

Affidavit of Ammon Bundy

I, Ammon Bundy, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

Facts & Events of Ammon Bundy

The Harney Basin, where the Hammond ranch is established, was settled in the 1870s. The valley was settled by multiple ranchers and was known to have run over 300,000 head of cattle. These ranchers developed a state-of-the-art irrigation system to water the meadows; and, it soon became a favorite stopping place for migrating birds on their annual trek north.

In 1908, President Theodor Roosevelt, in a political scheme, created an “Indian Reservation” around the Malheur, Mud and Harney Lakes; and, declared it “a preserve and breeding ground for native birds”. Later, this “Indian Reservation” (without Indians) became the Malheur National Wildlife Refuge.

In 1964, the Hammonds purchased their ranch in the Harney Basin. The purchase included approximately six thousand (6,000) acres of private property, four (4) grazing rights on public land, a small ranch house and three (3) water rights. The ranch is around fifty-three (53) miles South of Burns, Oregon.

By the 1970s, nearly all the ranches adjacent to the Blitzen Valley were purchased by the US Fish and Wildlife Service (FWS) and added to the Malheur National Wildlife Refuge. The refuge covers over one hundred eighty-seven thousand (187,000) acres and stretches over forty-five (45) miles long and thirty-seven (37) miles wide. The expansion of the refuge grew and now surrounds the Hammond’s ranch. Approached many times by the FWS, the Hammonds refused to sell. Other ranchers also choose not to sell.

During the 1970s, the Fish and Wildlife Service (FWS), in conjunction with the Bureau of Land Management (BLM), took a different approach to get the ranchers to sell. Ranchers were told: “*grazing was detrimental to wildlife and must be reduced.*” Thirty-two (32) out of fifty-three (53) permits were revoked; and, many ranchers were forced to leave. Grazing fees were raised significantly for those who remained. Refuge personnel took over the irrigation system, claiming it as their own.

By 1980, a conflict was well on its way over water allocations on the adjacent privately owned Silvies Plain. The FWS wanted to acquire the ranch lands on the Silvies Plain to add to their already vast holdings. Refuge personnel intentionally diverted the water to bypass the vast meadowlands, directing the water into the rising Malheur Lakes. Within a few short years, the surface area of the lakes doubled. Thirty-one (31) ranches on the Silvies plains were flooded. Homes, corrals, barns and graze-land were washed away; destroyed. The ranchers that once fought to keep the FWS from taking their land, now broke and destroyed, begged the FWS to acquire their useless ranches.

In 1989, the waters began to recede; now the once-thriving, privately-owned Silvies plains are a proud part of the Malheur National Wildlife Refuge claimed by the FWS.

By the 1990s, the Hammonds were one of the very few ranch families that still owned private property adjacent to the refuge. Susie Hammond, in an effort to make sense of what was going on, began compiling facts about the refuge. In a hidden public record, she found a study that was done by the FWS in 1975. The study showed that the “no use” policies of the FWS on the refuge were causing the wildlife to leave the refuge and move to private property. The study showed that the private property adjacent to the Malheur Wildlife Refuge produced four (4) times more ducks and geese than the refuge. It also showed that the migrating birds were thirteen (13) times more likely to land on private property than on the refuge. When Susie brought this to the attention of the FWS and refuge personnel, she and her family became the subjects of a long train of abuses and corruptions.

In the early 1990s, the Hammonds filed on a livestock water source and obtained a deed for the water right from the State of Oregon. When the Bureau of Land Management (BLM) and US Fish and Wildlife Service (FWS) found out that the Hammonds obtained new water rights near the Malheur Wildlife Refuge, they were agitated; and, became belligerent and vindictive towards the Hammonds. The US Fish and Wildlife Service challenged the Hammonds’ right to the water in an Oregon State Circuit Court. The court found that the Hammonds had legally obtained rights to the water in accordance to State law; and, therefore, the use of the water belonged to the Hammonds.

In August 1994, the BLM & FWS illegally began building a fence around the Hammonds’ water source. Owning the water rights and knowing that their cattle relied on that water source daily, the Hammonds tried to stop the fence building. The BLM and FWS called the Harney County Sheriff’s Department and had Dwight Hammond (Father) arrested and charged with “disturbing and interfering with” federal officials or federal contractors (two [2]) counts, each a felony). Dwight spent one (1) night in the Deschutes County Jail in Bend and a second night behind bars in Portland before he was hauled before a federal magistrate and released without bail. A hearing on the charges was postponed and the federal judge never set another date.

The FWS also began restricting access to upper pieces of the Hammonds’ private property. In order to get to the upper part of the Hammonds’ ranch, they had to go on a road that went through the Malheur Wildlife Refuge. The FWS began barricading the road and threatening the Hammonds if they drove through it. The Hammonds removed the barricades and gates and continued to use their right of access. The road was proven later to be owned by the County of Harney. This further enraged the BLM and FWS.

Shortly after the road and water disputes, the BLM and FWS arbitrarily revoked the Hammonds’ upper grazing permit without any given cause, court proceeding or court ruling. As a traditional “fence-out state” Oregon requires no obligation on the part of an owner to keep his or her livestock within a fence; or, to maintain control over the movement of the livestock. The Hammonds still intended to use their private property for grazing. However, they were informed that a federal judge ruled, in a federal court, that the federal government did not have to observe the Oregon fence-out law. *“Those laws are for the people, not for them.”*

The Hammonds were forced to either build and maintain miles of fences; or, be restricted from the use of their private property, which would cut their ranch almost in half. They could not afford to fence the land, so the cattle were removed.

The Hammonds experienced many years of financial hardship due to the ranch being diminished; had to sell their ranch and home in order to purchase another property that had enough grass to feed the cattle. This property included two grazing rights on public land. Those were later arbitrarily revoked as well.

The owner of the Hammonds' original ranch passed away from a heart attack; and, the Hammonds traded for the recovery of their original ranch.

In the early fall of 2001, Steven Hammond (Son) called the fire department, informing them that he was going to be performing a routine, prescribed burn on their ranch; and, later that day started the prescribed fire on their private property. The fire went onto public land and burned 127 acres of grass. The Hammonds put the fire out themselves. There was no communication about the burn from the federal government to the Hammonds at that time. Prescribed fires are a common method that Native Americans and ranchers have used in the area to increase the health and productivity of the land for many centuries.

In 2006, a massive lightning storm started multiple fires that joined together, inflaming the countryside. To prevent the fire from destroying their winter range and possibly their home, Steven Hammond (Son) started a backfire on their private property. The backfire was successful in putting out the lightning fires that had covered thousands of acres within a short period of time. The backfire saved much of the range and vegetation needed to feed the cattle through the winter. Steven's mother, Susan Hammond said: *"The backfire worked perfectly, it put out the fire, saved the range and our home."*

The next day, federal agents went to the Harney County Sheriff's office and filed a police report making accusations against Dwight and Steven Hammond for starting the backfire. A few days after the backfire, a Range-Con from the Burns District BLM office asked Steven if he would meet him in the town of Frenchglen for coffee. Steven accepted. While leaving, he was arrested by Harney County Sheriff Dave Glerup and BLM Ranger Orr. Sheriff Glerup then ordered him to go to the Hammond ranch to bring back his father. Both Dwight and Steven were booked on multiple Oregon State charges. The Harney County District Attorney reviewed the accusations, the evidence and the charges; determined that the accusations against Dwight and Steven Hammond did not warrant prosecution; and, dropped all charges.

In 2011, five (5) years after the police report was taken, the Office of the U.S. Attorney brought accusations against Dwight and Steven Hammond on completely different charges; accusing them of being "Terrorists" under the Federal Anti-terrorism Effective Death Penalty Act of 1996. This act carries a minimum sentence of five (5) years in prison and a maximum sentence of death. Dwight and Steven's mug shots were all over the news the next week posing them as "Arsonists". Susan Hammond (Wife and Mother) said: *"I would walk down the street or go in a store; people I had known for years would take extreme measures to avoid me."*

Shortly after the sentencing, Capital Press ran a story about the Hammonds attributing three (3) comments in the article to Greg Allum, calling the ranchers “clowns” who endangered firefighters and other people in the area while burning valuable rangeland. Greg Allum, a retired BLM heavy equipment operator, soon called Capital Press to complain that he had not made those comments; and, requested that the comments be taken down from the website. Capital Press removed the comments. A search of the Internet Protocol address associated with the comments revealed that the BLM’s office in Denver, Colorado owned those comments. Allum said that he was friends with the Hammonds and was alerted to the comments by neighbors who knew he would not have written them. *“I feel bad for them. They lost a lot; and, they are going to lose more,”* Allum said of the ranchers. *“They are not terrorists. There is this hatred in the BLM for them; and, I do not get it.”* Jody Weil, Deputy State Director for Communications at the BLM Oregon office, indicated to reporters that were they to find that a BLM agent falsified the comments, they would keep it private; they would not inform the public.

In September 2006, Dwight and Susan Hammond’s home was raided. The agents informed the Hammonds that they were looking for evidence that would connect them to the fires. The Hammonds later found out that a boot print and tire tracks were found near one of the many fires. No matching boots or tires were found in the Hammonds home or on their property. Susan Hammond (Wife) later said: *“I have never felt so violated in my life. We are ranchers, not criminals.”* Steven Hammond openly maintains his testimony that he started the backfire to save the winter grass from being destroyed; and, that the backfire ended up working so well it put the fire out entirely.

During the trial proceedings, Federal Court Judge Michael Hogan did not allow adequate time for the defense to present testimonies and evidence that would have exonerated the Hammonds. Federal Prosecuting Attorney Frank Papagni was given six (6) full days to present the prosecution. He had ample time to use any evidence or testimony that strengthened the demonization of the Hammonds. The Hammonds’ attorney was allowed one (1) day only. Many of the facts about the fires, the land and why the Hammonds acted upon the events as they did was not allowed into the proceedings; and, therefore, was not heard by the jury. For example, Judge Hogan did not allow time for the jury to hear or review certified scientific findings that the fires improved the health and productivity of the land; or, that the Hammonds had been subject to vindictive behavior by multiple federal agencies for years.

Federal Attorney Frank Papagni hunted down a witness who, because of mental problems, was not a credible witness. Dusty Hammond (grandson and nephew) testified that Steven had told him to start a fire. Dusty was thirteen (13) at the time; and, he was twenty-four (24) when he testified; eleven (11) years later. At twenty-four (24) Dusty had been suffering with mental problems for many years. He had estranged his family, including his mother. Judge Hogan noted that Dusty’s memories as a (thirteen) 13-year-old boy were neither clear nor credible. Still Judge Hogan allowed the prosecution to use Dusty’s testimony. The Hammonds understand that Dusty was manipulated; and, express great love devoid of any vindictiveness for their troubled grandson.

Judge Hogan and U.S. Attorney Papagni tampered with the jury many times throughout the proceedings, including during the selection process. Hogan and Papagni allowed only those people on the jury who did not understand the customs and culture of ranchers; or, how the land is used and cared for in the Diamond Valley. All of the jurors had to drive back and forth to Pendleton every day.

Some drove more than two (2) hours each way. By the eighth (8th) and final day of the trial, they were exhausted and expressed desires to be home. On that final day, the day of jury deliberations, Judge Hogan pushed the jury for a verdict. Several times during deliberations, Judge Hogan continued to push for a decision. Judge Hogan never allowed the jury to hear of the punishment that could be imposed upon an individual convicted as a terrorist under the 1996 Act. The jury, not understanding the customs and cultures of the area, influenced by the prosecutors for six (6) straight days, exhausted, pushed for a verdict by the judge, unaware of the ramifications of convicting someone as a terrorist, arrived at their verdict and went home.

On June 22, 2012, the jury found Dwight and Steven guilty of starting both the 2001 and the 2006 fires. It was the federal court, however, that convicted both Dwight and Steven as “Terrorists” under the 1996 Anti-terrorism Act. Judge Hogan sentenced Dwight (Father) to three (3) months in federal prison; and, Steven (son) to twelve (12) months and one (1) day in federal prison. Additionally, it was stipulated that the Hammonds pay \$400,000 to the BLM. With his sentencing, Judge Hogan overruled the minimum terrorist sentence, commenting that if the full five (5) years were required it would be a violation of the 8th amendment against cruel and unusual punishment. The day of the sentencing Judge Hogan retired as a federal judge. In his honor, the staff served chocolate cake in the courtroom.

On January 4, 2013, Dwight and Steven reported to prison; fulfilled their sentences; Dwight served three (3) months; Steven served twelve (12) months and one (1) day. Dwight was released in March, 2013; and, Steven was released in January, 2014.

Sometime in June, 2014, Rhonda Karges, Field Manager for the BLM, and her husband Chad Karges, Refuge Manager for the Malheur Wildlife Refuge which surrounds the Hammond ranch, along with Attorney Frank Papagni, exemplifying further vindictive behavior, filed an appeal with the 9th District Federal Court seeking the return of Dwight and Steven to federal prison for the entire five (5) year minimum sentence.

In October 2015, the 9th District Court “resentenced” Dwight and Steven, requiring them to return to prison for the remainder of the minimum (five) 5-year sentence. Steven (46) has a wife and 3 children. Dwight (74) will leave Susan (74) to be alone after 55 years of marriage. If he survives, he will be 79 when he is released.

During the court proceedings, the Hammonds were forced to grant the BLM first right of refusal. Should the Hammonds ever sell their ranch, they would have to sell it to the BLM.

Dwight and Steven were ordered to report to federal prison on January 4, 2016 to begin their resentencing, which they have done. Both of their wives are now left to manage the ranch for several years without them. To date, the Hammonds have paid \$200,000 to the BLM; the remaining \$200,000 was to be paid before the end of 2015. Should the Hammonds fail to pay the fines to the BLM, they will be forced to sell their ranch to the BLM; or, they will face further prosecution for failure to do so.

It is also pertinent to know that soon after the water-rights dispute the federal government influenced the State of Oregon to change the State “Water Law” in favor of federal agencies. The State of Oregon now accepts only government agency use of wildlife as beneficial.

Being convicted as Terrorists has made the Hammonds felons. They have been stripped of their right to have guns. The Hammonds live fifty-three (53) miles from the closest town and have no practical way of defending themselves or their cattle. Several times they have watched baby calves eaten by predators; unable to do anything to prevent it.

The abuses and corruptions affecting people like the Hammonds are symptoms of a more encompassing problem. Government employees, fulltime and elected, now “serve” in drastically changed roles; no longer that of service to, and respect for, the people; but, rather, that of masters over the people. On the subject of the land, it is evident that government employees are no longer assisting the people in claiming, using and defending property. Instead, they have become competitors with the people, seeking to control the resources in order to benefit off the land; and, they are willing to use force upon those with whom they egregiously compete.

NOTERIZE COPY TO FOLLOW

Ammon Bundy

NOTARY

In _____ State, _____ County, on this ____ day of _____, 2016, before me, _____, the undersigned notary public, personally appeared Ammon Bundy, to me known to be the living man described herein, who executed the forgoing instrument, and has sworn before me that he executed the same as his free will, act and deed.

(Notary seal)

Notary

My commission expires: _____

Affidavit

Utah Salt Lake County

Comes now and being duly sworn, under oath Affiant Loretta Johnson and states as follows:

1. I was called by Stephen L. Dean yesterday 3/27/2015 approximately 1:48 P.M. with the news that he had been arrested and was in the Utah county jail. I was completely flabbergasted as I was under the impression that Stephen was going with Greg and the gentleman I will call "Willie" to move his bus to the hot spring. They where to meet about 1:30. Stephen and I had made plans for me to join them after work.
2. I have over heard conversations with Greg that he wanted to take his bus to the hot springs with Stephen this week. .. I was under the impression it was yesterday as Stephen was. Stephen was very excited. Greg had also talked about a lady in Montana that wanted Stephen to build domes for her. He and the gentleman I call Willey (because he looks like Willie Nelson and he had told me when we originally met that " he is more like Willie than Willie himself, he lived in a bus and had called Stephen about acting in a video Stephen was working on. I though hum, a tour bus he just might be Willie himself. How exciting.) Greg had also stated in our original meeting that he was a body guard for celebrities and high officials but had sold his business to some younger kids, and was still assisting them from time to time. He stated he was looking to buy some land and offered Stephen and I money to check properties out for him. Willey was also interested in the ranch I use to have and wanted me to see if it was available. There is some excitement above and beyond to be working with who they portrayed themselves.
3. In the call from Jail, Stephen stated Greg had come to pick him up and had stated they where going to meet Willie first then come back to my place for him to pickup his stuff. When they got to the restaurant 5 U.S.Marshals tackled him at the door and hauled him to jail. This is so sad and appalling that someone you think is genuine that is saying all the right things, that we had spent many hours and days looking for the right place for them, with them and on our own, would do something like this. Stephen was interested in assisting them, creating something special and work building domes which he really needed.

4. When I asked what it was about he said that they had arrested him for a felony 1 that the document says happened on or about December 5th. That was when Stephen had braved the cold and taken Greg and Willie to the hot springs as well as looking at other properties for the second time. On their trip, Greg also wanted to hunt some coyotes. Stephen didn't offer guns he has no guns, Stephen didn't coheres them or ask to shoot Greg's gun. In fact it was the other way around. I do know Stephen loves his goats and I'm sure Stephen was excited to get the assistance for the goats he loves and to do the male bonding thing he so loved as a child with his dad and brother. I know he has been seeking older male comoridery since his dad died last year but not to his or others demise.

5. Stephen gave me the case number and said they told him he would go to court Monday. I made some calls to find out when he would be going to court and if I could bail him out and ... The girl I talked to on the phone at the court said she didn't have a time and that what she saw was the case was sealed and wondered if it was a child or something becasue that was really odd. I was told to call back Monday morning and talk to some other people as she couldn't see anything.

6. I made some other calls and decided to go down to the jail. When arriving at the jail I asked to speak to Miss Hansen, the one in charge. She came over after some persuading of the deputy at the window, I asked to please let me speak to her. I asked for Stephen to be released to me till court and was told no. She told me that she had talked to a guy and lady on the phone before I arrived who had called on Stephens behalf and as she told them she was telling me there was no way they where going to release him unless the U.S. Marshal said so, so to contact them. I asked to be given his belongings. Which they did with the exception of his clothes and money (which I didn't know about the money at the time as the bag was sealed). I left, thought about it, and went back in to see if I could visit with him to make sure he was ok. No I was told so I went back to car again. I went back in to ask again if I could at least see him through the window to make sure he was ok. Again I was told no and he was fine and maybe in 3 to 5 days I could see him but they didn't think he would be there that long. I asked if they could give me the U.S. Marshal number and was given a general number which I forwarded on. I asked to get a copy of the arrest report. I asked to get a copy of the letter of indictment. I asked to get a copy of the arrest warrant. . No, no, no was the answer. They said they didn't have that only the marshals. I said ok even though I knew it was a lie as I had already been told that Miss Hansen had stated there was no signing signature on the warrent. I went back out to the car opened the bag of his stuff and found no money. I went back in Miss Hansen came to the window. I was told that was a separate thing Stephen had to sign for and they sent back another paper for him to sign for all but \$50. which they said they had to keep. I asked Miss Hansen if the warrant had been signed. She looked down and did not reply. I stated that I thought he was being held unlawfully she said take it up with the Marshals. While I was waiting for the check I got a call. I asked Miss Hansen if she

would listen as the person on the other line wanted to speak to her and offered her the phone but she didn't want to handle the phone so I said I would put the phone on speaker Miss Hansen said ok and listened for a minute, stated she was done with this conversation and would speak no further and walked away. The person on the other end off the phone was doing her best to share with Miss Hansen that he was being unlawfully detained, there was know signature on the warrant ... They gave me a check for Stephen's funds and I left.

As I am closing this statement Stephen just called to say if the call to the jail do not stop they are going to make it really tough on him. Oh dear god please assist.

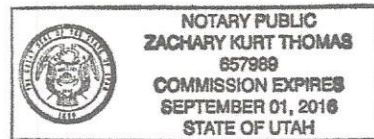
I am so questioning why other human beings would coheres another this way. Stephen did no harm to anyone. Why is he being treated this way with this charge, this cohesion to harm him, why???

Signed:

Loretta Johnson
Loretta Johnson

The affiant appeared before me. swore to the above statement, signed and showed legal identification.

Signed: Zachary Kurt Thomas
Notary
Date: 03/28/15



AFFIDAVIT

I, Loretta Johnson, a living woman, one of the People, am of full age, am competent and willing to testify, and having personal, first-hand knowledge of the facts stated herein, state, under penalty of perjury:

(1) I was present in the courtroom at what purported to be an arraignment hearing for Mr. Stephen Dean on Monday, 30-March-2015, at about 3:45 PM, in the federal court house located at 351 S West Temple Salt Lake City, Utah.

(2) Before I entered the courtroom, I was given a run-around by the U.S. Marshals, by the court officers, and by Mr. Dean's jailers. No one could give me a straight answer about where Mr. Dean was, which court room he was going to be in, and what basis law enforcement officials had to interfere with Mr. Dean's liberty.

(3) During the proceedings, I heard Stephen Dean clearly and specifically state that he had **not** seen a wet ink copy of an arrest warrant signed by a judge and asked for this. He again asked to be shown a signed warrant and his request was **intentionally ignored by all including the judge, the prosecutor, and the attorney appointed to represent Mr. Dean.**

(4) **Mr. Brent Hampton** was appointed to represent Stephen Dean, **office telephone: 801-524-5878; Cell phone number: 801-230-6644.**

(5) In response to the judge, the prosecutor, and everyone deliberately ignoring Stephen Dean's request to see the arrest warrant, **Mr. Brent Hampton did nothing**, demonstrating irrefutably **ineffective assistance of counsel, a violation of Mr. Dean's constitutionally protected right.**

(6) Based on information and belief, Mr. Stephen Dean **never** waived his right to appear before a Grand Jury.

(7) In sum and substance, what came out of this proceeding was that Mr. Dean is being persecuted and defamed for his association with a patriot group, National Liberty Alliance, for merely giving out information, a Writ of Quo Warranto, and attempting to file information, a Writ of Quo Warranto, at a court house with a court clerk, that a court clerk did not like. These were the true motivating factors in Mr. Dean's false arrest and false imprisonment.

(8) In sum and substance, Mr. Stephen Dean related to me that he felt physically sick, was afraid that he might be poisoned, could not get himself together for this proceeding, was afraid that being characterized falsely as an enemy of the State and dangerous, he would be killed in jail.

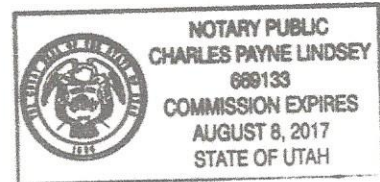
(9) I was informed that Mr. Stephen Dean would be held in jail until a trial that was scheduled several months from now.

(10) No one can explain to me, why Mr. Stephen Dean is being held in jail, falsely imprisoned, when the proceedings and procedures used to put him there are fatally flawed, unlawful, and criminal.

I demand the right to offer proof of all that I have testified to in this affidavit, have each statement accepted or rebutted with factual evidence within 21 calendar days of tender of this affidavit and/or upon failure to rebut this affidavit, by acquiescence, all parties stipulate to the truth of the facts and statements made herein. Failure to rebut this affidavit will be evidence in the matter noted above that complainant/victim was injured by loss of rights and government agents interference and exceeded their jurisdiction.

Signed Loretta Johnson
Loretta Johnson

State of Utah County of Salt Lake
Subscribed and sworn before me on 04-04-2015
(Date)
[Signature]
(Notary Signature)



AFFIDAVIT

I, Loretta Johnson, a living woman, one of the People, am of full age, am competent and willing to testify, and having personal, first-hand knowledge of the facts stated herein state, under penalty of perjury:

1) Upon Information and belief Daniel Jensen lives out of Stephens bus named "Wanderlust" on his property. Which he has done most of the time since it has been on his property, almost 2 years. Stephen and I built a dome on Daniels property where Stephen resided when he was there since we built it in 2013, until we removed the covering so it could be redone the end of October first of November 2014. After the cover was removed, when he went down, he would sleep in his van mostly or go to a hotel. Daniel states, he feels safest in the bus and can watch out for the goats, coyotes etc. better. I was told, after one of Stephen and the (now known) agents excursions to central Utah, that they moved the stove used in Stephen's dome to the bus and installed it for the winter so Daniel would be warm. His stove was at his trailer on his other property.) So the agents knew Daniel stayed in the bus.

2) Upon information and belief Daniel Jensen was witness to the coercion, by the (Now Known as) older male F.B.I under cover agents on his family property in the area of Baker Hot Springs, Utah. There are other witnesses to the agents actions in regards to Stephen also.

3) Upon information and belief the shot gun mentioned by the procecuter is Daniels and he has had it since he was 12 years old.

4) Upon information and belief there is a coyote problem in the area of Daniels property and live stock has been lost due to it. The (now know agents) said they wanted to assist with the coyote problem.

5) Upon information and belief the other gun spoke of in court was brought by the agents.

6) Upon information and belief, Stephen has no guns nor has he ever had guns since I've know him. Stephen is a country boy at heart, (thus his approximate 35 goats at Daniel's property)., Stephen is a spiritual leader, builder, artist, musician, and entertainer with a passion for his country and how the framers set out for it to be. He is not a violent sort.

7) Upon information and belief the grand jury was not given factual back ground as the procecuter admitted in court on March 30th 2014 that they didn't have the evidence put together yet and that he wasn't going to mention the entrapment except it was brought up so he gusted he would go ahead.

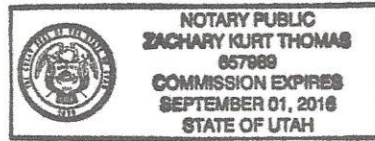
I demand the right to offer proof of all that I have testified to in this affidavit, have each statement accepted or rebutted with factual evidence within 21 calendar days of tender of this affidavit and/or upon failure to rebut this affidavit, by acquiescence, all parties stipulate to the truth of the facts and statements made herein. Failure to rebut this affidavit

will be evidence in the matter noted above that complainant/victim was injured by loss of rights and government agents interference and exceeded their jurisdiction.

Signed: Loretta Johnson
Loretta Johnson

Sworn to me this 22nd day of April 2015

Zachary Kurt Thomas



Affidavit of Monya Ballah

I, Monya Ballah, Affiant, being of lawful age, qualified and competent to testify to and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct, and not misleading:

Kurt F. Johnson and Scott Dale Heineman's due process of rights were violated from the beginning with a lie. On July 26, 2005 Kurt F. Johnson was in custody in Fremont Court when he was called downstairs and on arrival an unidentified FBI Agent met him. The FBI agent was handing him a copy of a Plaintiff's reply in support of Preliminary Injunction and a supplemental declaration of service by Matthew Ernst. In the declaration he states "on July 21, 2005, at approximately 4:00PM I observed Inspectors from the Alameda County District Attorney's office arrest dissident Kurt Johnson" and said "I personally delivered to Johnson copies of the courts order granting temporary restraining order."

The Truth:

Mr. Ernst was the first to approach Kurt and arrest him. He grabbed him while his female partner flanked him. Then he called in the Calvary. He lashed some papers in front of him about 15 feet away and said they were the above described. Kurt said the lies sworn into the record are no big deal in the actual merits of the case, but reflect the troubling character he confronted with. If you will lie when facts lack merit what expectation of truth are reasonable when integrity is paramount? Perhaps truth is not the agenda here. Affiant has not seen, nor has been presented with, or shown any other evidence that contradicts these facts, and believes that none exists.

Kurt was informed that the Grand Jury indicted him on 9 /22 /05 though he had not been served. It was clear what he had been saying all along that Utah never intended to prosecute the ridiculous charges of the fugitive game.

The concert of corruption between Utah and California is unfortunate and the FED was clearly heard.

Kurt always said the best thing for him and Scott and the worst thing for them are to bring criminal charges if they want to place their confidence of hiding three trillion dollars of Fannie Mae fraud on a FBI investigator named Matthew Ernst. Kurt said he is more that happy to oblige them.

Affiant has neither seen, nor has been presented with or shown any other evidence that contradicts these facts, and believes that none exists.

November 2006, Kurt wrote and said, "The prison was tampering with his mail in hopes to disrupt his legal process. He said it is a byproduct of their frustration.

Extraordinary circumstances are defined as "an unusual set of facts that are not commonly associated with a particular thing or event," Blacks Law Dictionary, abridged 7th Ed.

