

## Communication from Public

**Name:** PATRICIA J BARRY

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**Comments for Public Posting:** My name is Patricia J. Barry. I am the headache Cedillo referred to since I have lived in Echo Park for the last fifteen years. I was a solo practitioner for 42 years specializing in race and gender discrimination. I have appeared twice in U.S. Supreme Court, in numerous federal district courts and courts of appeal, in superior courts in 15 counties, in four district courts of appeal, and in supreme court. I was shocked that Cedillo, de Leon, Martinez, and Herrera, showed contempt for Gascon because they say, he is for the blacks. They are playing into the hands of the white male reactionaries who are running the campaign against Gascon, including judges Chalfant, Arnold, and Purless, retired D.A Steve Cooley, and attorney Eric George son of retired supreme court justice Ron George. Gascon does put guilty defendants in prison. He is against most enhancements. They are racist. Empirical data prove that longer sentences do not deter crime. We must unite to dismantle white male supremacy not insure its continuity by engaging in racial divisiveness

“Let not anyone pacify [her] conscience by the delusion that [she] can do no harm if [she] takes no part, and forms no opinion. Bad men need nothing more to compass their ends, than that good men [and women] should look on and do nothing. ...(John Stuart Mill, Inaugural Address to the University of St. Andrews, February 1, 1867).

**URGENT URGENT: VOTE NO ON ALL JUDGES, ESPECIALLY GUERRERO CHIEF SUPREME COURT JUSTICE, EXCEPT FOR PUBLIC DEFENDERS RUNNING FOR LOS ANGELES SUPERIOR COURT JUDGE POSITIONS.**

A. DE LEON LACKS THE WILL AND THE IMAGINATION TO CONFRONT RACISM IN OUR GOVERNMENT INSTITUTIONS.

In **2016** as Senate President, de Leon rewarded the racism of a bar judge, Lucy Armendariz, by reappointing her as a bar judge. De Leon could have rectified the failure of the legal system, state and federal, to correct the Bar’s overt racism against BLACK ATTORNEY CRAIG MARTIN. Instead, De Leon became part of the reason that black male attorneys are most often disbarred rather than white male attorneys who make up the largest number of bar members.

**2010. Racist Disbarment of Martin. Bar Judge- LF**

Judge Armendariz (LF) disbarred Martin. Martin had requested the Bar investigation records of white male attorney Michael Keck who had been robbing his client, a Latinx woman, whom Martin was trying to help. Armendariz denied Martin the records which would have proven that white male Keck was the crooked attorney, not black male Martin. The prosecution against Martin should have been dismissed.

**2012 - 2013. U.S. District Court, Ninth Circuit, and Supreme Court Fail to Rectify Racism of Bar and Vindicate Martin. Judges, WF - 3; WM - 8; LF - 1; BM - 1**

Martin filed a federal lawsuit. **White female Judge Wilken** expressed no concern about the racism in the bar, dismissed the lawsuit, and failed to report the Bar defendants to the State Attorney General. (See entry at 2015 for names of defendants.) In **2012, Ninth Circuit white male Judges Ronald M. Gould, Richard R. Clifton and Jay S. Bybee** affirmed Wilken. In **2013, the U.S. Supreme Court, denied Martin the 14<sup>th</sup> Amendment promise of due process and equal protection only because he was black. The Court ratified the Bar’s racism.**

**2012. Martin filed a complaint against Armendariz with Commission on Judicial Performance.**

The Commission did nothing, thereby ratifying racism of bar.

Two months later, Martin received phone messages **traced to the bar** from (Martin

believes) Torres-Gil, the [latinx] prosecutor on Martin's case, saying "**CRAIG, THE - - - - MARTIN**" on June 27 and "**FUCK YOU, N - - - -**." on July 6, 2012.

**2015. Martin Sued the Bar Twice in San Francisco Superior Court Based on Racist Phone Calls and Disbarment.**

**Latinx** Bar Counsel Danielle Lee, supervised by **white male General Counsel** Starr Babcock or Thomas Miller and **white female attorney** Vanessa Holton signed a court document that Martin's case should be dismissed because "**calling a black attorney the 'N' word is part of the Bar's petitioning activity and the 'N' word is protected by the First Amendment.** [citation omitted]". *Martin v. Torres-Gil*, Case No.15-546525, Bar Demurrer, filed Nov. 5, 2015, Emphasis added

San Francisco **white male judge Harold Kahn** did deny Lee's motion to dismiss. He failed to issue sanctions against Lee and the Bar for making this outrageous claim that the Bar can call a black attorney the "N" word during a discipline proceeding because it is free speech. He failed to report the racism of Armendariz, Torres-Gil, Lee, Babcock, Miller, Holton, and the Bar Board of Trustees to the Attorney General. He eventually dismissed Martin's case on pretextual grounds.

