (See <u>EXHIBIT A</u>: Likely method of wounds <u>IF</u> all fired by PF Lazor; never considered by Ozoa).

2. HAND WOUND NOT SHOT BE PF LAZOR

Dr. Ozoa knew, having testified under oath in my trial, that the gunshot would in Allred's hand was too small to have been made by my .45 gun, while I had no other gun, yet he deliberately avoided taking any photos of that critical wound, or at least (and worse) he failed to preserve any photos of that gunshot. According to Ozoa's own inadvertent (accidental) testimony as to this shot, such photos proving the shot was too small to have been made by my only gun, would have proven that someone besides me shot that shot, opening the door for finding that other shots which I originally stated I couldn't have fired, (before being coerced to the contrary by my own attorney), were shot by someone else besides me. The primary suspects being the police, who carry other such caliber guns.

3. SUPPRESSED EXONERATING AUTOPSY PHOTOS, FOR NINETEEN YEARS -- AND STILL

Dr. Ozoa's own photos show that the <u>ONLY</u> bullet that went <u>through</u> Allred (i.e., entered and completely exited), <u>made a hole BIGGER IN THE BACK than in the front</u> which, even a layman knows, suggests the shot was shot from front-to-back, not back-to-front as Ozoa and consequently the D.A. asserted. While suppressing these two photos from me for nineteen years (and who knows how many OTHER exonerating photos are still suppressed or were destroyed?), Ozoa testified that his expert opinion was that I fired this shot into Allred's back -- WHICH, <u>IMPORTANTLY</u>, <u>WAS THE BASIS FOR DETERMINING THAT ALL THE OTHER SHOTS WERE ALSO SHOT "FROM THE BACK" AND "IN THE BACK OF THE HEAD</u>" (except one, inexplicably). (See <u>EXHIBIT B</u>: Photos of Allred's only "through" wound, showing bullet hole bigger in the back than in the front [Poor xerox copy is all I've ever been able to obtain]). I still am denied access to all other autopsy photos (23+ years) and to a more legible print of these two photos I inadvertently stumbled on).

Just as in the Nelson Galbraith case, there is reason to believe that Dr. Ozoa never took the responsibility to dissect or probe the bullet wounds inside Allred's body, which would have CONSLUSIVELY PROVEN, by the pulling direction of tissue along the bullet paths, that I shot Allred from his front, not his back. Ozoa, in stumbling and bumbling ambiguous fashion, as though trying to hide something beneath his evasiveness, under oath in my trial, so much as admitted that he did not examine the internal channels of the wounds before cremating the body. WHAT IS WORSE, IS IF HE DID SO, AND COVERED UP THE TRUTH THAT HE FOUND THE CRITI-CAL "THROUGH" WOUND WAS A PATH GOING FROM FRONT TO BACK, NOT BACK TO FRONT, AND LIED ABOUT IT AND COVERED IT UP. The truth of this wound, to which all others were pegged by false presumptions, would have acquitted me as a self-defense, justifiable homicide act, as happens almost daily against home intruders in the USA. Most such shooters get a community commendation in public and the equivalent of a medal of valor pinned on them for their service against crime in the community. Thanks to Dr. Ozoa's fraud, I got the destruction of the rest of my life from my age 20s, now in my 50s, in tormenting, nightmarish prisons.

4. PERJURY BY DR. OZOA TO TRIAL JURY UNDER OATH

Dr. Ozoa blatently lied to the jury and the court and trial judge, repeatedly, under oath, in my case, telling the jury AS AN EXPERT that my bullets fired on Allred were standard high-power .45 bullets which "would have and did" knock Allred "down and out" upon the first hit. This, when in fact Ozoa would almost certainly have to had known that all of my bullets fired were special, used, re-loaded, substandard, very low-power target bullets with very low, substandard knockdown and stopping power. This was explicitly known by the D.A., his criminologist and police while each ranted on to the jury under oath (except the D.A who takes no oaths before spewing his falsehoods), as to the standard, knockdown power, creating false facts, tied to Dr. Ozoa's falsehoods about this matter.

