



**DOCUMENT NAME:**

**FROM YALE TO JAIL  
White Collar Crime/  
Staying Out of Prison**

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**Excerpt from**

**FROM YALE TO JAIL**

**White Collar Crime/Staying Out of Prison**

**By Phillip Seymour**

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Six foot-Four, 280 pounds, rank from 3 weeks not bathing and emanating guttural sounds which no actor could simulate. Unless he immediately gets that ubiquitous, mystery meat bologna sandwich, he's threatening to snap someone's neck. The drug high he's been on for years has turned into a low that would instill gut wrenching fear in any movie audience...only this ain't no movie and you're not in the audience. It's your first day in jail and he's your first cellie.

The following is an excerpt from Phillip Seymour's book, From Yale to Jail. Reading this book might just save you from living with that 280 pound incorrigible.



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## OVERVIEW

Utilizing broad reaching laws in the United States Criminal Code, prosecutors are targeting both senior and middle management employees in the financial service and corporate arenas with fervor unknown since the McCarthy era. The former head of the Criminal Division of the Department of Justice made it clear when he stated;

***“It’s dangerous for any institution  
to be so big as to be above the law”.***

He was referring to corporations when, in fact, it would have been better had he looked inward. It is the Department of Justice that believes it’s so powerful. If you’re in the way, you’ll be eaten, chewed and spit out without remorse.

To fight these corporate behemoths, the Department of Justice is using any tool in their arsenal to put all their perceived corporate crooks in prison. Most judges are former prosecutors, which in our opinion, means they have a bent not beneficial to defendants. They often exhibit a free hand to show they’re in control with a stated purpose to keep the public safe. But as Edmund Burke so simply stated;

***“Bad laws are the worst sort of tyranny.”***

So dictates the times we live.

Most laws are not inherently good or bad. However, selective enforcement of laws can be detrimental to the welfare of the people. No one is questioning the need for the elimination of terrorism, but when laws enacted to curb terrorism are relied upon to investigate individuals, corporations or even competing politicians who have no connection to terrorist activities, it’s indicative of a society run amok.

Whether you’re an account representative or senior management member of the firm, you are all subject to a vast web of law enforcement.



## **Remove “Fair, Justice and Common Sense” from your lexicon!**

If you're a targeted individual and/or charged in a federal indictment, there is a 98% chance you'll go to prison. In recent times, corporations became complacent to accounting fraud scandals. And because of such complacency, everyday employees like you, are being indicted by federal Grand Juries for crimes you most likely thought were harmless actions.

## **98% of all federal indictments end in conviction!**

It is our goal that you fully comprehend the implications of the government's daily activities. We are bombarded with the knowledge about laws for drug offenders, arson, burglary, and violent crimes. However, you won't be indicted under any such laws and when you first get wind of a forthcoming indictment you'll shake your head in dismay and wonder how your simple corporate report on the potential increase in the price of your company's product is now the subject of a RICO investigation?

**Criminal charges often are broad-based code violations like mail, wire or bank fraud and the ever ubiquitous and all encompassing conspiracy.** Though these are catchwords to remember, few can define them and even less understand them. Yet those words are likely to send you to prison for five to twenty years. Forget the Martha Stewarts and Bernie Madoffs, the prisons are populated with you, not them. You are at risk; they are a media circus. Publicity is their life whereas family is yours. In prison, they'll still crave and get publicity. You'll crave, but won't get your family.

The road most take is the all too often, “I had no idea?” or the very common, “I don't have to be afraid, I'm not breaking any laws.” Many fall back on, “My bosses said it was cleared through legal.” But knowledge of an event may be a crime even if you didn't know



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it was a crime. Most believe they didn't do anything wrong, but don't understand the difference between wrong and illegal. There are vast differences. And they'll carry that belief throughout their incarceration. **Remember, conspiracy nets all and releases few.** Whether you played a minor role or turned a blind eye, you can and will be charged.

Many laws were not intended to apply to you; conspiracy certainly wasn't one of them. It was devised to prevent treason and later to break the back of organized crime. But as Eliot Ness used tax evasion to catch Capone, today's prosecutor has evolved to use everything and anything to catch those they believe commit crimes. Their goal is to use it all, to uphold their 98% conviction rate. The full force and might of the federal government continues to prosecute people like us at an alarming rate. It is our intent to provide facts, in an attempt to help prevent you from committing acts which will run afoul of voracious prosecutors.

**In 2007, there are over 2.4 million people in prison in the U.S. China, three times our size, has 1.5 million.**

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## Chapter 15

### Prison

*"The clients never ask, how? They ask how long? As in How Loonnng am I going to stay imprisoned in this shithole? Clients don't care about how you do it, as long as you do it!"*

*Use an Uzi and helicopter or get a release card from the judge – it really doesn't matter. Get them out! The quicker the better!"*

–Charles Sevilla, Wilkes on Trial, 1993



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In the movie The Candidate, Robert Redford's character wins a long-shot senatorial election and, in total shock, turns to his campaign manager and asks, "What the hell do we do now?"

In this perverse world, you've just fought a multi-year battle and you're going to jail. But now, in a stupor, you're asking the same question.

Fighting the legal battle now takes second stage, but as you'll see later, all is not lost. The fight for innocence or liberty now takes a back seat to the acclimation of prison, i.e., survival, both for you and your family. You'll now be physically taking that first step into prison life and that first step is a doozy.

Since, once again, this is not a how-to book on surviving prison, we will attempt to give only a broad overview of what to expect. The first place you'll be taken is R & D. Not the R & D you're used to; this one is called Receiving and Discharge. There you'll sit in a holding cell with few benches, your first steel toilet, to be used only in extreme emergency, and countless others awaiting the same fate, i.e., entry to the dungeons of the United States of America.

You're different than they are, you'll keep telling yourself. This may be true, but don't get lost in the idea that you're better.

**Different...Yes.  
Better...NO!**

Or to put it in the language you'll hear most often—diferente, si, mejor, no.

Yes, the system is racist. Over 75% of recent federal incarcerated are Hispanic or Black. On the east coast, Dominicans and Puerto Ricans dominate; on the west, Mexicans. It's not that they commit more crime. **But they're more easily caught and government officers always seek easy.** Hispanics are now the collar of choice.



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So you'll be in a holding cell with almost no one to talk with and that's OK because you won't, and shouldn't, want to talk, at least about your case. Depending on location, you'll be in this cell from two to sixteen hours. Get use to waiting; it will be the watchword of your life for the duration of your term. And no, you won't be given reading material for you to lightly peruse. Get used to sitting on hard benches, floors and middle-room floors where you'll have no wall to lean against. The cells will be packed.

Don't expect the young to give up their seat for you. It does happen, but not often. And if you're over 50, this might be the first place you'll be called "Pops".

**You don't want to defecate; no privacy, no toilet paper.**

Urinating, if you don't like a crowd, will be difficult, but get used to it. And the air, the odors and the din is usually stifling. Don't provoke, irritate or annoy anyone in the cell, but accept that those things will be done to you. You may need an ally once you're moved to a unit. And those who meet each other in R & D often feel an affinity that lasts throughout their institutional stay.

Though you'll want to scream about your case and how you got screwed, now is the time to learn the first rule of prison,

**KEEP YOUR EYES OPEN AND YOUR MOUTH SHUT!**