

FILED MAILROOM  
 APR 14 2006  
 CLERK U.S. DISTRICT COURT  
 ALEXANDRIA, VIRGINIA

KIRELL FRANCIS TAYLOR CDC NO. T-35161

P.O. BOX 5103

DELANO, CA 93216

KERN VALLEY STATE PRISON

IN THE UNITED STATES DISTRICT COURT  
 IN AND FOR THE EASTERN DISTRICT OF VIRGINIA  
 ALEXANDRIA DIVISION

UNITED STATES OF AMERICA,	)	CASE NO. 1:01cr455 (LMB)
	)	
Appellee,	)	STATEMENT ON APPEAL
	)	
-vs-	)	
	)	
ZACARIAS MOUSSAOUI,	)	
	)	
a/k/a "Shaqil,"	)	
	)	
Defendant,	)	
	)	
KIRELL FRANCIS TAYLOR,	)	
	)	
a/k/a Dr. Sadeeq Abdul Al Haqq Kirell,	)	
	)	
Appellant-Third Party Intervenor.	)	
	)	
	)	

**STATEMENT OF CASE**

On March 30, 2006, Appellant, a California prisoner, in pro se, filed a notice of motion for Interlocutory Order in which he asked Honorable, LEONIE M. BRINKEMA, District Court Judge, to Order the United States Marshals to produce him to the Court so he can factually prove that Zacarias Moussaoui was instructed to plead guilty on July 22, 2002 and April 22, 2005. The Court deemed the allegations and EVIDENCE "far fetched" and timely DISMISSED the motion WITH PREJUDICE. A certified copy of the ORIGINAL motion and exhibits shall be served along with the NOTICE OF APPEAL pursuant to Rule 10 of the Rules of Appellate Procedure.

1804

## STATEMENT OF FACTS

In the motion for Interlocutory Order within the Factual Background of paragraph four, Appellant conveyed to the Court that he had secretly instructed defendant, ZACARIAS MOUSSAOUI, who was in pro per to enter into a de facto guilty plea.

Paragraph "four" in the Factual Background of <sup>the</sup> motion filed March 30th, 2006, revealed that Appellant wrote an Affidavit in which explained to the world at large, that Appellate instructed the defendant to plead guilty. Additionally, paragraph four states that Appellant had the Affidavit witnessed, signed and sealed in an envelope and mailed out of the prison's security housing unit according to the 'Mail Box' Rule on ||||July 17th, 2002||||. As conveyed to the Court, the affidavit remains sealed in the same envelope in a Safety Deposit Box with a Postal Mark dated July 18th, 2002. NOTE: The envelope is still to date ready for inspection.

What the Court fails to realize about the above events is that Appellant was housed in a California State Prison, (SUI) without a Cellmate, Television or Newspaper on July 17th, 2002.

On July 21, 2002, Appellant, wrote a letter to the Commander-in-Chief, GEORGE WALKER BUSH, JR., and explained to the President of the United States that he had secretly instructed the defendant to plead guilty for political purposes.

On July 22nd or 25th, 2002, the docket and record clearly reflects that the defendant, ZACARIAS MOUSSAOUI, adhered to Appellant's pervious secret written instructions supplied to the defendant's State appointed stand-by Defense Team and plead guilty accordingly.

Specifically, on July 26th, 2002, in the Central District Court of California, Appellant, caused to have filed the above mentioned letter to the

Commander-in-Chief, as Supplemental Evidence in Appellant's former lawsuit on behalf of the 9/11 victims. Case No. 02-CV-5071.

On April 22, 2005, the defendant respectively plead guilty and the tangible evidence in form of the POST MARKED envelope has officially sealed the deal and set's the record straight.

On March 27th, 2006, during the penalty phase the defendant continued to carry on with <sup>the</sup> light show. The defendant deliberately projected the FALSE public image that he is a bona fide terrorist knowing FULLY well that Appellant's affidavit clearly exonerates him of such false public image. Indeed, the Defense endeavored to elicit testimony from the defendant to establish that the defendant was giving false testimony with regard to being a terrorist. However, for whatever reasons the defendant continued to deceive the world by allowing the jury to continue to believe he was not working to prevent the 9/11 attacks. Hence, the defendant's genuine role that he was working under Appellate to prevent the 9/11 while Appellant was undergoing pretrial in Los Angeles County must be entered into the record. Both the defendant and Appellate were superb agent-provocateurs who worked as vicegerents for Allah, All-Mighty.

