

— Aldape: Corr. with media —

LOOKT

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~~SEN~~

~~PIB: 880246-036~~



~~880246-036~~

~~CLOSED~~

# Vinson & Elkins

ATTORNEYS AT LAW

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HOUSTON, TEXAS 77002-6760

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FAX (713) 758-2346

F

WRITER'S TELEPHONE  
(713) 758-2024

WRITER'S FAX  
(713) 615-5399

May 12, 1997

Mr. Francisco Gonzales de Cossio  
Barrera, Siqueiros y Torres Landa, S.C.  
Montes Urales 470-1, Lomas de Chapultepec  
11000 Mexico, D.F.

Re: *Aldape Guerra*

Dear Francisco:

Thank you for the *Reforma* and *El Universal* articles. You are very kind to think of me.

Very truly yours,



Scott J. Atlas

VEHOU07:38520.1

5-A 2e

BARRERA, SIQUEIROS Y TORRES LANDA, S. C.

ALEJANDRO BARRERA E.  
BERNARDO C. LEDESMA U.  
EDUARDO SIQUEIROS T.  
LUIS RUIZ GUTIERREZ  
ENRIQUE TORRES-SEPTIEN TORRES  
JUAN FRANCISCO TORRES LANDA R.  
RAMON BRAVO HERRERA  
JUAN JOSE ROYO PRIETO  
ANDRES ACEDO MORENO

JOSE LUIS SIQUEIROS  
JUAN JOSE TORRES LANDA G.  
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11000 MEXICO, D. F.  
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bstlmex@mail.internet.com.mx

TEL.DIRECTO

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ANTONIO MOLLEVI PALACIOS  
SCOTT ZARATE LOWERY  
FLORENCIA BRISEÑO V.

April 17, 1997.

Mr. Scott J. Atlas  
Vinson & Elkins, L.L.P.  
2500 First City Tower  
1001 Fannin  
Houston, Texas 77002-6760

RECEIVED  
MAY 8 1997

SJA

Dear Scott:

As I promised in my fax dated April 17, I am hereby sending you some news clippings I found on the Aldape verdict for your files, which could prove to be useful.

Congratulations again, for your involvement in Ricardo's case changed his life.

With nothing further for the moment, and hoping to hear from you soon, I remain, as always,

Truly yours,

  
Francisco González de Cossío

Scott -

Sorry they didn't use this  
picture; maybe you can.

Thanks for the help  
on the story.

Rich Connelly

Rich,

Thanks for getting the Team's  
~~the~~ names in the article.

Scott



August 30, 1996

Attn:

· Scott Atlas

Dear Mr. Atlas,

Radio Festival will like to ask for your permission to obtain an interview with one of your inmates His name is Mr. Ricardo Aldape Guerra. Please take a moment to read this letter and consider our request. Thank you and if any comments feel free to call Hector Rodriguez or Oscar Rios at (210) 820-3503.

Sincerely,

Hector Rodriguez/Oscar Rios/Federico Rodriguez  
Sales Executive/Program Director/On-air personality

HR/mb

1777 N.E. Loop 410, Suite 803  
San Antonio, Texas 78217  
(210) 820-3503

F-A2#e

## MEMORANDUM

---

August 28, 1996

TO: *VIA TELECOPY* 713/225-1439  
Rick Connelly

FROM: Scott J. Atlas

RE: Aldape Team Members

The following is a list of the "core" members of the Team:

**Pictured:** *Scott J. Atlas, Anne Clayton (independent contractor for Compaq Computer Corp., formerly V&E), Sarah Cooper, Rick Morris (Feldman & Rogers, formerly V&E), Cavanaugh O'Leary, and Stan Schneider (Schneider & McKinney).*

**Not Pictured:** *Lisa Beck, Scott Breedlove, \* Stephanie Crain, Ted Kassinger, \*\* Michael Mucchetti, Stacy Sigel, \* William D. Sims, Jr., \* and Eric Stahl. \**

SJA



---

\* *Vinson & Elkins - Dallas*

\*\* *Vinson & Elkins - Washington, D.C.*

**MEMORANDUM**

August 28, 1996

TO: Scott J. Atlas

FROM: Jon Clayton (Voice Mail Message)

RE: Congratulations on Aldape!

Hi Scott. This is Jon Clayton. I just got out of an arbitration with Mort Sussman who made me promise to call you and tell you his congratulations on freeing Aldape. So, I am passing that along. Thanks. Bye.

JC

VEHOU07:22210.1

F- Ald  
Aze

prepare  
form for  
[on TLD]

Texas Criminal  
Defense Lawyers  
Association



26 August 1996

Mr. Scott J. Atlas, Esq.  
Vinson & Elkins, Attorneys L.L.P.  
2300 First City Tower  
1001 Fannin St.  
Houston, Texas 77002-6760

RECEIVED

AUG 28 1996

SJA

Re: Your letter of August 16

Dear Scott:

Thank you for the estimated expenses on *Guerra*. This type of information is very valuable in our efforts to get adequate pay for writ lawyers in capital cases. We may not be successful, but it won't be for lack of effort on your part.

Your many contributions to the legal profession in Texas are noted by the bar, especially those of us in Class of '75, which I recall with much fondness. Keep up the great work - including the outstanding pro bono you've done. Kind Regards.

Sincerely,

  
John Boston

cc: Clay Conrad, Esq.  
Vincent Perini, Esq.

F. ald Aze  
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Atty./Editor  
LILLIAN R. FAGLIE  
Executive Assistant/Programs Coordinator  
SHANNON M. MCINTOSH  
Administrative Assistant/Membership Secretary



f - alape  
# A2e

Washington, May 8th, 1996.

Mr.  
Scott Atlis  
Vinson & Elkins  
1001 Fanin Suite 2300  
Houston, TX 77002

Dear Mr. Atlis:

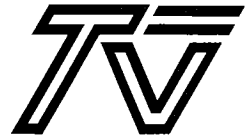
As we talked over the telephone I am sending you my business card. Please  
take note of my new address: 3917 Ivy Terrace Ct.  
Washington DC 20007

Thank you very much and good luck with your case.



Monica Perez  
Washington Correspondent

TELEVISION  
NACIONAL  
DE CHILE



AV. BELLAVISTA 0990  
TELEFONO 7774552  
TELEX 240520  
TVN CH CL  
FAX 56 - 2 - 7353000  
SANTIAGO

APR-22-1996 17:57

CNN SPECIAL REPORTS

404 827 4443

P.02/02

*f. Aldape #3*  
*A2e*  
**CNN**

ONE CNN CENTER, Box 105366, Atlanta, GA 30348-5366  
(404) 827-1500

April 22, 1996

To: Scott Atlas, Vinson & Elkins  
From: David Martin, CNN Special Reports  
Re: Ricardo Aldape Guerra

---

Thanks for updating me on the Aldape Guerra case. Please let me know how the oral argument goes.