Besides official reports which the D.A. personally and meticulously reviewed proving the low power special non-impactful bullets, there is other evidence suggesting that Ozoa knew he was lying about the claimed standard bullets and high knockdown power. Ozoa knew that two of the gunshot wounds barely grazed Allred's surface just under the skin, yet came to a stop without exiting or driving deeper or further into the body, indicating very low power. Another bullet broke in pieces and stopped in a soft area of the body, before ever exiting, indicating (to even a layman) that these were very low power bullets with no significant knowkdown power. Ozoa has no excuse here, as he well knew the condition of these weak-propelled bullets, since he was the one who made the essential reports on them (in the autopsy examination and report). (EXHIBIT C herewith:

Dr. Ozoa's "official" autopsy report, completion date 2-10-83, which is an edifice of inaccuracies, rife with false information through and through).

Yet, Dr. Ozoa falsely testified that <u>EACH</u> of the gunshots that struck

Allred would have knocked him down and out, thus suggesting (and explicitly asserted by the D.A. as "conclusive, uncontested evidence") that after a first such shot when the victim was down, I was in no possible danger and unnecessarily continued to fire excessively with malice into the downed victim, which is by definition, murder; a verdict required by law. (See <u>EXHIBIT D</u>, Ozoa's & other officials' perjury).

5. THE ATTACKER'S CLOTHING: ATTEMPTED DESTRUCTION, DELIBERATE SPOILAGE, AND SUPPRESSION FOR 22 YEARS, AND STILL CONTINUING

Dr. Ozoa, and Los Gatos police testified under oath in my trial proceedings that Allred's clothing, which they knew contained irrefutable proof of the true direction of the key bullet fired, was never turned over to Dr. Ozoa to examine. This non-standard WITHHOLDING OF THE KEY EVIDENCE, had to be deliberate, and for what better reason than knowing it showed a frontal shot? This, while Ozoa full well knew that I was contesting the "in the back" scenario, that I claimed that

I fired strictly in self-defense, while the assailant was attacking me frontally. (See EXHIBIT E, trial testimony under oath of San Diego Coroner Mark Super, attesting that it is "standard" procedure for coroners to examine clothing in such a homicide case (Case of Clifton Ray Pitts, Crim. No. 122732, San Diego Superior Court, 1991). Compare EXHIBIT F, Dr. Ozoa's testimony in my trial, No. 87874, St. Clara County, acknowledging clothing would normally be examined, but that he made no effort to access or examine clothing, knowing that was critical to a guilt or innocence verdict).

Dr. Ozoa deliberately avoided any testing of the clothes, while knowing it was standard procedure to test them in such a case, knowing I contested the "back shoooting" scenario, and knowing the clothes were available at his request, and that the results were critical to an innocence or guilt verdict. The police then took the clothing and deliberately, systematically AUTOCLAVED them, with the only genuine motive possible being to destroy the proof of the frontal shot, which undermined and completely nullified the state's whole murder case.

I have now spent some 23 years trying to bring these clothes to light, first being told for years that they were destroyed; but later informed by state officials that they still exist. With new high-technology testing means, they can now be tested to prove my innocence; but the same players stand in my way to prohibit them from being accessed and tested for the true gunshot direction.

6. HASTY CREMATION OF BODY TO DESTROY EXONERATING EVIDENCE

John Allred's body was CREMATED, and with haste. Although Dr. Ozoa may arguably have not been the sole party to make this call, he was certainly a participant in it, WHILE KNOWING THAT I CONTESTED THE SHOT-IN-THE-BACK SCENARIO, and while knowing that "the defense" in this case had not been granted access yet to the body for an independent examination, whatsoever. Ozoa, like the D.A. and police, knew full well that the body was going to be cremated upon their release

of it and that, <u>once cremated</u>, there would be no possible way that I could ever have a means or opportunity to prove that the autopsy report was fraudulently <u>doctored and manufactured</u>, and that the gunshots simply did not occur as Dr. Ozoa's autopsy report falsely attested to.

