

Public Comment #35
Bos Recd. 1-9-23

From: melody.lane@reagan.com
Sent: Monday, January 9, 2023 2:44 PM
To: BOS-Clerk of the Board; Kim Dawson
Cc: Joseph Carruesco; BOS-District V; BOS-District IV; BOS-District I; BOS-District III; BOS-District II
Subject: Public Comments - 1/10/23 BOS Closed Session Item #35 - Public Employee Discipline/Dismissal
Attachments: ML Affidavit 2Todd White.pdf; ML Affidavit_Todd White.pdf; HR cover letter TWhite 5-19-22.doc; Park Comm Church cover TWhite 5-19-22.doc

Please ensure the entirety of this communication, including attachments, are posted to the 1/10/23 BOS Closed Session Item #35 and distributed via GovDelivery.

It is my understanding that Closed Session item #35 is in reference to Todd White and the lawsuit he initiated last year to be reinstated as admin to Supervisor George Turnboo. The fact that Mr. White was forced to resign, but then the county reinstated and put Todd on paid administrative leave, *at taxpayers' expense*, is nothing short of fraud inflicted upon the citizens of El Dorado County. It is also my understanding that Todd's reinstatement/paid administrative leave adversely impacted the employment status of his co-worker, Mark Treat, amidst a real estate transaction.

The public is entitled to honest services, but it is evident by the attached un rebutted affidavits that Todd White has refused to provide constituents with public services and violated his oaths of office, as well as violating Good Governance and personnel policies. Furthermore, the Board of Supervisors is also aware of the facts surrounding Todd's collusion with government staff to use and abuse the Taxpayers Association for his own political purposes to deprive me the blessings of freedom. All of the forementioned are grounds for dismissal.

At the time I submitted the attached documents into the public record, the Board of Supervisors were made aware of the myriad federal and state laws requiring HR to maintain certain records regarding employees. Under SB 807, California law requires that documented complaints, such as these, be *investigated and retained in the employee's personnel file for a minimum of four years*. In the event of a lawsuit, such as in Todd's case, an employer may be required to produce these records. Failure to do so can lead to fines and other adverse actions. Having knowledge of Todd's wrongdoing, but failure to take remedial action, may also result in the Board of Supervisors being held complicit and liable.

All this litigation can have a snowball effect. Todd broke the law on several occasions. Therefore, the county should not be wasting any more of taxpayers resources on Mr. White's frivolous reinstatement lawsuit.

Sincerely,

Melody Lane

Founder – Compass2Truth

“Resistance to tyranny becomes the Christian and social duty of each individual...Continue steadfast and, with a proper sense of your dependence on God, nobly defend those rights which heaven gave, and no man ought to take from us.” ~ John Hancock ~

AFFIDAVIT/DECLARATION OF TRUTH

Todd White, Administrative Assistant District #2
El Dorado County Board of Supervisors
330 Fair Lane
Placerville, CA 95667

I, Melody Lane, the undersigned, make this Affidavit/Declaration of Truth of my own free will, and I hereby affirm, declare and swear, under my oath and under the pains and penalties of perjury under the laws of the United States of America and of this state, that I am of legal age and of sound mind and hereby attest that the statements, averments and information contained in this Affidavit/Declaration are true and correct to the best of my knowledge.

This Affidavit/Declaration of Truth is lawful notification to you, Todd White, and is hereby made and sent to you pursuant to the national Constitution, specifically, the Bill of Rights, in particular, Amendments I, IV, V, VI, VII, IX and X, and The Bill of Rights of the California Constitution, in particular, Article 1, Sections 1, 2, 3, 9, 10, 11, 21, 23 and Article 3, section 1, which requires your written rebuttal to me, in kind, specific to each and every point of the subject matter stated herein, within 15 days, via your own sworn and notarized affidavit, using true fact, valid law and evidence to support your rebuttal of the specific subject matter stated in this Affidavit/Declaration.

You are hereby noticed that your failure to respond, as stipulated, and rebut, with particularity and specificity, anything with which you disagree in this Affidavit/Declaration, is your lawful, legal and binding tacit agreement with and admission to the fact that everything in this Affidavit/Declaration is true, correct, legal, lawful, and fully binding upon you in any court in America, without your protest or objection and that of those who represent you. Your silence is your acquiescence. See: *Connally v. General Construction Co.*, 269 U.S. 385, 391. Notification of legal responsibility is "the first essential of due process of law." See also: *U.S. v. Tweel*, 550 F. 2d. 297. "Silence can only be equated with fraud where there is a legal or moral duty to speak or where an inquiry left unanswered would be intentionally misleading."

Any act committed by you, Todd White, acting as Administrative Assistant to District #2 Supervisor George Turnboo, either supports and upholds the Constitutions, national, and state, or opposes, and violates them. Your oath of office requires you to support and uphold the national and state Constitutions, and therefore you are constitutionally mandated to abide by that oath in the performance of your official duties. You have no Constitutional authority, or any other form of valid, lawful authority, to oppose and violate the very documents to which you swore or affirmed your oath and under which you were delegated by the people the limited authority to conduct the duties of your office. These three above stated positions are true, factual, lawful and constitutionally ordained.

However, despite the above-stated factual, lawful positions, your unconstitutional actions, as described throughout this Affidavit/Declaration of Truth, clearly demonstrate how you, Todd White, have violated all of the above lawful positions, the Constitutions, your oath of office, acted against the public good by violating the public trust and committing sedition and insurrection. Pursuant to your unlawful and unconstitutional actions, you have invoked the self-executing Sections 3 & 4 of the 14th Amendment to the national Constitution, thereby have lawfully vacated your office and forfeited all benefits thereof, including salary and pension. Please note that, as stated above and below, if you fail to specifically rebut, in kind, any of the charges, claims and positions set forth in this Affidavit/Declaration within 15 days, then you tacitly admit to them, and these admissions will be lawfully used against you. The following paragraphs and others throughout this Affidavit/Declaration describe some of your unlawful, unconstitutional actions, which have harmed me:

CLAIMS AND AVERMENTS:

The Supreme Law and superseding authority in this nation is the national Constitution, as declared in its Article VI. In Article IV, Section 4 of the same Constitution, every state is guaranteed a republican form of government. ALL “laws”, rules, regulations, codes, ordinances, and policies which conflict with, contradict, oppose, or otherwise violate the national and state Constitutions are null and void, ab initio. (Refer to *Marbury v. Madison*: “*The Constitution of these United States is the supreme law of the land. Any law that is repugnant to the Constitution is null and void of law.*”) The Constitution is one of the founding documents of this nation and enshrines its underlying religious and personal freedoms based on the 20 centuries of Christian thought and the principles of Biblical Natural Law. You have no constitutional or any other valid authority to defy the Constitution, to which you owe your LIMITED authority, delegated to you by and through the People, and to which you swore your oaths.