#### CONCLUSION

WHEREFORE, based on the foregoing, Appellant urges this Court of Appeal, to Order Appellant to the District Court and also issue an Order to arrange for Appellant to have the sealed envelope brought into the Court. The dismissal of the Appellant's motion to resolve the entire controversy in light of Appellate's political activism and the defendant being a subordinate thereof, is completely contrary to the evidence supplied to the Court on March 27, 2006, insofar as the defendant being the 20th Hijacker and/or conspiring to commit a terrorist attack against the United States of America. See Rule 10(2); Rules of Appellate Procedure.

Accordingly, on March 30th, 2006, Appellate filed a MOTION for counterclaims. Indeed, the District Court is in no position to characterize the Appellant's allegations "far fetched" or a "frivolous pleading" based on the conclusion that Appellant was housed in a SHU without a Cellmate, Television or Newspaper and the Post Master General's "post mark" affixed to the aforementioned envelope with Appellant's affidavit having instructed the defendant to plead guilty is unrefutable documentary evidence with regards to the defendant's true position. Thus, an Interlocutory Order must be granted and proceedings stayed until resolution of the foregoing facts are disproved.

A copy of this 'statement' has been served on the defendant's counsel, the U.S. Attorney General, and Hon. Leonie M. Brinkema. See Affidavit.

*I DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE IS TRUE & CORRECT.*  
Executed this 9th, 2006.

\_\_\_\_\_  
/s/

KIRELL FRANCIS TAYLOR, In Pro Se

AFFIDAVIT OF FACTS

State of California     )  
                                  ) SS.  
County of Kern         )

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The Undersigned Declarant, KIRELL FRANCIS TAYLOR, hereinafter "Declarant," does solemnly swear, declare and state as follows:

Declarant is competent to state the matters set forth herein, has personal knowledge of the facts stated herein, and all facts stated herein are true, correct and complete, admissible as evidence, and if called upon as a witness, Declarant will testify to their veracity.

PLAIN STATEMENT OF FACTS

1. In Donovan State Prison, California, the Declarant founded a secret Islamic anti-terrorist regimen known as the KIRELLIAN COALITION FOUNDATION.
2. Upon paroling on July 11, 1998, after meeting Mohammed Atta in August of 1998, and then exchanging e-mails with Mohammed Atta and the Defendant, in November of 1998, in London UK, at the Masjid formally governed by the one-handed Shaikh, Omar, the Declarant met the defendant, ZACARIAS MOUSSAOUI, and at that location inducted the defendant into the above entitled anti-terrorist movement in order to prevent the defendant's ex roommate, Mohammed Atta and Osama Bin Laden, from carrying out the terrorist attack that occurred on September 11, 2001.
3. On June 12, 2001, while the Declarant was pending trial in Los Angeles County, he wrote his trial judge about capturing Osama Bin Laden and notified the trial judge that his silence held much volume.
4. In early August of 2001, the Declarant wrote Honorable, Joseph Piechmann, a retired federal magistrate and informed him that the Declarant was trying

to adhere to the cause of preventing an approaching terrorist attack on U.S. soil. Subsequently in August of 2001 the defendant was arrested by the FBI.

5. On September 6, 2001, Jet Hijacker, Mohammed Atta, gave the Declarant (acting as an agent-provocaterur notification) that the attacks were scheduled for September 11, 2001.

6. On September 8th, 2001, the Declarant notified the Los Angeles and Washington FBI about the terrorist plans he possessed. And September 13, 2001, the Declarant blasted the trial judge about the Declarant's invested knowledge in trying to prevent the September 11th terrorist attacks.

7. In Aril of 2002, the Declarant secretly informed the defendant to plead guilty while he was in pro per.

8. On July 17th, 2002, via a "poor man's" copyright, the Declarant wrote an Affidavit that informed the world that he instructed the Defendant to plead guilty in order to establish his solid nexus with the KIRELLIAN COALITION FOUNDATION.

