

**COMPLAINT ABOUT A CALIFORNIA JUDGE,  
COURT COMMISSIONER OR REFEREE**

*Confidential under California Constitution  
Article IV, Section 18, and Commission Rule 102*

**RECEIVED**

**APR 11 2008**

COMMISSION ON  
JUDICIAL PERFORMANCE

Today's date: 4/11/08

Your name: Abdul-Jalil al-Hakim

Your telephone number: (510) 839-5400

Your address: 7633 Sunkist Drive, Oakland, CA 94605-3024

Your attorney's name:

Your attorney's telephone number:

Name of judge: Honorable Jon Tigar  
OR

Name of court commissioner or referee:

*(If your complaint involves a court commissioner or referee, you must first submit your complaint to the local court. If you have done so, please attach copies of your correspondence to and from that court.)*

Court: Superior Court

County: Alameda County

Name of case and case number: 811337-3

**Please specify what action or behavior of the judge, court commissioner or referee is the basis of your complaint. Provide relevant dates and the names of others present. (Use additional sheets if necessary.)**

During the testimony of Judge Leo Dorado at a sidebar, Judge Tigar taunted and tried to provoke me with the comment "I'm judge Dorado now!". (See attached letter to Judge Leo Dorado) There have been far too many threats and intimidation on the part of Tigar whos conduct has steadily deteriorated from inept to unincorrigible with his obvious motive and agenda being revenge and retaliation against me. It is for these reasons I am demanding that all sidebars be recorded for my security. I have previously filed a complaint with the Commission and among four challenges for cause, an 80 page challenge with over 100 pages of exhibits and one to be filed over 100 pages at present. His blatant refusal to answer any issues raised in his challenges, repeatedly Lying under Oath, Perjury, Deciet, Willful Misconduct, Bias, Prejudice, Conduct Prejudicial are charged herein. He has often boasted of his service with the Judicial Council and clearly feels he is above the law and will suffer no repercussions for his many unjudicial actions. See 2/27/08 Complaint with attached Challenge.

Please indicate how you became aware of the commission.

State Attorney Generals Office

Return to: Commission on Judicial Performance  
455 Golden Gate Avenue, Suite 1440H  
San Francisco, California 94102

Telephone: (415) 557-1200

Web site address: <http://www.cjp.ca.gov>

1/01



7633 SUNKIST DR., OAKLAND, CA 94605-3024 PH(510) 839-5400 FAX(510) 638-8889  
WWW.SUPERSTARMANAGEMENT.COM, EMAIL: JALIL@SUPERSTARMANAGEMENT.COM

## FAX MEMO

TO: The Honorable Victoria B. Henley  
Director-Chief Counsel  
Commission on Judicial Performance  
455 Golden Gate Avenue, Suite #14400  
San Francisco, CA 94102

NO PAGES: 10

FROM: Abdul-Jalil al-Hakim  
DATE: April 11, 2008  
RE: The Conduct of Judges in the al-Hakim Matters

Dear Mrs. Henley:

I am writing you this brief note to express my concern for the not so unexpected lack of action on the part the Commission on Judicial Performance with regards to my many complaints filed against the various judges in my matters before the courts. That in itself is a sad statement of the condition of the process and those that make up the process that is supposed to uphold the truth. There's the old saying that "those that are in the business of upholding (telling) the truth, never do (tell the truth)!"

There have been far too many threats and intimidation on the part of Judge Jon Tigar who's conduct has steadily deteriorated from inept to unincorrigible with his obvious motive and agenda being revenge and retaliation against me. It is for these reasons I am taking the extraordinary measure of demanding that all sidebars be recorded for my security.

On July 25, 2005 through the offices of Congresswoman Barbara Lee and with the support of the Congressmen John Conyers, Charles Rangel, with advocacy by J. C. Watts Jr., I filed a complaint of a Hate crime for Islamophobia and Xenophobia including judicial and attorney misconduct with Merrily A. Friedlander, Chief, U. S. Department of Justice, Coordination and Review Section, Civil Rights Division.(See letter attached as Exhibit A)

The complaint, drafted and filed by me in pro per has been review by several legal experts, addresses the concern that a couple Superior Court Judges' conduct rose to the level of consideration for a Federal Crime and a Civil Rights violation because the bench upon which the judge rules is "under the color of law" and certainly the violation of anyone's civil rights is a federal crime. Those charges and the number of judges complained of have only risen as the cases has progressed through the courts in the judges efforts to protect each other. "Muslims, just as any other group, can not be

afraid to speak up when their rights have been abridged. If one does not speak up, then the transgressions goes unreported and the perpetrator goes on to harm again unchecked, it does not matter whom the transgressor is". The complaint, perhaps even more importantly, not only requested Merrily Friedlander, Chief of the Civil Rights Division, to make an investigation of a judicial hate crime, but also the many other civil rights and due process violations of judicial misconduct, and attorney extrinsic fraud upon the court and law that are themselves directly the matters complained. J. C. Watts, a client of mine, in asking "what does a supposed terrorist act in Russia have to do with the negligent contamination of a home in America?" posed the argument that there must be consideration of and a serious response to the many issues in the complaint.

In November 2005 I received a letter from Albert N. Moskowitz- Section Chief, Criminal Section, U. S. Department of Justice, Civil Rights Division and Martha Lovejoy-Paralegal Specialist, Criminal Section wherein they assert that their section is responsible for investigating and prosecuting criminal conduct involving deprivations of rights, racial or religious violence, misconduct by local and federal criminal civil rights statutes but does not have the authority to conduct an appellate review of State court decisions. They referred the issues of judicial ethics and misconduct to Victoria B. Henley, the Director-Chief Counsel of California Commission on Judicial Performance; and attorney misconduct to Scott Drexel, the Chief Trial Counsel, State Bar of California.(See letter attached as Exhibit B)

I received a letter dated April 24, 2006 from Merrily A. Friedlander wherein she asserts that their section coordinates the enforcement of various statutes that prohibit discrimination on the basis of race, color, national origin, sex, and religion in programs that receive federal financial assistance and investigating complaints of discrimination on these bases against certain recipients of federal financial assistance from the Department of Justice and my complaint does not allege a violation of the statutes they enforce, but referred the complaint to Mark Kappelhoff, Chief, Criminal Section-PHB, Civil Rights Division, U. S. Department of Justice for review and whatever action they deemed appropriate.(See letter attached as Exhibit C)

From past experience, we knew that there would be no real intention of your Commission to conduct any meaningful investigation or even a proper inquiry into the transgressions of the judges and lawyers in this matter and the matter was a continuing one wherein the transgressions were only increasing, we decided that I would proceed with gathering information and present it to Congress for investigation upon completion. Though the matter is now in trial, it is ripe for review.

