

LEXIUS
CONSULTORES LEGALES
Abogados – Attorney at Law

**HABEAS CORPUS ACTION IN
FAVOR OF EDDIE RAY KAHN, AGAINST THE
NATIONAL POLICE DIRECTOR**

**HONORABLE MAGISTRATE GRACIELA DIXON, PANAMA SUPREME
COURT JUSTICE PRESIDENT: I Y C**

The ascribed, **LEXUIS LEGAL CONSULTANTS**, Civil Society, registered in file 20408-C and document 590402, of the Mercantile Department of the Public Registry of Panama, with it's professional address at Century Tower Building, 4th Floor, Suite 401, Via Picardo J. Alfaro and 65th Street West, telephone 275 3212, fax 236 3906, place where they receive personal and professional notifications, come to you with all due respect, acting in name and representation of **EDDIE RAY KAHN**, North American Citizen, with Passport Number 048861037, with the object of requesting a **HABEAS CORPUS ACTION** in favour in view of the **ILLEGAL APPHENSION** he was subject of today by members of the National Police, causes, bases were not informed to Mr **KAHN** and thus formally unknown.

**THE PRESENT HABEAS CORPUS ACTION PRESENTED UNDER THE
FOLLOWING TERMS:**

FIRST: MR **EDDIE RAY KAHN**, as we mentioned before, is a North American Citizen, legally residing in Panama, under the foreign retiree status, for which the required documentation was presented to the National Director of Immigration, which were found compliant and issued the documents that legalize his status in the Republic of Panama.

SECOND: These last days, Mr. KAHN received a telephone call from a Mr DAVID WATTLEY, who claimed to be an agent of the FBI assigned to the North American Embassy in Panama, informing him that the United States authorities required him in that country to face a trial against him, related to a revenue issue.

The referred FBI Agent indicated, that he would give him some days to voluntarily travel to the United States to face charges formulated and should he not do so, he would arrest him or would make him be arrested by Panamanian authorities and would face the hardships of the prisons in our country, Panama.

Since such information was being provided telephonically, extraofficially, without certainty of it's issue, Mr KAHN proceeded to sent a note to the North American Embassy, requesting confirmation of that FBI Agent really existed and worked for the United States Embassy and requesting that the official documentation in reference to the existence of the process against him in the United States be turned in, the type of process, the charges formulated and the arrest warrant that this authority issued against him.

If so, Mr KAHN stated, he would voluntarily comply with the order from the authority of his country, and would travel to face the process started against him and of which he had no previous information or reference.

THIRD: The referred note was submitted by a lawyer of the firm, LICDA. SANDRA CERRUD B.A., who was able to speak with David Wattlely in reference to the existence of the process in the United States, but they did not have a formal arrest warrant against Mr KAHN to process a formal extradition and thus could not provide the information requested in the note.

FOURTH: Mr KAHN was captured in the Ricardo J Alfaro Avenue's surroundings when he was on his way to our offices by agents of the Immigration and Naturalization National Directory, without informing Mr KAHN of the reasons for his arrest, or giving him written orders of the right authority.

FIFTH: We have extraofficially learned that the possible reason for his arrest obeys the Immigration National Director's estimation of the existence of a previous judicial process against Mr KAHN in his own country of origin, implies that he lied on his immigration application to the Panamanian Authorities and that this proceeds to the cancellation of his immigration status.

No previous investigation on the part of immigration authorities exists, where in regard to due process and right to defence had been notified to Mr KAHN, to be offered his discharges, had it been so, he could have demonstrated that he had no knowledge of this process in the United States, until the last week when he received the call from Mr David Wattley of the FBI.

SIXTH: This implies that Mr KAHN never lied on his immigration application to Panamanian authorities and the apprehension or apprehension against him, affects the constitutional principles of due process, right to defence and implies the lack of knowledge of the procedural norms that should guarantee a previous investigation that allows the intervention of those affected to exercise his rights and evidence in his favour.

SEVENTH: We reiterate that Mr KAHN was not informed of the reasons for his capture, he was not served with a written arrest warrant, he is not allowed access to his attorneys and with that impede him to exercise his rights and constitutional warranties established by our Carta Magna.

SPECIAL PETITION

Honourable judge, in view or the exposed considerations we request that the **CAPTURE BE DECREED ILLEGAL** that weighs against EDDIE RAY KHAN, male, adult, with North American Passport Number 44861037, **FOR GOING AGAINST RIGHTS AND IN VIOLATION OF THE NORMS OF THE POLITICAL CONSTITUTION OF PANAMA.**

RIGHTS FOUNDED: Article 21,23 and 32 of the National Constitution Panama, on the date presented.

Of the Honourable Judges

FOR LEXUIS LEGAL CONSULTANTS

LICDA. DEIKA NIETO VILLAR

**Received by the Secretary General at the
Supreme Court of Justice**

Today, 1st of November of 2006

Dora C Batista of Estribi
General Sub Secretary
Supreme Court of Justice

**General Secretary
Supreme Court of Justice**