

34 Franklin St.  
Lyons, NY 14489  
September 14, 2005

Judge Nicholas Forgione

Case No: 05070051.01

Village Justice  
79 William St.  
Lyons, NY 14489

Ticket: LT866460.0

Dear Judge Forgione:

I last appeared in your Court with a public defender on August 17<sup>th</sup>. My gross income, \$360/week, was slightly over the limits for Wayne County, and the matter was adjourned until October 5<sup>th</sup>. I am not able to afford counsel and am writing in the hope that an exception is possible and the Court can appoint counsel. I apologize for the delay, my mother has been very ill in recent weeks. I meant to write this much sooner.

The day I was stopped by a State Trooper I had my mother and son in the car. The Officer was a very reasonable and kind man, but it would have been quite possible that I might have been arrested, hand-cuffed, and hauled off to jail in front of my mother and son. It could have been a disgraceful and frightening experience.

I have worked hard my entire life. I served my country in the Air Force and I have always been dedicated to my family, both my mother and father and also my son. It was very easy to be labeled a 'dead beat' and to have the State of New York put me in an impossible situation where I find myself a criminal because I have lost the 'privilege' to drive. I feel a great injustice has been done here and hope that competent counsel could successfully challenge this matter.

I hope the Court will grant this request for assigned counsel.

Respectfully yours,

John Murtari  
635-1968, x-211

**CC:** Mr. Richard Wunder, District Attorney  
54 Broad St. Lyons