

Dec. 17, 1965

MORE ON FRAMEUP OF DR. YELLEN

As many of you Readers do not know the fine points of law, these must be explained to you so that you will realize how the corrupt District Attorney Hamilton is trying to frame Dr. Yellen.

If a Mr. Smith is having a fight with a Mr. Jones and each wants to file an assault and battery charge against the other, it is necessary that the District Attorney listen to the participants and also any witnesses so that he know who he will permit to sign an assault and battery charge against the other. Many times the District Attorney can not decide and he must put the decision up to the Grand Jury for a decision. NO PERSON CAN SIGN A COMPLAINT UNLESS THE D.A. AGREES TO IT.

No effort was made to question Dr. Yellen before his arrest by either the District Attorney or the Brawley Police to find out his version of the fight. It must be repeated again that Dr. Yellen filed charges of failure to do his duty against District Attorney Hamilton with the Imperial County Bar Assoc. and the California State Bar on Nov. 5, 1965, 10 DAYS BEFORE NOV. 15TH WHEN JOSEPH SHARP TRIED TO STOP DR. YELLEN FROM DISTRIBUTING HIS NEWSLETTERS BY BEATING HIM UP. These charges against Hamilton arose from his refusal to investigate the \$8 millions farmland tax swindle which benefits the big ranches which put Hamilton into office. So you can realize that Hamilton is not kindly disposed towards Dr. Yellen.

In addition, this corrupt District Attorney encourages those who are opposed to Dr. Yellen to commit assault and battery on the Doctor because the assailant will feel certain that Hamilton will not permit Dr. Yellen to sign an assault and battery complaint against the attacker.

Your attention is drawn to the attack on Dr. Yellen at the meeting of the Board of Directors of the Imperial Irrigation District on Jan. 5, 1965. The Brawley News reported the incident as follows, "YELLEN OUTBURST AT I.I.D. GETS FACE PUNCHED". Well the Brawley News is a liar for Harry (the Huckster) Horton punched the Doctor on the arm. An unknown big rancher committed an assault and battery on the Doctor also by grabbing him from behind and preventing the Doctor from punching Horton.

Dr. Yellen wanted to sign an assault and battery complaint against Harry Horton. But District Attorney Hamilton issued a press statement that there was no crime committed because Dr. Yellen had insulted Harry Horton. Dr. Yellen has called Harry Horton a Huckster and stooge of the big ranchers in his Newsletters many times. Horton is supposed to be a lawyer and if he believes these nicknames are libelous, he can sue for libel. If we have fair Judges and a fair jury, Dr. Yellen can prove that these nicknames are true. But Horton knows that Hamilton will protect him if he trys physical violence against the Doctor. Others are also encouraged to try physical violence since they know that District Attorney Hamilton is not going to do anything as he was put into office by the big ranchers who are out to "get" Dr. Yellen.

The role of the Brawley Police Dept. must now be told. This Police Dept. is no good. When a big farmer or his child violates the law, it suppresses what happened. PINKLEY'S PROSTITUTED PRESS helps in the suppression of the violation of the law by the big rancher or his child.

But if a poor person or his child gets into trouble, the Brawley Police Dept. blasts the news to PINKLEY'S PROSTITUTED PRESS which headlines the troubles.

Typical of the attitude of the Brawley Police Dept. is this incident. Some young men are earning a living by carrying a picket sign in front of Cook's Market on Main St. Brawley. On occasion, 1 to 3 friends of the person doing the picketing speak to him. Captain Santos of the Brawley Police Dept. tries to show his muscle. So he tells the picketers that more than 2 persons is a violation of the law. Nothing is further from the truth.

Those of you who get up at 4 a.m. have noticed your milkman and newspaper deliverer going with his vehicle from one side of the street to the other while distributing the milk or newspapers. Dr. Yellen was doing the very same thing one morning when he was arrested. Dr. Yellen claimed that under the 14th Amendment to the Constitution, "Equal treatment under the law is guaranteed to the people". The Brawley Police Dept. claimed that it is not able to catch the milk men and the paper deliverers who do this every morning. The Brawley Police Dept. must be blind because there are innumerable cars parked facing in the wrong direction on the street which could not occur without the car being driven on the wrong side of the street. YET THE BRAWLEY POLICE DEPT. COULD ONLY CATCH DR. YELLEN VIOLATING THE LAW BY DRIVING ON THE WRONG SIDE OF THE STREET.

So it is no surprise that the so-called investigation (?) of the Sharp attempt to beat up Dr. Yellen should be done by Captain Santos. This is the very person who had tried to show his muscle to the picket. Dr. Yellen had told Santos to stop intimidating people. Santos was the same person who had twice arrested Dr. Yellen for distributing Newsletters before he found out that Dr. Yellen had the legal right to give out papers.

It is now time to take up the actions of Judge Willingham. At an arraignment in a Justice Court, it is necessary for the Judge to listen to evidence to see if the accused person should be held for trial. Here is the record of Judge Willingham. About 2 years ago about January, 8 domestic farmworkers were refused work by an employer and the work given to Mexican farmworkers from Mexico. Dr. Yellen took the 8 domestic farmworkers to Judge Willingham's Small Claims Court where these men wanted to file a lawsuit against the employer for discrimination. JUDGE WILLINGHAM REFUSED TO PERMIT THEM TO FILE A LAWSUIT. Dr. Yellen acting on behalf of these men filed a complaint against Judge Willingham with the Commission on Judicial Qualifications charging Willingham with violating the civil rights of these men. Judge Willingham will not try this stunt against workers any more. So you can see that Judge Willingham does not like Dr. Yellen.

When Dr. Yellen was arraigned before Judge Willingham the first time, Dr. Yellen wanted to be released on his own recognizance which means he does not have to put up bail. The putting up of bail is a method by which an accused person does not run away. But Judge Willingham said this was a felony which required \$2,200 bail. Dr. Yellen then pointed out that a man in Alabama had shot and killed another man and was released on his own recognizance. When Judge Willingham heard this, he got angry and began to threaten Dr. Yellen with contempt. Then when the Doctor asked to call his receptionist to bring the money for the bail, the Judge refused to accept the bail and said, "You have to go to the County Jail". So another complaint has been filed against Judge Willingham because he refused to accept bail at the first arraignment and thereby violated the civil rights of Dr. Yellen. So Dr. Yellen had to spend a night in jail while PINKLEY'S PROSTITUTED PRESS AND THE RADIO PLAYED IT UP BIG TO DEGRADE THE DOCTOR. THE BIG RANCHERS AND PARTICULARLY HOXIE SMITH AND WILLIAM DILLARD WHO HUNG AROUND THE COURTROOM LIKE THIS A GREAT DEAL.

So at the 2nd arraignment on Dec. 1st, it was a foregone conclusion that Judge Willingham would send Dr. Yellen to the Superior Court trial.

Investigation of Joseph Sharp shows that in Nov. 1961 at the Teachers Institute in Brawley, he violated Section # 8453 by distributing VOTE FOR RAFFERTY circulars to the teachers who were pupils that day. On March 12, 1962, he violated the same law of the Education Code by permitting political papers to be given to pupils. Sharp is an EXPERT LAW VIOLATOR.