



**LATE DISTRIBUTION**

EDC COB <edc.cob@edcgov.us>

**Fwd: Senior Services**

1 message

**DATE** 6/20/17  
BUS 6/20/17

**Jim Mitrising - El Dorado County** <jim.mitrising@edcgov.us>

Tue, Jun 20, 2017 at 8:20 AM

To: EDC COB <edc.cob@edcgov.us>

Please add to public comment for Item 31 on today's agenda. Thank you.

Jim Mitrising  
Clerk of the Board of Supervisors  
County of El Dorado  
Ph. 530.621.5390 Main  
Ph. 530.621.5592 Direct  
Email jim.mitrising@edcgov.us

----- Forwarded message -----

From: **Beth Fredricksen** <bethfredricksen@gmail.com>

Date: Mon, Jun 19, 2017 at 11:22 AM

Subject: Senior Services

To: bosone@edcgov.us, shiva.frentzen@edcgov.us, brian.veerkamp@edcgov.us, bosfour@edcgov.us, bosfive@edcgov.us, james.mitrising@edcgov.us

It has come to my attention that you will be voting on a budget involving Senior Services and I would like to share my experience.

My husband passed away on May 5 after a very brief illness. During that whirlwind of caring for him and subsequent death, I found myself needing the help of the Senior Legal services at our Placerville Sr. Center.

During this grieving process, my mind is not focused nor am I able to retain a lot of information at this time. I am a secretary by profession and have handled many duties and responsibilities through the years. I understand that this is normal; so, while a little frustrating, not unusual under the circumstances.

I had the privilege of meeting with an attorney and her paralegal who helped me with some necessary paperwork that I would not have been able to afford. Since my husband's passing, I am currently on a fixed Social Security income. It helped being able to process information in person with her as she patiently answered my questions and asked questions I would not have known to ask.

My husband, as a CPA and sole wage earner, handled all of our financial and legal matters. While I am capable of paying bills (well sort of as this time HA HA), there are many legal and administrative requirements upon the death of a spouse that can be overwhelming. I appreciated the services provided and ask that you continue to provide these services in consideration of your budget for the Senior citizens of this county.

Sincerely,  
Beth Fredricksen  
590 Olivene Ct.  
Placerville, CA 95667  
925-872-8432



EDC COB &lt;edc.cob@edcgov.us&gt;

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**Fwd: Do not support last minute Senior Legal amendment as written**

1 message

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**Jim Mitrisin - El Dorado County** <jim.mitrisin@edcgov.us>

Tue, Jun 20, 2017 at 8:20 AM

To: EDC COB &lt;edc.cob@edcgov.us&gt;

Please add to public comment on item 31 on today's agenda.

Jim Mitrisin  
Clerk of the Board of Supervisors  
County of El Dorado  
Ph. 530.621.5390 Main  
Ph. 530.621.5592 Direct  
Email jim.mitrisin@edcgov.us

----- Forwarded message -----

From: **Diana Steele** <diana.steele@edcgov.us>

Date: Mon, Jun 19, 2017 at 8:36 AM

Subject: Fwd: Do not support last minute Senior Legal amendment as written

To: Jim Mitrisin &lt;james.mitrisin@edcgov.us&gt;, The BOSONE &lt;bosone@edcgov.us&gt;, The BOSFOUR &lt;bosfour@edcgov.us&gt;

----- Forwarded message -----

From: **Diana Steele** <bobanddianasteele@gmail.com>

Date: Mon, Jun 19, 2017 at 5:20 AM

Subject: Do not support last minute Senior Legal amendment as written

To: Diana Steele &lt;diana.steele@edcgov.us&gt;, don.ashton@edcgov.us

Cc: wyrdspinner@gmail.com, Kathi Lishman &lt;klishman@mac.com&gt;, shiva.frentzen@edcgov.us, brian.veercamp@edcgov.us

Al Hamilton and Diana Steele do NOT support the CAO's last minute amendment to cut off county funding of Senior Legal while alternatives are studied. We DO support continued funding while alternatives to the payment of high administration costs are studied. If you vote to cut off funding you are making the decision NOW to stop the program in a few months, in the guise of studying options. I have no problem SUPPLEMENTING costs by using the trust fund moneys, but the county should continue to contribute funds as needed to keep this program viable for the next fiscal year.

Diana Steele

Sent from my iPhone

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**Diana B. Steele**

Attorney, Senior Legal Services

El Dorado County Health and Human Services Agency

937 Spring Street, Placerville, CA 95667

Phone (530) 621-6154, FAX (530) 295-2657

www.aging.ca.gov/Programs/Providers/Legal/  
 V. Ludwig #31 BOS 6/20/17

Alameda	API (Asian Pacific Islander) Legal Outreach - San Francisco Office	1121 Mission Street	San Francisco
Alameda	Legal Assistance for Seniors	464 7th Street	Oakland
Alpine	Legal Advocacy for Seniors Program - Mother Lode (Catholic Charities Diocese of Stockton)	14855 Mono Way, #103	Sonora
Butte	Legal Services of Northern California - Butte Region (Chico Office)	Physical: 541 Normal Avenue Mailing: P.O. Box 3728	Chico
Calaveras	Legal Advocacy for Seniors Program - Mother Lode (Catholic Charities Diocese of Stockton)	14855 Mono Way, #103	Sonora
Colusa	Legal Services of Northern California - Butte Region (Chico Office)	Physical: 541 Normal Avenue Mailing: P.O. Box 3728	Chico
Contra Costa	API (Asian Pacific Islander) Legal Outreach - San Francisco Office	1121 Mission Street	San Francisco
Contra Costa	Contra Costa Senior Legal Services	4006 MacDonald Avenue	Richmond
Del Norte	Legal Services of Northern California - Redwood Region (Eureka Office)	Physical: 123 Third Stet Mailing: P.O. Box 1017	Eureka
El Dorado	Legal Center for the Elderly	937 Spring Street	Placerville
Fresno	Central California Legal Services, Inc.	2115 Kern Street, Suite 1	Fresno
Glenn	Legal Services of Northern California - Butte Region (Chico Office)	Physical: 541 Normal Avenue Mailing: P.O. Box 3728	Chico
Humboldt	Legal Services of Northern California - Redwood Region (Eureka Office)	Physical: 123 Third Stet Mailing: P.O. Box 1017	Eureka
Imperial	Elder Law Advocacy (Imperial County office)	939 W. Main Street	El Centro
Kern	Greater Bakersfield Legal Assistance	615 California Avenue	Bakersfield
Kings	Central California Legal Services, Inc.	2115 Kern Street, Suite 1	Fresno
Kings	Kings-Tulare Area Agency on Aging	3500 W. Mineral King, Suite C	Visalia
Lake	Senior Law Project	200-B North Main Street	Lakeport
Lassen	Legal Services of Northern California - Shasta Region (Redding Office)	1370 West Street	Redding
Los Angeles	Bet Tzedek Legal Services	145 S. Fairfax Ave, Ste. 200	Los Angeles
Madera	Central California Legal Services, Inc.	2115 Kern Street, Suite 1	Fresno
Marin	API (Asian Pacific Islander) Legal Outreach - Oakland Office	1305 Franklin Street, Suite 410	Oakland
Marin	Legal Aid of Marin	30 N. San Pedro Road, Suite 220	San Rafael
Mendocino	Legal Services of Northern California - Redwood Region (Ukiah Office)	421 North Oak Street	Ukiah
Merced	Central California Legal Services, Inc.	2115 Kern Street, Suite 1	Fresno
Modoc	Legal Services of Northern California - Shasta Region (Redding Office)	1370 West Street	Redding
Mono	Legal Advocacy for Seniors Program - Mother Lode (Catholic Charities Diocese of Stockton)	14855 Mono Way, #103	Sonora
Monterey	Legal Services for Seniors	915 Hilby Avenue, #2	Seaside
Napa	Legal Aid of Napa Valley	1001 2nd Street, Suite 335	Napa
Nevada	Legal Services of Northern California - Mother Lode Regional Office (Auburn Office)	190 Reamer Street	Auburn

