

NO. 17-8723

IN THE SUPREME COURT OF THE UNITED STATES

CHRISTOPHER LEE DUCKETT, PETITIONER

V.

ROBERT MARSH, WARDEN, RESPONDENT et al.

ON PETITION FOR WRIT OF CERTIORARI

PETITION FOR REHEARING

CHRISTOPHER LEE DUCKETT

#GR-1080

SCI-BENNER TWP

301 INSTITUTION DRIVE

BELLEFONTE, PA 16823

PETITIONER, PRO SE

RECEIVED

JUN 27 2018

OFFICE OF THE CLERK
SUPREME COURT, U.S.

TABLE OF CONTENTS

TABLE OF CONTENTS.....	i
TABLE OF AUTHORITIES.....	ii
PETITION FOR REHEARING.....	1
STATEMENT OF FACTS.....	1
REASONS MERITING REHEARING.....	7
SUGGESTION IN SUPPORT OF REHEARING.....	9
CONCLUSION.....	10
CERTIFICATE OF GOOD FAITH.....	11
APPENDIX	
ORDER DENYING CERTIORARI.....	A
OPINION OF THE THIRD CIRCUIT COURT OF APPEALS.....	B

TABLE OF AUTHORITIES

MCDONOGH V. GREENWOOD, 464 U.S. 548 (1984).....	8
STRICKLAND V. WASHINGTON, 466 U.S. 668 (1984).....	7
UNITED STATES V. FRADY, 456 U.S. 152 (1982).....	9

STATUTES

28 U.S.C. § 2244 (d) (1) (D).....	9
28 U.S.C. §2254 (d) (1) (2).....	9

RULES

SUPREME COURT RULE 44.....	9
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PETITION FOR REHEARING AND SUGGESTIONS IN SUPPORT

COMES NOW PETITIONER, CHRISTOPHER DUCKETT, PRO SE, AND PRAYS THIS COURT TO GRANT HIM A REHEARING PURSUANT TO RULE 44, AND THEREAFTER, GRANT HIM A WRIT OF CERTIORARI TO REVIEW THE OPINION OF THE THIRD CIRCUIT COURT OF APPEALS. IN SUPPORT OF THIS PETITION, MR. DUCKETT STATES THE FOLLOWING.

STATEMENT OF FACTS

APPELLANT, CHRISTOPHER DUCKETT, APPEALS FROM THE JUDGMENT OF SENTENCE ENTER ON MAY 30, 2006, FOLLOWING HIS CONVICTION OF FIRST DEGREE MURDER, CARRYING A FIREARM WITHOUT A LICENSE, AND POSSESSING INSTRUMENTS OF CRIME, THE RELEVANT FACTS AND PROCEDURAL HISTORY FOLLOWING.

THIS CASE ARISES OUT OF A HOMICIDE DEATH OF ARTHUR BINES, OCCURRING IN THE EARLY MORNING HOURS OF JUNE 24, 2004. ON THAT DATE, AT APPROXIMATELY 6:30 A.M. POLICE FOUND THE BODY OF MR. BINES ON THE SIDEWALK IN THE 4600 BLOCK NORTH SYDENHAM, PHILADELPHIA. POLICE RECOVERED SHOTGUN WADDING AND LEAD PELLETS FROM THE STREET, ALONG WITH BLACK PLASTIC AND SHOTGUN WADDING ATTACHED TO THE VICTIM'S SHIRT. DURING THEIR INVESTIGATION, POLICE,

concluded that the ballistic evidence came from a 12 gauge shotgun, and the lead balls recovered from the victim were consistent with a Double OO Buckshot. On March 22, 2005, Appellant was ultimately arrested for the aforementioned homicide.

Appellant's jury trial commenced on March 23, 2006. During the Commonwealth's case-in-chief, Eugene Booker testified that on June 23, 2004, he was standing in front of his house, located at 16th and Wingohocking Street, with John Conway (a.k.a. Buddha), his next door neighbor Rob, and other individuals. While they were outside, he was approached by the victim, Mr. Bines, and a fifteen or twenty minute discussion ensued regarding a football league and pitbulls for sale. After the discussion, Mr. Bines stayed because he knew John Conway previous to that day.

