

*Exhibit # 3*

U.S. Marshals Service  
Office of General Counsel  
2604 Jefferson Davis Hwy.  
Alexandria, VA 22301

Re: "Freedom of Information/Privacy Act Appeal" for Julio C. Cardenas  
and Request No. 2014USMS26315.

William E. Bordley,

Comes now Mr. Cardenas and does appeal this offices July 11, 2014 response for the abaoe stated requestnumber. It is Mr. Cardenas' position that any exemption is trumped by the interest of justice in the judicial proceedings that he is needing this information for. Currently he is on direct appeal and this requested information regarding Alejandro Jimenez-Mendoza; Carlos Lopez; Byron green, Juan Torres and Manual Leal-Mancha is needed to support his argument that the Rule invoked in his trial under F.R.Evidence 615, was violated. The housing rosters requested will prove that these witnesses were not sequestered and that since they were housed in the same dorm. There is no doubt that these witnesses did corroborate with one another and influenced each others testimony.

Mr. Cardenas does not only rely upon case precedent in asking that this office not rely upon the exemptions relied upon. See Norwood v FAA 993 F2d 570(6th 1993)(Exemptions to Freedom of Information Act are to be narrowly construed). But exemption (j)(2) is inapplicable as he is not asking for information that relates to the enforcement of criminal laws and the efforts to prevent, control or reduce crime to apprehend criminals. This is such because these persons were already apprehended, and any efforts by law enforcement officials to prevent, control or reduce crime had already taken ppace via their arrests. In addition, exemption 7(C) is inapplicable for said reasons. The information does not constitute an "unwarranted invasion of personal privacy". As govt. witnesses and in ope court which all records are available to the Public. These witnesses/pe-rsons waived their right to personal privacy.

Lastly and most important of all. Yourself and every FOIA govt. official. Has sworn under Title 5 § 3331 "Oath of Office" to support and defend the Constitution of the United States. The very same Constituion that guarantees Mr. Cardens access to the court, freedom of speech, freedom of expression, the right to petition the govt. for a redress of grievance under th First Amendment, the right to due Process of Law under the Fifth Amendment and the right to a fair trial and appellate proceeding. Wherefore, denial from this office and it's agents of the requested info. Will not only constitute a violation of Mr. Cardenas' constitutional rights. But also that these govt. officials will be violating their very oaths and title 18 § 2381. Wherefore Mr. Cardenas asks that this office release to him the requested information.

Respectfully



dated: 7-20-14