It is clear I have suffered numerous violations of my fundamental Civil Rights and Right to Due Process under the law guaranteed by the United States Constitution Amendments I, V, VI, and XIV as adopted by the Due Process Clause protect; and as applicable to this state of California Constitution by the first clause of Section 13 of Article I; Article VI, section 13; Article VI, section 18, subd. (d)(3); violation of his constitutional right to the free exercise of his religion by the nature of the conduct, actions, and rulings and qualify as Hate Crimes under the Unruh and Ralph Civil Rights

and the Bane Acts; violation of Penal Code section 422.6, Penal Code section 11410, Penal Code section 13519.6, Government Code section 11135, Government Code section 12948, 42 U.S.C. section 1983 that also qualify as Hate Crimes under the Unruh and Ralph Civil Rights and the Bane Acts; violation of *Business and Professions Code section 17200* under California's Unfair Competition Law (UCL) for Unfair Competition and Abuse of Process ; Business and Professions Code sections 6068, subdivisions (b) and (f), 6103 and 6106 and former rule 7-105(1) of the Rules of Professional Conduct; and the covenant of good faith and fair dealing. The Court's many intentional erroneous ruling in these matters are of the character which there is a clear denial of my rights under the United States and California State Constitution and is highly charged with racial discrimination and religious bigotry as the abridgment of his constitutional right to the free exercise of his religion also create an actual controversy by the nature of the decisions and qualify as a Hate Crime under Unruh and Ralph Civil Rights and the Bane Acts.

Also I am aware, feels, believes and thereon allege that the Judges in question has made knowingly false statements in an effort to demean, humiliate and provoke me while lying under oath and committing perjury; dishonesty; fraudulent deception; calumny deceit; willful and prejudicial misconduct; abuse of discretion; negligence; bias; prejudice; misrepresentation; incompetence; conflict of interest; bad faith; collusion; denial of due process; obstruction of justice; racism; bigotry; has exhibited, expressed and shown a fixed opinion of me; displayed favoritism towards the defendants; made false accusations; harassed me; has willfully, deceitfully and recklessly indulged in a series of offensive acts and statements against me and has displayed disdain, malice, and a mental attitude or disposition toward me that prohibits the right to a fair hearing or trial, so for the purposes in this proceeding, these are grounds for disqualification from hearing the above entitled matters under Code Civ. Proc. §170.1(a)-6(B), §170.3(a)(1)-4(c), and §170.4(a)-(3); Business and Professions Code sections 6068, subdivisions (b) and (f), 6103 and 6106 and former rule 7-105(1) of the Rules of Professional Conduct; and Cal. Code Jud. Conduct Cannons 1, 2, 2A, 2B(2), 3B(2), 3B(4), 3B(5) and 3B(8). The Judges persistent willful misconduct, bad faith, mistreatment, promised retaliation and "atmosphere of unfairness" violates and strikes at the heart of Petitioner's fundamental civil rights and due process and has clearly been a "miscarriage of justice."

With regards to the judges, I recently had an encounter with Judge Jon Tigar during the testimony of a witness, Judge Leo Dorado, that was beneath human dignity. (See attached letter to Judge Leo Dorado as Exhibit D) Tigar has repeatedly been guilty

of improperly invoking the threat of contempt, denying the right to objection, the proper administration of justice, abuse of discretion, he has maneuvered his judicial privilege to stave off judicial inquiry in order to avoid scrutiny and accountability for his illegal conduct and policies is a cynical attempt to cover up his illegal and immoral agenda of retaliation.

In a country that believes in respect for the rule of law and human dignity; when provided with undeniable proof of the existence of a widespread, methodical practice of extraordinary judicial bad faith and misconduct, following precise actions; you have a responsibility to hold accountable those certain defendants, their counsels, agents employees, contractors, associates and cooperating companies that pursue profit from an illegal and morally reprehensible program that relies on forced covert litigation/prosecution that should be condemned, not seen as a source of corporate profit. These particular parties secret services to and within the courts have violated civil and criminal law by subjecting me and others to "degrading and humiliating treatment" and many other forms of deprivation of liberty and the pursuit of happiness by the defendants, their counsels, agents, employees, contractors, and/or associates, the courts and selected employees thereof, agents of the State or by persons or groups of persons acting with the authorization, support, or acquiescence of defendants, their counsels, agents employees, contractors, and/or associates, the courts and employees thereof, agents of the State, and the subsequent refusal to acknowledge the deprivation of liberty and the pursuit of happiness or concealment of the denial of same and by exercising their powers in denying me and others their civil rights, the right to universally recognized fair hearing or trial standards and due process requirements must be held accountable by this Commission.

Just as important as the provision of these services by the courts, CSAA, their defense counsels, employees, agents, contractors and other consort's role and actions were made in the context of this extraordinary judicial rendition with virtually no public or private third party observation has permitted the Courts to conduct its illegal activities below the radar of public scrutiny and beyond the reach of the rule of law. For example, on information, belief, and other corroborating evidence, I assert that defendants and their consorts, through their interaction with court officials, has procured several rulings and verdicts enabling the defendants and Court to sidestep its obligations under the U. S. Constitution and State Law, which requires any and every ruling by a judge or court official conducting federal or State business to comport with universally recognized fair hearing and trial standards and due process requirements.

The many unjust rulings favoring the defendants exhibit the complicity of the courts in the defense litigation strategy in the underlying trial and in this matter drastically fails to comport with universally recognized fair hearing or trial standards and due process requirements. These rulings have consistently advanced the position that defendants actions are legal, that my rights are not protected by the Constitution or by State law, and that the defendants, underlying defendants, their counsels, agents, employees, judges, court administration officials cannot, therefore, be held accountable for their actions. The failure to fairly and properly adjudicate and

administrate these cases raised concerns regarding the court's true agenda and commitment to dispose of this matter to a pre-determined conclusion mirroring the defendants desires. There has been an alarming upsurge in the number of erroneous rulings and ill-treatment of plaintiff over the previous years that started with the assignment of this matter to Judge Tigar. He has lied under oath, committed perjury, and exercised deception of the people of this State at every hearing and has made an error in every ruling.

Tigar tampered with witness, Judge Leo Dorado as we were aware over a month ago, Tigar never wanted him to testify and he was going to manufacture a way to tamper with him as a witness and furtively created a way to do so without any justification. Tigar ruled that I must make an offer of proof on each witness on the witness list including length of testimony and importance and Tigar could use whatever criterion he chooses to decide if they can testify. Weeks before he stated that according to the laws and the Canons that he planned to assert Evidence Code 1101 and Judicial Canon 2(b)(2) while ruling judge Dorado could not effectively testify regarding any issue in this matter and if I were to ask any questions that attested to my character, credibility, or any other relevant matters he found objectionable that remotely delved into any issue that solely in his discretion was a gray area, he would interpret that as my willful act of contempt, whether it was or not, and I would be willfully ignoring a court order and subject to contempt on the spot and punishable with jail.

