
Correspondence

United States Circuit Judge for the Second
Circuit Court of Appeals

3-20-2008

Letter to Clerk of Court re: David Collic

Roger J. Miner '56

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UNITED STATES COURT OF APPEALS
SECOND CIRCUIT

CHAMBERS OF
ROGER J. MINER
CIRCUIT JUDGE
UNITED STATES COURTHOUSE
448 BROADWAY, SUITE 414
ALBANY, NY 12207

March 20, 2008

Hon. Catherine O'Hagan Wolfe
Clerk of the Court
United States Court of Appeals
U.S. Courthouse
500 Pearl Street
New York, NY 10007

Re: David Collic

Dear Ms. Wolfe:

I enclose additional correspondence received in my Albany chambers from David Collic.

RJM/sjh
Enc.

Sincerely,


Roger J. Miner

UNITED STATES COURT OF APPEALS
SECOND CIRCUIT

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UNITED STATES COURTHOUSE
445 BROADWAY, SUITE 414
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Prisoners' Legal Services of New York

Alba S. Johnson
Executive Director

Karen Murtagh-Monks
Deputy Director

301 South Allen Street
Albany, New York 12208
Tel.: (518) 438-8046
FAX: (518) 438-6643

James M. Bogin
Managing Attorney

Gavin A. Cook
Dianna Goodwin
Joel Landau
Staff Attorneys

March 12, 2008

David Collic
99A1767
Great Meadow Correctional Facility
Box 51
Comstock, New York 12821

Dear Mr. Collic:

Thank you for sending me your questionnaire and releases. Unfortunately, you wrote on back of the releases so I cannot use them. One of them did not say anything particularly revealing, so I used it to send in a request for your hearing records and the use of force records. However, I cannot use the other ones because of the content of the writing on back of the forms. Please fill out the new ones I have enclosed, and do not write anything on the back.


I have also enclosed a medical release form since we may not have sent you one with our first packet. At any rate, I did not receive one back from you.

- 3 Please be aware that these cases are almost impossible to win. In your case, there might be some problem distinguishing harm done by the guards versus harm done to you by the fight. It is also difficult to overcome officer testimony if they all get together and tell the same false story. I am not sure that I can take your case, but I will examine the records closely to see if there is a way to challenge the officers' account of their assault on you.
- 4 We do keep track of these kinds of beat ups by officers. I have frequently heard the story of inmates getting beaten up for coming off the wall, when the inmate says it was in fact an unprovoked attack by an officer. I keep track of those guards and those institutions. I cannot do a FOIL request for all such attacks because I need permission from the inmate to obtain his records. They won't send them out otherwise. We speak to the department of corrections about these kinds of incidents, but the best thing you can do is grieve them. You said in your letter that you did grieve it. Do you have a copy? If so, please send it to me and I will copy it and send it back to you.

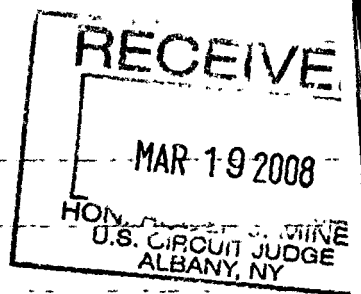
I am very hopeful that our new governor, David Patterson, will be more amenable to making changes in corrections that will end these kinds of attacks.

Enclosed please find the papers that you sent me with your request for our services. I have made copies for my file.

Very truly yours,


Dianna Goodwin
Staff Attorney

Encs.



HONORABLE JUDGE ROGER T. MINER
UNITED STATES COURT HOUSE
445 BROADWAY, SUITE 414
ALBANY, NEW YORK 12207

SUBJECT: ASSAULT BY CORRECTIONS STAFF / IN CLEAR
VIOLATION OF 8th, 14th AMENDMENTS OF
THE U.S. CONSTITUTION / ALSO INMATES & I WILLING
TO TAKE POLYGRAPHS.

DAVID COLLIE 99A1767
GREAT MEADOW CORRECTIONAL FACILITY
BOX 51
COMSTOCK, NY 12821

HONORABLE JUDGE, 3/18/08
THIS IS A LETTER TO ME FROM PRISONERS' LEGAL
SERVICES OF NEW YORK FROM ATTORNEY DIANNA
LEACHMAN. PLEASE TAKE NOTICE OF PARAGRAPHS 3 & 4.
WE NEED HELP HERE.
WE'RE WILLING TO TAKE POLYGRAPHS. I BET
THE C/O'S WON'T BE. PLEASE HELP US, BEFORE
THIS GETS WORSE.

EVEN A DUMB ANIMAL KNOWS WHEN HE IS
BEING UNJUSTLY BEING ABUSE OR BEATEN. THIS
MENTALITY IS NOT ~~NEW~~ NEW THAT IS BEING
PROJECTED FROM C/O'S. - THEY BRAG ABOUT
HOW BAD THEY BEAT THAT 'NIGGER'. THEY GET
AROUND REVIEWING VIDEOS ABOUT ABUSING US.
THEY SEE US AS LESS THAN HUMAN. THEY
BEAT US, MENTALLY TORTURE US & THEN GO HOME
AND CONSIDER THEMSELVES GOOD CHRISTIAN MEN.
FUNNY THE SAME MEN WHO BLEW UP THE
CHURCH BACK IN BIRMINGHAM'S 16TH STREET
BAPTIST CHURCH. THEN THEY WIPED THEIR
BROWS & SAY WE'VE DONE NO WRONG. PLEASE
HELP US. YOU ARE THE FUNDATION THAT US

PAGE-2

HOLDS THE CONSTITUTIONAL LAW.

SINCERELY
DAVID COLLIE
99A1767

GREAT MEADOW CORRECTIONAL FACILITY

BOX 51

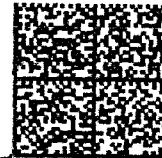
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Great Meadow

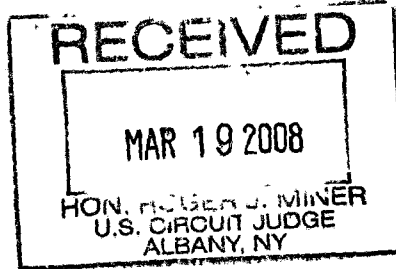
NAME: DAVID COLLIER DIN: 99A1767

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Correctional Facility

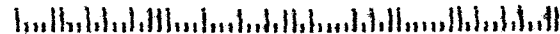


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HONORABLE ROGER J. MINER
UNITED STATES COURT HOUSE
445 BROADWAY, SUITE 414
ALBANY, NEW YORK 12207

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LEGAL MAIL

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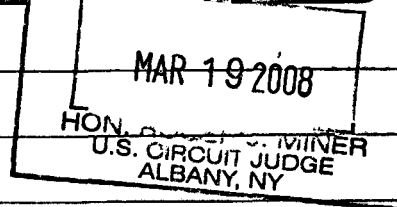
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Holds the CONSTITUTIONAL LAW.

Sincerely
DAVID LORIE
99A1767

From the same man who blew up the
church back in Birmingham's 16th Street
Baptist Church. Then they wipe their
hands & say we've done our wrong. Please
help us. You are the foundation that is