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January 7, 2014

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Western District of Arkansas  
East Mountain St.  
Fayetteville, AR 72701

U. S. DISTRICT COURT  
WESTERN DISTRICT ARKANSAS  
FILED

JAN 14 2014

CHRIS R. JOHNSON, CLERK

BY [Signature] DEPUTY CLERK

Dear Clerk,

Enclosed is a letter to Magistrate Judge  
Erin Setzer. Due to my circumstances, I  
was not able to make copies.

If this letter is required to be filed  
in the record of U.S. v. Bolt, I'd like  
to ask the Court to file it under seal  
due to health information disclosures.

Sincerely  
JBolt

James W. Bolt  
1155 Clydesdale Dr.  
Fayetteville, AR 72701

The Hon. Erin Setser  
thru: U.S. District Court Clerk  
35 East Mountain St  
Fayetteville, AR 72701

Jan 7, 2014

Dear Judge Setser,

Owing to the circumstances described below I find myself in the unfortunate position of having to communicate directly with the Court.

I have discussed writing this letter with my counsel, Mr. Herb Southern and he is aware that I am sending it.

Since my detention hearing in early September, 2013, there have been several material changes in the circumstances that I believe gave rise to the Court's decision to hold me without bail. It is my hope that bringing these changes to the Court's attention will result in a new hearing on detention and a different outcome.

Part of my problem in all this is that it appears to me, for reasons explained below, that Mr. Southern will be needed as a witness in the case, for the limited purpose of proving facts related to the changes in circumstances.

Mr. Southern is apprehensive of filing the motion that I previously anticipated. He tells me that he feels the Court will not change its prior ruling despite the evidentiary matters we have uncovered since last September.

Last September, the government called one witness: Mr. Robert Cessarior. Mr. Cessarior was the FBI case agent. His testimony led all of us to believe that:

- The case began in late March or early April, 2013, when he was contacted by an attorney for Pacific Financial Research
- That he had conducted an investigation
- In the course of his investigation

he had executed two search warrants

- He had interviewed law enforcement officers in Missouri and learned that I was a suspect or, a person likely to be soon charged as an accessory "after the fact" in a 1<sup>st</sup> degree murder case in Missouri.

By the time he left the stand the Court certainly had a grim picture.

The problem with much of Mr. Cessario's testimony — assuredly the more dramatic parts, is that it was not truthful.

After the hearing, the law enforcement officers in Missouri, when contacted, denied and still deny ever saying anything to Mr. Cessario about the McCam murder case that could in any way be construed as implying I was or had been considered as an investigative or other target for prosecution. In short, Mr. Cessario did not tell the truth. Nor did he

the Court the "whole truth" about the McCam murder investigation.

Mr. Cessario knew that I had assisted Missouri authorities at the earliest time I could. He knew that I initiated the transfer of one of the computers taken during the June 2013 search to McDonald County, Missouri investigators. Prior to my letter to him, Mr. Cessario apparently was totally unaware of certain telephone calls recorded on that computer, that I made the McDonald County investigators aware of. In this letter in early July, 2013, addressed both to Mr. Cessario and former Sheriff's deputy Lori Howard, I disclosed telephone recordings that existed.

If called as witnesses, Lori Howard and Don Schlessman (current lead investigator in the McCam murder) will testify to the foregoing representations.

Ms. Howard and Mr. Southern would testify that at some point in September, 2013, someone called Ms. Howard and impersonated Mr. Southern.

and in so doing, alienated her so badly that it was only with outside intervention, the two actually spoke for the first time in mid-December 2013. Mr. Southern would also testify that Mr. Cessario was intensely monitoring all of my telephone calls from the Benton County jail and on one occasion, provided a copy of a recording of me "venting" my frustration about the lack of progress in getting back into Court over the bail issue. Because of his close monitoring of my phone calls, Mr. Cessario was well aware that McDonald County law enforcement officers were willing to testify for me in a new hearing, should one occur.

When Mr. Cessario testified as to the origin of the investigation, he testified untruthfully. His story about when and how the case started is now revealed as a fabrication, based on materials received in the discovery process. Although the government has thus far refused to make discovery on when, where and why this case began, some discovery materials received by

Mr. Southern prove that Mr. Cessario was processing grand jury subpoenas as early as December 2012 - months before the date he testified to. I believe that this was done in order to attempt to conceal the existence of an undercover investigation that began in 2009 or 2010.

I respectfully suggest that when Annette Gore denied recalling telling Mr. Cessario that I had told her of plans to flee to Belize, she told the truth. I never made such a statement to her and as is the case of Mr. Cessario's testimony about the Missouri murder case, and, the origins of this case, he did not tell the truth in Court at the detention hearing.

Another material change in circumstances relates to my health. And even that matter has the taint of overreaching by the government.

At some point before last Thanksgiving, I was literally going out the door of the Benton

County Jail enroute to an appointment with a Bentonville based neurologist. That trip was canceled by jail nurse Darla Watson.

As I understand it, a telephonic hearing ensued and the Court seems to have called Ms. Watson as a witness. In her testimony, she told the Court that a "Lyme test" had been done on me; that the result was negative, hence, no need for a neurologist. Mr. Southern recalls statements by Ms. Watson stating that I was "faking it," and that there was video evidence. This Court sided with Ms. Watson and the neurologist visit was canceled.