"The Court of appeals are recognized to have inherent power to recall their mandate, however, the power can be exercised only in extraordinary circumstances." Calderon v. Thompson, 523 us. 523 u.s. 538, 549-50(1998); 16 C. Wright, A. Miller, & E. Cooper, Federal Practice and Procedures §3938, p. 712(2d Ed. 1996) Johnson recognizes that "neither innocence nor just punishment can be vindicated until the final judgment is known." McCleskey v. Zant, 499 U.S. 467, 491 (1991). However, finality cannot rest on a miscarriage of justice, and that is precisely the case here.

Statement of the Case

Pertinent to this action : The case in chief involved a single count under section 1349, of Title 18, United States Code; 36- counts under 1341 of Title 18, United States Code; and two – counts of contempt of court violative of section 401 (3) of title 18, United States code. Initially there were 26 counts of bank fraud, but the government realizing there was no bases in which to convict, as they should have with the remaining counts --- dismissed those counts.

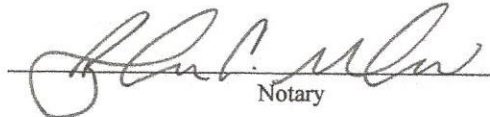
A jury trial spanning nearly a month left Johnson and Heineman guilty of all undismissed counts. Notice of appeal was filed, and attorney Maitreya A. Badami was appointed who concentrated primarily on the district court permitting, Johnson and Heineman to proceed without counsel at trial, and the trial judge's failure to recuse himself. Johnson continuously pestered appellant counsel to challenge the fraud statute's vagueness but to no avail. Despite repeated attempts counsel refused to press the claim of vagueness and finally Johnson submitted a Pro Se Brier, However, by the time Johnson was done fencing with counsel he missed the opportunity to have his claim heard. Undoubtedly Johnson will pursue this matter under section 2255. This in itself does not come without obstacles. Johnson filed a Habeas under the earliest Constitutional provisions, and the trial court construed the motion as a section 2255 without the consent of Johnson, and completely disregarding Supreme Court precedent. The same occurred for Heineman.



Monya Ballah
Print Name

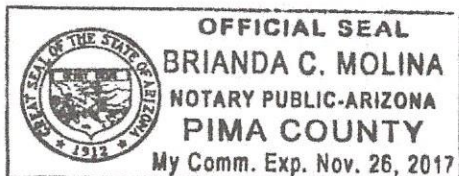
NOTARY

In Arizona State, Pima County, on this 18th day of July, 2015, before me, Brianda C. Molina, the undersigned notary public, personally appeared Monya Ballah, to me known to be the living woman described herein who executed the foregoing instrument, and has sworn before me that he/she executed the same as his/her free will act and deed.



Notary

My commission expires: 11/26/2017
(Notary Seal)



Affidavit of Byron Gashler

I, Byron Gashler, Affiant, being of lawful age, qualified and competent to testify to and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct, and not misleading:

1. Defendants Johnson and Heineman never received a hearing on the merits of the case, so their due process rights were violated.
2. Defendants constitutional rights were violated when the FBI raided their main office in California, and took all of their computers and informational files without just cause, and seized all of their domestic and international bank accounts in excess of 3 million dollars and kept the monies without due process of law.
3. The banks were never a victim of bank fraud and could never have been a victim from any paperwork recorded by the Dorean Group since in every client presentment to the banks, there was a subrogation bond presented in the amount of twice the amount of the client's mortgage/promissory note, so if only the banks were honest and answered the "affidavit of truth" honestly in the package sent to every bank, the banks had every right to double their asset with no loss on their books. Since the banks were not willing to expose their lending fraud, they never answered point for point the "affidavit of truth" that was given to them, and hence never applied to cash the subrogation bond, however, a tender was lawfully made and the banks rejected the tender of payment. Rejection is discharge of the debt: UCC 3-603(b). This administrative process by the Dorean Group completed a settlement of all relevant matters. There was no controversy by the banks against the Defendants to bring to court, so Judge Alsup never had jurisdiction over "settled matters".
4. Defendants were accused of mail and wire fraud by rescinding mortgages of record because the US Attorneys contended they were not agents of the lender or a party to the security instrument, and had no authority to discharge mortgages and hence the whole process was a scheme and a scam. However, that assertion by the U.S. Attorney is false and legally unfounded as the Residential Mortgage Satisfaction Act, August 6, 2004 passed for all 50 States. On page 44 it reads: "Because the satisfaction agent acts in this instance pursuant to the authority of the Act, it is irrelevant whether the satisfaction agent is named as a party in the security instrument." Under Article 3 of this Act, a "satisfaction agent" may file an affidavit of satisfaction if a secured creditor fails to record a timely satisfaction after notice and an opportunity to cure that failure. Under Section 306(a), a recorded affidavit of satisfaction constitutes a "satisfaction" for purposes of this Act. Copies of this Act can be obtained here: www.nccusl.org
5. Defendants constitutional rights were violated when Judge Alsup illegally produced an order and shut down their business from continuing to challenge the banks in any way. This illegal order became the basis for one of the charges they were convicted upon, "contempt of court."
6. Defendants 6th Amendment rights were violated: In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the State and district wherein the crime shall have been committed, which district shall have been previously ascertained by law, and to be informed of the nature and cause of the accusation; to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor, and to have the Assistance of Counsel for his defense.
7. The grand jury process was constitutionally infirmed in that the constitutional violation forced them issuing a void indictment as to most if not all of the counts, making defendants factually/actually innocent of those counts that were voidable.
8. Defendants were not given a speedy trial. A speedy trial cannot be waived. See Zedner v. United States. An arraignment never occurred as it was past the required 70 days. The 27 additional counts were not prosecuted within the protections, duties, and provision of law. See United States v. Thomas.
9. The financial institutions as a victim was an essential element FACT NOT PROVEN at trial and was statutorily impossible to prove, hence no guilt was possible. This is why all bank fraud charges were dropped before the trial. Bank fraud charges were only alleged to get the Grand Jury to indict which is also a due process abuse, knowing that the US Attorney intended to remove these charges before the trial began because they knew the financial institutions were not victims and couldn't prove it. The government went to the Grand Jury on a blown-up financial institutions indictment with no intention of ever proving that, and attempting to constructively amend the indictment for the purposes of a trial, instead of bringing the evidence they believe they had to the Grand Jury where they could get an indictment.
10. With no financial institutions as a victim or showing a loss, there is no mail fraud scheme or conspiracy, as proving bank fraud was a necessary element of the conspiracy to prove on Count #1: "Conspiracy to commit mail fraud, wire fraud and bank fraud." There cannot be a crime without a victim under oath stating the specific offense or real loss.

11. All 4 Defendants were treated differently and Defendants Johnson and Heineman were charged with a different Conspiracy that carried a 20 year sentence (18 USC 1349) compared to (18 USC 371) which carried only 5 years, the statute the other 4 Defendants were charged with. The prejudice is double edged in that, if the disparity is not out of the same Conspiracy, the HEINEMAN AND JOHNSON trial was an infected process. This proves "selective prosecution" on the part of the prosecution and violates the Constitution where everyone is equal under the law.
12. Had the jury been properly instructed or instructed at all on how to identify a financial institution, they could not have convicted on the Conspiracy and most of the substantive counts even if the government had chosen to prove up this element of the offense.
13. The elements of "money-loss", sophisticated means," and "victims", were all integral to the element of a "scheme or artifice to defraud" from the statute construction of the conspiracy 1349 and the substantive 1341 mail fraud and this was never shown or proven.
14. The fair notice doctrine was violated because the indictment supplied with other statements made and documents presented by the prosecution and judiciary mislead the trial Defendants about the necessary element to defend, while lulling them away from viable defense strategies on the false presumption that they were unnecessary based upon the facts presented.
15. The so called financial institution victims who testified at trial all testified to zero money loss. Therefore the 24 point enhancement is an unproven element of the offense, and Defendants are factually/actually innocent of this element with any of its collateral consequences. Any portion of the sentence attributed to these 24 points cannot be applied. The USSG "MONEY ENHANCEMENT" as applied violates the 6th Amendment and the court's conclusions in ALLEYNE.
16. The "Sophisticated Means" Enhancement violated the Defendants 6th Amendment rights and ALLEYNE. The "Sophisticated means" Enhancement of PSR 85 cannot be excised from the "means of element". See Loughrin v. United States and since the scheme or artifice was directly linked to a non-offense and non-victim, the sophistication has no relevance in law or fact, cannot stand alone as an enhancement and likewise violates the Constitution. This means Actual/factual innocence.
17. The "Leadership" Enhancement violated the 6th Amendment and ALLEYNE. Under USSG 3B1.1 Leadership Enhancement PSR 87 has to likewise be connected through the "scheme or artifice to defraud" element and therefore falls under a fact that must be proven to the Jury by the 6th Amendment and ALLEYNE. By any proper legal standard the Defendants are Factually/Actually Innocent of this unproven fact and all the 4-point collateral consequences of its application.
18. The USC "Victim Enhancement" as applied violates the 6th Amendment and ALLEYNE. "Victim" being specifically identified as a financial institution that was statutorily impossible and factually unproven cannot exceed zero and any machination of calculation for arriving at a positive number is fraud upon the court, a corruption of the record, and a violation of due process.
19. The USSG 3D1.2(b)(d) requires all counts of conviction in this action being grouped. The sentencing court ignored the Congressional mandate which was not excised by United States v. Booker, from the mandatory structure of the Sentencing Reform Act ("SRA") and the judge was without discretion under 18 USC 3553(a)(4)(5)(6) to ignore the grouping mandate when he did not group the conspiracy count with the substantive mail fraud counts which were all the product of the same "scheme or artifice to defraud" by element. By not grouping and applying consecutive sentences, the court violated the Constitution, the SRA, APPREDNDI AND ALLEYNE by exceeding the statutory maximum of 20 years.
20. The Court violated the "equal protection under the law doctrine" by selective prosecution and creating 2 Conspiracies based upon the same scheme, and violating the sentencing requirements.
21. The Grand Jury violated the Constitution so the complete Indictment is void. The Grand Jury like the Petite Jury in this case passed on what was impossible at law. For example, companies like Greenpoint and Countrywide were falsely listed as "financial institutions" victims because they could never fit the statutory definition at 18 USC 20.
22. The statutes as applied in this case were fraud statutes passed under the federal government's original counterfeiting powers. To have them expanded into the traditional criminal jurisdiction of the States where fraud is addressed violates federalism and the original intent of the statutes.

23. Claim # 1- "Financial Institution" was an unproven essential element of the offense. Claim # 2- Selective prosecution created a disparity of the charging decision between similarly situated defendants. Claim # 3- The four enhancements were improperly and unconstitutionally applied as offense characteristics when they were essential elements that could not be parsed out of the charging statutes. Claim # 4- The lack of grouping the conspiracy with the Substantive mail fraud being 20 years was exceeded by the sentencing court. Twenty (20) years was given on the 1349 conspiracy which should have been a 371 conspiracy and only a Five (5) year maximum exposure. Claim # 5- The Grand Jury indicted without statutory authority infecting the due process with violations. Claim # 6- The Speedy Trial requisite of the Constitution was violated as well as the statute passed for that protection. Claim # 7- The statutes as applied violated federalism. This claim was also preserved on appeal preventing Defendants from suffering any retroactively bar from the (2011, 2014) Bond v. United States rulings. The United States v. Snyder, a sentence just 2 weeks over the statutory maximum received its remedy. Miscarriage of justice and the Constitution violations overcome every bar. See: Drake v. Haley.
24. In SKILLINS it was determined that in order to be a "scheme or artifice to defraud" in a conspiracy, there must exist two elements that must be proven, namely, the element of "kickbacks" that were involved in the scheme or artifice to defraud, or the element of "bribery". See United States vs. Skillings. These elements of kickbacks and bribery were never shown in the Johnson and Heineman criminal case, nor ever alleged, yet the Dorean Process was labeled a "scheme or artifice to defraud" in a Conspiracy which was improper labeling according to United States vs. Skillings. Because the indictment alleged three objects of the conspiracy—honest-services wire fraud, money-or-property wire fraud, and securities fraud—Skillings' conviction is flawed. See Yates v. United States, 354 U.S. 298. In 1987, this Court halted the development of the intangible-rights doctrine in McNally v. United States, 483 U.S. 350, which held that the mail-fraud statute was "limited in scope to the protection of property rights." "If Congress desires to go further," the Court stated, "it must speak more clearly." *Ibid*. P. 37. The criminal trial of Johnson and Heineman showed no financial institutions property rights violated. "For the purposes of th[e] chapter [of the U. S. Code that prohibits, inter alia, mail fraud, §1341, and wire fraud, §1343], the term 'scheme or artifice to defraud' according to Statute 1346 includes a scheme or artifice to deprive another of the intangible right of honest services" pages 37–38. Interestingly enough Johnson & Heineman were never charged with any violation of Statute 1346, yet the Prosecution labeled their business a "scheme or artifice to defraud" and added more confusion to the charges and also makes the Conspiracy charges flawed. The mail, wire, and bank fraud, and Conspiracy statutes are void on their face because the interpretation of the meaning of these statutes are too vague as an ordinary person cannot understand what specific things or actions can trigger a violation of these statutes, hence there is no defineable or real notice in the statutes themselves. Without proper notice, there can be no crime as one cannot know how to avoid committing any crime that relates to these statutes. The Prosecution in the Johnson and Heineman trial took great liberties in defining on their own, without the real intent or wording of the Statutes what conduct of the Defendants constituted a Conspiracy or crime, leaving Defendants without a proper strategy to fairly defend against the prosecutions abuse.
25. On the record, the prosecutions statements prove innocence of the Defendants. In the closing argument the prosecution said page 32, lines 12-13: "The victims as we allege in the indictment are the financial institutions." Yet on page 53, lines 14-16, the prosecution admits there was no loss to the financial institutions as that was never established: "And I want to make it clear that the Court is not using the 30-year thing at all, because the jury was not asked to make a finding on financial institutions." On page 43, lines 12-15 even though all Dorean clients who received a discharge and stopped making monthly payments, they all lost their homes in foreclosure, yet the prosecutor makes this untrue statement: "Conspiracy affected over 20 financial institutions and the total loss was the amount of the worth of the properties and that was over \$50 million." This false statement affected Defendants sentencing time in prison.

Pertaining to all the points made, Affiant has neither seen, and has not been presented with, nor shown, any other evidence that contradicts these facts, and believes that none exists.

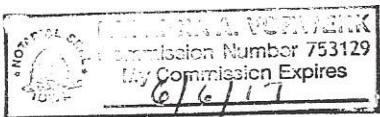
Byron Gashler
Byron Gashler - Affiant

NOTARY

In Iowa State, Des Moines County, on this 21 day of July, 2015, before me, Patricia A. Vorwerk, the Undersigned notary public, personally appeared Byron Gashler, to me known to be the living (wo)man described herein who executed the foregoing instrument, and has sworn before me that he/she executed the same as his/her free will act and deed.

Patricia A. Vorwerk
Notary

My commission expires: 6/6/17
(Notary Seal)



Affidavit of Arianna Megan Meyers

I, Arianna Megan Meyers, Affiant, being of lawful age, qualified and competent to testify to and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct, and not misleading:

On May 4th, 2015

1. I was at home with my kids and was not pulled over by any officer.
2. I did not lend my automobile out for payment or fee.
3. I was not asked for any information by officer Luke A. Haywiser
4. I do not knowingly or willingly have a contract with the state compelling my performance.
5. I have not knowingly or willingly waived any of my rights endowed to me by my creator.
6. I was held in handcuffs (on the ground in the parking area of the magistrate) while having a seizure.
7. I was taken from the ambulance and within minutes put directly in front of the magistrate.
8. I was refused the care and comfort of my husband by magistrate Mankamyer as he was not permitted to be with me.

On May 29th, 2015

9. A letter was sent from Magistrate Mankamyer that I refused for cause and returned to sender

On June 12th, 2015

10. Magistrate Mankamyer issued a Bench Warrant to the (local) Jennerstown Boro Police Dept. for failure to respond.

On June 17th, 2015

11. Jennerstown borough police officers Alex Freoni and Daniel Kephart came onto our property and said that they had a warrant for my arrest from magistrate Mankamyer and that they didn't want to persue it, but wanted to let us know. They said that it would be in my best interest to make a payment to magistrate Mankamyer before I is taken to jail.

On June 18th, 2015

12. (Due to #10) On my property officer Alex Freoni came and told me that magistrate Mankamyer's arrest warrant for failure to respond was active and wanted to know what my intentions were. Officer Freoni said that he hated to do this but that Mankamyer told him that he either had to collect \$150.00 and sign a plea or I was going to be arrested. I told him that I am epileptic and that I don't have that kind of money. Officer Freoni said he would tell Mankamyer that I refused to sign a plea.
13. My husband Michael asked if we were to give him the \$150 right now if that would save me from going to jail and he said yes.
14. Michael paid officer Freoni and said we will not enter a plea.
15. Officer Freoni said that he would write me out a receipt and that he would have hated to do that to me anyway because he likes us.
16. Officer Freoni gave me a receipt on the bench warrant.
17. I never knowingly entered a plea of any kind
18. I am not in receipt of any valid charging instruments

On or around June 18th, 2015

19. Magistrate Mankamyer entered a not guilty plea without my consent. I found this out on the Unified Judicial System of Pennsylvania web site. The docket went from being inactive to active overnight.

On July 17th, 2015

20. A Summary Trial Notice, Receipt for the \$150.00, Traffic Citation was sent by Mankamyer and was "Refused for cause, timely, without dishonor and without recourse to Me." Sent Certified mail.

On July 21st, 2015

21. Jennerstown police officer Dustin Weir came to my property and handed me another Summary Trial Notice. And warned Michael if he didn't make a payment he would go to jail. Officer Weir then stated that all that Mankamyer wants is the money and that is what it is always about.



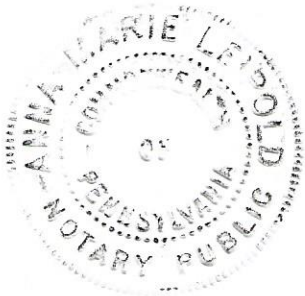
Notary

In Pennsylvania State, Somerset County, On this 26th day of July, 2015, Before me, ANNA MARIE LEIPOLD, the undersigned notary public, personally appeared Arianna Megan Meyers, to me known to be the living (wo)man described herein who executed the foregoing instrument, and has sworn before me that he/she executed the same as his/her free will act and deed.



Notary

My commission expires: JUNE 7 2019
(Notary Seal)



Affidavit of Michael Paul Delesandro

I, Michael Paul Delesandro, Affiant, being of lawful age, qualified and competent to testify to and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct, and not misleading:

On May 4th, 2015

1. I was not pulled over by officer Luke A Haywiser.
2. I was exercising my right to travel freely.
3. I was not asked for any information by officer Haywiser.
4. I was parking on my own private property
5. I do not have a contract with the state compelling my performance.
6. I have not knowingly, waived any of my rights endowed to me by my creator

On May 29th, 2015

7. Magistrate Susan Mankamyer sent a presentment that I refused for cause, Return to sender.

On June 18th, 2015

8. I was witness to Jennerstown police officer Alex Freoni walked onto our property and began telling Arianna that magistrate Mankamyer issued a warrant for her arrest. Alex said it was a bench warrant for failure to respond and that Mankamyer told him (officer Freoni) to either get \$150 and have her sign a plea or that he had to take her to jail. Officer Freoni stated that he did not want to do this, but it was his job and he really felt bad because he likes us and it was unfortunate.
9. I paid officer Freoni the \$150.00 so that my (Epileptic) wife did not go to jail.
10. Officer Freoni made out a receipt on the warrant and gave it to Arrianna.

On July 17th, 2015

11. A Summons for Summary Case Traffic and Traffic Citation was received and refused for cause, timely, without dishonor and without recourse to Me. I signed the "I plead not guilty" area with my name, Under Duress and Without Prejudice and also with "I am not in receipt of any documentation giving your court nor the plaintiff jurisdiction over me. I have photo copies and it was sent Certified mail and date stamped.

On July 21, 2015

12. Jennerstown police officer Dusty walked onto our property with a Warrant for my arrest for failure to respond to Mankamyer. He said that he was just doing his job and that Mankamyer sent him to collect \$350.00 or to take me to jail. He stated that all Mankamyer wants is your money and that is what it is always all about. I told him that I didn't have that kind of money and asked him what this is for. He said for driving without a license. I told him that I don't drive and that I don't have any money. I asked him why I have to pay anything if there was not even a trial yet and if I pay the \$350 would there still be a trial? He said yes, there will still be a trial, so I asked what the \$350 was for and he told me for collateral for me to appear at the trial. He then handed me the Summary Trial Notice (August 18th) and a DL-38 Defendant's copy for suspension of driver's license. I asked if I could have the warrant but he declined and said try to get to magistrate Mankamyer to make payment arrangements or they will

have me arrested and walked away.



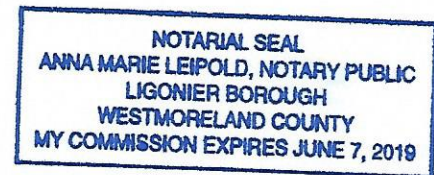
Notary

In Pennsylvania State, Somerset County, On this 26th day of July, 2015, Before me, ANNA MARIE LEIPOLD, the undersigned notary public, personally appeared Michael Paul Delesandro, to me known to be the living man described herein who executed the foregoing instrument, and has sworn before me that he/she executed the same as his/her free will act and deed.



Notary

My commission expires: JUNE 7 2019
(Notary Seal)



Affidavit of Jan Z. Pachnik

I, Jan Z. Pachnik, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct, and not misleading:

In 1997 Lenox Township in Michigan sent us a letter regarding blight on our property. They filed a complaint in court and the court dismissed it because of a lack of progress regarding the townships complaint. In 2005 the township sent out a letter again regarding blight that continued into year 2006.

08/06/2008 Complaint/Petition Filed CZ-Other General Civil
Docket case number 2008-003402-CZ another blight case. The township Attorney told us what they wanted done. We put some stuff out of sight and in the back of the property. We did it and they dismissed it. 10-22-2008.

In 2011 I received a letter from the township stating they received many written complaints. This was not the case. The written complaints did not materialize till after the letter was received from the township. The township had made an inspection of the property and listed some of their objections and worked with me weekly on areas they wanted addressed.

10/03/2011 The township board voted not to issue a ticket for blight nor take us to court but to let us continue our clean up efforts unsupervised. However later we received a ticket and shortly thereafter taken to District court. 11/21/2011 Warrant and Ordinance Complaint Ticket #001005 was written.

We hired a lawyer and started aggressively selling items and disposing of items because of fear that if we we did not get rid of personal items then a company would do it for us at our expense. We started a liquidation process under duress. 02-02-2012 42nd. District court for the county of Macomb in Michigan-Stipulation and order to clean up property 59736 New Haven Road. Lenox. Township Mi. Received by Mr. Jan Pachnik, to be done 120 days. Case # C120052A

08-30-12 Stipulation and Order Extending Time to Clean up Property says that any new materials on the property that violate the blight ordinance will be stored in a building. The blight was not to be visible to the public.

On or about; 01-17-2013 The District court dismissed the case.

On or about; 03-04-2013, Lenox Township Board Meeting votes to proceed with circuit court action against Mr. Pachnik.. Because our next door neighbor complained verbally at the board meeting. Many unsubstantuated accusations were made by the neighbor.

12-19-13 Received three page Letter dated 12-17-2013 from Lenox Township as Notice of Violations from Shannon Murray, Code Enforcement Officer. Wanted Mr. Pachnik to respond to letter within 5 days of 12-17-13 the date of the letter. However the letter was received late Thursday afternoon on the 12-19-13 date on or about 2:30 pm. Township offices closed at 4 P.M. and closed the next day Friday not giving Mr. Pachnik time to respond to the 5 day deadline. Mr. Pachnik had about 1.5 hours to respond on Thursday which he was not home to do so. Mrs. Pachnik received the letter by hand delivery. We contacted our lawyer and he was in the process of setting up a meeting with the township. The next thing we know the police were at our front door with a search warrant and they (township officials) spent three hours, took hundreds of pictures and built a case. 03-18-14 at about 9 a.m. Lenox Township officials with Sheriff showed up with an Administrative search warrant.

06-11-14 Complaint/Petition Filed with Exhibits- Blight. They took us this time to Circuit Court.

We increased our disposal of property efforts and clean up and liquidation to try to satisfy their demands. If any item was seen and not in a building it potentially labeled as blight. Example. My 2005 Viking plated camper trailer used yearly not seen by the public was in the blight picture file. The plated 1995 Pontiac transport, plated, running labeled as blight and the list goes on.

On or about 9-15-2014 The property was inspected by Lenox Township officials with my Lawyer present. 09-23-2014 Mr. Pachnik cut his foot with a chain saw. He was in a hurry to get the property in shape. They did not give me a break in the clean up per Dr.'s notice. Motion to stay proceedings denied. To note that the township told us to put many items in the buildings. This inspection asked to have us remove items so that the ceilings, floors and walls could be seen. The buildings were packed per their earlier request and now they wanted them unpacked for the inspection. What were we to do? I liquidated the contents of one of the three buildings to a buyer. The garage is a 4th. Building that the township supervisor asked a contractor to give him a quote to clear out all the contents. I heard the Supervisor make that statement.

Most metal items that could not be stored were either scrapped, donated, sold or given away. The wood, crates, pallets, and other wood that the township fire chief and other officials said would be ok to burn in the wood stove to heat the house, was now looked upon as debris. The buildings were packed with tools and personal items that the township wanted out of sight.

We returned to court in January of 2015 and again in March 2015. On May 7, 2015 we had another complete inspection of the property. On June 3, 2015 we were back in court. Now the focus seems to have shifted from the blight that has been removed to the buildings on the property and their contents including our three car garage. Even our raised garden is under attack by the township.

Mr. Ken Goike, State Representative #33 of Michigan visited our property and signed a statement that said that he did not feel that the buildings were unsafe and that they were repairable. In the visit were two other people as witnesses that included my wife and I. This was June 8, 2015.

We hired an expert witness that is a State buildings code inspector. He varified that the buildings were not condemnable but repairable and that they were safe in the current condition. He advised us to file an Appeal with the Township Board of Appeals regarding their decision to have the buildings demolished because he felt that our due process had been violated. The township denied our Appeal.

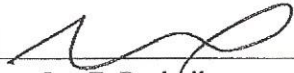
On July 14, 2015 we were back in court. The judge set aside both the Appeal and the denial thereof until she could personally view the property. Her inspection is to take place 8-27-2015 at 2:30 PM.

On or about August 27, 2015 at 2:30 pm. Judge Jennifer Faunce arrived with her secretary as scheduled. Also the township supervisor, code enforcer, building inspector, fire chief, lawyer, sherrif, my lawyer and consultant and video personal showed up for the event. The results were that the buildings no longer need to be demolished since the repairs are satisfactory. However the Judge still has issues with the amount of wood on our properties to be used to heat our home. She also has issues with our raised bed garden area and verbalized the idea that we have too many items. She did not seem to be totally satisfied with the contents of the garage. At the end of the inspection township lawyer told our lawyer that he would drop the Motion to Compel Discovery seeking financial information. My Lawyer will not be persuing his Motion for Appeal regarding IPMC details. We will not return to court August 31, 2015 as previously scheduled.

We have hired three companies to work on the buildings making repairs. They were all completed except for some roof detailed work on one building.

The Township's initial plan was to seek monotary restitution for the clean up, demolition of buildings (including removal of items of all those buildings including the garage), potentially eliminating the raised

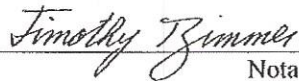
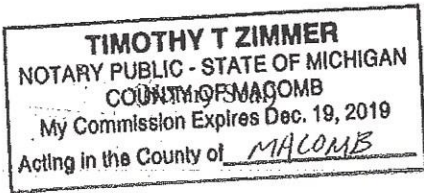
bed gardens, selling off the lot next door and if that is not enough to put a lein on the property. Their plan is written in the complaint for relief filed against my wife and I.



Jan Z. Pachnik

NOTARY

In Michigan State, Macomb County, on this 11th day of September, 2015, before me, TIMOTHY T. ZIMMER the undersigned notary public, personally appeared Jan Z. Pachnik, to me known to be the living man described herein, who executed the forgoing instrument, and has sworn before me that he/she executed the same as his/her free will act and deed.



Notary

My commission expires: 12/19/2019

Affidavit of Janet G. Pachnik

I, Janet G. Pachnik, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct, and not misleading:

In 1997 Lenox Township in Michigan sent us a letter regarding blight on our property. They filed a complaint in court and the court dismissed it because of a lack of progress regarding the townships complaint. In 2005 the township sent out a letter again regarding blight that continued into year 2006.