Vicki Ludwig

Orange	Legal Aid of Orange County (Santa Ana Office)	2101 N. Tustin Avenue	Santa Ana
Placer	Legal Services of Northern California - Mother Lode Regional Office (Auburn Office)	190 Reamer Street	Auburn
Plumas	Legal Services of Northern California - Butte Region (Chico Office)	Physical: 541 Normal Avenue Mailing: P.O. Box 3728	Chico
Riverside	Inland Counties Legal Services (Riverside Office)	1040 Iowa Avenue, Suite 109	Riverside
Sacramento	California Senior Legal Hotline and Sacramento Senior Legal Services	444 North 3rd Street, Suite 312	Sacramento
Sacramento	Legal Services of Northern California - Sacramento Office	515 12th Street	Sacramento
San Benito	Senior Citizens Legal Services	501 Soquel Avenue, Suite F	Santa Cruz
San Bernadino	Inland Counties Legal Services (Riverside Office)	1040 Iowa Avenue, Suite 109	Riverside
San Diego	Elder Law Advocacy (San Diego office)	5151 Murphy Canyon Road, Suite 110	San Diego
San Francisco	La Raza Centro Legal	701 Sutter Street, 2nd Floor	San Francisco
San Francisco	Legal Assistance to the Elderly	995 Market Street, Suite 1400	San Francisco
San Francisco	API (Asian Pacific Islander) Legal Outreach - San Francisco Office	1121 Mission Street	San Francisco
San Francisco	Asian Americans Advancing Justice--Asian Law Caucus	55 Columbus Avenue	San Francisco
San Joaquin	Legal Advocacy for Seniors Program - Mother Lode (Catholic Charities Diocese of Stockton)	14855 Mono Way, #103	Sonora
San Joaquin	El Concilio	224 S. Sutter Street	Stockton
San Luis Obispo	Senior Legal Services Project	P.O. Box 14642	San Luis Obispo
San Mateo	API (Asian Pacific Islander) Legal Outreach - San Francisco Office	1121 Mission Street	San Francisco
San Mateo	Legal Aid Society of San Mateo County, The Natalie Lanam Justice Center, Sobrato Ctr for Nonprofits - Redwood Shores	330 Twin Dolphin Dr., Ste. 123	Redwood City
Santa Barbara	Legal Aid Foundation of Santa Barbara County	301 East Canon Perdido Street	Santa Barbara
Santa Clara	Senior Adults Legal Assistance	160 E. Virginia Street, Suite 260	San Jose
Santa Clara	API (Asian Pacific Islander) Legal Outreach - San Francisco Office	1121 Mission Street	San Francisco
Santa Cruz	Senior Citizens Legal Services	501 Soquel Avenue, Suite F	Santa Cruz
Shasta	Legal Services of Northern California - Shasta Region (Redding Office)	1370 West Street	Redding
Sierra	Legal Services of Northern California - Mother Lode Regional Office (Auburn Office)	190 Reamer Street	Auburn
Siskiyou	Legal Services of Northern California - Shasta Region (Redding Office)	1370 West Street	Redding
Solano	Legal Services of Northern California (Vallejo Office)	1810 Capitol Street	Vallejo

Sonoma	Senior Legal Services/ Council on Aging	30 Kawana Springs Road	Santa Rosa
Stanislaus	Senior Advocacy Network, Senior Law Project	509 13th Street #3	Modesto
Sutter	Yuba-Sutter Legal Center for Seniors	725 D Street	Marysville
Tehama	Legal Services of Northern California - Butte Region (Chico Office)	Physical: 541 Normal Avenue Mailing: P.O. Box 3728	Chico
Trinity	Legal Services of Northern California - Shasta Region (Redding Office)	1370 West Street	Redding
Tulare	Central California Legal Services, Inc.	2115 Kern Street, Suite 1	Fresno
Tuolumne	Legal Advocacy for Seniors Program - Mother Lode (Catholic Charities Diocese of Stockton)	14855 Mono Way, #103	Sonora
Ventura	Grey Law of Ventura County	290 Maple Court, Suite 128	Ventura
Yolo	Legal Services of Northern California - Woodland Office	619 North Street	Woodland
Yuba	Yuba-Sutter Legal Center for Seniors	725 D Street	Marysville

**California Legal Services (Title III B)**

**PSA Level Annual Report**

Fiscal Year: 2013-2014

PSA:

29

*El Dorado*

Total Unduplicated Client Count for Fiscal Year: 1.681

Total Cases Closed in Fiscal Year: 3.513

Total Units of Service for Fiscal Year (Unit=1 Hour): 5.185

**CLIENT CHARACTERISTICS FOR UNDUPLICATED CLIENTS  
IN CASES OPENED THIS FISCAL YEAR**

**CLIENT AGE**

60-64:	262
65-74:	708
75-84:	486
85+:	179
Client Declined to Provide Information:	46
Total:	1.681

**CLIENT GENDER**

Male:	683
Female:	998
Client Declined to Provide Information:	0
Total:	1.681

**OTHER CLIENT CHARACTERISTICS**

Frail/Disabled:	153
Homebound:	26
Lives Alone:	584
Institutionalized:	3
Suspected Victim of Elder Abuse/Exploitation:	59
Limited English:	7
Rural:	1.681
Greatest Economic Need (Minority):	11

**CLIENT RACE**

Two or More Races:	0
Caucasian:	1.625
African American:	5
Native American/Native Alaskan:	0
Asian/Pacific Islander	
Asian Indian:	0
Cambodian:	0
Chinese:	1
Filipino:	2
Japanese:	5
Korean:	2
Laotian:	2
Vietnamese:	2
Guamanian:	0
Hawaiian:	0
Samoaan:	0
Other Asian/Pacific Islander:	1
Race Unknown/Some Other Race:	32
Client Declined to Provide Information:	4
Total:	1.681

**California Legal Services (Title III B)**  
**PSA Level Annual Report**

Fiscal Year: 2013-2014

PSA: 29

Greatest Economic Need (Non-Minority): 677  
 Greatest Economic Need (Minority Status Unknown): 0

**CLIENT ETHNICITY**

Hispanic/Latino: 34

**CASES OPENED IN FISCAL YEAR**  
 (Total Cases Opened by Legal Problem Code)

**CASES CLOSED IN FISCAL YEAR**  
 (Total Cases Closed by Case Closing Code & Legal Problem Code)

Counsel and Advice (CA)	Limited Additional Services (LAS)	Legal Representation (LR)
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**CONSUMER/FINANCE**

A1. Bankruptcy/Debt Collection:	50	28	17	1
A2. Contracts/Warranties:	19	11	7	0
A3. Other Consumer/Finance:	380	332	5	0

**EMPLOYMENT**

B1. Discrimination:	2	2	0	0
B2. Other Employment:	1	1	0	0

**FAMILY**

C1. Divorce/Custody/Visitation/Support/Grandparents Rights:	13	13	1	0
C2. Conservatorship:	17	12	0	2
C3. Other Family:	30	27	4	0

**HEALTH/COMMUNITY BASED CARE**

D1. Medi-Cal/Medicaid:	100	83	13	2
D2. Medicare:	13	12	0	0
D3. Other Health/Community Based Care:	16	15	0	0

