

Will YOUR COURT ACTUALLY READ MY ATTACHED TRANSFER OF VENUE/CIRCUIT REQUEST? (called T.V. from here on out) If your court for some reason, after fully reading it decides not to transfer this 60(b)(6), 52(b), & successive 2255 with attachments, to another circuit, please provide a full explanation for why not? Knowing I know how connected Rosenthal is in the 5th appeals court. (Houston Chronicle Article by Gabrielle Banks in Jan. 2018 plus my own research.) Also (C.L.#38) shows how Judges, the Government, and the 5th Appeals Court react when I submit a meritorious motion or Judicial Misconduct Complaint on Rosenthal that your court has gone silent on. If I were the appellate Judge reading this, I'd rather eliminate any chance of corruption in an appeals court that Rosenthal appears to be in full control of. (C.L.#38) If a supervisors action or inaction contributed to the constitutional violation caused by the subordinate, liability exists. Epstein's victim (Bille Jean Dufrie?) I wanted to meet who recently killed herself finally got her constant writing (like me on this case) to show real CHANGE by the introduction of "THE EPSTEIN FILES Transparency ACT" which God Willing will finally allow me to have access to my Grand Jury Transcripts (see attached motions) I filed on 12-21-25. I would think having this proof should be required due to The Structural Error Doctrine which doesn't even require showing harm...

However even if there not "structural" I'm ready for a open suppression hearing to determine all the harm caused by Rosenthal not acting "Sua Sponte" when the Gov't refused to rule on my 2 motions to suppress filed in April & November 2013 for 4 years! Rosenthal knew better because in DE# 294 I'm shown asking again for DE#98 etc. and when the Gov't did not respond for almost 4 months, she ruled sua sponte in DE# 302 on 3-31-25 saying "The Gov't has not responded to the motion". SO WHY DID ROSENTHAL NOT RULE ON DE#34 & 46 when it had been 4 YEARS?

3. ****Newly Discovered ****The attached Memorandum by a licensed attorney Michael Levin on 10-1-25 is PROOF Rosenthal should have held a hearing to discover where all the fruits were to my statements besides what was illegally obtained from my home and shown to KV & talked about to his family.

4. Rosenthals Misconduct in my case has POISONED PUBLIC CONFIDENCE IN THE JUDICIAL PROCESS:

CONSTITUTIONAL QUESTIONS some posed to me by Law Professors (Martin Lee Camp of SMU) and crime beat reporters (Gabrielle) who actually consider Rosenthals conduct in my case criminal after reading all the documents I've had a hard time taking from Rosenthal NEED ANSWERS:

A. How can Rosenthal rule so fast in a identical case as Gandy's (G here on out) in the year 2000 with (C.L.#67) William Douglas Roberts and then in 2013 allow the same motions to suppress Statements & fruits of my statements DE#34 & 46 to be ignored for 4 years?

B. Why is DE#46 "Sealed Event" in my docket sheet?

C. US v. Kim L Powe (D.C. Cir. 1978) says: The Dist. Court Judge was obligated, sua sponte, to conduct a hearing regarding the voluntariness of the defendants confession when defense counsel failed to object. Circumstances suggested the confession was obtained through

promises of leniency. [G's statements were used to get illegal evidence in the form of 2 headless pictures which were then illegally shown to KV (victim #1) & had been immediately illegally talked about to him on 7-20-12. These pictures were also talked about to other people & this is documented in recorded video interrogations that attorney Charles Flood and G watched together. These pictures and more importantly G's illegally obtained statements were used to structurally alter KV's 7-20-12 interrogation which destroyed the foundation or in reality created a case that without G's statements would never have existed. It appears the pictures that G and Flood saw at FDC Houston appear to be what made Flood & Cogdell file DE#34 & 46. These 2 lawyers seemed to put forth a greater attempt than the Powe case (C.L. 56) to get the statements & their fruits a hearing yet it's not possible to erase the pictures from the mind of KV nor what he was told that G said. A hearing in this case is required.

D. DE# 89 on 12-5-16 has G's attorney Dan Cogdell asking "Judge, as you may or not recall..there are motions that have yet to be ruled on". This shows his patience nearly 4 years AFTER he filed DE# 34 & 46??? The way Rosenthal treated G's case is not fair or constitutional especially since it was his first court appearance after he was incorrectly found competent to stand trial. Yet she allowed over 4 more months to pass without her or the "Government" ruling on it. Doesn't the above POWE (C.L. #56) case have within it case law showing this was reversible structural error caused by a biased Judge?

E. Doesn't U.S. v. Gonzalez-Lopez (C.L. #) show that Rosenthal allowing the above & 2 others to quit just b/c I refused to take their advice and sign a plea deal & then sealing that portion of the hearing and disguising it as a status hearing mean that this established Structural Error deserves a automatic reversal once a higher Judge finally reads DE #98?

G gets migraine headaches from, the bright fluorescent lights in prison, staring at a computer screen too long, and this dates back to when he was a kid due to being legally blind in the right eye and the left can't see up close/ he's off balance. Therefore he's had to hire & trust lawyers and Judges advice that were wrong when you read Levin's attached memo & Rosenthals advice in DE98. How many Structural Errors caused by Rosenthal can you find in DE# 98?

F. "There is talk of JUDGE ROSENTHAL TRANSFERRING THE CASE TO A DIFFERENT DISTRICT COURT, it is a court that is not necessarily more punitive (I think Dan would disagree with that, but both of these Judges would be bad in this case) but i believe IS FAR LESS LIKELY TO GIVE HIS MOTION TO SUPPRESS THE PROPER CONSIDERATION". From charles@floodandflood.com on 9-12-14 @ 10:43am to jgandy79@gmail.com. This is proof Rosenthal saw the 2 MOTIONS DE#34 & 46 were like a hot potato that had to be dealt with since i refused to sign a plea deal. Also Flood who my contract says he was paid 30k for trial, fully understood how to win my case and watched the 7-20-12 interro's along with other interro's of KV who is shown Illegally obtained photos to coerce him to lie. Also see handwritten notes from Flood on 8-8-14 which say my #1 goal was "WIN MOTION FOR SUPPRESSION". This valuable attached document is easily found due to a Hearing on 12-6-21 DE# 262 which was Sample's 2255 motion. The exhibits are DE #'s 263-65. This proves I did not want to have Cogdell & DeBorde rule them "moot". Another email Flood sent to my mom was the day Rosenthal allowed him to quit while I was in suicide watch on 3-31-15 @ 1:27pm saying "In the event Rosenthal denies my request to withdraw, I will continue to fight zealously as if I had never made the request". Rosenthal proves she

knows this was wrong in DE#273 in my docket sheet saying "order denying motion to withdraw" using case law Matter of Wynn, 899 F.2d 644, 646 (5th Cir. '89) "An atty may withdraw only upon a showing of good cause..." I was in suicide watch from 3-12 to 3-31-31. Had Rosenthal forced Flood to stay on my case he would have fought for the suppression hearing and won like his brother Chris flood in the Zavala case (C.L.#55). Doesn't Rosenthal's own case law prove allowing Flood to quit was wrong?