Mr. Southern, if called as a witness, would testify that he immediately prepared and delivered to the Benton County Sheriff, a Freedom of Information request for documents, recordings, etc. that in any way supported Ms. Watson's statement to the Court.

The FOIA, under Arkansas law, required



immediate response. Ten days later, the first documents started coming in.

At the outset, Ms. Watson provided a written statement attributing the "faking it" claim to two unidentified FBI agents she had talked to about my medical issues. Ms. Watson's note accompanied some, but not all records there at the jail. Significantly, the record of my hospitalization on the night of my arrest makes no mention of malingering, faking or dissembling. It does attribute lack of bloodflow to the heart and related cardiovascular issues as the problem.

Ms. Watson also provided a copy of the test from Quest Labs that she represented to this Court as being definitive medical evidence that I did not have Lyme disease. Either she did not read the entire test result or she concealed the Quest Labs disclaimer. The disclaimer states that the test, if positive, is definitive for a diagnosis of Lyme. But, importantly, it notes that a negative does not

rule out Lyme infection. Ms. Watson and the Benton County Sheriff, in their FOIA response, concealed twenty-eight (28) emails between me and Ms. Watson. Two of those emails specifically addressed the Lyme test and its limitations.

Other documents obtained by Mr. Southern in that FOIA response suggest that Ms. Watson exceeded her scope of practice as an R.N. in my care delivery.

And, after weeks and weeks, neither Ms. Watson nor anyone at the Benton County jail could produce any video or other documentation that I had "faked" or was faking any aspect of my medical problems. I would offer to prove to the Court that for the four (4) months I was in the Benton County jail, the only part of my life that was not on video (including showering) was using the commode. And I'm not 100% sure about the commode.

I've had a cardiac pacemaker, and, been classified as "pacemaker dependant" since January 19, 1994. The pacemaker implant occurred as the result of untreated Lyme disease of the heart muscle and pericardium, sometime prior to January 1994.

At the same time of the mitral implant, I was diagnosed with:

- Prinzmetal's angina
- 3d degree heart block
- sick sinus syndrome
- idiopathic neurological deficit

all were related to the Lyme infection.

Medical literature recognizes the issue of neurological complications from Lyme. One common effect is the presence of the bacteria inside the cerebro-spinal fluid/brain and the other common manifestation is an auto immune process much like multiple sclerosis.

The purpose last November of my seeing

the neurologist was to test for these possible conditions. Admittedly the jail doctor, Scott Lafferty, MD, was initially skeptical, at least until he discussed the matter with a peer. If called as a witness, Dr. Lafferty would testify that prior to my being transferred from Benton County Jail to the Washington County jail, he had ordered a neurological exam. The exam never occurred.

On Dec. 23, 2013, I was transferred to the Washington County jail at the direction of a U.S. Marshal identified to me as "Susan," and in the process, either "Susan" or Washington County jail nurse Rhonda Bradley, LPN, directed that my prescription for nitroglycerin (last re-ordered in Sept 2013 at Marcy hospital - Rogers) was to be halted. On December 23, 2013, after several hours of chest pain, denial of my prescribed nitroglycerin and related discomfort, I was found unconscious in a cell and transported to a hospital for evaluation. My belief is that the event would have been averted or at least mitigated had I been properly and timely medicated.

Mr. Southern would testify that the Deputy U.S. Marshal, Susan, is now parroting Ms. Watson's former claims. The only time I've ever seen Susan is at the U.S. Marshal's office. During detention there, as is the case in Bentonville, I was always on camera.

My neurological problems, having come briefly and gone since around December 2012, became a full time issue around mid-September, 2012, and my appreciation of the problem is that it is slowly but steadily deteriorating.

There are other "fact issues" as well, including those that relate to my being a flight risk. For example, on the Monday after the search warrants were served, I left with my son and drove to Las Cruces, New Mexico in order to try to locate someone I believe to be a valuable potential defense witness. From Las Cruces, we drove to Truth or Consequences, N.M. and then back to Rogers, Ar.

The relevant part of that is this: in order

to get to Las Cruces, we drove through the I-10 Customs & Immigration checkpoint and I believe their automated camera system took pictures of the passage. I could have easily exited the U.S. into Mexico at El Paso at any point after passing the checkpoint. Clearly, I did not. The morning after, as we went north out of Las Cruces, we stopped at the checkpoint just north of town - again I'm very sure our passage was recorded.

Last, I want to note that in 2006/07 I was indicted in this same Court. That case, which as I recall seemed to grow to something like 24-counts, carried significant potential liability.

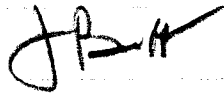
The terms and conditions of release were that I sign a \$5,000 P.R. bond and telephone the probation office weekly. I attended all court sessions as ordered and never missed a weekly "check in" call.

If released on bail, I would be able

to deal with my health issues and most importantly, would be able to actively assist in my defense.

I would ask the Court to help me fashion an appropriate remedy. Under the circumstances, I believe that my detention is unwarranted and unlawful.

Sincerely



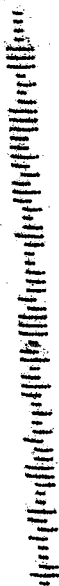
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REG MAIL

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USA

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