Regards,



**SANTIAGO ROEL**  
ABOGADO

MASARYK 360-B-201 POLANCO  
C.P. 11560 MEXICO, D. F.

280-35-44  
TELS. 280-36-69

MEXICO, D. F. ABRIL 11/96.

SR. PEDRO CALDERON MICHEL  
"EL Y ELLA"  
TELEMUNDO  
5254 MELROSE AVE.  
SUITE 405-D  
HOLLYWOOD, CA.

RECEIVED

APR 24 1996

SJA

Estimado señor Calderón:

Recibí telefonema y FAX de Ud. invitándome en unión del abogado defensor del caso "RICARDO ALDAPE GUERRA" en los E.U. Sr. SCOTT ATLAS; del representante del Consulado de México en Houston, Texas; de la fiscalía de Texas; de la Comunidad (?) y del propio Aldape Guerra y algunos de sus familiares para asistir a la grabación de un PROGRAMA ESPECIAL que tendrá verificativo en la Ciudad de Los Angeles en los estudios de Tele-Mundo.

A esta atenta invitación contesto:

- 1.- Gracias por invitarme;
- 2.- Acepto con gusto -en mi calidad de Representante del Gobierno del Estado de Nuevo León- participar en dicho programa;
- 3.- Ya me puse de acuerdo con Scott Atlas, el abogado en E.U. de Ricardo Aldape Guerra para determinar la fecha de nuestra asistencia.

Creo que la única fecha que nos queda, de las que Uds. señalan, es la del 9 de Mayo de 96, ya que el Sr. Atlas tiene que estar el 10. de Mayo en N. Orleans, para hacer un alegato oral en la apelación en el caso Aldape;

Estoy pues de acuerdo con esta última fecha.

- 4.- Estaré por tanto en los Angeles el día 8 de Mayo de 96. Confirmaré viaje poniéndome de acuerdo con el Lic. Scott Atlas;
- 5.- Les avisaré en que línea aerea me iré, a que hora llego y cuando me regreso;
- 6.- Avíseme en que Hotel reservaron para hospedarme allí;

##

**SANTIAGO ROEL**

ABOGADO

MASARYK 360-B-201 POLANCO  
C.P. 11560 MEXICO, D. F.


280-35-44  
TELS. 280-36-69

2.-

SR. PEDRO CALDERON MICHEL.

- 7.- Dígame a que hora nos veremos para la grabación y participantes que han admitido.
- 8.- Cuando determine línea aérea y días de ida y vuelta les avisaré para que envíen boleto y mínimos gastos de viaje y estancia: solo para extras y emergencias.

Gracias,

*Santiago Roel*  


c.c. Sr. Gobernador del Estado de Nuevo León, Lic. Sócrates Rizzo  
García.

✓ c.c. Sr. Scott Atlas.

jrt.

F-12e

# Vinson & Elkins

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WRITER'S FAX

(713) 615-5399

January 23, 1996

Mr. Nick Varchaver  
600 Third Avenue  
New York, NY 10016

Re: No. 95-20443; *Ricardo Aldape Guerra v. Wayne Scott*

Dear Nick:

You asked that I keep you informed of any new developments in the case. Accordingly, I am sending you a copy of the brief that we recently received from the Attorney General. Our brief must be filed by February 28. I am also enclosing the Amended Order granting our Writ of Habeas Corpus. I may have previously sent it to you, but was unsure.

I hope you are doing well.

Very truly yours,



Scott J. Atlas

Enclosures

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# THE CHRISTIAN SCIENCE MONITOR®

4503 Oak Creek Drive, Austin TX 78727-2833, U.S.A.; Tel: (512) 218-0178; Fax: (512) 218-0179; E-mail: pendletons@moses.csps.com

July 3, 1995

Scott Atlas  
2500 First City Tower  
1001 Fannin  
Houston, TX 77002

Dear Scott:

Thank you for providing comments and information for this article.

Regards,

Scott Pendleton

By the way, a former Harris County prosecutor who read my article said Moen had a reputation among his peers as a prosecutor who would do anything to win.

RECEIVED  
JUL - 7 1995  
SJA

f-A2e

Saxed to  
David Martin  
@ CNN

Ricardo Aldape Guerra #727  
Ellis I  
Huntsville, TX 77343

6-8, 1995

Mr. Scott J. Atlas  
Vinson & Elkins, L.L.P.  
1001 Fannin, Suite 2300  
Houston, TX 77002-6760

Dear Mr. Atlas:

Based on CNN's express willingness to run a portion of its interview with you in which you make clear that you are not philosophically opposed to the death penalty but are quite troubled about its application to my case, I give CNN permission to use any or all of the 60-second (approximately) portion of an interview with me that appeared on a Monterrey, Mexico television station (Televisa) sometime after November 15, 1994.

Very truly yours,

  
Ricardo Aldape Guerra



ONE CNN CENTER, Box 105366, Atlanta, GA 30348-5366  
(404) 827-1500

May 16, 1995

Mr. Scott Atlas, Esq.  
1001 Fannin, Suite 2300  
Houston, Texas 77002

*add to F-A2c*  
*aldape media list*  
RECEIVED  
MAY 17 1995  
SJA

Dear Mr. Atlas:

Enclosed please find the VHS copy sent to me by Televisa. The report was done by Televisa's affiliate in Monterrey. We are interesting in using the footage of Aldape Guerra for our special on the death penalty.

Please let me know if Aldape gives his permission to use the video. Televisa needs written permission before we can include the footage in our segment on his case.

Thanks again for your help. I look forward to hearing from you. If you have any questions about this request, my phone number is (404) 827-1521, my fax number is (404) 827-4443.

My mailing address is: CNN Special Reports  
One CNN Center  
Atlanta, GA 30303

Sincerely,

David S. Martin



MAY-12-1995 10:50

CNN SPECIAL REPORTS

404 827 4443 P.01/02

CNN

ONE CNN CENTER, Box 105366, Atlanta, GA 30348-5366  
(404) 827-1500legals  
June 15  
Fax 615 539725 June  
8:00P  
Atlanta time

May 12, 1995

To: Francisco González de Cossío  
Consul General de México, HoustonFrom: David Martin  
CNN Special Reports

Estimado Señor González de Cossío:

Since you were kind enough to grant us an interview to discuss the case of Ricardo Aldape Guerra, I'm hoping you can help us with an obstacle in presenting Aldape's story. Let me apologize in advance for troubling you with this matter.

I have been talking to Televisa in Mexico City about purchasing a 15-minute documentary Televisa's Monterrey affiliate did on Aldape. Televisa has agreed, however, Televisa asks that we first get permission from Aldape's relatives to broadcast the footage.

If you could help us contact Aldape's relatives, or if the consulate has the power to grant permission to use the video, I would be grateful. I am faxing along a copy of a letter written by the Venezuelan embassy to a colleague of mine granting permission to use video produced in that country.

I appreciate your help and trust all is well in Houston.