On June 24, 2004, between the hours of 1:00 a.m. and 3:00 a.m., Mr. Booker, Ronny Conway (a.k.a. 6-9) and Appellant were standing outside of Mr. Booker's house discussing where to buy the drug "purple". Mr. Booker

and Appellant left on bicycles in search of the drug and on their way back home, one of the bicycle tires blew and startled individuals sitting on a porch on the corner of 17th Street. After noticing Mr. Bines on the porch, Mr. Booker asked Mr. Bines if he paid back John Conway. In response, Mr. Bines acknowledged he repaid the debt. To confirm the payment, Mr. Booker and Mr. Bines went to John Conway's house. When they arrived at the house, John Conway told Mr. Booker he received the money from Mr. Bines.

After speaking with John Conway, Appellant inquired into purchasing "powder", and Mr. Bines told them about a place where they could obtain it. While Mr. Booker remained on his front porch, Appellant, Mr. Bines and Ronny Conway drove away in Ronny's vehicle. Approximately three or four minutes later, the men returned and Mr. Booker overheard an argument between Appellant and Mr. Bines. During the argument, Mr. Bines told Appellant, "I ain't trying to burn you". After Appellant exited Ronny's vehicle, he ran to Louis Bryant's (a.k.a. "Nard") house, located six doors down from Mr. Booker's residence. At this time, Mr. Bines told Mr. Booker he wasn't trying to burn Appellant. Appellant yelled "Hold that n.- - - -r. I'm going to shoot him".

While Appellant retrieved his sawed-off shotgun from Mr. Bryant's residence, Mr. Booker told Mr. Bines to run away. Thereafter, Appellant

exited Mr. Bryant's residence with the shotgun and asked Mr. Booker where was Mr. Bines. Booker replied, "I told him to run".

Approximately ten minutes later, Appellant asked Ronny Conway to drive him to the ATM. Ronny and Appellant left, but came back a short time later. Mr. Booker saw both individuals jump out of the car, and Appellant informed Mr. Booker he saw Mr. Bines in the neighborhood. Appellant retrieved his shotgun, and both Ronny Conway and Appellant drove off in Ronny's vehicle. A short time later, Ronny Conway returned alone and asked Mr. Booker, "do you think he is going to do it; do you think he is going to do it?"

During this conversation, Mr. Booker heard two gunshots.

After the gunshots, Appellant came running around the corner carrying the shotgun. Appellant asked Mr. Booker to hide the gun and Mr. Booker refused. After Appellant hid the gun in a trash can in front of Mr. Bryant's house, the men argued. Mr. Booker asked Appellant why he shot Mr. Bines over \$20.00, and Appellant replied, "it was the principle".

During the argument, John Conway exited his residence and participated in the argument.

Mr. Booker further testified that at some time during the early hours of June 24, 2004, he left the neighborhood with John Conway in search of the crime scene. Later that day, Appellant approached Mr. Booker and stated,

"[You] didn't see nothing" and "You can die, too; you can die too."

During the Commonwealth's case-in-chief, John Conway testified that on the afternoon of June 23, 2004, while in the presence of Appellant, Mr. Booker and Louis Bryant, he spoke briefly with Mr. Bines concerning the pitbulls. Later that night or early morning, Mr. Bines overheard an argument between Mr. Booker and Appellant. During his direct testimony, Mr. Conway admitted to the accuracy of the following statement he made to police: "Yeah; it was like - - it was after I slept for a while. I came back out. [Mr. Booker] and [Appellant] were arguing about who knew what. [Mr. Booker] was saying something like: Why did you shoot the boy? [Appellant] kept telling him: You don't know nothing."

During his cross-examination testimony, Mr. Conway testified he never went to work on June 23, 2004, and spent the day partying with Mr. Bryant, Mr. Booker, and Appellant. According to Mr. Conway, he did not know Mr. Bines, nor did he loan him money. He further testified that he never went for a walk with Mr. Booker for the purpose of looking for a crime scene.

Bennett G. Preston, Assistant Medical Examiner of City of Philadelphia testified that Mr. Bines sustained one shotgun wound to the left upper leg, and the left lower abdomen. Six pellets, consistent with a Double 00

Buckshot, were recovered from Mr. Bines' body. Dr. Preston concluded Mr. Bines' manner of death was homicide.

Following the jury trial, Appellant was ultimately convicted of the aforementioned crimes. On May 30, 2006, Appellant was sentenced to a term of life imprisonment for first-degree murder, a concurrent term of two to five years' imprisonment for carrying a firearm without a license, and a concurrent term of two to five years' imprisonment for possessing instruments of crime. Appellant filed a timely post-sentence motion, which was ultimately denied by the trial court on July 5, 2006.