7. TWO DIFFERENT AUTOPSY REPORTS ISSUED; ONE IS STILL SECRETELY SUPPRESSED

A comparison of various pages of the official police report, with the Ozoa autopsy report with completion date of 2-10-83, prove beyond any possible doubt that there had to have been two different autopsy reports done, one of which has always been hidden from the court, the jury, and public knowledge, and remains so still today. There are simply too many references from TOO MANY DIF-FERENT INDEPENDENT officials' reports, showing the contradictions and otherwise impossibilities of fact, except for the obvious answer that Dr. Houser (who I believe was the actual, senior coroner at the time), performed an autopsy, possibly along with Dr. Ozoa, and issued a report by the date of 1-25-83. This one has, since before my August 1983 trial, been secreted away down the memory hole, and likely destroyed, evidently because it contained exonerating data which contradicted the murder case being framed by state officials, which Dr. Ozoa obviously went along with, behind Dr. Houser. Here are the supporting facts and evidence:

- (a) Official Police Report, page 120A, by McCarty, is dated 1-25-83, and it notes that attached to the report is "Dr. Houser's autopsy report." The first autopsy report thus had to be completed by 1-25-83. (See <u>EXHIBIT G</u>, page 120A of police report, note highlighted arrow-pointed areas).
- (b) Compare EXHIBIT C, herewith, the only "official" autopsy report, supposedly the only one that ever existed, and the only one the jury and court ever knew of, shows on page 5, at the end, that this report was not completed until 2-10-83, some 16 days after McCarty had attached an earlier autopsy report by Dr. Houser to his police report.

- (c) Now take notice of the "official" Dr. Ozoa autopsy report of completion date of 2-10-83, from start to finish, and there is no mention of Dr. Houser (Dr. John Houser, M.D., Coroner) even being present. (EXHIBIT C). Notice that page one, near the top conspicuously, systematically and carefully lists the people who are present at this autopsy examination: Marek Klem, Morgue Attendant and Photographer; Detective Mike Yorks and Theron McCarty from LGPD as "Witnesses". Yet nowhere is there any mention of Dr. John Houser. On the last page, page 5, notice Angelo K. Ozoa, M.D. is listed SOLELY as the coroner ("Assistant Medical Examiner-Coroner") and on page one, he is listed as "Prosector". Yet again, nowhere is Dr. Houser listed as being involved, NOR AS EVEN BEING PRESENT. This might not be so remarkable except for the following:
- (d) Compare with <u>EXHIBIT C</u>, the official, supposedly only autopsy report, sans Dr. Houser, with <u>EXHIBITS H-1</u>, H-2, H-3, and <u>H-4</u>, all from the official Los Gatos Police Report. Note the arrow-highlighted areas stating:

"The autopsy was begun by Dr. Hosea*[sic, Ozoa] AND DR. HOUSER..." (Stated by McCarty who was present). LGPD Report p. 22, EXHIBIT H-1.

"For further information on the autopsy, See \underline{DR} . $\underline{HOUSER'S}$ \underline{REPORT} ." (Stated by McCarty). LGPD Report p. 22, $\underline{EXHIBIT}$ $\underline{H-1}$.

"The autopsy was performed BY DR. HOUSER. (See $\underline{\text{DR}}$. $\underline{\text{HOUSER'S}}$ REPORT FOR INFORMATION IN REGARD TO THE AUTOPSY.)" (Stated by Det. Yorks, who was present). LGPD Report, p. 29 $\underline{\text{EXHIBIT H-2}}$.

"The doctors performing the autopsy were <u>DR</u>. <u>HOUSER AND</u> Dr. Ozoa."
(Stated by McCarty). LGPD Report, p. 120A, <u>EXHIBIT H-3</u>.

"DR. HOUSER advised me that the Coroner's Office would provide this department with a complete report on the results of the autopsy..."
(Stated by McCarty). LGPD Report p. 120A, EXHIBIT H-3.

"For specific results and clarification see \underline{DR} . $\underline{HOUSER'S}$ $\underline{AUTOPSY\ REPORT}$." (Stated by McCarty). LGPD Report, p. 120A, EXHIBIT H-3.

(Upper case and underline emphasis added by PF Lazor, to above quotes; and *Mc-Carty clarified on the witness stand in trial that by "Dr. Hosea" he meant "Dr.

Ozoa", but he, quite <u>mysteriously omitted any mention</u> or explanation for all the discrepancies of mentions <u>of Dr. Houser</u> present — yet omitted as present—in Ozoa's official autopsy report.