Atentamente,  
David Martin



Copy  
Consul General

Post-It® Fax Note 7671		Date	5/16/95	# of pages	1
To	Scott Atlas		From	Hernán Ruiz	
Co./Dept.			Co.	Consulate of Mexico	
Phone #			Phone #	524 45 95	
Fax #	615-5399		Fax #	523 62 44	

f-A2e

# Vinson & Elkins

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April 20, 1995

Mr. John B. McArthur  
2712 Stuart Street  
Berkeley, CA 94705

Dear John:

Thank you for your kind note about Nancy's nomination and the Aldape Guerra case.

It was nice of you to be so thoughtful.

I hope you begin attending the TLR banquet again. We miss seeing you.

Very truly yours,



Scott J. Atlas

0399:4791  
f:\sa0399\Aldape\thankyou.frm

**Page 2**  
**April 20, 1995**

**bcc: Nancy F. Atlas**

**Deloitte &  
Touche LLP**



1000 Wilshire Boulevard  
Los Angeles, California 90017-2472

Telephone: (213) 688-0800  
Facsimile: (213) 688-0100

f. A 2e

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APR 10 1995

SJA

April 6, 1995

Scott Atlas, Esq.  
Vinson & Elkins, LLP  
1001 Fannin  
3300 First City Tower  
Houston, TX 77002

Dear Scott:

With great interest, I read the article in the March issue of *The American Lawyer* about your good work on the Guerra pro bono case. I remember hearing about the case before I left the firm, but didn't have a clear understanding of the circumstances. I hope Guerra is released soon and that you get to choose who will play you in the movie!

On a personal note, I am working hard as a regular at The Improvisation and Igby's, here in Los Angeles, but obviously, as the letterhead indicates, I'm still busy with the day job gig. But as day jobs go, it is a good one.

Congratulations again. I look forward to reading about your next victory soon.

Very truly yours,

Brenda R. Pontiff  
Marketing Coordinator  
Southern California Litigation Services

# Vinson & Elkins

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f - A2e

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March 17, 1995

## BY TELECOPY

Nick Varchaver  
American Lawyer  
600 3rd Avenue  
New York, New York 10016

Dear Nick:

Thanks for your prompt response. I can understand your not wanting to revisit Texas quite so soon.

I appreciate your sending me the Bax and Moen testimony. Is it too much to ask you for a copy of the other testimony you received as well, McDonald and Acheson?

Let me know the copying cost; I will gladly pay it.

Very truly yours,



Scott J. Atlas

0399:5741  
f:\sa0399\aldape\varch17.ltr

# THE AMERICAN LAWYER

March 17, 1995 |

Scott Atlas, Esq.  
Vinson & Elkins  
1001 Fannin Street  
Houston, TX 77002 |

Dear Scott: |

Unfortunately, I can't help you on the McDonald and Acheson testimony. Due to financial constraints, we ordered only the Bax and Moen testimony, so I don't have any other habcas transcripts. |

I'm sorry I can't help out. |

Sincerely, |

Nick |

# THE AMERICAN LAWYER

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RECEIVED

MAR 17 1995

SJA

March 10, 1995

Scott Atlas, Esq.  
Vinson & Elkins  
1001 Fannin Street  
Houston, TX 77002

Dear Scott:

Thanks for your fax of March 9. The *Andrews* case looks fascinating. Unfortunately, I think the powers-that-be here will be reluctant to let me do another article about a death penalty case in Texas so soon after the Guerra article. (Who knows, though--its sounds like a potentially compelling case.)

As requested, enclosed is a copy of the Moen and Bax transcript that is only slightly marked up.

Sincerely,

Nick

# Vinson & Elkins

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March 9, 1995

## BY TELECOPY

Nick Varchaver  
American Lawyer  
600 3rd Avenue  
New York, New York 10016

Dear Nick:

I am writing for two reasons. First, I wonder if I could obtain from you a copy of the transcript of the testimony of Messrs. Bax and Moen. I would be happy to pay duplicating costs.

Second, in your March 1 letter you asked me to let you know about other interesting cases. In that regard, I thought you might find interesting the attached press release about another case in which our firm is involved. Since the press release was issued (only a few days ago), a federal district court issued a stay (which was affirmed by the Fifth Circuit) and scheduled an evidentiary hearing for March 29. To find out more about the case, you can call either of the two lawyers listed in the last paragraph of the release.

I hope all is well.

Very truly yours,



Scott J. Atlas

enclosure

0399:5741  
f:\sa0399\aldape\Varch9.ltr



For Immediate Release

TEXAS PREPARES TO EXECUTE MAURICE ANDREWS, A MENTALLY RETARDED BLACK MAN, WHO WAS CONVICTED BY AN ALL-WHITE JURY THAT INCLUDED A RELATIVE OF THE VICTIM. THE JURY DID NOT KNOW ABOUT TEST RESULTS THAT REBUTTED THE STATE'S KEY EVIDENCE, NOR DID THE JURY KNOW THAT ANDREWS WAS MENTALLY RETARDED WHEN IT SENTENCED HIM TO DEATH.

Maurice Andrews is scheduled to be executed before dawn on March 9, 1995, for his alleged murder of Joe Granado during the robbery of Granado's jewelry store in Beaumont, Texas, in 1982. One of the actual jurors in the case was Curtis Tomplait, who was a relative of Granado. Specifically, Tomplait's daughter had been married to Granado's grandson. As counsel for Andrews argued in the courts, the issue comes down to this question: "If my grandfather is murdered, can my father-in-law serve on the jury at the murder trial?" Incredibly, the courts seem to have answered that question in the affirmative.

Andrews' trial counsel was not allowed to question Tomplait concerning his relationship to the victim. Years later, attorneys from the Houston firms of Vinson & Elkins, L.L.P. and Thomson & Holmes, L.L.P. were appointed to represent Andrews in post-conviction proceedings. Those attorneys and their investigators were unable to locate Tomplait, and the courts refused to order the State to disclose information that would assist in locating Tomplait.

Neither the state courts nor the federal courts ever gave Andrews a hearing on the issue. Nevertheless, the courts refused to grant relief to Andrews because he had failed to produce evidence that Tomplait actually knew Granado and was biased.

Mr. Andrews recently sought clemency from Governor George W. Bush and the Texas Board of Pardons and Paroles. At the request of a member of Governor Bush's staff, Andrews' attorneys attempted once again to locate Tomplait. Through a pure stroke of

F- A2e

# Vinson & Elkins

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WRITER'S FAX

(713) 615-5399

March 2, 1995

## By Overnight Mail

Mr. Ankur Goel  
Room 147  
Senate Kirksen Office Building  
Washington, D.C. 20510

RE: Ricardo Aldape Guerra v. James A. Collins; Civil Action No. H-93-290; in the  
U.S. District Court for the Southern District of Texas, Houston Division

Dear Ankur:

Enclosed are a few additional documents that may be useful:

- (1) a copy of an article that I just received today from this week's American Lawyer,
- (2) the letters sent to the Attorney General of Texas from the local District Attorney, Police Chief, and head of the police union, all demanding an appeal, and
- (3) a motion that I filed seeking to correct a few factual errors in the November 1994 opinion (to make it easy to follow, I wrote or typed the corrections on each page of a copy of the opinion).

