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Harry A. Blackmun

*Associate Justice of the US Supreme Court*

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Questions

- ✓ 1. Is Francisco still incarcerated? *Yes*
- ✓ 2. If Mr. Kaufman had acceded to Judge Millsap's suggestion that he proceed with a state habeas petition, might not Francisco have already won a new trial, and perhaps even be out of jail by this time? *No assurance!*
- ✓ 3. Was the Roberts case ever cited to the federal district court or to the CA 4? *Yes*
4. How is this case distinguishable from Sharp?
5. Has the Virginia Supreme Court denied writs of error in similar cases since the Sharp decision?
6. If so, is this case distinguishable from those cases?
7. Are there any issues of fact left unresolved here?
- ✓ 8. Was the federal habeas petition filed after or before Sharp was decided? *After but served 9/2*
- ✓ 9. If it was after Sharp, why was the federal form chosen? *I was n aware of Sharp at + to*

H. A. B.

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