

REQUEST FOR DISABILITY ACCOMMODATION TO THE CITY OF MISSION,
TEXAS - - APRIL 19, 2022

Randy Perez, Manager of
City of Mission, Texas

Dear Mr. Perez,

I respectfully request your office to assign decision-makers free from conflict of interests and with the proper training to provide accommodations to the disabled, including Electrohypersensitivity EHS, and Chemical Hypersensitivity CHS to my request for disability accommodations.

For the most part, I have been home-bound for more than ten years with life-threatening Electrohypersensitivity EHS, which is caused and aggravated by the same radiation reaching children at school. Please see doctor's letter and pictures of the harm caused by exposure to radiation. Appxs. 1, 2a, 2b, 2c, to the Statement of Physical Disabilities posted on the case law section of J. Mendoza at WirelessWatchBlog.org. Please see Electrohypersensitivity Proved Conclusively the harm caused by exposure to even low levels of radiation, Exhibit A attached.

Exposure to even low levels of radiation, including the radiation emitted by power lines, electric motors and transformers, fluorescent lights, cellphones and cell towers, Wi-Fi, microwave/wireless computers and transmitters, video display screens, radar, etc, causes me among other things, swelling of vital organs; swelling of face, head and eyes; symptoms of heart attack and stroke; rashes and loss of skin; flu and allergy symptoms; joint and muscle pain; extreme weakness and fatigue; painful cramps; internal bleeding; and stomach, sleeping, vision, hearing, speech, memory, concentration and breathing problems. Please see the medical, scientific and legal evidence of my EHS attached as appendices 1-10; 14a, 14b. Id. <http://www.wirelesswatchblog.org/wp-content/uploads/2022/03/Statement-of-Physical-Disabilities-1.pdf>

I cannot be inside my home but for a few minutes at a time, and I stay in a metal room and in other places in the back yard. Even the small amounts of radiation reaching my place aggravate my condition. I have been violently ill several times. At times, I struggle to breathe even with oxygen. I am sleep-deprived and in pain all the time. Every day it is a different torture. This is a horrible way to die. Id.

Doctors with expertise in Environmental Medicine diagnosed my EHS and my EHS has been recognized by federal and State agencies, and by courts as a physical medical condition and disability. Id; Appxs. 27-60, Id.

I made a request to build on my backyard a portable doctor-prescribed (12 x 12 feet) shielding room to prevent aggravation of my life-threatening EHS and CHS.

A copy of the Statement of Physical Disabilities detailing with medical, scientific and legal evidence of the legitimacy and seriousness of my disabilities, EHS and CHS, has been submitted to your office. (75 pages)

Under the ADA and Section 504 of the Rehabilitation Act, the term “disability” is defined as “A) physical or mental impairment that substantially limits one or more major life activities of such individual; B) A record of such an impairment; or C) Being regarded as having such an impairment.” 42 U.S.C. Section 12, 102 (1): 29 U.S.C. Section 705 (1) (B).

“{M}ajor life activities include, but are not limited to, caring for oneself, performing manual tasks, seeing, hearing, eating, sleeping, walking, standing, lifting, bending, speaking, breathing, learning, reading, concentrating, thinking, communicating and working.” 42 U.S.C. Section 12102 (2) (A).

In addition, “a major life activity also includes the operation of a major bodily function including, but not limited to, functions of the immune system, normal cell growth, digestive, bowel, bladder, neurological, brain, respiratory, circulatory, endocrine, and reproductive function.” 42 U.S.C. Section 12102 (2) (B).

As detailed on the Statement of Physical Disabilities I am suffering of impairments that substantially limit one or more of my major life activities including caring for myself, seeing, hearing, sleeping, reading, speech and memory, concentrating, breathing, and working. Other major life activities substantially limited include functions of the immune, neurological, brain and respiratory functions.

The Physician Statement of Disability issued by the Texas Department of Aging and Disability Services and signed by my doctor details some of the major life activities substantially impaired when exposed to radiation including receptive and expressive language, learning, mobility, capacity for independent living, economic self sufficiency and ability to work. Exhibit 5 to the Statement-of-Physical-Disabilities.

According to the Director of Planning, Ms. Susie De Luna, in-house counsel, Mr. Gustavo Martinez, denied my request for the permit, and Deputy In-House Counsel, Ms. Ester Pena told me that she cannot override city ordinance. I explained, by phone, to Ms. Pena and cited to Ms. De Luna a federal case that preempts state law to accommodate the disabled.

“The ADA's reasonable modification requirement contemplates modification of state laws, thereby permitting preemption of inconsistent state laws when necessary to effectuate Title II reasonable modification provision.” *Mary Jo C. v. New York State*, 707 F3d 144, 163 (No. 2nd Cir 2013).

In the past, Mr. Martinez has denied my requests to make comment by phone on public city council meetings despite that federal law requires accommodations to allow the disabled to exercise their right to be heard.
Tennessee v. Lane 541 U.S. 509 (2004).