On August 29, 2006, Appellant filed a petition for relief pursuant to the Post-Conviction Relief Act (PCRA), 42 Pa.C.S.A. §§ 9541-9546, requesting leave to file a direct appeal *nunc pro tunc*. On September 12, 2006, the PCRA court granted Appellant's request¹¹ and this timely appeal followed.

On appeal, Appellant raises the following issues for review:

1. Whether the trial court erred in failing to arrest judgment because the evidence of Appellant's involvement in the shooting was so inherently implausible and equivocal as to be insufficient as a matter of law to sustain Appellant's conviction of first degree murder?
2. Whether the trial court erred in failing to award a new trial because the jury's guilty verdict on the charge of first degree murder was so flatly contrary to the weight of trial testimony and so incapable of dispelling reasonable doubt as to Appellant's guilt as to shock one's sense of justice?

REASONS MERITING REHEARING

1. THE THIRD CIRCUIT'S DECISION IS CLEARLY IN CONFLICT WITH STRICKLAND V. WASHINGTON, 466 U.S. 668 (1984); THAT IN DETERMINING STRICKLAND PREJUDICE. THE COURT MUST EXAMINE THE CORRECT STANDARD IN DECIDING THE PREJUDICE OF INEFFECTIVE ASSISTANCE TRIAL COUNSEL. THIS COURT MUST GRANT REHEARING AND ISSUE A WRIT OF CERTIORARI BECAUSE THE FAILURE TO DO SO WOULD ALLOW THE THIRD CIRCUIT TO CONTINUE TO APPLY THE WONG STRANDARD IN DECIDING THE PREJUDICE PRONG OF INEFFECTIVE CLAIMS, AND DENY JUSTICE TO THOSE INNOCENCE IT IS ENTITLED TO. AND HAD ALL PRIOR COUNSEL NOT VIOLATED PETITIONER A MISCARRIGE OF JUSTICE THERE IS A REASONABLE PROBABILITY OF A DIFFERENT OUTCOME HAD TRIAL COUNSEL PREPARE AND HIS FAILURE TO INVESTIGATE WITNESS AND A DEFENSE. PETITIONER WAS DENIED HIS FEDERAL AND STATE CONSTITUTION RIGHT TO EFFECTIVE ASSISANCE OF HIS FIRST POST CONVICTION (PCRA) COUNSEL SPECIFICALLY WITH RESPECT TO HIS INEFFECTIVE ASSISANCE OF TRIAL COUNSEL CLAIMS. PETITIONER WAS WRONGFULLY CONVICTED.

2. PETITIONER WAS DENIED HIS RIGHT TO EFFECTIVE ASSISTANCE OF COUNSEL UNDER THE SIXTH AMENDMENT TO THE UNITED STATES CONSTITUTION ON THE GROUNDS THAT TRIAL COUNSEL FAILED TO PREPARE FOR TRIAL. PETITIONER TRIAL COUNSEL WAS INEFFECTIVE BECAUSE HE FAILED TO ADEQUATELY TO CONSULT WITH PETITIONER BEFORE TRIAL. PETITIONER HAD FILED A COMPLAINT WITH THE DISCIPLINARY BOARD SEE, EXHIBIT A. THE COMPLAINT WAS DISMISS BY THE DISCIPLINARY BOARD SEE, EXHIBIT B, BECAUSE THEY CONTACT ~~TRIAL COUNSEL~~ JAMES BRUNO, WHO LIED AND TOLD THEM THAT HE VISITED PETITIONER AND THAT HE WILL GO BACK AND SEE THE PETITIONER TO PREP HIM FOR TRIAL BUT NEVER DID SO IN VIEW OF THE RECORD. IF THE DISCIPLINARY BOARD WOULD HAVE DONE THE PROPER INVESTIGATION AND SEE THE PRISON VISITING LOG SEE, EXHIBIT C, THEY WOULD HAVE SEEN FOR THEY SELF THAT JAMES BRUNO HAD NEVER VISITED PETITIONER AND THEY WOULD HAVE NOT THROUGH OUT PETITIONER COMPLAINT. AND THE DISTRICT COURT UNREASONABLE SIDED WITH THE DISCIPLINARY BOARD AND DENIED MY INEFFECTIVE CLAIM UNDER THE STRICKLAND STANDARD.

