

LITTLEJOHN LAW OFFICES
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May 18, 2000

Mr. Colin N. Anditon - H-11073
D-4-225
Salinas Valley State Prison
Post Office Box 1060
Soledad, California 93960-1060

ATTORNEY-CLIENT COMMUNICATION
PRIVILEGED AND CONFIDENTIAL

Re: *Colin Neil Anditon v. A. A. Larmarque, et al.*
U.S.D.C. Action No. CV 99 -

Dear Colin:

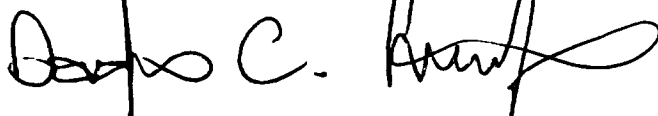
I have the unlucky position to inform you that the District Court has denied your petition and dismissed it with prejudice (this time), which means you cannot return to this court on these issues ever again. Enclosed for your review and records are two documents: (1) Order Re: Magistrate judge's Report and Recommendation; and, (2) Judgment. They speak plainly for themselves and need no further edification.

Obviously I am also disappointed. How disappointed? Not disappointed enough to bail out. My fee for continuing your petition on appeal to the Ninth Circuit Court of Appeals, (San Francisco or Los Angeles), would be \$5,000. Terms, as always, are negotiable. Your timely response is of the essence for the following reason: time constraints.

Specifically, under Federal Rules of Appellate Procedure, Rule 22, appeals from denials of habeas petitioners, we must take action first in the District Court that has just acted in the case. We must obtain a certificate of appealability from this court before we can proceed before the Ninth Circuit. Even if the court denies the certificate (which I doubt it will, since the issue obviously still spins [more news later]), the whole record is sent up to the Ninth Circuit, so the request alone at least gets the ball rolling in the right direction. Please advise ASAP as to your intentions re appeal. Remember, it ain't over 'til the Fat Lady sings (opera). Otherwise, all the best.

Yours faithfully,

LITTLEJOHN LAW OFFICES



DOUGLAS C. LITTLEJOHN, President

DCL:ks
cc file

bcc M. Burgess