

CYNTHIA A. MCKINNEY  
4TH DISTRICT, GEORGIA

COMMITTEE ON BANKING  
AND FINANCIAL SERVICES

FINANCIAL INSTITUTIONS AND CONSUMER CREDIT  
GENERAL OVERSIGHT AND INVESTIGATIONS

COMMITTEE ON INTERNATIONAL  
RELATIONS

INTERNATIONAL OPERATIONS AND HUMAN RIGHTS  
WESTERN HEMISPHERE



# Congress of the United States

House of Representatives

Washington, DC 20515-1011

July 21, 1997

WASHINGTON OFFICE:

124 CANNON BUILDING  
WASHINGTON, DC 20515  
(202) 225-1605  
FAX (202) 226-0691

DISTRICT OFFICE:

246 SYCAMORE STREET  
SUITE 110  
DECATUR, GA 30030  
(404) 377-6900  
FAX (404) 377-6909

INTERNET ADDRESS:  
cymck@hr.house.gov

Ms. Virginia C. High  
43083-019 Unit B-1  
FPC Bryan  
P.O. Box 2149  
Bryan, Texas 77805

Dear Ms. High:

Thank you for contacting my office to request assistance. The agency listed below specializes in the area of your concerns. As a result, they will be able to give you expert advise based on their experience. So, the information that was received from you will be forwarded to them. I am confident that they will do what they can to help you with this matter.

Office of the U.S. Attorney  
U.S. Northern District Court of Georgia  
Richard Russell Federal Building  
75 Spring Street, Suite 1800  
Atlanta, Georgia 30335

Again, thanks for contacting my office, and I am sorry that we could not assist you.

Sincerely,

Cynthia McKinney  
Member of Congress

CAM:mpc

LAW OFFICES OF  
C. MICHAEL ABBOTT, P.C.  
SUITE 200  
THE EQUITABLE BUILDING  
100 PEACHTREE STREET, N.W.  
ATLANTA, GEORGIA 30303  
(404) 525-1960

STATE BARS OF GEORGIA  
AND FLORIDA

TELECOPIER  
(404) 525-8024

August 24, 1993

Virginia High  
4791 Thompson Mill Rd.  
Lithonia, GA 30058

RE: *U.S. v. Virginia High*  
1:92-CR-182 RLV

Dear Virginia:

This letter is to summarize what I understand to be the government's offer and our response with respect to your case.

Today, you and I met to discuss the possibilities of the government's plea offer. After we met, Bill Morrison, who represents your husband, George High, again talked to the Assistant United States Attorney in this case (Allen Moye) to see if we could make any better deal for you than we had previously discussed.

After a conference call with myself, Mr. Morrison, and Mr. Moye, Bill Morrison and I then had a conference call with you and George.

I understand the government's offer to be that if you do not desire to cooperate, the government would dismiss Count One (the drug conspiracy count) and you would have to plead guilty to the remainder of the counts in the indictment in which you are named.

If you do cooperate, it is my understanding that the government would agree to a two point acceptance of responsibility and would also agree to file a 5K1.1 Motion for "substantial assistance" which would allow the judge to depart downward, below the sentencing guidelines when you are sentenced.

I estimate that if you plead guilty and receive two points for acceptance of responsibility that your guidelines may be as low as a level 24 or fifty-one to sixty-three months. My understanding is that the Assistant United States Attorney agrees with that figure. With a downward departure under a 5K1.1

C. MICHAEL ABBOTT, P.C.

August 24, 1993

Page Two

Motion, it is possible that you could get as low as twenty-six months to serve. Although I believe that the judge would go below fifty-one months, the low end of the guidelines under level 24, I cannot guarantee exactly how low he would go and it is possible that he would not go as low as twenty-six months. Therefore, I would estimate that your final sentence would end up to be somewhere between twenty-six months at the low end to fifty-one months at the high end. Of course, no one can guarantee any particular sentence but I believe that is a reasonable estimate.

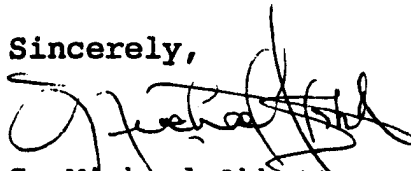
If you go to trial, of course, there are no guarantees as to what your sentence will be if you are convicted. Should you be convicted of the drug conspiracy (Count One), it is possible that your guidelines could be as high as life in prison without parole. Even if you are not convicted of Count one, your guidelines are likely to be higher than fifty-one to sixty-three months and perhaps substantially higher.

You understand that my recommendation is that you plead guilty and cooperate with the government as the best guarantee of a reasonable sentence. We both understand that it is your decision. It is my understanding from our conversation today, that you wish to proceed to trial.

