



BART's very own Killer Cop who murdered unarmed and innocent Oscar Grant III, Johannes Mehserle, recently hired high rollin' lawyer Michael Rains to represent him during his murder trial of Oscar Grant III. At Officer Mehserle's arraignment there was very little support from the community, on the other hand there were 25 police officers in the courtroom in support of Officer Mehserle. This time, let's fill the courtroom and then some.

How can we depend on a criminal justice system founded on white supremacy and instilled within the prison industrial complex to bring justice to Oscar Grant III and his family or more importantly, the community of Oakland, which has suffered at the hands of police abuse, brutality, and corruption since its conception?

To those around the world who face an oppressive police state on a daily basis, the people of Oakland, California share your struggle, and if we do not get justice through systemic change, then we will rise up. Our solidarity imprisoned Mehserle, and our solidarity will see to it that JUSTICE is served. Power to people!

**A TRIAL AWAITS, BUT WHEN IT ALL COMES DOWN, IT'S THE PEOPLE WHO WILL DETERMINE WHEN JUSTICE IS FINALLY SERVED.**

PRETRIAL HEARING & MOTION TO SET BAIL FOR JOHANNES MEHSERLE  
FRIDAY, JANUARY 30TH, 2PM, DEPT. 011  
René C. Davidson Alameda County Courthouse  
1225 Fallon St., Oakland, CA, 94612  
DEPT 011

**DATE**

**1.30.09**

**LOCATION**

**1225 FALLON ST.  
OAKLAND, CA**

**TIME**

**2 PM**

**IMPORTANT!!!** CHECK JOHANNES MEHSERLE'S BAIL HEARING ON THE ALAMEDA COUNTY INMATE LOCATER WEBSITE AT BECAUSE THE DA MAY CHANGE THE DATE:  
[WWW.ACGOV.ORG/SHERIFF\\_APP/INMATESEARCH.DO](http://WWW.ACGOV.ORG/SHERIFF_APP/INMATESEARCH.DO)

# KNOW YOUR RIGHTS!

## IF THE POLICE ARREST YOU...

- You may be handcuffed, searched, photographed and fingerprinted.
- Say repeatedly, "I DON'T WANT TO TALK UNTIL MY LAWYER IS PRESENT." Even if your rights aren't read, refuse to talk until your lawyer/public defender arrives.
- Do not talk to inmates in jail about your case.
- If you're on probation/parole, tell your P.O. you've been arrested, but NOTHING ELSE.

## YOU HAVE THE RIGHT...

- to be in a public place and to observe police activity.

## IF THE POLICE STOP ANYONE...

- STOP AND WATCH.
- Write down officers' names, badge numbers, and car numbers. COPS MUST BE IDENTIFIED BY NAME OR BADGE NUMBER (PC sec. 830.10).
- Write down the time, date, and place of the incident and all details as soon as possible.
- Ask if the person is being arrested, and if so, on what charge.
- Get witnesses' names and contact info.
- Try to get the arrestee's name, but only if they already gave it to the police.
- Document any injuries as soon as possible. Photograph them and have a medical report describing details of the injuries.

## IF THE POLICE STOP YOU...

- Ask, "AM I FREE TO GO?" If not, you are being detained. If yes, walk away.
- Ask, "WHY ARE YOU DETAINING ME?" To stop you, the officer must have a "reasonable suspicion" to suspect your involvement in a specific crime (not just a guess or a stereotype).
- It is not a crime to be without ID. If you are being detained or issued a ticket, you may want to show ID to the cop because they can take you to the station to verify your identity.
- If a cop tries to search your car, your house, or your person say repeatedly that you DO NOT CONSENT TO THE SEARCH. If in a car, do not open your trunk or door - by doing so you consent to a search of your property and of yourself. If at home, step outside and lock your door behind you so cops have no reason to enter your house. Ask to see the warrant and check for proper address, judge's signature, and what the warrant says the cops are searching for. Everything must be correct in a legal warrant. Otherwise, send the police away.
- The cops can do a "pat search" (search the exterior of one's clothing for weapons) during a detention for "officer safety reasons". They can't go into your pockets or bags without your consent. If you are arrested, they can search you and your possessions in great detail.
- DO NOT RESIST PHYSICALLY. Use your words and keep your cool. If an officer violates your rights, don't let them provoke you into striking back. Wait until you are out of custody then you can organize for justice.