

Tuesday, August 25, 2020

Honorable Madeline Cox-Arleo
Judge, United States District Court
District of New Jersey
Martin Luther King, Jr., Federal Building
and Courthouse
50 Walnut Street, P.O. Box 999
Newark, New Jersey 07101-099

Re: United States v. Paul W. Bergin
Criminal No.: 09369, Civil No.:
16-3040

Dear Honorable Judge Arleo:

Please be informed that on 13 August 2020 I had a legal call with my Attorney, for the past approximately ten (10) years, Lawrence Lustberg. During the course of the conversation we discussed monumental issues wholly relevant to my case and of an emergent matter. We strategized, planned and based upon the material discussed on that same date, I prepared a legal letter for him and placed it in the institutional mail on the next date, 14 August 2020.

The legal letter was in accord with my 6th Amendment Constitutional Right to

2

effective assistance of counsel and to participate in and assist in my defense. Moreover, the submission to my attorney protected my unalienable Rights of Life, Liberty and the Pursuit of Happiness.

On 25 August 2020, I learned that this letter that I mailed 14 August 2020 as well as a second one to Mr. Lustberg, mailed on 15 August 2020, were held by Special Investigative Services (SIS) at the ADX, on the direction and order of the Office of the United States Attorney, District of New Jersey. They denied me access to my Criminal Justice Act (CJA), SAM approved attorney and trampled upon my Constitutional Rights; under the meritless, baseless and fictitious guise, that Mr. Lustberg failed to sign the Renewed SAM.

This is not the first time they have eviscerated and frustrated my paramount and potent 6th Amendment Rights. They have consistently opened, copied and read legal mail Mr. Lustberg has sent me, they fail to process legal mail to Mr. Lustberg and hold it for days, even weeks, they preclude my use of any e-mail communication and even refuse to permit me to contact my attorney using a personal telephone call, even during an emergency. Furthermore, it has taken Mr.

Lustberg up to a month, sometimes more, to schedule a legal call with me.

They ignore the Constitutional Rights of inmates, stymie and frustrate the attorney privilege and client relationship and impose conditions of confinement which are torturous, sadistic and fervently onerous. I wish this was hyperbole.

As you are cognizant; I was the lead attorney on the Abu Ghraib torture cases at Saddam Hussein's crematorium prison in Iraq and the prison conditions there, found to be torturous, pale in comparison to the ADX.

Lastly, my children and grandchildren are my life and all I have to live for. I am deeply and devoutly in love with them and they sanctify me with strength and the will to live. I have nothing else left in life!

In one of those letters to Mr. Lustberg I plead for his help. For (6) six weeks the government has denied me a telephone call to my loved ones; even though the SAM, executed by the Attorney General of the United States, expressly permits it. As an inmate at the ADX we are permitted four (4) personal calls per month. Their lame, absurd and ludicrous excuse for such denial was because

the government was confused as to which agent would monitor my call; despite the fact I have been entombed in this replica concentration camp for over four (4) years. I only assume that this excuse-justification for my suffrage and denial-refusal to inform my children-grandchildren "I love them and cannot live without them," is illustrative of the integrity of their AG Barr and Chief Law Enforcement Officer, President Trump. Very veracious, non-corruptable gentlemen like AUSA's Gay, Muresh, Saunders & Coyne.

I had to vent although I promised Larry I would not write you.

I am just extremely despondent and it is incumbent on me to let you know what occurs here.

Thank you,

Most respectfully,

Paul Bergin

cc: Lawrence Luthberg, Esq., Some day maybe they will permit passage.

Please know I placed this letter in the institutional mail at 0500 hours, 26 August 20.

Name: Paul Bergin
Reg No: 1623533
U.S. Penitentiary Max
P.O. Box 8500
Florence, CO. 81226-3500
JM-20-16235050-0826-110-113

Honorable Judge Madeline Cox-Aleo
Judge, United States District Court
District of New Jersey
Martin Luther King, Jr., Federal Building
and Courthouse
50 Walnut Street, P.O. Box 999
Newark, New Jersey 07101-0999