**HOUSING**

E1. Landlord-Tenant (Subsidized or Private Housing):	72	36	18	3
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**California Legal Services (Title III B)**  
**PSA Level Annual Report**

Fiscal Year: 2013-2014

PSA: 29

E2. Real Property: Home loans/ Foreclosure/Reverse Mortgages:	206	115	74	5
E3. Other Housing:	63	59	0	0
<b>INCOME MAINTENANCE</b>				
F1. Social Security:	12	10	0	1
F2. Supplemental Security Income (SSI):	8	8	0	0
F3. Pensions/Retiree Benefits:	5	3	0	0
F4. Other Income Maintenance:	59	43	15	3
<b>INDIVIDUAL RIGHTS</b>				
G1. Immigration/Naturalization:	3	1	0	0
G2. Elder Abuse/Neglect/Exploitation:	106	69	24	2
G3. Other Individual Rights:	14	8	6	1
<b>MISCELLANEOUS</b>				
H1. Estate Planning/Wills/Trusts:	963	350	618	32
H2. Advance Health Care Directives (AHCD):	609	99	576	23
H3. Financial Powers of Attorney:	615	95	583	21
H4. Other Miscellaneous:	27	23	1	0
<b>TOTAL CASES OPENED IN FISCAL YEAR:</b>	3.403	<b>TOTAL CASES CLOSED IN FISCAL YEAR BY CASE CLOSED CODE</b>		
		TOTAL COUNSEL AND ADVICE	TOTAL LIMITED ADD. SERVICES	TOTAL LEGAL REPRESENTATION
		1.455	1.962	96

TOTAL ESTIMATED CASE WORK HOURS SPENT: 5.131

TOTAL # OF SPECIAL OUTREACH ACTIVITIES IN FISCAL YEAR: 0

TOTAL ESTIMATED # OF SPECIAL OUTREACH ACTIVITY HOURS IN FISCAL YEAR: 0

TOTAL # OF COMMUNITY LEGAL EDUCATION PROGRAMS IN FISCAL YEAR: 18

TOTAL ESTIMATED # OF COMMUNITY LEGAL EDUCATION HOURS IN FISCAL YEAR: 54



State

**California Legal Services (Title III B)**  
**Statewide Annual Report**

Fiscal Year: 2013-2014

Total Unduplicated Client Count for Fiscal Year: 30.309

Total Cases Closed in Fiscal Year: 33.417

Total Units of Service for Fiscal Year (Unit=1 Hour): 147.940

**CLIENT CHARACTERISTICS FOR UNDUPLICATED CLIENTS  
IN CASES OPENED THIS FISCAL YEAR**

**CLIENT AGE**

60-64:	6.835
65-74:	11.636
75-84:	7.767
85+:	3.412
Client Declined to Provide Information:	661
Total:	30.311

**CLIENT GENDER**

Male:	11.435
Female:	18.798
Client Declined to Provide Information:	165
Total:	30.398

**OTHER CLIENT CHARACTERISTICS**

Frail/Disabled:	9.757
Homebound:	521
Lives Alone:	12.962
Institutionalized:	288
Suspected Victim of Elder Abuse/Exploitation:	1.157
Limited English:	5.653
Rural:	5.442
Greatest Economic Need (Minority):	5.492
Greatest Economic Need (Non-Minority):	7.203

**CLIENT RACE**

Two or More Races:	552
Caucasian:	21.486
African American:	2.299
Native American/Native Alaskan:	301
Asian/Pacific Islander	
Asian Indian:	191
Cambodian:	9
Chinese:	819
Filipino:	630
Japanese:	202
Korean:	143
Laotian:	9
Vietnamese:	227
Guamanian:	9
Hawaiian:	37
Samoaan:	18
Other Asian/Pacific Islander:	399
Race Unknown/Some Other Race:	2.281
Client Declined to Provide Information:	697
Total:	30.309

**California Legal Services (Title III B)  
Statewide Annual Report**

Fiscal Year: 2013-2014

Greatest Economic Need (Minority Status Unknown): 1,579

**CLIENT ETHNICITY**

Hispanic/Latino: 6,039

(Total Cases Opened by Legal Problem Code)

CASES CLOSED IN FISCAL YEAR  
(Total Cases Closed by Case Closing Code & Legal Problem Code)

Counsel and Advice (CA)	Limited Additional Services (LAS)	Legal Representation (LR)
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**CONSUMER/FINANCE**

A1. Bankruptcy/Debt Collection:	2,116	1,611	472	48
A2. Contracts/Warranties:	1,159	809	232	20
A3. Other Consumer/Finance:	2,352	1,637	557	33

**EMPLOYMENT**

B1. Discrimination:	47	32	8	2
B2. Other Employment:	390	272	90	25

**FAMILY**

C1. Divorce/Custody/Visitation/Support/Grandparents Rights:	730	546	166	19
C2. Conservatorship:	335	185	96	27
C3. Other Family:	515	303	157	30

**HEALTH/COMMUNITY BASED CARE**

D1. Medi-Cal/Medicaid:	1,327	825	381	59
D2. Medicare:	537	235	134	14
D3. Other Health/Community Based Care:	705	494	190	45

**HOUSING**

E1. Landlord-Tenant (Subsidized or Private Housing):	4,726	3,239	948	234
E2. Real Property: Home loans/Foreclosure/Reverse Mortgages:	1,525	1,026	355	39
E3. Other Housing:	1,334	903	230	14

**California Legal Services (Title III B)  
Statewide Annual Report**

Fiscal Year: 2013-2014

**INCOME MAINTENANCE**

F1. Social Security:	991	655	227	34
F2. Supplemental Security Income (SSI):	1,052	657	231	98
F3. Pensions/Retiree Benefits:	208	179	54	9
F4. Other Income Maintenance:	826	412	200	27

**INDIVIDUAL RIGHTS**

G1. Immigration/Naturalization:	297	138	44	28
G2. Elder Abuse/Neglect/Exploitation:	1,359	814	245	150
G3. Other Individual Rights:	1,137	852	215	288

**MISCELLANEOUS**

H1. Estate Planning/Wills/Trusts:	5,417	3,236	1,967	91
H2. Advance Health Care Directives (AHCD):	1,910	568	1,254	32
H3. Financial Powers of Attorney:	1,927	849	1,033	22
H4. Other Miscellaneous:	2,117	1,090	958	18

**TOTAL CASES OPENED IN FISCAL YEAR:** 34,839

**TOTAL CASES CLOSED IN FISCAL YEAR BY CASE CLOSED CODE**

TOTAL COUNSEL AND ADVICE	TOTAL LIMITED ADD. SERVICES	TOTAL LEGAL REPRESENTATION
21,567	10,444	1,406

**TOTAL ESTIMATED CASE WORK HOURS SPENT** 142,985

**OUTREACH/COMMUNITY EDUCATION ACTIVITIES DATA**

<b>TOTAL # OF SPECIAL OUTREACH ACTIVITIES IN FISCAL YEAR:</b>	410
<b>TOTAL ESTIMATED # OF SPECIAL OUTREACH ACTIVITY HOURS IN FISCAL YEAR:</b>	1,663
<b>TOTAL # OF COMMUNITY LEGAL EDUCATION PROGRAMS IN FISCAL YEAR:</b>	646
<b>TOTAL ESTIMATED # OF COMMUNITY LEGAL EDUCATION HOURS IN FISCAL YEAR:</b>	2,537

*Melody Lane  
P.O. Box 598  
Coloma, CA 95613*

January 13, 2017

Alfred Laurence Hamilton  
El Dorado County Sr. Services Attorney  
937 Spring Street  
Placerville, CA 95667

**AFFIDAVIT/DECLARATION OF TRUTH**

Dear Mr. Hamilton,

I, **Melody Lane**, the undersigned, hereinafter: Affiant/Declarant, make this Affidavit/Declaration of Truth of my own free will, and I hereby affirm, declare and solemnly swear, under oath, that I am of legal age and of sound mind and hereby attest that all the information contained in this Affidavit/Declaration is true, correct and admissible as evidence.

