

October 8, 2015

Ms. Kathleen Richard
Dept. of Correction Legal Division
70 FRANKLIN St., Suite 600
Boston MASSACHUSETTS 02110-1327

Dear Ms. Richard;

Enclosed please find copy of my personal affidavit filed in Federal Court last year and re-estimated within the next few days...

There are two important issues for the public hearing scheduled for Oct. 28, 2015.

1. - Victims of Crime Being Allowed to RUN CORRECTIONAL FACILITIES?.

2. - Abuse of Authority by using the transfer policy to silent legitimate issues of confinement.

I am hoping that the enclosed information can provide accurate information for future reference

Respectfully Yours,

Luis Perez

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

LUIS PEREZ,
Plaintiff,

V.

LUIS SPENCER et al.,
Defendants.

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)
)
)
)
)

C.A. No. 14 - 10054 - DPW

PLAINTIFF AFFIDAVIT

I, Luis Perez, depose and say:

1. - That I am the plaintiff in the above entitled matter and that I am currently an inmate incarcerated at
CORONADO, MAINE, ...
2. - On or about February 15, 1993, I declared myself a Political Candidate running for office. (See Exhibit-A - Attached to this Affidavit).
3. - That on or about September 20, 1993, I recieved a surprize visit from my mother and her neighbor friend and subsequently I was placed in a segregation unit for a transfer without a disciplinary report.

4. - The administration at NCCI-GARDNER created the illusion that by knowing my mother's friend I would know details of the correctional staff who claimed that my mother's friend was his mother in law.

5. - Between September 22, and September 25, 1993, I declared myself on a hunger strike in protest of the unnecessary transfer (See Attached Exhibit-B).

6. - The staff who declared a conflict of interest was later promoted and transferred to another institution.

7. - On December 11, 2006, I was also transferred from Bay State Correctional Ctr. which is the main base for the civil complaints in Federal Court.

8. - One of the defendants mentioned in the Civil Action was Superintendent Michael Corsini, who took upon himself the authority to transfer me to MCI-CONCORD and created the conspiracy

between the Commissioner of Correction at that time Kathleen Dennehy and the Superintendent of Norfolk ~~Defendant~~ ^{Superintendent} ~~Spencer~~ in charge of the next door facility, a Medium Security Institution, in which I could be placed in a secure unit there, like they have done in every case of investigation. (See Exhibit-C the letter from Superintendent Corsini dated April 13, 2007).

9. - There have been a cover-ups and obstruction of justice in cases that deal with unsolved murders and activities such as the escape of Robert Stewart at MCI-LANCASTER, which is one of the illustrations of how can cover-up issues, hiding information from the public by sweeping the dirt under the rug; (See Exhibit-D) Attached to this Affidavit.

10. - I was at MCI-SHIRLEY MEDIUM when the Stewart's case took place. I was able to spoke to one of the individuals who was working at the garage of that Institution, the same person who produced the document (Exhibit-D). - He further indicated that he participated with his instructor Mike Mennier in the burning and destruction of evidence before Internal Affairs got there.

11. - After I made the appropriate research, I discovered that inmate Gerald Clemente played a major role in the weapon that was used to shoot the Officer during Stewart's escape from Lancaster; even the money that was confiscated on the dead body of Mr. Stewart.

12. - Mr. Clemente was approved for parole for "GOOD CONDUCT" event- thought that the Parole Board was aware of what Mr. Clemente had done. Mr. Clemente was taken to custody by the Federal Government, because he was helpful in mentioning a few names of Police Officer engaged in "Promotions Exams" within the Metropolitan Police Department (Boston). Those individuals who bought such exams from Mr. Clemente when he was

a Captain at the Medford Police Department - I am presenting this incident and documentation to show how simple it is for the defendants to transfer individuals and cover-up by having family members within the same Criminal Justice System.

13. - The Defendant Luis Spencer was very much aware of Mr. Stewart's case and when the escape occurred at MCI-LANCASTER. - The Deputy in charge of Security at that time Thomas Fallon who was the son of a District Court Judge, the School/Program Coordinator was the brother of Representative Constantino. - Everything was so perfectly cover and under a legal control within their own jurisdiction. -- The Media and the public have the information without the other part of the story.

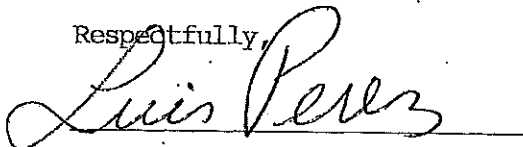
14. - At present, the plaintiff is registered as a political candidate, (See Exhibit-E) and I am facing with another dynamic, "The same Correctional staff who played a major role in transferring me out of NCCI-GARDNER back in November of 1993 was promoted again by Luis Spencer, the Commissioner of Correction who is mentioned in my Federal Civil Complaint #14-10054-DPW.

