

racketeering staff members at Beaumont Prison as they were mentioned as being a major players in the racketeering enterprise activity (See: 2241 petition). Appellant asserts, shortly after the filing of these two well done petitions stating facts and the law the cowardly, racketeering staff at Beaumont prison had innocent petitioner and brutally attacked (from behind while at a desk) and beaten by 3-4 cowardly, corrupt false accusing informants (Smith et al). Appellant asserts, the racketeering, lying staff at Beaumont Prison then maliciously framed/charged appellant by claiming he attacked 4-5 inmates involved in the cowardly assaults instead of them attacking him (See: Exh D).

Appellant was finally released from Segaville Prison on Oct 8th, 2006 after Hurricane Rita severely damaged and caused the evacuation of the whole corrupt Beaumont Prison which caused the corrupt staff to finally give up their pathetic agenda to send/further civilly confine appellant to/at Springfield Federal "Medical" Center or a racketeering enterprise ("third party co-pay") halfway house. Appellant asserts, he will appeal any corrupt judicial opinion that states "these (worthless) Counselors could not have been a part of the battery on appellant" (See: Oct 14th, 2005 14 page letter to the S. Ct, Exh D).

Appellant never received a response (denied) on the \$250.00-\$500.00 release money under 18 U.S.C. § 3624(d)(2) (See:Harley Lappin letter/2241 petition). Appellant was determined to Finally (after 5 years) get back to Corpus Christi Texas and arrived in Corpus Christi, Texas homeless with \$80.00 and immediately began working to get on his feet just as he did (homeless) in Tampa Bay, Florida in 2003 and 2004 (See: 2241 Petition). Appellant immediately attempted to retrieve his two payroll checks from Sunshine thrift and the U.S. Department of Labor became directly involved in stealing these two payroll checks (See: Faxed info Exh E). Appellant asserts, the Beaumont court continually lied, harassed innocent appellant about the disposition of his petition from Oct 9th,2005 through July 2006 even to the point of lying to appellant in March/April 2006 that "The petition was going to be answered in the next 30 days by "our LAWYER"(boj).

Appellant went on to expose some corrupt government attorneys falsifying the Answers.com website for the racketeering enterprise judge James D. Whittemore (See: Exh F pgs 5) therefore the Beaumont District court would not answer the petition from April to July, 2006, as there was now more proof that James D. Whittemore was a pathetic, defaming, prejudicial, conspiring, racketeering judge. Furthermore there was now no way this racketeering enterprise judge James D. Whittemore was getting this corrupt case again and a good chance the whole 11th Circuit would not get the case again, therefore the corrupt Beaumont court was stuck and needed more time to evaluate what it was going to do.

Appellant asserts, the hurricane was no longer an excuse for time delay as this happened 8 months before and that court was well in operation long before April 2006. Appellant asserts, more harassment and threats came from the Pacer Service Center in a racketeering letter demanding he pay a fraudulent balance or else appellant "would be prosecuted by the Department of Justice" (See:Exh G). Appellant asserts, corrupt government and corporate entities have continually set up, harassed, defamed, threatened, committed fraud on, and racketeered on appellant since 1991 and now in this latest release just as innocent petitioner stated would happen in his 28 U.S.C. § 2241 petition and all previous motions petitions and briefs in all federal courts (See: Exhibits, S,T,U,V,W etc).

Appellant alleges all this pathetic, scandalous, fraudulent, racketeering enterprise activity mentioned thus far has culminated in the defaming "Report and Recommendation" and "Memorandum Order" sent by the corrupt Beaumont Court on July 21st, 2006 and Sept 1st, 2006. Furthermore, after appellant filed of his Notice of Appeal Sept 26th, 2006 and sent the Police Chief letter on Oct 17th, 2006 (Exh P) there was a increase of harassment, set ups, slander, verbal abuse, defamation and fraud. Appellant also lost \$500.00 tuition because of pathetic harassment, defamation by corrupt security personal at Delmar College who were connected somehow to entities appellant was up against (See: Exh H).

