

2024

## **An International Call to Free Xinachtil, A Cause Celebre**

Alvaro Luna Hernandez

Follow this and additional works at: <https://commons.library.stonybrook.edu/writingbeyondtheprison>



Part of the [Chicana/o Studies Commons](#), [Indigenous Studies Commons](#), [Latina/o Studies Commons](#), and the [Social Justice Commons](#)

---

### **Recommended Citation**

Hernandez, Alvaro Luna, "An International Call to Free Xinachtil, A Cause Celebre" (2024). *Writing Beyond the Prison*. 37.

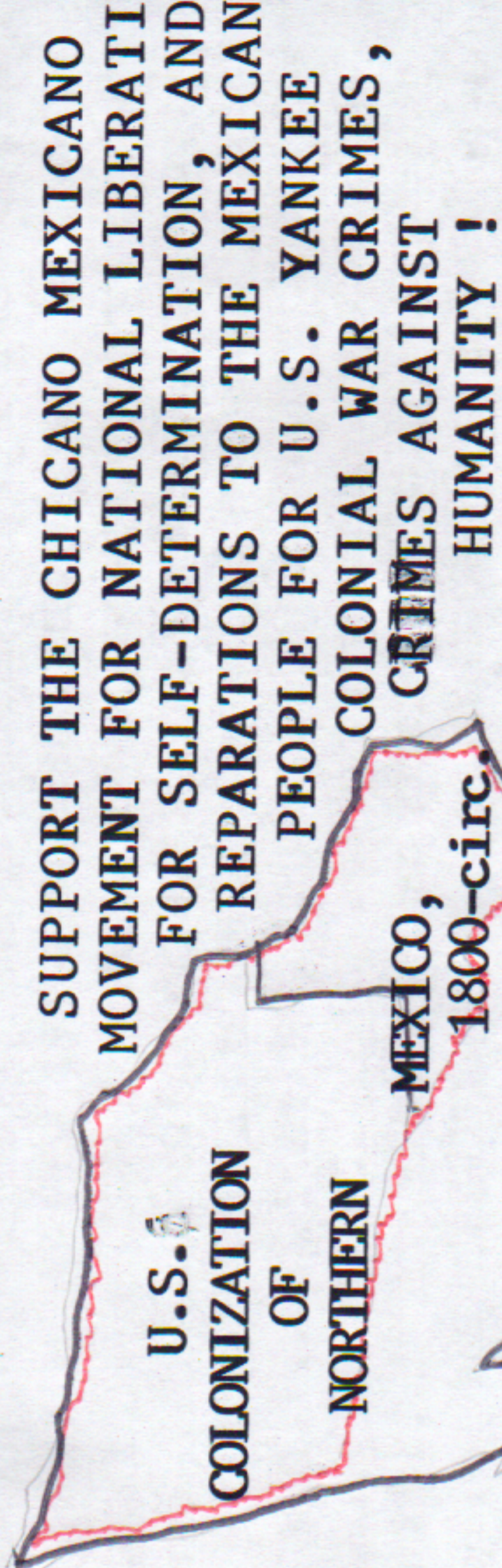
<https://commons.library.stonybrook.edu/writingbeyondtheprison/37>

This Book is brought to you for free and open access by Academic Commons. It has been accepted for inclusion in Writing Beyond the Prison by an authorized administrator of Academic Commons. For more information, please contact [mona.ramonetti@stonybrook.edu](mailto:mona.ramonetti@stonybrook.edu), [hu.wang.2@stonybrook.edu](mailto:hu.wang.2@stonybrook.edu).



