

**KEVIN JEROME PULLUM**  
Mule Creek State Prison  
P.O.Box- 409090  
Ione,California.95640

1

2 Dear :

3 My name is : Kevin Jerome Pullum, 20 year's ago I " Escaped " from Los Angeles  
4 County Jail Twin-Tower's, with a " Eddie Murphys " or Dr.Dolittle, I.D.Card."  
5 Here's Why ? My Conviction was Procured by ( Fraud on the Court ) and the  
6 ( Fabrication of Evidence by Police Officer ) (Perjury Testimony) and Non  
7 ( Disclosure of Brady- Exculpatory Material Evidence ). The Presentation at  
8 arrest Warrant,Preliminary hearing,and Trial of Materially False Evidence.  
9 L.A.P.D.(Detective : Daniel D.O'Hanian,(Badge No.# 22083 ).Deliberately  
10 Manufacture Identification Document's, Then used the Fake Document's to get  
11 Probable Cause. I was convicted and given (65) year's two-life under Three-  
12 Strikes Law. ALTHOUGH THE VICTIM : RALPH TODD BURNELL, Testified for the  
13 defense at Preliminary hearing, " THAT I WAS NOT THE PERSON WHO SHOT HIM ".

9 " STATEMENT OF THE CASE AND FACT'S "

9 My conviction is a "Grave Miscarriage of Justice!" On May 24,1999, The Deputy  
10 District Attorney, and Detective: Daniel D.O'Hanian,Drafted an Affidavit based  
11 on there Sworn Veracious Allegation, that two different witnesses:Andre Johnson  
12 and Lisa Nilsson, both personally Created (Photograph Identification Six-Pack,  
13 and (Photograph Identification Admonishment of Six-Pack) by Circling (My)  
14 picture and Writing out there Comment's and Sign or Initializing and Signature  
15 the Document's. The Hon. Altoon,Judge. Found Probable Cause.(Issue) Felony  
16 Arrest Warrant- for Attempted Murder.

14 On July 24,2000, In front of Hon.Frank J.Johnson,Judge.The Prosecutor:  
15 Kateri Modder, at the Preliminary hearing, Called there only witness on the  
16 stand Detective : Daniel O'Hanian, The Prosecutor: Offered into Evidence  
17 (Photograph Identification Admonishment of Six-pack-Peoples Exhibit No#.1),  
18 with (3) three full wrote out Signature's in the name:Andre Johnson, The  
19 Detective: O'Hanian, testified under oath that (He) Personally witness :Andre  
20 Johnson, Write out his comment's, and read in to record out loud : " PHOTO No.  
21 # 2 IS THE MAN I SAW THAT HURT THE GUY IN THE STREET ". Prosecutor : Offered  
22 into Evidence (Photograph Identification Six-Pack Line-up -People Exhibit No.#  
23 2), The Detective : O'Hanian, testified that witness : Andre Johnson, Personally  
24 Created this Court Document's by Circling (My) picture in the No.#2 position  
25 and wrote under the bottom of the picture " THIS IS THE MAN " and Initial and  
26 Dated his Choice. The Victim : Ralph Todd Burnell, testified for defense at  
27 this Preliminary hearing, " THAT I WAS NOT THE PERSON WHO SHOT HIM ".(See :  
Preliminary hearing,Reporter's Transcript July 24,2000, pg.10-11,pg.22,pg.40).

21 " ONE YEAR'S LATER DETECTIVE GET'S CAUGHT "

22 On June 22,2001, before Trial started the defense Expert : Donald J.Fandry,  
23 Handwritting Document Expert,testified that Government witness :Detective  
24 O'Hanian, was the real person who created personally (Photograph Identification  
25 Admonishment of Six-Pack) for both witnesses :Andre Johnson, and Lisa Nilsson,  
26 The Prosecutor : Jane E.Winston, Admitted and Stipulated that Government  
27 witness : Detective Daniel D.O'Hanian, actually created both (Photograph Ident-  
ification Admonishment's) ( Note : Prosecutor : Kateri Modder, Offered into  
Evidence -(Photograph Identification Admonishment of Six-Pack-People Exhibit  
No.# 1) for Probable Cause. At the Preliminary hearing, This Identification  
Document was Fabricated by Detective O'Hanian, and (He) Committed Perjury to  
Authenticate the Fake Document for the Judge. That still Do not Know as of to  
day, (He) Found Probable Cause on a Fabricated Forged Document's. (See :Trial  
Reporter's Transcript on appeal June 22,2001,pg.302-313).