Judge Tigar is the henchman for the defense in this legal lynching and has released the judicial guillotine upon Plaintiff and his family's neck with Plaintiff's entire 10 year action and trial being destroyed by this blatant misconduct, erroneous rulings and the continued abuse of this judge's discretion. These many rulings are void of any legal basis, moral conviction, ethical reason nor merit as Tigar has failed and refused to provide the truth of his statements and actions nor any information sought relative thereto and has fostered his relationship, involvement and business with Defendants CSAA, and their defense counsel Ropers Majeski, as they represented his interest BEFORE HIMSELF as judge in their opposition to his staged recusal in April 2007 allowing him to continue as judge in this matter. He has subsequently ruled in their favor. His representation by the defense counsel makes the judge a litigant, and the erroneous rulings clearly exhibit Tigar's is intemperate and has stepped outside the boundaries of what can be characterized as proper and reflects the judge's intent to intimidate, taunt, infer, and influence the outcome of this case, and as such, impress on the case his judicial imprimatur of the defense's position.

The most important result of that hearing is that Tigar has officially made himself a defendant and fourth element in this case. Though currently sitting as the judge in this matter he is now a defendant, co-defense counsel and deputy defense judge ruling in matters that he has lied and has been deceitful about and is personally involved in, was represented by the defendants themselves in an action that was brought by the defendants BEFORE HIM to establish HIS right to sit and rule in the same matter that HE is now personally involved in and HE sits in judgment of HIMSELF BEFORE HIMSELF! His

representation by the defendants has the unfortunate consequence of making the judge a litigant, obliged to the defense and their counsel by leaving his defense to one of the litigants appearing before him' in the underlying case. (*Kerr v. United States District Court, supra*, 426 U.S. at pp. 402-403 [48 L.Ed.2d at p. 732].) Judges should be umpires rather than players. This is a travesty and a mockery of justice with clear conflict while it wreaks of corruption and collusion!

In order for me to prevail at trial in my Causes of Action For Professional Negligence, Breach of Good "Bad" Faith, Breach of Insurance Contract, Intentional Infliction of Emotional Distress, Fraud, Misrepresentation, Unruh Act, Abuse of Process and Violation of California Business and Professionals Code §17,200 ET SEQ, and evidence of damages by me against the Defendants I absolutely must have Expert Witnesses in the areas of law mentioned. His July 30, 2007 ruling has eliminated every one of my chosen experts and every area of the necessity of these experts for me to prevail on **EVERY ONE** of my causes of action, all without cause, contractual or statutory right.

Tigar has engaged in forging "Discovery" Labels with these entitlements and citations as "discovery motions" and attempts to "re-open discovery" are merely veils to hide the real intent by judge Tigar to avoid appellate review because by labeling them as such they are easy to deny without suspicion or attention, to award sanctions against me and are not appealable by me.

He also has staged the release of orders from the court and that gamesmanship is evident in these orders are both stamp executed on September 10, 2007, though the hearings were a week apart, and received by me after I emerged from retreat in December 2007. It is a clear impossibility for the court to reasonably expect me to have responded to these orders given the months advanced notice to the court of my absence and inability, and for the court to hold the orders and disseminate them after I was in Ramadan retreat is oppressive, unconscionable, a clear abuse of process and a gross miscarriage of justice!

The counterintuitive order arrived at by the trial judge is not the creature of constitutional or statutory compulsion; it emanates entirely from earlier decisions rendered by this court and judge. I believe it is time to reject and disavow these judicially imposed formalistic civil rights and due process violations and constraints and arrive at a fairer, just and more logical outcome in this case and in future proceedings.

Tigar serves in several capacities in the State and Northern California Judicial system and feels he has the insulation to protect him from scrutiny is not lost on anyone as he touts that contention loudly and widely for all to know. The only thing more obvious than his extra judicial activities is his zealous, ambitious, publicized, open pursuit of an Appellate Court seat.

I filed a formal complaint with the California Judicial Council after a 4th Disqualification and Tigar has only increased his retaliation against me since. In a recent hearing in the span of ten minutes Tigar, in his self grandiose way, twice touted his "elite status" as an insider in the Judicial Council which is a very serious concern for anyone whom is considerate of the public perception of Judges and the Judicial system.

This attitude and conduct cast an enormous aspersion upon the "Black Robed Society."

After several days in deciding pre-trial issues over a month ago, Tigar addressed the court with the admission that he had erred, without any real specifications, and the error was of such magnitude that I was entitled to an appeal.

The worst part of this admission is that I predicted it in the last disqualification of Tigar nearly two months ago. In a fit of retaliation, Tigar continued his attempt to instill fear in me with continued threats of contempt for speaking the truth and then added the threat for objecting. My rights to due process and civil right was now being taken away by Tigar. I responded with "your constant threats of contempt and jail is tantamount to your hanging a noose from the tree in front of my home, or burning a cross in my front yard". "As a African-Native American and Muslim, our people have come too far to accept this kind of treatment, these attempts to intimidate and instill fear to force me to capitulate to your demands". Tigar has continued his prejudicial and bigoted ways with even more admitted error, and charging me with contempt and a \$200 fine after Tigar admitted that a question I submitted for the jury was of a plain variety after he had ruled it was prejudicial and al-Hakim responded, "this is a farce". If the question to be submitted to the was really a plain question from a homeowners insurance manual that everyone is recommended to ask, and it is not prejudicial, then it certainly is a farce for Tigar to rule that it is prejudicial merely because it was my question! Oddly enough I submitted 30 questions from a manual and he rejected everyone, as he did with the statement of the case, and every other pleading I submitted. Are we to believe that there is no prejudice or misconduct here?

I was not surprised that judge Dorado was being manipulated, that this was Tigar's way of trying to abort his testimony, to provide a way out for the defendants key witness not to testify and paint a picture of my being an incorrigible scrouge and liar as a pretense to conduct his own investigation to establish the same.

Tigar's assertion that Dorado's staff contacted his staff was his ingress to fulfill his coveted and covert motive to conduct his improper investigation. We were already set for Dorado's testimony with the time that he personally chose to fit his own busy schedule at 3:00 p.m. There would have been no need to change or confirm anything with the court since he was my witness, not the courts, and we- Judge Dorado and I, not the court, arranged that time. My records show that there were three letters(two faxed, two hand delivered), two emails with responses, two voicemail communications between the offices, and one personal meeting to arrange his testimony.

His questioning of Judge Dorado being subpoenaed and if he could have come at a different time was his attempt to further demonize me and you could not help but notice the complete shock on his face when he responded that he were not subpoenaed was testifying of his own volition! Tigar's inappropriate inquiry as an unjudicial foray upon my integrity failed to justify that means so he resorted to save face by stating after you left that he found that you could have come at a different time and as such I was lying to the court. Although I already know that you know that is not true, let me tell you what happened.