- (e) Dr. Ozoa's extensive trial testimony, under oath, also omits any mention of Dr. Houser being present at the autopsy, and even explicitly omits him, per my recollection and recent reviews of the trial transcripts. These discrepancies are too blatent and too significant to indicate anything but there having been two different autopsy reports, and likely two entirely different autopsy examinations altogether, with Dr. Houser's first autopsy report being mysteriously --and criminally-- hidden from all parties to this homicide case on my (defense) side, and from the jury and the court, and remains suppressed still to this day.
- (f) <u>EXHIBIT H-4</u>: May or not may not be significant, but shows Norm C. Sanders as the Medical Examiner-Coroner Investigator, which makes me wonder why he was thereafter removed from anything to do with this case, whereas the two who were involved thereafter, were involved in the fraudulent and inexplicable events shown above. (Would Sanders maybe have not "played along"?).

Mysteriously, Dr. John Houser was never called to my trial or any proceeding, as though the prosecution/police officials wanted to keep him out of sight, make him disappear from the case entirely, and fade into forgotten status. Was he an honest coroner and would have blown the lid off the second, falsified autopsy report fabricated by Dr. Ozoa? Did he ever know about all this fraud? Would he have exposed it had he known and been called to trial to testify? Why was he not called, and instead jammed down the memory hole?

Most importantly, did the initial, hidden autopsy report done by Dr. John Houser tell the truth about the self-defense positioning of frontal shots, about shots introduced by police gunplay, or otherwise would he have testified in exonerating terms on my behalf vis-a-vis the true autopsy examination results?

No one so far will allow this to be probed or investigated. All officials are standing in the way, BLOCKING any inquiry as to what this evidence suggests against Dr. Ozoa and other provably corrupt prosecution/police officials. (We have cataloged IRREFUTABLE PROOF of more than 30 items of evidence which these officials planted, manufactured, altered, destroyed, and suppressed (hid) to frame me for murder, commensurate with the autopsy fraud that I raise in this document. These more than THIRTY are irrefutable, and were systematic, deliberate, criminal acts by prosecution/police officials who worked closely with Dr. Ozoa).

8. DEATH CERTIFICATE, BEFORE ANY INVESTIGATION, PREJUDICIALLY LISTS PF LAZOR AS THE "ASSAILANT"

Although the death certificate of John Allred did not come from Dr. Ozoa, it is significant in showing the gross prejudice against me by officials who had a duty to remain "impartial" yet, to the contrary, influenced Dr. Ozoa to their fabricated scenarios against me, as illustrated by the death certificate listing me as Allred's "ASSAILANT." (See EXHIBIT I, Death Certificate of John Allred, showing PF Lazor as "Assailant"). The significance is that the police were informed when I first phoned them to come save the attacker, that Allred was the assailant who viciously attacked me, and they had seen the evidence already that Allred had most violently crashed open my locked bedroom door with extreme repetitive force. They knew that Allred was the true "Assailant". The death certificate, listing me automatically as the assailant of Allred, speaks volumes as to the PREJUDICE (i.e., "PRE-JUDGING") against me, which was contrary to all the known evidence then, and ever since. This serves as a prime example of the unwarranted bias against me fed to Dr. Ozoa by police officials which, in turn, biasedly influenced Ozoa's every determination and view of the autopsy.

9. CALIFORNIA MEDICAL BOARD IS IMPROPERLY COVERING UP MY COMPLAINTS AGAINST DR. ANGELO K. OZOA

The California Medical Board administrators refuse to hear my complaints against Dr. Ozoa. This is improper and a violation of the law and the charter for which they exist as an official entity, and in violation of their purpose. The Medical Board asserts that they refuse to hear my Ozoa complaints because the statute of limitations has passed for me to file the complaint. However, that is incorrect, based on at least (3) three exceptions to that statute. At the very least, the Medical Board has a duty to consider my assertions of these exceptions, and they flatly refuse to do even that much. It is a hinderance, and fostering danger to the public for the Medical Board to behave in this manner.