This Affidavit/Declaration of Truth is lawful notification to you, and is hereby made and sent to you pursuant to the Federal Constitution, specifically, the Bill of Rights, in particular, Amendments I, IV, V, VI, VII, IX and X, and The Declaration of Rights of the California Constitution, in particular, Article 1, Sections 1, 2, 3, 9, 10, 11, 21, 23, and Article 3 Section 1, and requires your written rebuttal to me, specific to each and every point of the subject matter stated herein, within 30 days, via your own sworn and notarized affidavit, using fact, valid law and evidence to support your rebuttal.

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 or that of those who represent you.

Affiant/Declarant hereby affirms that the following actions and events took place:

On December 12, 2016, Al Hamilton received via USPS certified mail, a letter dated December 6, 2016 which recounted your public threat directed against me, Melody Lane, a senior citizen and member of the Taxpayers Association since 2008, as witnessed by members of the Association on November 7, 2016. It recounted additional events taking place at Taxpayers Association meetings where public officials are frequently in attendance. That letter was sent to inform you of these events and statements made by you, and also as an inquiry to ascertain

whether Al Hamilton, EDC Senior Services Attorney and President of the Taxpayers Association of El Dorado County, support and uphold them or would rebut them.

Pursuant to the lawful notification contained in that letter, as originally stated in my December 6, 2016 letter, and cited and included by reference, you were required to respond to and rebut anything contained in the attached December 6th letter with which you disagreed, within thirty (30) days of receipt thereof.

You failed to respond to that letter and thereby failed to rebut anything stated therein. Therefore, pursuant to the referenced lawful notification, you tacitly admit to all of the statements, charges and claims contained therein, fully binding upon you in any court, without protest, objection or that of those who represent you.

Some of the things to which you admit include, but are not limited to, the following:

1. At the November 16, 2016 meeting of the Taxpayers Association you approached and made a public threat to “destroy” me and my “political influence in this county.” Members of the Association who witnessed the threatening confrontation have expressed their willingness to provide if necessary public testimony and/or a notarized factual affidavit of your threatening confrontation. **(See Exhibit A)**
2. The established pattern of behavior demonstrated since you became President of the Association confirms that the Taxpayers Association of El Dorado County has no genuine interest whatsoever in growing the organization, and even less interest in abiding by the Association policies, Bylaws, mission statement, reasonable standards of conduct or applicable state laws. On numerous occasions I’ve requested in writing from you and Secretary Bernard Carlson copies of particular policies, specifically: Non-Discrimination, Whistleblower, Records Retention & Destruction, Mid-term Director Replacement and Conflict of Interest. All my requests have been either flatly denied or ignored, further betraying the Association’s alleged mission statement.
3. On several occasions my annual membership checks have been held and/or rejected thereby denying me the right to vote or be eligible as a Director of the Association. Aware of the situation, supportive members have encouraged me to provide proof of cancelled checks and other documentation, all of which have been flatly rejected either by you, Al Hamilton, or Secretary Bernard Carlson. **(See Exhibit B)**
4. It is a matter of public record that I’ve predicated statements made during Taxpayers Association meetings and during Board of Supervisors meetings that the federal and state Constitutions are the Supreme Law of the Land which clearly supersede any lesser “laws”, statutes, rules, codes, regulations and policies, including the ones upon which the Taxpayers Association alleges to rely. A statute either supports and upholds the Constitutions, or opposes and violates them, and the due process of law and rights guaranteed therein. As a member of the California BAR and as an employee of El Dorado County you have affirmed your oaths to support the federal and state Constitutions, must abide by those oaths in the performance of your official duties, and have no constitutional authority to oppose the very documents to which you swore or affirmed those oaths.

5. It is glaringly apparent that you do not take your Constitutional Oaths of Office seriously as required of the California BAR, or as a lawyer for the Senior Services Department of EDC. **El Dorado County Personnel Rules, Part 1 – Code of Ethics & Commitment to County Public Service** states in part that pursuant to your oaths, you are to be “*ever conscious that public office is a public trust.*” Your unethical conduct while either on or off the county clock is also clearly delineated in **Section 102 - Code of Ethics:**
  - (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.
  - (k) Demonstrate the highest standards of personal integrity, truthfulness and honesty in all public activities.”

**Section 106 – Nondiscrimination 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.*”

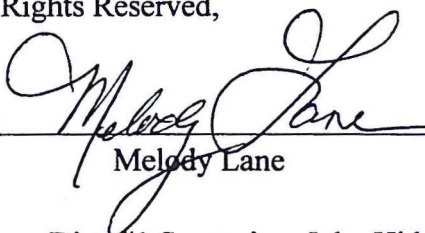
6. My own conduct has never been inappropriate or disruptive in any manner, yet my good name and reputation have been maliciously maligned via your libelous and slanderous distribution of emails to Association members and County staff. Furthermore, it has been reported by members of the Association as well that I’ve been the targeted topic of discussion of various Taxpayers Association meetings. The Association Bylaws states that all meetings require the recording of minutes for purposes of documentation to be made available for public inspection. Despite on numerous occasions putting my requests in writing, I have been denied the right to examine any of those records. The question remains as to whether those records even exist.
7. Under your direction four other women besides me have also been discriminated against, bullied and intimidated into leaving the Taxpayers Association. Although you’ve personally received written notification to cease and desist, you’ve perpetuated the “Good Old Boys” mentality and “business as usual” in El Dorado County. You have no authority or justification whatsoever to deny any citizen the right to all membership privileges of the Association or ability to dialog with public officials in matters concerning local government. As previously stated, you’ve failed to respond to several Affidavits thereby confirming the validity & accuracy of the factual contents and allegations described therein.
8. On numerous occasions while addressing a speaker you’ve either belittled, intimidated or cut me off with derogatory comments such as, “That’s irrelevant,” “Save your comments for Open Forum,” or “Shall we take a vote that Melody is creating a disturbance?” Your refusal to allow me to engage in open, meaningful dialogue with the guest speakers, many of whom are public officials, is a blatant disgrace and demonstrates additional fraud upon the citizens of El Dorado County. A rational, reasonable observer could factually conclude that you have no authority whatsoever to deny First Amendment rights of citizens to appropriately address and/or record any public official.

9. The Board of Supervisors, Taxpayer Association Directors and other public officers have either witnessed or been apprised of your threats, intimidation, discrimination, bully tactics, harassment and misconduct particularly against me, Melody Lane, a retired senior citizen, community activist, and long-time member of the Taxpayers Association. When any public officer is notified yet fails to take remedial action, it condones and perpetuates the misconduct thereby aiding and abetting your illicit actions for which they can be held liable. They are either part of the problem, or part of the solution in accordance with their Oaths of Office.

Lawful notification has been provided to you stating that if you do not rebut the statements, charges and averments made in this Affidavit/Declaration, then, you 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 that with which you disagree, with particularity, within thirty (30) days of receipt thereof, by means of your own written, sworn, notarized affidavit of truth, based on specific, 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 before any court.

Your failure to respond, as stipulated, is your agreement with and irrevocable admission to the fact that everything in this Affidavit/Declaration of Truth is true, correct, legal, lawful, fully binding upon Al Hamilton and each of the Board of Supervisors in any court of law in America, without your protest, objection or that of those who represent you.

