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August 26, 2019

Honorable David D. Noce
Magistrate Judge
United States District Court, Eastern District of Missouri
111 S. 10th Street, suite 17.156
St. Louis, MO 63102

RE: Case NO. 4:17 CV 1941 DDN

Dear Judge Noce,

I have reviewed your opinion, and have filed a motion for you to reconsider your ruling. I wanted to follow up with a letter, and a personal appeal to your sense of justice and fairness. The main legal question from what I see in your lengthy ruling is did I take a substantial step towards assaulting Sgt. Folsom? Never mind the fact that I have been convicted of assaulting Sgt. Folsom by shooting him.

As you should know, I was the only one shot and my lawfully carried, legally owned firearm never left its holster. Sgt. Folsom is a liar plain and simple. He maintains over 25 times during his initial reports, depositions, and at trial that my holster was on my right side. There is a still shot that shows my holster on my left hip. The FBI had a clear view of my right side and they did not see the holster much less me trying to draw. The FBI were on the prosecution witness list until Depositions were taken from them in July of 2013. Once it became clear to the prosecution that the FBI did not back up the troopers story, he elected not to call them. At trial I told my lawyer to call them, and he would not. I could not verbally object to the judge for fear of being tased with the stun device. The question of a substantial step is real simple. I never placed my hand on my holster on the left side of me. My left hand was recording Sgt. Folsom about to shoot me.

My intent on the way to the meeting can be clearly seen in the video recording of the event. I was praying, signing hymns, asking Pastors to go along with me for my safety, and asking God to stand for my defense. He did. This is not assaultive intent. Had my intention been assaultive, I would not have had a a pistol secured in a parachute holster that required two hands to open. It is disputed what I said, I maintain it was "you don't have to shoot me." At trial the troopers training officer was asked if telling Trooper Folsom that you are going to have to shoot me would have given him the right to shoot me. He said; "no, it would not be grounds to shoot me."

Trooper Folsom, God bless him, admits in his lawsuit against the State that he has PTSD so bad that he would shoot someone just reaching for his wallet. The PTSD was first reported after another officer involved shooting in 2000. I gave Folsom no reason to shoot me. He over reacted plain and simple. I never made any move towards my holster, thus I never made a substantial step towards assault.

I'm the victim, not the perpetrator. I was shot twice in the head and twice in the chest. I was targeted because I was attempting to bring some local bad police officers to justice who had gunned down a man back in 2006. I was the Democratic nominee for the office of Coroner in Crawford County Missouri in the 2012 election. Sgt. Folsom's superior officer was Lt. Sean Satterfield of the Missouri Highway Patrol who served in the army reserve with Judge Kelly Parker, and is the cousin of Deputy Paul Satterfield who was the officer who shot and killed Kelly Brandt on his front porch back in 06. Paul Satterfield was a frequent subject of numerous articles I wrote in the spring and summer of 2012. I had placed ads in the local papers looking for victims of corrupt cops. Over 200 people responded, Satterfield came up repeatedly. That is one of the reasons why they wanted to seize my computers, not to mention shutting down my publication of 16 years. In your Memorandum Opinion, you took the narrative of the appeals court and built your case on false information. Their story is full of lies, errors, and omissions.

The bottom line is very simple. I was the one shot. I was the one who had his house invaded on a illegal search warrant. I was the one who had his lively hood stolen from him. I'm the one who has been in prison for the last 82 months. Who have I harmed? As the longest serving Magistrate in the history of this Republic, you need the proper information to make an intelligent decision. Your ruling is based on false information.

One day we will all give an accounting for what we have done in this body. God placed you in a very important position. My life is in your hands. I have made a lot of mistakes in my life, but I did not assault Sgt. Henry Folsom, nor did I intend to. I have a lot of people praying for you. One day soon we will stand before Jesus, all I want to hear is well done thou good and faithful servant. For the love of God would you please set the captive free? God bless and keep you, no sin escapes the eye of God, the blood of Jesus blots out all sin, all you have to do is come to Jesus. Your Honor, are you saved? No one is promised tomorrow. Today is the day of salvation. I hope to see you in the coming Kingdom of Christ. Thank you for your time and attention, thank you for reconsidering your ruling, thank you for being fair and just.

Sincerely,

Jeff Weinhaus