Exceptions to the statute of limitations which apply here, which allow me to have my complaints presently heard, are as follows:

(#1) The statute of limitations is <u>TOLLED by fraud</u> committed to keep the information obscured during the statutory period, and it is SPECIFICALLY WRITTEN INTO THE STATUTE THAT THIS IS AN EXCEPTION. (<u>Also</u>, the Business and Professions Code §2230.5(c) <u>explicitly</u> exempts the time limit where the coroner "intentionally concealed" his misconductful act, as Ozoa has done all these years. I <u>explicitly</u> notified the Medical Board of this exception of law, and they cut off all further communication). It is precisely such fraud that I'm alleging Dr. Ozoa has committed in this matter. Yet, the Medical Board has abruptly refused to refute or even comment on my mailing of this exception to them. I assert this is because it can't be refuted that the time was tolled, meaning the clock stopped during all these years due to Ozoa's fraud in the matter, and thus, I am still well within the statutory time limit to have my complaint investigated <u>AS A MANDATORY DUTY</u> of the Medical Board. It thus appears that this is a plain cover up by the Medical Board, the very agency whose purpose it is to be the watchdog that oversees the type of fraud and misconduct which Dr. Ozoa has committed here.

- (#2) I did not know, and could not have known of Ozoa's misconduct, insofar as having any way to specifically prove or present evidence to substantiate such a claim of Ozoa's autopsy fraud, until very recently, at which time the statute of limititions should, by law, begin to run and, by that measure, the statute of limitations has not yet been reached or exceeded -- not even close. But if the Medical Board is allowed to keep stonewalling me on this, the time will continue to pass to where the statute of limitations will then become exceeded. It seems like maybe this is what the Medical Board is trying to achieve.
- (#3) There is what I believe to be a third viable exception: Aside from an <u>independent</u> complaint, I've tried to have my evidence of Dr. Ozoa's fraud in my case, submitted in the relatively new case of <u>Nelson Galbraith</u> (<u>Galbraith vs City and County of Santa Clara...and Dr. Ozoa, et al</u>, 307 F 3d, 1119 (9th Circuit, 2002), and likewise in Galbraith's complaint before the Medical Board, which the Board is actively pursuing against Dr. Ozoa, and could by no means be deemed to be anywhere near the statute of limitations. (See <u>EXHIBIT J</u>, fairly recent news article in San Francisco Chronicle regarding Medical Board pursuing Ozoa for fraud in Galbraith autopsy matter, including medical license revocation).

In other words, evidence of Ozoa's misconduct and fraud in my case, should be admissible in the <u>Galbraith</u> case to show <u>a pattern of misconduct</u> from past cases such as mine, which inclusion is a time-honored procedure in all types of legal proceedings that I've studied, spanning the past 200 years or more of American jurisprudence. I thus offered my evidence against Ozoa to the Board for this puurpose, and again it was rejected without comment. For the Board to systematically exclude such evidence that shows an <u>ONGOING PATTERN</u> OF MISCONDUCT as applicable to a new, current case which is well within the statute of limitations (<u>Galbraith</u>), again smacks of coverup and corruptly suppressing critical evidence that <u>is imperative for the public's safety</u>.

Yet, the Medical Board has also refused to consider this evidence for this

current <u>Galbraith</u> case with no excuse as to why, and no explanation whatsoever.

Only a closed door against any further communication with me, as in a "cover up."

(See <u>EXHIBIT K</u>, some of my letters to the Medical Board presenting these exceptions, with their only action being to patently refuse to respond whatsoever).

10. COMPARISON TO HOW OTHER SUCH CASES ARE HANDLED

In comparison to the stonewalling, shunning and closed doors shown above, and likewise in all forums, inclusing the courts, in addition to the Medical Board, EXHIBIT L shows how other states and agencies frequently, if not routinely, handle cases that even may POSSIBLY have been affected by such fraud or misconductful acts in autopsy handling and related examinations. (See EXHIBIT L, news article from Prison Legal News, July 2003, page 26; and Los Angeles and Orange Countys' (California) provisions, but no such options in Santa Clara County). Yet, in contrast, Ozoa's misconduct in my case, involves not merely "possible" error but, as shown above, absolutely positive fraud in the very infrastructure of the whole autopsy aspect of my murder case.