08/06/2008 Complaint/Petition Filed CZ-Other General Civil

Docket case number 2008-003402-CZ another blight case. The township Attorney told us what they wanted done. We put some stuff out of sight and in the back of the property. We did it and they dismissed it. 10-22-2008.

In 2011 I received a letter from the township stating they received many written complaints. This was not the case. The written complaints did not materialize till after the letter was received from the township. The township had made an inspection of the property and listed some of their objections and worked with me weekly on areas they wanted addressed.

10/03/2011 The township board voted not to issue a ticket for blight nor take us to court but to let us continue our clean up efforts unsupervised. However, later we received a ticket and shortly thereafter taken to District court. 11/21/2011 Warrant and Ordinance Complaint Ticket #001005 was written.

We hired a lawyer and started aggressively selling items and disposing of items because of fear that if we did not get rid of personal items then a company would do it for us at our expense. We started a liquidation process under duress. 02-02-2012 42nd. District court for the county of Macomb in Michigan-Stipulation and order to clean up property 59736 New Haven Road. Lenox. Township Mi. Received by Mr. Jan Pachnik, to be done 120 days. Case # C120052A

08-30-12 Stipulation and Order Extending Time to Clean up Property says that, any new materials on the property that violate the blight ordinance, will be stored in a building. The blight was not to be visible to the public.

On or about; 01-17-2013 The District court dismissed the case.

On or about; 03-04-2013, Lenox Township Board Meeting votes to proceed with circuit court action against Mr. Pachnik.. Because our next door neighbor complained verbally at the board meeting. Many unsubstantiated accusations were made by the neighbor.

12-19-13 Received 3 page Letter dated 12-17-2013 from Lenox Township as Notice of Violations from Shannon Murray, Code Enforcement Officer. Wanted Mr. Pachnik to respond to letter within 5 days of 12-17-13 the date of the letter. However the letter was received late Thursday afternoon on the 12-19-13 date on or about 2:30 pm. Township offices closed at 4 P.M. and closed the next day Friday not giving Mr. Pachnik time to respond to the 5 day deadline. Mr. Pachnik had about 1.5 hours to respond on Thursday which he was not home to do so. Mrs. Pachnik received the letter by hand delivery. We contacted our lawyer and he was in the process of setting up a meeting with the township official. The next thing we know the police were at our front door with a search warrant and they (township officials) spent 3 hours, took hundreds of pictures and built a case. 03-18-14 at about 9 a.m. Lenox Township officials with Sheriff showed up with an Administrative search warrant.

06-11-14 Complaint/Petition Filed with Exhibits- Blight. They took us this time to Circuit Court.

We increased our disposal of property efforts and clean up and liquidation to try to satisfy their demands. If any item was seen and not in a building it potentially labeled as blight. Example. My 2005 Viking plated camper trailer used yearly not seen by the public was in the blight picture file. The plated 1995 Pontiac transport, plated, running labeled as blight and the list goes on.

On or about 9-15-2014 The property was inspected by Lenox Township officials with my Lawyer present. 09-23-2014 Mr. Pachnik cut his foot with a chain saw. He was in a hurry to get the property in shape. They did not give him a break in the clean up per Dr.'s notice. Motion to stay proceedings denied. To note that the township told us to put many items in the buildings. This inspection asked to have us remove items so that the ceilings, floors and walls could be seen. The buildings were packed per their earlier request and now they wanted them unpacked for the inspection. What were we to do? My husband liquidated the contents of one of the 3 buildings to a buyer. The garage is a 4th. Building that the township supervisor asked a contractor to give him a quote to clear out all the contents. He heard the Supervisor make that statement.

Most metal items that could not be stored were either scrapped, donated, sold or given away. The wood, crates, pallets, and other wood that the township fire chief and other officials said would be ok to burn in the wood stove to heat the house, was now looked upon as debris. The buildings were packed with tools and personal items that the township wanted out of sight.

We returned to court in January of 2015 and again in March 2015. On May 7, 2015 we had another complete inspection of the property. On June 3, 2015 we were back in court. Now the focus seems to have shifted from the blight that has been removed to the buildings on the property and their contents including our 3 car garage. Even our raised garden is under attack by the township.

Mr. Ken Goike, State Representative #33 of Michigan visited our property and signed a statement that said that he did not feel that the buildings were unsafe and that they were repairable. In the visit were two other people as witnesses that included my husband and I. This was June 8, 2015.

We hired an expert witness that is a State buildings code inspector. He varified that the buildings were not condemnable but repairable and that they were safe in the current condition. He advised us to file an Appeal with the Township Board of Appeals regarding their decision to have the buildings demolished because he felt that our due process had been violated. The township denied our Appeal.

On July 14, 2015 we were back in court. The judge set aside both the Appeal and the denial thereof until she could personally view the property. Her inspection is to take place 8-27-2015 at 2:30 PM.

On or about August 27, 2015 at 2:30 pm. Judge Jennifer Faunce arrived with her secretary as scheduled. Also the township supervisor, code enforcer, building inspector, fire chief, lawyer, sherrif, my lawyer and consultant and video personal showed up for the event. The results were that the buildings no longer need to be demolished since the repairs are satisfactory. However the Judge still has issues with the amount of wood on our properties to be used to heat our home. She also has issues with our raised bed garden area and verballized the idea that we have too many items. She did not seem to be totally satisfied with the contents of the garage. At the end of the inspection township lawyer told our lawyer that he would drop the Motion to Compel Discovery seeking financial information. My Lawyer will not be persuing his Motion for Appeal regarding IPMC details. We will not return to court August 31, 2015 as previously scheduled.

We have hired 3 companies to work on the buildings making repairs. They were all completed except for some roof detailed work on one building.

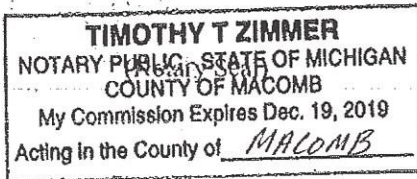
The Township's initial plan was to seek monotary restitution for the clean up, demolition of buildings (including removal of items of all those buildings including the garage), potentially eliminating the raised bed gardens,

selling off the lot next door and if that is not enough to put a lein on the property. Their plan is written in the complaint for relief filed against my husband and I.

Janet G. Pachnik
Janet G. Pachnik

NOTARY

In Michigan State, Macomb County, on this 11th day of September, 2015, before me, TIMOTHY T. ZIMMER, the undersigned notary public, personally appeared Janet G. Pachnik, to me known to be the living woman described herein, who executed the forgoing instrument, and has sworn before me that he/she executed the same as his/her free will act and deed.



Timothy Zimmer
Notary

My commission expires: 12/19/2019

Affidavit of Dawn M. Jopson

I, Dawn M. Jopson, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct, and not misleading:

On June 30, 2015 I received a call from my son, Brian Jopson, on or about 2:00 am, that he had been in an accident on a motorcycle borrowed from a friend, Dennis Hansbury, of Tyngsboro, MA. and he told me he was on his way home at the time.

He informed me that he was following and keeping up with an SUV going south on Rt 1 (Lafayette Road), in Hampton, NH on his way home. The driver of the SUV took an exit ramp on the left side of the road, which was gradual at first and then got sharper and when the driver realized this he applied his brakes quickly causing Brian; who inadvertently followed him and was following him in the wrong direction; to apply his brakes quickly causing him to swerve around the SUV to the right in order to avoid colliding with the SUV and losing control of the motor cycle. This caused Brian to go off the road and he and his girlfriend, Jeannine Corey, were thrown off the bike causing them both injury. The SUV kept driving and left the scene of the accident, knowingly or unknowingly, to have caused the accident.

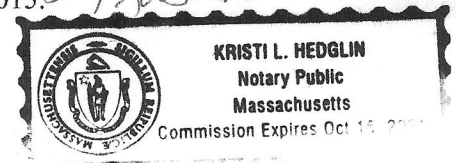
When Brian called me, I noticed he was slurring his speech I knew something was wrong. He told me that he and Jeannine were thrown off the bike and he thought they might have a concussion.

After looking up the symptoms of concussion, I realized that they matched up with the symptoms of alcohol consumption. Here are the following symptoms of a concussion:

- 1 Severe headache, particularly if it comes on quickly and in a specific location
- 2 Severe stiffness in neck
- 3 Mental confusion or strange behavior
- 4 Nausea or vomiting
- 5 Difficulty remembering recent events or personal information
- 6 Dizziness, poor balance, or unsteady gait
- 7 Weakness in arms or legs
- 8 Extreme drowsiness or sleepiness
- 9 Unequal pupil sizes
- 10 Loss of appetite
- 11 Persistent ringing in the ears
- 12 Bleeding or clear fluid coming from the ears or nose
- 13 Slurred speech
- 14 Visual problems, such as seeing stars or blurred vision
- 15 Convulsions
- 16 Loss of consciousness

After arriving at Portsmouth Regional Hospital, Portsmouth, NH on or around 5:30AM on June 30, 2015, I discovered that Brian and Jeannine were having x-rays, MRI's and blood work done for the possibility of concussions. After a couple of hours Brian and Jeannine returned to the ER and it was determined that they did indeed have concussions and Brian was taken to jail, with no facts or proof of a toxicology report supporting that Brian was drunk. I can clearly ascertain from the police report, which we got weeks later that Brian and Jeannine were suffering from the effects of concussions and not because of alcohol and giving confusing and conflicting statements to the police, because of the effects of mental confusion or strange behavior caused by the concussion.

Information from the Hampton Police Department Arrest Report dated July 7, 2015.



x

1. Aggravated Driving While Intoxicated Occurred 6/30/15 Type Felony B
The word aggravated being used because of an injury to a passenger. The injured party, Jeannine Corey, is not pressing charges. Her address is: 1345 Pawtucket Blvd., Apt. 34, Lowell, MA 01854. 978-770-1770
2. Driving after Revocation or Suspension Occurred 6/30/15 Type Felony B
Brian handed police officer at the scene of accident his paperwork stating he has a valid license and paperwork from the State of MA waiting to enroll him in a class before Sept. 26 2015 to insure he will not lose his license.
3. Driving or operating under Influence of Drugs or Liquor. Occurred 6/30/15 Type B misdemeanor.
Referencing the above information of a persons behavior after obtaining a concussion there is reasonable doubt as to whether this charge be conclusive because of the systems that occur upon suffering a concussion. They are identical is a person is impaired by Liquor.

Dawn M. Jopson, 112 Pawtucket Blvd., Tyngsboro, MA 91879 978-337-4180

On this 14th Day of September 2015, Dawn M. Jopson, appeared before me & provide a State Issued Drivers license as proof of Identity.

Kristi L. Hedglin

Sept. 14, 2015



X *Dawn M. Jopson*

Affidavit of Shirearl Taylor

I, Shirearl Taylor, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

The first mortgage on my home was with Bartlett Home Mortgage. The next mortgage on my home was with U.S. Bank Home Mortgage. I made full monthly payments on the mortgage of my home to U.S. Bank Home Mortgage.

Attorney J. Phillip Jones is retained by U.S. Bank Home Mortgage; and, is Servicing Agent for Tennessee Housing Development Agency. Tennessee Housing Development Agency is a government agency established to assist home owners; and, is one of the entities that owns my home. Attorney Jones returned several full monthly payments on my mortgage with U.S. Bank Home Mortgage. Jones told me that my home was in foreclosure; and, after the foreclosure, ownership of the property would most likely transfer to the Secretary of Housing and Urban Development.

I spoke with U.S. Bank & Mortgage Relationship Manager Matthew Bryant; and, U.S. Bank & Mortgage Relationship Manager James Melvin to whom my inquiries were transferred. Relationship Manager Melvin told me that U.S. Bank Home Mortgage is not required to accept payments when foreclosure starts; and, that returned payments cancel the contract.

In 2013, I asked Sharon Frazier of U.S. Bank Home Mortgage to intervene on my behalf to no avail.

In 2013, I asked Lisa Ellis of the Federal Housing Administration for assistance. Ellis told me that the Federal Housing Administration could not help; but that Ellis would contact Frazier.

In 2013, Foreclosure Processor Mallory Brooks of U.S. Bank Home Mortgage contacted Jeremy Wilson of U.S. Bank Home Mortgage Default Management

On February 7, 2014, I sent Certified Letter #7013-3020-0000-2314-2006 to Tennessee Housing Development Agency (THDA) asking for the names of all owners, lenders and investors of interest in my home. My Certified Letter was delivered on February 11, 2014. THDA did not respond. THDA is governed by a board of sixteen (16) Directors appointed by the Governor. THDA has six (6) Board Members appointed by the Governor. The Board Members are State citizens not holding public office.

On March 19, 2014, I sent Certified Letter #2308-2940-0000-1461-3711 to Secretary Shaun Donovan, Housing & Urban Development (HUD); and, to the Freedom of Information Act (FOIA) Officer. I asked HUD Secretary Donovan for all records made on my behalf to U.S. Bank Home by Deval, a HUD contractor. I told Secretary Donovan that Tom Kumi and Ivery Himes, HUD employees in Washington, DC, had denied my request for the records.

On March 25, 2014, my Certified Letter #2308-2940-0000-1461-3711 was delivered to Secretary Shaun Donovan of HUD. Secretary Donovan did nothing to stop the foreclosure of my house.

I received from HUD, Washington, DC, their letter dated April 1, 2014, wherein they verify that they processed my Freedom of Information Act request, Control #14-FI-HQ-01064. I received no records.

On June 2, 2014, I sent Certified Letter #7013-1710-0000-2407-1901 to Trisha James at U.S. Bank Home Mortgage. I told James that U.S. Bank Home Mortgage had returned several full monthly payments; and, asked James for the CUSIP number.

On June 5, 2014, my Certified Letter #7013-1710-0000-2407-1901 was delivered to Trisha James at U.S. Bank Home Mortgage. I received no help from Trisha James.

On January 5, 2015, I faxed Ed Ellis, Housing & Development in Knoxville, Tennessee, telling Ellis that I had called the HUD National Servicing Center Hotline to stop a foreclosure on my house. I spoke first with Supervisor Jonathan Jackson at the HUD National Servicing Center Hotline; and, then to his Supervisor Carolyn Watkins. I told both Jackson and Watkins that several of my full monthly payments had been returned by U.S. Bank Home Mortgage. Mrs. Watkins told me that U.S. Bank Home Mortgage could keep the payments while pursuing the foreclosure to completion. Mrs. Watkins told me that HUD could not return my payments; nor could HUD stop the foreclosure; that only U.S. Bank Home Mortgage had the authority to stop the foreclosure.

The sale of my house was scheduled for January of 2015.

The sale of my house was postponed to February 26, 2015.

On February 26, 2015, the sale of my home was postponed to April 9, 2015.

On April 9, 2015, my home was sold. U.S. Bank Home Mortgage Attorney J. Phillip Jones told me U.S. Bank Home Mortgage auctioned my home; cancelled the auction several times; then, sold my home to Reed Holdings, Inc., Michael Reed owner.

On August 13, 2015, Reed Holdings, Inc., Michael Reed Owner, filed a Complaint for Writ of Possession in the Shelby County General Sessions Chancery Court; and, Attorney Sheldon Miller filed a Motion for Detainer Warrant.

On August 21, 2015, Private Process Server Terry Badolato Badge #B153 signed to Set Court Hearing and Trial Date for September 1, 2015; and, signed Return of Officer for Sheriff Bill Oldham that Notice of Hearing on Writ for Possession was posted.

On August 24, 2015, Private Process Server Terry Badolato Badge #B153 signed Affidavit of Service that he posted the Docket at 2411 Bridgeport as notice of Hearing set for September 1, 2015 at 10:00am.

On August 31, 2015, I filed a Notice & Demand to Cease & Desist; time stamped as filed same day.

On September 1, 2015, Judge Lonnie Thompson, General Sessions Court Judge Division 6, continued the Court Hearing and Trial set for September 1, 2015, to September 15, 2015, over my oral objection of lack of jurisdiction.

On September 10, 2015, I filed a Writ of Habeas Corpus declaring lack of jurisdiction and violation of due process.

On September 15, 2015, David Cook, Attorney for Michael Reed, owner of Reed Holdings, Inc., signed in the Court of Judge Betty Thomas-Moore, without Judge Thomas-Moore being present, on the signature line of Judge of Division 5, "Judgment Possession Only, not based on breach contract for failure to pay, based on non-economic default: to wit, foreclosure, jhs".

I asked Suzanne Mink, Secretary for the Judges of Shelby County General Sessions Chancery Court, for clarification of the spelling of Attorney Cook's name as he appears to be the person who signed the Judgment

Order on September 15, 2015. I asked Mink if she had any records in which the name was clearly spelled. Mink refused to provide me with any documentation giving me a clear spelling of the name.

On September 25, 2015, I filed a Writ of Error; and, a Notice of Appeal.

On September 25, 2015, Clerk of Court time stamped Judgment to Plaintiff to Possess as filed.

On October 2, 2015, Deputy Clerk Deirdre V. Fisher refers to September 15, 2015, in written documentation, as the date of Court Hearing and an undocumented Trial; and, signed Writ of Possession - Command to Sheriff to Take Possession.

On October 6, 2015, Clerk of Court time stamped Command to Sheriff to Take Possession as filed.

On October 21, 2015, Deputy Sheriffs K. Nichols Badge #4401 and M. Reynolds Badge #4312 signed Executed Order to Take Possession.

On October 21, 2015, Clerk of Court time stamped Execution of Order to Take Possession as filed.

On October 21, 2015, Deputy Sheriffs K. Nichols, Badge #4401, and M. Reynolds, Badge #4312, forced entry into my home cutting my wooden door in half. I was told, "Put your hands up." Michael Reed changed the locks. Michael Reed had several men, whom he had brought with him, remove all household items, furniture, clothing and personal items; putting them outside. One of the Sheriff's Deputies present told me I had forty-eight (48) hours to remove all items including my car from the property.

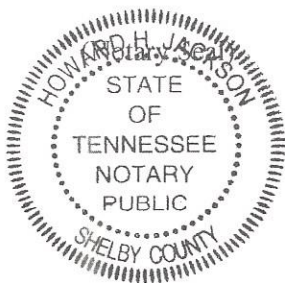
All the papers I filed in the case were denied. A request to see the oath of the Judge and Sheriff was denied. Although Judge Betty Thomas-Moore for Division 5 was assigned to the case she made no appearances in court nor signed any of the documents. All of the court papers except the Order to Continue were signed by Attorneys, Sheriff Deputies and Deputy Court Clerks; and, Michael Reed was awarded a Judgment of Ownership, "judgment possession only, not based on breach of contract for failure to pay, based on non-economic default: to wit, foreclosure, j.h.s.", by his own Attorney, in the name of Reed Holdings LLC.

Shirearl Taylor

Shirearl Taylor

NOTARY

In Tennessee State, Shelby County, on this 30 day of Oct, 2015, before me, Howard H. Jackson III, the undersigned notary public, personally appeared Shirearl Taylor, to me known to be the living woman described herein, who executed the forgoing instrument, and has sworn before me that she executed the same as her free will act and deed.



Howard H. Jackson III

Notary

Expires: November 20, 2017

My commission expires:

My Commission Expires: November 20, 2017

Affidavit of Ronald Thomas Poulson and Dulcisima Sinubad Poulson

Ronald Thomas Poulson and Dulcisima Sinubad Poulson, Affiants, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

In August 2010, J.P. Morgan Chase/EMC Mortgage returned our full monthly mortgage payment check.

On September 7, 2010, Trustee NDEx West foreclosed; and, sold our property to Bank of America, Trustee's Deed Upon Sale #2010-0444819 recorded in Riverside County, California.

On March 8, 2011, Bank of America National Association (BANA) filed an Unlawful Detainer Complaint against us in the Superior Court of California, Civil Unlawful Detainer Division, at Riverside.

On April 19, 2011, we filed a Cross-Complaint against BANA for Wrongful Foreclosure, Fraud, Breach of Contract and RICO; and, a Motion to argue BANA's case in the United States District Court for the Central District of California.

On May 11, 2011, Commissioner Kathleen Jacobs dismissed the case in the Superior Court of California, Civil Unlawful Detainer Division, at Riverside.

On December 20, 2011, Chief Judge George H. King, in the District Court, without a hearing, ruled in chambers to dismiss with prejudice the RICO charge; and, moved our remaining claims without prejudice to the Superior Court of California, Civil Division, at Riverside.

On January 23, 2012, Judge Daniel A. Ottolia, Superior Court of California, Civil Division, at Riverside, set a Case Management Hearing for March 26, 2012.

In March 2012, BANA filed a Motion to Dismiss.

In April 2012, Commissioner Paulette Durand-Barkley signed the Order to Dismiss without a hearing.

On September 22, 2011, J.P. Morgan Chase/EMC Mortgage offered us Mortgage No. 102-460-4980 on our foreclosed property.

On December 12, 2011, we received Chase Letter of Debt Collection, payment due February 1, 2012, principal and interest \$2,055.06 monthly for 420 months; total paid toward principal \$296,897.89; not including payment of taxes, insurance and fees.

On January 26, 2012, we sent check #1001 for \$566,225.00 by certified mail with a notice of Chase receipt on February 3, 2012. The \$566,225.00 has never been returned.

On December 12, 2012, Trustee NDEx West recorded Trustee's Deed Upon Sale #2012-0590069 in the County Recorder's office of Riverside, California, title to U.S. Bank.

On July 25, 2014, we filed a Quiet Title Action against Bank of America in the District Court; on July 25, 2014, Jamie Mack served our Quiet Title Action on Jan Lopinid of BANA; and on July 28, 2014, we filed Proof of Service of our Quiet Title Action on BANA in the District Court.

On August 18, 2014, we filed Notice of Default on our Quiet Title Action with Clerk of Court BANA.

On August 22, 2014, Clerk of Court filed Notice of Deficiency regarding our Notice of Default.

On September 2, 2014, Clerk of Court filed Notice of Clerical Error removing their Notice of Deficiency Default, filing our Notice of Default.

On September 5, 2014, District Court Judge Fernando Olguin chose to set aside Clerk of Court Notice of Clerical Error; and, denied our Default Judgment.

On November 14, 2014, NDEX West filed Corrected Trustee's Deed Upon Sale #2014-0446047 in the County Recorder's office of Riverside, California, title to U.S. Bank.

On December 3, 2014, U.S. Bank Attorney Michael R. Asatourian of Wright, Finlay & Zak, filed Unlawful Detainer in Superior Court of California at Riverside, Commissioner Kathleen Jacobs presiding.

On February 18, 2015, we filed a Notice of Related Cases; and, a Motion to Consolidate Civil Case No. HEC 1403068 and Federal Case No. 5:14-cv-01534-FMO-JPR; with the District Court.

On February 24, 2015, District Court Judge Fernando Olguin dismissed with prejudice our Quiet Title Action; and, denied our Motion to Consolidate.

In December, 2014, March 2015 and June, 2015, The District Court ordered a Stay on the Civil Action awaiting disposition of the Federal Action.

On June 10, 2015, Attorney Michael Asatourian filed a Motion for Ex Parte Hearing in Superior Court; objected to Federal Court Stay; and moved for speedy eviction.

On June 17, 2015, Superior Court of California at Riverside set date with notification to all interested parties of Pre-Trial Conference Hearing the following Monday for Jury Trial.

Judge Ottolia set Jury Trial date repeatedly; Asatourian responded with Motion to Continue.

In October, 2015, Asatourian moved for Summary Judgment.

We live and breathe our oath to defend the Constitution for the United States of America, and our People, against all enemies, foreign and domestic. The same oath our public servants take; an allegiance without expiration.

The flagrant constitutional violation of our property and due process to preserve that, demands a Writ of Habeas of Corpus.

Ronald Thomas Poulson
Ronald Thomas Poulson

Dulcisima Sinubad Poulson
Dulcisima Sinubad Poulson

NOTARY

In California State, Riverside County, on this 31ST day of October, 2015, before me, BRODY M. MAUR NOTARY PUBLIC, the undersigned notary public, personally appeared Ronald Thomas Poulson and Dulcisima Sinubad Poulson, to me known to be the living man and woman described herein, who executed the foregoing instrument, and have sworn before me that they executed the same as their free will act and deed.

(Notary Seal)



Brody M. Maur
Notary

My commission expires: MAY 10, 2019

Affidavit of Rolando E. Ramirez

I, Rolando E. Ramirez, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

In April 2014, I left the home of my wife, Rosa Fuentes Ramirez, at her request.

On November 20, 2014, my wife, Rosa, filed for custody of my daughter, Sara Michelle Ramirez, born August 13, 2003, Family Court Case No. V22271-14.

On December 17, 2014, I filed a counter-claim for custody, Family Court Docket No. V24062-14.

On February 10, 2015, I had a court appearance in my counter-claim for custody. I heard Judge Juanita E. Wing order a CPS investigation of my wife, Rosa, on the basis of my testimony that Rosa's older daughter, Alisson Nicole Saravia Fuentes, had not attended school for months. My daughter, Sara, began to complain about having to attend school. Sara had numerous late school arrivals and absences. After the hearing, my niece Elvia Saravia Fuentes heard Rosa say that Alisson had not gone to school for most of 2014; and, had stopped going to school in December, 2014; and, that Rosa said I was trying to hurt her by provoking the ACS investigation.

On February 25, 2015, Elvia told me she heard Rosa say that Rosa told CPS that I was a drug addict; that in February, 2014, I had beaten Rosa's son, Kevin Ventura; and, that CPS could not bring charges because Kevin was an adult at the time.

On February 27, 2015, my mother Fidelina Saravia told me a Spanish-speaking person from CPS called and asked Fidelina to say that I was a child molester; that I locked myself in my room with Sara; and, that I slept in bed with Sara.

On February 27, 2015, CPS Case Worker Kasey Haynes called me to come to the CPS Office to answer allegations against me. After waiting in the CPS office for three hours, Arresting Officer Raymond Abear, Tax Registration #927776, arrived, handcuffed me, booked me and jailed me without informing me of the charges, without presenting an arrest warrant and without reading my rights.

On February 28, 2015, Officer Abear submitted his deposition stating Alisson's three (3) charges of rape against me.

On March 1, 2015, my court-appointed Defending Attorney Judah Maltz told me I was arrested on statutory rape charges.

Despite CPS having multiple interviews with members of my family, CPS has provided no documentation, recordings or transcripts of the conversations purported to support allegations against me of sexual abuse of Alisson or Sara.

On March 4, 2015, CPS requested that Judge Marybeth S. Richroath remove both Alisson and Sara from Rosa's home. CPS charged Rosa and me with abuse and neglect. CPS Petition, Addendum I, says Rosa and I failed to provide care and supervision; and, failed to protect Alisson from sexual abuse. Addendum III, item #2, says that removal of both Alisson and Sara was necessary to avoid imminent risk. At the time of the CPS Petition, I had

not been living in the home since April, 2014. Addendum III, item #3 says reasonable efforts to prevent removal of Alisson and Sara had been made; that CPS worked with the family in 2011 when it was discovered that Alisson and Kevin were having sex; that CPS developed a safety plan; that with this new disclosure of sexual abuse, CPS held a Child Safety Conference; and, that CPS explored resources.

In 2011, we discovered that Alisson and Kevin were having sex. We implemented our own safety plan. We took Alisson and Kevin to a therapist. The therapist involved CPS. We returned Kevin to the home when the therapist recommended it. CPS worker Ms. Green could not find a summer camp for Alisson. We took care of the situation on our own initiative. We involved other family members to provide supervision of Alisson. Alisson was never left alone in the home. Until March, 2014, either my sister Rosario or my mother Fidelina watched Alisson when Rosa worked; or, Rosa took Alisson to work when Alisson was not in school, including weekends. CPS closed the case. CPS found nothing wrong with our family.

I requested a copy of the Court Order removing Alisson and Sara. I was told by CPS and the Court Clerk that only an attorney could request the documents.

Rosa was never arrested. Charges of abuse and neglect against Rosa are pending in Family Court. No charges against Rosa were taken to Criminal Court. Elvia heard Rosa's court-appointed Defense Attorney Matthew Wolf and Teresa, who is both an Interpreter and part of the Wolf legal team tell Rosa to plead guilty in order to avoid trial and permanent loss of custody of Sara. Family Court does not make plea bargains nor hold jury trials.