1. On May 26, 2021, I sent you, Todd White, via USPS certified mail #7017-0660-0000-5528-2067, an Affidavit/Declaration which you received and was entered into the public record on June 8, 2021. That Affidavit was sent to inform you of specific events and statements made by you, and also as an inquiry to ascertain whether you, Todd White, support and uphold them or would rebut them.

Pursuant to the lawful notification contained in that Affidavit, as I originally stated therein, you were required to respond to and rebut anything contained in the Affidavit with which you disagreed, within 15 days of receipt thereof. Your failure to respond as stipulated, was your lawful, legal, and binding tacit agreement with and admission to the fact that everything in the Affidavit/Declaration is true, correct, legal, lawful, and fully binding upon you in any court in America, without your protest or objection and that of those who represent you. See: *Connally v. General Construction Co.*, 269 U.S. 385, 391. Notification of legal responsibility is “the first essential of due process of law.” Also, see: *U.S. v. Tweel*, 550 F. 2d. 297. “*Silence can only be equated with fraud where there is a legal or moral duty to speak or where an inquiry left unanswered would be intentionally misleading.*” Since then your illicit conduct has not abated.

2. On March 7, 2022 upon exiting the Taxpayers Association meeting held at Denny’s Restaurant, you approached and began spewing vulgar accusations and profanities at me while I was

addressing Supervisor George Turnboo regarding your refusal to provide me public services. The transcript of your audio recorded abusive conduct was entered into the public record on March 8, 2022 and is attached hereto, incorporated herein as if fully set forth in this Affidavit/Declaration, and marked **Exhibit A**.

During the March 8, 2022 Board of Supervisors Open Forum, I entered “smoking-gun” evidence of your slanderous accusations that were injurious to my good name and reputation when you called me a “bitch, a trashy whore”, and “go f*** yourself.” County staff was further apprised that your egregious actions are an abysmal disgrace to El Dorado County, the Boys & Girls Club of Northern Sierra, the Taxpayers Association, the Republican Central Committee, and especially Park Community Church where you claim to be a deacon.

In defiance of the Brown Act and their oaths of office, Supervisor Turnboo and Chairman Parlin refused to publicly respond to my specific inquiry as required under section 54954.2(a) of the Brown Act: *“I’m asking you again, as your sister-in-Christ, what specific action are you going to take pursuant to your oaths to remove Todd from office, or will it have to be resolved in court? This is not a rhetorical question. As per section 54954.2(a) of the Brown Act, I demand your public answer now, while I’m at the podium.”*

By refusing to respond, George Turnboo and Lori Parlin essentially condoned your actions which further harmed me by conspiring to suppress my inherent right of free speech, preventing and/or restricting my access to government employees, **and depriving me of public information and/or public services necessary to assist my efforts for redress of grievances—all lawful actions on my part that fall under the protections of the First Amendment**. Thus Supervisors Turnboo and Parlin and HR Director Joseph Carruesco are complicit and liable for any and all harm they have inflicted upon me and my inherent, constitutionally secured rights by their failure to take remedial action against you, to wit:

“Personal involvement in deprivation of constitutional rights is prerequisite to award of damages, but defendant may be personally involved in constitutional deprivation by direct participation, failure to remedy wrongs after learning about it, creation of a policy or custom under which unconstitutional practices occur or gross negligence in managing subordinates who cause violation.” (Gallegos v. Haggerty, N.D. of New York, 689 F. Supp. 93 (1988). [Emphasis added]

3. The public is entitled to honest services. My claims, statements and averments also pertain to your failure to provide honest public services, pursuant to your oaths. When public officers take oaths, yet are ignorant of the constitutional positions to which they are bound by their oaths, and then fail to abide by them in the performance of their official duties, this suggests that they may have had no intention of ever honoring their oaths, and their signatures upon the oath documents constitute fraud. Fraud vitiates any action. Any enterprise undertaken by any public official, such as you have done, tends to weaken public confidence and undermines the sense of security for individual rights, and is against public policy.

The First Amendment guarantees the freedom of the people to express their thoughts and to bring their grievances to their government(s) for proper redress. There can be no lawful limitation on the rights of the people and the First Amendment makes this very clear. Your actions prove fraud and obstructionism, and were clearly in violation of your Constitutional oaths of office. The oaths taken by public servants are not mere formalities but sacred bonds given in exchange for the Public Trust. The American government, whether local, state, or federal, is required to deal lawfully with me as a Citizen. You violated all of these Constitutional provisions and therefore perjured your oath, acted without Constitutional authority, committed fraud and acted criminally, recklessly, and maliciously against me.

“The Oath of Office is a quid pro quo contract in which clerks, officials, or officers of the government pledge to perform (Support and uphold the United States and State Constitutions) in return for substance (wages, perks, benefits). Proponents are subjected to the penalties and remedies for Breach of Contract, conspiracy under Title 28 U.S.C., Title 18 Sections 241, and 242, treason under the Constitution at Article 3, Section 3, and intrinsic fraud...”

All actions by public employees conducted in the performance of their official duties either support and defend the national and state Constitutions, or oppose and violate them. It is my Right and duty to demand, that you and other government officials uphold their oaths to the Constitution(s) and abide by all constitutionally-imposed mandates of their oaths. This is an unenumerated Right guaranteed in the Ninth Amendment, which I hereby claim and exercise.