11. "INDIRECT FALLOUT" FROM AUTORSY FRAUD, MOST TRAGIC ASPECT OF OZOA'S MISCONDUCT

More damaging to my trial than all of the direct misconduct and fruits of it shown above, is a more subtle and pervasive aspect of what Ozoa's misconduct caused in this case. In brief, the results of the falsified autopsy report were used by my own defense attorney to work me over for months to coerce me with relentless duress to accept and "go along" with almost every theory the prosecution wanted my attorney to concede to, which were totally false, and were in the end used most of all to convict me of murder by the pervasiveness of it all. The damages were inestimable. In other words, without the falsified autopsy report, my own attorney would not have had in his hands the tool of the state to coerce

me into a countless number of capitulations to "facts" that simply were untrue, and all were incriminating. The damages are truly inestimable and immeasurable. It amounted to the equivalent of a confession of murder, but rather than confessing directly to anything, I was browbeat relentlessly by my own attorney to "give in" to say that "well I guess" all these prosecution theories must have occurred, under the coercion; then in increments the "well I guess" was removed, wherein I was essentially left with no other choice than just to say "yes" and "no" on the witness stand, to what my attorney had repetitively driven into me to have to say in the months of rehearsals. It was all based on the autopsy report that was fraudulent and false, and without that, there was no lever for the coercion to have been invoked. And since these coerced "go along" answers and scenarios wove the very vast foundational fabric of the trial presentation, it was deemed to be "hundreds of pieces of circumstantial evidence" (the prosecutor's own words), which the appeals and reviewing courts used to affirm guilt of murder. It was the means to remove essentially all of a defense and adversarial quality from my trial case, and all resultant court decisions that followed ever since. (I have ample proof of this attorney's coercion from tape recorded discussions, and his likewise coercing me in favor of prosecution interests and conviction even on the witness stand, as well as mounds of irrefutable evidence that he worked hard to send me to prison and to aid the prosecution in convicting me).

SUMMARY CONCERNING THE FACTS

If I, myself, were to be permitted to personally participate in a hearing concerning Dr. Ozoa's misconduct in my case, which adds to a broader pattern of his autopsy fraud, perjury in court and other misconduct in what could prove to be a large number of other criminal cases spanning the past 23 years, I could submit much more substantive evidence and proof of his gross misconduct, beyond that presented here. (This has been a very time-constrained and access-crippled,

limited presentation. The safety of society, the public, deserves such a hearing, as I am merely one of probably more innocent non-criminal citizens tormented and rotting away in prison, due to Dr. Angelo Ozoa's gross misconduct and criminal behavior as coroner. There are almost certainly other non-criminal California citizens besides the late Nelson Galbraith and myself who have fallen prey to Dr. Ozoa's misconductful behaviors, practices, policies and improper concerting with corrupt police and prosecution officials; most of which cases have resulted in unnecessary imprisonment of these innocent citizens. And more such cases are assured to keep occurring from those who would copy Dr. Ozoa's mal-practices, if the authorities charged with the duties to do so, continue to fail to carry out their duties, to investigate and impose the just sanctions due against Dr. Ozoa, and especially to provide a meaningful forum in which our evidence which support these assertions can be fully presented.

VERIFICATION

First, being duly deposed, I declare and affirm as follows:

That I have prepared and understand the contents of this document and that I declare, subject to penalties for perjury, that the facts I've set forth are true and correct, based on my actual personal knowledge and the attached documents and evidence supporting them, and that if I have presented any conclusions or information based on my beliefs, such would be so indicated, and all such conclusions or beliefs (if any be) are soundly based on the actual facts known to me and derived from supportive actual evidence such as that presented rerewith

Date: April 17, 2005

County of Amador, California

PF Lazor, Declarant and Affiant Mule Creek State Prison

4001 Highway 104/Box 409020 Ione, California 95640

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DR. ANGELO OZOA, CORONER COMPLAINT

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EXHIBITS

EXHIBIT A

1

ATTACKER WAS SHOT FROM FRONT, NOT BACK (SHOWN HERE)

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*The attacker had highly contagious hepatitis-B.

pages graphically show how the shots had to have occurred according to details in the state's own autopsy report. Those details were concealed and presented falsely to the jury by both the prosecutor & defense attorney (Mr. Schroeder). I The order of the shots is not known; this is the probable order. The coro-

ner erroneously listed SHOT #1 as entering the back when it, in fact, exited the back (while this coroner's office was under fire for evidence tampering of bodies & false autopsy reports). [SEE SHOT #1]. Using this false foundation, both attorneys (prosecutor & Schroeder) falsely told the jury over 30 times that 3 shots were from & in the back. [Compare these Charts]. But all 4 "front shots" & no "back shots" are indicated even by the state's own "criminalist" who determined the shooter's position & shot trajectories from 2 bullets recovered from 2 walls — Exactly as Lazor always said! (See EXHIBIB G).