15. - The Correctional Staff in question is now Deputy Superintendent of NCCI - GARDNER, the only different is that he is now a victim of crime. His only daughter was killed 3 years ago and he has expressly indicated through the media the sorrow and pain that he is suffering from that tragic and horrific situation. The Commissioner of Corrections know that victims of crime would react on emotions, in particular when he has to make decisions on individuals who are serving time for murder and other violent crimes.

16. - I am writing this AFFIDAVIT in support of my MOTION FOR A TEMPORARY RESTRAINING ORDER ("TRO"). Justice can only be applied to a populace who perceived the system to be fair, but in Massachusetts we have the Federal Court to safeguard our constitutional rights. Many people disregard state agencies and departments because they are perceived as political, multi-sided and corrupt beyond salvage.

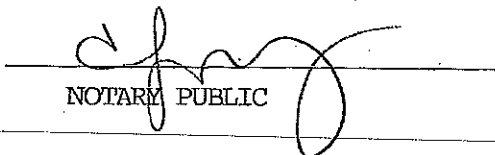
Signed under the pains and penalties of perjury this 12 day of February/2014.

Respectfully,



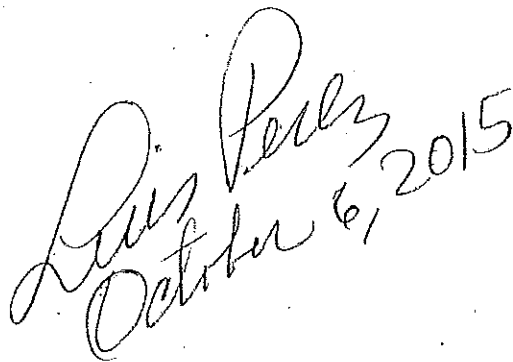
Luis Perez

DATE: February 12, 2014



NOTARY PUBLIC

My Commission Expire the January 16, 2020



EXHIBIT

A

A politician with conviction

Inmate running for governor

By Mike Ellwand
Staff reporter

GARDNER — Lutz Perez defects suggestions that his run for governor is an underhanded attempt to gain his freedom. He maintains that his intention is to run the state from his cell at the Gardner state prison.

Communication with the public would occur via the lieutenant governor, he said.

"If I did a good job, then maybe after four years the people could decide if I should be pardoned," said Perez, convicted of murder in 1973 and sentenced to life without parole.

The 42-year-old former Lowell resident has set out to get the 10,000 signatures needed in order to get his name on the 1994 ballot. So far he has 61 signatures, all from fellow inmates. Many of those inmates became registered voters last year during a registration drive at the prison — spearheaded by Perez.

Perez acknowledges that many people will scoff at his political ambitions. He points to a certain ill-fame behind bars when asked about his credibility.

THE TRUTH

"I personally think I'm a dead man; I'm speaking from my cemetery," Perez said during an interview at the prison. "I'm going to tell the truth, and I'm not going to lie. I don't have anything to gain."

Crime and politics are topics Perez enjoys

discussing — be it criminals who want to be politicians, like himself, or politicians who are accused of a crime. Since 1986, Perez has been collecting newspaper articles pertaining to political wrongdoing. He has over 800 articles, neatly arranged in a three-ring binder.

"They all get a break," Perez said, pointing to a collection of newspaper clippings that includes a recent story on the indictment of former state Sen. William Q. MacLean Jr. "I can tell you honestly, they aren't coming to prison."

Prisoners are people Perez will rely heavily on if he is to make headway in his quest for political office. Most of the 10,000 signatures he needs in order to get on the ballot in 1994 will be those of inmates. Therein lies one of Perez's motivations for organizing a voter registration drive at the prison last year. Similar registration drives were held at other state prisons.

"I figure there's about 8,000 to 10,000 inmates whose signatures I can get," said Perez, who has no party affiliation. "And then there's their families. That's a big block."

SIGNATURES NEEDED

According to the office of the secretary of state, the 10,000 signatures are due to the board of registrars for verification by Aug. 2. Perez's parents, who live in Filshburg, and friends on the outside will help collect signatures.

Perez said he will rely greatly on the mail to spread his message.