Appellant asserts, as of late October 2006 the criminal activity escalated again to the point of the old, pathetic, racketeering enterprise illegal entity (Risk_Services/Risk_Corp et al) mutating into a new “Group of people associated in fact”, (18 U.S.C. § 1961(4)) or “Concrete GP(Group)LLC et al” in a pathetic, desperate attempt to justify all racketeering enterprise activity since 1989/92 or before. Appellant asserts, this Republican based racketeering enterprise illegal entity “Group” has re-surfaced on several Texas Workforce Commission (TWC) documents and are hiding under the umbrella of Durrill Properties et al here in Corpus Christi, TX (See: Exh I). Appellant asserts, the word “Old” was taken off the name Old Concrete Street LTD because it would give away the deception of the(old1992) illegal entity resurfacing. Appellant purchased proof of no such business in the county (See: Exh I).

Appellant asserts, the TWC has now falsified numerous documents on its own website now grafting in several companies such as SPFM.LP of San Antonio and even some national companies such as Cinta's Corp and Coin Mach Corp (See: Senator Hinojosa email Exh J). Appellant asserts, as of Aug 17th, 2006 Coca Cola has been grafted into the racketeering enterprise (See: OSHA letters Exh K) and as of October 28th, 2006 (Approx) American Cigarette of Florida (SPFM.LP et al) has been grafted into the racketeering enterprise as well (Exh L). Appellant asserts, he will prove Maury Wolfson and son of Wolfson Furniture Company have been grafted into the racketeering enterprise since Nov/Dec 2005 and has used perjury testimony to the TWC about tax evasion and employment issues(See:Exh M). Appellant asserts, he cannot even file an honest unemployment claim (Exh N) or a wage claim (Exh O) without being viciously destroyed by the racketeering enterprise and its illegal entities.

Appellant will be reporting the fake racketeering illegal entity “Concrete GP (Group)LLC et al”and several racketeering legal entities mentioned to the Internal Revenue Service(IRS). Appellant asserts, a corrupt Durrill property employee (Shelly) was lying and threatening appellant with unnecessary statements on July 7th, 2006, claiming she had a special contact in the IRS, when in fact they are

involved with Maury Wolfson et al committing criminal acts on, discrediting and defaming, appellant and are the ones violating IRS laws. Appellant may have made a mistake in the Reply brief by mentioning the IRS being involved with Durrill Property employees as the IRS threats were a front by the racketeering enterprise law breakers to intimidate appellant.

Appellant asserts, on Oct 19th, 2006 (after sending Oct 17th Police Chief letter, Exh P) certain corrupt employees in the Texas Department of Public Safety (DPS) have sent threatening, coercive (racketeering) unconstitutional and non-statutory letters threatening to suspend appellants Driver's License without good cause. Appellant asserts, according to TEX. TRANS. CODES he sent all the necessary information needed to keep his drivers license from being suspended (See: Nov 6th, 2006 DPS letter/emails Exh Q). Appellant asserts, the Drivers License was still unconstitutionally and non-statutorily suspended and the DPS did not send (by statute) a "Notice of Potential Suspension" or a "Notice of Suspension" to inform appellant of their intentions or demands.

Appellant asserts, the DPS has now resorted to sending threatening letters demanding "more money to renew your license" when no statutory letter came to appellant actually suspending his Drivers License (Exh Q). Appellant will show the court that Lorraine Guzmann (DPS issue) is one of the main criminal perpetrators and most protected by corrupt Texas Government "Individuals" besides Tom Taylor who robbed appellant of his three vehicles and property, then perjured himself in Tampa Federal Court on Aug14th, 2001 to frame and defame innocent, stable appellant as "Very aggressive, criminal, insane, incompetent, and mentally defective etc" just as Mark Shaberg et al has perjured on recent TWC documents (See:Chief letter Exh P, DPS letters/emails Exh Q and Jan 1st, 2006 Court letter Exh R).