Very truly yours,



Scott J. Atlas

Enclosure

0399:4913

f:\sa0399\aldape\goel.302

# Vinson & Elkins

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March 2, 1995

Nick Varchaver  
The American Lawyer  
600 Third Avenue  
New York, NY 10016

Dear Nick:

Although I subscribe to and receive the magazine at my office, I appreciate your sending me a few extra copies of the issue with the Aldape Guerra article.

I want to congratulate you on a meticulous job of synthesizing and explaining a factually complicated case in lucid, well-organized prose. I also particularly appreciate the decision to use a photo of the V&E team.

If the rest of the magazine's staff is as thorough and accurate as you, then Steve has truly surrounded himself with a remarkable team.

I will let you know when there are further developments in the case.

Very truly yours,



Scott J. Atlas

0399:4913

f:\sa0399\aldape\varchavar.ltr

J. A 2e

# THE AMERICAN LAWYER

March 1, 1995

Scott Atlas, Esq.  
Vinson & Elkins  
1001 Fannin Street  
Houston, TX 77002

Dear Scott:

Well, it's finally done. Since I don't know whether or not you receive the magazine at the office, I thought you might enjoy a few copies of the issue with the Guerra article.

Once again, I wanted to thank you for the huge amount of time you spent patiently answering all of my questions, as well as your help in getting documents for this article. By the way, as you'll see, we used the photos of both you and the Vinson & Elkins team.

Please give me a call when there are any developments in the case or if you have any ideas about other topics we should be taking a look at.

Thanks,

Nick

# Vinson & Elkins

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## CONFIDENTIALITY NOTICE:

*The information contained in this FAX may be confidential and/or privileged. This FAX is intended to be reviewed initially by only the individual named below. If the reader of this TRANSMITTAL PAGE is not the intended recipient or a representative of the intended recipient, you are hereby notified that any review, dissemination or copying of this FAX or the information contained herein is prohibited. If you have received this FAX in error, please immediately notify the sender by telephone and return this FAX to the sender at the above address. Thank you.*

## CENTRAL FACSIMILE TRANSMITTAL PAGE

DATE:

2/15/95

RECIPIENT'S CONFIRMATION #:

212/973-2840

TO:

Nick Varchever

COMPANY:

TYPE OF  
DOCUMENT:

PAGES:

2

(including this transmittal page)

FROM:

Scott Atlas

SENDER'S PHONE #:

(713) 758 - 2024

MESSAGE:

I agree the .45 stolen from the Rebel Gun store had SN# CR16126. As I was talking to Paul, I just happened to turn to one of the police reports (attached) showing a different SN. I can't explain the discrepancy.

We are sending from a machine that is Group I, II, III compatible. Please check transmission after the last page. If this FAX transmission is illegible or you do not receive all pages, please call the CENTRAL FAX DEPARTMENT at (713) 758-2861. If you wish to respond, use FAX #: (713) 758-2346.

OPERATOR:

RECIPIENT'S FAX #:

212/972-6258

HARD COPY FOLLOWS: ☐ YES ☐ NO

PROGRESS OF INVESTIGATION ADDITIONAL INFORMATION, ETC:

Adalpe Guerra.

On July 14, 1982 Detective D. R. Bostock, badge # D-535, submitted to this laboratory one hair sample, fingernail scrapings, and hair samples from the head wound area of the complainant, J. D. Harris.

On July 15, 1982 the undersigned examined the complainant's vehicle (marked HPD patrol vehicle - Texas license "360015") and recovered known paint samples from the driver and passenger side, front and rear fenders and doors and the front and rear areas below the hood and trunk respectively, and foreign black substance from the driver's side rear fender and both doors.

Additionally, on July 15, 1982 this chemist examined the suspect's vehicle (1977-black, 2-door Buick Regal - Texas license "YTX 479" and Vin # "4J57J7Z108413") and recovered hair from the front and rear, driver and passenger floorboards, foreign paint and two pieces of bumperguard from the driver's side rear bumper.

On July 16, 1982 Detective D. R. Bostock, badge # D-535, submitted to this laboratory one pair of black lace-up shoes, one pair of black socks, one pair of white underwear, one short sleeve white "t" shirt, one pair of blue uniform pants, a black belt, and a short sleeve blue uniform shirt.

On July 16, 1982 R. M. Jordan, firearms examiner, submitted to this laboratory three fired bullets, a silver colored, semi-automatic, .45 caliber weapon (Detonics-serial # 245P287128) four live cartridges, a black-colored semi-automatic weapon (Browning Arms, 9mm--serial # "245P287128"), and two empty magazines.

On July 21, 1982 Detective V. W. West, badge # D-464, submitted to this laboratory a black colored, six shot, .357 Magnum revolver (Colt Python, serial # "21267E") and six live rounds

Examination of the brown felt hat, the yellow and white baseball type cap, the left hand of suspect Ricardo Aldape Guerra and his clothing (i.e. one short sleeve green jacket, one pair of white socks, white underwear) and vehicle (Buick Regal-1977-black-Vin# "4J57J7Z10841" Texas license "YTX479") and the complainant's weapon (black colored Colt Python .357 Magnum revolver -serial # "21267E") revealed hairs to be present. These hairs, along with the hair recovered from the roof of the complainant's vehicle, and the known head hair of the suspect, Ricardo Aldape Guerra, will be retained for possible future examination and/or comparison.

Examination of the complainant's uniform shirt revealed no bullet holes to be present.

☐ SUPPLEMENT COMPLETE

☒ CONTINUED

F000198A

SENT BY:

2-15-95 : 5:02PM :

AMERICAN LAWYER→

VINSON & ELKINS: # 1

# THE AMERICAN LAWYER

*F. Aldape*

*A2e*

RECEIVED

FEB 15 1995

SJA

*2/15/95*

## FAX COVER SHEET

SENT TO:

*Scott Atlas, Esq.*

FIRM:

*Vinson & Elkins*

FAX NUMBER:

*713-758-2346*

FROM:

Nicholas Varchaver

Pages sent including cover sheet:

*5*

If you do not receive any pages, you can telephone Nick Varchaver at 212-973-2840.

Faxes can be sent to 212-972-6258.

# THE AMERICAN LAWYER

February 15, 1995

Scott Atlas, Esq.  
Vinson & Elkins  
1001 Fannin Street  
Houston, TX 77002

Dear Scott,

I wanted to resolve one remaining factual issue as we wrap up our onerous fact-checking process. Paul Jaskunas told me that you had taken issue with the assertion that the Detonics .45 recovered near Ricardo Guerra on July 13, 1982 was the same Detonics .45 stolen from the Rebel Gun Store. He said that you had scoured your files and found a police report that indicated that the serial numbers were different. Unfortunately I don't have the cited document (F-000148) since it is not included in the appendix to the federal habeas application. I did find, and am sending (I know you have them, but I'm just trying to make it easier), copies of police reports that were appended to the habeas brief (App. 0067, App. 0071, and App. 0113). The first two describe the gun recovered in the murder case as serial number CR16126; the third comes from the Rebel Gun Store investigation, which describes a stolen Detonics .45 also having serial number CR16126. These seem to confirm that the guns are one are the same.