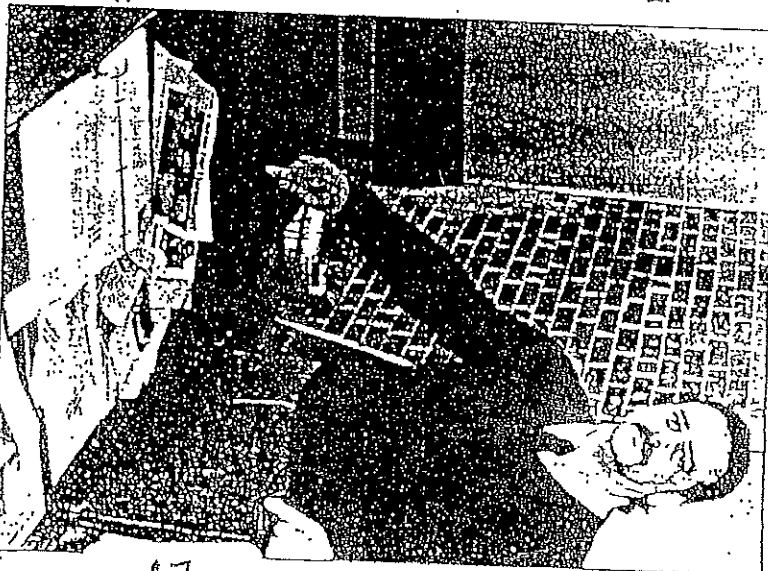
"I ask people that if they support me, instead of sending money, to send stamps," he said.

Perez was born in Cuba and came to the United States in 1968. His family settled in Lowell. In 1971, he and five other people robbed a house that contained counterfeit money and a counterfeiting machine. Perez shot and killed a man and two years later he was sentenced to life without parole.

Two decades later he has learned to speak English and earned an associate's degree in general studies through an extension program at Mount Wachusett Community College.

"The prison subculture is being transferred to the youth in urban areas," Perez said in a Feb. 6 press release. "If we don't study the problems that are affecting the community, my candidacy will offer another window of education with the scope being on prison subculture — throughout my political campaign I will be offering and sharing accurate solutions."

Meanwhile, chances of a pardon would be unlikely, according to Catherine Bromberg, spokeswoman for the state Ethics Commission. She said public officials can't be afforded benefits not available to others. In this case, other prisoners would not have the same opportunity for a pardon.



Lutz Perez with his collection of newspaper articles

MIKE ELLWAND

EXHIBIT

B

Inmate on Hunger strike to protest planned transfer

SEP-1993

GARDNER — An inmate who is trying to run for governor has gone on a hunger strike in an attempt to prevent being transferred to another prison.

Luis Perez, an inmate serving a life term at North Central Correctional Institution for a 1971 murder, said in a telephone interview Friday that he was placed in a segregation unit at the prison for what he believes are political reasons. "I haven't violated rules," he said.

Perez said he believes his being locked up has to do with his efforts to collect 10,000 signatures needed to get on the state ballot as a candidate for governor.

"This is a political move aimed at destabilizing my efforts," he said. "I haven't done anything."

Perez said he hasn't received a discipline report, which would cite the reasons for his punishment.

Luis Crespo of Amherst, a friend of the Perez family, said she is concerned about his health. She said he told her he has gone on a hunger strike to protest plans to move him to the Massachusetts Correctional Institution in Shirley. She said when she last saw him

Sunday, he appeared to look well.

Crespo said Perez is a leader of the Latino community in the prison acting as a liaison between inmates and the prison administration. "He's been doing some positive things," she said.

Crespo said Perez's record up to this point does not indicate he is a disciplinary problem. "He has been in this jail for nine years and this is the first time he has been in (segregation)," she said.

She said her only conclusion is he was sent there because of his bid for governor. "I think that has something to do with it," she said.

Prison officials will only say Perez's case is awaiting action, and he is in the process of being reclassified.

Crespo said recent events will not stop Perez's efforts to run for governor. She said all his political paperwork, other than nomination papers, are already filed in Boston. He still needs to collect 5,000 signatures.

"They should not prevent me from doing this," he said.

EXHIBIT - B

A2 TELEGRAM & GAZETTE, SATURDAY, SEPTEMBER 25, 1993

Local News

Inmate's claim is denied

GARDNER — A spokeswoman for the state Department of Correction denies the claims of an inmate who says his transfer from Gardner State Prison was politically motivated.

Luis Perez, serving a life sentence for a 1971 murder, was transferred to Shirley State Prison last week.

Perez said yesterday that the transfer was an underhanded move to block his efforts to run for governor in 1994. Perez has been trying to collect the 10,000 signatures needed to get his name on the ballot. He expects to get the signatures of prisoners and prisoners' friends and family.

