

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CLERK OF DISTRICT COURT
S.D. OF FLA. - WPB

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FILED BY D.C.

ROBERT A. STRICKLAND
Defendant - Appellant

Vs

UNITED STATES OF AMERICA
Plaintiff - Appellee

Case no: 95-8118-CR-Rystamp

RE: Motion for release pending
appeal pursuant to the provisions
of 18 U.S.C. 3142, 3143, and
3145(c).

JURISDICTION

Comes now, ROBERT A. STRICKLAND, Pro Se and indigent, pursuant to the above cited authority and moves this Honorable Court for release pending his appeal from a District Court judgement.

In furtherance, it is stated as follows:

- 1.) Pending appeal alleges counselor was ineffective for failure to object to admission of hearsay statements and failing to motion the Court for incamera hearing to examine trust - worthiness of witness testimony. Sixth Amendment violation of effective assistance of counsel;

And District Court erred by permitting hearsay statement to be admitted in trial. Sixth Amendment violation of right to a fair trial and denial of defendant's right to confront witness against him.

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- 2.) Issues pending are likely to be a reversal of criminal conviction.
- 3.) Appellant will refrain from any and all illegal narcotics, alcohol, or abusive substances. Nor will he possess any unauthorized weapons or explosive devices.
- 4.) Appellant will not flee from justice or pose a threat to anyone in his community nor will he violate any rules and regulations stipulated in conditions of release.
- 5.) He will report at all appropriate times to places designated by officials of the Court.
- 6.) Appellant is self-employed and will seek employment selling antiques (Buy and sell dealership). His occupation requires traveling throughout America and other countries as well, but will not travel without consent from authorized officials.
- 7.) Appellant will reside with his son Robbie Strickland: 553 Perry Avenue; Green Acer, Florida - 33463-2033; Phone - 561-965-3460.
- 8.) Any notifications to appellant can be forwarded to the above address. Appellant will act promptly to any orders.
- 9.) Appellant desires to retain counselor and investigators. If new trial is warranted, he can better assist in the preparation and investigation of witnesses and gathering of facts to establish his innocence.

WHEREFORE, for the above stated reasons, appellant would ask this Honorable Court to issue an order granting him his immediate release pending review of appeal.

Respectfully Submitted,



Robert A. Strickland
#42828-061

CERTIFICATE OF SERVICE

I hereby certify/notarize that a true and correct copy of the foregoing was mailed this 22 day of Oct, 1997 to the following:

United States District Court
Southern District of Florida
U.S. Courthouse
West Palm Beach, Florida
33401

Assistant United States Attorney
Karen L. Atkinson
701 Clematis Street, Rm. #100
West Palm Beach, Florida
33401

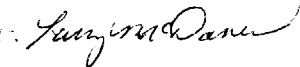
Respectfully Submitted,



Robert A. Strickland
#42428-061
P.O. Box 33
Terre Haute, Indiana
47808

STATE: INDIANA

COUNTY: VIGO

NOTARY: 

my commission expires: August 8, 2000