On March 9, 2015, my sister Rosario Saravia, my mother Fidelina Saravia, my niece Elvia Saravia Fuentes, my sisters-in-law Anabel Fuentes and Mina Miranda Fuentes appeared in Family Court presenting themselves as family members wishing and able to care for Sara. Elvia told CPS worker Haynes that Kricia Fuente was also available to care for Sara. The Judge verbally ordered CPS to work with the family to return Sara and Alisson home. CPS determines approval of Next of Kin Placements. I hired Attorney Henry James Joseph to represent my sister Rosario Saravia in a Next of Kin Petition.

On April 1, 2015, Sara told family members that CPS workers and Criminal Case Prosecutor, Assistant District Attorney George Kanellopoullous, made efforts to have Sara testify against me. Sara told me that CPS workers and Kanellopoullous accused Sara of knowing that I abused Alisson; and, that Sara is covering for me. Sara says that CPS workers and Kanellopoullous told Sara that I came home from work before Rosa; and, that I was left alone with Allison while Rosa was working. Sara says that when she told the CPS workers and Kanellopoullous that these things are not true, CPS workers and Kanellopoullous told Sara that Sara is lying. Sara says that Sara's foster mother often told Sara that I am a monster; and, that I molested Alisson. Sara cried during a supervised visit begging me to do something to take her out of foster care. Sara said she wanted to go to court to speak to the judge herself.

On May 27, 2015, Child Protective Specialist Kasey Haynes said she would allow Next of Kin placements only to relatives who became foster parents. Haynes denied my mother Fidelina who is 80 years old, saying Fidelina was too old. Haynes denied my sister-in-law Anabel and my niece Kricia because they are undocumented immigrants. Haynes denied my sister-in-law Mina because she has a night job; and, thus could not attend foster care classes. Haynes denied all my family members on the grounds that any of my relatives would tamper with Sara as a witness in the criminal case against me.

On June 17, 2015, my niece Elvia and my sister Rosario asked Attorney Henry James Joseph, the attorney I hired, to help secure a Guardianship for which Rosaria and Elvia had already filed. Instead, Attorney Joseph

filed a Next of Kin Petition. Rosario and Elvia told Joseph that Sara was pleading to come home; and, that Sara wanted to speak to the judge. I told my CPS court-appointed Attorney Tammi D. Pere about Sara's wishes.

On June 18, 2015, the Motion for Kinship Placement for Sara was heard by Judge Connie Gonzalez. Child Protective Attorney Tracey Clarry said she had e-mails from my sister Rosario and my niece Elvia which proved they were both trying to coerce Sara into telling Alisson to drop her case against me. Gonzalez asked Clarry to produce the e-mails. Clarry said she did not have them. Clarry said she would present them at a later hearing. Clarry has never produced the e-mails she referenced. Clarry told Gonzalez that Sara had never cried during supervised visitations with me. Clarry never told Gonzalez that Sara was being moved to the third Foster Home; that the Foster Care Agency did not have a Foster Home for Sara; and, that Sara was being placed in a temporary Foster Home. Clarry asked to delay the two-part CPS Hearing until August 6, 2015 and August 11, 2015.

On August 6, 2015, Gonzalez said Sara would not continue in foster care; and, that Sara would be placed with a family member. Attorney Clarry told Judge Gonzalez that Sara had been moved three (3) times. By August 6, 2015, Sara had been moved four (4) times. At one point Child Protective Specialist Kasey Haynes and Foster Care Planner Martha Trinidad said the emergency placement should not be counted.

On August, 10, 2015, Rosario gave me a recording of a conversation Rosario had with Rosa in which Rosa said that foster care agency workers continued to press Rosa to confess to the charges in order to get Sara back. Rosa told of many threats CPS workers and Foster Care Workers made to press Rosa to confess.

On August 11, 2015, Attorney Clarry announced a parole placement of Sara with her mother Rosa. CPS workers, Attorney Wolf and Teresa told Rosa that if Rosa allows any of my family to communicate with Sara, CPS will take Sara back. CPS allows me only supervised visits with Sara during which time I am not allowed to ask Sara about her wellbeing, her school or her health.

A Police Precinct Desk Officer told me a copy of the police report could only be released to an attorney. I asked my court-appointed Defending Attorney Judah Maltz to obtain the Police Report for me. Maltz said I had to be indicted before I could have the Police Report. Maltz said Attorney Kanellopoullous would send Maltz all the evidence against me once the Grand Jury handed down an Indictment.

I requested a speedy trial because Sara was in foster care awaiting release to me or a relative were I pronounced innocent of all criminal charges against me. Maltz told me there was no such thing as a speedy trial; that I had to go through the process; and, that Maltz had no power to move for or to obtain a speedy trial. I told Maltz I wanted to testify before the Grand Jury. Maltz told me not to testify because on cross examination Kanellopoullous would use my testimony against me to convict me.

I retained Attorney Michael Discioarro to defend me. As soon as I was released from jail, I asked Discioarro to help me get Sara out of foster care. Discioarro said I had to wait to be cleared of all criminal charges. I told Discioarro that Rosario, Elvia and Fidelina could care for Sara. Discioarro said my family had no right to petition for the care of Sara or for visitation.

I asked both Attorneys Maltz and Discioarro to subpoena my contractors for sworn testimony that I worked two jobs and weekends. Both attorneys refused to get evidence in my defense from my contractors; advised me that it does not work this way; and, that, instead, I had to wait to see what Attorney Kanellopoullous "had" on me.

Both Attorneys Maltz and Discioarro told me that Attorney Kanelloupollous was not obligated to share evidence against me until point of trial; and, that District Attorneys often do not provide evidence until point of trial.

I fired Attorney Discioarro because he insisted a plea bargain was my only defense. I will not confess to something I never did.

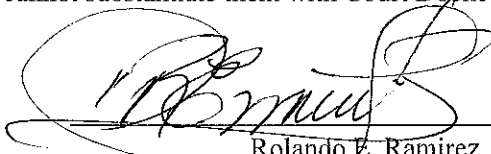
My accuser has not prepared a sworn, notarized Affidavit of her accusations against me. Affidavits on my behalf speak to the fact that Rosa kept Alisson with her during all times I was in the home.

I was denied the right to defend myself. Attorneys Maltz, Discioarro, and Pere told me that if I tried to defend myself, I would be put in jail for sure; and, a lot quicker than if I used an attorney. Under the pressure of this argument I accepted Maltz.

Maltz did not obtain the police report; Maltz did not obtain the Arrest Warrant; Maltz did not obtain sworn Affidavits from my accuser; Maltz did not obtain the CPS reports which lead to my arrest; and, Maltz did not obtain the a copy of the Indictment. I tried to obtain these, both from the Clerk of Court and from the Police Precinct. I was denied; and, told that only my attorney could obtain these documents.

On October 16, 2015, Attorney Maltz said the Court Appearance on this day was because I had been indicted by a Grand Jury; but, that he would not receive a copy of the Indictment until after I have been arraigned. At the Court appearance, I learned that I had been indicted on October 1, 2015; and, that the date of my Arraignment was November 2, 2015.

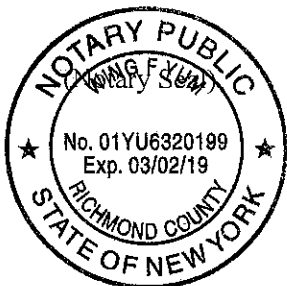
Dates are as best as I can remember under stress since I cannot substantiate them with Court Dockets.

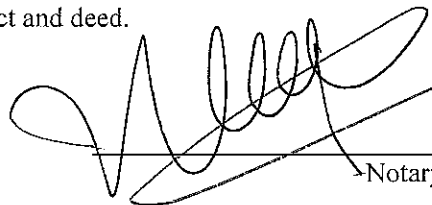


Rolando E. Ramirez

NOTARY

New York State, Richmond County, on this 3rd day of November, 2015, before me, Rolando E Ramirez, the undersigned notary public, personally appeared Affiant's Full Name, to me known to be the living man described herein, who executed the forgoing instrument, and has sworn before me that he executed the same as his free will act and deed.





Notary

My commission expires: 03/02/19

Affidavit of Elvia D. Saravia Fuentes

I, Elvia D. Saravia Fuentes, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

On February 9, 2015, my Aunt Rosa Fuentes Ramirez called me to ask me if I knew what reasons my Uncle Rolando E. Ramirez was going to give in Court for seeking custody of Sara Michelle Ramirez. I told Rosa that Rolando said Sara had poor school attendance caused by the chronic school absenteeism of Alisson Nicole Saravia Fuentes, older half-sister of Sara. Rosa said Alisson had stopped going to school. Rosa said that she was afraid Rolando would call Immigration to report that Rosa had lied on her Immigration Visa which would cause Rosa and her daughter Alisson to lose their immigration status. I assured Rosa that Rolando was not planning to do that.

On February 10, 2015, Rosa called me to tell me that Rolando had provoked a CPS investigation that would get Rosa in trouble by telling the Judge that Sara had poor school attendance and that Alisson was not going to school. Rosa said she was not going to let Rolando get away with it; and, that she was going to make him go down with her by telling CPS that Rolando had hit her children.

On February 23, 2015, Rosa called me to ask me to care for Sara for a week during school vacation. While in my care, Sara told me that her mother Rosa was trying to make Sara tell the authorities that her father had hit her and Alisson in February, 2014. In February, 2014, Rolando had kicked the adult son of Rosa, Kevin Ventura, out of the house because Kevin would neither go to school nor get a job. Sara said that Rosa and Rosa's sister-in-law Mina Miranda told Sara, "Remember your Didi hit Kevin and Alisson the day Didi kicked Kevin out." Sara said it was not true; that her father had fought with Kevin; but, not with Alisson. Sara said she was very sad and wanted to die; that she had told her mother Rosa she did not want to go to work with her that week; that she wanted to be with her father; and, that she had told her mother, "Take me to my Didi."

On February 24, 2015, Rosa told me that Sara refused to say anything bad about her father no matter how much Rosa and Mina tried to coerce Sara.

On February 25, 2015, Rosa told me that CPS had come to her home; that Rosa told CPS that Rolando hit Kevin twice and Alisson once; and, that CPS told Rosa that since Kevin was an adult and since it happened only once with Alisson a long time ago, CPS could not press charges against Rolando. Rosa said CPS asked why Rosa had not called the police; but, Rosa did not tell me why she had not called the police. Instead, Rosa said she was upset that CPS did not press charges against Rolando. Rosa asked me to call the Domestic Violence Hotline to find out if CPS was correct about not pressing charges against Rolando. I called 311 and got a number for the Domestic violence Hotline. When I called Rosa to give her the number, Rosa said she did not need it anymore because she and Alisson had figured things out. When I asked what she meant, Rosa said, "Don't worry. I don't need the number anymore."

On February 27, 2015, Rosa told me that she had a meeting with CPS later that day and wanted me to keep Sara; that Alisson was threatening to tell CPS bad things about her mother to get her mother arrested; and, that Rosa wanted me to keep Sara if anything happened to Rosa. I asked Rosa why Alisson would lie to get her mother arrested. Rosa replied that Alisson had threatened that she would. I suggested that Rosa tell CPS about Alisson's threats and speak to Alisson's therapist about it because it sounded to me like Alisson was getting out of hand.

On February 28, 2015, Rosa called me from the CPS office to tell me that Rolando was arrested on accusations by Alisson; that CPS had requested that Rosa be taken to a psychiatric ward; and, would I take Sara. I said that I would; but, I heard a CPS worker say, "Forget about her [Elvia]. Forget about her [Elvia]."

On March 2, 2015, I visited my aunt Rosa in the psychiatric ward. Rosa was on suicide watch. I asked Rosa what had happened. Rosa said CPS workers attacked her verbally; made accusations against her; she had a panic attack, covered her ears with her hands and said, "I want to die"; so, CPS workers called 911 to take Rosa to the hospital. I asked Rosa why she had not told CPS that Alisson lies. Rosa said she had; but, CPS did not believe Rosa. Rosa said Alisson was retaliating because Rosa had threatened to file a complaint with both CPS and the Police against Alisson for not going to school; that she told Alisson she would likely be picked up by the police and put in a court-supervised program; to which Alisson had said, "Go ahead. You are the one who will go to jail."

In October, 2013, Alisson had told me she would get her mother arrested if Rosa ever called the Police about her not going to school. I asked Alisson on what basis she would get her mother arrested to which Alisson responded with a smirk but not in words.

In July, 2011, my Grandmother Fidelina Saravia told me that she was afraid of Alisson because Fidelina finds Alisson at home when she should be in school; Fidelina tells Alisson she will report her to the authorities; and, Alisson responds, "Go ahead. See what happens to you. You are the one that will get arrested." Fidelina told me Rosa and Alisson fight all the time; Rosa cries all the time; Rosa wakes Alisson early to take her to work with her so that Alisson will not be left alone with Kevin; and, Alisson tells her mother, "One day you will regret this. Take Kevin to work. Leave me home."

Alisson has been threatening people with things based on lies for a long time. Another example was that in 2011 Alisson perpetrated a series of events based on a lie that her biological father was going to harm various members of both her mother's family and Rolando's family. Both families followed through with investigations and precautions at that time; my mother Rosario Saravia found the absent biological father in California; Rolando and Rosa confronted Alisson with their discoveries proving this to be a threat based on a lie; and, Alisson responded, "So what! It was a joke."

On April 1, 2015, Sara told me CPS and Assistant District Attorney George Kanellopoullous told Sara that her father came home early from work; that her mother came home late from work; that Alisson was alone in the house with Rolando; that Sara knew her father was molesting Alisson; and, that Sara was covering for her father. Sara told me that CPS and Kanellopoullous did not believe her when she told the truth; but, instead told Sara, "No! No, you are lying."

On April 9, 2015, Sara told her father that Alisson wanted Sara to give her father the message that Alisson was sorry for getting Rolando in trouble; and, that her mother had made her do it. Foster Care Agency Case Planners Cassandra and Darvin Irizarry said that Sara was a liar. I asked Casandra to document this incident. Irizarry said, "No, we will not document anything about this."

During court appearances related to the Next-of-Kin Placement for Sara, CPS Attorney Tracey Clarry accused me and my mother Rosario of coercing Sara to lie on her father's behalf. Clarry said she had e-mails from me and my mother to prove it. The Judge asked Clarry to provide these e-mails. Clarry said she would at the Hearings scheduled for August 6, 2015 and August 11, 2015; but, Clarry never provided these e-mails. I have never sent Sara any e-mails or text messages asking Sara to lie for her father.

On August 11, 2015, I heard Rosa's Defending Attorney Matthew Wolf and his Assistant Teresa tell Rosa that if Rosa pleads guilty, she will not go to trial; and, CPS will not take Sara. Wolf told me to tell Rosa that CPS will purposely postpone the CPS Hearing to prevent Rosa from testifying so that her testimony will not be used in my uncle's criminal case. Wolf said that if Rosa goes to trial, she will most likely lose Sara permanently; and, CPS will

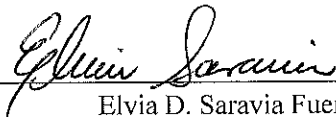
not give Sara to her father, mother or any paternal family member. Wolf told Rosa she should not speak to any of the paternal family members; and, should not allow any paternal family members to speak to Sara by phone, text, or e-mail.

Numerous times I heard Rolando tell his Criminal-Court-Appointed Defending Attorney Judah Maltz that Rolando wanted to open a Court of Record to invoke Common Law; he wanted Maltz to present a sworn Affidavit to the Court; and, he wanted Maltz to request that Alisson provide a sworn Affidavit. Maltz replied that Affidavits are hearsay; and, that the Judge would dismiss any and all Affidavits. I asked Maltz to prove the Court had Jurisdiction over Rolando. Maltz replied that there is no such thing as Common Law, Constitutional Rights or Courts of Record; and, that if Rolando moves to open a Court of Record, the Court will dismiss the Motion.

In September, 2015 Maltz told Rolando not to testify before the Grand Jury. On November 2, 2015, Maltz told Rolando that Maltz had told Rolando not to testify before the Grand Jury because the District Attorney would use Rolando's testimony to influence Alisson's testimony in order to win the case. Rolando and I spoke to Maltz about Due Process, complained that Rolando was in the wrong jurisdiction because criminal cases must go under Common Law and that there must be a sworn Affidavit from the accuser. Maltz appeared upset; replied that he would lose his license were he to present this reasoning to the Court; and, warned Rolando that using these arguments would make his case worse. Maltz told my uncle and me that there is no such a thing as Common Law.

I asked Maltz to obtain a copy of the Arrest Warrant and the Oath of Office of the Judge; to which Maltz replied, "Let us go to court right now. I will see you two in court." Despite this reply, I gave Maltz a list of documents to obtain for Rolando which included a copy of the Arrest Warrant, the Order for Removal of Sara, a copy of all CPS Reports, Transcripts or Recordings of Statements made by Alisson and a copy of the Oath of Office for all Judges involved in both the Family Court and the Criminal Court cases. Maltz gave the list back to Rolando.

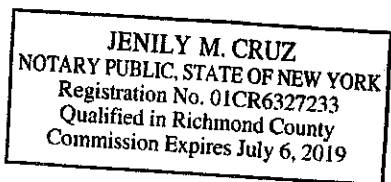
On this same day Rolando and I went for the third time to the Clerk of Court to get a copy of the Docket. The Clerk of Court allowed us to look at the docket. I saw papers filed in the Docket, which Docket we had been told was empty when we had asked for it before. I saw a letter from Kanellopoullous which to the best of my memory gave Rolando eight (8) days to provide an alibi and fifteen (15) days to provide evidence such as audio recordings which Rolando intended to use. Maltz never provided Rolando with the letter which was dated prior to the Grand Jury Indictment. No Affidavits have been presented in Court. Maltz told my uncle and I that there is no evidence; only an allegation.



Elvia D. Saravia Fuentes

NOTARY

In New York State, Richmond County, on this 5th day of November, 2015, before me, Jenily M. Cruz, the undersigned notary public, personally appeared Elvia D. Saravia Fuentes, to me known to be the living woman described herein, who executed the forgoing instrument and has sworn before me that she executed the same as her free will act and deed.

(Notary Seal)




Notary
My commission expires: July 6, 2019

Affidavit of Debra L. Rabold

I, Debra L. Rabold Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

On the morning of March 13, 2003, I learned my son, Aaron Daniel Rabold, had been arrested by Fern Ridge Police Officers. I telephoned the Fern Ridge Police Department. I spoke with an officer there. The officer said they were questioning Aaron. I told them that Aaron is prone to hypoglycemia brought on by not eating, lack of sleep and stress; and, that it is very important that Aaron's blood sugar not drop too low. Low blood sugar would result in Aaron being unable to communicate with the police. The officer asked if he should give Aaron a candy bar. That would make his blood sugar rise sharply; and, then descend rapidly creating more problems. He needs protein to stabilize his blood sugar. I felt at the time that the officer had no knowledge of blood sugar disorders; how it can affect a person's behavior and ability to function; and, that they should not question Aaron without a lawyer present. The Police Arrest Report differs significantly from the conversation I had with the Police. Aaron told me he did not remember being Mirandized.

The Police claim Aaron made a statement; but, there is no document signed by Aaron. Aaron has not been able to tell me in his own words what happened. I believe Aaron was not able to tell the Police Officers what had happened that morning; nor, competent to waive his Miranda Rights; nor, to be questioned.

On March 29-31, 2005, I was present at Aaron's trial. Dr. Sadoff said, "He [Aaron] did great in school when he was seven (7)." That was a lie. Aaron did not do well in school when he was seven (7). School Guidance Counsellor, Mrs. Sobers, tested Aaron and found he was dyslexic. Aaron was placed in a half-day kindergarten class with five-year-old students. After school each day Aaron was so exhausted he fell asleep in the car on the way home. Aaron never did well in school. He received remedial tutoring in school; and, was placed in special education classes. School has always been a struggle for Aaron.

On March 29-31, 2005, Dr. Sadoff said, "Well, he got his GED." Aaron received his GED while in residential rehabilitation placement. He received special tutoring and designed testing to guarantee passing, which he did, with quite a struggle.

On March 29-31, 2005, Dr. Sadoff said, "In the relative quiet of the prison..." Prison is not a quiet place. Noise reverberates off the walls; and, is very disturbing. I doubt that any member of the jury has experienced the prison environment.

On November 9, 2007, Aaron was transported from SCI Albion, Erie County, PA, to SCI Rockview, Centre County, PA, after I filed a Habeas Corpus Petition in the federal court on November 6, 2007. Aaron was held for three (3) weeks during which time he was tortured with electricity; and, forcibly injected and forced to consume psychiatric medication against his will and contrary to the needs of his frail medical condition.

On November 30, 2007 Aaron was transported to SCI Waymart, Wayne County, PA.

On December 10, 2007, I visited my son. I am a licensed nurse. Aaron had torture marks from electrical burns on his right wrist and forearm; he experienced negative physical and mental side effects from the drugs; he weighed 130 pounds at 6'1" and was emaciated and weak; he encompassed the largest part of his thigh with his fingers touching; he told me he was being forced psychiatric drugs against his will contrary to his diagnosis of Autism Spectrum Disorder, severe malnutrition, multiple digestive disorders, chronic fatigue and frail medical condition; he asked that the medication cease; his requests were ignored; the dosages were increased; more medications were forced upon him; another inmate punched Aaron giving him a black eye, swollen left jaw and the inability

to close his jaw properly; Aaron has a history of serious spinal injuries and suffers pain from these; and Aaron reported pain in all his joints, dry mouth, digestive upset, neurological disorders and other negative side effects.

I requested by way of conversation with SCI Waymart Superintendent Joseph Nish and Counselor Eric Reakes in person, by phone, in faxed letters and by US mail, including filed legal documents, that Aaron be examined by Dr. Harold Buttram, MD, FAAEM and by Dr. Rowena De Jesus, DC. My request was denied.

I visited Wayne County District Attorney twice, sent faxed letters, made phone calls reporting Aaron's condition and requested an investigation. I told Federal Judge Richard P. Conaboy, Chief Federal Judge Yvette Kane, Speaker Dennis O'Brien, US Senator Robert P. Casey, Jr., US Senator Arlen Specter, the PA Supreme Court, the Monroe County Court, David Hostetter of the PA Commission on Wrongful Commissions, Senator Stewart Greenleaf, Senator Robert J. Mellow, Representative Mario Seavello, Dr. Stefan Kruzsewski, MD, Dr. Harold Buttram, MD, FFAEM, newspaper reporters and others. The forced drugs continued and increased. Aaron's condition worsened.

On May 1, 2008, I visited Aaron; and, cut my visit short to immediately report to Senator Casey's Scranton Office that Aaron was being forced four (4) or five (5) psychiatric drugs that carry life-threatening and disabling side effects. Aaron's circulation and respiratory function, i.e., oxygenation has been compromised; his hands are blue; he is unable to stay warm; and, he shakes uncontrollably.

Aaron has told me, "They are killing me here. I am being tortured and going through hell. I cannot even tell you what is going on in here." Aaron tells me that all the inmates on his ward are being over-medicated so that they spend the day lying on the floor in drug-induced exhaustion just like Aaron. Aaron tells me that Ewa Gaddis, MD, License No. MD418919 was prescribing the medications; and, Stephen Nezezon, MD, MD037163E, was a party to the situation.

Independent investigators looked into the case and found Aaron innocent of the charges. Aaron is innocent, physically and mentally disabled; and, being held prisoner and being tortured. Forced over-medication is unethical and life-threatening. The neglect of Aaron's medical needs; and, the refusal to obtain appropriate medical care from outside practitioners is unethical and life-threatening.

For these reasons I appeal for a Writ of Habeas Corpus.

Debra L. Rabold
Debra L. Rabold

NOTARY

In Pennsylvania State, Monroe County, on this 7th day of November, 2015, before me, Bridgette N Horney, the undersigned notary public, personally appeared Debra L. Rabold, to me known to be the living woman described herein, who executed the forgoing instrument, and has sworn before me that she executed the same as her free will act and deed.

Bridgette N Horney
Notary

My commission expires: 6/11/17



(Notary Seal)
COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Bridgette N. Horney, Notary Public
Hamilton Twp., Monroe County
My Commission Expires June 11, 2017
MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

Affidavit

Affidavit of Denise Merritt

I, Denise Merritt, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

On or about June 27, 2015, Janie R. Sanders was a passenger in a vehicle traveling in or around the vicinity of Kansas City, Missouri. Missouri Highway Trooper Elizabeth Lusk pulled the driver over for not having a front license plate; searched the vehicle; and, found a package of cigarettes which contained a small amount of methamphetamine that belonged to the driver.

On or about June 27, 2015, the Missouri Police arrested and charged both the driver and Sanders with a Class C Felony Possession of a Controlled Substance of 35 grams or less of marijuana.

On or about June 28, 2015, Sanders was incarcerated at Lafayette County Jail in Lexington, Missouri, where she continues.

On July 8, 2015, Lafayette County Judge Kelly Ann Rose ordered a "Failure to Appear Arrest Warrant".

On August 19, 2015, Rose scheduled "Bond Forfeiture Hearing" for September 30, 2015.

On November 6, 2015, Rose scheduled a "Hearing & Trial" for December 2, 2015.

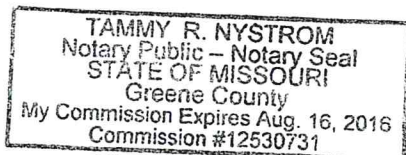
I am acting as Sanders' Next Friend; and, am petitioning that a Habeas Corpus be filed on her behalf to fully remove her from the Lafayette County Courts and all charges.

Denise Merritt
Denise Merritt

NOTARY

In Missouri State, Webster ~~Lafayette~~ County, on this 23 day of Nov, 2015, before me, Tammy R Nystrom, the undersigned notary public, personally appeared Denise Merritt, to me known to be the living woman described herein, who executed the forgoing instrument, and has sworn before me that she executed the same as her free will act and deed.

(Notary seal)



Tammy R Nystrom
Notary

My commission expires: 8-16-16

Affidavit of Debra Rabold

I, Debra Rabold, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

I met Robert "Bob" Benchoff, aged 62, five (5) years ago in the Visitation Room at SCI Dallas in Luzerne County, Pennsylvania. Bob told me about himself and the circumstances around which he is imprisoned; and, the continual denial of parole.

The DOC has re-sentenced Bob without a Hearing; the DOC misclassified Bob as a violent offender; resulting in the requirement of more points to gain parole; and, the DOC admits its error; but, refuses to correct it; thus violating their own policies.

Bob has complied with all programs DOC has required of him; and, has maintained a record of good behavior for almost 21 years. DOC has used his education, knowledge, skills and work ethics all these years; and, he has been an asset to them. Bob is a problem solve; not a problem maker.

Victim Advocate lodges objections to every request Bob makes for parole. I fear that the hatred his ex-wife harbors in her heart contributes to a possibility that she uses her influence as a law clerk to adversely affect Bob's parole requests. Bob poses no threat to anyone; has no intention of living in close proximity to his ex-wife; his children are now adults; and, he intends no harm to them.

A 32-year sentence is excessive; and, amounts to cruel and unusual punishment. Bob has been in prison too long; he should be released and allowed to move forward with his life.

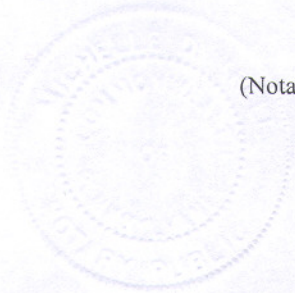
Debra Rabold
Debra Rabold

NOTARY

In Pennsylvania State, Schuylkill ~~Monroe~~ County, on this 30th day of Nov, 2015, before me, Michelle D. Krell, the undersigned notary public, personally appeared Debra Rabold, to me known to be the living woman described herein, who executed the forgoing instrument, and has sworn before me that she executed the same as her free will, act and deed.

Michelle D. Krell

Notary



(Notary seal)

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Michelle D. Krell, Notary Public
Tamaqua Boro, Schuylkill County
My Commission Expires Dec. 27, 2016
MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

My commission expires: 12/27/16

Affidavit of Arthur Lentz

I, Arthur Lentz, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

I met Robert Benchhoff when I was a new-hire engineer; we were assigned to implement a robot into production welding. Even though our age differs by twenty-three (23) years, we had much in common: his children Brooke and Brian were the same age as my son; and, our wives spent their days shopping, decorating and attending PTA and Cub Scout meetings together. I would venture to say they were our closest and dearest friends and vice versa.