Finally, I also wanted to thank you for all of your help and cooperation in this article, particularly your patience in fact-checking. I suspect you got more than you bargained for when you initially consented to meet with me. I hope that it's all worth it in the end.

Thanks again,

Nick

P.S. I'll try to contact you periodically to stay updated on the case. But please don't hesitate to call if there are any new developments, particularly with respect to the state's decision on whether to appeal the case and/or its decision to retry or release your client.



\*\*\*\*\*  
INCIDENT NO. 042667682

CURRENT INFORMATION REPORT

PAGE 2.012  
\*\*\*\*\*

#22 ADDITIONAL BULLET STRIKE INTO THE BOTTOM OF THE TREE AT A POINT 1' SOUTH OF  
RIGHT FOOT OF THE COMPL

#23 TO #25 FIRED .45 HULLS 11 FOUND DURING NIGHT SCENE AND 2 FOUND DURING DAY  
LIGHT SEARCH. OFFICER PALOS REPORTS BEING AT THE FRONT EDGE OF THE HOUSE  
WHEN HE FIRED HIS WEAPON AT THE COMPL.  
34 INCHES WEST OF THE FENCE AND ON LINE WITH THE FRONT OF THE HOUSE  
23 FEET 7 INCHES FROM CORNER FENCE POST AND 4 INCHES FROM FENCE  
25 FEET 3 INCHES FROM CORNER FENCE POST AND 20 INCHES FROM FENCE

#26 AND #27 BULLET STRIKES INTO SOUTHSIDE OF GARAGE APT AT 614 EDGEWOOD. THESE  
BULLET STRIKES WERE FOUND TO BE IN THE FIFTH AND SEVENTH BOARDS FROM THE  
GROUND. THE STRIKE IN THE SEVENTH BOARD IS VISABLE, BUT THE ONE IN THE  
FIFTH BOARD WAS CAL STEEL WENT THRU THE BOARD. DAY LIGHT SEARCH OF THE  
INSIDE OF THIS GARAGE WAS FRUITLESS---THERE BEING MUCH STORED PROPERTY IN  
THIS GARAGE AND AFTER A SEARCH OF 30 MINUTES WERE NOT ABLE TO FIND THE SLUG

#28 HPO HAT SHIELD #3438 FOUND HANGING ON TREE NEXT TO GARAGE. DURING THE SCENE  
INVESTIGATION, A REGULATION HOUSTON POLICE DEPT CAP WITH SHIELD #3438 WAS  
FOUND HANGING ON THE SIDE OF A TREE. THIS HAT DID NOT APPEAR TO HAVE BEEN  
IN THIS LOCATION LONG. THE VISON WAS DUSTY BUT THE CLOTH WAS RELATIVELY  
CLEAN. (THIS HPO HAT REPORTED STOLEN IN BURG OF N.Y. 1-31-82 BY OFFICER  
V.C. RUSSO, FROM 7800 CHANNELSIDE)

#29 AND #30 BLOOD ON THIS SCENE. THERE WAS A SMALL AMOUNT OF BLOOD FOUND ON  
THIS SCENE AND EACH AREA OF BLOOD WAS WHERE 111 THE WOUNDED OFFICER WAS  
BEING TREATED, AND 121 WHERE THE COMPL FELL AND DIED. THERE WAS NO TRAIL  
OF BLOOD IN RELATION TO EITHER OF THESE PEOPLE. IT IS POSSIBLE THAT OFFICER  
TREPANGIER MAY HAVE BLED AWAY FROM WHERE HE FELL BUT THE CONDITION OF THE  
GROUND AND THE FOOT TRAFFIC QUICKLY OBSCURED WHAT MAY HAVE BEEN THERE.

THERE WERE SIX WEAPONS INVOLVED ON THIS SCENE AND ARE DESCRIBED AS FOLLOWS:

- #1. 357 REM-UMC, BLUE STEEL, SER #21267E--OFFICER PALOS WEAPON
- #2. .45 DETONICS AUTOMATIC, PARKERIZED CHROME FINISH, SER #CR16126. FOUND  
LOADED WITH 3 ROUNDS IN CHAMBER AND 1 ROUND IN MAGAZINE. FOUND  
OFF, HAMMER DOWN
- #3. .357 OFFICER TREPANGIER'S WEAPON, SER #42121E (ALL ROUNDS EMPTY)
- #4. .357 REM-UMC, BLUE STEEL, SER #21267E--OFFICER PALOS WEAPON
- #5. 45 COLT SEMI-AUTOMATIC, SER #143046709--OFFICER PALOS WEAPON
- #6. 12GA SHOULDER, REMINGTON MDL 870, SER #V41211E--OFFICER RODRIGUES WEAPON

## SCIENTIFIC AIDS:

THE FOLLOWING LAB PEOPLE WERE PRESENT AND CONDUCTED EXTENSIVE SEARCHES FOR  
EVIDENCE IN THIS CASE:

- |                   |   |
|-------------------|---|
| (1) FIREARMS LAB: | C ANDERSON                              |
|                   | R JORDAN                                |
| (2) CRIME LAB:    | D SMITH                                 |
|                   | A MEETER                                |
| (3) PHOTO LAB:    | T BRADSHAW--WHO TOOK VIDEO OF THE SCENE |
|                   | B HAIR                                  |

F 000259

App. 0071

**JUSTON POLICE DEPARTMENT**

**OFFICER'S SUPPLEMENTAL FIELD NOTES** INCIDENT NO. 42614582

OFFENSE CAPITAL MURDER OF A POLICE OFFICER LOCATION 4900 Walker

COMPLAINANT(S) J.D. Harris DATE OF OFFENSE 7/13/82

DATE SUPPLEMENT MADE 7/14/82

<input type="checkbox"/> CONTACTED COMPLAINANT NO ADDITIONAL INFORMATION DATE & TIME _____	<input type="checkbox"/> REPORT FORM SUPPLEMENT INFORMATION <input type="checkbox"/> CONTACTED WITNESS/S LISTED NO ADDITIONAL INFORMATION DATE & TIME _____	<input type="checkbox"/> UNABLE TO CONTACT COMPLAINANT AND/OR WITNESS/S LISTED DATE & TIME _____
--	--	--

RECOVERED/STOLEN VEHICLE YEAR \_\_\_\_\_ MAKE \_\_\_\_\_ MODEL \_\_\_\_\_ LIC. VR. STATE & NO. \_\_\_\_\_

CONDITION OF VEHICLE ☐ DAMAGED ☐ WRECKED ☐ BURNED AMOUNT OF DAMAGES \_\_\_\_\_

☐ STRIPPED (LIST ITEMS STRIPPED AND THEIR VALUE AT START OF NARRATIVE BELOW)

RECOVERY LOCATION \_\_\_\_\_ DIST. \_\_\_\_\_ BEAT \_\_\_\_\_

VEH. RELEASED TO: \_\_\_\_\_ TOWED TO: \_\_\_\_\_ BY: \_\_\_\_\_

**PROGRESS OF INVESTIGATION, ADDITIONAL INFORMATION**

**SCENE SUMMARY**

Two weapons believed to have been used in this incident have been recovered. At this time the murder weapon is believed to be a Browning Hi-Power 9mm auto pistol, Ser# 245P287128. Another suspect weapon, a Betonics .45cal auto combat master pistol, Ser# CR16126 was also recovered. Officer Harris' weapon, a Colt .357Mag revolver, Ser# 21267E has also been recovered.