On Tuesday, March 18, 2008 the defense counsel informs the court that the key

witness has a trip planned and paid for the following week and would not be available until April 14, 2008. This would conveniently eliminate him from testifying and abort our case entirely. This witness has known that he was to testify at that date and time for over two weeks and that his testimony would be for several days. At the end of the day the defendants suggested that the court order this witness began his testimony on Wednesday, March 19 at 1:30 pm and be completed by the end of the day on Thursday, March 20, 2008. I disagreed that it was even remotely possible for that to happen given the time it would take for me to examine this witness even if there was no cross-examination and it was patently unfair and duplicitous for the defendants to come into court and make such an announcement at the end of the day without any consideration for trial schedule, the jury and our case in the eleventh hour.

This was no more than a defense strategy and Tigar was advocating it as deputy defense counsel. Tigar asked if my witnesses for the following day could be changed to accommodate this witness and I said “no, they are locked in at those times and dates that they chose”. Each of them chose those dates and did so in accordance with their schedules, where Dr. LeNoir is booked a month in advance was going out of town for two weeks the next day, you chose your time to fit your court schedule and the economist is in the middle of his tax season. It took me many weeks and months to get those dates and times from those individuals including you. I couldn’t change them overnight with any certainty and maintain any possibility of structure to my case plan. Tigar then advocated a judicial imprimatur of the defense's position says “ I am going to check with all your witnesses tomorrow and if I find that they could have changed their schedules, I will find that you have not been truthful with the court and may sanction you by not allowing this witness to testify at all!”. The fact that this witness testimony could not possibly be completed by Thursday, March 20 was of no consequence because now, with the defendants setup, he had manufactured his way to achieve his end of trying to project and establish his desired image of me to further his pretext for charging me with contempt with his own conceived record. This is no more than his continued effort of revenge and retaliation for my exposing his many illegal transgressions to date in this matter.

At one of the sidebars Tigar decide that he did not want you to testify about the LaCerte software exhibit because the defendants claimed that they feared that you may answer questions regarding other matters that the court had feared I might go into relative to actions of other Judges and attorneys in this and the underlying case. As he denied your exhibit testimony, in his grandest effort to provoke and taunt me, he leaned back in his chair with a big grin and said **“I’m Judge Dorado now!”** reiterating the fact that he was in control of your, Judge Dorado’s entire testimony. I asked him to repeat what he said and he merely ignored me, as I said “I wished the microphones were working to record these statements.”

I have said on more occasions than three that I have not made any unfounded, groundless attacks upon him as a judge, I can and will meet him in any public venue, forum, hearing, etc. and prove the charges I made against him in my latest 82 page challenge that had another 200 pages of exhibits attached. I stated grounds for

disqualification under Code Civ. Proc. §170.1(a)-6(B), §170.3(a)(1)-4(c), and §170.4(a)-(3); Business and Professions Code sections 6068, subdivisions (b) and (f), 6103 and 6106 and former rule 7-105(1) of the Rules of Professional Conduct; and Cal. Code Jud. Conduct Cannons 1, 2, 2A, 2B(2), 3B(2), 3B(4), 3B(5) and 3B(8). Judge Tigar's persistent willful misconduct, bad faith, deceit, obstruction of justice, promised retaliation and "atmosphere of prejudice, bigotry, corruption and unfairness", among others, determines that there is a high probability he would and has continued his unethical behavior if he were to continue in a judicial capacity in this case. His continued presiding further violates and strikes at the heart of my fundamental civil rights and due process under the law guaranteed by the United States Constitution Amendments I, V, VI, and XIV, and as applicable to this state of California Constitution by the first clause of Section 13 of Article I; Article VI, section 13, as a "miscarriage of justice."; Article VI, section 18, subd. (d)(3). Needless to say he has refused the challenge and ignores any answer thereto because it would verify my findings.

One could not help but notice, there was and has been at least one sheriff in the courtroom since February in his attempt to intimidate and instill fear in me to discourage my telling the truth about his own indiscretions. I am bound by the truth and as I have told him, the truth will not change because he does not like it, it does not cease to exist because he chooses to ignore it, and he can not order a lie to be the truth because it suits his needs! The truth is and will always be just that, the truth! He has demonstrated that the truth is something that he can not face in this matter so he has vigorously pursued his cause to cast me as villainous and defame me to justify his planned charges of perjury and contempt with a litany of others stemming from the unanswered challenges.

In his cause to justify his conduct he has resorted to daily combing the record to find any possible comment that I could have made that he could remotely pervert to fashion for his purpose of decreeing some wrongdoing on my part, no matter how remote the intangible relevance of the facts to the purported comment or his resultant desired charges may be. At a recent hearing I made an objection to a question raised by the defense and when both the defense counsel and witness continued with their responses and the judge did not rule, I commented that "your honor I made an objection, but I see the process". Later Tigar culled the comment from the record and tried to fashion it as "contemptible" in an effort to charge me, and asked for me to explain my comment before he ruled. I politely informed him that I, just as the jury, has observed that the defense counsel and the witnesses have been making obvious eye contact and motions leading the answers. The witness would wait to get a sign from the defense counsel before answering and then proceed to answer regardless of any ruling on an objection by the court. On a question that the witness did not want to answer they would look over to the defense and wait for the defense to object before answering. I reiterated that this is why the jury has noted to the court their observations of the leading questions and answers that have been given without the court interceding even when objections are made. On many occasions Tigar has allowed long, rambling, narrative, explanatory answers to a simple yes or no question, that were totally off the

subject of the question and was solely for the purpose of arguing the defense theory of the case. Incredibly prejudicial. After my response he smiled in his frustration as he realized he could not succeed in his attempt to charge me with any wrongdoing.

He even sunk to the depths of trying to force me to capitulate to his demands that I apologize to him and take back my statements in his challenge under the guise of showing some remorse by admitting some wrongdoing for my having stated those truths and refusing to back down from that inherent position of strength, knowing he could not counter ANY of my charges against him in his challenges that I can readily prove at any time! I have repeatedly requested that the judge truthfully answer the disqualifications by meeting in any forum, the court, a public hearing, an administrative hearing, a Judicial Council hearing, any place and I would present the evidence of Tigar's own words, writing and action against him. At another recent hearing I responded with the fact that my objections just as my speaking the truth of Tigar's lying under oath would not be silenced by threats of contempt as I was not making a "groundless attack" upon Tigar and again challenged Tigar to meet me in any venue, forum, tribunal etc. and I would prove Tigar has lied under oath, committed perjury, been dishonest, deceitful, committed prejudicial misconduct. Tigar has refused to address the issues and ignores the truth of the matters.

"Facts do not cease to exist because they are ignored." - Aldous Huxley

This order to recant my proof and apologize under the guise of showing remorse was a clear attempt to subvert the judicial process by my not admitting any wrongdoing would then become pretextual to avail him to charge me with being recalcitrant and showing no remorse when given an opportunity by the court to do so and therefor being justifiably given any punishment he desires at the conclusion of the trial according to the record that he has created.

As I have said before, his conduct of continuing threats, fear and intimidation is akin to burning a cross on my lawn or hanging a noose from the tree in front of my home! Those days of the Jim Crow South are over, he may be a carpet bagging judge by day and a Klansman by night, but there is no more fear of people like that, we expose them today!