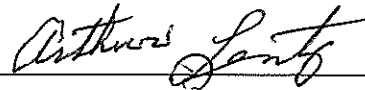
This close relationship existed until Robin found I had extended sympathy to Bob upon his mother's death which occurred after the tragic incident for which Bob, Robin and his children have paid so dearly. I believe Robin's vindictiveness has blinded her. I believe her rage and desire for revenge moved Robin to write Bob's employer and coerce her son to lie on the witness stand. It deeply grieves me to watch in Robin's case how intense hate can become.

Robin wrote a letter to my wife wherein Robin writes of the profound difficulty she knew Bob would face were she to withhold Bob's children from him on Christmas in 1994.

I vividly recall attending Bob's Sentencing Hearing at the Franklin County Courthouse before which Bob's Defending Attorney Allen Welch, in the little ante-room, ventured to tell us that Bob may well go home with us "for time served". Welch told us that was his "gut feeling".

Now after nearly 21 years, nearly 7,665 days and nights, expenses to the State of Pennsylvania for housing of nearly \$1 million, Bob continues imprisoned, deprived of his children, his caring skills robbed from the children. Has he not served his time? What more would the State like to take from Bob Benchhoff? It is doubtful there is much more to take.

I feel most people would comprehend a devoted father making a poor choice and "losing it" on Christmas Day when denied any interaction at all with those he loved and to whom he was most devoted. It must be remembered that no one was killed; and, no one sustain lasting physical harm. Certainly, after all this time, with Bob's previously unblemished record, the State of Pennsylvania should view Bob as someone who has "served his time" and deserves an opportunity to resume his life.

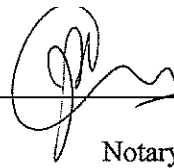


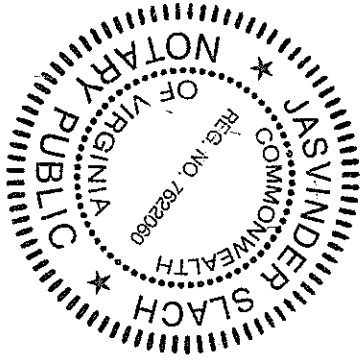
Arthur Lentz

NOTARY

(In Pennsylvania State, Franklin County) on this 30th day of Nov, 2015, before me, Arthur Lentz, the undersigned notary public, personally appeared Arthur Lentz, to me known to be the living man described herein, who executed the forgoing instrument, and has sworn before me that he executed the same as his free-will act and deed.

(Notary seal)


Notary

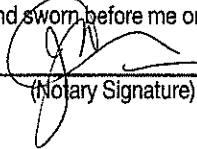


Page of 1

My commission expires: 10-31-2018

15 11 28 10:30lp

State of VT County of Cheshirefield
Subscribed and sworn before me on 11-30-2015
(Date)


(Notary Signature)

Affidavit of Delores Lentz

I, Delores Lentz, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

In November 1986, I met Robert Benchhoff. My husband Art and Robert were engineers at the same firm. Robert often offered Art rides to work to allow me the use of our family car while visiting York before we officially moved there from Richmond. Robert advised me on where to shop for my children as he had a son and a daughter close in age to my son. My husband and I became close friends with Robert and his wife Robin.

On or about August 4, 1994, Robin Benchhoff separated from Robert. Robin moved to Chambersburg, Pennsylvania. In a telephone conversation in late 1994, Robin told me that she broke into Robert's Voice Mail because of suspicions that Robert was seeing another woman Robin told me she knew it was illegal to break into Robert's Voice Mail. Robin told me that Robert was indeed leaving and receiving messages from a woman who worked at the same firm where Robert worked.

On December 22, 1994, Robin hand wrote me a letter in which Robin wrote: *"his [Robert's] mother asked me if I would at least talk to him [Robert]. She [Robert's Mother] was so afraid that he [Robert] would go off the deep end if he could not be with his kids at Christmas. ... He gave up his wife and kids for another woman... I have no sympathy for this man being alone over the holidays... I have visions of him showing up here Christmas morning or of getting a phone call saying he is suicidal..."*

The events of that Christmas night proved all these fears to be correct. He could not survive it intact; and, in fact, has been incarcerated since that Christmas Day, almost 21 years ago.

On or about December 27, 1994, I returned home from Richmond. Robin's picture was on the front page of the York Daily Record newspaper with an account of the events of Christmas night. In the picture Robin appears to have been severely wounded. Robin told me the summer before that red marks are an exaggerated rash; a side-effect of medication she took. I told Robin that picking at the rash exacerbated it.

That last week in December, 1994, I spoke with Robin by phone. Robin told me that she felt going to the media; and, getting involved with the group "Stop the Abuse"; would help her position in pursuing criminal charges against Robert.

Late in the next year, 1995, the group "Stop the Abuse" attended Robert's Trial in mass, wearing their buttons promoting their cause. Martha Walker, wife of Judge Walker, which Judge was presiding over Robert's Trial, was affiliated with the group "Stop the Abuse" and the group "Women In Need".

In 1998, Walker was removed from Robert's case for "conflict of interest". Judge Douglas Herman upheld the 6-32 year sentence Walker had imposed.

At the end of 1995, Robert's then 12-year-old son, Brian Benchhoff, testified against his father that his father had physically abused him on a number of occasions. No character witnesses were called to testify on Robert's behalf.

In 1997, I testified at an Evidentiary Hearing that Robin told me that she had coached Brian as to what his testimony needed to include. Robin told me, *"Brian knew what he had to say if he wanted to have a mother."* Robin said her lawyers were not going to put Robert's then 9-year-old daughter Brooke on the stand *"...as she was a loose cannon. They could not trust what she would say."* I testified that Brian's testimony at the 1995 trial was and is unbelievable to me. I knew Robert and his children. They were exceedingly close. Robert was father and best friend to his children. Robert entertained his family and children when not at work and on the

weekends. Others - Dr. William Unwin and his wife, Ann Unwin; Captain USPHS (Retired) Donald Benchhoff; Deborah Durrante; and, Arthur Lentz - testified at the 1997 Evidentiary Hearing as to Robert's character, his relationship with his children, his reputation and his standing in the community.

Beginning in 2010 and continuing through 2014, there are repeated Negative Recommendations by Prosecuting Attorney Matthew Fogel. I believe this begs the question: "Who is requesting these submissions?"

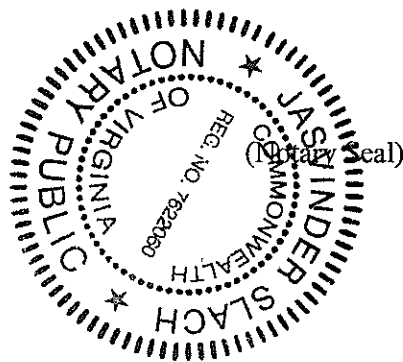
It is my belief that Robert offered an Exhibit in proof of a Misclassification of Offender Status of Violent Offender early in the process of Robert's incarceration which has adversely affected his requests for parole.

About a year ago Robin hand wrote that Brian, now 32 years old, is "emotionally fragile". It is my belief that Robin caused abuse and suffering to Brian, which has no relief or end, as Brian cannot recover from what Robin and her lawyers inflicted on him when he was too young to understand the consequences he would pay throughout his entire life for falsely testifying against his beloved father. Robin once told me she had assured Robert that "...if ever there was another woman, he would pay with his children." I believe there only remained that the children too would pay; and, dearly at that!

Delores Lentz
Delores Lentz

NOTARY

In VA State, Chertysfield County, on this 30th day of NOV, 2015, before me, Delores B Lentz, the undersigned notary public, personally appeared Delores Lentz, to me known to be the living woman described herein, who executed the forgoing instrument, and has sworn before me that she executed the same as her free will act and deed.



[Signature]
Notary

My commission expires: 10-31-2018

Affidavit of Lily Helen Ko

I, Lily Helen Ko, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

At the beginning of April 2014, Department of Family & Children's Services (DFCS) Social Worker Suenia Romero came to my home concerned that my son's Grandmother Denise Ko had killed our two (2) kittens; interviewed separately first me; then my son; then my daughter; commented that my daughter needed to see a dentist and my son's ribs showed through his shirt; and, left.

On or about the middle of April, 2014, Romero came again; my mother opened for Romero; allowed her to photograph inside our home, inside the refrigerator, inside my bedroom; Romero asked to photograph inside my daughter's mouth; to which I did not consent.

On May 5, 2014, Romero called concerned that my brother Victor Ko had e-mailed Romero that I would suicide if my mother forced me to leave her home; I responded that I was just approved for a home loan.

On May 6, 2014, in the late afternoon I took my son Frank Sharma and daughter Jaya Ko to "In & Out Burger" for dinner. My daughter had brought a Mother's Day gift for me - a pink donut box saved from our recycle bin - which she decorated with hearts and the words "I Love You Mom". After we finished eating, I opened the gift box she gave me and saw that she had drawn 10 beautiful drawings of her favorite "My Little Ponies". Jaya had been drawing pictures for me almost every day. Her artistic talents had been developing nicely. Jaya is a very loving, kind and caring little girl who loves to make gifts to give to friends, her cousin and her mother. After eating, we went to a local playground where my children played on the playground equipment, ran around in the park; and, rolled on the grass. I have a video of this joyful event at the playground.

About 6:00_{PM} we came home to the house of my mother Denise Ko where I have been living since 2011; and, I checked my voice messages. I had received a message from Romero. I called her. She told me she was coming over; but, gave no further information.

I felt threatened by her visit. I told my son to go talk to a neighbor. My daughter and I walked over to another neighbor. My mother came home. Since my mother usually does not return from spending time with her boyfriend until Sunday night, I suspected Romero had called my mother to tell her to come home in case my mother was called upon to open the door. Had my mother not come home, I would not have opened the door to anyone; especially someone coming late at night.

It was dark at about 8:30_{PM} when the doorbell rang. I was fearful something bad was going to happen with Romero coming so late at night. I opened the door. Romero was with armed Police Officers William Pender and Nabil Haidar. Two (2) Police cars were parked in front. A third Police car slowed down in front of our house. One of the officers went to tell the driver of the third police car that he was not needed. He drove off. I felt frightened and intimidated. I thought I was going to be arrested. I stepped out the front door to talk to Romero. I asked her what was going on. She told me she and her supervisor, in a meeting that morning, had decided to take my son and daughter. I was in shock. I asked Romero why she was taking my children. She did not answer.

Romero, Pender and Haidar came inside my home. Neither Romero nor either Officer presented a "warrant" or any identification or paperwork. Judge Lincoln Michael Clark issued a "Warrant to Remove Children" the following day; and, later recalled this "Warrant". The Social Worker Report of January 13, 2015, omits the actual date my children were removed. The Social Worker Report of June 2, 2014, falsifies the date as May 7, 2014. Clark has no oath on file.

I have an audio of the entire event. I followed Romero as she walked around. She went into our family room. I continued to question her. I asked approximately five (5) times before Romero replied that her reason for taking my son was because I was “traumatizing him” by telling him his grandmother had killed our two (2) kittens; and, her reason for taking my daughter was because my daughter’s front teeth were coming in crooked. I showed Romero that my daughter’s front teeth were coming in straight. Romero did not reply.

We walked back to the living room. I protested their taking my children saying that my son is a 4.0 Honor Student; and, that my daughter’s new teeth were growing nicely. Pender replied, “That is good; but, it is better that your children be removed.” Romero told me to pack a care bag for my children; and, that my children would be returned in “two (2) days”. My mother heard Romero say this. My daughter started crying. My son said he was worried he would miss school. He has a perfect attendance record.

About 9:30_{PM}, the Police officers left. Romero was taking my son and daughter. Romero asked if I had a car seat for Jaya. I said, “Yes.” Romero debated whether she would take the car seat. I gave Romero my daughter’s Britax car seat. I did not want to endanger my daughter’s safety; she is used to it; and, it was of good quality.

Romero’s black Honda, license plate “IMZWOLF”, was parked down the street. I followed them halfway to her car. I watched my son and daughter being led away. I wanted to call my children back. I wanted to tell them to run back to me. But, I was afraid that Romero would call the Police back; and, cause a bad situation to become worse.

I went back home and cried. I called my Uncle Jay Chiu. I had seen him a week earlier. I had brought Frankie & Jaya to see him for the first time. I called a family friend, Cheryl Seawright, whom I had seen about two (2) weeks earlier.

On May 7, 2014 at 8:00_{AM}, I called Melinda Le at San Jose Medical Plaza to ask what my children ate and how they slept; Le said they had stayed in the same room; had orange juice and pancakes for breakfast; I said DFCS had promised to return my children in two (2) days; Le replied, “Talk to Social Worker Susie Wong”; I asked that my children not be separated; Jaya is only 7 years old; she has been with me 24/7 since birth. I called Romero to ask for the names of the Police Officers and the number of the “Incident Report”. Romero was resistant to give me what I asked for; but, I persisted. The Incident Report is #14-126-0812.

I searched for the phone number of a friend, Edward Rudorff, who had worked on my home a decade ago. He had knowledge of law. I was able to contact Edward. He agreed to meet me the following day to mentor me on the law and legalities.

On May 7, 2014, I e-mailed DFCS Social Worker Susie Wong for the Addendum of Romero from April 2014, regarding my brother; the May 6th Seizure Report by Romero; and, the report of Wong’s investigations. Wong told me she would give me the Reports at court on Friday, May 9, 2014. I have never received the Reports.

On May 8, 2014, Wong told me Frank was placed with a single male whose name/ address Wong concealed [later Frank revealed his name was Robert Zamora]; and, Jaya was placed with a single woman whose name/ address/ presence of any adult male in the home Wong concealed [later Jaya revealed her name was Christine Thurman].

On May 8, 2014, at about 8:00_{PM}, I met with Edward. He briefed me on court conduct. He asked if I had ever received a “Summons” by mail to appear at the Court Hearing. I told him I had never received any paperwork by mail; nor, had I signed any paperwork.

On May 8, 2014, at about 11:00_{am}, I met with Wong at her office. Wong had a report; allowed me to look at it for about ten (10) seconds; then told me I would get a copy in court the next day. Wong tore a piece off of a lined, binder paper; wrote the time and location where I was to meet her the next day; but, did not state the nature of the meeting or the parties involved.

On May 9, 2014, at the Court Hearing, I never said my name. Clark asked if my first name was "Lily" I asked, "Did I ever say my first name was 'Lily'?" He replied, "No." I said that I had never received a "Service of Summons" approximately five (5) times throughout the court proceedings. I said that I did not understand the reason that I was in Court. Clark frequently declared me mentally incompetent; assigned a Guardian ad Litem to me; I rebutted. Bailiff Dan Armenta and three (3) Deputies came into the Courtroom. They surrounded me. Armenta put handcuffs on me; and, asked me if I understood why I was there. I told him I did not understand why I was there. He searched my purse. He told Clark he had not found identification.

I said that there was no contract with terms and conditions between me and the Court approximately seven (7) times. Armenta said that I did not need a contract. I asked Armenta, "I do not need a contract?" Clark said nothing; but, wrote on a piece of paper.

I refused, approximately six (6) times, every attempt by Clark to appoint legal counsel. Clark called for a Continuance until Monday May 12, 2014. Attorney Laura Underwood from Department of Family & Children's Services approached me with her business card. I told her I refused her representation.

On May 12, 2014, at Hearing Continuance, Clark appointed a Guardian Ad Litem for me in my absence. I was afraid to attend. I e-mailed Wong for the Case Numbers, i.e., 114JD22562 and 114JD22563. I sent a notarized Affidavit by U.S. Certified Mail with "Return Receipt" to Clark. He received it on or about May 15, 2014. I demanded the return of my children; and, provisions for their care while detained by Social Services. To date I have never received a reply or rebuttal to this Affidavit.

I sent copies of this Affidavit and wrote to the following people that Notice to the agent is notice to the principal; and, Notice to the principal is notice to the agent. I demanded that they read the Affidavit. I said that there would be no further meetings; and, that Jaya Ko and Frank Sharma were to be returned to the custody of their biological mother. This was the 2nd Notice of Demand to return my children back to my custody, their biological mother, by 6:00^{PM} Friday, May 16, 2015, at my home at 169 Red River Way, San Jose, California. I told them that failure to do so would result in triple damages per Affidavit.

Susie Wong Susie.Wong@ssa.sccgov.org

Miday Tovar miday.tovar@ssa.sccgov.org

Lori Medina lori.medina@ssa.sccgov.org

Jonathan Weinberg jonathan.weinberg@ssa.sccgov.org

Tricia Sullivan tricia.sullivan@ssa.sccgov.org

Patricia Sullivan patricia.sullivan@ssa.sccgov.org

On May 13, 2014, I e-mailed Wong that the oversized shoes Foster "mom" Christine A. Thurman had provided for Jaya posed a tripping hazard; and, that Jaya's Skechers Sneakers had been "lost" at "Intake".

On May 13, 2014, I e-mailed Hayes Elementary School Principal Tracy Cochran about my concern that the oversized shoes given Jaya posed a tripping hazard.

On or about May 15, 2014, Clark and eleven (11) others received my notarized Affidavit. On September 5, 2014, Police impounded Return Receipt proofs of Service of my notarized Affidavit along with the original Affidavit and all the contents of my car.

On May 16, 2014, I e-mailed Wong demanding the return of my children; and, notified her of damages for breach of my Affidavit.

On May 16, 2014, I e-mailed Wong demanding medical and dental reports for my children; and, notified her of damages for breach of my Affidavit.

On May 16, 2014, I went to DFCS to visit my children. I brought them Jamba Juice, In & Out Burgers and boxes of other favorite foods to eat at the foster home. Wong never came down. Instead Huynh Ha came to tell me

Wong was not coming down; there would be no visit that day.

On May 16, 2014, I e-mailed Cochran asking to have Jaya weighed because she was extremely hungry.

On May 20, 2014, I e-mailed Cochran that Jaya was still wearing the oversized shoes; and, that I had a video of Jaya walking in oversized shoes.

On May 21, 2014, I dropped off my daughter's lunch and Cochran told me there was a Restraining Order preventing me from seeing my daughter at her school; I told Cochran that I had never received written documentation to that effect.

Next, I dropped off my son's lunch with the Carolyn Davis Intermediate School secretary. On leaving, the School Police Officer Jose Rodriquez told me there was a Restraining Order preventing my coming to the school; brought me to see Principle Kim Kianidehkian who showed me a fax of the restraining order. I told Rodriquez I never received such an Order. After repeating this exchange several times, Rodriquez threatened me with arrest if I denied service of the Order; and, I left.

On May 22, 2014, Suzanne Yang signed a one-year Family Court Restraining Order preventing contact with my children in any fashion at any time outside of supervised visits at DFCS; Deputy County Counsel Kimberly Warsaw served the Restraining Order that day after my visit with my children at the DFCS office. I was allowed a supervised visit of one (1) hour once a week. I wrote "refused" and returned this Restraining Order to Yang and Wong by US Certified Mail No.7013 3020 0001 8695 4546, Receipt of Delivery received on May 30, 2014; and US Certified Mail No.7014 0510 0000 5479 3372, Receipt of Delivery received on May 29, 2014

On or around June 1, 2014, because Sheriff Deputies repeatedly came pounding on the door of my mother's house, when home alone, I never answered the door. I went to stay in a trailer that Edward owned; and, obtained a general delivery address.

On or around July 7, 2014, Yang mailed another copy of the Restraining Order to my general delivery address. I again wrote "refused" and returned the Restraining Order to Yang by US Certified Mail No. 7014 0510 0001 8823 5106, Receipt of Delivery received on July 10, 2014; Clark by US Registered Mail No. RE 020 363 675 US, Receipt of Delivery received on September 17, 2015; and, Cochran by US Certified Mail No. 7014 1200 0000 3290 1082; and, received Receipt of Delivery on September 16, 2014.

On September 4, 2014, Edward went to the Sheriff's office. Edward spoke to Detective Lelica Zozoboi. Edward handed Zozoboi the Tacit Procurement Notice; listing at the time more than 24 Certified Mailings to Social Services, the Superior Court, the District Attorney, the Attorney General; that went unanswered; and, defaulted upon by silence or acquiescence.

On September 5, 2014, Edward and I went to Hayes Elementary School to meet with Cochran. We waited in front of the receptionist's desk about fifteen (15) minutes to sit down with her. Unbeknownst to us, Cochran had called the Police before sitting down in her office. Once Director of Educational Services Oscar Ortiz from The Academy at Oak Grove School District arrived, we sat down. Edward and I showed Cochran and Ortiz my Tacit Procurement Notice and Uniform Commercial Codes Claims filed on behalf of my children. I said I would like to see my daughter. Ortiz did not understand the document. Ortiz told Cochran to call the Police. Cochran told Ortiz she already had. Edward and I got up; and, peacefully left Cochran's office. Edward and I saw a Police car pull up at the school. Edward walked ahead. I stopped to talk with some students sitting on the lawn outside.

Police Officers Andrew Watson, Badge No. 4099 and Tam Truong, Badge No. 4086, approached me; we talked briefly; and, they allowed me to go on my way. Edward and I walked around the neighborhood talking about the

situation. I asked Edward to see if my car was clear. He went to my car. I called him after five (5) minutes. He told me he had two (2) Police cars bumper to bumper against the front and back of my car. I called him fifteen (15) minutes later. He told me there were more Police cars. I called him fifteen (15) minutes later. He told me there were about seven (7) Police cars; about eight (8) Officers in full SWAT gear; one (1) female Officer with her drawn gun trained in his direction; making him afraid to leave the safety of my car.

After that, I could not contact Edward. My cell phone battery went dead. I walked to the nearest grocery store. I could not reach Edward by phone. A stranger gave me a ride home. That night I called the Police. They told me Edward was released; but, that I should call the Jail. I called the Jail. They told me that Edward was released.

Two (2) days later on September 7, 2014, Edward told me that the San Jose Police SWAT Team consisting of Officers whom we have been able to identify as James Mason, Badge No. 3761; Lt. Mike King, Badge No. 3088; Gerardo Silva, Badge No. 4295; Christina Nichole Jize, Badge No. 4324; Officer Lopez, Badge No. 4132; Macias Ramon, Badge No. 4222; Okuma Wakana, Badge No. 3745; arrived in full SWAT gear; smashed both front door windows of my car; Ramon had his taser ready; holstered his taser; dragged Edward out of the car; slammed Edward face down on the ground; knelt on his back resting full weight on him; Police Officers removed all the contents of my car; and, Mason laughed while looking over my book of the Uniform Commercial Codes. Two (2) days later I saw Edward and photographed his numerous injuries to chin, arms, back and legs inflicted by the police. Edward was 70 years old at the time the Police assaulted him.

On September 19, 2014, I cancelled the California State Driver's License I'd had.

October 28, 2014, District Attorney James Cahan charged Edward and I with: PC 71 Threatening a Public Official [Cochran] and PC 664/278.5 Attempted Child Abduction [by me of my daughter]; PC 664/278.5 Attempted Child Abduction [by Edward of my daughter]; charged me with PC 166 Violating a Restraining Order; and, charged Edward with PC 148 Resisting Arrest.

During December, 2014, the San Jose Police Department mailed an Arrest Warrant to my general delivery address.

In January, 2015, I began to suspect "Electroconvulsive Shock Treatments" were being inflicted on my daughter. My children were allowed to visit their grandmother. In one of the photos my mother took during one of these visits Jaya has a wide, pink headband pulled down exposing two (2) cross-like marks on her left forehead with two (2) bulging lines extending from each "mark". In another photo Jaya has numerous bruises and welts on her right arm. In another photo Jaya has black bruises covering both her arms; she is wearing the wide, pink headband covering her forehead; and, she has a dazed look in her eyes. In another photo Jaya has a bruise on the right side of her neck; and, she is bending forward as if in pain in her pelvic area. In another photo Jaya has two (2) red welts on the right side of her neck. In another photo Jaya has seven (7) of her permanent teeth removed. In a photo, my son Frank has puffy, swollen eyes and a dazed expression. In another photo, Frank is wearing overly tight yellow shoes.

On February 28, 2015, the day after my daughter's 8th birthday, my mother e-mailed photos. My daughter has new, visible bruises and trauma to her forehead. I e-mailed the photos to Psychologist Dr. John Breeding who stated, "... terrible bruising for sure." I cry to think of the pain and torture they may be inflicting on my daughter. I am absolutely devastated to think these are "Electroconvulsive Shock Treatment" marks inflicted on Jaya.

On March 2, 2015, I called the Nevada FBI telling them I wanted to report the police damage and seizure of my car; while hoping to ultimately be able to report Foster Child Abuse. FBI Agent Joshua Kipp made an appointment for March 3, 2015, at 9:00_{AM}.

On March 3, 2015, Edward and I arrived at the Gate; were told both of us were wanted inside; Edward felt uncomfortable going in; but, wanted to give me support. Kipp and FBI Agent Chris [last name concealed] greeted us in the reception area; ushered us into separate rooms; Kipp with me; and, Chris with Edward. I discussed before Kipp my impounded car, the San Jose Police SWAT Team Abuse of Edward and my complaint of Foster Care Child Abuse of my daughter. Kipp left; returned with Chris; I heard them mention a code; I asked its meaning; they said, "Everything is alright"; Kipp said, "You are under arrest"; applied handcuffs; told me he "could" read me my Miranda Rights but that he was not going to. I asked Kipp if he was a "public servant"; he replied, "Yes." I told Kipp, "I do not consent to being handcuffed and arrested." Kipp allowed me to use the bathroom with a female FBI Agent accompaniment; having removed the cuffs for that, he then re-applied the cuffs. Detective Craig [last name concealed] was present when I came out of the bathroom. I asked Craig if he was a public servant; he replied, "I serve the public trust"; I asked Craig what that meant; and, Craig replied, "I made that up. I was just trying to put one over on you." Edward has told me that Chris asked Edward if he had any weapons; and, said, "You are under arrest;" and applied handcuffs. Chris took Edward, Kipp took me with FBI Agent Gary [last name concealed], in separate cars to the Washoe County Detention Facility. Edward's car, left in the FBI parking lot, was subsequently impounded; and, later sold.

From March 3, 2015, to May 6, 2015, I was imprisoned at Washoe County Detention Facility in Reno, Nevada; attended video court sessions in jail; appeared before three (3) justices on separate occasions; never gave my name; never consented to fingerprints or DNA swabs; never signed their forms; I was denied showers for four (4) days on four (4) separate occasions for refusing to give my name; refused to appear in Court absent a valid "Summons" whereupon four (4) deputies would arrive; two (2) stood outside the cell; two (2) entered to shackle and handcuff me, forcing me to court against my will; ultimately, Judge Patricia Lynch issued a Governor's Warrant to extradite me to California, without confirming my identity, stating on record, in open Court, "Whoever you are."

On May 6, 2015, Police Officers Greg Connolly and Timothy Jackson picked me up at Washoe County Detention Facility, Reno, Nevada; and, extradited me to Booking Intake at San Jose, California.


From May 6, 2015, to July 6, 2015, I was imprisoned at Elmwood Detention Facility, Milpitas, California, under jurisdiction of the California Superior Court Criminal Division; two subsequent Court-Appointed Defending Attorneys coerced a plea by threatening four (4) years in prison, telling me I would lose in a jury trial, while promising probation in lieu of prison time if I plead "no contest".

On July 8, 2015, I filled out forms for a three-year probation. There are nine (9) Restraining Orders in effect against me; May 12, 2015, by Judge Thomas P. Breen for Judge Clark, Court Reporter Amy Gooding, Court Clerk Vanessa Wiggins; May 13, 2015, by Judge Michele McKay McCoy, for my daughter Jaya, Cochran, Ortiz; on many occasions by Yang for my son Frank;

Edward Rudorff has extended great kindness, generosity, wisdom and unwavering persevering fortitude to stand by me in my fight for my children. A Vietnam Veteran, Edward came to the aid of his country when called to duty; on the night of May 7, 2014, Edward answered my cry for help; making him a true "hero" in every sense of the word.

As a result of DFCS and California Family Court taking my children, with participation of San Jose Police, the Santa Clara County Sheriff, the FBI, the Reno Court and law enforcement system and California Superior Court Civil and Criminal Division, I have lost my family, my means of livelihood, my private property which was in my car, my means of transportation; and, robbed of "child support" payments to DFCS.

Both Edward and I suffer tremendous emotional and financial distress. Edward, my children and I have been denied due process. My children are traumatized; their rights violated; and, are denied their mother's love, care and comfort. Social Worker Report dated July 21, 2014, notes that Jaya has on multiple occasions "packed all her belongings and put them in the middle of her room", suggesting to me that Jaya wants to come home. Frank wrote a letter in which he says he wants to live with his mother again. Jaya wrote saying she wants to see her mother again. Jaya had been developing nicely. Now CPS says Jaya has language and speech problems; and, needs speech therapy. I am aware that federal funding for "special needs children" can be as much as \$150,000 a year until Jaya turns eighteen (18). I am distressed to think, from watching what is happening to my children, that the system could actually be damaging my daughter in order to gain financially from her "special needs".

