

LEGAL MAIL

JOHNDAVID BATTAGLIA  
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June 28, 2005

Ms. Linda Acevedo  
Assistant General Counsel  
State Bar of Texas  
P.O. Box 12487, Capital Station  
Austin, TX 78711-2487

RE: Cause No. 74,348; John David Battaglia v. State of Texas

Dear Ms. Acevedo,

I was given your name and address as an attorney who might help Texas Death Row inmates with legal problems from the inter-net. In that regard I have been trying to obtain some information and documents relating to my trial which have been taken from my home by either the police or the Dallas District Attorneys at the time of my arrest in 2001. None of these documents were made available to my trial attorneys during my trial as I had requested for the cross-examination of the State's two primary witnesses against me.

Since my trial in 2002 both of my appointed appeal attorneys (Mr. Parks - Direct and Ms. Hemphill - Habeas Corpus) have refused to investigate any of my claims of misconduct by my appointed trial attorneys or have refused to assist me in locating or obtaining documentary evidence to support my claims for inclusion with my grounds for both the Direct Appeal and the State Habeas Appeal.

One of these grounds which my Direct Appeal Attorney refers to as "frivolous" and my Habeas Attorney has not included in that Application is the fact that my former wife, a Michelle Ward Ghetti, basically committed multiple acts of perjury while testifying on the witness stand for the State and that my trial attorney, Mr. Paul Johnson, stated to me that he refused to cross-examine her testimony because "he didn't want to get run out of town."

Prior to my arrest in 2001 I had in my possession various documents showing Michelle Ward Ghetti's prior acts of perjury including:

- a Certified Court Reporter's Hearing Transcript taken in front of Dallas County Family Court Judge Carolyn Wright (all attorneys refuse to obtain statements or testimony from Judge Wright or other witnesses present during atesting to Michelle Ward Ghetti's admitted, under oath, acts of submitting false documents to a court, perjury to a judge, and adultery during a contested divorce)
- two indictments for bankruptcy fraud in a Fort Worth federal court
- notes relating to her committing perjury in a Dallas Federal Bankruptcy Court and submitting to that court false corporation documents for a Diamond Lumber, Inc. which were used to defraud the bankrupts creditors of approximately \$1 million in pre-petition legal FEES PAID TO HER LAW FIRM, Akin, Gump, Strauss, Hauer & Feld

- ° a hand written diary I maintained through out my relationship with Michelle Ward Ghetti documenting such statements by her of:
  - a) attempting to hire someone in Louisiana to come to Texas to murder me for divorcing her and later getting her fired from her position as an attorney at Akin, Gump et al. in Dallas
  - b) having one of her former partners from Akin Gump, et al. provide her with false statements and affidavits which she in turn submitted to the State Bar in Louisiana in order to obtain a License to practice law in that state.
  - c) having her attorney, a Mr. John Barr, and a partner at her law firm, Akin Gump, et al., who was also a former federal judge, have me falsely arrested by the Dallas Sheriff, Mr. Bowles, and held in the Dallas County Jail for ten days until I agreed to pass on my right to have a trial in my filed divorce action from Michelle Ward Ghetti and agreed to not speak about her affairs with her partners at her firm and the fact that she and other firm attorneys had participated in the defrauding of the creditors of Diamond Lumber, Inc. of approximately \$1 million in illegal pre-petition payments by the bankrupt

I have previously written of some of the above acts by Michelle Ward Ghetti to the State Bar of Texas (Office of the Chief Disciplinary Counsel, A. Jaffe) on:

- ° June 18, 2004
- ° July 6, 2004
- ° July 20, 2004

and in the last letter asked the A. Jaffe to confirm to me in writing that Michelle Ward Ghetti was not an attorney in Texas and for the mailing address of the Louisiana Law Licensing Agency. To this day I have not received a written response from the State Bar of Texas. I had provided A. Jaffe with all of the names I was aware of Michelle Ward Ghetti possibly using while she was practicing law in Dallas, Texas during the years 1984 through 1987, which are the following:

- ° Michelle Ward or Michelle Renee Ward
- ° Michelle LaBorde or Michelle Renee LaBorde
- ° Michelle Clayton (married to a James Norman Clayton, III, attorney)
- ° Michelle Battaglia (used only to file fraudulent bankruptcy)
- ° Michelle Ghetti (used for teaching law at Southern University Law School in Baton Rouge, Louisiana)

I guess my first request of you, Ms. Acevedo, is can you confirm that the above Michelle Ward Ghetti was or was not a Licensed Attorney in the State of Texas during 1984 through 1987 as she represented to me and her law firm, Akin Gump, et al. while I was married to her ?

In addition, I was wondering if you can provide me with copies of the three dated writings I made to the State Bar of Texas ? I sent my other copies to the Texas Courts of Criminal Appeals and now realize that I should have filed them with my trial court judge, instead. I feel this is something I should do immediately, but the C.C.A. has refused all of my requests for copies of these and other writings I have submitted to the C.C.A. I didn't write the trial Judge Janice Warder since I had witnessed her openly assist my trial attorneys and the prosecutors rig the selection of the jurors for my trial during it's three months of voir dire and concluded she was too prejudiced towards me to be of any help. Thank you for your help.

W/Attached Letter written by JD BATTAGLIA -

