



*“The goal is for our client to be free. Nevertheless, he remains in great danger. If all is lost, he will be executed. Your interest in this struggle for human rights and against the death penalty is appreciated.”*

— Robert R. Bryan *Lead counsel for Mumia Abu-Jamal*

# All Out for Mumia Abu-Jamal Thurs • MAY 17

**Philadelphia 9:00 am** in front of  
U.S. Court of Appeals for the Third Circuit,  
6th and Market Streets

**Support**

**the  
Right  
to a  
New  
Trial!**

The International Action Center & FIST-Fight Imperialism, Stand Together, youth group will be organizing for Philadelphia on Thursday, May 17. Buses will leave from 55 W. 17th St. in Manhattan at 6:00 a.m. with a pick-up in Jersey City, N.J. Buses will return in the late afternoon.

Call 212-633-6646 for tickets and more information.

Here are some facts:

The oral argument in the case of death row, political prisoner, Mumia Abu-Jamal, is scheduled on May 17, 9:30 am, in the U.S. Court of Appeals for the Third Circuit, Ceremonial Courtroom, 1st Floor, U.S. Courthouse, 6th and Market Streets. The NAACP Legal Defense and Educational Fund, Inc., and the National Lawyers Guild, which have filed amicus curiae (friend of the court) briefs, are also participating.

This case concerns Mr. Abu-Jamal’s right to a fair trial, the struggle against the death penalty, and the political repression of an outspoken journalist. Racism and politics are threads that have run through this case since his 1981 arrest. The complex issues under consideration, which are of great constitutional significance, include:

- Whether Mr. Abu-Jamal was denied the right to due process of law and a fair trial under the Fifth, Sixth and Fourteenth Amendments because of the prosecutor’s “appeal-after- appeal” argument which encouraged the jury to disregard the presumption of innocence and reasonable doubt, and err on the side of guilt.
- Whether the prosecution’s use of peremptory challenges to exclude African

Americans from sitting on the jury violated Mr. Abu-Jamal’s rights to due process and equal protection of the law under the Sixth and Fourteenth Amendments, and contravened *Batson v. Kentucky*, 476 U.S. 79 (1986).

- Whether the jury instructions and verdict form that resulted in the death penalty deprived Mr. Abu-Jamal of rights guaranteed by the Eight and Fourteenth Amendments to due process of law, equal protection of the law, and not to be subjected to cruel and unusual punishment, and violated *Mills v. Maryland*, 486 U.S. 367 (1988), since the judge precluded the jurors from considering any mitigating evidence unless they all agreed on the existence of a particular circumstance.
- Whether Mr. Abu-Jamal was denied due process and equal protection of the law under the Sixth and Fourteenth Amendments during post-conviction hearings as the result of the bias and racism of Judge Albert F. Sabo, which included the comment that he was “going to help ‘em fry the ni - - er”.

**Mumia has always stood with the people!  
A united, broad movement can save  
Mumia from a legal lynching!**

**Free Mumia, Leonard Peltier, the Cuban 5, the MOVE 9 and all political prisoners!**

Go to [www.Millions4Mumia.org](http://www.Millions4Mumia.org) for more background information on this significant case that epitomizes the struggle against racism, repression and injustice inside the U.S.