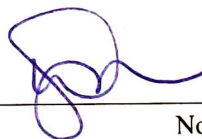


Lily Helen Ko

NOTARY

In the State of California, County of Santa Clara, on this 24 day of November, 2015, before me, Rigoberto Perez, the undersigned notary public, personally appeared Lily Helen Ko, to me known to be the living woman described herein, who executed the forgoing instrument, and has sworn before me that she executed the same as her free will act and deed.

(Notary seal)



Notary

My commission expires: 10/15/2019

CALIFORNIA JURAT WITH AFFIANT STATEMENT

GOVERNMENT CODE § 8202

- See Attached Document (Notary to cross out lines 1-6 below)
- See Statement Below (Lines 1-6 to be completed only by document signer[s], *not* Notary)

1 _____
 2 _____
 3 _____
 4 _____
 5 _____
 6 _____

Signature of Document Signer No. 1

Signature of Document Signer No. 2 (if any)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
 County of Santa Clara

Subscribed and sworn to (or affirmed) before me
 on this 24 day of November, 2015,
 by _____
 Date Month Year

(1) Lily Helen KO

(and (2) _____),
Name(s) of Signer(s)

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Signature _____
 Signature of Notary Public



Seal
 Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Affidavit Document Date: 11/24/15

Number of Pages: 7 Signer(s) Other Than Named Above: _____

Affidavit of Mable M. Marson

I, Mable M. Marson, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

On January 3, 2011, I purchased a new home at 240 Swanson Avenue, Stratford, CT 066114; mortgage held by Mid-Island Mortgage the Loan Servicer.

Around March 1, 2012 Mid-Island Mortgage increased payments by \$700.00; I was unable to handle the increase; I fell behind in payments; I requested a modification; Mid-Island started a Motion for Strict Foreclosure.

In January, 2013, I received Notice by mail that the mortgage was sold to Seneca Mortgage Servicing, LLC; I never signed the new loan; the FHA loan and guidelines converted to a traditional loan.

On November 18, 2014, Attorney John J. Ribas served Notice of Certificate of Foreclosure upon Complaint of US Bank National Association.


On June 5, 2015, Hunt, Leibert & Jacobson P.C. sent Notice to Quit Possession by June 17, 2015.

Under Federal Protecting Tenants at Foreclosure Act of 2009, I signed Rental Lease which expires May 3, 2016.

On October 14, 2015, in State of Connecticut Superior Court Housing Session, I signed and Attorney for US Bank National Association signed Judgment by Stipulation with Final Stay of Execution to vacate by December 18, 2015.

I live and breathe my oath to defend the Constitution for the United States of America and our People against all enemies, foreign and domestic. The same oath our public servants take; an allegiance without expiration.

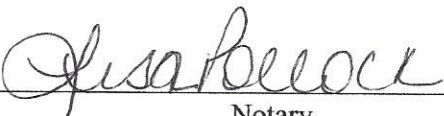
The flagrant constitutional violation of our property and due process to preserve that demands a Writ of Habeas Corpus.


Mable M. Marson

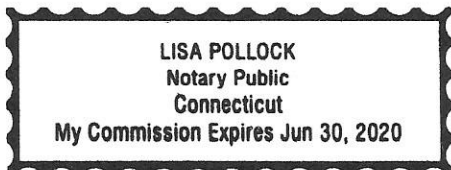
NOTARY

In Connecticut State, Fairfield County, on this 27th day of November, 2015, before me, Mable M. Marson, the undersigned notary public, personally appeared Mable M. Marson, to me known to be the living woman described herein, who executed the forgoing instrument, and has sworn before me that she executed the same as her free will act and deed.

(Notary seal)


Notary

My commission expires: June 20, 2020



Affidavit of Rita Kempton

I, Rita Kempton, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

My son James C. Vernon has told me the following:

On September 8, 2012, James was riding his bike after purchasing four (4) \$10.00-bags of heroin. James had ridden several blocks when he was stopped by Detective Elwell, Badge #78, of Wildwood New Jersey Law Enforcement. Elwell asked from where James was coming. James told Elwell he had gone to the Motels Atlantis and Blue Heron; the person he was looking for was not there; and so, James had left. Elwell asked James if he had gone to Motels Atlantis and Blue Heron to purchase drugs. James answered, "No." Elwell asked if James had anything sharp on his person. James answered, "Yes, a pocket knife."

Elwell ordered James to place his hands on the hood of the police car; began to search James' pockets; and, asked James if James had drugs on his person. James answered, "No." Elwell told James it would make things "easier" for James if James confessed to having drugs. Elwell searched James' right front change pocket and found the four (4) \$10.00-bags of heroin.

Elwell placed James under arrest for possession of heroin; loitering for the purpose of obtaining or distributing CDs; and, for possession of drug paraphernalia. James was issued a "Summons" for failure to equip his bicycle with the proper lights as required by local codes. Docket No. 12001285-001, Charge 12-11-00726-1, Aggregate Sentence Date August 16, 2013, Cape May County Superior Court, Non-Custodial, 5- years' Probation; and, Driver's License suspended for six (6) months.

On August 7, 2013, James purchased two (2) \$10.00-bags of heroin from an Hispanic male sitting on the steps at Max's at Beach Motel, 233 East Garfield Street in Wildwood, New Jersey. James had ridden his bicycle about two (2) blocks when he was stopped. The Police car drove up onto the sidewalk. Officer Stevens, Badge #81 asked James, "What were you doing at Max's Motel?" James replied that he had gone to Max's Motel to sell his bicycle to someone who lives there. Stevens asked James, "How do I know you did not steal this bicycle? Do you have the key to the lock on it?" James unclipped the keys from his belt loop; and, fit the key into the lock.

Stevens asked whether James had gone to Max's Motel to buy heroin. James replied, "No." Stevens wanted to search James. James said, "No, you cannot." James asked if he was under arrest. Stevens told James to put his hands in the air in order to search James. Stevens found nothing. Stevens commanded James to jump up and down to see if anything fell out of his buttocks. Nothing did. Stevens said James could go. James bent over to pick up his backpack. Stevens cuffed James; and, put James' bicycle and backpack in the Police vehicle. James asked, "Why am I under arrest?" Stevens did not reply. James asked a second time. Stevens replied, "This is routine procedure."

James was taken to the police station; and, placed in a holding area. Stevens went through James' backpack; found an eyeglass case with three Sub Oxone Strips, i.e., Buprenorphine and Naloxone; and, drug paraphernalia. James was processed and released. Docket No. 13001149-001, Indictment, Accusation, Disposition, March 14, 204, Felony Conviction 3rd Degree Possession of Controlled Drug Substances or Analogs, Cape May County Superior Court.

On February 23, 2014, at approximately 9:40_{PM} James was riding his bicycle on Wildwood New Jersey Boardwalk at 26th Street. James was cranking the handle of his flashlight to give it a charge. James approached

the bend; and, noticed two (2) Police Officers duck between businesses. James drove closer; they jumped out at him, appearing out of nowhere; and, asked James to stop for questioning. One Officer asked James why his bicycle light was not on. James replied that it was; and, indeed it was. James was on his way to work on 18th Street at the Sahara Hotel.

The Officers asked his name; James gave the false name of James Burk and a false Social Security number. James had missed a "Status Conference"; and, a Bench Warrant was issued. The Officers told James that the information given came back with no match in their system; so, they would take him to the Police Station for "further investigation". James then told his real name and Social Security number. The Bench Warrant appeared; James was placed under arrest; and, taken to North Wildwood Police Station where he was charged with Hindering Apprehension, Possession of Drug Paraphernalia and Possession of a Hypodermic Needle. Docket AOC No. 875975E20140223, Agency-NJ005021J, Disposition Date March 11, 2014, Aggregate Sentence, Municipal Court North Wildwood, Suspended Driver's License six (6) months, \$860.00 Assessment, Warrant and Summons No. 20140000890507.

On April 2, 2014, James was riding his bicycle while pulling another bicycle on Pacific Avenue. He turned onto Roberts Avenue; and, stopped three (3) houses down from the Atlantis Motel to make a telephone call to a Hispanic male named Gordo. James asked Gordo if James could purchase two (2) \$10.00-bags of heroin for \$15.00. Gordo and James met at the corner of Roberts and New Jersey Avenues in front of Rocky's Beverage; and, did a hand-to-hand transaction. A black undercover SUV sped up going against on-coming traffic; two Officers approached James laughing; "Two for \$15.00." That was the deal James had asked for over the phone.

The Officers had James put his hands on the hood of their Police vehicle; searched him; and, found the two (2) bags of heroin in the left hand of James. Sergeant Sicilia, Badge #78, placed James under arrest. AOC No. CPM14000414-001, Wildwood Municipal Court Case No. 2014009239, Agency NJ 0051400, Summons and Warrant 2014000293054; Disposition sent to Prosecutor for Loitering, Obstruction, Selling Controlled Drug Substances in Public; Judge Patricia Wild, Superior Court of New Jersey sentenced James to five (5) years in the State Prison aggregate to the previous five (5) years.



Rita Kempton

NOTARY

In New Jersey State, Cape May County, on this 24th day of November, 2015, before me, James M Carroll III, the undersigned notary public, personally appeared Rita Kempton, to me known to be the living woman described herein, who executed the forgoing instrument, and has sworn before me that she executed the same as her free will act and deed.

(Notary seal)

JAMES M CARROLL III
NOTARY PUBLIC
STATE OF NEW JERSEY
ID # 2329812
MY COMMISSION EXPIRES NOV. 23, 2020


Notary

My commission expires: 11.23.2020

Affidavit of Sheri LeAnn Grizzell

I, Sheri LeAnn Grizzell, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

On March 11, 2014, at approximately 1:30_{pm}, Oregon Social Service Specialist Katie Jones from Child Protective Services [CPS] came to our home in Aumsville, Oregon, while my husband was at work. Jones parked a multi-passenger, state-registered vehicle down the street. Jones asked if I knew James Smock a/k/a Jim Grizzell. I said he was my husband. Jones said a report indicated that Jim was possibly a threat to the children; she could not tell me anything else; she was working to get this resolved as soon as possible; a plan needed to be made to prevent taking the children; I was to supervise all future visits of Jim with the children; Jim could not remain in the home; a home safety check and interviews with everyone in our home would be done to see whether or not Jim was a threat to the children; and, I had to let her know where Jim was going to stay and give Jim her contact information and a handout.

I have three (3) daughters from a previous marriage: Alishae Hope Grizzell-Scott, Alexandria Shaye Grizzell-Scott and Shayanna Rylia Grizzell-Scott. Jim and I have a son, Isaiah Jonathan Grizzell. The children were aged 12, 9, 5 and 2 months old at the time.

On March 14, 2014, I told Jones I had neither a certified letter nor anything in writing; and, asked Jones for information and a copy of the "Safety Plan". Jones e-mailed a copy of the "Safety Plan" to me. Jim's absence was a hardship for our family. We had one car and a newborn. I felt threatened when Jones replied, "We made the plan so the children could remain at home."

On March 20, 2014, I asked former Chief of Aumsville Police Department Mike Andall for information. Andall told me the Department of Human Services [DHS] submitted paperwork; but, no investigation was on-going or planned. I called Jones and Jones' Supervisor Amber McClelland to find out the status of the case; I asked whether a Court Order existed; and, I set up interviews with McClelland for my entire family.

On March 20, 2014, Jones came; interviewed the girls; and, did a home safety check. Alishae did not want to speak with Jones; but, Jones said she needed to speak with Alishae in order to make a determination to close the CPS case.

On March 21, 2014, DHS Supervisor Sonya Faulkner and Jones interviewed Jim and I; Faulkner informed us that Jim needed to complete assessments; this sudden change in the requirements DHS said they needed to decide whether they would dismiss the case prompted my asking what the alternative was; Faulkner said they would take the children if Jim did not agree. I questioned further; Faulkner said the children could likely remain at home but DHS would have custody of the children and make decisions for them unless I decided to exclude Jim from our lives.

In early April, 2014, we retained Attorney Jeanean Craig hoping she would protect our rights. This expense forced me to move in with my mother.

On May 19, 2014, Jones and McClelland came to my mother's home; waited until Jim left; then came to the door. I did not answer as I was giving our son and daughter a bath. Jones and McClelland went to Aumsville Elementary School; pulled Alexandria out of class to question her; Alexandria told Jones and McClelland

she was not to speak to them without her attorney present; Jones and McClelland continued to question her anyway; this took place without my knowledge and/or consent; and, Craig failed to answer my concerns that this took place without my knowledge.

On June 4, 2014, I met with Craig, McClelland and Jones on the threat that DHS would Petition the Court if I failed to do so. I told Craig I wanted to video the meeting; Craig told me DHS would not allow a video of the meeting. McClelland said legislature had recently passed that protected the rights of parents so DHS would not "hang around" and "stalk" families; which "legislation" I discovered later was actually an "internal policy". McClelland said this "legislation" meant the case had to move forward within ten (10) days of contact so that they now had to Petition the court; were going to do so the following morning; and, that McClelland wanted to meet me, work with me and keep the children home. After the meeting Craig told me, "this could very well destroy your marriage"; I knew that to be true.

On June 5, 2014, we attended the Petition Dependency Hearing at which Judge Lindsay Partridge ruled granting DHS temporary custody of my son and daughters without any testimony by us or trial by jury. For the first time we were given details of the allegations and a copy of the Petitions written to appear as though a trial had occurred and both Jim and I had been "found guilty" of the allegations. The Petitions stated that the children were "within the jurisdiction of the Court by reason of the following facts": I was "guilty" of endangering the welfare of my son and daughters by planning to parent with Jim, allowing Jim unsupervised contact with the children and leaving them in his "unsafe" care. From that Hearing forward, DHS has interfered in the life of our family with little pause, causing immense pain and distress. Prior approval of DHS was now required for supervised visits of Jim with the children, use of caregivers and travel outside of Oregon State; I was forced to provide medical records; we were forced to participate in funded meetings, assessments, services, face-to-face home visits and Hearings; and, I was told that failure to follow the "Safety Plan", with all its requirements, would result in immediate removal of the children.

Still it is of utmost interest to note in the Court Report that Jones stated, "I interviewed Alexandria, Shayanna, and Alishae Grizzell-Scott individually at the family home. None of the children disclosed any concerning information that would support that they themselves had been abused or neglected. I also observed Isaiah in the family home, no obvious concerns were noted regarding him; and, his mother was attending to him appropriately while I was there."

On June 24, 2014, I asked my Court-Appointed Attorney Todd McCann for Motion to Dismiss. McCann replied that such a Motion would cause Partridge to decide solely on what DHS reported; that we needed to provide our evidence at trial; and, that without our evidence the determination would weigh towards DHS.

On July 1, 2014, DHS Agent Sherrie Mahurin came to my home to see if my children were up-to-date on medical and dental care and/or needed other services.

On July 10, 2014, I asked the Court-Appointed Attorney for the children Phil Wiseman why the new DHS Court Report McCann sent me requested that the girls be placed with their father Jeffery Scott whom they rarely see; and, who lives in Bend, Oregon. Wiseman returned my call later the same day to tell me McClelland admitted that to be a mistake.

July 11, 2014, during the Settlement Conference Hearing, McClelland and Jones requested removal of my daughters; but, that Isaiah remain in my physical custody. Jones said removal of my daughters was necessary

for DHS to close their case on the girls since they could not confirm "safety". Partridge ruled against removal.

On July 17, 2014, DHS forced my three (3) daughters to complete mental health assessments with Tiffany Graves.

On July 29, 2014, DHS forced a Protective Capacity Assessment of me with DHS Caseworker Catherine Lewis-Anthony to which I asked McCann to accompany me.

On August 20, 2014, my second Court-Appointed Attorney Dora Lutz gave me a copy of a 29-year-old Police Report dated 1985, which DHS had given her; and, which was used as evidence by DHS to substantiate allegations against Jim. The focus of DHS on whether or not I had adequate protective capacities and the constant threats of DHS taking my children from me, forced me to believe I had no choice but to divorce Jim and align with DHS; which required that I verbalize and demonstrate that I believed Jim to be a potential safety threat; that I file for a divorce; that I request sole custody; that I have a "Safety-Focused Parenting Plan" included in the divorce which would limit Jim's contact with Isaiah to supervised visitations in public locations and restrict Jim from having future contact with his stepdaughters; and, strongly recommended that I participate in DHS services in the form of 15 hours of classes with Lisa Bitikofer. I came to believe questioning "the process" by requesting a trial would reflect negatively on the DHS assessment of my "protective capacities"; a serious consideration for me since DHS used the results of the "Protective Capacities Assessment" to determine my fitness as a parent. I was encouraged to trust the DHS process; and, to err on the side of caution. I was reminded that DHS has "community partners" as added eyes and ears.

Lutz met with me on several occasions to discuss my "limited options" for regaining custody of my children; and, confirmed that filing for divorce was the only way DHS would return custody of my children.

On October 9, 2014, District Attorney Brendan Murphy said that the State did not have a strong case against Jim; that Murphy believed if Jim took the Assessment he would most likely test "low risk" ("no risk" does not exist); but, that Jim was still a potential "safety risk".

On November 14, 2014, Lewis-Anthony expressed concern that I appear to have "thinking errors" of "victim blaming"; and, I fail to verbalize and/or demonstrate belief that Jim is a "potential safety threat". I replied with what they considered appropriate responses; Lewis-Anthony's Supervisor Irvin Minten said I had come a long way; Murphy was on the telephone during the meeting.

On November 20, 2014, Judge Thomas Hart dismissed the DHS case of my daughters.

On January 20, 2015, Hart signed the Dissolution of Marriage.

On January 29, 2015, Hart dismissed the DHS case of my son. DHS did not appear at this final court date. I have not heard from DHS again.

I received by time-stamped mail February 7, 2015, Bitikofer's Status Reports. The final Report of Bitikofer to DHS recommends that I continue classes and/or counseling; that she is hesitant to report any positive change in my thinking; that a barrier to my "growth" is that I distrust and am cautious regarding the DHS legal system. I called Bitikofer to tell her I disagree with her "findings"; to which Bitikofer replied that she would note my "concerns" in my file.

DHS used "challenging" techniques throughout this process. On various occasions, through a "Multidisciplinary Approach", DHS and persons who contract services with DHS warned me repeatedly that my actions and choices, especially ever allowing Jim back into my home, would result in loss of my children; I was told that our case was unique; that Jim is very manipulative; and, that even if Jim did not fit the "profile" exactly, he is a "potential safety risk". I heard in all of this that my only option was to do as DHS "ordered".

Jim and I believe that had we gone to trial; or, had Jim taken their polygraph and Psychosexual Assessment, no justice or truth would result. We feel stuck. We want to keep our children safely away from the "potential safety threats" of the DHS system.

I, along with those who have known Jim his entire lifetime, see the truth. Otherwise, I would not be standing beside Jim. If not for the very real threat and fear of having my children taken from me by DHS at any time, Jim and I would be married. I request a Habeas Corpus.



Sheri LeAnn Grizzell

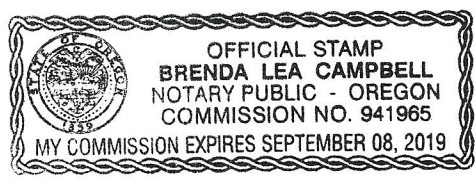
NOTARY

In Oregon State, Marion County, on this 30th day of November, 2015, before me, Brenda Lea Campbell, the undersigned notary public, personally appeared Sheri LeAnn Grizzell, to me known to be the living woman described herein, who executed the forgoing instrument, and has sworn before me that she executed the same as her free-will act and deed.

(Notary seal)

Brenda Lea Campbell

Notary



My commission expires: 09-08-2019

Affidavit of James (Jim) William Grizzell

I, James (Jim) William Grizzell, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

On March 11, 2014, my wife, Sheri Grizzell, told me Child Protective Services (CPS) from the Department of Human Services (DHS) had come to our home investigating a report alleging that I was a potential safety threat to our children; CPS was not able to provide additional information about the allegations; I needed to find another place to sleep until the investigation was complete; all visitations with my son and stepdaughters, Alishae Hope Grizzell-Scott age 12, Alexandria Shaye Grizzell-Scott age 9, Shayanna Rylia Grizzell-Scott age 5 and Isaiah Jonathan Grizzell age 2 months at the time of the initial CPS contact, were to be supervised by Sheri; everyone needed to complete interviews; and, if we failed to comply, CPS would take our children away from us. I had no choice but to leave our home.

On March 21, 2014, CPS Investigator & Caseworker Katie Jones and DHS Supervisor & Call Screener Sonya Faulkner interviewed Sheri and me at their Salem DHS Office, located off 25th Avenue. During my individual interview I was asked: did I tuck the girls into bed myself; where had I worked in the past as an independent contractor; could I think of anyone who might be mad at me and/or want to retaliate against me, etc.; Jones and Faulkner said the allegation was not about our children despite Jones having told Sheri otherwise the day before when she completed the home safety check and interviews with my stepdaughters; Jones and Faulkner said the allegation was about someone outside the home. It was nearly impossible to think straight to answer these questions because my entire life was being flipped upside-down.

After the individual interviews, Jones and Faulkner said they needed next to speak to Sheri and me together; but, that they, Jones and Faulkner, needed to speak together beforehand; which took about 20 minutes; after which we were brought back; at which time Faulkner "requested" that I complete assessments designed to determine whether or not I was a threat to my son and stepdaughters; Sheri questioned what the alternative was due to their sudden change in strategy; Faulkner said they would take physical and/or legal custody of the children if I did not consent to a polygraph and/or psychosexual evaluation; and, that they would get a court order; all this because they wanted to keep families together using the fastest means available to do so.

I said, "I am so frustrated and angry right now; I cannot even think. I did not wait 43 years to have a child to have him taken away because someone said something." Faulkner replied, "Your response is normal. If you did not respond that way we would be concerned."

After the meeting, we sold many of our belongings; and, on or around April 2, 2014, retained Attorney Jeanean Craig based on advice from families with knowledge pertaining to CPS involvement. During our first consultation, we told Craig that we felt our Constitutional rights were being violated; Craig responded that Family Court is not set up to protect our Constitutional rights. During our second meeting Craig asked me to agree to a "private" polygraph because Portland Police [name concealed] [we later found to be Investigator Detective Cory Stinzel, a/k/a Detective Stenzel] wanted the polygraph done; and, if I did not pass, the results would go into the trash. Sheri and I decided to wait; we sensed a possible conflict of interest between Craig and DHS because Craig and DHS lacked transparency in dealing with us.

On May 19, 2014, Jones and DHS Supervisor of Jones, Amber McClelland, went to the home of Sheri's mother where Sheri was forced to move due to the stress and hardship brought on by CPS; Sheri did not meet with them;

Jones and McClelland interviewed Alexandria at her school without our knowledge and/or consent; and, Craig never returned calls from Sheri about this interview.

On June 4, 2014, Jones and McClelland requested a Meeting with Sheri in Craig's office in which McClelland said CPS would Petition the Court the following morning. I learned of the Hearing from Sheri.

On June 5, 2014 at about 1:00_{PM} at the Marion County Juvenile Courthouse, my Court-Appointed Attorney Jeff Carter met with me and Sheri's Court-Appointed Attorney Todd McCann met with her separately 30 minutes before we were to appear in Court, at this time we were each given a copy of the Petitions and Court Report which included detailed information about the allegations made against me which the report claimed occurred from January, 2009 to June, 2010. At the Hearing, Judge Lindsay Partridge granted DHS Petition for Temporary Legal Custody of our children apparently based solely on the Petition which reads so as to give the impression that a trial had occurred; and, the allegations were found to be true. Neither Sheri nor I had an opportunity to speak.

Carter told me to continue following the "Safety Plan"; McClelland overheard; McClelland turned to us and said CPS was changing the visitations to occur at the DHS office. For fear CPS would take our children, Sheri and I decided to forego all visitations until DHS gave us the new "Safety Plan".

On June 27, 2014, Jones corresponded with Sheri via e-mail following a home safety check completed by Jones and McClelland the previous day; and, provided further written documentation that Jones wanted me to be able to visit as soon as I acknowledged having read and understood the conditions of visitations and Safety Plan; for this reason Sheri and I felt we could resume visitations without the risk of CPS taking our children. I had moved in with my parents at Pacific City; I was looking for work on the coast to support my family and myself; I was forced to participate in meetings, assessments, face-to-face visits and Court Hearings; and, I had to receive DHS approval for any visitations with my son and stepdaughters; which visits had to be supervised in a designated location.

I have lost a huge part of my son's life and the lives of my stepdaughters; the ongoing threat that CPS would take our children kept all of us in a constant state of fear to a degree which I have never experienced before. We borrowed a large sum of money to retain Attorney Amy Margolis.

On or about July 2, 2014, during our initial consultation, Margolis advised that I agree to a polygraph with a non-DHS-contracted polygraph examiner; Margolis then became impossible to contact; and, Margolis never arranged the polygraph which Margolis had said would help prove my innocence and could reunite our family.

On July 11, 2014, we attended the Settlement Conference Hearing in which Partridge ruled against Jones and McClelland's request to take my stepdaughters from Sheri's physical custody.

On August 7, 2014, McCann e-mailed Sheri a copy of the latest Discovery, which contained documented communication between Jones and Stenzel in which Stenzel admitted to not having sufficient evidence to make an arrest; Stenzel asked what DHS would do if I refused the assessments; and, Stenzel "instructed" that Jones tell Sheri and me the case was closed instead of suspended.

On August 20, 2014, Sheri's 2nd Court-Appointed Attorney Dora Lutz gave Sheri a copy of a 1985 incident/crime report date stamped August 13, 2014, by District Attorney for Marion County a/k/a District Attorney Brendan Murphy; this report from when I was 15 years old was then used by DHS as evidence to substantiate their allegations; permanently remove me from my home; separate my wife and me; prevent my seeing my stepdaughters; and restrict my participation in my son's life.

Margolis, in her e-mail entitled "The Skinny", told me that she, Margolis, had discussed with Murphy what the State wanted and/or needed from me: not that I admit to the current allegation; but, that I admit that "past conduct creates a potential safety threat" to our children; that I complete an evaluation and take whatever classes the evaluation may indicate necessary; not that I talk about anything that might incriminate me in criminal charges; and that reunification was the goal. Lutz told Sheri the goal at the front end of almost every dependency case is reunification; and, for DHS to have jurisdiction, what I admitted had to Show Cause that a current risk of harm existed. We remained vigilant and cautious in the face of all the players in this case continuously threatening to take away our children while reassuring us that the goal was reunification.

Sheri and I felt we had no recourse but for Sheri to file for divorce and align herself with DHS to avoid losing our children. At this time and other times during this case, I felt almost like giving up completely on life; prayer and family support sustained me. DHS was adamant I sign releases to my juvenile records; Margolis gave DHS consent without consulting with me. I saw I had no opportunity to defend myself; I would not have Trial by Jury; Margolis was not returning my calls and never met with me to discuss available options.

On August 20, 2014, Judge Thomas Hart granted Motion of Continuance Lutz submitted.

On October 15, 2014, Sheri filed for divorce.

I requested a review of the "Founded Disposition Letter" DHS Caseworker Catherine Lewis-Anthony had given me during a face-to-face visit in October, 2014.

On November 20, 2014, Hart dismissed the DHS case on my stepdaughters.

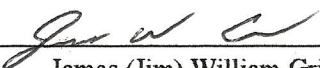
On January 20, 2015, Hart signed the Dissolution of Marriage.

I decided not to complete the Psychosexual Evaluation scheduled with Dr. William Davis Psy.D. as I came to believe the DHS legal system was void of justice and did not have my family's best interest in mind.

On January 29, 2015, Hart dismissed the DHS case on my son after Sheri completed DHS "voluntary" services.

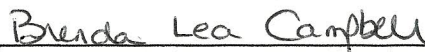
In late January 2015, I requested that the DHS Founded Disposition Letter be dismissed/ redacted with my Show Cause that DHS failed to follow their own policies; and, my unflinching vow of innocence. DHS has never responded to either request; nor have I ever been contacted by anyone regarding my requests.

On September 23, 2015, I asked for a copy of the Docket; Marion County Courthouse Records Department employee [name concealed] said she could not help me; and, refused a referral to anyone who could.


