

Mr. Bauer;

I should be fully transparent with you., I have never been charged with a serious crime outside commercial burglary and my history of criminal activity includes drug use, possession and theft of insignificant things such as car stereo of monies and tools.

I have one prison prior for possession of stolen property and was ran concurrent with a case for the taking back of my tools which were in another vehicle. All other convictions are for B & E of a ice cream store ( long story) and car radios along with possessions. There are a few

I have been arrested twice for allegations of sexual misconduct. Once in Texas as a soldier and hired a hooker in a bar, when that was done paid for I left. Before I got back to the barracks I was arrested and charged with rape. Her pimp used her to try and persuade monies from me or family to drop charges. This was discovered when an attorney and investigator contacted her, and held a deposition . The deposition was used to influence DA to drop all charges. I was returned back to active duty and my secret clearance was replaced. That was in 1982

I again was accused by a fiance the day after I broke up with her. In Long Beach. We had lived together with her three children and my own three children. She was violent and I chose to drop out of that agreement, taking my kids while she was at work, stayed one last night, and then next day she made the allegation that I had no reason to be in the house, broke in and raped her with a tazer in hand. Once arrested I called to ask WTF and she admitted it was not rape but felt that was. Suggesting I raped her soul. That it felt the same. I contacted the investigators and made another call as they listened. She once again stated that I had raped her soul and should pay the price. I was released thirty minutes later charges dropped and that next month a permanent restraining order was given against her. I have all these records in my possession.

I would assume that because my DNA was at the scene and the cold case team believe this as a rape case the prior allegations was like a bone and these dogs ran with that. When they found out that my DNA was not a factor in this case they began their creative discovery techniques such as mass influence to the jurors before trial, and then alterations of the evidence.

There are two experts who examined and gave opinions of my DNA. One being Dr William Saukel the state pathologist. \*(RT490) stated that my DNA located was as much as 1½ days older than the murder. The prosecutor suggested it to be one week ((RT489)

Another expert Criminalist Donald Jones stated that my DNA was several days older than the murder. (RT317) None of these testimonies were challenged. Until habeas litigations where a district attorney filed the brief. Telling the Court my DNA was found under and on the victims body where she had been killed.

THE PREVERBIAL DNA bell  
*SHE LIED AND THE LIE STOOD!*

I filed objections to this gross mistatement but that went silent on the Court a ears. Truth is I was with Rita on the week prior to her death. My DNA was collected from inside her, but had been placed there in another room the week before. The state withheld the desk blotter which had three DNA's on it from being shown to the jurors, because it conflicted with his theory.....that "BECAUSE I LIED TO THE COOPS ABOUT SEXUAL ACTIVITY WITH A MURDERED PERSON WAS REASON TO BELIEVE I KILLED HER".

I was interrogated in front of wife, mother inlaw, and three children about extramarital gaffairs with amurdered person. Yu bey your ass I lied, the kids now wife needed to hear that I had been unfaithful with my first wife. In that same condition another reasonable man would have done the same. I tried to erase the custodial suggesting we go to a cafe around the corner to atlk. But I was forced to the police station instead. Because of absolute and known recording I did not change my statement. When I tried to elave the police station because of the line of topics and a;ll;egations ~~XXXXXXXXXX~~ about being involved I tried to leave to call the attorney ai Had for buisness..

Anyhow during the trial the prosecutor presented the liars mentioned before Bruce Nash, John Sullivan, Daryll Kramer and the detective Robert Alexander. The detective lied about the authenticity of the transcript which had been altered by him. He also lied about the existance of a fingerprint repositt that exists and shows I was not in that house most recently .

The DNA on the following items located will not match me to any degree and distruict attorney through brienfing agree

1) The weaopn used to kill Rita The DA stated that because I cannot proves who's DNA on it my argument fails stating that just because there is another mans DNA threedoes not mean they killed anyone

2) The red hair with entire roots attached. I am blonde. The DA argued that because I cannot prove who that hair belinged to my argument fails, stating that there was no proof it was red, or that Gregory Rabdolph was red headed.

3) The watchband pin located under the victims head, which more than ,likeley got there when Rita stripped it from her assailant who was tying this wire around her neck. Again the DA states that because there is anothe rmans DNA at thecriem scen does not eman they killed anybody., That because I cannot prove wwhos DNA it was my argument fails, then added maybe Rita collected watchband pin and save them. YES REALLY!

