

IS THIS IT?

ITS BEEN A LONG WHILE SINCE I'VE POSTED ANYTHING AND THAT'S MOSTLY DUE TO THE FACT THAT THE "STATE" HAS BEEN ON THE ATTACK FOR A LONG TIME. EVERY LITTLE WRITE-UP THEY CAN DREAM OF GETS SLAPPED ON ME. I BASICALLY JUST STOPPED GIVING A FUCK. THEY PISS-TEST ME (U/A) 4 TIMES A MONTH WHICH IS THE MAX BUT IN OCTOBER THEY TRIED TO U/A ME A 5th TIME SINCE THERE IS 5 WEEKS IN OCTOBER. I REFUSED. I KNOW THE RULES: THE TITLE IS SAYS "THE INMATE WILL PROVIDE A MINIMUM OF 4 TESTS PER MONTH." (THIS IS FOR DISCIPLINARY REASONS). I PROVIDED THE MINIMUM AND WAS NOT GOING TO GIVE ANY MORE AND TOLD THEM TO WRITE ME UP IF THEY WANT. WHAT DO I CARE? I HAVE LEVEL 4 POINTS - CAN'T GO ANY HIGHER - OTHER THAN DEATH ROW! - AND I'M ALREADY ON C STATUS SO I'M LOCKED UP AT 1PM DAILY AND ALL DAY ON WEEKENDS AND HOLIDAYS. THERE'S NOT MUCH THEY CAN DO TO ME. DID I MENTION I'M A LIFER? CAN'T MAKE ME DO ANY MORE TIME THAN LIFE! AT MY HEARING THE LT. SAYS "YOU'RE RIGHT. I AGREE WITH YOU, BUT I HAVE TO FIND YOU GUILTY." WHAT? SPINELESS BASTARD! THEY'RE NOTHING BUT GANG MEMBERS IN GREEN AND IF ONE PIG IS UP YOUR ASS THEY ALL WANT SOME. OR ARE AFRAID OF THE OTHERS IN THEIR GANG. HE TRIED TO SAY: IT SAYS MINIMUM, SO THE (SO-CALLED) OFFICER THAT WROTE YOU UP CAN GIVE YOU AT LEAST 4 U/As A MONTH. AIN'T THAT A BITCH? HE KNEW HE WAS LYING BECAUSE THE RULES DON'T SAY THEY CAN TEST ME A MINIMUM OF 4 X'S A MONTH - IT SAYS I WILL PROVIDE A MINIMUM OF 4 U/As A MONTH. SOME OF THESE SMALL-TOWN, SMALL-TIME CIVIL SERVANTS ARE NOT BRIGHT ENOUGH TO UNDERSTAND THE DIFFERENCE AND THE REST ARE JUST TRYING TO "LOOPHOLE" THE FACTS. THAT WORKS ON 95% OF THESE "INMATES", BUT NOT ME. THEY CAN SHOVE THEIR LOOP HOLE UP THEIR POOLHOLE! SO ANYWAY THE LT. FOUND MY GUILTY BUT AFTER REVIEWING IT THE CAPTAIN, WHO HAS TO SIGN OFF ON ALL 115'S (WRITE UPS) "DISMISSED IT" IN THE INTEREST OF JUSTICE! OBVIOUSLY HE...

Knows what's right. I could have 602ed it (Appealed) and won eventually, but it's a long sucky fight w/ the Appeals coordinator trying to screen you out several times in an attempt to frustrate you into just giving up. So the Captain saved everyone - especially me - a lot of paperwork. THANKS, DUDE.

Anyway, that's my life here. They try to impose their will - and damn the rules! - And I defy them. If they aren't going to follow the rules then why should I? What a wonderful world! So needless to say there's thoughts that arise. Like, How much of this are you going to put up with? How many more years are you willing to give them? How many more days? Is it worth it? The PRO's and CON's list is seriously lopsided. There's very little that I enjoy in this life. And that's been attacked by the State, too! I used to get visits, mostly from Mom, but also occasionally my Dad, sister, one of my ex's. They stopped my son Scotty's visits when he turned 18 saying he has a felony on his record. (He doesn't.) I can't even use the phone anymore, so they've successfully cut me off from all family and friends. They even shipped my Dawg Donnie out of here so I don't even have my only friend with me. The worst part of that is they only moved him to split us up. (see his BLOG: 1346 - DONALD TINSLEY - and tell him I said Hi!)

So what do I have that adds any "quality of life"? Sometimes I get a little mail. Mostly from Mom - she's a saint! I guess that's about it. I'm about over it.

But then! My jailhouse legal beagle filed under PROP 36. It got screened out by the public defender's office w/ a form letter, a box checked saying basically that due to my last crime being violent I don't fit under PROP 36. I knew that, but my paralegal added some People v. Vargas argument that fully applies to me. Mom told me to write the PD and verify if I was screened out totally, just the PROP 36 issue or if it was totally denied.

well, like I said I've been having trouble caring, especially in the face of them denying yet another filing, but I wrote anyway asking what the deal is and what I need to do exactly to file under Vargas. I get a letter back from this PD saying he wants to investigate whether my case qualifies for relief under People v. Vargas! So he's reviewing my file & strikes and the only thing he's going to find is that I do fit under Vargas! With the Public Defenders office looking into my case means (I believe) that once they determine the case applies they can order my case in front of a judge for resentencing! And here's the DEAL: MY CASE - ADW (ASSAULT w/ A DEADLY WEAPON) CARRIES A MAX of 4 yrs. They can give me a total of 7 yrs in enhancements (one was a 5 yr enhancement!) for a total of 11 years at 85% since I'll only have 2 strikes. The good news - if you can call it that - is I've been down for 16 years! So not only will my time be up, but I've also done enough time to eat up my 3 yrs parole, so - best case scenario is in a matter of months I could be released - NO parole! WORST case scenario? I'm doin' it: 32 to life. I don't think I can take another denial. I've kept up this fight since 1997, but when there's no hope, what's the point? And speaking of Hope - Hope sucks! If it wasn't for hope my time would have ended long ago. Hope is fine if everything works out in the end, but if it doesn't then all Hope does is prolong the agony. It's like the "Death with Dignity" thing: Should you sit here and ROT, grow old and cancerous and suffer all the pain that the state won't treat? Sit in your own filth in diapers that the "NURSEs" won't change because you're not a human, you're an animal! Do you just wait until you get too old to "pull your own ripcord"? Stuck at their mercy? Okay, that got ugly. But it's not like 1000s of other Lifes don't have the same thoughts. That shit's always been in the back of my mind but my Mom and my Sons and Dad, etc Always has kept those...

things at bay. Don't want to inflict that on my family. But once they took my visits and phone calls its been peaking out. Not that Im planning anything, but its there. Right along questions like: Am I done getting punked by the GOVT? But here comes that Bitch called Hope! Heartbreakin' Bitch! I guess the only thing to do is lay here and Dream about her fuckin' ass til we see whats up. I cant seem to shake that Bitch! Even though I have absolutely no faith in the "system" I just cant see how they are going to get around this Vargs issue. It has to work. But thats what I thought about my last writ. they couldn't deny that I was right so they shot me down on "procedural" crap! Didn't even read my writ. How will they Kill me this time? I don't know, but they'll look for a way. Them and that Bitch called Hope!

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BostonRocks

Thank for the transcribble-ation!