All Rights Reserved,

By:   
Melody Lane

Date: 1/13/17

CC: Dist. #1 Supervisor John Hidahl  
Dist. # 2 Supervisor Shiva Frentzen  
Dist. # 3 Supervisor Brian Veerkamp  
Dist. #4 Supervisor Michael Ranalli  
Dist. # 5 Supervisor Sue Novasel  
District Attorney Vern Pierson  
CA BAR Association  
CA Franchise Tax Board

Attachments: Exhibit A – Notarized Affidavit of Witness  
Exhibit B – Returned check & B. Carlson rejection letter

(See attached CA Notarization)

JAN 13 2017  
SK

# 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 13<sup>th</sup> day of January, 2017  
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: \_\_\_\_\_

*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: 1/13/2017

Number of Pages: 4

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.

# # #

*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 28<sup>th</sup>  
day of November, 2016, by LOZI A. PARDIN

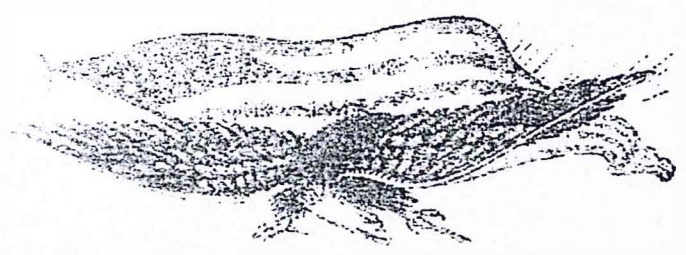
proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.



(Seal)

Signature

A handwritten signature in black ink, appearing to read "Kaila Whitaker", written over a horizontal line.



TAXPAYERS ASSOCIATION OF EL DORADO COUNTY  
 Post Office Box 18 *TA* Placerville, California 95687  
 Founded in 1958

11/17/2016

Dear Melody,

Taxpayer membership runs from January 1 to December 31. Your last payment was made in January 2014 for 2014, with no payment in 2015 or 2016.

Why did you claim membership last Monday when you are not a member?

You waste the time and disrespect the rights of others who are members and attendees with your attacks and demands harm rather than support the mission of the Taxpayers Association.

Thus your application for reinstatement of membership is REJECTED!

Sincerely *Bernard Carlson*  
 Bernard Carlson, Secretary

*Bernard - NO 11/11*  
 Please forward me a copy of the follow Policies & Procedures:  
 1) Whistle blower  
 2) Conflict of Interest  
 3) Mid-term Director Replacement  
 4) Non-discrimination  
 5) Records retention

MELODY L. LANE  
 PO BOX 598  
 COLOMA, CA 95613-0598

*Wrong*  
 November 14, 2016  
 Date

Pay to the Order of *El Dorado County Taxpayers Assn.* \$ *35.00*  
*Thirty five and 00/100* Dollars

*Rejected*  
 Member since 2008  
 For 2017 Membership Fees  
*Melody Lane*

Thanks!  
*Melody Lane*  
 Member since 2008

Receipt

Thirty five dollars voting membership  
received by \_\_\_\_\_ DATE \_\_\_\_\_

11/28/16 -

Refused \$35 cash by Ray Kringle, Treasurer, under direction  
of Al Hamilton

TAXPAYERS' ASSOCIATION OF EL DORADO COUNTY	
P. O. Box 13, Placerville, California a 501 (c) 4 non-profit California Corporation, Incorporated in 1965	
I support common-sense government without luxuries, and want the Taxpayers voice to be clearly heard. Enroll me as a member for the current year. (Check membership category)	Associate (non-voting) \$10 ( )
Enclosed: <input type="checkbox"/> Check <input type="checkbox"/> Cash I own property in El Dorado County <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	General Member \$35 <input checked="" type="checkbox"/>
SIGNED <u>Melinda Lane</u>	General Members have voting right provided they own property in El Dorado County.  Please do not release my name, address and phone number with the association membership list.
ADDRESS <u>PO Box 598</u>	
CITY <u>Coloma</u> STATE <u>CA</u> ZIP <u>95613</u>	
PHONE <u>642-1670</u> FAX _____ E-MAIL <u>MelindaLane@Cak5.com</u>	
Recommended by: <u>Leonard Stroud</u> Date: <u>2008</u>	

Member since 2008

*Melody Lane*  
*P.O. Box 598*  
*Coloma, CA 95613*

December 6, 2016

To: Alfred Laurence Hamilton,  
El Dorado County Sr. Services Attorney  
937 Spring Street  
Placerville, CA 95667

Mr. Hamilton,

This letter is lawful notification to you, 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 California Constitution, in particular Article 1, Sections 1, 2, 3, 9, 10, 11, 21, 23, and Article 3 Section 1.

What I say in this letter is based in the supreme, superseding authority of the Constitution for the United States of America, circa 1787, as amended in 1791, with the Bill of Rights, and the California Constitution, to which all public officers have sworn or affirmed oaths, under which they are bound by Law. It is impossible for an oath taker to lawfully defy and oppose the authority of the documents to which he or she swore or affirmed his or her oath.

When I use the term "public officer(s)", this term includes you, Alfred Hamilton, lawyer for the Senior Services Department of El Dorado County. My claims, statements and averments also pertain to your actions taken regarding violations of the **El Dorado County Personnel Rules, Part 1 - Code of Ethics & Commitment to County Public Service 101 through 110**, pursuant to your oaths:

*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**.*

Additionally 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."*

Since America and California are both Constitutional Republics, not democracies, they are required to operate under the Rule of Law, and not the rule of man. The Supreme Law and superseding authority in this nation is the national Constitution, as declared in Article VI of that document. In Article IV, Section 4 of that Constitution, every state is guaranteed a republican form of government. Any "laws", rules, regulations, codes and policies which conflict with, contradict, oppose and violate the national and state Constitutions are null and void, *ab initio*. It is a fact that your oaths require you to support the national and state Constitutions and the rights of the people secured therein.

All lawyers and public employees are required to abide by their oaths in the performance of their official duties. No public officer, including you, has the constitutional authority to oppose, deny, defy, violate and disparage the very documents to which he or she swore or affirmed his or her oath. All actions by public officers conducted in the performance of their official duties either support the national and state Constitutions, or deny them.

In order for America to survive as a Constitutional Republic, it is imperative that all aspects of government, including you, all members of the Board of Supervisors and other El Dorado County public officers, abide by all Constitutional requirements while conducting your official duties. When you and other public officers violate the Constitutions, at will, as an apparent custom, practice and policy of office, you and they subvert the authority, mandates and protection of the Constitutions, thereby act as domestic enemies to these Republics and their people. When large numbers of public officers so act, this reduces America, California and the County of El Dorado to the status of frauds operating for the benefit of governments and their corporate allies, and not for the people they theoretically serve.

You swore an oath to uphold and support the Constitution of the United States of America, and pursuant to your oath, you are required to abide by that oath in the performance of your official duties. You have no Constitutional or 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 oath.

I am a retired senior citizen, active in local government, and a member of the Taxpayers Association since 2008. It is significant that the Association has a sordid history of either rejecting or holding my timely membership checks for several months thus depriving me of voting privileges. Note there are only two requirements to become a General member of the Association and which I fully qualify:

- 1) Any person shall be eligible for membership who is interested in the objectives of the Taxpayers Association, and
- 2) A General Member is one who is listed on the assessment rolls of El Dorado County as an owner of real property and such member shall have one vote at the annual board membership elections meeting.

The EDC Taxpayers Association sets forth a mission statement with some lofty sounding values and visions, many of which have been and are being contradicted and violated by the actions of the Association itself. In statements attributed to you personally, Al Hamilton, you have espoused your support for this mission. I could go into many of these contradictions, but in the interest of brevity, a few will suffice, for now.