9. On July 22 or 25, 2002, and April 22, 2005, the defendant walked into court and endeavored to plead guilty in front of the world thereby following the Declarant's instructions, and Declarant demands to be Ordered to the stand to unseal the guilty plea confirmed by the July 17th, 2002, envelope.

#### VERIFICATION

The Undersigned Declarant, KIRELL FRANCIS TAYLOR, certifies on Declarant's commercial liability that Declarant has read this Affidavit and issues the same with intent and understanding of purpose and does solemnly swear, declare and state that the statements, allegations, demands and contents contained herein are true, correct and complete.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Date: April 10, 2006

/s/

KIRELL FRANCIS TAYLOR, Declarant

KIRELL FRANCIS TAYLOR CDC NO. F-35161

P.O. BOX 5100

DELANO, CA 92316

KERN VALLEY STATE PRISON

IN THE UNITED STATES DISTRICT COURT  
IN AND FOR THE EASTERN DISTRICT OF VIRGINIA  
ALEXANDRIA DIVISION

UNITED STATES OF AMERICA,	)	1:01cr455 (LMB)
	)	
Appellee,	)	
	)	CERTIFICATE OF APPEAL
-vs-	)	
	)	
ZACARIAS MOUSSAOUI,	)	
	)	
a/k/a "Shaqil,"	)	
	)	
Defendant,	)	
	)	
KIRELL FRANCIS TAYLOR,	)	
	)	
a/k/a Dr. Sadeeq Abdul Al Haqq Kirell,	)	
	)	
Appellant-Third Party Intervenor.	)	
	)	
	)	

CERTIFICATE OF TRANSCRIPT  
ORDER

On April 6th, 2006, Appellant, in pro se, a California prisoner mailed to the above entitled court a NOTICE OF APPEAL. The appeal came by way Honorable, LEONIE M. BRINKEMA, dismissing Appellant's motion for Interlocutory Order filed March 30th, 2006.

In order to expedite matters for REVIEW in the Court of Appeal: Appellant moves this Court for an Order to have the Court Clerk prepare a CERTIFIED docket in this matter for the following dates: July 22, 2002, July 25, 2002 and April 22, 2005. In addition, there will NOT be a need for a PORTION of the Reporter's

Transcript regarding the aforementioned dates wherein the Record reflects the Defendant having plead guilty.

Executed this 10th day of April, 2006.

\_\_\_\_\_  
/s/

KIRELL F. TAYLOR IN PRO SE



AFFIDAVIT OF SERVICE

CASE: UNITED STATES v. ZACARIAS MOUSSAOUI  
CASE NO. 1:01cr455 (LMB)

Served By: Kirell Francis Bettis  
UCC-1 FINANCING STATEMENT, 05-7043423462

I affirm:

I, Kirell Francis Bettis, am a Secured Party / Creditor and non-resident of Kern County, NOT a party, and located at c/o P.O. Box 5103, Delano, California, KERN VALLEY STATE PRISON. I am 18 years of age and older and NOT a party to this matter. I am familiar with PERSONAL service of documents and the "Mail Box" rule for collection and processing of commercial instruments for mailing with the United States Postal Service, governed by the Secretary of the Treasury.

On April 10th, 2006, I mailed to be served the attached commercial instrument herein below-

- a. CERTIFICATE OF APPEAL;
- b. STATEMENT ON APPEAL,

...by mailing a true, correct and complete manuscript to the following PARTIES:

DISTRICT JUDGE, LEONIE M. BRINKEMA  
EASTERN DISTRICT OF VIRGINIA  
401 COURTHOUSE SQUARE  
ALEXANDRIA, VIRGINIA 22314-5799

UNITED STATES ATTORNEY GENERAL or DEPUTY ATTORNEY GENERAL  
401 COURTHOUSE SQUARE  
ALEXANDRIA, VIRGINIA 22314-5799

ALAN YAMAMOTO, ATTORNEY  
COUNSEL OF RECORD  
401 COURTHOUSE SQUARE  
ALEXANDRIA, VIRGINIA 22314-5799

I certify on my commercial liability under the penalty of perjury that the foregoing is true, correct and complete, the truth, the whole truth, and nothing but truth, and that this Affidavit of Service was executed on April 10th, 2006.

\_\_\_\_\_  
/s/