I am writing this letter to summarize our conversations and to assure myself that you are proceeding to trial with full knowledge of the risks involved. Be assured that I will represent you to the best of my ability even though you have decided on a course that is different from what I have recommended.

Should you have any questions, please call me. I look forward to working with you at the trial scheduled to begin September 20th.

Sincerely,



C. Michael Abbott

MEMORANDUM

TO: Virginia High File

FROM: C. Michael Abbott

RE: Virginia High's decision to proceed to trial

DATE: September 15, 1993

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I called Virginia High this morning, Wednesday, September 15, 1993, in order to confirm that she wished to go to trial rather than enter a plea agreement. The plea agreement offered by Alan Moye has actually gotten better since my last letter to her. He would agree to allow her to plead guilty to merely structuring while her husband would plead guilty to money laundering. That would give her a sentence which would be lower than the one discussed in my previous letter.

Bill Morrison has talked extensively to Mr. High and also to Mrs. High about this and they both have told him that they wish to go to trial. Again this morning, Virginia High confirmed to me that in spite of what I said and knowing that it was not my recommendation, she wishes to go to trial also.

I'm filing this memorandum to make it clear that I have done everything I know how to do in order to persuade her to accept what I believe is a very reasonable plea by the government. As is her right, she has chosen to disregard my recommendation and proceed to trial.

*Virginia 43883-019 - B-T*

Fold at line over top of envelope to the right of the return address

Restricted Delivery Fee	
Return Receipt (Showing to Whom, Whom & Date Delivered)	11 1998
Return Receipt (Showing to Whom, Date, & Addressee's Address)	
TOTAL Postages & Fees	\$
Postmark or Date	

**US Postal Service**  
**Receipt for Certified Mail**  
 No Insurance Coverage Provided.  
 Do not use for International Mail (See reverse)

P 417 579 434

VIRGINIA C. HIGH  
 43083-019 Unit B-1  
 FPC BRYAN  
 P.O. BOX 2149  
 BRYAN, TEXAS 77805

MARCH 7, 1998

Atty C, Michael Abbott  
 1201 West Peachtree St.  
 Suite 3410  
 Atlanta, Georgia 30309-3400

RE: 1:92-CR-182-5 RLV

*cont.*  
*P. 417-579-434*

Atty. Abbott,  
 Please send me a statement on the polygraph test taken at your office prior to my trial in the case Re above, for my records, and notice of appeal in CIVIL ACTION # 1:97-CV2305 RLV.  
 Thanks in advance for your cooperation!

Virginia C. High

*Virginia C. High*

Is your RETURN ADDRESS completed on the reverse side?

<b>SENDER:</b> ■ Complete items 1 and/or 2 for additional services. ■ Complete items 3, 4a, and 4b. ■ Print your name and address on the reverse of this form so that we can return this card to you. ■ Attach this form to the front of the mailpiece, or on the back if space does not permit. ■ Write "Return Receipt Requested" on the mailpiece below the article number. ■ The Return Receipt will show to whom the article was delivered and the date delivered.	I also wish to receive the following services (for an extra fee): 1. <input type="checkbox"/> Addressee's Address 2. <input type="checkbox"/> Restricted Delivery Consult postmaster for fee.
	3. Article Addressed to: <i>Atty. C Michael Abbott</i> <i>1201 West Peachtree</i> <i>Suite 3410</i> <i>Atlanta, Georgia 30309-3400</i>
5. Received By: (Print Name)  6. Signature: (Addressee or Agent) <i>X K. Stubbs</i>	7. Date of Delivery <i>3/16/98</i> 8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.

LAW OFFICES OF

*C. Michael Abbott, P.C.*

75 FOURTEENTH STREET

SUITE 2500

ATLANTA, GEORGIA 30309-3679

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(404) 885-1994

FACSIMILE (404) 885-1677

E-MAIL: cmabbott@mindspring.com

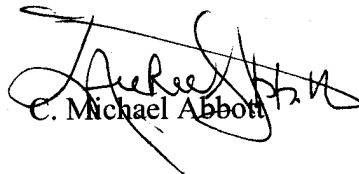
October 12, 2001

Virginia High  
3180 Riders Trail  
Decatur, Georgia 30034

Dear Mrs. High:

I am sending you the exhibits from your trial that we picked up from the District Court, Clerk's office. I am also enclosing a letter from the Court regarding a payment owed to you. Please call me with any questions.