4. I have been a paid member of the Taxpayers Association since 2008. It is the responsibility of the Secretary of the Taxpayers Association to maintain records/minutes for public inspection, disseminate communications, and the monthly schedule speakers. The objective of Taxpayers meetings is “...the maintenance of a forum within which to study the issues of government and the problems of those who are governed...to help insure that the blessings of freedom shall be forever perpetuated.” Furthermore, the Association “shall adhere to and comply with all applicable **Federal, State and local laws, codes, regulations and ordinances.**” You, Todd White, have violated all those laws, codes, regulations and ordinances.

For example during the May 9, 2022 Taxpayers Association meeting, and in the presence of Supervisor Lori Parlin and Planning Commissioners Kris Payne and Andy Nevis, I approached you concerning your refusal to provide me the benefits of membership and other public services. The following audio recorded dialog took place:

Melody: “Todd, you are required...hey, I’m talking to you!”

Todd White (as he turned his back to me): “I’m not talking to you!”

Melody: “But I’m talking to you. You are required to give me all correspondence, including the schedule of speakers. Kris [Payne], you’re a witness to this. Your vulgarity is a matter of public record and there will be consequences for it. Obviously HR did NOT take any kind of disciplinary action against you. Again, you are a public servant. Don’t forget that.”

Another example is it has been reported to me that you have blocked my emails. By your refusal to provide public services, failure to respond to my phone and email inquiries, nor even give me the courtesy of eye contact, you extended absolutely no due process of law whatsoever to me, and by your unconstitutional actions, as described herein, you harmed me in direct violation of

your oaths. Furthermore, your repeated violation of the EDC Code of Ethics and discriminatory actions against me, a retired law-abiding American Citizen and third generation evangelical dwelling in El Dorado County, are a direct assault upon my due process rights secured by the First Amendment, to wit:

301. **CODE OF ETHICS** The County has adopted a Code of Ethics to guide County officers and employees in the performance of their duties. The Code of Ethics, in effect as of the date of adoption of these Rules, reads as follows:

(e) Outside activities should be compatible with the objective performance of your duties or delivery of government service.

(f) Treat all individuals encountered in the performance of your duties in a respectful, courteous, and professional manner.

(i) Faithfully comply with all laws and regulations applicable to the County and impartially apply them to everyone.

(j) Promote the public interest through a responsive application of public duties.

(k) Demonstrate the highest standards of personal integrity, truthfulness, and honesty in all public activities.

(l) Uphold these principles being ever conscious that public office is a public trust.

302. **RESPONSIBILITIES OF PUBLIC SERVICE** County officers and employees serve for the benefit of the public. **They shall uphold and adhere to the Constitution of the United States, the Constitution of the State of California, and the El Dorado County Charter, as well as all County rules, regulations, and policies, and shall carry out impartially the laws of the nation, state, and County. In their official acts, they shall faithfully discharge their duties, recognizing that the public interest is paramount. All County officers and employees must demonstrate the highest standards of morality and ethics consistent with the requirements of their positions and consistent with the law.**

303. **DEDICATED SERVICE** County officers and employees shall adhere to work rules and performance standards established for their positions. **The County requires all County officers and employees to be courteous and considerate, to be accurate and truthful in statement, and to exercise sound judgment in the performance of their work.**

304. **CONFLICT OF INTEREST** During their assigned work hours, County officers and employees shall devote all their time and efforts to their assigned duties. No County officer or employee shall:

(a) Engage in any business or transaction or have a financial or other personal interest or association that is inconsistent, incompatible, in conflict with, or **adverse to the proper discharge of official duties, or would tend to impair their independence of judgment or the performance of their official duties.**

305. **NON-DISCRIMINATION IN DELIVERY OF SERVICES** In the course of their employment, no County officer or employee shall grant any special consideration, treatment, or advantage to any person beyond what is available to every other person in similar circumstances.

308. **POLITICAL ACTIVITY** In the performance of official duties, all County officers and employees shall support County governmental policies and objectives established by the Board of Supervisors or by an appointing authority, as well as County programs developed to attain these policies and objectives. Outside of official duties, County officers and employees may express otherwise lawful opinions on all political subjects while off duty, without recourse against them, unless the employee is in a sensitive or policy-making position in a department **where speech and political activities may have an adverse effect on working relationships or the efficient operation of the department. Under these unique circumstances, the law authorizes limiting First Amendment rights as a requirement for the job, and employees may be subject to adverse consequences for engaging in such activities.**

309. **ABUSIVE CONDUCT IN THE WORKPLACE** The County is committed to maintaining a work environment in which all individuals are treated with respect and dignity. The County is committed to providing a work environment that is free of abusive conduct and will take reasonable steps to promptly correct abusive conduct. As a general guideline, abusive conduct can be avoided if employees act professionally and treat each other with respect. The following further defines the County's policy and complaint procedures related to abusive conduct in the workplace. **The County has zero tolerance for any conduct that violates this policy. Therefore, any violation of this policy may lead to disciplinary action, up to and including termination from County employment. The County encourages all employees, applicants, candidates, elected or appointed department heads, volunteers, and members of the public to report any conduct that they believe violates this policy as soon as possible.**

309.1 **Abusive Conduct Defined** As used herein, abusive conduct is defined as conduct, **with malice**, of an employee in the workplace that a **reasonable person would find hostile, offensive, and unrelated to the County's legitimate business interests. Abusive conduct may include, but is not limited to:**

(a) Repeated infliction of verbal abuse, such as the use of derogatory remarks, insults, and/or epithets;

309.2 **Examples of Abusive Conduct** The County considers the following types of behavior examples of abusive conduct: County of El Dorado Personnel Rules Adopted: February 26, 2019 3-5

(a) Use of disrespectful and devaluing language.

(b) Persistent name calling or taunting that is hurtful, insulting, or humiliating.

(j) Acts of intimidation, such as pushing, shoving, kicking, or tripping an employee; throwing any object at them; or **making threats against an employee or intimidating an employee through inappropriate personal comments, disparaging opinions, or criticism with no basis in fact.**

(l) Spreading malicious rumors, gossip, or innuendo that is untrue. Such conduct can also occur via use of electronic or telephonic communications, such as the internet/social media, email, chat room, a threatening text message or telephone call, or cameras or video equipment.