the TEXAS PAROLE BOARD, rooted on the racism, inequities of the political economy of capitalism, imperialism that robs the working class of its full labor-power value for the benefit of the filthy rich, and their oligarchies. XINACHILI, an elderly man, has never been a "threat to our community," but instead has been as "asset," organizing it, uplifting and empowering it against social/racial injustices, abuses by police; he is also a noted NGO human rights delegate to the INTERNATIONAL INDIAN TREATY COUNCIL-SF-CA based, in MARCH 1993 49th Session, UNITED NATIONS COMM. ON HUMAN RIGHTS, at GENEVA, SW; now being converted into a "dangerous, monster and common criminal!" by the same he has fought all his life, the same racist system that labels all Mexicans "criminals" and "illegal aliens" in our own homeland; a hysteria as intensified when WHITE SUPREMACIST PIG DONALD J. TRUMP came down the elevators at TRUMFTOWER to announce his candidacy for U.S. President in 2016, insulting all Mexicans. The "crimes" attributed to XINACHILI are manufactured ones, since his youth, and the TEXAS PAROLE BOARD now possess records that show his innocence, fabrication of evidence, frame-up, lies, but has been complicit in covering these up to illegally detain him as punishment for his history of struggles: XINACHILI'S HISTORY INCLUDES: him winning suits against police; responsible for fed. criminal conviction for civil rights violations of PECOS CO CHIEF DEPUTY SHERIFF MIKE HILL, a "rising star" in law circles, for a brutal beating of XINACHILI at the jail; forever ruining his law career; his refugee solidarity-movement work; leading the defense committee that freed undocumented Mexican national RICARDO ALDAPE GUERRA from Texas' death row, and exposing flagrant abuses by HOUSTON COPS/PROSECUTORS in forcing undocumented persons arrested at the "crime scene" in EAST HOUSTON, and pressuring them to give false evidence against GUERRA, See GUERRA V. JOHNSON, 90 F.2d 1075 (5th Cir. 1997); liberating himself, and others, from the PECOS CO JAIL in protest of his innocence; resisting armed police attacks in self-defense; and for being a SYMBOL OF RESISTANCE and disarming the fascist state in self-defense, with pistol in hand, coming to be known as the MODERN-DAY GREGORIO CORTEZ, in AMERICA PAREDES'S border ballad, WITH HIS PISTOL IN HIS HAND, UT-Press AUSTIN(1958). INSIDE PRISON WALLS: he is a prolific jailhouse lawyer, activist, writer, charismatic orator, his former status as prisoner-plaintiff in prison-conditions RUIZ V. ESFELLE case, 503 F.Supp. 1265; filing suit against former TEX. GOV BILL CLEMENS, prison/parole officials; forming "study groups" TO RAISE PRISONERS' CONSCIOUSNESS AND BEING A LEADER IN THE PRISON MOVEMENT, resisting forced prisoners slave labor, racist mass incarceration; organizing work/hunger/take-over strikes; protesting abuse of the mentally ill; challenging denial of revolutionary literature, HERNANDEZ V. ESFELLE, 788 F.2d 1154 (5th Cir.1979); now going on 20-plus years of EXTREME TORTURE in solitary confinement, denied adequate medical care in a ongoing racist, inhumane prison. See WE ARE NOT SLAVES: STATE VIOLENCE, COERCED LABOR, AND PRISONERS IN POSITIVE AMERICA, by Prof. ROBERT T. CHASE, Univ.NC (2020); THE BLOOD OF PRISON SLAVES STAIN THE MANSIONS, BUILDINGS OF TEXAS'S STATE CAPITOL IN AUSTIN, and this, and the CONVICT-LEASING PROGRAM, SHOW THE LINK BETWEEN THE OLD COLONIALISM, AND TODAY'S NEOCOLONIAL CRIMINAL STRUCTURES OF OPPRESSION THAT MUST BE DISMANTLED. JOIN US AT AUSTIN, OR: ryc.jericho.org; inthrespiritofmandela.org/campaign; www.certaindays.org; www.prisonlivesmatter.org

**AN INTERNATIONAL CALL:  
INTERNATIONAL CAMPAIGN TO FREE XINACHILI  
"A CAUSE CELEBRE"**



DON'T "LECTURE" US  
YOU ARE THE "MORAL  
LEADER OF THE FREE  
WORLD, CHAMPION OF  
HUMAN RIGHTS," WHILE  
MEXICAN BLOOD DRIPS  
FROM YOUR GENOCIDAL,  
MURDEROUS  
HANDS !

.....[I] consider the  
Southwest U.S. occupied  
territories stolen from Mexicans,  
and I was exercising my right to  
self-determination under international  
law, human rights. I am a political  
prisoner, POW and ask that my human dignity, IN TEXAS !  
human rights be respected under the GENEVA CONVENTION  
relative to the treatment of political prisoners, POWS  
[.] This is a political trial and I am a  
political prisoner, a prisoner of war.....