Again, there have been far too many threats and intimidation on the part of Judge Jon Tigar whos conduct has steadily deteriorated from inept to unincorrigible with his obvious motive and agenda being revenge and retaliation against me. It is for these reasons I am demanding that all sidebars be recorded for my security.

"Thank you" so much.

Respectfully,

Abdul-Jalil  
President

**EXHIBIT "A"**

**BARBARA LEE**  
5th DISTRICT, CALIFORNIA



**COMMITTEES:**  
**FINANCIAL SERVICES**  
Subcommittee on  
Housing and Community Opportunity  
Subcommittee on  
Domestic and International Monetary  
Policy, Trade and Technology  
**INTERNATIONAL RELATIONS**  
Subcommittee on Africa  
Subcommittee on Europe

**Congress of the United States**  
**House of Representatives**  
**Washington, D.C. 20515-0509**

REPLY TO OFFICE CHECKED

- DISTRICT OFFICE  
SANDRINE R. SWANSON  
CHIEF OF STAFF  
1301 CLAY STREET, SUITE 1000  
OAKLAND, CA 94612  
Phone: (510) 763-0370  
Fax: (510) 763-6538
- WASHINGTON OFFICE  
JULIE L. NICKSON  
ADMINISTRATIVE ASSISTANT  
1724 LONGFORTH N.E.O.B.  
WASHINGTON, D.C. 20515  
Phone: (202) 225-2661  
Fax: (202) 225-9917

July 25, 2005

Ms. Merrily A. Friedlander  
Chief  
U.S. Department of Justice  
Civil Rights Division  
950 Pennsylvania Avenue, N.W.  
Coordination and Review Section, 1425  
Washington, D.C. 20530

Dear Ms. Friedlander:

My constituent, Abdul Jalil, has requested my assistance regarding an investigation of a Judicial Hate Crime against him. Mr. Jalil feels that a Hate Crime was perpetrated from the judicial system due to Islamophobia and Xenophobia.

Enclosed you will find detailed documentation that Mr. Jalil has provided my office. He is requesting a full and complete investigation on this matter.

I would appreciate it if you would investigate and comment on these concerns at your earliest opportunity. Please forward your correspondence in care of my Staff Assistant, Miguel Bustos, in my Oakland district office.

Thank you for your attention to this matter.

Sincerely,

Barbara Lee  
Member of Congress

BLmb

Cc: Mr. Abdul Jalil

**EXHIBIT "B"**



U.S. Department of Justice

Civil Rights Division

ANM:mll:mjp  
DJ 144-11-0

*Criminal Section - PHB  
950 Pennsylvania Avenue, N.W.  
Washington, DC 20530*

NOV 16 2005

Mr. Abdul-Jalil  
Superstar Management  
7633 Sunkist Dr.  
Oakland, CA 96405-3024

Dear Mr. Abdul-Jalil:

This is a response to your letter dated October 27, 2005, addressed to Bradley J. Schlozman. In your letter you request reconsideration of your civil rights complaint. In your initial complaint, you allege judicial and lawyer misconduct.

The Criminal Section of the Civil Rights Division at the Department of Justice is responsible for investigating and prosecuting criminal conduct involving deprivations of rights. In general, these matters include acts involving racial or religious violence, misconduct by local and federal law enforcement officials, violation of peonage and involuntary servitude statutes, and violence against reproductive health care facilities.

We have carefully reviewed the information which you furnished. However, we have determined that your complaint does not involve a prosecutable violation of federal criminal civil rights statutes. Moreover, the Criminal Section does not have the authority to conduct an appellate review of state court decisions or to dispense legal advice in such matters. Accordingly, we are unable to assist you.

Complaints regarding judicial ethics and misconduct in California should be addressed to:

Victoria B. Henley, Director-Chief Counsel  
Commission on Judicial Performance  
455 Golden Gate Avenue, Suite 14400  
San Francisco, CA 94102  
(415) 557-1200  
FAX (415) 557-1266

Complaints regarding attorney misconduct in California should be addressed to the State Bar of California. Complaints may be sent to:

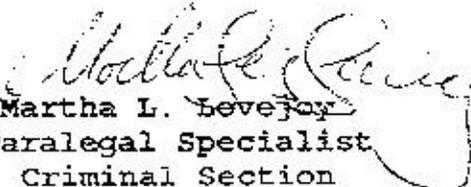
Scott Drexel  
Chief Trial Counsel  
State Bar of California  
1149 South Hill Street, 10th Floor  
Los Angeles, CA 90015-2299  
(213) 755-1000  
FAX (213) 765-1029

We regret that we cannot be of further assistance to you in this matter.

Sincerely,

Albert N. Moskowitz  
Section Chief  
Criminal Section  
Civil Rights Division

By:

  
Martha L. Levejoy  
Paralegal Specialist  
Criminal Section

**EXHIBIT "C"**



U.S. Department of Justice

Civil Rights Division

Coordination and Review Section - NYA  
950 Pennsylvania Avenue, NW  
Washington, DC 20530

Doc# 243076

Mr. Abdul Jalil  
7633 Sunkist Drive  
Oakland, CA 94605

APR 24 2008

RE: Your letter dated December 1, 2005

Dear Mr. Jalil:

Your correspondence has been received by the Coordination and Review Section, Civil Rights Division, Department of Justice.

This Section coordinates the enforcement of various statutes that prohibit discrimination on the basis of race, color, national origin, sex, and religion in programs that receive federal financial assistance. We also investigate complaints of discrimination on these bases against certain recipients of federal financial assistance from the Department of Justice.

The circumstances you describe do not appear to allege a violation of the statutes we enforce. However, based on the information you have provided, we have referred your letter to Mark Kappelhoff, Chief, Criminal Section-PHB, Civil Rights Division, U.S. Department of Justice, 950 Pennsylvania Avenue, NW, Washington, D.C. 20530, for review and whatever action is deemed appropriate. This office will take no further action regarding your letter. If you have any questions, please contact the Criminal Section at (202) 514-3204.

Thank you for corresponding with this office.

Sincerely,

A handwritten signature in cursive script that reads "Merrily A. Friedlander".

Merrily A. Friedlander  
Chief

Coordination and Review Section  
Civil Rights Division

Enclosures

cc: Criminal Section

**EXHIBIT "D"**



7633 SUNKIST DR., OAKLAND, CA 94605-3024 PH(510) 839-5400 FAX(510) 638-8889  
WWW.SUPERSTARMANAGEMENT.COM, EMAIL: JALIL@SUPERSTARMANAGEMENT.COM

## FAX MEMO

TO: The Honorable Leo Dorado  
Judge of the Superior Court  
Superior Court, County of Alameda  
1221 Fallon St., Department #5  
Oakland, CA 94612

NO PAGES: 9

FROM: Abdul-Jalil  
DATE: March 28, 2008  
RE: Denied Trial Testimony

Dear Judge Dorado:

I want to humbly "Thank you" again for taking your very precious time on Wednesday, March 26, 2008 to appear in an attempt to testify on my behalf at the CSAA insurance company bad faith trial. There are no words that can describe my sincerest gratitude for your support. As you were made aware over a month ago, Judge Jon Tigar in Department 21 of Superior Court, County of Alameda, never wanted you to testify and he was going to manufacture a way to tamper with you as a witness and furtively created a way to do so without any justification.