" ONE YEAR LATER THE DETECTIVE D.O'HANIAN GET CAUGHT "

1 On June 28,2001, The Detective : Daniel D.O'Hanian,(Badge No.# 22083) get's  
2 caught and Admitted (He) Personally Created Deliberately and Manufacture Court  
3 Identification Document's.(People's Exhibit's No.# 1,- Photograph Identification  
4 Show-up Admonishment of Six-Pack) and (People's Exhibit's No.# 2,-Photograph  
5 Identification Six-Pack Line-up) and (People's Exhibit's No.# 3,-Photograph  
6 Identification Admonishment and Six-Pack) ( Note : Detective O'Hanian, testified  
7 (He) Created the Victim Six-Pack because the victim could not move his hand's  
8 This was discovered at Trial to be outright Lie.)( See : Reporter's Transcript  
9 on Appeal, June 28,2001, pg.471-472,pg.475-476,pg.1512, See: July 2,2001, pg.  
10 2215,pg.2217,).

" FRAUD ON THE COURT-PROSECUTION TEAM " "ARREST WARRANT"

11 On May 24,1999, The Deputy District Attorney, and Detective : Daniel D.O'Hanian,  
12 Drafted an Affidavit based on there Sworn Veracious Allegation, That both  
13 Prosecutor's witnesses : Andre Johnson and Lisa Nilsson, had both Created the  
14 Identification Evidence (Photograph Identification Admonishment and Six-Packs)  
15 It is a Fact That Detective O'Hanian, Fabricated Evidence and Forged Documents  
16 and Sworn under Oath of Law, so and Committed Intentional Perjury Testimony.

17 (1) Use of False Information to secure the warrant for Petitioner's Arrest.  
18 The Court in ( Hazel-Atlas Glass co. vs. Hartford-Empire co.,322 U.S. 238,245,  
19 64 S.Ct.997,88 L.ed. 1250,(1944) Dec.comm'r Pat.675(1944),Found that if a  
20 deliberately planned and carefully executed scheme to Defraud The Court is  
21 conclusively established, That the Court has Duty and Power to vacate its own  
22 prior judgment.(2) After the "Fabrication of Evidence"- Implicating Petitioner  
23 as / suspect, the Prosecutor's, as they received the evidence, had a Duty to  
24 Investigate the evidence, Had custody over the evidence, and had a duty to  
25 set aside Fraudulently Begotten judgment, and under no circumstances Forge the  
26 evidence or take part of a scheme to Forge the evidence.

" FRAUD,FABRICATED EVIDENCE,PERJURY TESTIMONY - PRELIMINARY HEAR-  
ING, WAS A " GRAVE MISCARRIAGE OF JUSTICE "

27 On July 24,2000, The Detective : O'Hanian, Committed Perjury about Court  
Identification Document's, That (He) Know was Created by him Personally to get  
Probable Cause, All Three (People's Exhibit's - Photograph Identification  
Admonishment's of Six-Pack and Photograph Identification Six-Pack Line-Up)  
Was Fabricated and Forged, by Detective O'Hanian, these Identification  
Document's was the only evidence use to connect Petitioner with this crime...

(1) **FOURTEENTH AMENDMENT PROHIBITS THE DELIBERATE FABRICATION OF EVIDENCE BY  
A STATE OFFICIAL.**(Devereaux vs. Abbey,263 F.3d 1070.1074-75(9th cir.2001)  
(Spencer vs. Peters,857 F.3d 789(9th cir.2017).

The " Eponymous " case for this area of Law did not State a new Rule, But  
expounded upon a rule that had been declared in Earlier case's (Brady vs.  
Maryland (1963) 373 U.S. 83,86-87,10 L.ed.2d 215,218,83 S.ct.1194, citing  
Mooney vs.Holohan(1935) 294 U.S. 103,79 L.ed.791,55 S.ct.340; Pyle vs.Kansas,  
(1942)317 U.S.213,87 L.ed.2d 214,63 S.ct.177; Napue vs. Illinois,(1959) 360  
U.S. 264,3 L.ed.2d.1217,79 S.ct.1173;

" FORGED DOCUMENT'S " It has been uniformly established that a "Forged"  
Document is (Void Ab initio) and constitutes a Nullity; as such it cannot  
provide the basis for a superior title as against the original grantor.(See ;  
Wutzke vs.bill reid Painting Service,Inc.(1984) 151 cal.App.3d 36,43, The  
Court never had personal jurisdiction over Petitioner, as a matter of Law,the  
Fact is "No Legal Right's" can vest based upon a Void Order.