309.4.1 Investigation of Complaints The appointing authority, Director, and/or the Personnel Review Committee will be responsible for determining whether a complaint of abusive conduct should be addressed under this Rule 309 or the Board of Supervisors Policy E-5, **Policy Prohibiting Discrimination, Harassment, and Retaliation**, and Reporting and Complaint Procedures. The results of the investigation (i.e., whether the evidence establishes a violation of this Rule 309, but not the nature of any discipline) **shall be disclosed to the complainant and the accused employee(s).** If, in its sole discretion, the County determines that abusive conduct occurred, the appointing authority shall **take prompt and effective remedial action commensurate with the severity of the offense(s) which may include** coaching, mediation, counseling intervention, other required training for the employee(s) determined to have violated this Rule 309, **and/or disciplinary action up to and including employment termination.**

1502. CONDUCT All County employees are expected to **render the best possible service that will reflect credit upon the County.** The highest standard of conduct is essential to the proper operation of the County service. The County has the right and authority to establish work standards for all officers and employees. Any officer or employee may be dismissed, suspended, or reduced in rank or compensation for cause.

1503.1 Discipline The appointing authority may suspend without pay, reduce in pay, demote, or **dismiss** any employee who has attained post-probationary status for reasonable cause, including but not limited to:

(d) On-duty or off-duty conduct, including, without limitation, crimes that do not fall within paragraph (c) above, that

(i) tends to bring the County service into disrepute, or

(ii) is a direct hindrance to the effective performance of County functions;

(e) Disorderly or immoral conduct;

(k) Violation of any of the provisions of applicable law, regulation, these Rules, or County policies;

(p) Dishonesty or theft;

(q) Violation of the County's Code of Ethics;

(t) Discourteous treatment of the public; County of El Dorado Personnel Rules Adopted: February 26, 2019 15-3

(w) Unlawful harassment, unlawful discrimination, or retaliation against another employee, an applicant for employment, or anyone using County services; and

(x) Any other conduct of equal gravity with the above.

Lawful notification has been provided to you stating that if you, Todd White, do not rebut the statements, charges and averments made in this Affidavit/Declaration, then, you tacitly agree with and admit to them.

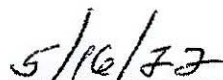
Pursuant to that lawful notification, if you disagree with anything stated under oath in this Affidavit/Declaration of Truth, then rebut to me that with which you disagree, with particularity, within fifteen (15) days of receipt thereof, by means of **your own written, notarized affidavit of truth, based on specific, true, relevant fact and valid law to support your disagreement**, attesting to your rebuttal and supportive positions, as valid and lawful, under the pains and penalties of perjury under the laws of the United States of America and this state of California. An un-rebutted affidavit stands as truth and fact before any court. Your failure to respond, as stipulated, is your tacit agreement with and admission to the fact that everything in this Affidavit/Declaration of Truth is true, correct, legal, lawful, and is your irrevocable admission attesting to this, fully binding upon you in any court of law in America, without your protest, objection and that of those who represent you.

Affiant further sayeth naught.

All rights reserved,



Melody Lane, Affiant/Declarant
Founder, Compass2Truth
P.O. Box 598
Coloma, CA 95613



Date

Attachment: Exhibit A – March 7, 2022 White/Turnboo transcript

(See attached California Notarization)

CC: Dist. #1 Supervisor John Hidahl
Dist. # 2 Supervisor George Turnboo
Dist. # 3 Wendy Thomas
Dist. #4 Supervisor Lori Parlin
Dist. # 5 Supervisor Sue Novasel
HR Director, Joseph Carruesco

Park Community Church pastoral staff
Big Brothers/Big Sisters Northern Sierra
EDC Republican Central Committee
Media and other interested parties

CALIFORNIA JURAT

GOVERNMENT CODE § 8202



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 El Dorado

Subscribed and sworn to (or affirmed) before me on
this 16th day of May, 2022, by
Date Month Year



(1) Melody Lane

(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

Place Notary Seal and/or Stamp Above

OPTIONAL

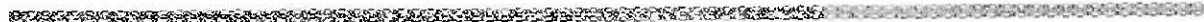
Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Affidavit / Declaration of Truth

Document Date: 5/16/2022 Number of Pages: 8

Signer(s) Other Than Named Above: _____



3/7/22 Transcript
Todd White/George Turnboo
Taxpayers meeting @ Denny's Restaurant

Melody Lane: Hey George, you need to speak with Todd to make sure he is giving me agendas for these meetings. Again, I have a right, just as any other member or public employee does to get the agendas and schedule of speakers.

Todd White: (interrupting) George, are you going to go up there?

George Turnboo: Yes.

Melody: Todd, this involves you.

Todd: You bitch!

Melody: Todd!!

Todd: Go fuck yourself!!

Melody: Did you hear that?

George: I heard it.

Melody: He's supposedly...

Todd: (interrupting) You're a trashy whore!

Melody: Oh my gosh, did you hear that?! Your public servant, supposedly a deacon in his church...

George: Uh-huh.

Melody: ...just called me a whore, a piece of trash and a bitch!

George: Yeah. Alright. I'm sorry.

Melody: What are you going to do about it?

George: Well, I'm going to straighten him out. It's not right. You don't need me to...

Melody: It's definitely not right! He's a supposed public servant and a supposed deacon in his church.

George briskly walks away from me, never having given me the courtesy of eye contact.

###

EXHIBIT A

AFFIDAVIT/DECLARATION OF TRUTH

Todd White, Administrative Assistant District #2
El Dorado County Board of Supervisors
330 Fair Lane
Placerville, CA 95667

I, Melody Lane, the undersigned, make this Affidavit/Declaration of Truth of my own free will, and I hereby affirm, declare and swear, under my oath and under the pains and penalties of perjury under the laws of the United States of America and of this state, that I am of legal age and of sound mind and hereby attest that the statements, averments and information contained in this Affidavit/Declaration are true and correct to the best of my knowledge.