James (Jim) William Grizzell

NOTARY

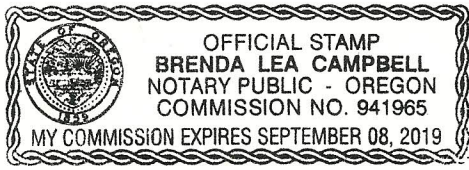
In Oregon State, Marion County, on this 30 day of November, 2015, before me, Brenda Lea Campbell, the undersigned Notary Public, personally appeared James (Jim) William Grizzell, to me known to be the living man described herein, who executed the forgoing instrument and has sworn before me that he executed the same as his free-will act and deed.


Brenda Lea Campbell

(Notary seal)

Notary

My commission expires: 09-08-2019



Affidavit of Ashley Bolen

I, Ashley Bolen, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

On June 3, 2015, I arrived at Barstow Community Hospital; and, gave birth to Aviyah Lior Kimbrough. Upon arrival, hospital staff immediately admitted me to Labor and Delivery. My Prenatal Doctor Leonard Pinto, M.D. briefly spoke with me; asked when I was last in his office; I replied that I had been there about three (3) months before. Pinto told me that Dr. Skelton would deliver my baby and left. Three (3) nurses were in attendance. Nurse #1 asked what drugs I was taking. I replied that the only drug I had been taking was Ranitidine, a medication prescribed by Pinto for heartburn. Nurse #2 said she needed a urine sample. I complied.

Nurse #1 said the results of the urine test were back; she interrogated me; I repeatedly told the nurses that I was not under the influence of any drugs. I received no pain medication during labor or birth. Skelton said, "If you do not stop this crying, I will not deliver your baby." I felt excruciating pain when Skelton removed the placenta. Nurses repeatedly asked me what drugs I was using; I repeatedly told them I did not use drugs. After Aviyah was born, the staff moved me to a private room. Aviyah's father Curtis Kimbrough stayed with me until midnight.

On June 4, 2015 at 8^{AM}, Skelton examined me; said everything was normal; and, cleared me for discharge.

On June 4, 2015 at 11:30^{AM}, Dr. Choa and Skelton checked me; cleared me for discharge for 3^{PM}.

On June 4, 2015 at 12:00^{PM}, while I was eating lunch, Nurse Kathy Williams came in; said that Aviyah tested positive for amphetamines; and, that she, Williams, would report me to the Department of Child and Family Services (DCFS). I told Williams that I had taken no drugs. I showered; fed Aviyah; then Aviyah and I slept. My mother phoned; woke me; told me that Curtis was on his way to get me and Aviyah.

Ten (10) minutes later Curtis arrived; we were ready to leave; but, I had still not been discharged.

On June 4, 2015 at 5:50^{PM} Curtis left briefly to pick up a prescription for his Mother from Kroal's Pharmacy. As soon as he left, Williams came in; said, "Child Protective Services (CPS) are here with the police." She walked out. CPS Case Workers Patrick Aronson and Cherish Bright walked in with Barstow Police Officer [identity concealed]. The Officer handed me a Detention Warrant and some court papers stating that I was to be in court Tuesday, June 9, 2015. I cried and begged; I asked Aronson to wait until Curtis got back so that he could take Aviyah; I offered to leave Curtis if they would give Aviyah to her father; but, Aronson and Bright said they had no evidence Curtis was Aviyah's father; that I could not prove he was; that because they had taken my previous children on their claim of domestic violence and substance abuse I was not fit to have my new baby. I told them I was no longer in an abusive relationship and that I did not do drugs. Aronson and Bright said, "That does not matter. It has already been decided. We are taking Aviyah." Aronson said I was discharged; that I needed to leave. Bright asked me if I was shooting up because of bruises on my arms; I answered that I was not; that the hospital had bruised my arms doing blood work. Aronson and Bright demanded that I leave Labor and Delivery.

Aronson took my son Mathew Bolen, born September 4, 2006, on September 25, 2006. Bright took my daughter Genesis Simmons, born May 24, 2013, on November 27, 2013. I never received Aviyah's Birth Certificate.

The Superior Court of California County of San Bernardino, sitting in Separate Session as a Juvenile Court, adjudicated the removal of all three (3) of my children.

Curtis Kimbrough is the biological father of Aviyah Lior Kimbrough.

Ashley Bolen
Ashley Bolen

NOTARY

In California State, San Bernardino County, on this _____ day of _____, 2015, before me, _____, the undersigned Notary Public, personally appeared Ashley Bolen, to me known to be the living woman described herein, who executed the forgoing instrument, and has sworn before me that she executed the same as her free will, act and deed.

(Notary seal)

SEE ATTACHED
Jurat
D.B

Notary

My commission expires: _____

Affidavit of Curtis La'Mar Kimbrough

I, Curtis La'Mar Kimbrough, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

On June 3, 2015 at 3:00_{PM}, Ashley Bolen gave birth at Barstow Community Hospital to my daughter Aviyah Lior Kimbrough. I was present throughout the entire birth. While Ashley was still in labor, Dr. Leonard Pinto, M.D. came into the labor room briefly; asked Ashley when she last visited his office; Ashley answered, "About three months ago." Nurse Jane Doe came into the room; asked Ashley for a urine sample; Ashley complied. Nurses questioned Ashley about drug use; Ashley replied that she had not taken any drugs except for a medication that Dr. Pinto had prescribed to her. Our daughter, Aviyah was born healthy, with no defects or medical issues.

On June 4, 2015 at 3:30_{PM}, Ashley called me; asked me to hurry to the hospital to sign Aviyah's Birth Certificate.

On June 4, 2015 at 3:45_{PM}, I arrived at the hospital; Ashley said Jane Doe had sent off Aviyah's Birth Certificate without my signing it; I asked Jane Doe to retrieve Aviyah's Birth Certificate for me to sign; Jane Doe said, "No"; birth certificates must be signed, "...when the mail comes."

Jane Doe took Aviyah from me; said she had to run an oxygen test; after which Jane Doe returned Aviyah to me. Ashley was dressed, ready for discharge; but, Jane Doe said we could not leave because they needed to run more tests on Aviyah. I asked what kind of tests; Jane Doe said a hearing test and an oxygen test. I asked if there was something wrong with Aviyah; Jane Doe₂ said she was required to run these tests prior to discharge; we waited; the tests took a long time.

On June 4, 2015 at 5:45_{PM}, my mother called; asked me to pick up her prescription from the drugstore; I told Ashley and Jane Doe₂ that I would return promptly.

On June 4, 2015 between 6:00_{PM} and 6:30_{PM}, I returned to the hospital; walked into the Labor and Delivery Department; Ashley's room was empty; I saw Patrick Aronson look at me; and, heard him ask at the nurses' station, "Is that him?"

Patrick Aronson and Cherish Bright told me they were CPS Case Workers; that they had taken Aviyah; and, that they had served Ashley with a Warrant and paperwork that necessitated that Ashley and I appear in court on June 9, 2015, the coming Tuesday.

I went out of the Labor and Delivery Department; found Ashley; who had been told to leave; crying hysterically; holding the paperwork and Aviyah's car seat. The Warrant appeared invalid to me. I immediately went back to the locked glass Labor and Delivery Department door; signaled to Aronson; asked to speak with him; Aronson said, "No." I asked two nurses and two security guards for their names; they turned their badges around; and, refused to identify themselves.

I asked at the front desk to speak with an administrator; but, they said I could not. Barstow Police Officer [identity concealed] told me that he served the Warrant; and, that it was valid. I asked Aronson to give Aviyah back; Aronson said he had to do what he had to do.

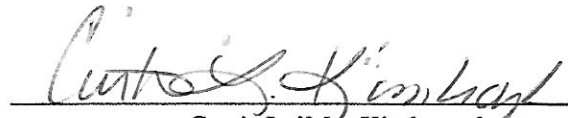
On June 9, 2015 at 8:30^{AM}, Ashley and I appeared for a Court Hearing; Court-Appointed Attorney Pablo Castro for Aviyah did not appear; Judge Anne Marie Pace rescheduled the Hearing for 1:30^{PM} that day; Ashley was unable to attend because she is the sole caregiver of my paralyzed mother; Attorney Maria Niciforos had to sit in for us; I asked Niciforos to challenge the Removal of my child and the validity of the Warrant on the grounds that I am a fit parent for my daughter; I raised three (3) children from a previous marriage; all of them have grown up; are good citizens; have no police records; are doing well in society; there is no reason for me to be questioned as father; Niciforos refused to do so; Niciforos said CPS was entitled to take Aviyah. I fired Niciforos. The Court Hearing was continued to June 30, 2015.

On June 30, 2015, Pace appointed Attorney David Levy; ordered that the newly appointed attorney needed time to prepare the case; and, continued the Hearing to July 23, 2015. I was neither asked nor given an opportunity to speak.

On July 23, 2015, Levy pursued pressure on me to accept CPS services; I refused. I asked for Aviyah to be placed with relatives; Levy said that charges against me from 15 years ago caused CPS to refuse to return Aviyah to me; or, to place her with any of my relatives. Pace set Trial for August 10, 2015.

On August 10, 2015, I walked from the bus stop to the court; I have a handicap; I arrived 15 minutes late Pace held trial without my presence before I arrived. Pace ordered me to receive CPS services and return in six (6) months. The services include my seeing Aviyah for two hours every Tuesday. CPS has not given me a "Service Plan"; CPS has not contacted nor visited me to plan a home visit to ensure Aviyah could be returned to me; I Petitioned the Court for Discovery; and, served the Petition on Pace and all parties involved. To date I have heard nothing further with regard to my Petition.

Pace scheduled the next Court Hearing for February 2016.


Curtis La'Mar Kimbrough

NOTARY

In California State, San Bernardino County, on this _____ day of _____, 2015, before me, _____, the undersigned Notary Public, personally appeared Curtis La'Mar Kimbrough, to me known to be the living man described herein, who executed the forgoing instrument, and has sworn before me that he executed the same as his free will, act and deed.

(Notary seal)

Notary

My commission expires: _____

SEE Attached Acknowledgment Db

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

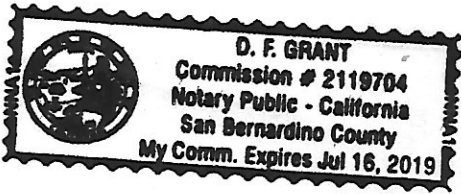
State of California)
County of San Bernardino)

On 7 DECEMBER 2015 before me, D.F Grant, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Curtis LAMAR Kimbrough
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature [Handwritten Signature]
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____
Document Date: _____ Number of Pages: _____
Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____
Signer Is Representing: _____

Signer's Name: _____
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____
Signer Is Representing: _____

Affidavit of Roxi Lynne Lamb

I, Roxi Lynne Lamb, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

My daughter Kathryn Lynne Stuart was diagnosed bipolar when she was 12 years old; she attended college where she consistently received A's and B's with an occasional C; she can hold a job; of which she has had a few; the Manager at Office Max commended her for her work; she has had to leave jobs whenever we moved. Kathryn has friends; and, has lived on her own in a house with others. Kathryn is usually happy, helpful, honest, considerate, and giving; she is an upright American.

Kathryn calls me nearly every day. I grew worried about Kathryn when I did not hear from her for several days over the course of more than one and a half (1-1/2) weeks. I received a voicemail saying an inmate from Orange County Jail had tried to call; I spent days trying to get information; once I had her address, I sent a letter telling her my cell carrier would not accept collect calls. I still receive collect calls from Kathryn which my phone will not let me accept; when I visit she tells me she is calling to let me know she loves me; I tell her that I send her lots of love each time she calls.

I was forced out of the home I was renting; the owner married; made lease changes I could not comply with. Having suffered an accident in which I incurred injuries; being on a fixed income; I was living in my car; Kathryn often spent the day and night on the street; she experienced frequent police harassment.

On May 18, 2015, Kathryn went into a store; picked up a nail polish; realized she did not have money with her; put down the nail polish; left the store. A woman ran out screaming at Kathryn, "Give me back my nail polish." Kathryn stopped; told the woman she did not have the nail polish; that she had put it back; suggested that the woman go look. Instead, the woman attacked Kathryn, grabbing her arms and hands. Kathryn defended herself.

Kathryn left; walked a short distance away to collect herself; sat on a bench at 19th and Harbor. Officers came up to Kathryn; started questioning her; did not show identification; did not state the reason for the questions; did not show a Search Warrant; searched Kathryn; found no nail polish; but, handcuffed Kathryn. Kathryn asked, "Why are you arresting me?" The Arresting Officer did not reply. Kathryn said, "You cannot arrest me. I have done nothing wrong." The Officer arrested Kathryn; took her to jail; Kathryn told me she did not resist.

Kathryn called from jail; I tried to get information; jail personnel told me they could give no information until Kathryn signed permission. Deputy Public Defender Jennifer Soares told me she would send a copy of the Police Report; later she said her supervisor told her she could not send the report; still later she denied promising to send the report; Soares refuses me information even after Kathryn signed permission. I have never received the Police Report.

I did not know Kathryn's whereabouts after May 18, 2015, until I received her first collect call on or about May 26, 2015, or June 2, 2015.

Monica in the Records Department of Orange County Central Jail told me Kathryn was placed at Orange County Central Jail May 18, 2015, where she continues as of December 4, 2015, when I last visited her there.

On or about June 3, 2015, an Orange County Central Jail Staff told me Kathryn was isolated; in the infirmary; heavily medicated. The Public Defender's Office refused me information about Kathryn's next Court Date.

On or about June 3, 2015, or June 4, 2015, Sergeant Rich Koenig told me Kathryn's case would be heard at Westminster Court June 11, 2015, according to what he found on the computer.

On June 11, 2015, I went to Westminster Court; Kathryn was not on the list; I called the Public Defender's Office; the person I spoke with refused to give a name; and, would not tell me Kathryn's Court location.

On June 11, 2015, I drove to Santa Ana; found Court C60 Substitute Commissioner Judicial Officer Shelly Aronson Judge Pro Tempore. I asked for Kathryn's Public Defender; Bailiff E. Palma told me to wait. Hours later Deputy Public Defender Julie Scalisi told me she could not represent Kathryn because Kathryn was going to the Mental Health Arena; that Kathryn would be assigned a different Deputy Public Defender; that I could call the following week to learn the name of the new Public Defender.

On June 11, 2015, I was present in Court; Kathryn was not present; Aronson declared Kathryn "incompetent". Scalisi told me bail was \$50,000; Scalisi said charges went from "Petty Theft" to "Robbery" because Kathryn "touched someone".

Soares told me three (3) doctors questioned Kathryn; Kathryn has told me two (2) doctors questioned her for no more than a few minutes each, on one (1) occasion each. Kathryn says there could have been three (3) doctors; but, when doctors or Public Defenders or Staff enter her cell, they do not introduce themselves, do not write their names for her, do not leave a card; or, they introduce themselves so fast she cannot grasp the name; and, they refuse to repeat their name; therefore, she is unsure.

Soares told me staff at the jail report that Kathryn has been aggressive; Soares would not give me the names of the staff that made these reports. Kathryn has told me she was not aggressive.

Kathryn was allowed no visitors for four (4) months. Visitation is now three (3) days a week on either "even" or "odd" hours. After arriving for visits more than ten (10) times; each time being told, "the next visiting hour is xxx"; a kind Deputy Sheriff told me, "Visitation is by 'odd hour' or 'even hour'"; Kathryn's hours are frequently changed from "odd" to "even" and back again without my being notified; for now Kathryn has visitation on the "even hour".

On or about June 9, 2015, I pressed Soares to Move for Non-Collect Calls for Kathryn; weeks later when I could finally visit Kathryn she told me she had been asking for Non-Collect Calls. Kathryn needs to be able to call me; she needs her mother's love and support. Kathryn tells me that Soares does not give a response at any time when Kathryn asks for anything. Soares told me that the Court requires four (4) weeks to submit a Motion in order to notify prosecution. Soares told me the Motion for Non-Collect Calls would be heard in Court on July 14, 2015.

On July 14, 2015, I was present in Court; Kathryn was not; the Bailiff told me that a Motion for Non-Collect Calls was not on the ballot; Clerk of C5 Courtroom whose name I believe is T. Ebbert, told me I could present the Motion; Bailiff T. Danaher, a kind and helpful person, sent me to the Clerk whom I believe to be Ebbert who accepted my Motion for Non-Collect Calls for Kathryn; and, told me the Judge would decide on my Motion within a day or so. I saw Attorneys standing in line to give Judicial Officer Richard M. King their Motions; I joined the line; I was told I could not give King my Motion; that only Attorneys could.

On July 17, 2015, there was a Hearing about which Soares never told me; "Eugene Sung makes a special appearance for Jennifer Soares"; the "Minutes" state King refused to entertain my Motion saying, "a Judge shall not consider ex-parte communications"; he found fault with my not serving the Motion on Prosecution; and, ruled that Defending Attorneys have exclusive rights to present on behalf of clients and to control the court proceedings; "no victim, family of the defendant nor any citizen has any standing or interest in the outcome of criminal proceedings." King denied my Motion.

On July 21, 2015; Prosecuting Deputy District Attorney Denise Hernandez, "appearing for County Counsel"; County Counsel Elizabeth Pejeau present; Soares later told me prosecution objected to Motion for Non-Collect Calls because, "Lack of Communication does not stand in Kathryn's way to defend herself." Judicial Officer Sheila Hanson denied Soares' Motion for Non-Collect Calls for Kathryn.

On August 13, 2015, Commissioner Hall told me I could not present a Motion for Non-Collect Calls; that only an attorney could represent Kathryn, "For the sake of continuity."

Kathryn had several different Public Defenders at different Court dates: Public Defender Michael Morrison on May 20, 2015; Public Defender Charles James Kozelka in "a special appearance for Scalisi"; Public Defender Geraldine Wong in "a special appearance for Scalisi" on June 2, 2015; Scalisi present June 3, 2015; Public Defender Rosalynn Le on June 11, 2015; Soares on June 25, 2015; Sung appeared for Soares on July 17, 2015; Soares on July 21, 2015; Soares on August 13, 2015; Soares September 18, 2015; and, Public Defender Emerald Irene Berg for Soares on October 16, 2015.

The "Minutes" list various Prosecutors: District Attorney Stephen Ladsous May 20, 2015; District Attorney Vickie Schneider on May 29, 2015; District Attorney Clarissa Stone on June 2, 2015; District Attorney Joe Williams on June 3, 2015; District Attorney Craig Williams on June 25, 2015; District Attorney Denise Hernandez making "special appearance for County Counsel" on July 17, 2015;

Hernandez on July 21, 2015; Williams August 13, 2015, Williams September 18, 2015; District Attorney Matthew J. Harvey October 16, 2015.

On October 16, 2015, I was present in Court from 8:30_{am} to about 3:30_{pm}; Soares was present only shortly before the lunch break; not present after the lunch break which was when Kathryn's case was heard; Hall asked Public Defender Berg to call Soares to appear in court; Soares replied she was not able to come; Hall asked Berg to stand in for Soares; Berg told Hall, "I am not capable"; later Berg told Hall she would represent Kathryn; this despite Berg having told me she was not qualified to represent Kathryn in a mental health case; the Court Computer List in the Records Department names Public Defender Richard Carmona; Carmona was not present; no other Public Defender was present at 3:00_{pm}.

At 9:00_{am} I told Hall I wanted to speak to him before he heard Kathryn's case; Hall replied, "Later"; Hall sentenced Kathryn to three (3) years at Patton State Hospital, as best I could hear the proceedings; with Kathryn to return for trial if deemed competent by Patton Staff before the end of one (1) year. Hall adjourned Court; and, told me I could speak with him "off the record". I told Hall I had asked to speak before he heard the case; that I did not wish to speak "off the record". Nevertheless, I told Hall that I had information that staff at Patton say they are not qualified nor equipped for mentally ill patients; this alarms me since I read a newspaper article reporting frequent deaths of staff and patients; and, that Patton violates human rights. Hall laughed at me; and, left the courtroom.

From research I have done on the Internet, the Court has an Agreement to send inmates to Patton; it is an automatic placement; Hall had said Orange County Health Department Representatives would determine the placement; Soares had told me Kathryn would go to Patton if declared "incompetent".

Kathryn tells me often that Deputy Sheriffs mistreat her; say things like, "You are scum. You do not deserve to live."

On Friday, October 23, 2015, Kathryn told me a Deputy Sheriff removed her handcuffs four (4) days earlier by pulling them off her hands without using the key he had available to him. I saw her hands and arms were black and blue.

On November 9, 2015, I told Deputy Sheriff Supervisor Hen who is in charge of the Jail Check-In Desk that a Staff refused to answer a question I posed; I told Hen about the handcuffs having been pulled off without opening; Hen suggested I call someone to report this. I called for a Watch Commander; I reached Watch Commander Lt. Corn. After an unpleasant exchange with Corn, I grew suspicious that Staff abuse Kathryn in retaliation to my interventions; I had spoken with Corn before; he had denied abusive Staff behavior.

On several occasions I have called Sheriff Sandra Hutchens; she has never accepted my calls. I have had an unpleasant exchange with her Sergeant.

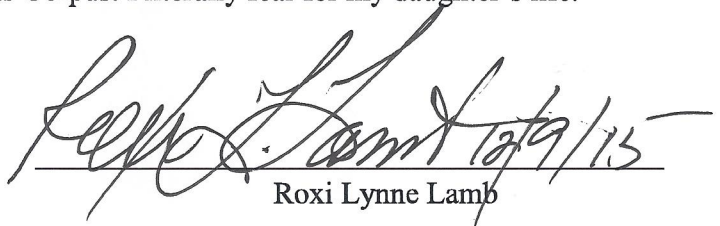
November 9, 2015, Records Department Window Staff Sophia told me the Police Report and six (6) or seven (7) other documents are "Confidential Automatically"; I asked for the criteria for automatic confidentiality; Sophia had no answer.

On November 13, 2015, Kathryn told me that Dr. Voo is Resident Doctor at the Jail; while other doctors practice in the infirmary; that twice men in SWAT gear entered her cell; held a gun to her; gave an injection which she had refused; an apparent muscle relaxant as her muscles then went limp.

Kathryn now tells me she finds speech and forming sentences difficult. I fear that Staff at the Jail are drugging my daughter; inhibiting her mental abilities; and, abusing her emotionally, physically and mentally.

Recently I was stopped by Police, cuffed and jailed for a time. I am pursuing the search for documents for this in order to apply for a Habeas Corpus for myself as well. My belongings were taken and never returned; the rental car - in which I had all my belongings including all my clothing, laptop, smart phone, jewelry, papers, supplements and food for 2 months - was returned to the rental agency; my belongings remain with the police; the Car Rental Agency Manager Brandon said the Agency will not rent to me because of having seen seven (7) Police Officers surrounding me in the rental car. I could feel completely lost in all of this; but, I have found the National Liberty Alliance; and, I watch their efforts to bring the King's Justice, Honor and Mercy back into the courts with a depth of hope and appreciation many may not be able to fully comprehend.

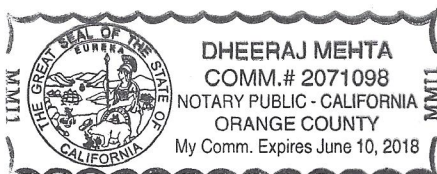
December 4, 2015, I found Kathryn completely overcome with fear; speaking of the Staff wanting to kill her; fearing that I might even be plotting with them. I am completely heart-broken at what is being done to my daughter; while I am being forced helpless by the system. I appeal to the Unified United States Common Law Grand Jury to serve a Habeas Corpus. I literally fear for my daughter's life.


Roxi Lynne Lamb

NOTARY

In California State, Orange County, on this 9th day of December, 2015, before me, Dheeraj Mehta, the undersigned notary public, personally appeared Roxi Lynne Lamb, to me known to be the living woman described herein, who executed the forgoing instrument, and has sworn before me that she executed the same as her free will, act and deed.

(Notary seal)



Dheeraj Mehta
Notary

My commission expires: June 10, 2018

Affidavit of Andrew Dobson

I, Andrew Dobson, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct, and not misleading:

At about 3:30 in the morning of August 22, 2015, I traveled three blocks from Randy's Roadhouse to my friend's house. Once I pulled into the parking lot across the road of my destination, a Batesville Police Department officer initiated a traffic stop. I then got out of the vehicle and the officer questioned my actions that lead up to that time. He then asked me to perform a breathalyzer test, which I declined. The officer then handcuffed me and handed me off to another officer to transport me to the Batesville Police Department. I was held here until there was a search warrant granted to take a blood sample from my body. Once this was received, they took me to the local hospital to have a blood sample taken. After this, I was then transported to Ripley County Jail, where I sat until 12:00 PM when a friend posted bail to have me released.

Andrew J. Dobson

Andrew Dobson

NOTARY

In Indiana State, Ripley County, on this 19~~th~~ day of October, 2015, before me, Patricia A. Gutapfel, the undersigned notary public, personally appeared Andrew Dobson, to me known to be the living (wo)man described herein, who executed the forgoing instrument, and has sworn before me that he/she executed the same as his/her free will act and deed.

(Notary Seal)



Patricia A. Gutapfel

Notary

My commission expires: 1-14-17

Affidavit of John Michael Wilczynski

I, John Michael Wilczynski, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct and not misleading:

On April 21, 2015, on, or about 10:00_{AM}, in the Annex of the Lake County Circuit Court Building, I shared an elevator ride from the 1st floor to the 4th floor, with two (2) unescorted individuals. This elevator ride lasted less than one (1) minute approximately.

No official court escorts were with the two (2) individuals when I entered the elevator; at no time were there any other individuals in the elevator for the duration of the elevator ride except the three (3) of us; the elevator went nonstop from the 1st to the 4th floor.

I asked the two (2) individuals if they were at the Courthouse for jury duty; and, if it was their first time as jurors. They replied affirmatively. At no time did either individual state they were empaneled jurors. At no time did either individual mention any case by name; or, any details of any case of any kind. I asked both individuals if they were familiar with jury nullification; they both stated they were not. I told them my understanding of the law regarding jury nullification in a sentence or two. The elevator doors opened; these two (2) individuals left the elevator unescorted; and, I never saw them again.

While in the courtroom waiting for my case to be heard, a Deputy Sheriff took me before Judge Margaret Mullen who questioned me and expressed her extreme displeasure about my having spoken to the jurors on the elevator. Mullen told me she would hold me in Contempt of Court and Jury Tampering; but, could not because she had not witnessed the conversation; and, although she knew about the conversation no one other than I and the two (2) jurors had been present. I was dismissed and returned to my hearing.

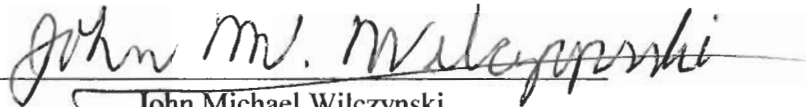
Sometime during the last part of April, 2015, a lawyer looking for clients sent me a letter telling me there was an Arrest Warrant against me; listing the case number and the charges; I went to the Lake County Circuit Court Online; found the case number.

I was in Court April 21st for an appearance in a Hearing on serious complications of a home foreclosure so that finding out about the Arrest Warrant, although of concern, was put on the back burner. By the beginning of November, I realized I needed to resolve the problem of the Arrest Warrant in order to deal with the complications of the foreclosure.

On or about November 6, 2015, Gary Will went to the Circuit Court Clerk; asked to see the file; found a one-page Information which lists two (2) Criminal Misdemeanor charges; I

found online that the charges carry a minimum sentence of 1 to 3 years; an extended sentence of 3 to 6 years.

Facing up to 12 years imprisonment and complications in the foreclosure and eviction, I turn to the Common Law Grand Jury for a Habeas Corpus.



John Michael Wilczynski

NOTARY

In Illinois State, Lake County, on this 23 day of December, 2015, before me, JOHN M. WILCZYNSKI, the undersigned notary public, personally appeared John Michael Wilczynski, to me known to be the living man described herein, who executed the forgoing instrument; and, has sworn before me that he executed the same as his free will, act and deed.

(Notary seal)




Notary

My commission expires: July 29, 2018

AFFIDAVIT OF FACTS by Maud Nordwald Pollock
RELATED TO A MORTGAGE MORTGAGE # 490117-0
WITH EMIGRANT MORTGAGE COMPANY INC
Address of property: 57 North Road, Hampton Bays, NY 11946

Parent company: NEW YORK PRIVATE BANK & TRUST CORPORATION
C.E.O. Howard Milstein, 6 East 43rd Street, New York, New York 10017
EMIGRANT MORTGAGE COMPANY INC.