4) The victims blood had been smeared into her bedroom door jamb and fromn the photos indicates these prints were placed there withn an ungloved hand. That DNA in her blood will not match mines, and he blood had been recovered from that placement. The photois e were shown but nothing m,entioned about how it got there outside it was the victims blood smeared on the jamb

My attroney did not investigate the confession and woirked with the DA to keep that hidden from the jurors, when the Court asked him for authority on this evidnece the attorney did not know what it was the Court of appeals also stated that the juroirs w should have seen this evidance.

The Court of appeals agreed to the mistatement about Nash who all of the sudden changed his story that he now beloieved Rita to have been headed home after the party. The COA states that because she told Nash she was headed to a bar instead of hoime was reason of intnt to do something as was an exception to heassay.

The COA also stated with regards to my DNA

A= My DNA located in the victims B= Someone else committed the crime

"Just because (A) had sex with the victim on Thursdays night does not mean that (B) did not kill her sometime later on Saturday"

The COA added that just because the prosecutors theory that Rita never went to the Zodiac lounge as she suggested to Nash , does not mean that she did not go somewhere eles that night, or that she did arrive at the Zodiac but was attacked in the parkinglot by someone other than the defendant.

Both of these were before trial court which the attorney could not argue effectively or could but refused to. I would say the latter./ I heard this man , he is smart,.. smart enough to coordinate statements so that the evidnece stood and he looked effective.

The same arguemtn about the confession which prosecutor argued as hearsay. The COA disagreed with that analogy saying that the confession may have been hearsay but what resulted from the coinfection was not and made the coinfection an excopetion i.e That special investigations by officers, warrants, interviews that led to arrest.....exceptuions to hearsay.

Let me be perfectly clear my DNA wass not placed into Rita in her bedropom and was done inthe dining room that last day I seen her. There was anothe /woman there at that time but she has not been provided and I do not know her name. My DNA was not located on the bed, bedspread, legs, thighs, innerthighs, buttox, vulva, or anyplace outside the body. Agreeing it was placed there prior to her being killed. I was last with her on Wednesday September 17, 1985, she was seen that following Thursday alive, then Friday alive and at a party and staying at the party until 1130 p.m. and later seen in bars that Saturday morning at bars in the town, alive and still no comments about me attacking her. Because our actions were coinsensual.

I have filed papers with S.B.S.D. SCIENTIFIC DIVISION to get a more definite statements from the criminalist Jones. That request has gone unanswered to date, while I got a response from county counsel who stated that information was protected?????????WTF!

As discussed the requests were related to those items asked about. I have the DNA stuff carried out, and argued in post trial cases, clearing me from the crime through DNA, but they hold that transcript as if it is the bible, even though there are two separate copies. Telling me that collusory allegations are inconsistent and not synonymous to perjury. AGAIN WTF! That is the language definition of perjury.

I gave you a few numbers which will provide vehicle to answers which support the arguments I now have in the United States Supreme Court. My cases have exhausted the state Supreme.

But in this petition which the state courts stated it was too late, is being argued now by the Supreme Court even looking at the admissions which came in the lawsuit.

I will keep my letter shorter

Respectfully

John

On another matter.

Regarding Hamby, I have filed the bar complaints for Denton attaching Yamamoto along with exhibits supporting the misconduct asking and demanding investigations and take administrative notice.

I have written a motion to the Court for pre litigation discovery which is ready for service and filing.

I have also been writing a discovery demand for Richard Love for information he used and relied from the Hamby trial to impeach Sergeant Holmes. Information related to the federal polygraph of Hinkle which was altered by Holmes. Any information he has or knows of its location regarding Hamby and should have been released to the prosecutor and post trial Strala.

We have written a rehearing motion for the Superior Court asking WTF why don't you follow the laws, but in a respectful way. You should have gotten that by now. If not send an email and I will have that sent..

time

Thank you for taking the time.

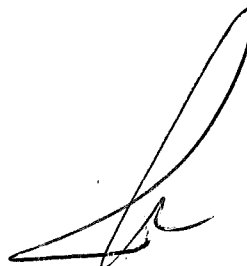
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2/11/20

DECLARATION BY JOHN HENRY YABLONSKY

I John Henry Yablonsky an adult over the age of consent provide and authorize Mike Bauer permission and authority to collect, gather, request informations regarding case FVI900518 a case from Superior Court in California. I authorize Mr. Bauer to speak to, and make requests from witnesses, government agencies and other locations or people to perform investigations in my interest. This permisson and authorization extends to all matters which may stem from these investigations such as request for public records which can be examined by him for me. I further give permission Mr Bauer to inquire into matters on my behalf that may be related to the investigations for case FVI900518 without limitations, reservations or extent with regards to investigations regarding case FVI900518 or any subsequential cases that may be of help or related to this same case.

February 11, 2020



John Henry Yablonsky  
Inmate