Appellant asserts, an incredible amount of terrible, fraudulent, racketeering activity is (again) being perpetrated on innocent petitioner. Appellant requested the District Court for injunctions, criminal

investigations on the the perpetrators who continually commit tortuous and criminal acts on appellant in violation his Constitutional and civil rights excluding 42 U.S.C.§ 10801. Appellant (in his own words) requested of the Beaumont District court to overturn the malicious and unconstitutional conviction of April 4th, 1995 (Misdemeanor) and August 15th, 2001 (Felony) based on a proper “case of first impression” and new law concerning a 28 U.S.C. § 2241 petition.

ARGUMENT AND AUTHORITIES

28 U.S.C. 2241 (c) (3). “He is in custody in violation of the constitution or laws or treaties of the United States”.

Innocent petitioner asserts, he was in custody in violation of the constitution and laws of the United States since 1992. Appellant asserts, because of the start of the new racketeering enterprise illegal entity “Concrete GP (Group) LLC et al”(18 USC 1961(4)) he is again being maliciously set up and falsely accused by the cowardly, mentally ill, racketeering enterprise in violation of 18 U.S.C § 1951-1968, TEX. PEN CODE § 71.01, TEX. PEN. CODE.§ 37.03 & 37.10 while horribly abusing Texas Const Art. I, 15(a), 18 U.S.C. 4241-4247, and U.S. Public Law 101-647 and other laws..

28 .U.S.C. § 2241, Section 51, “Habeas Corpus lies to test proceedings so fundamentally lawless that imprisonment pursuant to them is not merely erroneous but void and therefore resjudicata is inapplicable in a habeas corpus proceeding”.

Appellant asserts he proves all throughout his 2241 petition and exhibits and this petition that a racketeering enterprise is lawlessly, maliciously, illegally and unconstitutionally,coercing, threatening, arresting (kidnapping), prosecuting, imprisoning and robbing innocent appellant for 16 years. (See: Whole 2241 petition, all past pro se motions, complaints, briefs and petitions filed since 1992.)

28 USC § 2241, Section 60, “Where a writ of habeas corpus is properly issued, issuance of an injunction in aid of writ and court’s jurisdiction is proper”. Moore v. De Young, C.A.N.J. 1975, 515 F 2d 441)

Appellant asserts, he was/is actually doing the work of the Department of Justice in October 1995 when he filed his excellent Temporary/Preliminary injunction attempting to restrain the pathetic, unconstitutional racketeering enterprise legal entities and its illegal entity "Risk_Services/Risk_Corp et al" and this request was maliciously, illegally and unconstitutionally denied. Appellant again tried to have this pathetic, racketeering enterprise activity restrained and prosecuted in his excellent briefs(3) to the Appellate and Supreme Court while in the corrupt Beaumont prison in 2002/2003 and these were maliciously, illegally and unconstitutionally denied. Appellant constructed a 46 page hand-written 2241 petition while in lock down/Restriction at Springfield Federal Medical Center in 2004 but he was criminally and unconstitutionally threatened never to file it.

Appellant, again requested the court and United States government to restrain the pathetic, malicious, racketeering enterprise activity and was maliciously, illegally and unconstitutionally denied by the Beaumont court on July 21st, 2006 and Sept 1st, 2006. Innocent petitioner is again, and for the seventh time requesting the court to request investigations, issue injunctions (with the IRS) to finally put an end to this pathetic, malicious, unconstitutional racketeering enterprise activity upon appellant.

28 U.S.C. § 2241, Section 155, "Right of habeas corpus may be employed to contest validity of future as well as present restraints".

Innocent appellant asserts, if the unconstitutional decisions by these two lower court judges are not reversed, the convictions not overturned and injunctions/prosecutions not applied innocent appellant will continue to be maliciously set up, harassed, defamed, ruined, stalked, charged, arrested, prosecuted, robbed, imprisoned and/or civilly confined (kidnapped). Appellant asserts, through this malicious, racketeering and unconstitutional activity (in the past) the perpetrators would try to force a power of attorney on him. Appellant asserts, this malicious racketeering enterprise attorney was then going to illegally and unconstitutionally overturn the judgment of conviction in the courts with a