Several times Mr. Martinez called me to deny my requests on a phone number identified to the then in-house counsel and now Justice of the 13th Court of Appeals, **Jaime E. Tijerina**.

On a subsequent request to make comments by phone in public Council meetings as accommodation to my disability within hours, the then in-house counsel, Abiel Flores, called me to tell me that they could allow me making comments by phone at city council meetings, and immediately correcting himself, saying “we have to.”

Several times in council meetings and by phone, I have detailed how for than 10 years I have been home-bound with life-threatening EHS and CHS.
See Statement of Physical Disabilities.

Several times at City Council Meetings and by phone, I have detailed the fraud on the courts to conceal that the unnecessary and compulsory exposures to microwave/wireless radiation at school is causing children EHS and other severe, catastrophic and irreversible harm and disabilities that defeat the purpose of education. See Statement of Physical Disabilities pages 1-3, appxs 1, 2a, 2b, 9, 10, 11, 12, 13a, 13b, 13c, 14a, 14b and 15.

On November 26, 2006, Attorney for the City of Mission, **Mr. Carlos E. Ortegon**, filed a lawsuit on the Justice of the Peace Court on behalf of Dr. Pedro S. Montano claiming falsely “Dr. Montano took his 1970 Porch for some repairs. During that time Dr. Montano's Porch was broken into (radio stolen) and rats ripped n'ate the interior of the vehicle.” Case No. C-06-095 mo, Precinct 3, Place 2, Hidalgo County, Texas, presided by the now late Justice of the Peace Ismael “Melo” Ochoa. See copy of the complaint signed by Mr. Ortegon. Exhibit B attached.

Before the filing of the lawsuit Mr. Ortegon told me that there was no legal basis for the lawsuit and that Dr. Montano had talked to several judges about filing the lawsuit.

Judge Ochoa did not allow me to appear by phone to court as accommodation to my EHS and compelled my appearance to trial under penalty of arrest despite evidence showing that the radiation on the court room was to aggravate my EHS. Since that time I use shielding of the thoracic box to ameliorate the pain and swelling of heart and of other vital organs. Please see State of Physical Disability.

I filed a lawsuit on the 370th District Court against Judge Ochoa and against Dr. Montano for the aggravation of my EHS. Case No. C-2488-06-G. After I filed the lawsuit, Mr. Ortegon filed on the 370th District Court a fraudulent **“AGREED MOTION TO DISMISS WITH PREJUDICE”** my claim against Judge Ochoa and Dr. Montano. My signature is not on the fraudulent motion submitted by Mr Ortegon to the 370th District Court as misrepresented. Exhibit C.

The same day 370th District Court Judge Noe Gonzalez signed the fraudulent Order of dismissal. Exhibit D. Judge Gonzalez did not allow me to appear by phone to court as accommodation for my disability EHS to challenge the fraudulent agreed Motion to dismiss. At no time during the litigation Mr. Ortegon engaged, opposed or challenged the evidence of his collusion with Judge Ochoa, Judge Gonzalez and Dr. Montano on the filing of the fraudulent Agreed Motion to dismiss claim to conceal: a) That Judge Ochoa compelled my attendance to trial under penalty of arrest to defraud his court of a judgment of more than \$4000 for Dr. Montana; b) and to conceal the aggravation of my EHS by the exposure to the radiation inside the court room after I was compelled to attend trial under penalty of arrest. Mendoza v. Dr. Montano, Case No. 13-07-146-CV. Texas 13th Court of Appeals; Mendoza v. Montano, Case No. 08-410 Texas Supreme Court; Mendoza v. Judge Ochoa, Case No. C-013-08-I, 398 District Court; Mendoza v. Judge Ochoa, Case No. 13-08-00588-CV, Texas 13th Court of Appeals; Mendoza v. Judge Ochoa, Case No. 09-0602, Texas Supreme Court.

In the year 2011, during divorce proceedings, the then 92nd District Judge and now Hidalgo County Criminal District Attorney **Ricardo P. Rodriguez, Jr.**, did not allow me to appear by phone to court anymore after my ex-wife's attorney, **Mr. Abel Hinojosa**, did not engage, oppose or challenge evidence on the record of his collusion with the school officials and falsification of government records in disability discrimination and retaliation and in perjury and on fraud on the courts to conceal the harm caused on children by the radiation at school. Mendoza v. Mendoza, Case No. F-1591-11-A, 92nd District Court Hidalgo County, Texas.

After Judge Rodriguez resigned to get elected Criminal District Attorney for Hidalgo County, the Governor of Texas, Greg Abbott, appointed **Jaime Tijerina** to the 92nd District Court.