This Affidavit/Declaration of Truth is lawful notification to you, Todd White, and is hereby made and sent to you pursuant to the national Constitution, specifically, the Bill of Rights, in particular, Amendments I, IV, V, VI, VII, IX and X, and The Bill of Rights of the California Constitution, in particular, Article 1, Sections 1, 2, 3, 9, 10, 11, 21, 23 and Article 3, section 1, which requires your written rebuttal to me, in kind, specific to each and every point of the subject matter stated herein, within 15 days, via your own sworn and notarized affidavit, using true fact, valid law and evidence to support your rebuttal of the specific subject matter stated in this Affidavit/Declaration.

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However, despite the above-stated factual, lawful positions, your unconstitutional actions, as described throughout this Affidavit/Declaration of Truth, clearly demonstrate how you, Todd White, have violated all of the above lawful positions, the Constitutions, your oath of office, acted against the public good by violating the public trust and committing sedition and insurrection. Pursuant to your unlawful and unconstitutional actions, you have invoked the self-executing Sections 3 & 4 of the 14th Amendment to the national Constitution, thereby have lawfully vacated your office and forfeited all benefits thereof, including salary and pension. Please note that, as stated above and below, if you fail to specifically rebut, in kind, any of the charges, claims and positions set forth in this Affidavit/Declaration, then, you tacitly admit to them, and these admissions will be lawfully used against you. The following paragraphs and others throughout this Affidavit/Declaration describe some of your unlawful, unconstitutional actions, which have harmed me:

CLAIMS AND AVERMENTS:

1. You, Todd White, are a public servant whose salary is paid for via my tax dollars; therefore you work for me and the other tax paying Citizens of El Dorado County. A Public Records Act request revealed that your oaths of office were signed and witnessed on January 4, 2021.

"The Oath of Office is a quid pro quo contract in which clerks, officials, or officers of the government pledge to perform (Support and uphold the United States and State Constitutions) in return for substance (wages, perks, benefits). Proponents are subjected to the penalties and remedies for Breach of Contract, conspiracy under Title 28 U.S.C., Title 18 Sections 241, and 242, treason under the Constitution at Article 3, Section 3, and intrinsic fraud..."

All actions by public employees conducted in the performance of their official duties either support and defend the national and state Constitutions, or oppose and violate them. It is my Right and duty to demand, that you and other government officials uphold their oaths to the Constitution(s) and abide by all constitutionally-imposed mandates of their oaths. This is an un-enumerated Right guaranteed in the Ninth Amendment, which I hereby claim and exercise.

2. The public is entitled to honest services. Whether by your own volition, or under the direction and influence of Andy Nevis, President of the Taxpayers Association, you conspired with others to deprive me of honest services and the exercise of my right to access records. In particular was your refusal to provide me with the minutes identifying the participants in the illicit tribunal held at the request of Andy Nevis on January 9, 2021 at Ponderosa High School pertaining to the November 5, 2020 incident during the Taxpayers Association meeting involving Sheriff D'Agostini and his former staff member, Stacy Walls. At that time the Sheriff, Chris Payne, and Ms. Walls and her daughter had created a scene when I lawfully, and **silently**, served the Sheriff with three notifications in the form of Affidavits of Truth relevant to EDSO misconduct. I have a right to know who my accusers are, and it is my understanding that you participated in the illicit January 9th tribunal for the specific purpose of my character assassination. As Secretary of the Association, you are required to maintain minutes of all meetings, including names of participants, and make them available for public inspection.

My claims, statements and averments also pertain to your actions taken regarding your failure to provide honest public services, pursuant to your oaths. By refusing me access to records and failure to respond to my inquiries, you extended absolutely no due process of law whatsoever to me, yet by your unconstitutional actions, as described herein, you harmed me in direct violation of your oaths. Your repeated deprivations of my right to lawfully access records and your discriminatory actions against me, a law-abiding American Citizen dwelling in El Dorado County, are a direct assault upon my due process rights secured by the First Amendment.

3. The Bylaws state the following pertaining to your role as Secretary of the Association:
 - Section I.A(1) -The organization shall be governed by the Articles of the Incorporation, Bylaws, Policies and Procedures, Standing Rules, Special Rules, and Resolutions. It **shall adhere to and comply with all applicable Federal, State and local laws, codes, regulations and ordinances.**
 - Section I.A (4) – The organization shall strive to operate in a manner consistent with non-profit best practices and **shall maintain all records required to be made available for public inspection.** [Emphasis added]

Despite numerous requests, you have consistently deprived me of benefits of membership and my rights to examine those records. Thus, you violated due process of law and are personally responsible and liable for your actions, because you have stepped outside the lawful scope of your limited duties and authority. I publicly addressed your unlawful conduct during the February 23, 2021 BOS Open Forum when Supervisor Turnboo was apprised of your unlawful conduct and participation in the defamatory tribunal led by Andy Nevis on January 9th at Ponderosa High School. *See: Morrison v. Coddington, 662 P.2d. 155, 135 Ariz. 480 (1983) - Fraud and deceit may arise from silence where there is a duty to speak the truth, as well as from speaking an untruth.* [Emphasis added] *See also USC 18 § 241 and USC 18 § 242, respectively, Conspiracy Against Rights, and Deprivation of Rights Under Color of Law.*

4. On numerous occasions you have turned your back on me, refused to respond to my direct inquiries, and failed to respond to my correspondence addressed to you concerning redress of grievances.

The law makes it evident you have no authority or lawful justification to discriminate, deny me services, withhold information, or equal benefits of membership such as you have consistently demonstrated during Taxpayers Association meetings which are attended by other public officials. Your blatant refusal to provide me equal access to information and due process of law, as stated within the Bill of Rights, egregiously harmed me by depriving me of information and services necessary to assist my efforts for redress of grievances—all lawful actions on my part that fall under the protections of the First Amendment. Further, you failed to provide honest public services pursuant to your oaths, and in so doing, you perjured your oath by violating my Constitutionally guaranteed Rights, in particular those secured in the Bill of Rights, including but not limited to my 1st Amendment Rights. *See United States v. Dial, 757 R2d 163, 168 (7th Cir 1985) includes the deliberate concealment of material information in a setting of fiduciary obligation.* *See also USC Title 18, § 2071 - Concealment, removal, or mutilation generally.* By your unlawful actions, you acted in sedition and insurrection against the Constitutions, both national and state, and in treason against the People, in the instant case, me.