THIS COURT HAS RECOGNIZED COUNSEL DUTY TO CONSULT WITH HIS CLIENT AS ONE OF THE BASIC COMPONENTS OF ADEQUATE REPRESENTATION. TRIAL COUNSEL PERFORMANCE FELL BELOW AN OBJECTIVE STANDARD OF REASONABLENESS "466 U.S. AT 688, THIS WAS A PLAIN ERROR AND A SUBSTANTIAL CLAIM.

3. PETITIONER WAS DENIED DUE PROCESS OF LAW UNDER THE FOURTEENTH AMENDMENT TO THE UNITED STATES CONSTITUTION WHEN THE TRIAL COURT FAILED TO REMOVE JUROR 2 FOR CAUSE AFTER LEARNING THAT SHE WAS DISHONEST DURING THE VOIR DIRE PROCEEDINGS DENYING PETITIONER HIS RIGHT TO A PEREMPTORY CHALLENGER FOR CAUSE. WHEN JUROR #2 FAILED TO RESPOND AFFIRMATIVE TO THE QUESTION ON THE VOIR DIRE, WHEN TRIAL COUNSEL WAS SEEKING TO ELICIT INFORMATION, IF SHE KNEW ANY OF THE WITNESSES TESTIFYING IN THIS CASE 'SEE, McDONOGH V. GREENWOOD, 464 U.S. 548, (1984). THE PETITIONER IS ENTITLED TO A NEW TRIAL BECAUSE 1) JUROR #2 FAILED TO ANSWER HONESTLY ON A MATERIAL QUESTION ON THE VOIR DIRE, AND 2) THE CORRECT RESPONSE WOULD HAVE PROVIDED A VALID BASIS FOR A CHALLENGE FOR CAUSE, "id 464 U.S. AT 556. THE FACTS WHEN JUROR #2 FAILED TO INFORM THE COURTS AND TRIAL COUNSEL THAT SHE KNEW POLICE OFFICER TERRENCE LEWIS WHO TESTIFY AT PETITIONER TRIAL. IF PETITIONER WOULD HAVE KNOWN THAT JUROR #2 KNEW THE OFFICER TERRENCE LEWIS WHO WAS GOING TO TESTIFY AT TRIAL, PETITIONER WOULD HAVE USED ONE OF HIS STRIKE TO REMOVE JUROR #2 FROM HIS JURY SELECTION PROCEEDINGS WHICH DENIED HIM A CHALLENGE FOR CAUSE. THERE IS A REASONABLE PROBABILITY ABSENT TRIAL COURT ERROR, THIS WAS A PLAIN ERROR AND A SUBSTANTIAL FUNDAMENTAL TRIAL ERROR THAT PREJUDICE PETITIONER TO A UNFAIR TRIAL. THE STATE COURT PROCEDURAL RULE WAS NOT ADEQUATE OR INDEPENDENT.

SUGGESTION IN SUPPORT OF REHEARING

THE DISTRICT COURT AND THE UNITED STATES THIRD CIRCUIT COURT DECISION THAT IN THE RECOMMENDATION THAT THE PETITIONS SHOULD BE DENIED AND DISMISSED WITH PREJUDICE AND A CERTIFICATE OF APPEALABILITY SHOULD BE DENIED. BECAUSE OF TRIAL COUNSEL, PCRA COUNSEL AND DIRECT COUNSEL WERE ALL THE CAUSE OF THE ISSUES NOT BEING PROPERLY DEVELOPED. TRIAL COUNSEL STRATEGY RESULTED IN BOTH AN UNREASONABLE DETERMINATION OF THE FACTS IN LIGHT OF THE EVIDENCE PRESENTED. PETITIONER CLAIMS ARE BASED ON A FACTUAL PREDICATE THAT COULD NOT HAVE BEEN DISCOVERED THROUGH THE EXERCISE OF DUE DILIGENCE. 28 U.S.C. §2244 (d)(1)(D). PETITIONER ERROR AT TRIAL WORKED TO HIS ACTUAL AND SUBSTANTIAL DISADVANTAGE INFECTING HIS ENTIRE TRIAL WITH ERROR OF CONSTITUTIONAL, DIMENSION. (QUOTING, UNITED STATES V. FRADY, 456 U.S. 152 (1982)). PETITIONER MATERIAL FACTS WERE NOT ADEQUATELY DEVELOPED IN THE STATE FACTUAL DETERMINATION IS NOT FAIRLY SUPPORTED BY THE RECORD AS A WHOLE. THIS IS A DECISION OF A UNREASONABLE APPLICATION OF CLEARLY ESTABLISHED FEDERAL LAW. 28 U.S.C. §2254 (d) (1) (2). AND SEE RULE 44 OF THE SUPREME COURT.