In **2016**, Martin filed an appeal with the California First Appellate District Court of Appeal. **Two white females, Tucher and Brown and a white male, Pollak** affirmed the blatant in-your-face racism of the Bar and in 2019, denied relief to Martin.

In **2019**, the CA Supreme Court chimed in and supported the racism of the Bar. To their shame, although beautifully balanced, racially and by gender, 1 WM, 1 WF, 1 BF, 2 LM, 1 AM, and 1 AF, and although the Court is supposed to supervise the Bar and insure that it does not discriminate against black attorneys, the justices failed Martin and us Californians and affirmed the invidious race discrimination of the Bar against Martin. **Judges:** WM - 3; WF - 3; BF - 1; AF - 1; AM - 1; LM - 2

**2017. I Reported the Bar Racism to LASC Judge Dierdra Hall in My Lawsuit against the Bar, and She Did NOTHING.** Judge - 1 BF

I put Judge Hall on written notice about the Bar's racist disbarment of Martin and its overt racism against all black attorneys. Hall too failed to refer these bar employees and the Board of Trustees to the Attorney General. She did not request the Bar to reopen Martin's case.

TOTAL JUDGES INVOLVED IN MARTIN'S CASE: (not counting bar judges).

Federal - 13. WM - 8; WF - 3; LF - 1; BM - 1.

State -11. WM - 3; WF - 3; BF- 1; AF - 1; AM- 1; LM.- 2.

Why Martin lost:

Out of 24 judges, **17 were white, a whopping 81%! There were 11 white males who made up 46% of the judges** who ruled in Martin's case. Out of 24 judges only one was like Martin - Justice Thomas. CA Supreme Court Justice Kruger, the other black judge, is female. I did not count J. Hall because she did not make a ruling. This was a racially-gender imbalanced group.

**2018. I Filed an Ethics Complaint with the California Senate Regarding De Leon's Re-appointment of Armendariz as the Bar Judge.**

I had learned from a reliable source that they may have been romantically involved. **I went into detail about the racist prosecution of Martin. I never received a response from the Senate. By its inaction, in particular of De Leon, the Senate reaffirmed the Bar's racism.**

De Leon had an opportunity in 2016 and in 2018 to buck the white male supremacists controlling the bar. De Leon squandered an opportunity to clean up the racism of the Bar.

If de Leon and others like him who have gained access to governmental power do not ferret out racism and sexism in the legal system, we will never achieve racial and gender justice. As long as the white male supremacists control the Bar and the Courts, racial and gender justice remain illusory. Martin's attempt to obtain justice in both the federal and state court systems proves this point.

**ACTION PLAN:**

☞ Call Attorney Reuben Duran (Chair of Bar Board of Trustees) at Tel: (213) 787-2569 or email him at [ruben.duran@bbklaw.com](mailto:ruben.duran@bbklaw.com)

☞ Email Attorney General Bonta's office at California Attorney General @ California Department of Justice and insert the above. Ask for a response and what action he has taken

State or email that you have read about the racist bar prosecution of Black Attorney Craig Martin in 2010 and that you are outraged or angry that the Bar has stated in court documents that it has a free speech right to call black attorneys the "N" word in discipline proceedings. Demand that he reopen the case of Martin and restore Martin's license. Demand that he take disciplinary action against Danielle Lee, Victoria Holtan, Thomas A. Miller, Lucy Amendariz, now Judge, Los Angeles Superior Court, and the members of the Board of Trustees in 2015. Ask for a response and what action he has taken.

B. THERE IS ANOTHER RACIST LINK TO THE BAR UNKNOWINGLY EXPRESSED BY NURY MARTINEZ AND THE OTHER THREE LEADERS WHEN THEY EXPRESSED THEIR CONTEMPT FOR OUR DISTRICT ATTORNEY GEORGE GASCON BECAUSE MARTINEZ CLAIMS, "HE IS WITH THE BLACKS".