Unable to finesse his way to legally cause the desired improper ex-parte communication with you, Tigar rules that I must make an offer of proof on each witness on the witness list including length of testimony and importance and Tigar could use whatever criterion he choses to decide if they can testify. In a futile gesture as such, you were allowed to take the stand but not to answer any questions. Weeks before you took the stand he stated that according to the laws and the Canons that he planned to assert Evidence Code 1101 and Judicial Cannon 2(b)(2) while ruling you could not effectively testify regarding any issue in this matter and if I were to ask any questions that attested to my character, credibility, or any other relevant matters he found objectionable that remotely delved into any issue that solely in his discretion was a gray area, he would interpret that as my willful act of contempt, whether it was or not, and I would be willfully ignoring a court order and subject to contempt on the spot and punishable with jail. Let me give you some background on the conduct of Tigar, some of which you know, in the next five instances as follows:

1) On Friday morning, April 27, 2007, I went to Alameda County Superior Court Room 21 to deliver the court file and report to Judge Jon Tigar to begin the trial as assigned by Presiding Court Judge George Hernandez in Department 1. I delivered the file to the

court clerk, introduced myself and took a seat in the courtroom.

Later a young man in a suit emerged from the judges chambers and proceeded to the lawyers table where the defendants and plaintiffs sit during session. He began talking to two women seated at the table about the parties that were in chambers for a settlement conference. He commented that “they are arguing about nothing, every little thing!”, “they are getting nowhere”, “they do not know what they are doing”, “they are wasting my time”, and I’m going to get them out of there and bring you in”. His attitude was very elitist as he spoke in a very condescending manner of the parties as if they were beneath him in his presentation to the two ladies.

He then looked up and asked of defense counsel Steve Barber, “who are you?”. Barber responded that “Good morning your Honor, I’m Stephan Barber, the defense counsel in the matter of al-Hakim v. CSAA that was sent over from Department 1 for trial.” He then turned to me and asked “what are you doing here?” I paused for a moment at the way he asked the question and realizing he was the judge, then merely responded “the same case”. He said “oh”, then returned to his conversation with the two ladies excusing himself and stating “Im’ going to go back in there and get them out, they’re just wasting time, and bring you in”. I was very startled at his cavalier attitude as well as the obvious racism and bias he was openly exhibiting in the courtroom without regard to who heard and saw it.

I was not surprised when moments later, three men came out of the chambers, a Latino and two African-Americans. The judge ushered the two women into chambers. I was totally appalled and insulted by the display of arrogance, racism, bias, prejudice, the derogatory comments, fixed opinion, and misconduct by the judge that certainly gave the opinion that he was siding with the other party. His preference based on the discrimination of elitist, privilege and class was painfully obvious.

I then went outside the courtroom where shortly after the three gentlemen joined me. I asked which of them was the attorney and upon being informed that the Latino gentleman was, I informed him of what transpired in the courtroom while they were in chambers and told him I know that judges are not supposed to make comments like that nor express such opinions that portend an obvious bias. He said “that is good to know” and thanked me for informing him.

2) Further, Judge Tigar is the henchman for the defense and has released the judicial guillotine upon Plaintiff and his family's neck with Plaintiff's entire 10 year action and trial being destroyed by this blatantly misconduct, erroneous rulings and the continued abuse of this judge's own discretion. These many rulings are void of any legal basis, moral conviction, ethical reason nor merit as Tigar has failed and refused to provided the truth of his statements and actions nor any information sought relative thereto and has fostered his relationship, involvement and business with Defendants CSAA, and their defense counsel Ropers Majeski, as they represented his interest BEFORE HIMSELF as judge in their opposition to his staged recusal in April 2007 allowing him to continue as judge in this matter. He has subsequently ruled in favor of the underlying defendants Rescue Rooter, City of Oakland, and the defense counsel in the underlying case of Rescue Rooter, yet has offered no explanation whatsoever for any of the false

statements, through this denial asserts he had no obligation to advise me or the public of the truth even though he was aware of the misrepresentations. His representation by the defense counsel makes the judge a litigant, and the erroneous rulings clearly exhibits Tigar's is intemperate and has stepped outside the boundaries of what can be characterized as proper and reflects the judge's intent to intimidate, taunt, infer, and influence the outcome of this case, and as such, impress on the case his judicial imprimatur of the defense's position.

The most important result of this hearing is that Tigar has officially made himself a defendant and fourth element in this case. Though currently sitting as the judge in this matter he is now a defendant, co-defense counsel and deputy defense judge ruling in matters that he has lied and has been deceitful about and is personally involved in, was represented by the defendants themselves in an action that was brought by the defendants BEFORE HIM to establish HIS right to sit and rule in the same matter that HE is now personally involved in and HE sits in judgment of HIMSELF BEFORE HIMSELF! His representation by the defendants has the unfortunate consequence of making the judge a litigant, obliged to the defense and their counsel by leaving his defense to one of the litigants appearing before him' in the underlying case. (*Kerr v. United States District Court, supra, 426 U.S. at pp. 402-403 [48 L.Ed.2d at p. 732].*) Judges should be umpires rather than players. This is a travesty and a mockery of justice with clear conflict while it wreaks of corruption and collusion!

### 3) The July 30, 2007 Order

The order demands that I pay for the first four (4) hours of expert witness fees and all costs of their deposition. The replaced experts David Brier, David Smith and Kevin Dawson have been named in this case for over six years and the defendants have never sought to depose them and the replacement experts David Peterson, Michael Ferguson and Samuel Barnum have been known to the defendants for over eight months, and in the cases of Ferguson and Barnum several years, yet they have never sought to depose these experts. More importantly, the order summarily excludes the very same Retained Expert Witnesses, David Peterson, Michael Ferguson and Samuel Barnum that I had named in my motion and the April 20, 2007 Disclosure as my chosen retained expert witness replacements for David Brier, David Smith and Kevin Dawson per the courts order. I had agreements with those Experts.

A simple reading of that motion reveals that the retained experts I had asked for and was granted an order to replace: David Brier, David Smith and Kevin Dawson, are not listed in my amended expert list filed with the court April 20, 2007 that names my chosen retained expert witnesses David Peterson, Michael Ferguson and Samuel Barnum as their replacements and referenced in the court's order. I do not know the affect of the meaning of the courts order on my chosen retained expert witnesses nor the naming of the replacements and is unsure if:

a. this ruling by the court is made without the comprehension that the replacement experts are anticipated and my chosen retained expert witnesses named in the motion and amended disclosure and unknowingly excluded by the court from being named as a result of the courts order;

b. perhaps by my inadvertent mistake in filing the motion to amend and providing my chosen replacement retained expert witnesses in the amended disclosure caused the courts confusion though the motion was necessary;

c. there is a grammatical, syntax, or other sentence composition error that lead to the wording of the order being unintelligible from the standpoint of interpretation and/or meaning in excluding his chosen retained expert witnesses or naming the replacements; or that

d. this ruling was made willfully and intentionally.