The weather at the time of this incident was hot, humid and partly cloudy, having rained some earlier in the evening. The lighting in the intersection of Walker at Edgewood was fair to poor at the time of the shooting and scene investigation. There was a street light on the south side of Walker just west of the intersection and approx 34 ft west of the suspect's vehicle. There was another street light approx 100 ft east of the intersection on the north side of Walker. There was also a large light on the front of one of the houses on the south side of Walker near the intersection. Visibility at the time of the investigation was fair. Artificial light was provided by using flashlights and later a Fire Dept Rescue Truck provided high intensity lights.

☐ SUPPLEMENT COMPLETE

☒ CONTINUED

OFFICER 1 R.W. Holland EMP# 57884 SHIFT 2 DIVISION/STATION # Homicide

OFFICER 2 G.T. Neely EMP# 48473 SHIFT 2 DIVISION/STATION # Homicide

CALLER'S NAME \_\_\_\_\_

PHONE \_\_\_\_\_

FORM NO. REC-0007  
(REVISED JUNE 47, 1980)

F 000229

App. 00a7

ICT 14

page 2 of 3

## CONTINUATION FORM

Case No. 82-025

REAL EVIDENCE:

One(1) roll of 2" white adhesive tape  
 One(1) black "CLOSED" sign - red letters and white border - 7"x11"  
 Three(3) sets of partial finger prints  
 One(1) True Value brown paper bag  
 One(1) envelope of strips of 2" white adhesive tape used to bound reporter's hands and two customer's hands

DETAILS OF OFFENSE:

Reportees Zastrow and Carrell, both employees of Rebel Guns, located at 18448 Kuykendahl, stated to this deputy, L.E. Shiflet 453, that at approximately 1:15 7-8-82, three Mexican males walked into the store, the oldest was carrying a paper bag, and walked to the counter where Mr. Zastrow was sitting and talking on the phone. As the other two moved to the back of the store, the suspect with the paper bag, removed a blue steel Russian revolver .45 caliber with an extended magazine from the bag, pointed same at Mr. Zastrow and said, "this is a hold up. The other two suspects hustled the two customers to the back room and then Mr. Zastrow was taken to the back room where all four were bound with strips of 2" white tape. Only the hands were bound behind each victims back. Suspects then placed a closed sign on the door and removed several automatic weapons and fled the scene. Direction unknown and mode of travel unknown.

A security guard for Sal walked into the store and did not see anyone. He looked around and opened the door to the back room and found the four men with their hands bound behind their backs. The guard helped the men get free and as they came out of the room, this deputy arrived on the scene.

The security guard was later identified as DENNIS ROBINSON. He stated that he not see the fleeing suspects. The two customers were identified as: ENRIQUE STEVEN GORDON, 11911 Jane Lane, Tomball, Texas, W/M, DOB 2-3-59, Phone: 151-111 work phone: 443-7590. and DAWSON, ROBERT DANIEL, 9718 Larga, Spring, Texas, DOB 6-23-50, Phone: 376-1663, work phone 376-4180 x180.

Reportees and witnesses can identify all three suspects.

LOSS: One(1) Detonics .45 caliber stainless steel pistol(automatic), serial number CR16126, valued at \$550.00  
 One(1) Ingram .45 caliber automatic pistol, blue steel, no serial number available, valued at \$1500.00  
 One(1) MAC 10 Ingram .45 caliber automatic pistol, blue steel, no serial number available, valued at \$700.00  
 One(1) MAC Suppressor(silencer) blue steel for .45 caliber, no serial number available, valued at \$250.00

34 REPORTING DEPUTY UNIT BADGE	35 STATUS (Check one)	36 DATE & TIME
L.E. Shiflet 453	UNFOUNDED OPEN XXXX	REPORT
	CLOSED SUSPENDED	
37 SECOND DEPUTY UNIT BADGE	38 SUPERVISOR APPROVING UNIT BADGE	

M-11

App. 0113,

F 000-155

February 6, 1995

Mr. Scott Atlas  
Vincent & Elkins  
Houston, Texas

RECEIVED

FEB - 8 1995

SJA

Dear Mr. Atlas:

I'm writing to follow up on my request to interview your client Ricardo Aldape Guerra as part of an hour-long special on the death penalty. As I mentioned on the phone, we're looking at Harris County, Texas, as a microcosm of the way the death penalty works nationally.

One of the central issues we're focusing on is the fallability of the death penalty. Your client, more than any other death row inmate from Harris County, epitomizes the way in which apparently innocent people can be convicted and sentenced to death.

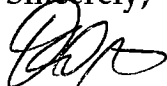
An interview with Mr. Aldape Guerra would serve to educate a great number of people nationally who believe the defendant is afforded every break-- and then some -- in the legal process. Your client also has a chance to do a service to others who may be in his shoes sometime in the future.

Although media attention may not soften the position of the district attorney's office or the attorney general's office, I don't believe an interview with CNN Special Reports would jeopardize his case:

- First of all, his story has not waivered since he was arrested, and it's unlikely he'd supply the prosecution with any "ammunition."
- Secondly, our questions would not broach the facts of the night in question.
- Thirdly, the program is not scheduled to air until September.
- Finally, because the questions would be cleared in advance. Although we don't usually do this, this would approximate your presence at the interview.

Please look at the attached questions to see if they are suitable and if an interview might be possible.

Sincerely,



David S. Martin



ONE CNN CENTER, Box 105366, Atlanta, GA 30348-5366  
(404) 827-1500

Proposed questions for Ricardo Aldape Guerra:

- 1.) What was your life like in Mexico, before you moved to the United States.
- 2.) Why did you move to the United States?
- 3.) What type of work were you doing before your arrest?
- 4.) What was your life like before you were arrested?
- 5.) What is life like on death row?
- 6.) What do you do in an average day?
- 7.) What do you think about in prison?
- 8.) How often do you think about your case?
- 9.) What sustains you on death row?
- 10.) If you get out of prison, what would you do?
- 11.) Is it possible to have friends on death row?
- 12.) Are you confident you'll be released some day?

