

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

CRIMINAL NO. 90-10080-WD

WILLIAM DAVID LINDHOLM

AFFIDAVIT OF WILLIAM DAVID LINDHOLM

I, William David Lindholm, hereby depose and state under the pains and penalties of perjury:

1. I was sentenced by this Court to serve 97 months in the custody of the United States Bureau of Prisons for marijuana and tax offenses. I am presently incarcerated at FPC Schuylkill, Minersville, Pennsylvania, and will have served approximately 35 months of my sentence by August 20, 1994.

2. I testified for the United States during the trial of Alfred Trenkler.

3. When I testified at the Trenkler trial, I was completely focused on the event. Since my testimony, I have consulted with my attorney, Roger A. Cox, in regard to his negotiating a Rule 35 (b) motion with the United States Attorney.

4. My life has forever changed for the positive as a result of my incarceration. I have had three years to contemplate how I ended up in such a situation. Quite simply, it was all my fault. Growing up, I had every opportunity to pursue any profession I desired. I chose selling marijuana.

5. During my imprisonment, as I testified during the Trenkler trial, I have come to realize that the function of incarceration is not just punishment. Another desired effect is rehabilitation. When I say rehabilitation, I mean rehabilitation of one's ethics and values, knowing the difference between right and wrong and legal versus illegal. I now completely understand why what I did in the past was socially and legally tolerable.

6. I ask the court to consider a sentence reduction, not just because the government has moved for a reduction, but because I now believe I can contribute to society in a positive manner. I look forward to the day when I might intervene with young adults and help prevent them from travelling down the same road I once took,

ending up in prison. Also, my mother, Mary L. Lindholm, is 78 years old and I am her only surviving family member. She needs my financial assistance and companionship. She suffers from high blood pressure, and because she does not have any other family members to assist her in making the journey to Pennsylvania, she has never visited me here in Minersville. The last time I visited with her was in January, 1993, for twenty minutes in Essex County Jail in Middleton. I hope to improve the quality of her last remaining years if my sentence is reduced.

7. I encountered a number of hardships and problems as a result of my testimony in the Trenkler trial, and my assistance to the Government. When I completed my testimony, I was sent back to jail at Middleton. The following day, there was a lengthy article in the Boston Globe relating to my testimony (articles also appeared in other papers, and my testimony was publicized in the TV and radio media, as well). After this article was circulated through the jail population, I was immediately ostracized from the general population and treated like a leper. When I refused to be intimidated, after seven or eight days, by the general population, I was advised by my cellmate that I should seek protective custody. He stated that a number of inmates were going to assault me that evening. I called a telephone number the BATF agents gave me and they helped move me to a protective custody unit. The next day, U.S. Marshals transported me to Northampton House of Correction.

ARTICLES
CAME OUT
PRIOR TO
MY TRIAL
- SEE BOWDEN
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8. Richard Egbert, the attorney who represented me in my own trial, breached our lawyer-client relationship by sharing information relative to my case with attorney Segal, who was representing Trenkler. Egbert shared files on my case with Segal, in order to help impeach my testimony. Attorney Egbert intercepted me before I entered to courtroom to testify in the Trenkler case, in an attempt to intimidate me about testifying. Egbert was present in the courtroom during my entire testimony in the Trenkler trial. Before and after my testimony, Mr. Egbert spread the word that I was morally bankrupt for testifying against Trenkler. The word was spread to Minersville, where I am presently imprisoned, by a former Egbert client. When I returned to Minersville, I had to endure several months of being totally ostracized as a result.

NOT
TRUE

SIGNED AND SWORN UNDER THE PAINS AND PENALTIES OF PERJURY
THIS 6th DAY OF AUGUST, 1994.

William David Lindholm
William David Lindholm