I The attacker's powerful, hard-to-stop aggression is well-known to occur from the street drug PCP and mixes of psychotropics with hepatitis drugs (which the attacker had been issued) * But Schroeder "stipulated" that he'd tested negative for all such drugs (while he knew it was false), to aid the prosecutor in covering up this key fact which, alone, could have acquitted Lazor of murder.

I IMPORTANT EMPHASIS: Two of the bullets barely grazed the body surface and another passed straight through soft areas - thus all 3 had almost no immediate stopping, slowing or impairment effect. This was due to the bullets being used re-loaded, junk load - type for target practice (special light-weight & low powder load). The jury didn't know this and was assured they were standard, very high-power .45 slugs; lied to by the prosecutor, criminalist, several police, and defense attorney Schroeder.

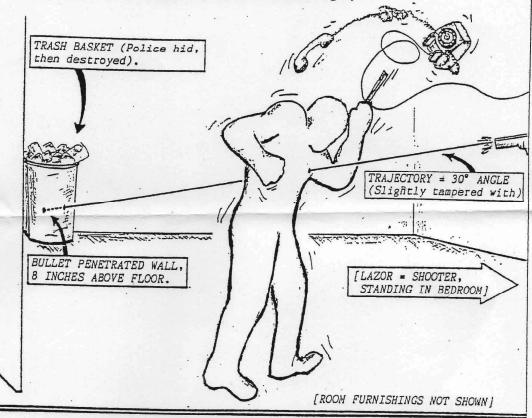
BODY-SHOT CHARTS

CHART A:

. 6

I This preliminary chart is based on the state criminalist's own findings of the shooter's position and the angle of gunshots. Though he (Criminalist, Robert Gadd) tampered with and destroyed critical evidence which helped the prosecutor frame and fabricate a wrongful conviction, these findings here were not significantly altered and thus establish exactly what Lazor always said: that he was in his room and fired at the attacker from his front, in self-defense.

I Lazor was not allowed to present this to the jury:



Page 2

BODY-SHOT CHARTS

This shot, estimated to be the first one that hit the attacker, didn't hit any bone nor the heart, passing through a soft spot, with no immediate subduing effect. He lunged forward from here. The prosecutor, police and coroner made false reports to fabricate that this shot came from his back. The defense attorney joined in this hoax.

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OUT OF 4

THIS IS SAME SHOT AS PREVIOUS PAGE

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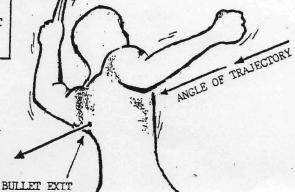
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SHOWS ATTACKER'S BODY LEANED LEFTWARD-DOWNWARD AS HE JERKED BACK MEATCLEAVER WEAPON. THIS POSTURE MATCHES STATE'S EVI-DENCE HIDDEN FROM THE JURY.

POINT & ANGLE OF BULLET ENTRY SHOWN BELOW (ENTERED AT FRONT CHEST OBSCURED BY THIS VIEW; SEE FRONT VIEW BELOW).







PICTURE OF ALL 4 GUNSHOTS AS UNWITTINGLY EXPELLED IN PANICKED RAPID-SUCCESSION:



PROBABLE ORDER OF SHOTS:

This wound, as based on the autopsy report, verifies Lazor's claim = the attacker <u>faced</u> <u>him</u> when he fired. The angles of other shots and Lazor's position (shown on earlier page) prove this diagram is true. But the jury was lied to about this and about the sub-standard bullets used (light, "used" re-loaded rounds) that lacked power to even exit the shoulder.

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#2 OUT OF 4

While knowing it was a lie, both attorneys told the jury that the bullets were full standard, high-powered rounds which would and did knock down and fully disable "the victim."