CONCLUSION

FOR THE REASON STATED, THIS COURT MUST GRANT REHEARING
OG ITS JUDGMENT ENTERED ON JUNE 4, 2018, AND ISSUE A WRIT OF
CERTIORARI TO HOLD THE THIRD CIRCUIT ACCOUNTABLE FOR FAILING
TO PROPERLY APPLY THE LAW OF THIS COURT AND GRANT PETITIONER
RELIEF IN THE INTEREST OF JUSTICE OF AN INNOCENT PERSON PLEASE
GIVE ME A CHANCE TO PROVE MY CLAIM.

RESPECTFULLY SUBMITTED,

CHRISTOPHER LEE DUCKETT

Christopher Duckett

PRISONER ID GR-1080

SCI-BENNER, 301 INSTITUTION DRIVE

BELLEFONTE, PA 16823

NO.17-8723

IN THE SUPREME COURT OF THE UNITED STATES
CHRISTOPHER LEE DUCKETT, PETITIONER

V.

ROBERT MARSH, RESPONDENT,

CERTIFICATE OF GOOD FAITH

COMES NOW PETITIONER, CHRISTOPHER LEE DUCKETT, AND MAKES CERTIFICATION THAT HIS PETITION FOR REHEARING IS PRESENTED TO THIS COURT IN GOOD FAITH PURSUANT RULE 44. MR. DUCKETT FURTHER STATES THE FOLLOWING:

1. THIS COURT ENTERED ITS JUDGMENT DENYING PETITIONER A WRIT OF CERTIORARI ON JUNE 4, 2018. PETITIONER BELIEVES THAT HE PRESENTS THIS COURT WITH ADEQUATE GROUNDS TO JUSTIFY THE GRANTING OR REHEARING IN THIS CASE AND SAID PETITION IS BROUGHT IN GOOD FAITH AND NOT FOR DELAY. FURTHERMORE, PETITIONER BELIEVES THAT BASE UPON THE LAW OF THIS COURT AND FACTS OF THIS CASE, DUCKETT IS ENTITLED TO RELIEF WHICH HAS BEEN UNJUSTLY DENIED HIM. HE FURTHER BELIEVES THAT IF THE THIRD CIRCUIT COURT OF APPEALS ARE CONTINUALLY ALLOWED TO APPLY THE STRICKLAND STANDARD IMPROPERLY, A NUMBER OF PEOPLE WRONGFUL CONVICTED WILL BE DENIED THEIR CONSTITUTIONAL RIGHT TO DUE PROCESS.

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

EXECUTED ON THIS 20, DAY OF JUNE, 2018.

Christopher Duckett

EXHIBIT

A

1/17/06
Date Sent

THE DISCIPLINARY BOARD OF THE SUPREME COURT OF PENNSYLVANIA

Seven Penn Center, 16th Floor, 1635 Market Street
Philadelphia, Pennsylvania 19103

COMPLAINT INFORMATION FORM

(Please Type or Print)

Date: 1-17-06

A. COMPLAINANT:

(686 497)
Mr./Mrs. Duckett Christopher L 36
Your Name: Miss/Ms. (Last) (First) (MI) (Age)
Address: 7901 State Phila PA 19136
(Street) (City) (State) (Zip Code)
Telephone: Home: 215-242-0204 Work: _____
(Area Code) (Number) (Area Code) (Number)

B. ATTORNEY COMPLAINED OF:

Name: Bruno James County: Phila
(Last) (First) (MI)
Office Address: 5320 Germantown Phila PA 19144
(Street) (City) (State) (Zip Code)
Telephone: Office: 215-248-4270 : Other: 215-421-6115
(Area Code) (Number) (Area Code) (Number)

C. PRIOR COMPLAINTS CONCERNING THIS MATTER OR THIS ATTORNEY:

Have you previously filed a complaint concerning this matter or this attorney with the Disciplinary Board, a Bar Association or its Fee Dispute Committee, any District Justice, Court, District Attorney or any other agency or office: YES ☒ NO. If so, please identify the agency and specify the date and nature of your complaint and the action taken by the agency: _____