In order for me to prevail at trial in my Causes of Action For Professional Negligence, Breach of Good “Bad” Faith, Breach of Insurance Contract, Intentional Infliction of Emotional Distress, Fraud, Misrepresentation, Unruh Act, Abuse of Process and Violation of California Business and Professionals Code §17,200 ET SEQ, and evidence of damages by me against the Defendants I absolutely must have Expert Witnesses in the areas of law mentioned. His ruling has eliminated every area of the necessity of these experts for me to prevail on **EVERY ONE** of my causes of action.

#### 4) “Discovery” Labels

As with the request for the disclosure of the witness pertinent contact information, that is required in the defendants filing of their disclosure declarations and they have NEVER made that proper disclosure. For me to make this fact known of defendants continued failure and refusal to provide the required information and my need for same, is an effort to facilitate the trial, for judicial economy, to clarify this outstanding omission and give the courts a chance to enforce the law before trial and motions in limine to ensure a fair trial on the merits again without the loss of time and increase costs. This was offered to the courts as an alternative, and also can not be characterized as a motion to reopen discovery by a plaintiff in pro per who seeks this required and needed information for TRIAL not depositions!. These entitlements and citations as “discovery motions” and attempts to “re-open discovery” are merely veils to hide the real intent by judge Tigar to avoid appellate review because by labeling them as such they are easy to deny without suspicion or attention, to award sanctions against me and are not appealable by me.

#### 5) Release of Orders; Gamesmanship

These orders are both stamp executed on September 10, 2007, though the hearings were a week apart, and received by me after I emerged from retreat in December 2007. It is a clear impossibility for the court to reasonably expect me to have responded to these orders given the months advanced notice to the court of my absence and inability, and for the court to hold the orders and disseminate them after I was in Ramadan retreat is oppressive, unconscionable, a clear abuse of process and a gross miscarriage of justice!

The counterintuitive order arrived at by the trial judge is not the creature of constitutional or statutory compulsion; it emanates entirely from earlier decisions rendered by this court and judge. I believe it is time to reject and disavow these judicially imposed formalistic civil rights and due process violations and constraints and arrive at a fairer, just and more logical outcome in this case and in future proceedings.

If anyone has caught Tigar's act in the courtroom, the idea that Tigar serves in several capacities in the State and Northern California Judicial system and feels he has the insulation to protect him from scrutiny is not lost on anyone as he touts that contention loudly and widely for all to know. The only thing more obvious than his extra judicial activities is his zealous, ambitious, publicized, open pursuit of an Appellate Court seat.

As I mentioned to you I filed a formal complaint with the California Judicial Council after a 4th Disqualification and Tigar has only increased his retaliation against me since. In a recent hearing in the span of ten minutes Tigar, in his self grandiose way, twice touted his "elite status" as an insider in the Judicial Council which is a very serious concern for anyone whom is considerate of the public perception of Judges and the Judicial system. This attitude and conduct cast an enormous aspersion upon the "Black Robed Society."

After one recent disqualification, Tigar gave a verbal order striking the challenge as conclusionary but remained in the case while he submitted his written order 8 days later.

After several days in deciding pre-trial issues over a month ago, Tigar addressed the court with the admission that he had erred, without any real specifications, and the error was of such magnitude that I was entitled to an appeal.

The worst part of this admission is that I predicted it in the last disqualification of Tigar nearly two months ago. In a fit of retaliation, Tigar continued his attempt to instill fear in me with continued threats of contempt for speaking the truth and then added the threat for objecting. My rights to due process and civil right was now being taken away by Tigar. I responded with "your constant threats of contempt and jail is tantamount to your hanging a noose from the tree in front of my home, or burning a cross in my front yard". "As a African-Native American and Muslim, our people have come too far to accept this kind of treatment, these attempts to intimidate and instill fear to force me to capitulate to your demands". Tigar has continued his prejudicial and bigoted ways with even more admitted error, and charging me with contempt and a \$200 fine after Tigar admitted that a question I submitted for the jury was of a plain variety after he had ruled it was prejudicial and al-Hakim responded, "this is a farce". If the question to be submitted to the was really a plain question from a homeowners insurance manual that everyone is recommended to ask, and it is not prejudicial, then it certainly is a farce for Tigar to rule that it is prejudicial merely because it was my question! Oddly enough I submitted 30 questions from a manual and he rejected everyone, as he did with the statement of the case, and every other pleading I submitted. Are we to believe that there is no prejudice or misconduct here?

Now back to your testimony.

I was surprised to see you at 1:20 p.m. in the hallway outside the courtroom until you told me you were asked to come there by the judge. You certainly were surprised that you were told to come and knew nothing about the reasoning for which you were being manipulated. I told you then this was his way of trying to abort your testimony, to

provide a way out for the defendants key witness not to testify and paint a picture of my being an incorrigible scrouge and liar as a pretense to conduct his own investigation to establish the same.

When he had you sworn and began his questioning of you by prefacing his comments with the assertion that your staff contacted his staff to ascertain what time the court wanted you to testify was his ingress to fulfill his coveted and covert motive to conduct his improper investigation. How did the contact come about between the two offices? Did someone pass on a message for your office/staff to contact Judge Tigar's staff? We were already set for your testimony with the time that you personally chose to fit your own busy schedule at 3:00 p.m. There would have been no need to change or confirm anything with the court since you were my witness, not the courts, and we- you and I, not the court, arranged that time. My records show that there were three letters(two faxed, two hand delivered), two emails with responses, two voicemail communications between the offices, and one personal meeting to arrange your testimony.

His questioning of your being subpoenaed and if you could have come at a different time was his attempt to further demonize me as some reckless, out of control, lying, angry n\*##&^ who is causing trouble in the judicial ranks! You could not help but notice the complete shock on his face when you responded that you were not subpoenaed. His cockiness dissipated even more so when you responded that you were going to testify willingly of your own volition! His inappropriate inquiry as an unjudicial foray upon my integrity failed to justify that means so he resorted to save face by stating after you left that he found that you could have come at a different time and as such I was lying to the court. Although I already know that you know that is not true, let me tell you what happened.

On Tuesday, March 18, 2008 the defense counsel informs the court that the key witness has a trip planned and paid for the following week and would not be available until April 14, 2008. This would conveniently eliminate him from testifying and abort our case entirely. This witness has known that he was to testify at that date and time for over two weeks and that his testimony would be for several days. At the end of the day the defendants suggested that the court order this witness began his testimony on Wednesday, March 19 at 1:30 pm and be completed by the end of the day on Thursday, March 20, 2008. I disagreed that it was even remotely possible for that to happen given the time it would take for me to examine this witness even if there was no cross-examination and it was patently unfair and duplicitous for the defendants to come into court and make such an announcement at the end of the day without any consideration for trial schedule, the jury and our case in the eleventh hour.