defaming and racketeering 28 U.S.C. § 2255 motion using the racketeering BOP studies given to them by "Individuals" in the BOP(BOJ) and/or the racketeering employees of the Tampa Bay, FL U.S. Probation Office (See: BOP Program Review statement 1351.05 Part Two 12(1)(b), and the 2241 petition pg 22-33). Appellant asserts, this racketeering enterprise activity is further proven by the malicious, corrupt, defaming statements by James D. Whittemore on Jan 26th, 2005 and "Counselor(s)" Daniels et al on July 20th, 2005 and thereafter. Innocent petitioner asserts, this was and is his "savings clause" (See: Appellate Brief 03-11467 Exh S, S.Ct Brief 02-10290 Exh T, 2241 petition pg 4, 22-23, 26, 31-34, 36 or whole petition, Oct 14th S.Ct letter Exh D).

28 U.S.C. 2241 Section 166, "Violation of Constitution, law and treaties where facts relied on are dehors the record and their effect on conviction is not open to consideration and review on appeal, use of Writ of habeas corpus in federal courts to test the constitutional validity of conviction extends to cases where conviction has been had in disregard of accused's constitutional rights and where Writ is the only effective means of preserving such rights,.....One who is in custody in violation of the constitution and laws of the United States is entitled to relief in habeas corpus and the court is required to dispose of the matter as law and Justice require"

Innocent appellant asserts, the Tampa Bay Federal District Court file is full of racketeering enterprise corruption and falsifications. Appellant asserts, most all his motions, rebuttals and affidavits have been maliciously, criminally and unconstitutionally denied or stricken destroying innocent appellant's defense. Appellant asserts, he was unconstitutionally denied all subpoena's for trial on July 13th, 2001. Appellant asserts, he went to trial pro se Aug 13-15th, 2001 and was robbed of numerous documents by "Judge" Whittemore, Dan Daly, Porcelli et al, and "U.S. Marshals" when appellant was placed in a cell for recess. Appellant asserts, when he attempted to do his narrative the racketeering enterprise judge continually and unconstitutionally interrupted appellant and told him he could not tell his story as much it is explained in the 2241 petition and other briefs, affidavits and rebuttals which were criminally denied or stricken. Appellant asserts, he has proven the racketeering "Judge" has a severe prejudicial agenda against innocent appellant and is total disregard for appellants constitutional

and civil rights (See: Appellate Brief 03-11467 Exh S, S. Ct .Petition 02-10290 Exh T, 2241 petition and all exhibits, Answers.com printouts Exh F pgs 5)

28 U.S.C. 2241 Section 167, "Federal prisoner challenging decision of U.S. Parole (Probation) or process by which that decision was reached must show that the action of the Board was so unlawful as to make his custody in violations of the laws of the United States. There must be sufficient nexus between alleged illegal action and legality of his own custody for habeas corpus to lie".

Appellant asserts, the Tampa Bay, FL. U.S. Probation Office and primarily Chris Castellano et al have been directly involved in the racketeering enterprise activity since at least 1990 when they and the corrupt U.S. Attorney's office in Tampa Bay tried to frame appellant for Glacier Water/Roger Gilchrist et al in February of 1990. Appellant asserts, while he was maliciously imprisoned at Springfield in 2003/2004) Chris Castellano in Tampa Bay, FL got into appellant's legal work, documents etc and insanely and criminally falsified the first page appellants work resume (which was on a floppy disc) to say "I STARTED MY BUSINESS WHILE WORKING FOR GLACIER WATER COMPANY".

Appellant asserts, when he exposed this and other stupid racketeering activity after his release from Springfield he was quickly kidnapped and destroyed again, even after finding permanent full-time work in such a short time frame (1/1/2 months) being out of prison and homeless. Appellant assert, the request to go to "Three Rivers Camp" was made by petitioner Jan 26th, 2005. Petitioner asserts, the racketeering enterprise judge and Chris Castellano et al are both hiding behind "Three Rivers Camp" on their racketeering documents to deceive this appellate court/S.Ct to think they know nothing about the appellant's unconstitutional custody at Beaumont Medium.(See; Appellate Brief 03-11467 Exh S, S.Ct Brief 02-10290 Exh T, 2241 petition pg 4-5, 20-35, and its own Exhibit A)

28 U.S.C. § 2241, Section 168. "It is only in circumstances impugning fundamental fairness or infringing specific constitutional protections that federal question for habeas is presented. Furthermore, trial errors or irregularities which are so prejudicial to accused's right to a fair and impartial trial as to be clearly deprivation of due process constitute justifiable federal issue which may be adjudicated on habeas corpus proceeding".