D. INSTRUCTIONS:

A written and signed statement of the facts must be filed with the Disciplinary Board before your complaint can be considered. Therefore, on the reverse side of this form, under STATEMENT OF COMPLAINT, please fully and completely set forth all of the facts and circumstances of your complaint. PLEASE BE SPECIFIC, referring to relevant dates, contacts you made with the attorney, the fee arrangement, amounts paid to the attorney and when, services to be performed, the names and addresses of other individuals involved in the legal matter, EXACTLY WHAT CONDUCT YOU BELIEVE IS UNETHICAL OR ILLEGAL, etc.

PLEASE ATTACH COPIES OF ALL CORRESPONDENCE AND/OR DOCUMENTS RELATING TO YOUR CASE. If you send original documents and wish them returned to you, please check here _____. If you have not attached any documentation, please explain why: _____

STATEMENT OF COMPLAINT: (Note: Attach as many additional pages as necessary to fully set forth all of the relevant facts and circumstances surrounding your complaint).

THE NATURE OF THE COMPLAINT IS THAT MR. BRUNO has failed to respond to telephone calls and letters as well as provide me any information regarding my case. This is especially sensitive as I am being held within the confines of the Curran Fromhold Correctional Facility and have been here since March 24, 2005. I have telephoned Mr. Bruno on numerous occasions and have not been able to make contact. Most recently, I attempted to call during the week of December 19, 2005. Further, as I had not heard from Mr. Bruno, I sent a letter to his office on December 28, 2005 (see attached) and as of this date, there has not been any response.

F. CONFIDENTIALITY:

You are advised that Rule 402 of the Pennsylvania Rules of Disciplinary Enforcement requires that all investigations and proceedings before the Disciplinary Board be conducted in a strictly confidential manner. Therefore, you are requested not to breach the confidentiality of our consideration of your complaint by disclosing your involvement with the Disciplinary Board to other persons.

G. INTERVIEWS:

It is NOT required that you present your complaint to this office in person. Personal interviews are not required and are not usually necessary for our preliminary review and understanding of complaints. If we need further information relative to your complaint, you will be contacted by phone or letter and arrangements will be made for any personal interview determined to be necessary.

1-17-06

(Date)

Christopher Duckett (686.497)

(Your Signature)

EXHIBIT

B

THE DISCIPLINARY BOARD
OF THE
SUPREME COURT OF PENNSYLVANIA



Paul J. Killion
Chief Disciplinary Counsel

Paul J. Burgoyne
Deputy Chief Disciplinary Counsel

OFFICE OF DISCIPLINARY COUNSEL

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Disciplinary Counsel-in-Charge
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Disciplinary Counsel
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Harriet R. Brumberg
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Seven Penn Center
1635 Market Street
Philadelphia, PA 19103
(215) 560-6296
Fax (215) 560-4528
www.padisciplinaryboard.org

February 23, 2006

PERSONAL AND CONFIDENTIAL

Mr. Christopher L. Duckett
#686497
7901 State Road
Philadelphia, PA 19136

RE: Complaint against
James C. Bruno, Esquire

Dear Mr. Duckett:

This will acknowledge receipt of your undated letter received by this office on February 1, 2006. This is also to advise you of the final disposition of your complaint. For the following reasons, your complaint against James C. Bruno, Esquire, has been dismissed.

According to your complaint, Mr. Bruno has failed to respond to telephone calls and letters requesting the status of your case. You have been in the Curran Fromhold Corrections Facility since March 24, 2005.

After reviewing your complaint, and response to my letter, I retrieved docket entries on your case. Your case is scheduled to go to trial on March 21, 2006.

I also spoke with Mr. Bruno, who advised me that he has been to visit you twice at the prison. Mr. Bruno stated that one of his investigators is scheduled to meet with you this week and that he is going to see you to prep you for your trial.

According to docket entries, Mr. Bruno has appeared at court dates and your case has been continued for various reasons.

Mr. Christopher L. Duckett
February 23, 2006
Page 2

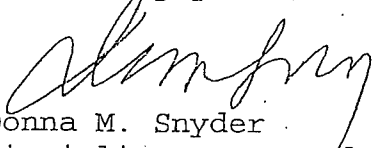
RPC 1.4(b) provides that "[a] lawyer shall explain a matter to the extent necessary to permit the client to make informed decisions regarding the representation." The Rule does not require the lawyer to explain every nuance regarding the applicable legal issues or to "educate" the client to the point where the client knows as much about the case as his or her attorney.

