

07-11752

James A. Ryan

FILED
IN CLERKS OFFICE

Civil no. 07-11752-Pluz

2007 OCT 23 P 12:03

U.S. DISTRICT COURT
DISTRICT OF MASS.

Defendant A. SHAY motions the court to set aside judgment and conviction for murder. To set aside Plea Agreement.

- a. No Defendant with mental incapacities, without a competency hearing, can willfully sign a Plea Agreement.
- b. No Defendant with a clear cut history of emotional & mental disorder, without first an Affidavit by the court with exhibits and report. Re. Affidavit a Psychological exam to determine the Defendant capacity to understand and be able to make a sound judgement in a proceeding he is not able to comprehend.
- c. A Defendant who suffers mental disabilities cannot willfully sign a Plea Agreement, cannot be without clear, associative dependent upon counsel to make legitimate and truthful decisions.
- d. No defendant with mental incapacities can willfully, without informed Proctudice, without legal knowledge or abilities, Defendant Plea A.

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It is with these facts & circumstances that the defendant moves the court to set aside the Plea Agreement and issue as to fact. The court is in

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9. New Trial In the case of U.S. vs Thomas A. Spay

The Defendant further moves the court to appoint legal counsel, to defend with Justice, the said Defendant. The Defendant requests the court to appoint worthy members as defending counsel.

Attorney of Supporting mental disabilities and histories enclosed.

Thomas A. Spay
FET member
PO Box 2730
Bradford, PA 16730