Innocent appellant asserts, he has clearly shown the severe , prejudicial, unconstitutional, racketeering enterprise agenda/activity he is up against in his motions and petitions to the state and District courts, briefs and judicial complaints to the Appellate courts, petitions to the Supreme Court since 1992. Innocent competent and sane appellant asserts, all “counsel” since 1992 were knowingly, willingly and competently involved in the racketeering enterprise activity therefore all of appellants “trials” were more than a farce or sham they were a pathetic cover up to illegally and unconstitutionally justify probable cause for the racketeering enterprise. Innocent appellant asserts, it was not meant for him to go to one trial. Appellant asserts, he forced his way to to all illegal and unconstitutional sham trials since 1993. Appellant asserts, there is actually no such thing as “ineffective assistance of counsel” in these pathetic “cases” it is defaming corrupt “counsel” by racketeering lawyers and this case is definitely a case of first impression.

28 U.S.C.. 2241, Section 175, “If the administration of evidence constitutes manifest error, violative of party's due process rights or the exclusion of evidence violates party's right of confrontation a habeas corpus petition may issue”.

Appellant asserts, falsified, defaming discovery tapes making normal petitioner look incompetent, insane, homosexual and misunderstood etc, were unconstitutionally admitted as evidence as well as perjuring, racketeering motions and orders by Porcelli et al, Curry et al, and Whittemore et al in violation of appellants due process rights. Appellant asserts, he has always been denied his due process rights for confrontation of the witnesses and “evidence” against him, even since 1990. Appellant asserts, one of the more serious due process violations is the malicious, unconstitutional denial of subpoena's by Whittemore et al July 13th, 2001 and Jan 26th, 2005. Appellant asserts. all his denied and criminally stricken motions, briefs and petitions are unconstitutional exclusion of evidence against the racketeering enterprise perpetrators. (See: 2241 petition, All past pro se motions, briefs, petitions, lawsuits and judicial complaints etc since 1992).

28 U.S.C. 2241, Section 179, "Where petitioner was deprived the right to offer a defense and be present in the courtroom through all stages of the criminal proceedings against him and there was no showing that he waived these rights".

Appellant asserts, the racketeering enterprise lawyers, judges and their psychs have always maliciously, criminally and unconstitutionally conspired to make innocent appellant look incompetent, insane, schizo, delusional, bizarre, misunderstood and serious mental defect etc at hearings appellant was not able to attend. Proof of some of this defaming, prejudicial, racketeering, unconstitutional activity are the "Status Conferences" between Porcelli, Curry and "Judge" Whittemore in Dec/Jan, 2000/2001 where they were maliciously conspiring to rule innocent appellant insane, schizo, incompetent and serious mental defect severely abusing 18 U.S.C. § 4241-4247 (See: Tampa Bay District Court docket). Appellant never waived his right to be at any court hearing since 1992, in fact appellants defense was/is his competency, sanity and normal mental state. Appellant asserts he will prove that Bureau of Justice(boj) has a unconstitutional, prejudicial, agenda to continue to maliciously defame appellant this way on their own website, OSHA and TWC documents (See:Exh I, K and N).

Appellant asserts, Dr. William E. Bonney Ph.D ended the racketeering enterprise competency game ("case") March 9th, 2001 finding appellant sane and competent (without medication) before trial. Appellant asserts, at this point all false allegations and charges should have been dropped or a 28 U.S.C § 2241 petition filed in the District and Supreme Court as severe abuse of 18 U.S.C. § 4241-4247 and racketeering rewards from 18 U.S.C. § 3059 and awards from Public Law 101-647 which was/is purely the sick agenda of the racketeering enterprise judges James D. Whittemore et al (See: Judicial complaints Exh W, Defendants Affidavit To rebut Allegations Exh U, Nov 5th 2002 Motion Exh V, Appellate Brief 03-11467 Exh S, S.Ct Petition 02-10290 Exh T, and 2241 petition).