As you were advised previously, our jurisdiction and authority is limited to enforcing the Rules of Professional Conduct, a set of minimum ethical standards with which all attorneys must abide. While the rules are quite broad in their scope, they simply do not prohibit or regulate all conduct by an attorney which an individual may consider to be unprofessional, inappropriate or "unethical." Unless a specific violation of our rules is found by clear and convincing evidence, we have no authority to seek disciplinary sanctions.

Let me briefly explain the process in which we engage before dismissing a complaint. After reviewing the file and making a determination for the dismissal, I forward the file to another attorney in this office. The second attorney will then review the file and my recommendation and will either concur in or modify my recommendation. In this case, the reviewing attorney concurred in my recommendation to dismiss the complaint.

With few exceptions, the attorney disciplinary system is confidential and remains so unless and until the Pennsylvania Supreme Court imposes public discipline. Complainants and third parties who maintain the confidentiality of the proceedings are immune from civil suit based upon their communications and testimony in the proceedings. Those who disclose the existence or status of a disciplinary complaint or proceeding to anyone other than their own attorney may lose their immunity.

Very truly yours,



Donna M. Snyder
Disciplinary Counsel

DMS/ba

EXHIBIT

C



CITY OF PHILADELPHIA
PHILADELPHIA DEPARTMENT OF PRISONS

OFFICE OF CHIEF OF STAFF

7901 State Road

Philadelphia, Pennsylvania 19136

(215) 685-7872 FAX (215) 685-7789

Website: www.phila.gov/departments/prisons

Blanche Carney, MSS, CCM
Commissioner

Gregory J. Vrato, Esq.
Chief of Staff

August 30, 2017

Ms. Gloria Duckett
302 E. Wadsworth Avenue
Philadelphia, PA 19119

Dear Ms. Duckett:

Enclosed please find visitor logs for your son Christopher Duckett PP# 686497 as requested in your Right-to-Know request.

Based on the documents, it appears that Mr. Bruno did not visit with your son. Unfortunately, we are unable to verify what other inmates Mr. Bruno would have seen on the dates he was alleged to visit your son.

If you have any questions or require further information, please do not hesitate to contact me at (215)685-7872.

Sincerely,

A handwritten signature in cursive script, reading "Debra Scollon".

Debra Scollon
Administrative Assistant

Inmate Visitor Log

Facility	Visitor	T	C	Start	Until
CFCF	PETERS, TERRENCE	S		11/23/2005 16:17	16:55
CFCF	BRYANT, LOUIS	S		09/27/2005 17:12	18:14
CFCF	PETERS, TERRENCE	S		09/07/2005 14:28	15:00
CFCF	SALLEY, DERRICK	S		07/22/2005 20:07	20:37
CFCF	BRYANT, LOUIS	S			20:31
CFCF	PETERS, TERRENCE	S		07/13/2005 17:23	17:53
CFCF	DUCKETT, GLORIA	S		06/28/2005 14:50	15:21
CFCF	PETERS, TERRENCE	S		06/22/2005 12:11	12:41
CFCF	BRYANT, LOUIS	S		05/04/2005 20:09	20:31
CFCF	PETERS, TERRENCE	S		05/04/2005 20:09	20:31
CFCF	DUCKETT, GLORIA	S		04/12/2005 14:24	14:54
CFCF	BRYANT, LOUIS	S		04/05/2005 15:55	16:27
CFCF	PETERS, TERRENCE	S		04/05/2005 14:44	14:44
CFCF	DAVIS, MICHAEL	O		03/25/1999 16:27	17:01
CFCF	PETERS, TERRENCE	S		03/16/1999 15:13	15:13
CFCF	FLIPPEN, TONYA	S	1	04/13/1998 13:29	13:59
CFCF	DUCKETT, GLORIA	S		08/11/1997 10:48	11:34