5. On multiple occasions I have requested from you a copy of the spontaneous check issued January 7, 2019 in the amount of \$2,000 to Janine D'Agostini's *non-existent* organization, Thrive. However, my lawful requests to examine those records were met with silence and your outright disdain. Your conduct highly suggests that the Association has something to hide, and in so doing you have undermined the public trust. In this way, I was deprived of my constitutionally guaranteed rights secured in the First Amendment, and the corrupt status quo is therefore protected and maintained. *See U.S. v. Tweel above.*
6. You are aware that I have been a member of the Taxpayers Association since 2008, and in 2009 I founded a whistleblower organization, Compass2Truth. The Association has, among others, the following Policies and Procedures by which you are required to lawfully abide: **Member Ethics, Conflict of Interest, Whistleblowers, Non-discrimination, Retaliation, and Retention of Records.** Your unlawful actions against me have been mocked and supported by members of the Association and by public officials as made evident by the below email received from former President of the Association and Senior Services attorney Al Hamilton:

From: Al Hamilton [mailto:alhamilton.us@gmail.com]
Sent: Monday, January 15, 2018 4:08 PM
To: Melody Lane
Subject: Re: Taxpayers schedule of speakers & policies

Todd now you are the bad guy. hahaha

On Mon, Jan 15, 2018 at 3:29 PM, Melody Lane <melody.lane@reagan.com> wrote:
Todd,

The primary Object of the Taxpayers Association is “the maintenance of a forum within which to study the issues of government and the **problems** of those who are governed...through ongoing weekly discourse that will be open to members of the Association, the public, and those who govern...to reveal and understand the true costs of government and to encourage awareness of individual responsibility...and be involved in the process of governance to help insure that the blessings of freedom shall be forever perpetuated.”

This morning was the 8th time I reminded you to include me in the monthly distribution of ALL communications, yet you disrespectfully ignored those requests and your obligations to members as Secretary of the Association. **Whether you are acting under your own accord or at the encouragement of other directors, that does not bode well regarding your character and moral turpitude as a candidate for public office.**

Please take note:

El Dorado County Personnel Rules, Part 1 – Code of Ethics & Commitment to County Public Service 101 through 110:

County officers and employees serve for the benefit of the public. They shall uphold and adhere to the Constitution of the United States, the Constitution of the State of California, and the Charter of the County of El Dorado as well as County rules, regulations and policies, and shall carry out impartially the laws of the nation, state and County. In their official acts, they shall discharge faithfully their duties, recognizing that the public interest is paramount. **All County officers and employees must demonstrate the highest standards of morality and ethics consistent with the requirements of their positions and consistent with the law. You are expected to uphold these principles being ever conscious that public office is a public trust.**

EDC Policy #E-5 states in part, "Each employee of the County of El Dorado must refrain from conduct constituting unlawful discrimination, harassment, or retaliation."

In addition to the monthly schedule of speakers, I request you immediately forward to me copies of the following written policies which the Bylaws states the organization is required to maintain:

- 1) Non-Discrimination Policy
- 2) Conflict of Interest Policy
- 3) Records Retention & Destruction Policy
- 4) Whistle Blower Policy
- 5) Mid-term Director Replacement Policy

For the record, on November 20th I received a phone call from the Criminal Investigation Unit of the Franchise Tax Board acknowledging my request for investigation into the Taxpayers Association and related correspondence concerning the State BAR investigation concerning Al Hamilton's threats, discrimination, harassment and retaliation. Note Lori Parlin's notarized affidavit is included in the attached recorded document; Kris Payne was one of four witnesses to the Hamilton threat incident. (See **Parlin affidavit attached as Exhibit A**)

Another example was during the July 30, 2018 meeting you refused to accept and enter into the record of the Association my written request to produce documents and include me in distributions of Association communications, including distribution of monthly schedule of speakers. You handed off my document to then-president Bill Carey who disdainfully remarked, *"You're not welcome here, so why do you keep coming to these meetings?"* Subsequently I publicly addressed your unethical conduct during the Board of Supervisors meeting, *"If Todd can't properly maintain the records of the Taxpayers Association, then how can he possibly be expected to handle the job of EDC Recorder-Clerk?"*

On another occasion when I inquired why Todd refused to send me Taxpayer correspondence, he replied, *"I don't know. I'm not a computer expert. Stay away from me!"*

A more recent example was during the May 3, 2021 Business meeting of the Taxpayers Association attended by Supervisor Lori Parlin and Tax Assessor Karl Weiland, when I purposely confronted your blatant discrimination ever since you took over the responsibilities of Secretary of the Association. Of particular concern is your consistent silent treatment and refusal to provide me with correspondence and the monthly schedule of speakers which all members are entitled to receive. You and Andy Nevis deceptively avoided responding to me as you have during all other Business meetings when I have addressed these long-standing issues of deceit. After the meeting adjourned, in the presence of Gay Willyard and other witnesses, you again disrespectfully turned your back on me and refused to respond to my inquiries about your discriminatory attitude and deprivation of my rights. Further, by your obstructive actions against me, you demonstrated flagrant bias and discrimination against me in violation of equal protection and equal treatment under the law. Because of the breadth of federal anticorruption law, the **Institute for Local Government Public Service Ethics** strictly warns to avoid any temptation to walk closely to the line that divides legal from illegal conduct under state law, as well as **retaliating** against those who **whistle-blow**. By conspiring with others, you have violated the aforementioned Policies, thumbed your nose at State and Federal laws, and thus violated your oaths and my God-given rights as secured in the national Constitution and the Bill of Rights. *See USGC Title 18, Sections 241 and 242, respectively Conspiracy Against Rights and Deprivation of Rights Under Color of Law.*

7. One of the Objects of the Taxpayers Association states: *The Association shall monitor and be involved in the process of governance to help insure that the **blessings of freedom** shall be forever perpetuated.* You are cognizant of my active involvement in Capitol ministries, and that my family members are the founders of Calvary Chapel, the largest non-denominational church in America. On one occasion during a Taxpayers Association meeting which I personally audio recorded, you disrespectfully called me a "f***ing bitch." During the audio recorded July 23, 2018 meeting you turned to other members of the Association and audibly stated, "*Don't pay any attention to her. Just ignore her.*" During the last election cycle you claimed to be a deacon of your church. Since losing the election you procured a position working for Supervisor George Turnboo who professes to be pastor of a church. As a public servant and professing deacon, your moral turpitude and vulgar conduct is clearly against biblical standards and all public policy, making you unfit to hold any public office.

