

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

SUPERIOR COURT = CIVIL
Docket No. MICCV2012-02811

PLAINTIFF AFFIDAVIT
EXHIBIT - E

I, Luis Perez W33937, according to the law, depose and swear;

1. That I am the plaintiff Acting Pro-Se in the above entitled civil case.
2. That I am presently incarcerated at NCCI-GARDNER STATE PRISON, 500 Colony Rd., P.O. Box 466, Gardner, Mass. 01440.
3. On March 21, 2013, I appeared before Justice Thomas R. Murtagh, who heard my testimony and arguments in connection to the activities and operations of justice within the legal system, the Parole Board and the Massachusetts Department of Correction.
4. I am a rehabilitated prisoner who has worked and made changes in my life (record has been presented to the court), but I have been deprived of equal opportunity of justice. The defendant's on many occasion have ignored that for the past 20 years, policies and regulations have been perceived as BLACK or WHITE, indifferent to the GRAY area of the prison subculture; And without any question sweeping the dirt under the rug has been a regular practice. The security language has been used in many cases and for the most part the Court System has gone along with this approach used the Defendant's Legal Team.
5. As an example, I personally have knowledge of how the problem in Correction began and subsequently was moved to the Parole Board without the public knowing.
Middlesex County - Commonwealth v. Gerald Clemente, 25 Mass. App. Ct. 229 (Oct. 21/1978). - Who helped another prisoner to obtain money, weapon and assistance for his escape.

The escape of Robert [REDACTED] (1994), was in the media for months and the public never knew the real issues behind the story. The Defendant's "Commissioner of Correction" were aware of the connection with the gun, money and cover-up for Mr. [REDACTED] escape while Mr. [REDACTED] was authorized to work within the Office of the Director of Security at MCI-LANCASTER.

Mr. [REDACTED] was a former Police Captain who was convicted of breaking into the bank in the City of Medford during a Memorial Day Weekend (May 24-27, 1980). I was very surprised when I read the Massachusetts Parole Board gave Mr. [REDACTED] Parole for good conduct well before his proper parole eligibility date of 12/20/1995. The Department of Correction and Parole Board had knowledge that instead of parole, Mr. [REDACTED] should have had him indicted for participation in the [REDACTED] case.

The Dept. of Correction, The Parole Board and The Media was led the public to believe that the entire Stewart Affair and his shooting of the Police Office in the Town of Shirley was an isolated case of a lifer who escaped and that there was a need to remove all second degree lifers out of minimum security facilities. This entire episode was a classical cover-up, because Mr. [REDACTED] and Associates with the Metro Politian Police Department stole advance copies of Police Examination, charging \$3,000 for each exams. Attachet to this AFFIDAVIT (Exhibit-1) you can read the confidential fax the was mailed to the Parole Board prior of granted parole for good conduct.

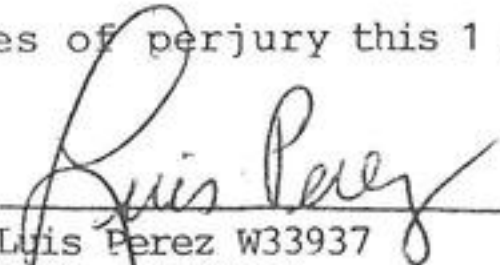
6. On another interesting experience is with the cover-up with unsolved murders at MCI-WALPOLE (1973-1981). The only thins that came to the public attention was that prisoners were allowed to obtain furloughts so that they could be inducted into the cosa-nostra, under the influence of Bulger, Flemi and FBI.

For many years I have been pushing for DNA testing of evidence however no one was interested. - U.S. Representative William Delahunt was the local District Attorney for Norfolk County in many of the unsolved murders al MCI-WALPOLE.

Rep. Delahunt did in fact allocate federal money for the purpose of DNA evidence of unsolved murders in this country. but not for the prisoners who ere murded at the State Prison. - I mailed a Certified Letter to Mr. Delahunt at his address in Washington, but he never answered. At some point I was under the impression that no-one cares to open a can or worns that can connect any murder in prison while Flemmi's brother - "Jimmy [REDACTED] Flemmi" was connected to the organize crime inside the prison system. - At the end I strongly believe that those in charge want to maintain the cover-up under the same status quo. (see Exhibit-2) attachet to this AFFIDAVIT.- Correspondence that was made by contacting proper authorities on this matter.

7. I could extend this Affidavit further if the Court felt that it would be necessary for me to appear in Court for for argu-ment about the security langauge now being used by the Legal Department of the Department of Corrtection, the same security, justice, rehabilitation and the gre grey area that was expres-sed on prior Court Hearing. There is a need to another open court hearing.