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To:

The Police are also part of the Prosecution, and the Taint on the Court or Trial is no Less,if the Police allow the State Attorney to produce evidence that is Fabricated and False,( Brady-Suppression occurs when the Government fails to turn over even evidence that is known only to Police investigators and not to the Prosecutor.)(See: Youngblood vs. West Virginia,547 U.S. 867,869 (2006)(Kyles vs. Whitley,514 U.S. 419,438)(Brady vs.Maryland,373 U.S.83).

The Prosecution Preliminary Hearing,was Procured by ( FRAUD ON THE COURT ) and ( FABRICATED DOCUMENT'S )and( PERJURY ). On July 24,2000, Magistrate,Judge: Frank Johnson, Presiding: The Detective: Daniel D.O'Hanian,(Badge No.# 22083) testified He went to the Hospital and interviewed the victim: Ralph Burnell, FOUR-DAY'S AFTER THE SHOOTING, Making it appear to the Court,that the victim was unable to write or unable to move his hand's. Prosecutor:Kateri Modder, Question: Detective:O'Hanian,"It's your testimony that Mr.Clark or Burnell, was unable to write due to his condition? Detective:O'Hanian,"Answer".That is correct.So He created a (Photograph Identification Six-Pack-People Exhibit No. 3) (See:P.H.T.pg.14,line:1-28,pg.15,line:1-6,pg.19,line:1-13).

#### "FACT'S IN EVIDENCE OUTRAGEOUS FALSE TESTIMONY"

Detective:O'Hanian, Actually went to the Hospital(8)eight day's after the incident. He testified He interviewed the victim on May 28,1999, But waited until the next month on June 4,1999, to create the Hospital report. One year later Dr.Peter Hong, Who personally treated the victim in the Hospital, under oath testified: "That after (3)Three Day's the victim would of been able to Move his Hand's.And able to follow the command's, Before He was able to Talk ! Detective:O'Hanian, Admitted under oath after the Dr.Hong,testimony, that the victim: Ralph Burnell, could MOVE HIS HANDS.But still created a (False Photograph Identification Six-Pack -People Exhibit No.#3) In a False Name:Robert Clark,(See:Reporter's Transcript on Appeal,June 28,2001,pg.1512,line:1-19,see: July 2,2001,pg.2215,line:4-28,pg.2217,line:1-27,(see:June 28,2001,pg.1589, line:19-28,pg.1590,line:1-25,).

#### " INTRODUCTION OF FABRICATED EVIDENCE "

Detective:O'Hanian, Intentionally, Knowingly, Created a Fabricated (Photograph Identification Six-Pack) in a Fake name: Robert Clark,The Detective:O'Hanian, Knew the victim true or real name before He created the false document's. The Detective testified that the victim:Ralph Todd Burnell, told him personally that he was on Parole, and Parole was very tough and difficult because the name(Burnell) was associated with a long-rap sheet of felony arrests so he secured a(False Name)or(false Identification card) to hide being on Parole.  
**MATERIAL MISREPRESENTATION:**

Detective:O'Hanian, Testified He went to the Hospital on May 24,1999, That never happen.He allegedly went on May28,1999, But did the report on June4,1999 What make's this (Lie) so significance and important, It's making it appear to court, that the victim, could not move his Hand's to get are( Authenticity) Of court document's. That he personally created his self,the Dr.Hong testified the victim was able to move his hand's (Three(3) Day's after the incident even before he was able to talk,the Detective went to the Hospital (8)eight's Day's Later. Then the Detective Admitted the victim: Ralph Todd Burnell, could move his hand's.( VICTIM TESTIFIED I WAS NOT THE PERSON WHO HAD SHOT HIM ).

" DELIBERATE PERJURY AND INTENTIONALLY WITHHELD EXCULPATORY MATERIAL "

On July 24,2000, at a Preliminary hearing, on Probable Cause, the Detective: Daniel D.O'Hanian, Once again Sworn under Oath, in front of Magistrate, Judge. Hon.Frank J.Johnson,( Note: Under Proposition 115, The Federal Law and State Law, It Requirer's Reliable Hearsay Testimony From Police Officer,The Evidence Must Be ( TRUTH IN EVIDENCE ).