Perez's move to Shirley is classified as lateral, Robin Bavaro of the Department of Corrections said yesterday. She confirmed that Perez is the subject of an ongoing investigation. She would not reveal the topic of the investigation, except to say that it does not involve Perez's political aspirations.

Before being moved to Shirley, Perez was moved from Gardner's general prison population to the prison's segregation unit.

Perez said he went on a hunger strike while in segregation. He ended the strike after being transferred to Shirley, he said. The transfer is permanent, Bavaro said.

Inmate's run for governor

By George W. Barnes II
Staff Writer

GARDNER — An inmate who is trying to run for governor has gone on a hunger strike in an attempt to prevent being transferred to another prison.

Luis Perez, an inmate serving a life term, at North Central Correctional Institution for a 1971 murder, said in a telephone interview Friday that he was placed in a segregation unit at the prison for what he believes are political reasons. "I haven't violated rules," he said.

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governor. "This is a political move to destabilizing my efforts," he said. "I haven't done anything."

Perez said he hasn't received a discipline report, which would cite the reasons for his punishment.

Iris Crespo of Amherst, a friend of the Perez family, said she is concerned about his health. She said he told her he has gone on a hunger strike to protest plans to move him to the Massachusetts Correctional Institution in Shirley. She said when she last saw him Sunday, he appeared to look well.

Crespo said Perez is a leader of the Latino community in the prison, acting as a liaison between inmates and the prison administration. "He's been doing some positive things," she said.

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(Staff writer Eileen Kennedy and City Editor Brian Milligan contributed to this story.)

Section 1 & Enterprise Wed. 9/22/79

State Civil Liberties Union to consider inmate's case

By George W. Barnes II
Staff Writer

GARDNER — The Massachusetts Civil Liberties Union is looking into whether it will assist inmate Luis Perez in challenging a decision to transfer him from North Central Correctional Institution in Gardner to a similar medium security institution in Shirley.

Perez is serving a life term for a 1971 murder. In a telephone interview Wednesday, Perez said he believes

his transfer to the Shirley state prison Tuesday afternoon was connected to his efforts to collect signatures to appear on next year's state election ballot as a candidate for governor.

Perez, who said he has already collected more than 5,000 signatures he needs, planned to begin collecting signatures from inmates at the Gardner prison.

Prior to his move to the Shirley prison, Perez had been held for several days in a segregation unit at Gardner. To protest plans to

move him, he staged a hunger strike.

It ended the strike when he was moved to Shirley, but a report he said, would have a return to a segregation unit.

Robin Bavaro, a spokesman for the Department of Corrections, said a decision last week to take the action against Perez, that resulted in his transfer and nothing to do with efforts by the inmate to do with the ballot.

"That is not true. Also, I rely not truly," she said. "He was awaiting action pending the outcome of an

investigation. The investigation had nothing to do with his running for governor.

Bavaro said she could not say what Perez was being investigated for. "I'm prohibited from discussing any matters in regard to any pending inmate," she said.

Perez said he believes the move was political because he has been attempting to address problems facing the prison system, including overcrowding.

At the Shirley prison, he hopes to continue his efforts to get on the

That is not true. Absolutely not true.

ballot while appealing his case.

Laura Vargas of the Massachusetts Civil Liberties Union said the Perez case is under-tacked about the situation days ago and is still in the process of determining if it will be a case.

Section 1 & Enterprise Wed. 9/22/79

EXHIBIT
C



The Commonwealth of Massachusetts
 Executive Office of Public Safety
 Department of Correction
 Bay State Correctional Center
 28 Clark St. P. O. Box 73
 Norfolk, Massachusetts 02056
 (508) 668-1687, Fax (508) 668-0896

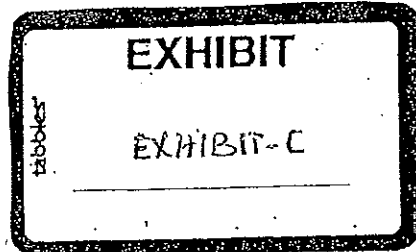


Kathleen M. Dennehy
 Commissioner
 James Bender
 Deputy Commissioner
 Michael Corsini
 Superintendent

Deval L. Patrick
 Governor
 Timothy P. Murray
 Lt. Governor
 Kevin M. Burke
 Secretary

April 13, 2007

Luis Perez, 1



Dear Mr. Perez:

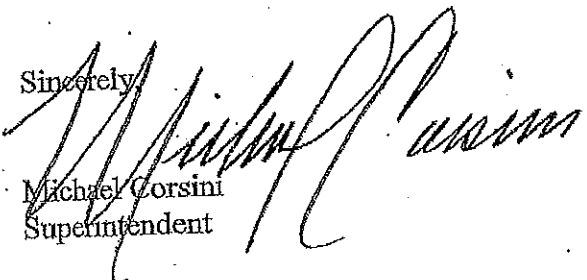
I have been asked to address classification and transfer issues mentioned in your February 25, 2007 correspondence to Commissioner Dennehy.

