

## Human Rights Violation against former president Lula, in Brazil

Two public prosecutors from the Sao Paulo State Attorneys Office have requested the pre-trial detention of Brazil's former President Lula da Silva.

What follows is a summary of the arguments both prosecutors jointly submitted to the Sao Paulo State Court today, March 10, as justification for a pre-trial detention. Numbers below refer to the operational paragraphs of the original legal submission.

[...]

### Part 8 - On Facts and Legal Foundations of the Pre-Trial Detention

[paragraphs]

101) As a preamble, we present an excerpt from Zaratustra:

"There has never been a Superman. I have seen all men, and they were naked, the mightiest and the weakest. They all looked alike: event the greatest of them all looked immensely human to me." quoting NIETZCHE, Friedrich. Assim falou Zaratustra. trad. Alex Marins, 4. ed. São Paulo: Martin Claret. pages 88-89.

102) It is fundamentally relevant to refer to this classic work by German philosopher Friedrich Nietzsche (sic), for it will constitute the basic premisses of the need for a pre-trial detention order against LUIZ INÁCIO LULA DA SILVA. In other words, the constitutional principle of equality is the basis of this request.

[...]

109) The prosecutors who sign this petition understand that LUIZ INÁCIO LULA DA SILVA has jeopardised the "public order" by disrespecting the legal institutions which comprise the Judicial System; in particular, from the moment both investigations were directed against him (the one carried out by this State Attorney Office as well as the one pursued by the Federal Court in Curitiba, "LavaJato").

110) From the height of his former position as Supreme Authority of Brazil, LUIZ INÁCIO LULA DA SILVA should not dare to incite the population to oppose the criminal investigations by the Federal Police, nor publicly criticise judicial decisions.

111) And that was exactly what LUIZ INÁCIO LULA DA SILVA did right after giving his testimony by coercion, when he called the press and gathered militants from his political party.

112) The way LULA DA SILVA behaved can be easily proved just by reading the press. The accused expressed his opinions as if he were beyond the reach of the law.

113) For instance, on February 07, 2016 the "Estadão" newspaper published the following headline: "Lula complains against both Dilma and the LavaJato criminal investigation."

114) this is a clear evidence that he did not accept the idea of being investigated, as if he were as some sort of authority apart from the legal prosecution.

115) That was not all.

116) Benefiting from a political and partisan network LUIZ INÁCIO LULA DA SILVA has often manoeuvred so to prevent this criminal enquiry to advance.

119) In spite of the legitimate right to petition guaranteed by the CNMP , LUIZ INÁCIO LULA DA SILVA has always recurred to third parties to escape criminal investigations in Sao Paulo.

120) He event celebrated, as if he had escaped penal investigation, showing-off to the humble population his political power and “how to avoid testimony and criminal charges”.

121) This legal measure was also received enthusiastically by his supporters , as shown in a photography attached.

122) LULA DA SILVA’s behaviour would further evolve to a state of blatant attacks to the legal institutions, as we shall see in the following paragraphs.

123) As soon as the CNMP decision was revised as to allow the present investigation to continue, LUIZ INÁCIO LULA DA SILVA was summoned by the 13th Federal Court of Curitiba and was brought to the Congonhas Airport for another testimony.

[...]

126) When we thought we had seen it all in terms of bad behaviour and disrespect from the former President of the Republic , from whom nothing but a role model is expected, we found out that LUIZ INÁCIO LULA DA SILVa had gone far beyond, unfortunately.

127) In this context, LUIZ INÁCIO LULA DA SILVA was the protagonist of a bold attack to the institutions of the judicial system, fact that can be watched by a video posted by Representative Jandira Feghali. In this video available in the internet it is possible to hear LULA DA SILVA saying in the background: “let them shove this legal case up their ass” .

128) Needless to add anything else.

129) The current behaviour of LUIZ INÁCIO LULA DA SILVA, who in the remote past was able to give awe to this Nation as the first worker to be elected President of the Republic in a democratic processe is certainly embarrassing Marx eand Hegel today.

[...] end.