The association's name, itself, is misleading: *Taxpayers Association of El Dorado County*, which connotes an organization that actually protects the taxpayers and prevents harm or destruction of the taxpayers. It is a well-known fact that I have been lawfully audio recording all meetings for many years. Yet, by your actions committed repeatedly on several occasions since you took office in 2013 as President and self-proclaimed "dictator" of the Association (January 7 & 13, 2013), you have verbally attacked, slandered, libeled, harassed and discriminated against me and other women attending Taxpayers meetings.

Most recently on November 7, 2016 when Tax Assessor Karl Weiland was speaker, you approached me, and in the presence of three witnesses verbally threaten to "destroy" my "political influence in El Dorado County." Additionally you threatened to call the Sheriff and have me "removed from the building" for lawfully audio recording speakers, many of whom are public officials and/or members of the Taxpayers Association. When I reached into my purse to retrieve my audio recorder you abruptly backed away, turned and left the room. Witnesses have expressed their willingness, if necessary, to provide testimony of your public threats and intimidation tactics against a law abiding senior citizen and member of the Taxpayers Association.

On November 14, 2016 you again made a point to create a scene in the presence of speaker District Attorney Vern Pierson, Auditor Joe Harn, Supervisor Ranalli and Supervisor Frentzen concerning my audio recording of meetings.

Your derogatory comments were repeated once again on November 28<sup>th</sup> as I entered the room when Congressman Tom McClintock was the guest speaker.

It is a First Amendment right of every citizen to audio record public officials regardless of whether or not they consent to be recorded:

- The Ninth Circuit U.S. Courts of Appeals have recognized the First Amendment right to record the police and/or other public officials. The First Amendment protects the right to record audio and video regardless of whether the police/officials consent. This constitutional right would override any state or federal laws that would otherwise prohibit such recording. The rationale is public officials need to be held accountable for their actions."
- "[A] citizen's right to film government officials, including law enforcement officers, in the discharge of their duties in a public space is a basic, vital, and well-established liberty safeguarded by the First Amendment."
- "Gathering information about government officials in a form that can readily be disseminated to others serves a cardinal First Amendment interest in protecting and promoting the free discussion of governmental affairs."



It appeared to be yet another act of retaliation when you influenced Bernard Carlson to reject my check #5603 in payment of 2017 membership dues which had been accepted by Treasurer Ray Kringle on 11/14/16.

Once again I was discriminated against after the 11/28/16 meeting adjourned when Treasurer Ray Kringle refused to accept my cash payment of 2017 membership dues audibly stating, "I won't accept it. Go over and try giving it to Al Hamilton." Director Dave Smythe chimed in, "WE don't want you here."

The following are just a few examples of perpetual abuses of your authority and Constitutional Oath of Office:

## BY-LAWS

### ***I. NAME AND RECITALS...***

***3. The organization shall maintain a written Non-Discrimination Policy, Conflict of Interest Policy, Records Retention and Destruction Policy and Whistle Blower Policy.***

***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.***

You ignored written correspondence addressing your aberrant behavior on multiple occasions (1/28/13, 6/24/13, 8/26/13, 12/15/13, 1/20/14 and 2/3/14). I also requested copies of Taxpayer Association policies, procedures and records of minutes which were also ignored. It is equally disturbing to learn that you unethically collaborated with Secretary Bernard Carlson to deprive me of the same membership benefits afforded to all other Association members; thus violating the following By Laws, Policies and Procedures:

- Member Ethics
- Discrimination
- Retaliation
- Reporting Responsibility
- Whistleblowers
- Mid-term Director Replacement
- Retention of Important Documents

***II. OBJECT A. The object of the Taxpayers Association of El Dorado County is the creation and maintenance of a forum within which to study the issues of government and the problems of those who are governed. This shall occur through an ongoing weekly discourse that will be open to members of the Association, the public, and those who govern. These discussions shall be directed by the Association in an effort to educate all taxpayers as to the current issues, how they may be affected, how to reveal and understand the true costs of government, and to encourage awareness of individual responsibility. The***

**Association shall monitor and be involved in the process of governance to help insure that the blessings of freedom shall be forever perpetuated.**

**IV. BOARD OF DIRECTORS... 2. ...Directors shall refrain from any self-dealing or the appearance of self-dealing. Directors shall conduct themselves in a manner consistent with the goals and objectives of the organization as set forth in the formation documents, operating policies and with all applicable law.**

**VI. MEETINGS...3. The Secretary shall cause to be created a contemporaneous record of the general meetings and of all Board business conducted and action taken.**

**VII. COMMITTEES A. From time to time committees may be formed by the Board to perform special assignments on behalf of the Association ...2. Committees shall be comprised of eligible persons and shall keep minutes of their meetings.**

**VIII. PARLIAMENTARY AUTHORITY A. For all meetings at which the business of the organization is conducted or other relevant organizational applications, the rules contained in the current edition of Robert's Rules of Order Newly Revised shall govern in all cases to which they pertain provided they are not inconsistent with these Bylaws and any special rules of order the Association may adopt.**

On January 23, 2013 @ 9:06 AM the following libelous email was broadly distributed by you, Al Hamilton, to Association members and county employees including Tax Assessor Karl Weiland:

*"The outburst I caused by denying Melody Lane the opportunity to read her prerecorded expose of the County shortfalls with respect to the American River and her property in Coloma was my effort to draw a line in the sand beyond which our members and guests may not cross.*

*The Taxpayers is not a forum for every misguided person the castigate our speakers for problems the speaker has no control over or even an interested in. It is a forum to investigate and report to the taxpayers of our County issues that are of great importance to us. The Melody Lane's of this county cause road blocks to our goals and provide no service or value to our cause. Actually she has made so much noise that she is being ignored by all. This has been pointed out to her in writing in the past to no avail.*

*Her approach should be to hire a competent attorney and sue the people that she thinks are abusing her. And from what I understand she has tried this approach and lost at least in front of Pat Reiley, Judge. I look for advice on how to solve this time wasting problem. Thanks, al"*

During the January 28, 2013 meeting of the Association, you publicly announced, "*I threw Roberts Rules of Order into the bottom of my drawer. I'm running this meeting now.*"

My questions are usually prepared in writing ahead of time and geared specifically to the topics being addressed by the guest speakers. As you well know, I displayed no errant behavior and harmed no one by my actions; yet you made unwarranted, unlawful assumptions or presumptions, not based on any fact, law or evidence, that my orderly questions created a "disturbance."

On several occasions you've deprived me of my right to address public officials based upon your unwarranted presumptions. One such incident took place when I began to ask ACAO Kim Kerr a question and you interrupted me mid-sentence thus prohibiting me from addressing a public official. Multiple indignant protests erupted from the audience, "*Let her speak! What's her question?*" When I stood up from my chair to exercise my right to address Ms. Kerr you abruptly adjourned only 20 minutes into the meeting. Immediately afterwards you called an "emergency" meeting of Taxpayer Directors.

In so doing your actions violated **IV. BOARD OF DIRECTORS - 5.** "*Special Board meetings may be called by the President or Secretary upon five (5) days receipt of individual written, electronic or verbal notice.*" You had no authority whatsoever to make assumptions or presumptions about me or any other person in attendance.

Anytime public officers, pursuant to their oaths, violate Rights guaranteed to Citizens in the Constitutions, they act outside their limited delegated authority, thus, perjure their oaths, and by their own actions, invoke the self-executing Sections 3 and 4 of the 14<sup>th</sup> Amendment; thereby vacate their offices and forfeit all benefits thereof, including salaries and pensions, as you did.

