PETITION TO THE HOUSE OF COMMONS IN PARLIAMENT ASSEMBLED

We, the undersigned citizens of Canada, draw the attention of the House to the following:

That in the **Matter of John Graham:**

- The government of Canada failed in its fiduciary duty owed Mr. Graham, a Canadian Aboriginal, when the Minister of Justice (MOJ) made a political decision to extradite him to the United States and then waived his protection under the principle of specialty, allowing other charges to be added against Graham after his extradition;
- The MOJ failed to consider paragraph 44(1)(b) of the Extradition Act which permits refusal to extradite if a “person’s position may be prejudiced” because of their race, religion, nationality, ethnic origin ... or status.” and further failed to consider that the evidence presented to Canada for extradition was “presented in a most unsatisfactory manner.”
- The MOJ failed to apply findings from his Ministry’s Report on the Prevention of Miscarriages of Justice and only considered the US prosecutors theory of Graham's alleged crime and failed to consider allegations of FBI involvement with this crime.
- The MOJ assumed the US prosecutor ‘acted in good faith’, however, the United States Government was aware since 1998 that federal prosecution of the Aquash case may be seen as a cover up to hide the role of the FBI in Aquash’s death proving the US prosecutor acted in bad faith.
- The MOJ assumed Graham would receive a fair trial, ignoring hundred of support letters warning the MOJ of existing prejudice in South Dakota, a fact confirmed by US Government Civil Rights Reports in the State of South Dakota that the level of prejudice against Native Indians ‘is so great that there is no chance that the defendants can obtain a jury.... free from negative predispositions to render a verdict on the evidence presented in the courtroom alone.... This is because there is a pervasive pattern of prejudice among South Dakotan potential jurors in which violence, Indians, and the American Indian Movement all are interconnected.’

Therefore, your petitioners pray that the Government of Canada make a formal request to the United States Government for:

**The immediate release and return of John Graham to Canada.**

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For additional information read the attached brief or go to www.grahamdefense.org. Please mail completed petition(s) to: Graham Defense, #203-2256 Brunswick St., Vancouver BC, V5T 3L7