28 U.S.C. 2241, Section 187, 'In Custody language of habeas corpus statute requires that habeas petitioner be In Custody under conviction or sentence under attack at the time his petition is filed"...."Court's jurisdiction continues over habeas petition filed at the time he is incarcerated pursuant to conviction he attacks, even if petitioner is released from physical custody before application is finally adjudicated".

Innocent appellant asserts, his Appellate briefs 02-14652, 03-11467, Supreme Court Brief 02-10290 (with Petition for Rehearing), 28.U.S.C. 2241 petition and Supreme Court habeas petition were unconstitutionally or fraudulently denied, therefore the original unconstitutional conviction(s) and original unconstitutional, racketeering enterprise “sentencing” materials are still under attack (See: 2241 petition pg 2-5, 20-24). Innocent appellant asserts, he attacked the unconstitutional convictions, all unconstitutional racketeering enterprise “sentencing” material and their unconstitutional executions etc, in his 28 U.S.C. § 2241 petition while “in custody” status. Appellant asserts, since he filed while “In Custody” status and placed a timely appeal, the appellate jurisdiction will continue over habeas corpus petition even after appellant was released from physical custody and after the 28 U.S.C.§ 2241 petition was maliciously and unconstitutionally denied/dismissed by the District Court. Furthermore, Appellant asserts, he was maliciously and unconstitutionally in custody on a 12 month sentence of “Violation of Supervised Release” therefore the District court was incorrect in their dismissals stating appellant cannot attack the Supervised Release after his release.

28 U.S.C.§ 2241, Section 224, “Petitioner's release from physical confinement into attorneys custody. Although freeing former prisoner from immediate physical imprisonment, imposes conditions which significantly confine and restrain his freedom and therefore constitute “state” custody from which petitioner could seek relief”.

Appellant asserts, the racketeering enterprise continually coerces him to hire a corrupt lawyer or sign illegal power of attorney documents or other fraudulent, racketeering documents that would eventually bring about the appointment of another corrupt attorney who would defame/destroy innocent petitioner with a motion under 28 U.S.C. § 2255 or other documents. Appellant asserts, he would have been released earlier from the malicious, unconstitutional imprisonments/Civil Confinements (kidnappings) if he signed and agreed to the racketeering, psych/medication/halfway house “third party co-pay” agenda and/or the appointment of a corrupt lawyer. Appellant asserts, the desperate ,

racketeering activity at Beaumont Medium of coercing appellant to sign fraudulent social security info and a racketeering "Program Review Report" proves this pathetic, defaming, racketeering agenda.

Appellant asserts, the same pathetic, racketeering enterprise activity has resurfaced in several forms since his arrival in Corpus Christi, and appellant is covering as many as he can. Appellant asserts, he made it clear to the Beaumont court in January 2006 that he was being coerced and persecuted concerning his Texas Driver's License by all corrupt parties involved even to the point of telling innocent petitioner to go to jail and become the scapegoat for the racketeering non-statutory and unconstitutional activity they created concerning his Texas Driver's License. Appellant asserts, he was not able to make a proper living without a state ID therefore he had to be content working for Wolfson Furniture until he figured out a way to obtain some sort of state ID (See: Exh R).

Appellant worked for Maury Wolfson from October 20th, 2005 until February 12th, 2006 who personally paid appellant and several others \$40.00 cash per day without taking taxes out, he also stated "The money was Tax Free and no tax documentation was necessary", others were also told this who worked there. Appellant didn't make a taxable income in 2005 and knew he wasn't going to make over \$5,000 working at Wolfson Furniture in three months of 2005 (Approx \$2000.00) so he wasn't concerned about the IRS. Appellant was approached by Maury Wolfson in Nov/Dec 2005 about his attorney son (or relative) stating he would get involved to take care of appellant's Texas DPS issues to be able to obtain his Texas Drivers License. Appellant informed Maury Wolfson several times that he wasn't interested as their were corrupt issues to be exposed concerning his Texas license (See: DPS letters). Appellant asserts, Maury Wolfson made the statement "Maybe he will look over all that crap" referring to his attorney son looking over appellants 28 U.S.C § 2241 petition and other legal work such as what appellant is submitting now on Mr. Wolfson, his corrupt attorney, the DPS and TWC etc.