Pursuant to the referenced constitutional mandates imposed upon you and other public officers, due process of law and unenumerated rights guaranteed in the 9<sup>th</sup> Amendment to the national Constitution and in **Article I, Section 24 of the California Constitution**, any and all American and California Citizens can expect that you and other public officers will

- (1) uphold their oaths in the performance of their official duties and never violate them;
- (2) uphold all constitutional and due process mandates, and never violate them;
- (3) uphold all rights guaranteed to Citizens and never violate them.

Your discriminating, threatening, harassing and libelous actions pose harm to the people of El Dorado County, particularly women and senior citizens, clearly demonstrating that you have not abided by your oaths. This indicates that when you took your oath you may have committed fraud, because your actions have consistently violated your oath, which demonstrates that you have consistently defrauded the people of El Dorado County. As stated above, actions by a public officer (i.e. lawyer) either uphold the Constitutions and rights secured therein, or oppose them.

Increasing numbers of people in America and California are demanding that government employees specifically perform pursuant to the constitutional mandates contained within their oaths, thereby uphold and protect the rights of the people, as opposed to upholding and promoting the profits of a rapacious, destructive association that perniciously violates the rights of the people as its apparent routine custom, practice and policy.

Whenever constitutional violations are committed by public officers, there are constitutional remedies available to the people. Such remedies make those who violate their oaths, such as you, accountable and liable for their unconstitutional actions conducted in perjury of their 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.

When the Constitutions are not rigorously obeyed by public officers, there is no lawful, legitimate government in place, and actions conducted by those operating the machinery of an illegitimate government are null and void, without lawful force or effect upon the people. No one is required to obey an unconstitutional order, statute, regulation, rule, code or policy, especially issued by unconstitutional domestic enemies.

By stepping outside of your delegated authority you lost any "perceived immunity" of your office and you can be sued for your wrongdoing against me, personally, privately, individually and in your professional capacity, including your supervisors, anyone having oversight responsibility for you, and including any judges or prosecuting attorneys and public officers for that jurisdiction, if, once they are notified of your wrongdoing, they fail to take lawful actions to correct it, pursuant to their oaths and their duties, thereto.

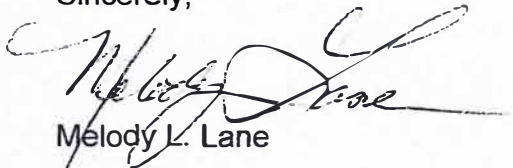
If they fail to act and correct the matter, then they condone, aid and abet your criminal actions, and further, collude and conspire to deprive me and other Citizens of their Rights guaranteed in the Constitutions, as a custom, practice and usual business operation of their office and the jurisdiction for which they work. This constitutes treason by the entire jurisdiction against me, and based upon the actions taken and what exists on the public record, it is impossible for any public officer to defend himself against treason committed. Be assured that I will claim and protect my Constitutionally guaranteed Rights which you have unlawfully, and without Constitutional authority, denied.

This letter requires your written rebuttal to me, specific to each claim, statement and averment made herein, within 30 days of the date of this letter, using fact, valid law and evidence to support your rebuttal.

You are hereby noticed that your failure to respond within 30 days as stipulated, and rebut with particularity everything in this letter with which you disagree is your lawful, legal and binding agreement with and admission to the fact that everything in this letter is true, correct, legal, lawful and binding upon you, in any court, anywhere in America, without your protest or objection or 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." 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."

Sincerely,

A handwritten signature in black ink, appearing to read "Melody Lane", written in a cursive style.

Melody L. Lane

CC: Board of Supervisors - Districts 1, 2, 3, 4 & 5  
District Attorney Vern Pierson  
California State Bar Association  
CA Franchise Tax Board

## Opinion: El Dorado County's senior legal ruse

PUBLISHED: JUNE 19, 2017 BY: [ADMIN](#), IN: [VOICES](#), [NO COMMENT](#)

**By Larry Weitzman**

In **my last column**, I wrote that Item 35 on the Board of Supervisors agenda set to be heard at 2pm on June 20 is set to terminate senior legal. In reading the agenda item there will be no county funding of senior legal. It will remain intact from current unspent donations of \$160,000, \$53,000 from a federal Older Americans Act grant and anticipated \$46,000 in continuing donations which should support the current program as stated in the agenda item itself "in order to fund and maintain the existing senior legal service program for approximately seven to eight months."

The point of the agenda item is to terminate county support for the senior legal program, no ifs, ands or buts.

Paragraph 6 says, "Authorize the Human Resources Department to proceed with filling positions identified in the budget effective July 1, 2017." Sounds like new hiring to me. Maybe the spin doctor is being overworked and EDC needs to put out more propaganda to make the board and high-ranking EDC officials look good as they continue to do a poor job and make bad decisions.

Let me be blunt. The county's intent is to dismantle senior legal and provide no county funding. When private donations run out so does senior legal. It is a ruse to placate the masses and to eliminate a service that provided valuable advice, information and protection to 2,000 seniors last year alone. Senior legal will be dead and many of our county seniors will be closer to death. It will potentially increase senior dependency on other county services and other governmental agencies.

This item is not a reprieve of senior legal. It's a slow death by torture. And without county support and the likelihood that senior legal will fold up, so will future donations.

As to the direction to create a delivery model, that too is a crock. We already know the director of HHS is not the most competent person. The public will have little say and there still be no county support. One idea that has been floated is the underwater thought that the new attorney that was hired on May 1, 2017, (you know, the attorney that was actually fired before she was hired after quitting her law firm position and making a career change) be contracted with to provide services to seniors. It will take years to develop as government studies and commissions move at the speed of lava at room temperature and there is no guarantee that it will emulate our current and very successful program.

Former 25-year director for Human Services of EDC, John Litwinovich, and the creator of the senior legal program said, "My thinking is that the revised CAO recommendation is hardly a compromise at all. Rather, it is an effort to quickly end the county's commitment to fully support and provide senior legal services before most seniors have even had a chance to learn what is happening... Symbolically and painfully, the recommendation would mark a clear and significant first step in dismantling the county's Senior Continuum of Care ... The immediate termination of current and future General Fund support excludes today's senior legal program from even being an alternative to be considered... A better recommendation would be for the board to maintain its current support level for the senior legal program and instruct the CAO to explore and report back on ways to save General Fund resources by reducing the very high overhead charged to Senior Programs since the Health and Human Services Agency was established."

I wrote my supervisor, Mike Ranalli, as to what he thought of terminating county funding for senior legal. No answer.

Friends of Seniors in El Dorado County president, Kathi Lishman, and who is the person responsible for much of the donations, told *Lake Tahoe News* on June 18, "El Dorado County has a successful program with a proven track record. It is run extremely well at a very minimal cost. It is a model for other counties to follow, instead of them being a model for us. We are blessed with the senior services we have and are so proud of. We need to be celebrating the good things El Dorado County has created for seniors, instead of watching them be dismantled."

You don't fix what isn't broken and in a vendetta against a certain individual within the county is going to cost thousands of seniors' anguish, pain and possibly sleepless nights. Old age is hard enough and it isn't for sissies, but our hardy and rapidly growing population of seniors still need plenty of help and the current senior legal program was to be the model for all other counties. No more.

*Larry Weitzman is a resident of Rescue.*

As to the "case" cited by PCH, I am sure it related to a non-lawyer who was probably disbarred who hired licensed attorneys and told them how to run their cases. It has nothing to do with the situation with senior legal. PCH citing such a case is known as a "red herring" a term used by lawyers as to issues that do not exist just as that bankruptcy ruling has nothing to do with senior legal.