Justice Tijerina when he was presiding on the 92nd District Court and before he was In-House Counsel for the City of Mission, did not allow me to appear by phone to the divorce trial and signed the Final Decree of Divorce stating falsely, among other things, that I agreed to pay child support minimum wage, waived my rights to a jury trial, and that with my signature, I gave away the custody rights of my children. Attached are excerpts of the Final Decree of Divorce, Pages 1, 2, 5, 6, 7, 20, 22. My signature is not on the final Decree of Divorce as misrepresented, Page 20 and 22. See Exhibit E

At no time during the litigation, Mr. Abel Hinojosa, engaged, opposed or challenged the evidence of claims of his collusion with Judge Rodriguez with Judge Tijerina with other members of the judiciary and with the school officials in falsification of government records, in disability discrimination and retaliation and in perjury and fraud on the courts to prevent expert medical evaluation of my children's health and to conceal that the unnecessary and compulsory exposures to radiation at school are causing children EHS and other severe catastrophic and irreversible harm and disabilities that defeat the purpose of education.

Petitions for Writ of Mandamus to the 13th Court of Appeals, Case No. 13-12-253: 13-14-451: an appeal Case No. 13-14-420, Texas Supreme Court 14-07-84.

In response to a federal lawsuit to compel their recusal from a lawsuit against school officials both U.S. District Chief Judge, Ricardo H. Hinojosa and U.S. Magistrate Judge, Peter E. Ormsby, recused themselves admitting their irrational cruelty against children and the disabled and admitting collusion with the U.S. Department of Education, with U.S. District Judge, Randall Crane, Greg Abbott, Judge Rodriguez, Attorney Abel Hinojosa and school officials and others in falsification of government records, fabrication of testimonies and of medical evidence and disability discrimination and retaliation, and on perjury and fraud on the courts to conceal that the radiation at school is causing children EHS and other severe catastrophic and irreversible harm and disabilities that defeat the purpose of education. Mendoza v. U.S. District Judge Ricardo H. Hinojosa, Case No. 1:14-CV-30. (S.D. Texas 2014) Dockets 1, 4. See Orders of Recusal, Mendoza v. Sharyland Ind School District, Case No. 7:11-CV-29 (S.D. Texas 2011) Dockets 105 and 106. Exhibits F and G.

In response to my lawsuit detailing Judge Hinojosa, Judge Ormsby and Judge Crane fraud on their courts to conceal the harm caused on children by the radiation at school, two judges from the Federal Court in Brownsville, Andrew S. Hanen, and Hilda Tagle and one judge from the Federal Court in Laredo, Diane Saldana, recused themselves from the case, and the case was reassigned to U.S. District Judge Micaela Alvarez, who refused to recuse herself despite of presiding on the same court house with Judges Hinojosa, Ormsby and Crane. Mendoza v. U.S. District Chief Judge Ricardo H. Hinojosa, et al. Case No. 1:14-CV-30 (S.D. Texas 2014) Dockets 5, 7, 11.

To dismiss the case without a hearing, Judge Alvarez refused to engage the specific, concrete and undisputed medical, scientific and legal evidence of Judge Hinojosa, Judge Ormsby and Judge Crane fraud on the court to conceal the legitimacy of EHS and of the harm caused by radiation on children and on other defenseless and unsuspecting victims. Hinojosa, et al. Dockets 18, 21, Id.

To conceal her judicial misconduct, Judge Alvarez did not allow me appearing by phone to her court and to the 92nd District Court and prohibited that I file another federal

lawsuit without the court's permission. Id.

In the year 2016, on a court hearing on the Texas Attorney General, Ken Paxton's Motions to enforce by incarceration alleged child support orders in which I was allowed to appear by phone, Paxton admitted the legitimacy and seriousness of my EHS and admitted that because of my life-threatening EHS and CHS, incarceration is for me a death sentence.

After three years of litigation and in response to counter lawsuits and by default, Paxton admitted that he attempted to enforce by incarceration the fraudulent child support orders issued by Judge Tijerina to conceal with my murder the collusion of Greg Abbott, with the U.S. Department of Education, with U.S. District Judges Hinojosa, Crane, Alvarez, Rodriguez, Tijerina and with school officials and others and with more than 25 judges on the fraud on the courts to conceal that a massive medical malpractice and a massive Medicaid and Medicare fraud are masking the harm caused on our children by the microwave/wireless radiation at school. Mendoza v. Paxton. Case No. F-1591-11-A 92nd District Court Hidalgo County, Texas.

See: Petition to Impeach 3 Federal Judges submitted to the U.S. House of Representatives and posted on the case law section of J. Mendoza at WirelessWatchBlog.org, Id. [**Petition to Impeach 3 Federal Judges and to Determine the Number of School Children With Electro Hyper Sensitivity \(EHS\)**](#)

For all these reasons, as accommodation, my disabilities EHS and CHS, and as required by the Americans with Disabilities Act and by Section 504 of the Rehabilitation Act, I respectfully request your office to assign to my request for a building permit and to other requests for disability accommodations, employees that are trained in disability accommodations, and that are free from conflict of interests. Your prompt response is necessary to prevent further aggravation of my EHS and CHS.

Respectfully Submitted,
Jesus Mendoza
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Phone: (956) 583-7012

This document was drafted into electronic form and email with assistance.