Gascon appears to be working "for the blacks" because our black brothers and sisters are

most often targeted by police officers and deputy sheriffs to stop, harass, arrest – and kill. Black persons are seven and a half times more likely to go to prison than whites. Our Latinx brothers and sisters also suffer discrimination in the criminal justice system. They are twice as likely to go to prison than whites. Gascon is working for all of us. The racist divisiveness of the four Latinx leaders has played into the hands of the racist white male judges who are going after Gascon – LASC Chalfant, Arnold, and Purless – as well as white male attorney Eric George, the son of retired Chief Supreme Court Justice Ron George. Eric is suing Gascon in an unconstitutional lawsuit in violation of the separation of powers doctrine. Retired white male D.A. Cooley is also calling for Gascon’s removal – a racist “law and order” man who imprisoned black persons at a high rate and threw away the key. Ironically, while he was in office, the County had the highest murder rate in its history at that point although Cooley always sought enhancements and long sentences for the mostly black defendants he prosecuted.

How did Chalfant, Arnold, Purless, and Ron George become judges in a state where white males are only 19% of the population? **It is because of the Bar, the Bar which argues in court documents it has the right to call black attorneys the “N” word. It plays the major role in continuing racism and sexism in our courts.** Besides having the unfettered power to go after attorneys, the **unelected** 12 member Bar Board of Trustees has also been given absolute power by the legislature (still white male- dominated although no longer the majority) to indirectly select judges. The Board has always been controlled by white males. Chalfant, Arnold, Purless, and George were appointed by the governor through the white male-dominated Board’s secret process of selecting judges. Eric and his dad Ron are very close friends of the now-disreputable and disgraced white male Thomas Girardi who often told governors who to put on the bench, like white male LASC Judge Kleifield – often from the secret list provided by the Board, also perpetuating racism in the courts.

Gascon has filed a petition for review in our Supreme Court of Eric George’s lawsuit in which Chalfant and Purless have ruled against Gascon. Turner rejected deputy prosecutors’ decisions not to allege enhancements per Gascon’s policy. The case is now before Chief Justice Cantil-Sakauye who was installed by Ron George. Gascon’s chances of prevailing are low since Cantil-Sakauye is not going to go against the son of her benefactor who put her on the bench.

If we, the people, don’t stick together we will never have racial – or gender – justice. After all, It was mostly white judges who denied Martin relief and it is mostly white judges going against Gascon – described by Nury Martinez as being for the blacks..

#### ACTION PLAN

Contact the President of the City Council Paul Krekorian at paul.Krekorian@lacity.org or (213) 473-7002 and let him know you support George Gascon and his efforts to reform the Los Angeles County criminal justice system and thank him for doing so.

Leave a message for Judges Mark Arnold (213) 628-7415 and James C. Chalfant (213)

830-0785 informing them you are a voter and you do not appreciate them interfering in D.A. Gascon's attempts at justice reform and that they should cease and desist since they are violating Gascon's executive authority to set policy in his office.

Judges are the biggest threat to our burgeoning democracy to the point that five white judges, of whom four are white men, along with a reactionary black male judge, ruled that they can control women's uteruses and force women through even dangerous pregnancies which can kill them. I am organizing a campaign to

1. Abolish the CA Bar which is a good ol' white boy network. Attorneys who are mostly white and are corporate/business attorneys, career government attorneys, and prosecutors or U. S. Attorneys run the Bar. They prosecute the people's attorneys.

REMEDY: Create a regulatory agency in the consumer division of the Attorney General's Office. Deputy attorneys general are the bar prosecutors. Guarantee right of jury trial to attorneys to protect attorneys like Martin and myself and others like us who engaged in truthful petitioning activity which challenged the racist, sexist status quo and were disbarred.

2. Abolish the vile Judicial Nominees Evaluation Commission. ("JENNIE") It is cronyism, favoritism, secrecy, quid pro quo, who-you-know writ large. It is made up of approximately 34-38 "commissioners" whom you never heard of appointed by an anti-democratic Bar Board of Trustees of 12 persons all of whom are appointed secretly – because nothing is public about their appointment – by Supreme Court, Assembly, Senate, and Governor. The Supreme Court is outrageous. Chief Justice Cantil-Sukauye, Filipina-American, keeps violating the law by appointing older white men. Californians have NO choice of who gets on the bench, only the crony-appointed unelected 12 members of the Bar Board of Trustees.

REMEDY: restore the right to elect ALL judges including superior court, court of appeal, and Supreme Court. Which means we must clean up and amend Sec. 16, Article VI, CA Constitution.

Those who are interested in joining my campaign please contact [legalwisewoman@yahoo.com](mailto:legalwisewoman@yahoo.com)