Further, any deceptive, obstructive enterprise undertaken by any public servant, such as you, that tends to weaken public confidence and undermines the sense of security for individual rights, is against the Supreme Law of the land and all other laws which comply with the state and national Constitutions. **Fraud**, in its elementary common-law sense of **deceit**, is the simplest and clearest definition of that word [483 U.S. 372] in the statute. *See United States v. Dial, 757 F.2d 163, 168 (7th Cir. 1985).*

8. Whenever constitutional violations are committed by public servants, such as you, there are constitutional remedies available to the people. Such remedies make those who violate their oaths, such as you have done, accountable and liable for their unconstitutional actions

conducted in perjury of their oaths. When public servants, such as you, take oaths, yet are ignorant of the constitutional positions and mandates to which they are bound by their oaths, and then fail to abide by them in the performance of their official duties, this suggests that they may have had no intention of ever honoring their oaths, and their signatures upon the oath documents constitute fraud. Fraud vitiates any action.


By your actions and in some cases, inaction, it is clear that you have violated on numerous occasions each and every one of the above provisions and in so doing, deprived me of my rights secured in the First Amendment, violated due process of law, defied the Constitutions, thereby perjured your oaths and invoked the self-executing Sections 3 & 4 of the 14th Amendment.

9. As herein described, by your actions you perjured your oaths, and your unlawful actions render you a renegade, with no protection or "immunity" of your office, thus you, as an individual, will be held personally accountable and liable for any and all harm you have inflicted upon me and my inherent, constitutionally secured rights. You acted in sedition and insurrection against the Constitutions, both national and state, and in treason against the People, in the instant case, me. By violating and perjuring your sworn oaths, you invoked the referenced Sections 3 & 4 of the 14th Amendment. *See: U.S. v. Guest, Ga. 1966, 86 S.Ct. 1170, 383 U.S. 745, 16 L.Ed 239.*

Lawful notification has been provided to you stating that if you, Todd White, do not rebut the statements, charges and averments made in this Affidavit/Declaration, then, you tacitly agree with and admit to them. Pursuant to that lawful notification, if you disagree with anything stated under oath in this Affidavit/Declaration of Truth, then rebut to me that with which you disagree, with particularity, within fifteen (15) days of receipt thereof, by means of **your own written, notarized affidavit of truth, based on specific, true, relevant fact and valid law to support your disagreement**, attesting to your rebuttal and supportive positions, as valid and lawful, under the pains and penalties of perjury under the laws of the United States of America and this state of California. An un-rebutted affidavit stands as truth and fact before any court. Your failure to respond, as stipulated, is your tacit agreement with and admission to the fact that everything in this Affidavit/Declaration of Truth is true, correct, legal, lawful, and is your irrevocable admission attesting to this, fully binding upon you in any court of law in America, without your protest, objection and that of those who represent you.

Affiant further sayeth naught.

All rights reserved,



Melody Lane, Affiant/Declarant
Founder, Compass2Truth
P.O. Box 598
Coloma, CA 95613

5/27/21
Date

Attachment: Exhibit A – Parlin Affidavit re: Al Hamilton threat

(See attached California Notarization)?

See Attached Notarial Certificate

CC: Dist. #1 Supervisor John Hidahl
Dist. # 2 Supervisor George Turnboo
Dist. # 3 Wendy Thomas
Dist. #4 Supervisor Lori Parlin
Dist. # 5 Supervisor Sue Novasel
HR Director, Joseph Carruesco
Media and other interested parties

CALIFORNIA JURAT

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 El Dorado }

Subscribed and sworn to (or affirmed) before me on this 27th day of May, 2021
Date Month Year

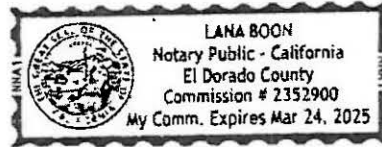
by Melody Lane

Name of Signers

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

Signature:

Lana Boon
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 attachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Affidavit Declaration of Truth

Document Date: May 27, 2021

Number of Pages: 8

Signer(s) Other Than Named Above: _____

BELOW IS THE SWORN AFFADAVIT OF FACT BY LORI PARLIN,
THE WRITTEN RECORD OF EVENTS CONCERNING THE
TAXPAYERS ASSOCIATION OF EL DORADO COUNTY MEETINGS
ON NOVEMBER 7 AND 14, 2016

I, Lori Parlin, the undersigned, do solemnly swear, declare and depose:

- 1) That I am over the age of 18 years and competent to state to the matters set forth herein;
- 2) That I have personal knowledge of the facts stated herein
- 3) That all the facts stated herein are true, correct, and certain, admissible as evidence, and if called upon as witness, I will testify to their veracity.