Sincerely,

  
C. Michael Abbott

Enclosures

LAW OFFICES OF

*C. Michael Abbott, P.C.*

ONE ATLANTIC CENTER

1201 WEST PEACHTREE STREET

SUITE 3410

ATLANTA, GEORGIA 30309-3400

(404) 885-1994

FACSIMILE (404) 885-1677

E-MAIL: cmabbott@bellsouth.net

August 1, 1997

Virginia C. High  
43083-019 B-1  
P.O.Box 2149  
Bryan, Texas 77806

Dear Virginia:

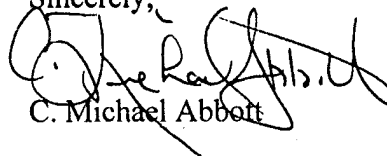
As we have discussed on telephone, there are three possibilities stemming from the adverse decision of the Eleventh Circuit on the drug conspiracy in your case (US. v. Virginia C. High, No. 94-8151 (7/21/97)):

- A motion for rehearing by the panel;
- A motion for rehearing en banc (by the entire Eleventh Circuit); and
- A petition to the U.S. Supreme Court for writ of certiorari.

In my professional opinion, none of these options has any chance of success in your case. Therefore, I do not intend to pursue them.

I regret that I cannot do more.

Sincerely,



C. Michael Abbott

Virginia C. High  
43083-019 Unit B-1  
FPC BRYAN  
P.O. Box 2149  
Bryan, Texas 77805

May 24, 1997

Chief Judge Joseph Hatchett  
UNITED STATES COURT OF APPEALS  
ELEVENTH CIRCUIT  
56 Forsyth Street NW  
Atlanta, Georgia 30303

Re: Case # 94-8151 (Consolidated with 94-8230), Oral Arguments heard on October 9, 1996

Dear Judge Hatchett,

Thanks for shedding some light on the caseload in the eleventh circuit, in The Atlanta Journal Constitution article, dated April 13, 1997!

My case, re above arrived from my previous profession as a Georgia License Real Estate Agent, from 1986 to 1994.

On June 17, 1992, I was indicted and arrested for the alleged offense of Obstructing Justice, by answering closing Agent's questions, in good faith, pertaining to a mortgage loan on property, that I had purchased and sold. I was released that same day, on \$100,000.00 pre-trial bond, and reported weekly to pre-trial Officers, until September 20, 1993, the day trial started.

It became known to me, that I had been indicted on a second and Third indictment, alleging numerous other counts of offenses.

On October 13, 1993, a jury returned a guilty verdict on seven of those counts. (see attached J & C)

On January 20, 1994, I was sentenced USSG §2S1.1 (2) (Laundering of Monetary Instruments), (b)(1) (2)(F) with enhancements also including 3C1.1.



My Motion for Release Pending Appeal was denied.

On March 28, 1994, I self-surrendered to FPC ALD. ERSON,  
Alderson, West Virginia.

On November 17, 1994, I was transferred to FPC BUTNER,  
Butner, North Carolina.

On June 18, 1996, I was transferred to FCI TALLAHASSEE,  
Tallahassee, Florida.

On February 12, 1997, I was transferred to FTC OKLAHOMA,  
Oklahoma, City Oklahoma.

On March 6, 1997, I was transferred to MANSFIELD COUNTY  
JAIL, Mainsfield, Texas.

On March 7, 1997, I was transferred here to FPC Bryan.

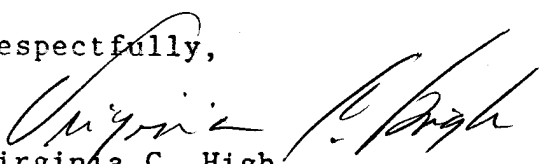
Justice has NOT been served in my case, and I have been  
harmed. My case supports your statement " the current number  
of judges assigned to the workload is "harmful" " quoted in  
the aforementioned news paper article.

To date I have not received a response to Motion filed  
for Release Pending Appeal, that was denied by the District  
Court without a hearing, and as aforementioned Oral arguments  
were heard over seven months ago, and nothing has happen.

Hopefully, we get support from all concern, and that these  
vacancies are filled soon, so justice can prevail for all.

GOD BLESS AMERICA!

Respectfully,

  
Virginia C. High

VCH/vh

cc: President Bill Clinton  
U.S. Attorney Janet Reno  
Rep. John Lewis  
Rep. Cynthia McKinney  
State Rep. Thurbert E. Baker  
State Rep. Connie Stokes  
Attorney C. Michael Abbott  
Mr. George W. High, Sr.

Virginia C. High  
43083-219 Unit B-1  
P.O. Box 2140  
Bryan, Texas 77805

June 11, 1997

Senator Charles F. Grassley  
The House of The Judiciary  
Committee  
The Hart Building, Rm. 135  
Washington, DC 20510

Re: 94-8151 (Consolidates with 94-8230), case in the Eleventh  
Circuit Court of Appeals

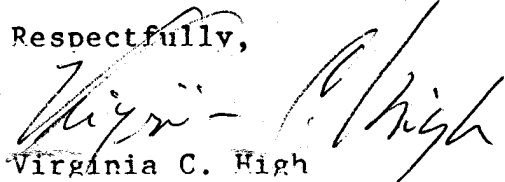
Dear Senator Grassley,

This to request your support and the support of the  
Judiciary members, in expediting justice in my case re above,  
as well as others.

