

The Independent OBSERVER

April 3, 2012

ATTC-MAGO-R001

REPORT

From

Access To The Courts
412 Dockway Drive
Huron, OH 44839
info@accesstothecourts.org

Unwritten Rules by attorneys and judges use prejudice to subvert the law and violate the constitutional rights of citizens!

Unwritten Rules are a direct result of a lack of discipline for persistent non-compliance to professional standards of conduct often condoned by overseers, judges, and judicial counsels. Such unprofessional conduct leads to crimes.

To

Attorney General Martha Coakley
Massachusetts Attorney General Office
1 Ashburton Place
Boston, MA 02108-1518
(617) 727-2200
(617) 727-3251 FAX
Email: ago@state.ma.us

Problem: Lack of Accountability of Civil (Public) Servants – Dereliction of Duty and Substandard Conduct

Subject: Introduction to the Lifelong Prejudicing against Jeffrey L. Clemens by Errant Civil Servants

Reference: Criminal Complaints to MAGO against attorney Pfaff, officer O'Hara, and US Marshals

This report is the first in a series of reports to the Massachusetts Attorney General Office (MAGO) in support of investigations into the criminal conduct of police, attorneys, and judges who have errantly and intentionally prejudiced the legal system against Jeffrey L. Clemens for the purpose of concealing official misconduct, crimes, and a culture of dishonesty and prejudice.

As previously reported, US Marshals repeatedly and without cause assaulted Jeffrey L. Clemens on January 13, 2012 in Boston, MA. We now know that the appointed US Marshal for the District of Massachusetts overseeing those errant US Marshals is JOHN GIBBONS, as 31 year veteran of the Massachusetts State Police (MSP). Mr. Gibbons spent considerable time as a detective in the District Attorney Office (Division of MAGO) in Hampshire and Franklin Counties. Northampton – site of egregious misconduct by MSP officers against Mr. Clemens in 2002, including an assault – is in Hampshire County. That assault was reported by Mr. Clemens to MSP trooper Michael Tobin. As a

The Independent OBSERVER

multitude of false charges were lodged against Mr. Clemens in Northampton, it is a concern that John Gibbons is proximate to such charges, and may have been part of the DA's refusal to hand over videotape evidence exculpatory to Mr. Clemens. It is important to note that MAGO and its local DA did not pursue an assault with a deadly weapon charge, which would have been on videotape in the area around the Russell Barracks of the MSP, a charge serving as a pretext to arresting Mr. Clemens and charging him with Resisting Arrest, Disorderly Conduct, and many other baseless charges.

A MSP detective Michael Cashman co-located at MAGO in Boston threatened a Criminal Harassment charge against the Access To The Courts founder for attempting follow-on contact in January 2011 to his complaint against attorney Pfaff and officer O'Hara. Pfaff represents the Town of Scituate, whose officer Michael O'Hara falsely arrested Jeffrey L. Clemens in May 2005, inspired by the 2002 MSP charges, information of which was relayed to Mr. O'Hara over the radio prior to the arrest for supposed Disorderly Conduct. What does MAGO do with a criminal complaint against Pfaff and O'Hara? They give it to Assistant Attorney General Mary A. Phillips, a resident of Scituate. One can see the convenience of assigning a case with a conflict of interest and then threatening a criminal charge of Criminal Harassment against the complainant...the case can thus be placed in a file and ignored. For the time being, maybe, but the past and the truth will stay on the trail of this miscarriage of justice.

The concern by Access To The Courts of MAGO's ties to the MSP and US Marshals in Boston – and their refusal to investigate the recent assault complaint, asserting a relation to a previous, uninvestigated complaint as a pretext for NOT investigating the current assault – necessitates the public disclosures that will be made in this series of reports.

AG Martha Coakley previously served in the Middlesex County DA Office, where Plymouth County ADA David C. Belger had worked (at the same time)...Mr. Belger co-prosecuted Jeffrey L. Clemens in 2005 – 2008, and was the ADA who arranged the trial of September 18, 2008 for Disorderly Conduct – *sliced off from the other 2 related charges – Unlicensed Private Investigator and Criminal Harassment – stemming from the same falsified (and provably so) O'Hara Report, a report unscrupulously passed on to federal authorities prior to their years-long prejudicing against Mr. Clemens* – which was designed to allow the perjured testimony of Sergeant Michael O'Hara to convict Jeffrey Clemens in a surprise trial, when Mr. Clemens had had no preparation or access to witnesses. MAGO has already been informed of attorney Pfaff's help in the perjured testimony of officer O'Hara. The conviction was later overturned, but not after a MAXIMUM jail sentence, from a trial rife with intentional prejudicing already well documented. Nearly 6 months in the Plymouth County House of Corrections was site of another assault on Jeffrey Clemens by a cell mate – Mr. Clemens was literally knocked out. Improprieties by attorney Pfaff prior to such trial were ignored by the OBC/BBO...who have no small ties to MAGO. One of the first actions by recent MAGO Assistant Attorney General and newly appointed BBO board member Elisabeth Ditomassi was to see to the cessation of any investigation into attorney Pfaff's misconduct or the OBC's derelictions in not investigating such misconduct. That action (or rather, inaction) was later translated into "victim" Pfaff's trial testimony against Jeffrey L. Clemens in May 2011 in a prosecution by attorney Pfaff's fellow Suffolk Law '88 mate David G. Tobin, himself a former Plymouth County Assistant DA.