- XINACHILI,  
aka Alvaro Luna Hernandez,  
recorded pretrial statement,  
MAY 22, 1997, Case # 3283,  
State v. Hernandez [on agg. assault  
charges for disarming ALPINE SHERIFF in  
self defense], ODESSA TX COURTHOUSE

INTERNATIONAL CAMPAIGN TO FREE XINACHILI  
MAIN OFFICE  
P.O. BOX 7907  
AUSTIN, TEXAS 78713  
(512) 949-8215  
twitchon@gmail.com  
www.freealvaro.net



Next to the horrors of BLACK PLANTATION SLAVERY in the South, stand the horrors of the HOLOCAUST OF THE AMERICAS, war crimes, crimes against humanity, committed against the MEXICAN NATION, and other indigenous tribes in Texas, the U.S. Southwest. Fifty percent of Mexico's national territory was stolen in colonial wars, and the Texas war of "independence" of 1830, Mexican American War of 1846-48, that produced the illegal TREATY OF GUADALUPE HIDALGO OF 1848, at the point of a gun. The ideological basis of these wars was expansionist plantation slavery and white supremacy. Ceded to the U.S., illegally, was TEXAS, NEW MEXICO, ARIZONA, CALIFORNIA, COLORADO, parts of UTAH, NEVADA, WYOMING, then NORTHERN MEXICO TERRITORIES. Little true history has been written about this ugly period, known as "LA HORA DE SANGRE," or "THE TIME OF BLOOD," of a criminal war led by the infamous TEXAS RANGERS MILITIA, and other racist vigilante groups, targeting all Mexicans, all in the interests of creating a "White Republic" of Manifest Destiny and Pres. ANDREW JACKSON'S call, leading to the relocation of all indigenous nations in "Indian reservations" still existing today. The TEXAS RANGERS were called "bloodthirsty thugs for hire, lawless instruments of white supremacy," as noted by TEXAS MONTHLY CONTRIBUTING WRITER JOHN PHILLIP SANITOS in his book review of DOUG J. SWANSON'S RECENT BOOK ENTITLED: "GILT OF GLORY: THE BOLD AND BRUTAL HISTORY OF THE TEXAS RANGERS," Viking Press, JUNE 2020. See TEX. MONTH. ISSUE 06/2020, p. 68. SWANSON'S BOOK has been censored by literary societies such as the TEXAS LEGISLATURE STYMIED STATE REP. J.T. CANALIS'S first official inquiry into the 1918 extrajudicial murders of Mexicans in Texas, as the mob lynching of ANTONIO RODRIGUEZ, the FORVENIR MASSACE NEAR EL PASO, in keeping these war crimes buried and the racist myths, lies alive. "Law" has always been used as an instrument of tyranny in the making of the first "REPUBLIC OF TEXAS," as the LAW WEST OF THE PECOS saloon-kangaroo court presided by a drunkard, pseudo "Judge" ROY BEAN, to drag Mexicans in chains, and disenfranchise them of all social rights, properties, forcing them to Mexico as PERSONAS NON-GRATA, as "criminals" and "bandits." See DOMINGUEZ V. STATE, 234 SW 79 (Tex. Crim. App. JUNE 24, 1921) (Texas Rangers' pursuit of DOMINGUEZ into Mexico as "bandit" under U.S. WAR POWERS ACT); Postwar extermination, ETHNIC CLEANSING, continued in the occupied lands, to today now known as "RACIAL PROFILING." In falsifying this history, literary works in books, documentaries, movies, television portray these terrorist-murderous as DAVID CROCKETT, JIM BOWIE, WM. TRAVIS, "heroes" and Mexicans as a "mongrel race," and Anglos "the purest of the pure." Texas imposed racial segregation, and forced assimilation in segregated schooling of Mexican children conditioned them with deep feelings of worthlessness, and inferiority, forever embossed in their young, innocent hearts. See THEY CALLED THEM GREASERS: ANGIO ATTITUDES TOWARD MEXICANS IN TEXAS 1821-1900, by ARNOLDO DE LEON (1983). Today, museums, monuments glorify this war-criminal history as "patriotism" with vile, arrogance and impunity, such as the TEXAS RANGERS MUSEUM AND HALL OF FAME located in WACO, TEXAS. THIS "WAR" AGAINST MEXICANS HAS NEVER ENDED, AND RAGES ON TODAY, SPECIALLY IN BORDER STATES AND ALONG THE MILITARIZED ZONE OF THE US/MEXICO ILLEGAL BORDER, inflamed by GOV. ABBOTT and TRUMP calling for continuing to build THE BORDER WALL.....