Two of the judges, Chief Judge Joseph Hatchett, and Judge  
Gerald Tjoflat, heard oral arguments on October 9, 1996, in my  
case, spoke at the Senate Judiciary Resource meeting, which you  
presided over today, on TV news (C-Span), about issues in re  
circuit.

To date I have not received an opinion!

Respectfully,

  
Virginia C. High

VCH/vh

Enc

cc: Judge Hatchett  
Judge Tjoflat

Virginia C. High  
43083-01<sup>o</sup> Unit R-1  
P.O. Box 214<sup>o</sup>  
Bryan, Texas 77805

June 12, 1997

Mr. Thurbert Baker,  
Attorney General  
State of Georgia  
132 State Judicial Building  
Atlanta, Georgia 30334

Re: Case # 94-8151 (Consolidated with 94-8230) in the  
Eleventh Circuit Court of Appeals

Dear Mr. Baker,

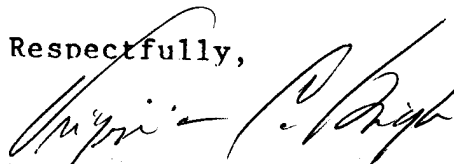
first, congratulation on your new position, as Attorney  
General for the state of Georgia! It was good news to read.

This is to request your assistance in helping to expedite  
justice, in my case re above?

As stated in copy of letter, dated May 24, 1997 and mailed  
to you, oral arguments was heard October 9, 1997, and to date,  
I have not received an opinion!

Thank you in advance for any assistance, you may render!

Respectfully,



Virginia C. High

VCH/vh

Enc

Virginia High  
43083-019, Sem. B  
FPC MARIANNA  
P.O. Box 7006  
Marianna, Fla. 32447-7006

November 10, 1998

Law Offices of  
C. Michael Abbott, P.C.  
The Grand  
75 Fourteenth Street  
Suite 2500  
Atlanta, Georgia 30309-3644


Re: 92-00182-1CR-4/ 94:8151/ USA vs High

Attorney Abbott,

This is to acknowledge that on 11/9/98, I received by mail post dated 11/4/98, at Atlanta, Georgia 30309, from you copies of: 10/30/98 letter from the United States Court of Appeals (Eleventh Circuit), 10/20/98 Motion to Adopt Co-defendant Motion's, 10/20/98 Certificate of Service, 10/9/98 Certificate of Service letter addressed to you at 1201 W. Peachtree Street Suite 3410, IBM Tower, Atlanta, Georgia 30309, 10/9/98 ORDER filed in United States Court of Appeal (Eleventh Circuit), and 8/24/93 two page letter with Memorandum attached dated 9/15/93, that I should have been made aware of prior to trial in this case, which I am still wrongfully imprison for and....

Again, please send acknowledgement of the polygraph test taken at your office prior to trial in this case, to help obtain earlier release?

Respectfully,



Virginia High

VH/vh

cc: William A. Morrison  
Tony L. Axam  
Janice Singer  
H. Allen Moye  
Luther D. Thomas ATL  
94-8230  
George High #43142-019

Virginia C. High  
43083-019 Unit B-1  
FPC BRYAN  
P.O. Box 2149  
Bryan, Texas 77805

August 2, 1997

Clerk of Court  
U.S. District Court  
Northern District of Georgia  
2211 U.S. Courthouse  
75 Spring St. S.W.  
Atlanta, Georgia 30309

Re: Case Number 1:92-CR-182-12, Appeal Numbers: 94-815194-8230

Dear Clerk,

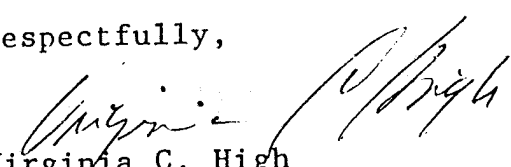
This is to request a Court appointed Attorney to represent me, because the Attorney (C. Michael Abbott) who represented me, up until this point, respectfully decline, per our telephone conversation on Friday, August 1, 1996.

On July 24, 1997, I received an opinion dated July 21, 1997, from the Court of Appeals, affirming in part, reversing in part, and remanding in part.

I have served over 40 months of incarceration, from a conviction, based on circumstantial evidence, and should not be further punnish, by being held in prison on the long term concurrent sentence imposed, in my case.

Therefore, I need legal help to help obtain my freedom sooner.

Respectfully,

  
Virginia C. High

VCH/

cc: Attorney C. Michael Abbott