Appellant went on to order (and surprisingly) did get a copy of his Florida License mainly for ID purposes and to be able to open a Bank account but was still approached by Maury Wolfson about getting his Texas License through his attorney son. Appellant left Wolfson furniture and was immediately employed at Old Concrete Street LTD using his Florida Driver's License. Appellant never received any tax documentation from Maury Wolfson in Dec2005/Feb 2006 as he perjured himself under oath to the "officer" of the TWC December 5th, 2006 along with many other perjured statements to cover himself and the illegal entity "Concrete GP(Group) LLC et al" simultaneously discrediting and falsely accusing appellant. Appellant believes, that it is Maury Wolfson's own attorney(son) and other corrupt attorneys in the state of Texas, in government (boj), and across the nation who later helped create the stupid illegal racketeering enterprise illegal entity "Concrete GP(Group) LLC et al" for several reasons listed below(1-7). Appellant asserts this is a full scale racketeering enterprise according to 18 USC §1961(4) " includes any individual, partnership, corporation, association, and any union, or group of individuals associated in fact but not a legal entity"(See:OSHA "JAG/boj letter Exh K and I)

1. Cover the racketeering enterprise activity he was going to commit by making an illegal settlement concerning appellants Texas Driver's License and ruin the excellent case Appellant now has against other members of the (old) "Group"Tom Taylor, Lorraine Guzmann, and certain corrupt people in Law enforcement, the courts,Corporate individuals etc in and out of the state of Texas since 1992/99.

2. Cover the Federal Tax evasion by Maury Wolfson in late 2005 and early 2006 and also claim appellant made \$1800.00 in Jan/Feb 2006 (instead of 2005) at Wolfson Furniture to make it look like appellant committed tax fraud after he hit the \$3200.00 mark in May 2006 at Old Concrete Street LTD rather than July 7th, 2006 as appellant filed exempt when he started at Old Concrete Street LTD February 2nd 2006.

3. Cover the stupid threats by Shelly and April (Group) at Durrill Properties on 7/7/06 about “We are calling the IRS” when appellant wanted to legally change his exemption status to a deduction status when he reached the \$5000.00 mark which is the exemption limit.

4. Cover the extreme falsification of the time clock by certain members (Shelly and April et al) of the racketeering enterprise “group” when he found out about this racketeering activity in September 2006.

5. Cover the TWC and the rest of the racketeering enterprise “group” after appellant reported Maury Wolfson in October 2006 for income earned which affected the total weekly benefit amount on his unemployment claim against Old Concrete Street/Durrill Properties et al.

6. Cover and help supervise the grafting of more State of Texas employers, SPFM.LP Company employees and even American Cigarette Company in Florida, after the malicious, non-statutory suspension of appellants Drivers License and appellant's exposing of the racketeering, deceptive and scheming hiring and distribution practices of SPFM.LP and American Cigarette Company. Then supervise the racketeering activity and perjured statements made on paper and under oath by Mark Shaberg in front of (or with) the TWC hearing “Officer”(Greer) November 27th, 2006 concerning appellants termination at Old Concrete Street LTD/Brewster Street Ice House on Sept 28th, 2006.

Appellant asserts, this is when he first heard Mark Shaberg state under oath that he was the owner (Head) of the new illegal entity “Concrete GP (Group) LLC et al”. Appellant asserts, when he tried to inform the corrupt hearing officer that this was a racketeering enterprise illegal entity according to 18 U.S.C. 1961(4) he was interrupted and stopped by the corrupt “Officer Greer”. Appellant asserts, the bizarre content of the malicious and perjured statements/allegations on documents by Shaberg et al mimics many of the malicious, perjured statements by Tom Taylor et al and the rest of the racketeering

enterprise since 1992 (See Exh N). (Appellant asserts, the same rude, conspiring interruptions occurred on this same issue by two of the three participants at the Maury Wolfson hearing on Dec 5th, 2006).