ON THE BICENTENNIAL OF THE CREATION OF THE TEXAS RANGERS, 1823-2023, there must be a resounding WORLD CONDEMNATION of these gestapo war criminals and their crimes, and for return of stolen lands, and massive reparations to the Mexican People, through a TRUTH AND RECONCILIATION COMMISSION, and the building also of a HOLOCAUST HISTORICAL MUSEUM IN TEXAS, so the truth be told of these unspeakable crimes, to begin the necessary psych-social and spiritual healing of the scars, traumas OF A FORGOTTEN PEOPLE, to exorcise themselves of the evils of COLONIALISM, NEOCOLONIALISM, and the mentality, soul of their INTERNALIZED OPPRESSION many Mexicans suffer today, many thinking they are "whites," adopting neocolonial attitudes to even discriminate against their own people, to be accepted by the white dominant establishment and the "politics" of UPWARD SOCIAL MOBILITY. See THE WREICHD OF THE EARTH, by Frantz Fanon, Penguin Books (1967). With good reason COLONIALISM HAS BEEN OUTLAWED INTERNATIONALLY A CRIME AGAINST HUMANITY, guaranteeing its victims the inalienable right to free themselves of such criminal structures by any means necessary, including by popular people's insurrection and revolution. THROUGH THESE HUMBLE PREMISES, WE PETITION THE UNITED NATIONS, U.S. CONGRESS TO HEAR OUR BATTLE CRY, OUR "CAUSE CELEBRE, : AND MAKE REPARATIONS TO THE MEXICAN NATION, AND FREE ALL OF OUR CHICANO POW, POLITICAL PRISONERS SUCH AS XINACHILI, OR FOREVER LIVE IN THE ANNALS OF WORLD HISTORY AS COWARDS, AND IN SHAME AND INFAMY.

IN PRESENT-DAY TEXAS, a fascist movement has taken root, led by the TEXAS GOVERNOR GREE ABBOTT and his alt-right REPUBLICAN PARTY, in control of all politics, institutions, enacting a series of coordinated racist, reactionary, repressive new laws, trampling on democratic/human rights, and targeting IMMIGRANTS, THE POOR, PEOPLE OF COLOR, THE VOICELESS, PRISONERS, making them SCAPEGOATS, inflaming a climate of fear, hysteria, violence, hatred, fueled in their right-wing media networks, turning communities and people against each other, to consolidate their MONOPOLISTIC HOLD ON POLITICAL POWER. Texas politicians are receiving their "marching orders" from GRAND WIZARD IN-CHIEF himself DONALD J. TRUMP, an anti-Mexican, anti-immigrant hater [although both ABBOTT and TRUMP are married to ethnic wives], as their mouths drool at the thought of acquiring POLITICAL POWER, as they seek re-election and to win back the HOUSE, SENATE, WHITE HOUSE in the upcoming 2022, 2024 elections, via their illegal voting laws and gerrymandering schemes that dilute political power of PEOPLE OF COLOR, the growth of PEOPLE OF COLOR POPULATIONS dreaded by the right fearing minorities taking over the seat of power throughout the State and Nation. Recall what happened in HITLER'S NAZI GERMANY - when a citizenry becomes so "indifferent and numb" to abuses of power, tyrants become emboldened, and when the gestapo police come for you, there will be no one left standing to speak on your behalf. THE RECENT DENIAL OF PAROLE TO XINACHILI (meaning "seed" in NAHUALI) by the racist, reactionary "law and order" cronies, hand-picked to operate his racist, arbitrary PAROLE BOARD, sprinkled with a few "Hispanics" as decoys, loyalists of the GOVERNOR since his days as TEXAS ATTORNEY GENERAL, is retaliatory "PAY BACK" against FREDOM FIGHTER XINACHILI for his long history of resistance against the FASCIST, RACIST JUGGERNAUT MACHINERY, AND DYNASTY IN TEXAS, and for him fighting against these tyrants, in the trenches, their courtrooms, EXPOSING STATE CRIMES OF POLICE MURDERS, CRIMINAL INJUSTICES, RACIST COURT, PRISONS,