####

# Vinson & Elkins

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F-A 2e  
1cy-F-A11

WRITER'S TELEPHONE  
(713) 758-2024

WRITER'S FAX  
(713) 615-5399

January 20, 1995

Nick Varchaver  
American Lawyer  
600 3rd Avenue  
New York, New York 10016

Dear Nick:

Pursuant to our telephone conversation when you requested that I send you a copy of the Statement of Facts from the 1982 trial, this letter is to inform you that the cost of the 1205 pages that we sent you is \$120.50.

Please have a check payable to "Vinson & Elkins" sent to my attention.

Very truly yours,



Scott J. Atlas

0399:5741  
f:\sa0399\aldape\varch2.ltr

A2E

SCOTT J. ATLAS

1/12/95

TO: Susan Pollack

In case you  
are serious, here's  
a selection of clippings.

We really enjoyed  
seeing you. Did you  
get the job with TK?  
Regards,  
Scott

feb. 6

it's takes i am and i did  
me  
awhile to  
get to my mail. ☺  
XXX

THE WILLARD OFFICE BUILDING  
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WRITER'S DIRECT DIAL

(713) 758-2024

December 20, 1994

3700 TRAMMELL CROW CENTER  
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47 CHARLES ST., BERKELEY SQUARE  
LONDON W1X 7PB, ENGLAND  
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FAX 011 (44-71) 499-5320

**BY FEDERAL EXPRESS**

Nat Hentoff  
Washington Post  
3700 West 12th Street  
New York, New York 10011

Dear Mr. Hentoff:

Enclosed are the following materials that you requested:

1. the letter from the District Attorney urging the Attorney General to appeal;
2. the letter from the Houston Chief of Police urging the Attorney General to appeal;
3. a cross-section of news articles about different aspects of this case.

If you have any questions, feel free to call at any time.

Very truly yours,

*Scott J. Atlas*  
Scott J. Atlas *sm*

enclosures

0399:5741  
f:\sa0399\Aldape\Hentoff.ltr



f-A2e

COPY OF ALDAPE DECISION VIA FAX SENT:

12/13/94

Atlas, Morris

Babcock, Sandra

Ballard, Mark (Texas Lawyer)

Bates, Alistair (NBC), 212-664-7073

Beck, Lisa (Sheinfeld, Maley & Kay

Bordon, Tessie (Hou. Post), 227-0787

Botsford, Daniel (TCDLA),

Bravo, Hernan Ruiz

Bull, Blaine

Cantu, David (Gov. Rizzo's ofc)

Cantu, Norma (MALDEF),

Castillo, Charlie (Ch. 11)

Cazares, Ruben (Hisp. Bar)

Conge, Al

Contreras, Frank (N.P.R.), 512-471-3700

Dager, Arturo (Embassy, Wash., D.C.), 202-728-1783

Daly, Brother Richard (TX. Cath. Conf.), 512-441-5055

Devino, John (McA. Monitor), 210-618-0520

Dorfman, Anne (San Francisco Daily Journal)

Elizalde, Thelma

Elizondo, Candelario

Farfan, Theresa (Ch. 45)

Fisher, Marc

Flores, Archbishop Patrick, 210-734-2774

Fox, Larry

Frazier, Kenneth

Freeman, Steve (ADL)

Garcia, Maggie (Telemundo), 305-888-7610

Garza, Norma (El Diario de Monterrey)

Garza, Rosemary (MABA)

Gilardi, John (Reuters), 850-7604

Gladney, Karen (Gov.'s legal ofc)

Gonzalez de Cossio, Francisco (consul, Houston)

Hernandez, Humberto (consul, San Antonio)

Hernandez, Joe

Hernandez, Blanca (VIVA)

Hines, Barbara, 512-371-3941

Hoover, Tim (McAllen Monitor)

Imrek, Julie (Ch. 26), 625-1907

Kistner, Rocky (ABC News), 202/222-7251

Kleriga, Efrain (La Prensa)

Lardent, Esther

Lerma, Jackie (El Norte)  
Luna, Alvaro  
Martinez, Hector (Ch. 48)  
Mata, Johnny (LULAC)  
McNeil, Barry  
Montoya, Juan (El Bravo)  
Morris, Rick  
Orozco, Michaelangelo (consul, Austin)  
Pena, David (Nuevo Leon A.G.'s ofc)  
Pollack, Susan  
Rocha, Armando Ortiz (consul, El Paso)  
Rodriguez, Ramon (Notimex)  
Roel, Santiago — *in* *W*  
Rosenberg, Lory, 202-371-9449  
Rosenberg, Marci  
Sanov, Phillip, 547-3535  
Santos, Renato (MABA)  
Schneider, Stan  
Smith, Jennifer (News of Mexico City)  
Soller, Mary Lou  
Stewart, Lyn (Ch. 13)  
Sullivan, Julia  
Teran, Lee, 512-736-3958  
Theis, David (Houston Press)  
Thierry, Denise (NAACP)  
Vega, Juan (Ch. 45)  
Weiland, Bill  
Weiner, Dave  
Zamora, Emilio (UH), 743-2990  
Zuniga, JoAnn (Hou. Chronicle), 220-6806



RECEIVED

DEC 16 1994

S.J.A.