This was no more than a defense strategy and Tigar was advocating it as deputy defense counsel. Tigar asked if my witnesses for the following day could be changed to accommodate this witness and I said "no, they are locked in at those times and dates that they chose". Each of them chose those dates and did so in accordance with their schedules, where Dr. LeNoir is booked a month in advance was going out of town for two weeks the next day, you chose your time to fit your court schedule and the economist

is in the middle of his tax season. It took me many weeks and months to get those dates and times from those individuals including you. I couldn't change them overnight with any certainty and maintain any possibility of structure to my case plan. Tigar then advocated a judicial imprimatur of the defense's position says " I am going to check with all your witnesses tomorrow and if I find that they could have changed their schedules, I will find that you have not been truthful with the court and may sanction you by not allowing this witness to testify at all!". The fact that this witness testimony could not possibly be completed by Thursday, March 20 was of no consequence because now, with the defendants setup, he had manufactured his way to achieve his end of trying to project and establish his desired image of me to further his pretext for charging me with contempt with his own conceived record. This is no more than his continued effort of revenge and retaliation for my exposing his many illegal transgressions to date in this matter.

At one of the sidebars Tigar decide that he did not want you to testify about the LaCerte software exhibit because the defendants claimed that they feared that you may answer questions regarding other matters that the court had feared I might go into relative to actions of other Judges and attorneys in this and the underlying case. As he denied your exhibit testimony, in his grandest effort to provoke and taunt me, he leaned back in his chair with a big grin and said "I'm Judge Dorado now!" reiterating the fact that he was in control of your, Judge Dorado's entire testimony. I asked him to repeat what he said and he merely ignored me, as I said "I wished the microphones were working to record these statements."

I have said on more occasions than three that I have not made any unfounded, groundless attacks upon him as a judge, I can and will meet him in any public venue, forum, hearing, etc. and prove the charges I made against him in my latest 82 page challenge that had another 200 pages of exhibits attached. I stated grounds for disqualification under Code Civ. Proc. §170.1(a)-6(B), §170.3(a)(1)-4(c), and §170.4(a)-(3); Business and Professions Code sections 6068, subdivisions (b) and (f), 6103 and 6106 and former rule 7-105(1) of the Rules of Professional Conduct; and Cal. Code Jud. Conduct Cannons 1, 2, 2A, 2B(2), 3B(2), 3B(4), 3B(5) and 3B(8). Judge Tigar's persistent willful misconduct, bad faith, deceit, obstruction of justice, promised retaliation and "atmosphere of prejudice, bigotry, corruption and unfairness", among others, determines that there is a high probability he would and has continued his unethical behavior if he were to continue in a judicial capacity in this case. His continued presiding further violates and strikes at the heart of my fundamental civil rights and due process under the law guaranteed by the United States Constitution Amendments I, V, VI, and XIV, and as applicable to this state of California Constitution by the first clause of Section 13 of Article I; Article VI, section 13, as a "miscarriage of justice."; Article VI, section 18, subd. (d)(3). Needless to say he has refused the challenge and ignores any answer thereto because it would verify my findings.

As you could not help but notice, there was and has been at least one sheriff in the courtroom since February in his attempt to intimidate and instill fear in me to discourage my telling the truth about his own indiscretions. I am bound by the truth and

as I have told him, the truth will not change because he does not like it, it does not cease to exist because he chooses to ignore it, and he can not order a lie to be the truth because it suits his needs! The truth is and will always be just that, the truth! He has demonstrated that the truth is something that he can not face in this matter so he has vigorously pursued his cause to cast me as villainous and defame me to justify his planned charges of perjury and contempt with a litany of others stemming from the unanswered challenges.

In his cause to justify his conduct he has resorted to daily combing the record to find any possible comment that I could have made that he could remotely pervert to fashion for his purpose of decreeing some wrongdoing on my part, no matter how remote the intangible relevance of the facts to the purported comment or his resultant desired charges may be. At a recent hearing I made an objection to a question raised by the defense and when both the defense counsel and witness continued with their responses and the judge did not rule, I commented that "your honor I made an objection, but I see the process". Later Tigar culled the comment from the record and tried to fashion it as "contemptible" in an effort to charge me, and asked for me to explain my comment before he ruled. I politely informed him that I, just as the jury, has observed that the defense counsel and the witnesses have been making obvious eye contact and motions leading the answers. The witness would wait to get a sign from the defense counsel before answering and then proceed to answer regardless of any ruling on an objection by the court. On a question that the witness did not want to answer they would look over to the defense and wait for the defense to object before answering. I reiterated that this is why the jury has noted to the court their observations of the leading questions and answers that have been given without the court interceding even when objections are made. On many occasions Tigar has allowed long, rambling, narrative, explanatory answers to a simple yes or no question, that were totally off the subject of the question and was solely for the purpose of arguing the defense theory of the case. Incredibly prejudicial. After my response he smiled in his frustration as he realized he could not succeed in his attempt to charge me with any wrongdoing.

He even sunk to the depths of trying to force me to capitulate to his demands that I apologize to him and take back my statements in his challenge under the guise of showing some remorse by admitting some wrongdoing for my having stated those truths and refusing to back down from that inherent position of strength, knowing he could not counter ANY of my charges against him in his challenges that I can readily prove at any time! I have repeatedly requested that the judge truthfully answer the disqualifications by meeting in any forum, the court, a public hearing, an administrative hearing, a Judicial Council hearing, any place and I would present the evidence of Tigar's own words, writing and action against him. At another recent hearing I responded with the fact that my objections just as my speaking the truth of Tigar's lying under oath would not be silenced by threats of contempt as I was not making a "groundless attack" upon Tigar and again challenged Tigar to meet me in any venue, forum, tribunal etc. and I would prove Tigar has lied under oath, committed perjury, been dishonest, deceitful, committed prejudicial misconduct. Tigar has refused to address the issues and ignores

the truth of the matters.

"Facts do not cease to exist because they are ignored." - Aldous Huxley

This order to recant my proof and apologize under the guise of showing remorse was a clear attempt to subvert the judicial process by my not admitting any wrongdoing would then become pretextual to avail him to charge me with being recalcitrant and showing no remorse when given an opportunity by the court to do so and therefor being justifiably given any punishment he desires at the conclusion of the trial according to the record that he has created.

As I have said before, his conduct of continuing threats, fear and intimidation is akin to burning a cross on my lawn or hanging a noose from the tree in front of my home! Those days of the Jim Crow South are over, he may be a carpet bagging judge by day and a Klansman by night, but there is no more fear of people like that, we expose them today!

Again, say "hello" to Lee, and the family and again "Thank you" so much.

Respectfully,

Abdul-Jalil  
President