On cross-examine the Detective:O'Hanian, testified. Petitioner,Question: At that time did You ask (ANDRE JOHNSON) May21,1999, to come down to the Station and do an interview ? The Detective:Answer No. Petitioner,Question: You never did a Taped-Recorded interview ? The Detective: Answer.No. Petitioner, Asked the Judge, Your Honor, Can I show this to Detective:O'Hanian, ? The Court: All right. Petitioner,Question: It state's He did an interview. The Court: Give it to the Deputy. The Detective:O'Hanian, Answer. oh,Yes,I did.(The Court: Show it to the witness.) Petitioner Question: Do you Recollect ? The Detective: Yes. I think you are correct onthat.(The Court: Hold on just a second).(See: Reporter's P.H.T. July 24,2000,pg.20,Line:14-28,pg.21,Line:1-12,)

The Detective:O'Hanian, Testified on the witness stand: I do not have a taped-Recorded interview number. Petitioner,Question: You do not have the Taped-Record number ? Detective:O'Hanian, Answer.Right.So I could search to see if one exists.(Reporter's P.H.T.July 24,2000,pg.21,Line:11-24.) The Detective: O'Hanian, Outrageous Knowingly False Perjury testimony, about the Van Nuy's Police Department Station, May 21,1999, interview of(Andre Johnson).Petitioner Question: So you took a statement, He came down to the Station voluntarily ? The(Detective:O'Hanian, Answer. NO. His Interview was at his House, His Apartment.) (Reporter's P.H.T. July 24,2000,pg.22,line:9-15).

" FACT'S IN EVIDENCE OUTRAGEOUS FALSE TESTIMONY "

One year after the Preliminary hearing, Petitioner,Discover's new fact's at Trial, on June 27,2001, Petitioner,Question: Okay. You did Interview Key witness: Andre Johnson,(The Detective:O'Hanian, Answer. I Interview him twice. One of the Interview's was Taped-Recorded at the Van Nuy's Police Department Police Station. The Preliminary hearing, is wrong.)(See:Reporter's Transcripts on Appeal, June 27,2001,pg.1282,Line:1-24,pg.1283,Line:1-14).

" THE PROSECUTOR'S FABRICATION OF EVIDENCE IN HIS INVESTIGATIVE CAPACITY RESULTED IN A VIOLATION OF PETITIONER'S FAIR TRIAL, AND CONSTITUTIONAL RIGHT TO DUE PROCESS, TRUTH - IN - EVIDENCE "

The Prosecution Team may also include individuals who are not Strategic are ( Decision Makers ). (1) Those may include testifying Police Officer's and Federal Agent's, who submit to the direction of the Prosecutor and Aid in the Government's Investigation. Government Agent's may not Manufacture Evidence,and Offer it against a criminal defendant, and then commit Perjury about there Fabricated evidence.(See: Pyle vs. Kansas,317 U.S. 213,216,(1942)(See: In re Richards(2016)63 Cal.4th 291,312).

Detective:O'Hanian, Intentionally,Deliberately Fabricate Evidence and Forward to Prosecutors of known false evidence. Detective:O'Hanian, willfully disobeyed the Law in two way's:(1) He Lied in the Affidavid,(2) He Lied on the witness stand about " Material Evidence " to get a Fraud Probable Cause. This call for the Court " Supervisory Power " under these circumstances is at its strongest and most ( Defensible ). The Judicial System itself has been Defrauded. As held in FRANK vs. DELAWARE, 438 U.S. 154, The Constitutional requirement of Probable Cause, would be reduced to a " NULLITY " or " Having no Legal or Binding force, " INVALID " If a POLICE OFFICER, was able to use Deliberately Falsified allegations to demonstrate Probable Cause, and having misled the Magistrate's or Judge's, then was able to remain (Confident) that the Ploy was worthwhile. Works an unacceptable corruption of the Truth-Seeking Function (Andre Johnson,- Police Station Interview/ Transcribe to 75 page's) The Whole Preliminary Hearing, was a Fraud Procured by Prosecution Team.