Appellant asserts, just after he left SPFM..LP/American Cigarette October 30th, 2006 and began exposing the violation of the state and federal law by these companies, an individual who claimed to work for the Houston Comptrollers office (Mr.Lee) began coercing appellant to “Hire a lawyer”. Appellant asserts, the local C.C. ATF gave this person phone number to appellant and appellant believes that this was a front to keep the Corpus Christi Comptrollers office from knowing about the racketeering contraband activity (SPFM.LP et al) that was really happening as this ATF “Individual” nor this “Mr. Lee” never once informed appellant to go to the local Comptrollers office here in Corpus Christi, appellant went on his own accord on November 2nd, 2006. Appellant believes, the individual that the local ATF referred him to was a U.S. Department of Labor employee already connected to the Corpus Christi OSHA office/complaints filed against Old Concrete Street/Durrill Properties and connected to the U.S. Department of Labor/OSHA in Tampa Florida (2003 Carport Collapse and 2004 Shine Thrift stolen payroll checks).

Appellant asserts, one thing is for certain and that is all corrupt parties (and possibly this court) are pressing and coercing petitioner to hire a corrupt attorney to cover the new racketeering enterprise illegal activity/entity “Concrete GP(Group) LLC et al” and the rest of the legal racketeering enterprise entities. Appellant asserts, at the illegal Nov 27th, 2006 TWC hearing an individual named Mark Shaberg claimed to be the head or “Owner” the new racketeering enterprise illegal entity “Concrete GP(Group) LLC et al”. Appellant asserts, this racketeering enterprise “Group” is absolutely destroying innocent petitioner with full cooperation/rewards of corrupt U.S. Dept of Labor/OSHA/BOJ and TWC officers/employees in D.C., Houston, Tampa, Corpus Christi, McAllen and Austin. Appellant asserts, these racketeering enterprise people, state and fed agencies and corporations must be restrained along

with the Texas DPS employees who are breaking and abusing numerous state Transportation statutes on innocent appellant. Appellant asserts, all this unlawful racketeering enterprise activity is attempting set up, frame and put unconstitutional and non statutory restraints on appellant if he does not bend to there racketeering coercive agenda, therefore they must be restrained immediately by this court.

Appellant asserts, federal racketeering enterprise and its illegal entity "Group(s)" are also maliciously conspiring to severely abuse the Texas Constitution Art. 1,15(a) and attempt to make the innocent and sound appellant look insane or mentally ill when in fact it is they who are the mentally ill criminals who continually perjure and falsely accuse and intend on kidnapping innocent petitioner in violation of TEX. PEN.CODES § 37.03, 37.10 & 71.01, 18 U.S.C.§1201, 18 U.S.C.§ 1959, the U.S. Constitution and abusing/violating the Texas Constitution. Appellant asserts, one perfect example of this severe mental illness and insanity of theirs is the continued use of pathetic, lying, mentally ill drunks/drug addicts (Donny Burnside et al) and their homeless drunks or drug addict friends to constantly harass, set up, and threatened appellant at his place of residence.

Appellant asserts, one of the these insane, pathetic, mentally ill drunks (Donny Burnside) still claims to be an employee of Durrill Properties/Old Concrete Street LTD but now since the racketeering enterprise "group's" use of these insane drunks/drug addicts they grafted them into the racketeering enterprise and its new illegal entity "Concrete GP (Group) LLC et al". Innocent, stable, and sane appellant asserts, there are numerous pathetic, insane, schizophrenic, incompetent, and severely dysfunctional criminals within the racketeering enterprise and its new pathetic illegal entity "Concrete "Group" LLC et al" and these and all the rest all need to be state and federally charged with racketeering under 18 U.S.C. § 1951-1968, TEX. PEN.CODES 37.03, 37.10 & 71.01 etc.

Appellant asserts, some need to be put away under Texas Constitution Art. 1, 15-(a) and/or Title 18