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

**RICARDO ALDAPE GUERRA,**

**Petitioner,**

**VS.**

**JAMES A. COLLINS, DIRECTOR  
TEXAS DEPARTMENT OF  
CRIMINAL JUSTICE,  
INSTITUTIONAL DIVISION,**

**Respondent.**

~~~~~

CIVIL ACTION NO. H-93-290

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
ENTERED

DEC 14 1994

**Michael N. Milby, Clerk**

## FINAL JUDGMENT

Pursuant to the Memorandum Opinion entered in this case, the petitioner's application for Writ of Habeas Corpus is Granted.

**This is a FINAL JUDGMENT.**

Signed this 13th day of December, 1994.

Guernsey

KENNETH M. HOYT  
UNITED STATES DISTRICT JUDGE

f- A2e

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November 30, 1994

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Laura Tolley  
Associated Press  
16945 Northcase, Suite 2110  
Houston, Texas 77060

Re: Aldape Guerra

Dear Laura:

As you have requested, I have enclosed the following documents:

- (1) assorted clippings, and
- (2) an 18-page amicus brief on the ethnic prejudice issue.

Very truly yours,



Scott J. Atlas

enclosures

0399:5741  
f:\sa0399\aldape\tolley.ltr

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1/29/94

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872-8900

TO:

Laura Tolley

COMPANY:

AP

TYPE OF DOCUMENT:

PAGES:

14

(including this transmittal page)

FROM:

Scott Atlas

SENDER'S PHONE #: (713) 758 - 2024

MESSAGE:

As requested, I've attached (1) the D.A. & HPD letter, (2) the article on Mexican prisoners threatening U.S. prisoners & (3) portions of my brief on the 1982 immigration debate. Later for the A.G. brief.

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Part 2

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## FACSIMILE TRANSMITTAL PAGE

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11/29/94

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872-8900

TO:

Laura Tolley

COMPANY:

A.P.

TYPE OF DOCUMENT:

126 - (part 2)

PAGES:

(including this transmittal page)

FROM:

Scott Atlas

SENDER'S PHONE #: (713) 758 - 2024

MESSAGE:

Attached are excerpts re "illegal alien" comment from briefs of (1) A.G. and (2) D.A., as you requested. See the two marked pages (numbered pp. 44 & 60).

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November 16, 1994

RECEIVED

NOV 17 1994

S.J.A.

Mr. Steven Brill  
Chairman and Editor in Chief  
American Lawyer Media, L.P.  
600 Third Avenue  
New York, NY 10016

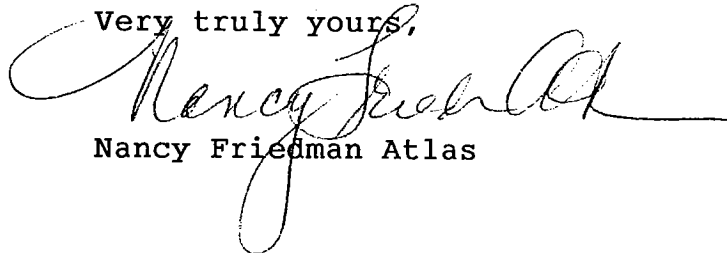
Re: Habeas Corpus Petition of Ricardo Aldape Guerra

Dear Mr. Brill:

Further to my letter of November 1, 1994, I enclose a copy of the United States District Court's decision in the above-noted proceeding. As you can see, the Court feels strongly about the strength of the claims made in the habeas petition. (See pages 44-45 for a summary of the Court's Decision.)

I hope you will consider doing an article on this case as an example of the importance of the habeas corpus rights of prisoners.

Very truly yours,



Nancy Friedman Atlas

NFA/sjj:417:391:113  
Enclosure

bcc: Scott J. Atlas

f A2e.

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November 23, 1994

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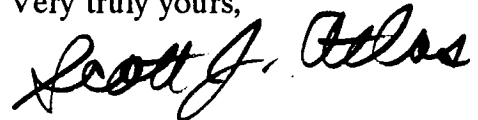
Thom Wedlich  
National Law Journal  
435 Park Avenue South  
New York, New York 10010

Re: Death Row Representation

Dear Mr. Wedlich:

I have been told that you might be interested in the enclosed. If you would like a copy of the recent federal court opinion granting our request for a new trial or any other information, feel free to call me at 713/758-2024.

Very truly yours,



Scott J. Atlas

enclosure

0399:5741

f:\sa0399\Aldape\Wedlich.ltr



f - con  
A2(c)

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L.L.P.  
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December 27, 1993

Marie Brener  
430 E. 84th St.  
New York, NY 10028

RE: Aldape

Dear Marie:

As you requested I am enclosing the following documents:

- (1) the habeas corpus brief we filed in federal court,
- (2) a four-page order in which the federal judge ordered an evidentiary hearing, which was held on November 15-22, and
- (3) clippings published in one of the Houston papers during the hearing (the first is particularly good at summarizing the case and is probably worth reading even before you begin looking at the brief).

If you remain interested after reviewing this material, I can provide additional information.

Very truly yours,

*Scott J. Atlas*  
Scott J. Atlas

f-A2e

~~1cy-F-H3b~~

~~1cy-F-H3e~~

~~1cy (clipped pgs) -m~~

~~D-m~~

Scott Atlas, Esq.

Mr. Atlas, on the instructions of Santiago Roel Garcia, Esq., I am sending you clippings from newspapers edited in Monterrey, N.L. referring to the interview held by you and Mr. Roel concerning the Aldape case, hoping you will receive them.

Monterrey, N.L., March 26, 1993

Sincerely,

s/ Cesar Escalon Flores

f:\kg5479\probono\flores.mem

C. LIC. SCOTT ATLAS.

SR. ATLAS POR INSTRUCCIONES DEL C. LIC. SANTIAGO  
ROEL GARCIA LE ENVIO A USTED RECORTES DE PERIODI  
COS EDITADOS EN MONTERREY N.L. REFERENTE A LA --  
ENTREVISTA REALIZADA A USTED Y AL LIC. ROEL SO--  
BRE EL CASO ALDAPE, ESPERANDO RECIBIRLAS USTED -

MONTERREY N.L. A 26 DE MARZO 1993.

ATENTAMENTE



---

CESAR ESCALON FLORES

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Fax# (512) 495-8612

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SCOTT J. ATLAS

DIRECT FAX LINE

713/758-3338

*f-A2(e)*  
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**MARK BRAINERD, ASST.**

**713/758-2288**

|                             |                                           |
|-----------------------------|-------------------------------------------|
| FROM: <b>Scott J. Atlas</b> | SENDER'S PHONE #: <b>(713) 758 - 2024</b> |
|-----------------------------|-------------------------------------------|

MESSAGE: *Although a summary of the brief is not completed, we are sending a few pages from the brief that gives an overview of the entire document. IF you want a copy of the Table of Contents, contact our office. MR. ATLAS will be out of town until Monday. At 9:00 A.M. on Monday, the D.A. will ask the judge to delay the execution date by several months.*

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| <u>MARK BRAINERD, ASST</u> <u>713/758-2288</u>               |                                    |
| FROM: Scott J. Atlas                                         | SENDER'S PHONE #: (713) 758 - 2024 |
| MESSAGE:                                                     |                                    |
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|-----------|-------------------------------------------|--|

SCOTT J. ATLAS

2/1/92

A2e

Sandra,

I am returning  
the enclosed Monterey  
newspapers for your  
file.

Frank,  
Scott

Aldape

~~F-Adc F-Publicity~~

## MEMORANDUM

June 26, 1992

Margaret

Written request

\$25.00

TO: Scott J. Atlas  
FROM: David W. Lauritzen  
RE: Chronicle headline search

Hou Chron Attn Lig  
PO 4260 HTX 77210

I've spoken with Karl Gruben and he has identified two possible databases that may carry Houston Chronicle headlines. The University of Houston and Rice carry the InfoTrac database; the Houston Public Library subscribes to the Information Access Company, which has both on-line and CD newspaper indices.

I did very similar research for the Soviet section last summer and Christmas, and I believe there may be a one or two other databases that might be helpful. The university libraries in particular have some very good CD ROM systems. We should be able to tell whether this kind of search will pan out in a matter of hours. I'll see what I can do by phone first.

One caveat -- most of these databases identify story headlines only. It is unlikely that they would mention letters to the editor and similar items.

DWL

MD And UH 743-1050 /  
Rice FONDREN 527-4021 / REP 285-5113  
HPL 236-1313

Keyword search Fee \$15 service  
\$1.50/min

Hou Chron 220-7171

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Simpson Mazoli