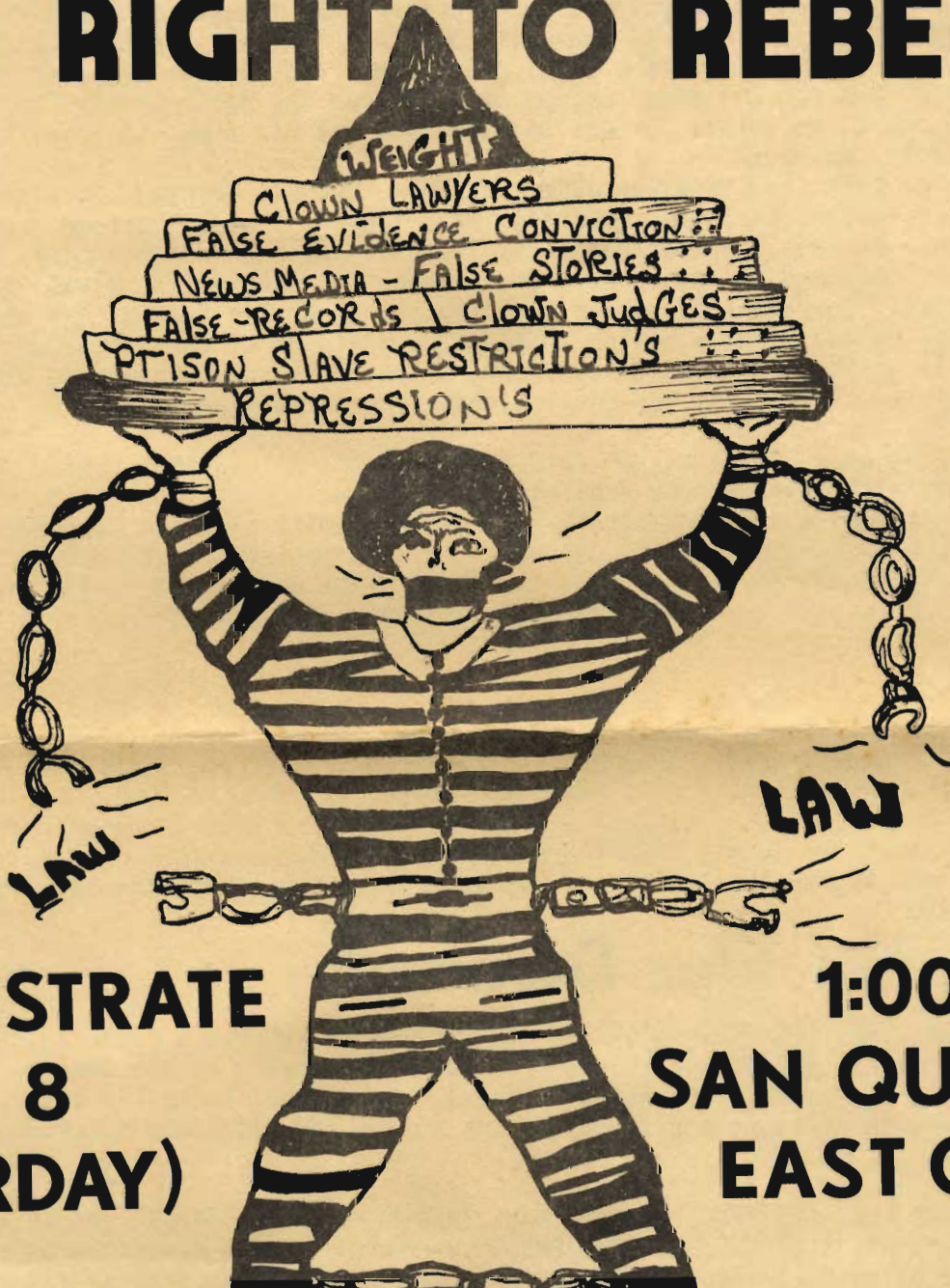


# FREE RUCHELL! IT'S RIGHT TO REBEL!



Artwork by Ruchell MaGee

**DEMONSTRATE  
FEB. 8  
(SATURDAY)**

**1:00  
SAN QUENTIN  
EAST GATE**

# RUCHELL

## Carpools:

**SAN FRAN.**  
Asian Community Center  
846 Kearny (between  
Jackson & Washington)  
12 NOON

**BERKELEY**  
corner of Bancroft  
& Dana  
12 NOON

**SAN JOSE**  
255 E. William  
(corner 6th & William)  
11 AM

**PALO ALTO**  
Lytton Plaza  
downtown Palo Alto  
11 AM

For info call: (San Jose) VVAW-WSO: 998-4210, (East Bay) John: 848-3534

# Ruchell's Case

Ruchell MaGee has been a prisoner since 1963, when he was arrested and framed on a \$10 robbery/kidnap charge. His case is not unique, rather it is an example of the way the legal system is used daily to protect the interests of the rich and to keep down poor and particularly non-white peoples. Ruchell has constantly fought back: in the courtrooms, in the jails, with arms, and through the judicial process. He's on trial now for the armed escape attempt from the Marin County Courthouse in Aug., 1970, which he points out was an expression of his right to rebel since he has been unlawfully enslaved.

In May of this year in a San Jose courtroom, Ruchell changed his plea to guilty since it was evident that his court-appointed lawyer, Sheldon Portman, was working against him. In fact, Portman had already been dismissed from the case, but Ruchell had not been informed of it, so he then demanded to withdraw the plea, which Judge Ingram denied. Currently Ruchell's legal battle is on two fronts: in the Supreme Court, where he has filed a motion to have the decision of the Judge overturned, and in civil suits in U.S. District Court, where he is suing the state and its officials with conspiring to deny him his civil rights from the beginning.

*Ruchell Magee v. Judge Morton Colvin and others*, No. 73-1697, Lt1., pending in the U.S. District Court in Los Angeles, is filled with facts concerning the L.A. court-appointed attorney's false guilty-by-reason-of-insanity plea and the court officials' falsification and suppression of records. It also contains facts showing how the S.F. court officials have used the unlawful original conviction to justify his continued enslavement/incarceration in California's prisons. Finally, it contains evidence of jury tampering in the San Francisco trial last year.