BULLET ENTERED HERE, PASSING THROUGH EYE, NASAL CAVITY, NECK; AND INTO SHOULDER. 8 BULLET LODGED HERE BEHIND LEFT SHOULDER, LACKING POWER TO EXIT. 9 10 11 12 13 TRAJECTORY: AS ARROW-LINE INDICATES 14 15 16 17 BODY NEARLY ERECT, STILL 18 ADVANCING WITH WEAPON IN A CHARGE TOWARD SHOOTER 19 20 22 23 PICTURE OF ALL 4 GUNSHOTS AS UNWITTINGLY EXPELLED IN PANICKED RAPID-SUCCESSION: 24 26 27 28

Page 4

BODY-SHOT CHARTS

ANGLE OF TRAJECTORY

BODY DUCKING FORWARD IN CHARGING

TO FALL FORWARD, BUT NOT REALIZED

AGGRESSION; POSSIBLY BEGINNING

BY SHOOTER

AT ALL TIMES, THE CHARGING ATTACKER FACED THE SHOOTER. The Coroner's Autopsy Report showed in its factual, medical data, that the bullet entered, traveled and rested as shown here. Put this together with the prosecutor's findings of the origin and angle of shots (previous pages), and the accuracy of this diagram/document can't be disputed. BUT THE JURY NEVER KNEW ANY OF THIS because the coroner & police' statements lied about the evidence, repeatedly stating that Jury Statements and the stating that Jury Statements are supported by the statements and the statements are supported by the statements are supported by the statements and the supported by the statements are supported by the statements are supported by the statements are supported by the supported by t



evidence, repeatedly stating that Lazor shot "the victim" "in the back,"
"from the back." Then the defense attorney joined in this falsehood, also
emphazing repeatedly to the jury that his client brutally shot "the victim"
"in the back" While he was "ON THE FLOOR, disabled."

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POINT & ANGLE OF BULLET ENTRY.

 PATH OF BULLET BARELY GRAZING NEAR SURFACE OF BODY [dashed line]

• BULLET RESTED HERE.

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PICTURE OF ALL 4 GUNSHOTS AS UNWITTINGLY EXPELLED IN PANICKED RAPID-SUCCESSION:

Page 5

BODY-SHOT CHARTS

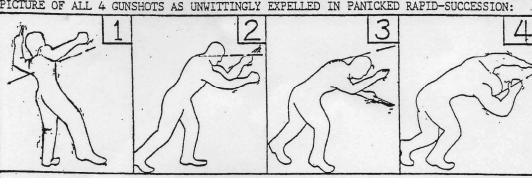
It happened too fast & Lazor was too panicked, to perceive the attacker was falling; before this shot went off (unknowingly). The Autopsy Report confirms this shot struck the attacker's crown, barely grazing and not even entering the brain. There's only one way such a shot could have occurred, when knowing the origin & angle of the trajectory (as proven in previous pages). Taken together, this diagram's accuracy cannot be disputed; this shot simply could not have happened any other way BUT THE MOVE ANY OF THIS because the pro-

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OUT OF 4

way. BUT THE JURY DIDN'T KNOW ANY OF THIS, because the prosecutor and defense attorney both repeatedly stressed to the jury that Lazor had brutally shot "the victim" "IN THE BACK OF THE HEAD" and "in the back 3 or 4 times." (See defense attorney's statements in following pages).

6 THE TERM "CROWN" WAS NEVER SPOKEN TO THE JURY; ONLY "SHOT IN THE BACK OF THE HEAD" & "FROM 7 THE BACK," WERE REPEATEDLY EMPHASIZED. 8 YET THE CORONER ADMITS THE SHOT ENTERED SO CHASE DO THE "TOP" OF THE HEAD, THAT NO DISTANCE WHATSOEVER 10 FROM 'THE TOP' COULD BE MEASURED. 11 12 14 16 17 BULLET ENTERED HERE & IMMEDIATELY STOPPED: 18 THE CORONER CONFIRMED THIS BULLET STOPPED 19 IMMEDIATELY UPON PIERCING THE SKULL, NOT ENTERING THE BRAIN; AGAIN, HAVING LITTLE EFFECT. BUT THE JURY DIDN'T KNOW. THEY STARED 20 DAILY AT A STYROFOAM HEAD IN FRONT OF THEM 21 WITH A KNITTING NEEDLE (WITH OTHERS) PLUNGED OVER 4 INCHES INTO THE BRAIN, SUPPOSEDLY TO 22 REPRESENT THIS SHOT. 23 PICTURE OF ALL 4 GUNSHOTS AS UNWITTINGLY EXPELLED IN PANICKED RAPID-SUCCESSION:



Page 6

BODY-SHOT CHARTS

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