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November 3, 2016

U.S. PROBATION OFFICE
NEWARK, NEW JERSEY

Honorable Judge Jose L. Linares
Judge, United States District Court
District of New Jersey
Martin Luther King Federal Courthouse
Walnut Street
Newark, New Jersey 07102

Re: United States v. Paul Bergin

Dear Honorable Judge Linares:

In or about August 22, 2016, a Special Administrative Measures Order was filed by the Office of the United States, District of New Jersey and executed by the Attorney General.

As the result of this Order I was re-designated and transferred to the United States Penitentiary Max (ADX), Florence, Colorado. I arrived here on 2 November 2016 devoid of my legal materials which the Bureau of Prisons, in Terre Haute refused to permit me to take. I was informed that they will be sent but it will take significant time.

As you are cognizant, I was placed in the Special Housing Unit, (SHU), at the Communications Management Unit (Comu), Terre Haute, where I remained until transfer to the ADX. The confinement conditions were

beyond deplorable and worse than Saddam Hassan's Abu Ghraib prison, which I am an expert on. The most significant factor is my inability to do legal research, be kept abreast on new developments in the law, have any contact with my investigative team, assist in my Constitutional Due Process rights in my legal motions and adequately communicate with and consult legal counsel. This is applicable to both the Rule 33 and 28 USC 2255, pending motions; whose magnitude and significance will determine whether I die in prison or not; for offenses which I am absolutely certain you will determine I was innocent of and or never received a fair, objective and impartial trial.

Even consider the fact that I was compelled to write and send this letter in pencil.

I had send a motion to This Honorable Court in August upon SHU placement and, at this time am not even aware of whether you received it. I have never received any kind of acknowledgment, response nor reply.

I am again, respectfully requesting appointment of counsel for the 2255 motion and permission to retain an investigator for the "actual innocence" grounds. I have come up with additional investigation that must be done and is independent of the Rule 33. For me, time is of the essence.

I will certify to this letter so you

could consider it as a formal request motion.
Thank you very much.

Most respectfully,
Paul W. Bergin
PAUL W. BERGIN

I hereby certify that the facts contained herein,
which I am personally aware of are the truth, under
penalty of perjury.

Paul W. Bergin

Dated: November 3, 2016.

Name Paul Berardin
Reg. No. 16235050
U.S. Penitentiary Max.
P.O. Box 8500
Florence, CO 81226-8500

CM-16-002-004 TP

Honorable Judge Joseph L. Kinaves
Judge, United States District Court
District of New Jersey
Martin Luther King Federal Courthouse
Wichit Street
Newark, New Jersey

U.S. DISTRICT COURT
DISTRICT OF NEW JERSEY
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