In *R. Magee v. Judge Wm. Ingram, Atty. Gen'l Evelle Younger et al*, No. 74-1165-Aah, Ruchell again charges the State for suppression of the acquittal verdict on the aggravated kidnap charge; a charge to which Ruchell would not be able to legally plead guilty. Ruchell also challenges the state law based on legislation introduced by Younger in 1972 which denied the accused the right to self-representation because it is a green light for judges like Ingram to deny the accused their right to speak for themselves and expose their plight. Summonses are being suppressed by U.S. Marshals in this suit.

## Our Demands

1. WE DEMAND THAT THE STATE STOP ITS OBSTRUCTION OF RUCHELL'S CIVIL SUITS. We support his right to represent himself or have an attorney of his choice (denied under legislation pushed through by Younger). We support Ruchell's fight in the Supreme Court to overturn the lower court's ruling and allow him to reverse his guilty plea.
2. WE DEMAND THAT THE CRUEL AND INHUMANE TREATMENT IN THE JAILS, INCLUDING USE OF THE INDETERMINATE SENTENCE, BE ABOLISHED. We demand that a committee of concerned citizens be allowed to inspect the prisons, including the medical facilities and the Adjustment Center. We specifically demand that San Quentin officials cease their harassment of Ruchell, which includes interception of his mail, not allowing friends or relatives to visit, not allowing him to contact attorneys of his choice or work with legal investigators on his case as ordered by the court.

THE FIGHT OF RUCHELL IS THE FIGHT OF US ALL. THE COURTS AND THE RICH CLASS OF PEOPLE THEY SERVE KNOW THAT RUCHELL'S RESISTANCE IS A SYMBOL OF THE STRUGGLE OF THE PEOPLE AGAINST OPPRESSION. WE MUST FIGHT TO FREE RUCHELL, TO SPREAD THE LESSON THAT IT IS RIGHT TO REBEL AGAINST OPPRESSION, AND TO BUILD THE PEOPLE'S MOVEMENT AGAINST ALL THE FORMS OF OPPRESSION THIS SOCIETY BRINGS DOWN ON US!