C.F.O. Richard C Wald, 5 East 42 Street, New York, NY 10017

C.F.O 7 Westchester Place, Elmsford, NY 10532

EMIGRANT BANK 6 East 43 Street, New York , NY 10017

Attorney: William M Rifkin partner of Belken Burden Wenig & Goldman, LLP

270 Madison Avenue, New York, N.Y. 10016

495 Post Road East, Westport CT 06880

PART 1 HOW IT STARTED.2008

My name is Maud Nordwald Pollock and I am a Senior citizen (age 75) who has been subject to mortgage fraud. This letter is to report the act of fraudulently signing my name on documents presented by Nationwide Equities, 50 Clinton Street, Hempstead, NY 11550. (Scott Mantel my contact broker) to procure a mortgage agreement for me, from Emigrant Mortgage. The purpose of these (7) fraudulently signed documents, was to procure for Nationwide Equity, and my broker Mr. Scott Mantel, higher commission for the broker by signing for me an agreement with Emigrant Mortgage for higher interest rates, shorter run time of the mortgage, and an agreement that Emigrant Mortgage could sequester \$270,000.- of my money to pay itself its interest on my \$1,250,000.- mortgage.

The result of this fraud, the fact that I was not aware that these documents were being signed in my name, is that I was lied to, not given the best mortgage rates possible, costing me thousands of dollars in interest a year, and that the broker payed themselves \$18,000.- commission. \$10,000 from the Emigrant Mortgage Bank, charged to me, after denying any such deal to me and my lawyer. Stating instead to take only \$8,000.- in commission. That Emigrant Mortgage was able to retain the vast sum of \$ 270,000.- without paying me any interest at first, and then after my severely complaining to this, offering me a lesser interest rate that I could have obtained otherwise, again costing me thousands of dollars in interest income.

I first become aware of what I thought was a fraudulently signed document when it was presented to me at the closing table, to justify the right of the bank to retain the \$ 270,000.- . When I complained to the President and Chairman of Emigrant Mortgage, that the agreement that was made, was obtained through fraudulently signed documents, the bank provided me with copies of the complete set of documents supplied in my name by the broker Nationwide Equity. I was shocked to discover that my signature, and my initials had been fraudulently

inserted on all 7 documents pertaining to the mortgage, totally without my agreement or knowledge.

Below are the sequence of events I experienced and how this fraud come about.

In March of this year, (2008) a broker named Scott Mantel representing a firm called to "Nationwide Equities" solicited me by telephone, offering to help me find a mortgage to refinance my home. I realized that the financial situation in general relating to the Sub prime Mortgage crisis was getting more difficult each day and that I better proceed with someone, as my line of credit with my previous lender Bank was slowly becoming exhausted. After contacting another broker who I knew to be trustworthy, having dealt with him on a previous mortgage, when comparing offers, he could not match the conditions of the offer Mr. Mantel had made, which were represented as a 7.35% loan for 10 years interest only, for \$1,450,000.-, based on an appraised value, (the banks appraiser) for my waterfront home in the Hamptons of \$2,900,000.- So at this brokers suggestion, my having always been dealt honorably by other brokers, I proceeded with Mr. Mantel.

In early April of 2008 I was sent the preliminary papers to apply for this loan. I returned these, signing what I considered safe, with an accompanying letter to Mr. Scott Mantel. For my records I photocopied for all the documents I signed and returned these to him.(copies and letter attached.) Consequently Mr. Mantel said that I would be receiving documents from my lender, Emigrant Bank, which he said I should throw away as they were duplicates I found this a very strange remark. I never received any such documents from the bank, nor did I receive any further documents from Mr. Mantel.

In a telephone call, late in April early May, Mr. Mantel mentioned that the original loan request at 7.35 % interest, for a 10 year fixed loan of \$1,450, 000.- based on the appraised value of my home for \$2,900.000.- had been considerably reduced to \$1,250,000.- at an interest rate of 7,85% for 3 years fixed, but that the bank had agreed to lend me the money and that he had a commitment. Even though this was not what I had hoped for I agreed to follow through with the loan, not knowing that in fact he was lying to me and would not get me a lower interest rate, and a better deal because that would decrease his commission..

Since the talk was about a closing, I got in touch with my Lawyer Mr. Frank Guarino who was to assist me with the documents and the closing. Mr. Guarino requested the documents pertaining to the loan from Mr. Mantel, and Mr. Mantel supplied him with via fax was a Good Will Estimate. (copy attached.) We assumed from that document submitted the loan negotiations had not been finalized at that time. Unaware that the bank had already received a Good Will Estimate supposedly signed by me on April 28th, stating all the fees, including fees I was unaware of and never agreed to, that Nationwide was going to pay itself, \$13500.-. with a clause one line down "pledge to review fees" in fact they received \$18,000.-from the bank.(SEE **EMIGRANT EMAILS AND LETERS # 1. -1A**)

The page called Rider P was not in the original set of documents that I signed in April. As I mentioned I never received any further documents from " Nationwide Equities" Scott Mantel,

or Emigrant Savings Bank, until the closing table. At the closing on June 13, 2008 was the first time I was told about Emigrant withholding \$270 000 (rider P) (SEE EMIGRANT EMAILS AND LETTERS # 1. -1A) of my money as a condition of my getting the loan. There I was shown the rider P which I supposedly signed in May. This was the first time I even saw the document. That rider P was forged by someone at Nationwide Equities, I never signed it. At the closing it only had my signature, by the time they submitted it as evidence they had forged my lawyers signature, I was not even in touch with my lawyer at that time in May.

Subsequently to this event I wrote a letter of complaint on June 16, 2008 to the chairman Mr. Sam Jacob and president Mr. Michael Jackson of Emigrant Mortgage Company Inc., 5 East 42 Street., New York, NY 10017. I then received a reply letter from Michael Jackson, the President, with the agreement look into this matter, and I assumed to rectify any impropriety.

On July 25th 2008 I received a letter from Ms Holly Pearlowitz, Senior Vice President, stating that I had signed a number of documents, and consequently I had no recourse with the bank. Attached copies from the bank documents submitted by the broker Nationwide Equities, for the application of this loan. What amazed me about all those attached documents, was that neither I nor my attorney had ever seen any of them before, and most of all that I had not signed any of these personally, even though my initials and signature appeared on them. Fortunately I had the good sense to keep copies of the original documents submitted by Nationwide Equities, that I did sign, and those I was unwilling to sign. (Enclosed, including the letter I wrote at the time) (SEE PDF DOCUMENT CALLED EMIGRANT EMAILS AND LETTERS # 8, # 9 AND # 12)

Amongst these newly submitted documents, the Good Faith Estimate I was supposed to have signed on April 28, (enclosed copy and eMails regarding the only Good Faith Estimate I or my attorney ever received on May 09.)(SEE DOCUMENT CALLED EMIGRANT EMAILS AND LETTERS # 1- 1A.) An agreements I was supposed to have signed on May 21 with a Lisa Macera's signature, in front of her or something like that?? I guess I must have bilocated from my house in the Hamptons or something of the sort, because I have no idea, how, when or where I was to have signed these, especially when in fact on May 14th I was attempting to sever my relation with Nationwide and Mr. Mantel, copy of my various emails to and from him). I never saw any document except the original I signed April 10, 2008. The only papers I actually signed after that date were the papers at the closing, the signing of which were witnesses by my attorney Mr. Guarino, the notary public and your legal representative, Mr. Olson. (SEE DOCUMENT CALLED EMIGRANT EMAILS AND LETTERS # 2.-11)

After receiving the copies from Emigrant Mortgage Bank I was able to review the signature on those papers, I noticed that the signature is always the same, however if one looks at my papers, it will be notice that my signature is always different, even on the same page. If one looks at the signature at the bottom of the page called "Notice to Applicant of Right to Receive Copy of Appraisal Report", that is the signature that is identical to the one on all the papers I was supposed to have signed. I have never seen the originals of these documents to verify if the in fact they were signed at all, or that the signatures are scanned in, as it seems apparent to me. (SEE DOCUMENT EMIGRANT MISCELLANEOUS) FOR Original Signature on Application

While I was dealing with Scott Mantel, in May, I was trying to find another loan from another broker. That broker said he could secure a loan with better terms and a smaller commission than the one offered to me by Scott Mantel,. In the end it turned out that the loaning bank was also Emigrant Mortgage Bank. I particularly wanted to stop my transaction with Mr. Mantel because I was told that he had overcharged me on the appraisal and he was not getting me the best deal. We were also suspect that he was getting the second commission from the bank, which he denied profusely, to me and my lawyer. (That fact was verified at the closing). When my other broker tried to get the loan placed with Emergent Bank he was denied because Scott Mantel had placed his loan with Emigrant, and Emigrant would not accept a 2nd application unless Scott Mantel withdrew his loan application, which he refused to do, even though I email him stating that I did not want to proceed with him. All very questionable behavior.

Under pressure of the mortgage crisis, I had to agreed to close the loan with Mr. Mantel because he was blocking the new loan application, and I was afraid I would loose the commitment from the bank and the interest rate would go even higher, if I delayed any longer.

On Thursday the June 13, 2008 I went to the office of Emigrant Mortgage Bank''s legal representative Mr. Olson of Olson and Olson LIP in Cutchogue, Long Island. Mr. Guarino my lawyer met me there. The documents for signing appeared, and for the first time I received a copy of an agreement I am supposed to have signed, on May 10, allowing Emigrant Mortgage Bank to keep \$270 000.- of my money. In a savings account at a miserly rate of 1.95% to pay the interest on my loan.. I was shocked beyond belief since I did not know when and where was I supposed to have signed such a document. Mr. Mantel never come to see me in person to discuss my loan or the procedure. I NEVER SIGNED SUCH A DOCUMENT, NOR HAD I NOR MY LAWYER EVER SEEN IT, NOR HAD SUCH AN AGREEMENT BEEN MENTIONED BY Mr. .Mantel, ever... **(SEE DOCUMENT CALLED EMIGRANT EMAILS AND LETTERS # 5)**

As I mentioned before, I realized that Mr. Mantel was in collusion with someone in his office that the committed fraud, signing my name to that document. In a state of shock, at the risk of losing this lone in this very precarious environment, Mr Olson threatened me that if I did not agree to those terms, the Emigrant Bank would not give me the loan. I was forced to proceed and signed a document stating that Mr. Mantel had shown me all documentation, in which I perjured myself in that moment of utter confusion and shock, wondering whether I had made a mistake. Fortunately I had my copies at home to verify what I had actually signed.

I would like to conclude, stating that I have been trying to clear this matter up with the bank since the closing on June 12,2008, however they have not been forthcoming, willing deal with this broker, refund the brokerage fee, renegotiate this bad loan agreement, or release the vast sum of money held at such a miserly interest rate of 1.95%, forcing me to loose interest on over \$270,000.- of 2% additional per month, if I had the possibility to place the money in accounts of my choosing. I would like to point out that Emigrant Mortgage is now also involved in wanting to defraud me of that interest, since they lied to me telling me they had no higher interest rate offers, when in fact they do have 3.922% (4.00% annual percentage yield), for an online saving account, in which they would place **my money if I sign an agreements (SEE DOCUMENT CALLED EMIGRANT EMAILS AND LETTERS # 4)** . In other words they are holding

\$240,000.- of my money hostage and have asked me to wave my right to complain about the fraud that has been committed, as a condition of releasing that money. The whole thing is outrageous. **Closing date June 13, 2008**

PART II 2012

After reporting the matter to the attorney General Schneiderman, the Banking Commission and having no recourse, I attempted to sell my house various times, with no result. I continued to pay the interest from their established account, until the reserve money ran out in early 2011 I pursued them with RESPA reports and approaches unsuccessfully. I Received my first NOTICE PERSUANT TO CPLR. March 21, 2012 From BELKEN BURDEN WENIG & GOLDMAN LLP The attorneys for Emigrant Montage.

I finally retained Attorney Martin Silver in December 2012. And he filed his first a VERIFIED ANSWER TO AN AMMENDED COMPLAINT on January 9, 2013 **(SEE LEGAL BRIEFS and Documents # 13.)** Because the Statue of Limitation had been exhausted in the 4 years from the closing they were unable to peruse the bank on the fraud issue. They did peruse on the fact that the bank had given me a loan while the mortgage broker stated I had 0 income, **(SEE LEGAL BRIEFS and Documents # 13 FORENSIC UNDERWRITING ANALYSIS** used by my lawyer to consider the case) I was retired from my activity as a Human Potentials Consultant-Spiritual Teacher, traveling and giving workshops for 24 years in Europe, I was 79, I had no income except what I had saved, and a small SS pension of \$500 from my second husband . My house was my greatest asset I had preciously taken al line of credit to be able to live and even though I tried selling it I found no buyers who would pay what I needed to pay back the loan and have something to live on. I was forced to stay due to a the bad Real Estate Market, and was hopeful we would win the case.

PART III

In 2013 the case was presented in a MOTION for a decision to Judge JOSEPH FARNETI made a Summary Judgment that I had defaulted on the loan , final date of motion 12-03259 was September 16, 2014.**(SEE LEGAL BRIEFS and Documents # 18.) MOTION INDEX NO12-3259 9-11-14 JUDGE JOSEPH FARNETI (ALSO SEE LEGAL BREFS 13-20)** In November of last year I was notified by my lawyer that I stood a chance of foreclosure and I realized that as far as the Court was concerned I did not stand a chance. **(SEE LEGAL BRIEFS and Documents # 17.REPLAY AFFIRMATION IN FURTHER SUPPORT OF PLAINTIFF'S MOTION FOR SUMMERY JUDGEMENT 10-7-13 RIFKIN)** After reading this brief full of miss reorientations and outright lies I want to note that in on clause 9/pg 4 that I was attempting to defraud Emigrant when in fact it was the other way around, I was solicited by Scott Mantel, he suggested the No Income Loan, I was given that loan, they must have assumed I would not be able to pay, and gave me the loan anyway, ultimately to steal my property through foreclosure. I had no intention to "steal" their money. I tried to sell the house as stated. In clause 25/pg 9 comments on Rider P which I did not sign and mentioned that to Ms Pearlowiz in my letter **(SEE EMIGRANT EMAILS AND LETTERS #3 AND 3A)**. Clause 26 is also a lie. Clause 27 is a lie because Mr Olson threatened that

if I did not agree to the fraudulently signed Rider P there would be no Mortgage. Clause 30 discusses the interest bearing escrow accounts **(SEE EMIGRANT EMAILS AND LETTERS # 4)** email to and from Attorney Zetes who offers me 4% if I sign to release the Bank of any wrong doing. This brief has several parts to it, starting with PRIMARY STATEMENTS, FOLLOWED BY **GOLDBERG AFFIDAVIT/ Exhibit 1** Emigrant Broker direct Agreement/ **Exhibit 2** Mortgage Loan Origination Agreement (**never signed their form, false signature**) /**Exhibit 3** note from William Rifkin defining **A. Special Letter a document I never signed presented at closing-B. Special Letter with my falsified signature and Frank Guarino's-C. Frank Guarino's- Letter stating he did not execute such a document/ Exhibit 4)** AFFIRMATION SUPPORT by David Olson closing lawyer lying through his teeth pg 1-5 with **Exhibit A same as above-Exhibit B same as above-Exhibit C same as above /Exhibit 5** Interest Rider signed at closing/ **Exhibit 6** email to Scott Mantel Mortgage Broker from MNP/ **Exhibit 7.** Letter I wrote to Scott Mantel with the original Loan application./ **Exhibit 8** Suffolk County records (19 pgs scanned 3)of my Greenpoint Line of credit, taken out 13 September 2004, which included the payoff of my previous Mortgage./ **Exhibit 9** Emigrate statement of deposit of my? money in their account, 5 pages, 4 about my authorizing transfers out of these accounts/ **Exhibit 10** Emigrant letter stating I had no more money to pay loan interest/**Exhibit11** Early Prepayment rider / **Exhibit 12** Letter from Emigrant Dated May 12, 2008 5pgs **pg 5 with fraudulent signature with a fraudulent witness, never saw or signed this May 21,2008. Rider P again a fraudulent signature 2 Pages Good Faith Estimate false signature May 21 2008.** How is it possible that the Attorneys submit documents I have previously rebutted as fraudulent. In my letter to Pearlowitz and VP Pasterana (**SEE EMIGRANT EMAILS AND LETTERS #8.**) Is there no shame.

There is another Brief presented NOTICE OF MOTION FOR SUMMERY JUDGEMENT INDEX NO 03259/12 Signed by William Rifkin June 28, 2013 to be added to the **LEGAL BRIEFS AND DOCUMENTS** Folder # 20. In addition there is a rebuttal by Martin Silver my Defense Attorney (**SEE LEGAL BRIEFS AND DOCUMENTS #15.(15B,15C,15D,15F) AFFIRMATION IN OPPOSITION NO 12-03259 SILVER August 26,2013**) There is (**SEE LEGAL BRIEFS AND DOCUMENTS the #17. MOTION INDEX NO12-3259 MOTION DATE 8-5-13 ADJ DATE 9-11-14 ORDERED by JOSEPH FARNETI Acting Justice of the Supreme Court SUFFOLK COUNTY**) There is a (**SEE LEGAL BRIEFS AND DOCUMENTS #19.**) NOTICE OF SETTLEMENT OF ORDER INDEX 03259-12 RIFKIN Dated November 11, 2014) There is a NOTICE OF MOTION FOR SUMMERY JUDGMENT Index No. 03259/12 RIFKIN Dated June 28, 2013 (**SEE LEGAL BRIEFS AND DOCUMENTS # 20** (Other briefs as presented will be sent when ready)

PART IV

In my attempt to keep a roof of 40 years over my head and in the knowledge that the mortgage money is drawn out of our Trust accounts, or monetized and that we are in effect not lent anything, I decided to remedy this and take another route to save my home. In March of 2015 I Created a Private Express Trust, called SINGING TREES TRUST, and with the help of a consultant I made a Private Offer based on International Commercial Law and Agreements to **IN Honor** to pay off my debt to the Chief Financial Officer Howard Milstein by setting off the loan by offering him a bond of \$ 3.25 Million dollars. (**SEE SET OFF DOCUMENTS # 23, 23A, 23B, 23C, 24, 25**) this

private agreement was accepted by Default (SEE SET OFF DOCUMENTS # 26, 26A NOTICE OF DEFAULT IN DISHONOR,) also by Default in not objecting to the Public Notice which ran in the Long Island Advance for 5 weeks, and copies there of sent to the Principal Mr Howard Milstein (SEE SET OFF DOCUMENTS # 27 PUBLIC NOTICE DOCUMENTS LONG ISLAND ADVANCE NOTARIZED CERTIFICATE June 4-July2 2015) this process has not been honored. And Belken Burden Wenig and Goldman LLP have sent me the final Foreclosure Notice.(SEE FORECLOSURE DOCUMENTS #29 -32). 32.APPOINTMENT OF LANE BUBKA ESQ. AS REFEREE FOR SALE WITH RACHEL LYNCH Exhibits A,B,C

Should their intent take place I could possibly at age 82, after a life of service to humanity, become homeless and with no means to support myself.

This AFFIDAVIT executed and affirmed, under penalty of perjury, this sixth day of the eighth month of the year two-thousand and fifteen without the United States. Witness my hand.

Maud Nordwald Pollock
(hand)

NOTICE

A notary on this document does not constitute any adhesion, nor does it alter my status in any manner. The purpose for the notary is verification and identification only and not for entrance into any foreign jurisdiction.

JURAT

New York)
without the United States) subscribed and affirmed
Suffolk County)

Affirmed and subscribed before me on this sixth day of the eighth month in the year two thousand and fifteen by Maud Nordwald Pollock who proved to me on the basis of satisfactory evidence to be the one who appeared before me, and executed the forgoing instrument for the purpose stated therein and acknowledged that said execution was by her free act and deed.

Regina M Orlando
Notary Public Signature



Affidavit of David J Mongielo

I, David J Mongielo, Affiant, being of lawful age, qualified and competent to testify to, and having firsthand knowledge of the following facts, do hereby swear that the following facts are true, correct, and not misleading:

September 1 2015, 9:50 AM I filed a motion to dismiss with the clerk who refused the filing without a fee, I gave them a file on demand document, and after brief discussion the clerk stamped and received my motion.

In court I gave my Motion to Mike the judge's clerk and he refused it and said I did not pay the fee so it's not admissible. When judge Mark Montour entered the court room the court guards position themselves one behind me and one to my side clearly to intimidate then Judge Mark Montour asked me if I wanted to waive my right and proceed without a BAR attorney?

I objected to the court's proceedings because I filed a motion and wanted Attorney Ashley Paladino (my wife's attorney) to answer my motion and for the Court to declare the jurisdiction I was in [because all involved was interfering with my right to be a father to my son]. Judge Mark Montour said that there was no motion before the court and he asked if I wanted to retain a BAR attorney? I objected and stated that there was a motion before the court and that I am the moving party. Judge Mark Montour responded that the motion (concerning my right to a just court) was not paid for. I proceeded to read the law regarding filing court documents without paying a fee but Judge Mark Montour cut me off.

Judge Mark Montour asked my sons law guardian Michelle Bergivan if she met with my son, she said yes but that she was having difficulty building a rapport with my son and that she did not recommend any change in the schedule as to the in time that I could see my son. She then recommended that my wife and I receive psychological evaluation for not being able to come to fair visitation schedule with our son and that this would assist the court in helping to make a decision for my son. She further added that my son was a very sad little boy.

The court is violating the unalienable right of a father son relationship. My son can barely see his father anymore and he's being forced to live with his mentally abusive mother and grandmother. The law guardian recommended that my wife and I agreed to some type of counseling for my son. Judge Mark Montour then asked how I felt about the recommendation, I said that I had been trying to do that for over a year. Judge Mark Montour did not seem to care about the well-being of my son and his need of his father.

Judge Mark Montour asked about school, I stated that I was the one that got him ready for school, made his breakfast and got him on the bus, his mother would pick him up later. I pled with Judge Mark Montour to allow me to resume access to my son so that I could father him and try to get back to a somewhat normal life again, because my wife took him and is refusing me access. Judge Mark Montour responded adjustments are being made to address all the parties concerns.

My wife's attorney Ashlee L. Palladino objected to the accuracy of my statements in caring for my son and then distracted the judge by saying that I'm in violation of the court's order by not meeting the demands of the court order concerning an obligation to pay child support alimony and attorney fees and recommended money owed be part of a new judgment and further stated that I am in violation of the order that I cannot bring my son to my business, saying my Facebook has pics and videos of the Child playing with tools in my place of business and recommend that the court limit my access to my son because I put him in danger, in

addition that I continue to refuse to supply them with any financial documents, discovery demands, financial affidavits and objects to my communicating directly with my wife. She also objected to my motion and similar document concerning the previous order which violates my unalienable right to father my son, his unalienable right to be fathered and our right of due process.

Attorney Ashlee L. Palladino continued; saying that I made allot of allegations in these documents that concerns her and unsubstantially stated that I could be mentally unstable. She could not believe that I made statements that said that I'm not a slave and I do submit myself to any involuntary servitude. She finalized that I should consent to a custodial evaluation which further violates my rights even more.

Judge Mark Montour asked me if I was up-to-date with support payments. I said Your Honor there's no way I can pay it's 75% of my income and that the only way I could live with my current income was when Susan had a job help pay the bills of the house. I further stated that the court has a copy of my taxes that shows my income of \$27,000 yet Judge Mark Montour made a judgment that I made over 80,000. I feel the members of this court are conspiring against me because I am not hiring a BAR attorney.

Contrary to the Attorney Ashlee L. Palladino position, the use of the constitution as the supreme law of land, is the only way to protect the unalienable rights of my son and I. How can I get a fair trial here when the attorneys say I'm unstable because I use state case law and the constitution? I proceeded to read Miranda versus Arizona, which supports the supreme law of the land that all judgments must cease until jurisdiction is proven. I then asked the court, is this a Common Law court, Your Honor? But the Judge Mark Montour refused answer. By the judge refusing to explain the nature, cause of allegation and the type of court I am in it is impossible for me to prepare a proper defense.

Judge Mark Montour then asked if I was up to date on support. I said I emailed Attorney Ashlee L. Palladino for more information on what type of payment she's willing to take and she has not yet sent correspondence in regards to that payment. Judge Mark Montour responded that the orders are only temporary orders, pay the money. I explain to Judge Mark Montour that I had to borrow the money from my father to pay her what I already have

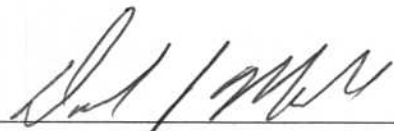
Judge Mark Montour then asked if I was taking my son to my workplace, I asked Judge Mark Montour to define work or workplace he said my auto mechanic business I said my son will not be in the auto mechanic repair area of the business. Judge Mark Montour responded he can't be at my workplace. If I spend most my life working at my business and have to stay here I'm not able to see my son. I then read U.S. Court Case description of a court of record which has a tribunal independent of the magistrate that proceeds according to the course of common law and that before any judgment is passed I asked for a jury before any judgment be passed, our founders put law in place so judges don't exceed their authority. Judge Mark Montour then stated that he is not exceeding his authority. I then demand that this matter to not go any further and that the plaintiff answer my motion. Judge Mark Montour then stated, this action will not cease and that he schedule today for another matter regarding me not meeting the discovery demands. I explain to Judge Mark Montour that that's a violation of my rights, in which Judge Mark Montour responded that if I would exercise my right to have an attorney that he or she may assist me in answering and responding to my wife's attorney and that if I refuse to answer to the demands of the court that he will be ruling against me. I then read, once challenged jurisdiction cannot be assumed the judge says he's not assuming jurisdiction and that he has jurisdiction. I reiterated again this court needs to prove jurisdiction before going any further, Judge Mark Montour responded again that he has jurisdiction I again stated he needs to prove jurisdiction, he again stated that he does.

Now my son's law guardian Michelle Bergman conspiring with the other BAR attorneys and judge that belongs to the same BAR organization, asked if she can weigh in on this on behalf of my my son David Elliot, she asked that the court not entertain any arguments in respects to jurisdiction in that they are baseless and that there is clearly jurisdiction surrounding all the matrimonial issues custody and visitation in court issues, therein threatening the well-being or safety of my son in that I should seek legal representation and then this matter will go much smoother. Law guardian Michelle Bergman asked that the court not entertain any of my motions with respect to jurisdiction because they are frivolous, a waste of time and they're against the best interests of my son David. [BAR attorneys are not to decide for or get in between the unalienable rights of a father and a son, what is going on right now is detrimental to my son David]

Judge Mark Montour then said I am the State Supreme Court and that he has jurisdiction over all these matters and Supreme Court case law. I demanded I get that in writing to prove that I'm wrong. Judge Mark Montour then threatened to take my visitation away if I proceeded to take him to my work place, where I must spend most of my life with my son.

Judge Mark Montour then recommended my son get to counseling. I told the judge my son's grandmother threatened to hit him if my son tried to call me at what point is this court going to stop his mother and grandmother from mentally abusing my son? Again I was ignored regarding this matter. I then put the court on notice that I would be seeking Federal protection concerning the jurisdiction, and the violation and deprivation of the rights of my son and I. Judge Mark Montour just reiterated that he has jurisdiction and that he is continuing. Judge Mark Montour then ordered me to produce some type of financial documents. I Objected. The judge said if I continue to violate his order then go right ahead; is Judge Mark Montour saying it's okay for me to violate his order? I said I have a right not to testify against myself, Judge Mark Montour responded again, go ahead.

After we left the court room, in the hall, law guardian Michelle Bergman said I'm wrong but that she can't give me legal advice and that she's not going to, but then stated that I'm not helping myself or my son and that if I want my son 50-50 she said I should act like a normal human being, going to court with case law she said sounds like someone that needs to have a psychological evaluation. She ended with, get an attorney.

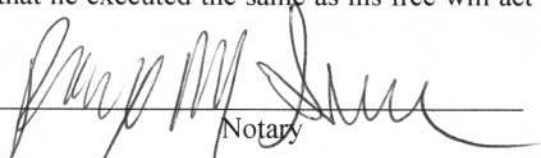


Affiant, David J Mongiello

NOTARY

In New York State, Niagara County, on this 19th day of September, 2015, before me, Roxanne Sansone the undersigned notary public, personally appeared David J Mongiello, to me known to be the living man described herein, who executed the forgoing instrument, and has sworn before me that he executed the same as his free will act and deed.

(Notary Seal)



Notary

My commission expires: May 28 2017



ROXANNE M. SANSONE
Notary Public - State of New York
Qualified in Niagara County
No. 01SA6282734
Commission Expires May 28, 2017