PgUp

PgDn

F9

F10

F11

F12

GoBack

R Lock&Track © 2002-2004 LockWorks LLC

No more records

Inmate Visitor Log

Facility	Visitor	T	C	Start	Until
CFCF	BRYANT, LOUIS	S			18:24
CFCF	PETERS, TERRENCE	S		02/28/2006 17:33	18:03
CFCF	SHAFFER, MARK	O		02/24/2006 09:59	10:29
CFCF	SHAFFER, MARK	O		02/24/2006 09:59	10:29
CFCF	SHAFFER, MARK	O		02/24/2006 09:58	10:29
CFCF	SHAFFER, MARK	O		02/24/2006 09:58	10:29
CFCF	SHAFFER, MARK	O		02/24/2006 09:58	10:29
CFCF	BRYANT, LOUIS	S		01/04/2006 18:17	18:53
CFCF	PETERS, TERRENCE	S		12/30/2005 17:28	18:09
CFCF	PETERS, TERRENCE	S		11/23/2005 16:17	16:55
CFCF	BRYANT, LOUIS	S		09/27/2005 17:12	18:14
CFCF	PETERS, TERRENCE	S		09/07/2005 14:28	15:00
CFCF	SALLEY, DERRICK	S		07/22/2005 20:07	20:37
CFCF	BRYANT, LOUIS	S			20:31
CFCF	PETERS, TERRENCE	S		07/13/2005 17:23	17:53
CFCF	DUCKETT, GLORIA	S		06/28/2005 14:50	15:21
CFCF	PETERS, TERRENCE	S		06/22/2005 12:11	12:41

PgUp

PgDn

F9

F10

F11

F12

GoBack

Inmate Visitor Log

Facility	Visitor	T	C	Start	Until
CFCF	BRUNO, JAME	O			
CFCF	PETERS, TERRENCE	S			
CFCF	BRUNO, JAME	O			
CFCF	BRUNO, JAME	O			
CFCF	PETERS, TERRENCE	S			18:24
CFCF	WILES, MICHELLE	S		05/26/2006 17:28	18:02
CFCF	WILES, MICHELLE	S			17:28
CFCF	WILES, MICHELLE	S			17:28
CFCF	DUCKETT, GLORIA	S		05/16/2006 14:36	15:07
CFCF	BRYANT, LOUIS	S			20:07
CFCF	PETERS, TERRENCE	S		05/12/2006 19:36	20:07
CFCF	BRYANT, LOUIS	S		04/25/2006 19:32	20:02
CFCF	PETERS, TERRENCE	S		04/25/2006 19:32	20:02
CFCF	DUCKETT, GLORIA	S		04/18/2006 14:09	14:58
CFCF	PETERS, TERRENCE	S		03/21/2006 18:59	20:04
CFCF	BRYANT, LOUIS	S		03/14/2006 16:31	17:09
CFCF	PETERS, TERRENCE	S		03/14/2006 16:31	17:09

PgUp

PgDn

F9

F10

F11

F12

GoBack

Inmate Information

DUCKETT

(last)

Intake

SID 16941581

Min Release

CHRISTOPHE

(first)

PID 686497

FBI 450720RA6

Max Release

DOB 12/19/1969

Custody

Authorized Visitors List

Code	Name	Relation	Last Visit
EMCONTACT	DUCKETT, GLORIA	N MOTHER	
EMCONTACT	DUCKETT, CHRISTOPHER	N MOTHER	
VISIT	DUCKETT, GLORIA	Y MOTHER	05/16/06
VISIT	BUTLER, BERNARD	Y RELATIVE	
VISIT	FLIPPEN, TONYA	Y FRIEND	01/13/10
EMCONTACT	WHEELER, NORMA	Y RELATIVE	
VISIT	PETERS, TERRENCE	Y FRIEND	05/26/06
TOO MANY (8)			

PgUp

PgDn

F9

F10

F11

F12

GoBack

Inmate Information

DUCKETT

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Max Release

DOB 12/19/1969

Custody

Authorized Visitors List

Code	Name	Relation	Last Visit
VISIT	PETERS, TERRENCE	Y FRIEND	05/26/06
OFFICIAL	DAVIS, MICHAEL	O ATTORNEY	08/16/99
VISIT	WILES, MICHELLE	Y FRIEND	05/26/06
VISIT	BRYANT, LOUIS	Y FRIEND	06/07/17
VISIT	SALLEY, DERRICK	Y FRIEND	07/22/05
OFFICIAL	SHAFFER, MARK	O ATTORNEY	
OFFICIAL	BRUNO, JAME	O ATTORNEY	
TOO MANY (8)			

PgUp

PgDn

F9

F10

F11

F12

GoBack

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No more records