On Monday, November 7, 2016, at the conclusion of the weekly Taxpayers meeting held at Denny's in Placerville, California, I was talking to Melody Lane while seated across the table from her. Out of the corner of my eye I noticed that Al Hamilton, the President of the Taxpayers Association, was approaching us from behind Ms. Lane. My first thought was that Mr. Hamilton was coming over to talk to me about the Association's refusal to give me an application for membership. Instead, Mr. Hamilton leaned forward, over Ms. Lane's shoulder, and gestured with his hand toward her purse. He then asked if her audio recorder was on, inside her purse. She replied no, it was off because the meeting was over and it was inside her purse. Mr. Hamilton proceeded to tell Ms. Lane that she could not record the meetings without announcing to the entire room that she was recording the meeting. Ms. Lane replied that the law was very clear that no such announcement is necessary when public officials are speaking. Ms. Lane then got up out of her chair to address Mr. Hamilton face to face. There was arguing between them about the audio recordings. At some point during the arguing Mr. Hamilton said that he would call the Sheriff and have Ms. Lane removed from the building for causing a disturbance. Finally, Mr. Hamilton threatened Ms. Lane by saying that he would see to it that her reputation was destroyed in the county. I was shocked to hear him make such a threat, especially his use of "I" and "destroy" in his language. Ms. Lane then asked if Mr. Hamilton was threatening her. He said, no, that was not a threat. I then asked what exactly he meant by those words because it also sounded like a threat to me. Mr. Hamilton then backpedaled from his original statement and said that Ms. Lane's own actions would ruin her reputation in the county. I don't remember exactly how the conversation ended because I was shaken up by Mr. Hamilton's threatening words and tone.

At the beginning of the weekly Taxpayers meeting on Monday, November 14, 2016, Mr. Hamilton made an announcement that Ms. Lane was audio recording the meeting. He went on to say that at the prior meeting he had simply stated that he would call the Sheriff if Ms. Lane causes a disturbance during meetings. At some point during the meeting, Mr. Hamilton jokingly asked the group if he should take a vote to decide whether Ms. Lane was causing a disturbance. Given his threats the week prior, Mr. Hamilton's suggestion to call the Sheriff to remove Ms. Lane from the room appeared to be an intimidation tactic.

#

EXHIBIT A

I, Lori Parlin, the Undersigned Affiant, depose and certify being first duly sworn on oath according to law, deposes and says that I have written the forgoing with intent and understanding of purpose the 2 page Affidavit above and that the matters stated herein are true, correct, complete and just to the best of my information, knowledge and belief.

Lori Parlin

Lori Parlin

11-28-16

Date

Notary Public for California

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 EL DORADO

Subscribed and sworn to (or affirmed) before me on this 28th
day of NOVEMBER, 2016, by LOREI A. PADO

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



(Seal)

Signature

A handwritten signature in black ink, appearing to read 'Lorei A. Pado', written over a horizontal line.



Compass2Truth

Citizens for Constitutional Liberty

P.O. Box 598
Coloma, CA 95613

May 19, 2022

Joseph Carruesco, HR Director
El Dorado County
330 Fair Lane
Placerville, CA 95667

RE: Todd White

Dear Mr. Carruesco,

Enclosed you will find the most recent affidavit addressed to EDC employee, Todd White. Please be advised that notification of legal responsibility is the first essential of due process of law, and an un rebutted affidavit stands as truth before any court of law in America.

It is significant that prior to retiring I worked for several Capitol legislators, most notably Barbara Alby, the author of California's Megan's Law. I am also a third generation evangelical still actively involved in Capitol ministries. Todd's vulgarity, perpetual discrimination, violations of his oaths of office, and other unlawful conduct described in the enclosed affidavit reflects poorly upon El Dorado County, the Taxpayers Association, Big Brothers/Big Sisters, the Republican Central Committee and Park Community Church where Todd claims to be a deacon.

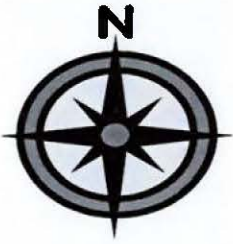
Todd is a public servant whose salary is paid via my taxes, but it is evident he has no intention of providing me with public services. Supervisor Turnboo is complicit in aiding and abetting Mr. White's unlawful conduct, and since there has been no acknowledgement from staff to take disciplinary action, including termination, then it is reasonable to deduce that the County has taken a position to condone and/or shield Todd from the consequences of his unlawful conduct. Furthermore it is inconsistent with the EDC Good Governance policy and Core Values of **integrity, accountability and service excellence**.

You are aware of the myriad federal and state laws requiring HR to maintain certain records regarding employees. Under SB 807, California law requires that documented complaints, such as this, be investigated and retained in the employee's personnel file for a minimum of four years. In the event of a lawsuit, an employer may be required to produce these records. Failure to do so can lead to fines and other adverse actions.

Sincerely,

Melody Lane
Founder – *Compass2Truth*

Enclosure



Compass2Truth

Citizens for Constitutional Liberty

P.O. Box 598
Coloma, CA 95613

May 19, 2022

Pastors Jacob Ricketts and Fred Ricketts
Park Community Church
3901 Wild Chaparral Drive
Shingle Springs, CA 95682

RE: Todd White

Dear Pastors Jacob and Fred,

Enclosed you will find copies of two separate affidavits addressed to your church deacon, Todd White. Please be advised that an unrebutted affidavit stands as truth before any court of law in America.

It is significant that prior to retiring I worked for several Capitol legislators, most notably Barbara Alby, the author of California's Megan's Law. I am also a third generation evangelical still actively involved in Capitol ministries. After reading the enclosed affidavits I'm confident you'll agree that Todd's vulgarity, perpetual discrimination, violations of his oaths of office, and other unlawful conduct described in these affidavits reflects poorly upon the body of Christ, as well as upon El Dorado County, Big Brothers/Big Sisters, the Taxpayers Association, and the Republican Central Committee.

As Todd's pastors you should be aware of the myriad federal and state laws requiring employers to maintain certain records and complaints filed against employees. Although Todd is not actually employed by you, he claims to be a deacon of your church where the RCC holds their monthly meetings. In the event of a lawsuit, Todd's employers (El Dorado County and Big Brothers/Big Sisters) will be required to produce records and/or complaints which California law requires be investigated and kept on file for a minimum of four years. Failure to do so can lead to fines and other adverse actions.

As pastors you have a responsibility to deal with this matter scripturally as per Matthew 18:15-17. If you have any questions, or if you'd like to discuss this matter, I may be reached at (530) 642-1670.

Sincerely,

Melody Lane

Founder – *Compass2Truth*

Enclosures