You were removed from Bay State Correctional Center and transferred to MCI-Concord on December 1, 2006, following your receipt of a disciplinary report for extortion.

This transfer occurred pursuant to the Department of Corrections Classification Policy, 103 CMR 420, specifically section 420.09 (2) (a) which states in part, "A classification hearing shall normally occur before an inmate's transfer. However, whenever an inmate is being considered for a transfer to a Massachusetts Correctional facility with an equivalent custody level because he is being investigated for possible disciplinary offense, or has been found guilty of a disciplinary offense... the inmate may be transferred prior to such hearing. In the case of such a pre-hearing transfer, the transfer must be approved by the Commissioner or his designee prior to its occurrence."

I trust this addresses those concerns.

Sincerely,


 Michael Corsini
 Superintendent

MC/alh

pc: Kathleen Dennehy, Commissioner
 Kenneth W. Nelson, Assistant Deputy Commissioner
 Inmate 6-Part Folder
 File

EXHIBIT
D

EXHIBIT-D

This is the copy of the confidential FAX
from the Internal Investigation to the
Parole Board before Mr. Clemente was approved
for Parole as a result of good conduct.

CONFIDENTIAL

Information placed in the computer of inmates Stewart and Clemente includes the phone number of connection between Stewart and Joseph Alford. Several letters were also located with information re: STUART AT PAROLE AND SEVERAL FAXES FROM STUART. No other letters were located. Stewart and Clemente were interviewed in the room of the Internal Investigation. Stewart told the Internal Investigation that he did not know Alford. Stewart covered Stewart's name on his name tag at the Internal Investigation. He included his name on the name tag. Stewart told the Internal Investigation that he did not know Alford. Stewart told the Internal Investigation that he did not know Alford. Stewart told the Internal Investigation that he did not know Alford.

On April 17, 1994, inmate Alford was interviewed. He was interviewed and removed from the facility. It was determined that Stewart had provided information as to the internal investigation. Stewart and Clemente were interviewed. Stewart and Clemente were interviewed. Stewart and Clemente were interviewed. Stewart and Clemente were interviewed.

CONFIDENTIAL

COMMONWEALTH OF MASSACHUSETTS DEPARTMENT OF CORRECTIONS AND PROBATION
GENERAL BOX 220
100 HAYMARKET STREET
CAMBRIDGE, MASSACHUSETTS 02142
TEL: 617-552-2000 FAX: 617-552-2000
WWW.DCR.STATE.MA.GOV

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

ROBERT B. COLLINGS
UNITED STATES MAGISTRATE JUDGE

May 13, 2002

William R. Keating, District Attorney
Norfolk County

EXHIBIT - D

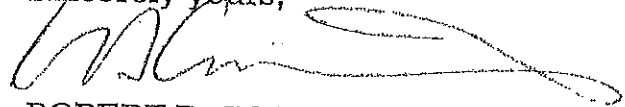
Dear District Attorney Keating:

Re: Letter from Luis Perez

I enclose a letter from Luis Perez received May 8th which deals with unsolved murders and other alleged misconduct at the Walpole State Prison.

Since these matters come within your jurisdiction as District Attorney for Norfolk County, I am forwarding the letter and attachments for whatever action, if any, you deem appropriate.

Sincerely yours,



ROBERT B. COLLINGS
United States Magistrate Judge

Copy to (w/o enclosures):

✓ Luis D. Perez

JOHN JOSEPH MOAKLEY UNITED STATES COURTHOUSE
1 COURTHOUSE WAY, SUITE 6420
BOSTON, MASSACHUSETTS 02210

EXHIBIT

E



THE COMMONWEALTH OF MASSACHUSETTS
OFFICE OF CAMPAIGN & POLITICAL FINANCE

ONE ASHBURTON PLACE ROOM 411
BOSTON, MASSACHUSETTS 02108

(617) 727-8352

(800) 462-OCPF

FAX: (617) 727-8549

EXHIBIT - E

MICHAEL J. SULLIVAN
DIRECTOR

September 30, 2013

Dear Mr. Perez,

This office has reactivated your CPF ID #
and issued a password for any campaign activity
that you have as a candidate for governor. Your
CPF ID # is _____ and your password for
electronic filing is _____ The password is
not case sensitive.

If I may be of further assistance, please
let me know.

Sincerely,

Anne Bunge
Auditor
OCPF

