

1

My attorney has ~~for cause~~ not offered me Competent and Diligent Rep. (ABA Rule 1.02 Scope and Objective of Representation)

(A) Subject of paragraphs (b, c, d) and (e, f, g) and (g) A lawyer shall abide by a client's decisions (1) concerning the objective and general methods of representation (key) I've said to him that he has to test the constitutionality of a invalid search warrant. He tested that issue on a motion that there wasn't no probable cause for the Judge to issue it; there for the evidence has to be suppressed. There's not statute requiring that an affidavit for a search warrant show probable cause. That has always been the case. 168 Tex. Crim. 463.) 322 S.W.2d 813. This is a critical stage violation, it has cause there not to be a working and trusting relationship. It is also making it hard for me as a accused and he as counsel to work close together to prepare and effective defense, and strategic and tactical decisions are impaired.

(2)

ABA Rule 1.03 Communication

(B) set this Rule as: (B) A lawyer shall explain a matter to the extent reasonably necessary to permit the client to make informed decisions; regarding the representation.

My case is a very complex - there should be choice to the quality of the legal representation actually provided.

The primary disadvantages are inexperience of counsel, lack of standards; for certification of expertise.

My attorney's performance has been deficient and unreasonable under the circumstances; unreasonable under profession norms. (Key) Every hearing I've been ~~to~~ ambushed at the hearing. It's either I am lied to over the 5 yrs it's clear at this point there's a Conflict with a Lawyer's own Interests.

Loyalty to a client is impaired in a situation when a lawyer may not be able to consider, recommend or carry out an appropriate course of action for his client, because of

(3)

- The lawyer own interests or responsibilities to other. (Key) Every time there is a issue in my case they go in the Judge office in the back and/or the D.A office - outside to court room. Its ~~crucial~~ important that the issue go on the record, i am the only one that dont know what going on in this case. Because of the
- (1) Rule 1.03 ABA violation I believe that my lawyer job isnt to establish innocence by attacking the legal sufficiency of the proof.
 - (2) He is concealing or knowingly fail to disclose; that which he is required by law to reveal.
 - (3) Knowingly ~~not~~ make's a false statement of Law or Fact.
 - (4) Participate in the creation, conceal or preservation of evidence, when he know or it is obvious that the evidence is False. (ABA Rule 1.02 violation)

4

After years of the D.A. not treating over evidence in my case, I ask my attorney to file motion duces tecum I see in Reports that my first team copied off Reports; and now that I have this lawyer the same Reports the info has been and/or redactions made.

What concerns me make my attorney have yet to let me see the full reports of witnesses against me. So far all I've seen is supplement information of half of the Reports there are lines took out ~~the~~ Reports; when asking about why are these Report different ~~the other~~ from ~~the~~ team report. ~~they~~ ~~is~~ ~~to~~ ~~see~~. I have to be able to meet the case they have against me; one of the hallmarks of Due process ^{is} we have to have all the evidence to be able to put our case before a fact finder so that they can hear both sides of the story that's the only way they will be able to judge the case on its merit as conflicts are developed on cross-examination. A adversary system at work in the confines of criminal law must closely adhere to constitutional requirements essential to due.

5
process: and a fair trial. In theory
a jury can examine the evidence
and see the whole picture and
make an intelligent decision in
reaching a verdict consistent with
the truth. Of course, this process is
necessarily constrained by the rules
of evidence and procedures that apply
to these proceedings. In addition,
the process is influenced by the
fact that the criminal is not neces-
sarily: A search for the truth but
rather a examination of whether
there is an absence of neces-
sary: - evidence. I think it also impor-
tant: to note that i only have one chance
to make my case on this case
at trial; i cant wait to get convicted
and on appeal they ~~make the~~ to make
the arguable issues that i've ask
my attorney to make and he refuse
to do so, since the attorney filed to
put my motion in, he intentional waive
my appealable issues. Also i would
like to note in the last hearing
the court went on the record and
ask where there any motions my
attorney said no; he wasnt answer-
ing: for me.

The Sixth Amendment directly grants the accused, and not counsel, the right to make a defense, to be informed of accusation and to be confronted, by witnesses against him.

Here's what ~~we~~ we ask my counsel to do and over a 5yr time been refused

① Make a motion to challenge the constitutionality of the Search Warrant as not meeting Muster * The Law in fact ~~it~~ applies only to that issue

② Challenge the affidavit by the 4 corner Rule ~~it's~~ just no proof when you apply the Law with the facts. * These are two different issues and should be two different motions.

③ There are strong reasons for the evidence to be suppressed under Rule 38.23 and that is the manner of entry and the collection of evidence. * There are Law on Facts that go with this motion as well. But again this is a different motion.

4 Miranda motion: for no statement and consent can be used at trial.

You can't as my counsel has done put all your issues in one motion saying it a (probable cause) issue TEXAS don't have the AS I've stated on (page 1)

5 There's D-N-A & Finger prints on evidence, that suggest it may have been tampered with but my counsel after many Request, refuse to have my accusers tested and to have questions as to how the D-N-A and finger print got in place's where ~~there's~~ ^{was} hand to be tampered with, to get there.

To be effective a Lawyer must have a firm command of the facts of the case, ~~because~~ before they can render reasonably effective assistance. In this case you can't make critical stage violations, I know counsel know of my innocence in this case The problem is the court appointed counsel is a for profit system.

Private lawyer are gone do very little so at this point I need to

file my own motions. I will because I am innocent. In a case like this I face danger of conviction because counsel don't know how to put on a pre-trial defense. I've just had a visit from counsel on 3-1-20 I just ask them again the problems with the motion that they put into court with out me going over the motion with them ABA Rule 1.03 violation also ABA Rule 1.02 violation. For the past year it's has been only issues about my health in court even as I've ask counsel to deal with the legal issues of my case but they've refuse to do so, each time my counsel fail to use the court to address my legal issues as I ask them to this sets my case off. I can't start ~~trial~~ trial when my motion hasn't been ~~filed~~ filed correct, and for ~~the~~ the Plaintiff ~~file~~ fail me, here is my case and point. I've put the motions and issues after this page.