On July 24,2000, At the Preliminary hearing, In front of Magistrate, Judge: Hon Frank J. Johnson, Deputy District Attorney: Kateri Modder, Called there only witness on Probable Cause : Detective: Daniel D.O'Hanian, Sworn in under Oath testified He watch Andre Johnson, Personally create { People Exhibit No.#1 - Photograph Identification Admonishment of Six-Pack).Prosecutor:Question: Did He Andre Johnson, write his comment's down on (People Exhibit No.#1) Detective O'Hanian, Answer. **Yes, Ma'am.** Prosecutor,Question: **What Did He Andre Johnson write?** Detective:O'Hanian, Answer.(Reading into the Record):" **Photo No.#2 Is The Man I Saw That Hurt The Guy In The Street.**"( Please Note: Three(3) wrote Signatures appear with " **A.Johnson** " on (People Exhibit No.#1,-Photograph Identification Admonishment)(See:P.H.T.July24,2000,pg.11,line:9-15).

One year Later,Petitioner, showed Judge.Michelle Rosenblatt, The (People No.#1 Exhibit-Photograph Identification Admonishment) Allegedly created by " **Andre Johnson**," and a different Prosecutor, witness:"**Lisa Nilsson**" (Photograph Identification Admonishment) The Judge; looked carefully at the allegedly two different witnesses Identification document's and Appointed Petitioner, a Handwriting,Printing,Document Expert,name: "**Donald J.Fandry**" (Please Note: Petitioner, Sent to New Judge: John S.Fisher,) June 22,2001, Petitioner moved the Court for misconduct Dismiss Motion.Used at the hearing (Photograph Identification Admonishment of Six-Pack-People Exhibit No.#1)and (Photograph Identification Admonishment of Six-Pack) allegedly created by **Lisa Nilsson**, The Court Mark for I.D. **DEFT'S(A)-Andre Johnson**, (Photo Ident Admonishment) and **DEFT'S(B)-Lisa Nilsson**,(Photo Ident Admonishment).

The Expert:Donald J.Fandry, Testified under Oath, that Detective: O'Hanian, was the creater or writer of **Andre Johnson**,(Photograph Identification Admonishment-People Exhibit No.#1) "**Photo No.#2 Is The Man I Saw That Hurt The Guy In The Street**". The Expert:Donald J. Fandry, testified that Detective:O'Hanian, Created "**Lisa Nilsson**," (Photograph Identification Admonishment) Also. The Deputy District Attorney: **Jane E. Winston**, before the Expert: Mr.Fandry, could even finish his testimony, The Prosecutor: **Jane E. Winston**, **Admitted or Stipulated on Record**, that Detective:O'Hanian, Actual Did Create Both Document (Photograph Identification Admonishment of Six-Pack) **DEFT(A)** and **DEFT(B)** used at this Motion to Dismiss. because of the new Fabricated evidence, Petitioner, Ask The Court: Mark for I.D. **DEFT'S(C)-Andre Johnson**,(Photograph Identification Six-Pack Line-up Picture).

The Prosecutor: **Jane E. Winston**, Question: Mr.Fandry, about the **Initial** and **Signature** on **Andre Johnson**, **DEFT'S(C)**(Photograph Identification Six-pack Line-up Picture) Mr.Fandry, You can not say that the **Initial's** on **DEFT'S(C)** The **A.J.** are a different person than the **Signature** on this, On **DEFT'S(A)**-(Photograph Identification Admonishment of Six-Pack) ? The Expert: Mr.Fandry,Answer: I can not. Petitioner, Question: Mr.Fandry, You can't say they are the same though ? The Expert: Mr.Fandry, Answer: There are some **Similarities**.(See: Reporter's Transcript, June 22,2001,pg.302-306, and pg.306-312).

The Judge; Allowed **Andre Johnson**, **DEFT'S(A)**-(Photograph Identification Admonishment of Six-Pack) and **DEFT'S(C)**-(Photograph Identification Six-Pack Line-up Picture).Because the Prosecutor: **Jane E. Winston**, had establish from the expert: Mr.Fandry, The **INITIAL'S** and **SIGNATURE**, WERE THE SAME ON BOTH DOCUMENT **DEFT'S(A)** and **DEFT'S(C)**. There after Prosecutor: **Jane E. Winston**, Allowed **Andre Johnson**, to commit Perjury to **Authenticate Fabricated Document's** to get them in as ( **Truth - In - Evidence** ). There after Detective: **D.O'Hanian**, The end of Trial: Admitted He created **DEFT'S(C)**(**PHOTOGRAPH IDENTIFICATION SIX-PACK LINE-UP**) **Outrageous Fabricated Evidence**, A Miscarriage of Justice. (Note : **The Prosecutor never corrected Fabricated Evidence.**)