Signed under the pain and penalties of perjury this 1 , of June/


Luis Perez W33937
NCCI - GARDNER
P.O. Box 466, 500 Colony Rd.,
Gardner, Mass. 01440

DATED: June 1, 2013

[REDACTED]

NOTARY PUBLIC

My Commission Expire the January 16, 2020

DATE: June 1 . 2013

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Vol. 1
EXHIBIT-1

CONFIDENTIAL

CONFIDENTIAL

Information discovered in the computers of inmates Stewart and Clemente indicated the strong possibility of connection between these inmates and inmate Alfred Schulte. Several letters were discovered with the return address of "TRI STATE PARALEGAL SERVICES" Box 123, Lancaster, MA. These letters were signed "Bob Stewart." Information was discovered in the form of letterhead identifying inmates Stewart, Schulte and Clemente as principals of Tri State Paralegal. The letters recovered related to non-criminal proceedings and not related to inmates, they included bills for services rendered and quotes for future legal work. The search of inmate Clemente's computer disks recovered from Clemente's room, revealed that he was in possession of approximately forty (40) Meckintosh disks. These disks contained information and programs that appeared on Stewart's computer. They also included several disks which contained facility and staff related information.

On April 1, 1994, inmate Alfred Schulte was returned to higher security and his computer was seized. It was determined that Schulte had knowingly erased a section of his terminal drive containing information relating to activities that were in concert with Stewart and Clemente. This was determined by the recovery of a list of deleted files, whose files names coincided with those found in the possession of Stewart and Clemente and Tri State Paralegal service. As a result of a search of his property it is evident that he was doing legal work for individuals using the name and title Alfred Schulte, Esq., Director for "COMMONWEALTH OF MASSACHUSETTS DEPARTMENT OF CORRECTION MCI LANCASTER PRE-RELEASE CENTER THE LEGAL ASSISTANCE PROGRAM BOX 123 OLD COMMON ROAD LANCASTER, MASSACHUSETTS," and that he was using the telephone number (508) 388-3388 ext 24 which belongs to the MCI Lancaster Campbell building where Schulte was housed. Presently, Schulte is on P.I. status at MCI Norfolk.

The following information was recovered from Stewart and Clemente's PC and disks:

INTERNAL: Three organizational charts were discovered in a 4th level sub-directory of the "Documents" directory, these charts included job titles, grades and position numbers of the facilities administration.

Floppy disks contained the following:

- DISK 1: Schedules for staffing, shift names and dates, staff Special State Police Commission effective/expiration and renewal dates.
- DISK 2: List of staff social security numbers, position numbers and job titles. Staff resumes of Thomas Fallon, Michael Kuley, Frank Guerra and possibly Douglas Schultz, with the names of Ernest Leo Laddy (W-5325C) and David McHaven (W-41387), replacing the staff members. There was also a letter from Justin Ball for Kelly's gun permit.

MEMO

THIS INCIDENT TOOK PLACE AT A TIME WHEN THE GOVERNOR WAS INTRODUCING HIS "TOUGH ON CRIME" POLICY. WHILE OTHERS LIKE MYSELF SIT IN PRISON FOR DECADES TRYING TO EARN OUR FREEDOM THE RIGHT WAY, WE CAN'T EVEN GET A HEARING TO SEE THE PAROLE BOARD.

4-17-94
State Deputy FALLON - 2nd Judge
Constitutional School Committee
MIR. MANNICK auto mail
Part 103 also from dir

W. COR. ST. #11

Clemente's case 517 NE-2d 479
JUDGE BARTON ON TRIAL
18-20 YRS SENTENCE
12-20 YRS CONSECUTIVE SENTENCE
3-5 CONCURRENT INDICTMENTS RETURN

25 mass. App. Ct. 229
Comm. V. Clemente
Oct. 21, 1987

Comm. V. Schulte 604 N.C. 2d 52
92-1-353 12/7/96 Judgment affirmed
Prison - NO. 88-A-1275 4/5/91 Judgment affirmed

Clemente

EXHIBIT

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2

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

ROBERT B. COLLINGS
UNITED STATES MAGISTRATE JUDGE

May 13, 2002

William R. Keating, District Attorney
Norfolk County
45 Shawmut Road
P.O. Box 380
Canton, Massachusetts 02021

EXHIBIT

2

Dear District Attorney Keating:

Re: Letter from Luis Perez

I enclose a letter from Luis Perez received May 8th which deals with unsolved murders and other alleged misconduct at the Walpole State Prison.

Since these matters come within your jurisdiction as District Attorney for Norfolk County, I am forwarding the letter and attachments for whatever action, if any, you deem appropriate.

Sincerely yours,



ROBERT B. COLLINGS
United States Magistrate Judge

Copy to (w/o enclosures):

✓ Luis D. Perez
BSCC - P.O. Box 73
28 Clark Street
Norfolk, Massachusetts 02056

JOHN JOSEPH MOAKLEY UNITED STATES COURTHOUSE
1 COURTHOUSE WAY, SUITE 6420
BOSTON, MASSACHUSETTS 02210