Now to the real issue. The county pays out in salary and benefits to about 1,861 employees \$170 million and to the top 100 earning employees over \$20 million. A 1 percent cut in salary of the top 100 would pay for senior legal. Better yet, eliminate one low performing administrator. I am sure there is more than one.

There are no other layoffs being made in the entire county other than senior legal, not one. Even the propaganda specialist, Carla Hass gets to keep her \$150,000 job. The county may tell you that there are three people who are losing their jobs. Not true. Two of those three are retiring and the other person has been promised a similar job elsewhere in the county.

I am learning that this whole mess has a nexus with the PACE program which is conning and ripping off seniors into buying overpriced and unnecessary solar systems. PACE was a poorly instituted program by former CAO Larry Combs, who only cared about his paycheck and power. One senior I know of was sold a bill of goods and may lose her home because of PACE as she cannot afford the substantially higher property taxes while saving next to nothing from the solar. I believe this is retaliation against a senior legal attorney whose attorney relative filed a lawsuit to protect the aforementioned senior.

Stop the presses, news flash, last week the budget agenda was posted and modified on item 35 in an attempt to placate seniors. It says that senior legal will remain for seven to eight more months, funded by \$160,000 in remaining donations, a federal grant of about \$53,000 and anticipated future donations of \$46,000. This is a ruse. The fact is senior legal will still be removed from the budget and once the funds are gone it's over. To add it later to the budget will take a four-fifths vote, which is highly unlikely. I have a better idea, fund senior legal for \$250,000 and if a better program is created, then it can be removed from the General Fund budget.

Something else. Why weren't we told the county was holding \$160,000 in collected donations for senior legal? The pressure must be maintained. Without the budgeted \$250,000 program, senior legal will become a memory, but the suffering of seniors will become ever more apparent. This must be stopped. If they need to cut effectively \$1 out of a thousand, look at county administration and the huge salaries paid and the failure to get rid of deadwood because of bad management and leadership.

*Larry Weitzman is a resident of Rescue.*

## Opinion: The coverup and the excuses in EDC

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### By Larry Weitzman

The current conspiracy to eliminate senior legal has become a tag team wrestling match. First in the ring was Don Ashton who said, "I needed to find another \$250,000 to cut to make the \$280 million General Fund budget work."

Ashton was cutting another one-tenth of 1 percent (a one-one thousandth) of the budget by doing that. That would be like buying a TV and saying I can't pay \$1,000 for it, but if you reduce the price to \$999, we can make a deal. This issue isn't about saving an extra dollar on that thousand-dollar TV, it's about politics and it's going to severely hurt our senior population. It is effectively a war on El Dorado County seniors.

The new Goliath jumping in the ring against seniors is the director of Health and Human Services Agency, Patricia Charles-Heathers (PCH) who has filed a propaganda memo, sort of an imitation of the new county \$150,000 spin doctor, Carla Hass. Dated June 8 and addressed to the board members is an attempt to reinforce the CAO's proposed budget of terminating senior legal. By using the principle of Lord Kelvin who once said, "That when you can measure what you are speaking about, and express it in numbers, you know something about it; but when you cannot measure it, when you cannot express it in numbers, your knowledge is of a meagre and unsatisfactory kind." You can see the obvious smoke screen.

PCH's knowledge is meager on this subject she attempts to enlighten us on because she fails to use numbers and provide us with the data necessary to make a more educated judgement. One can only conclude that this was done to mislead or at best not to fully inform the appropriate parties (the board) who have the power to make such a decision.

Here's the deal. PCH says in support of her position that we have "only" the third highest percentage of seniors over 60 years old, but have the lowest percentage of seniors of individuals over 60 classified as "low income." Don't you love the word percentage and low income. What does that tell you? Absolutely nothing.

What is the definition of low income and by whose definition? My understanding it is about \$12,000 for one person and \$16,000 for two which are defined as the federal poverty level. But what we don't know is the average income, the median income or the spread of senior income across the income spectrum. Not many people can live of \$12,000 a year. But not many can live on \$18,000, \$20,000 or \$25,000 and we don't know that even more important information. It is critical information that is not before the board. Anyone who thinks you can afford a lawyer making \$20,000 a year is sadly mistaken (unless it is on a contingency) and it looks like PCH is one of those sadly mistaken people using her position to destroy seniors. For PCH, talk is cheap, but it is obvious she has never talked to a lawyer.

Other information left out is the growth rate of our senior population. According to the Commission on Aging, on a per county basis is one of the fastest growing in California (faster than the two counties, Nevada and Amador, that are one and two above as to the percentage of seniors) and will continue to do so with our county's limited growth of new housing. See Mark Twain adage: "Figures don't lie, but liars figure."

PCH also makes the claim that HHSA cannot supervise lawyers with non-attorneys. What a crock She cites what appears to be a bankruptcy ruling saying: "The court made it very clear that the attorneys in the case were taking direction from a non-lawyer, and indicated that a third person cannot control the attorney's professional judgement." PCH demonstrates why she is not a lawyer. The court didn't say you can't supervise non-lawyers; sure you can. You can set their hours and limit their cases. What the court said is you can't intercede with their legal judgment. As to attorney-client there is an absolute privilege of secrecy. PCH isn't the client, the senior is. What? PCH wants to know the contents of a will or trust? It's not her business to judge the professional work of senior legal and she has no ability to do so as she admits she is not a lawyer.

This supervision red herring has nothing to do with senior legal any more than the supervision of county counsel, the DA and the PD by other staff or members of the board as claimed in her letter. By her thinking, no government agency can employ a lawyer because they can't be supervised. Corporations run by non-lawyer CEOs employ on a salaried basis staffs of in house lawyers supervised by non-lawyers. As to telling lawyers what to think legally, that would be like having a fool of a client. Lawyers are independent professionals. Of course, any lay person can supervise lawyers, keep your office clean, you have to be here 8am to 5pm, dress appropriately and so on. You can't tell them, what legal advice to give. HHSA can supervise senior legal in matters other than how they should advise a client. Otherwise hire lay people to advise senior legal clients. Even better, let's see what the State Bar would think of PCH telling lawyers what legal advice to give.



# CALIFORNIA BROWN ACT

## PREAMBLE:

"The people, in delegating authority, do not give their public servants the right to decide what is good for the people to know and what is not good for them to know. The people do not yield their sovereignty to the bodies that serve them. The people insist on remaining informed to retain control over the legislative bodies they have created."

## CHAPTER V.

### RIGHTS OF THE PUBLIC

§54954.3 Public's right to testify at meetings. (c) The legislative body of a local agency shall not prohibit public criticism of the policies, procedures, programs, or services of the agency, or of the acts or omissions of the legislative body. Nothing in this subdivision shall confer any privilege or protection for expression beyond that otherwise provided by law. Care must be given to avoid violating the speech rights of speakers by suppressing opinions relevant to the business of the body.

As such, members of the public have broad constitutional rights to comment on any subject relating to the business of the governmental body. Any attempt to restrict the content of such speech must be narrowly tailored to effectuate a compelling state interest. Specifically, the courts found that policies that prohibited members of the public from criticizing school district employees were unconstitutional. (*Leventhal v. Vista Unified School Dist.* (1997) 973 F. Supp. 951; *Baca v. Moreno Valley Unified School Dist.* (1996) 936 F. Supp. 719.) These decisions found that prohibiting critical comments was a form of viewpoint discrimination and that such a prohibition promoted discussion artificially geared toward praising (and maintaining) the status quo, thereby foreclosing meaningful public dialog.

Where a member of the public raises an issue which has not yet come before the legislative body, the item may be briefly discussed but no action may be taken at that meeting. The purpose of the discussion is to permit a member of the public to raise an issue or problem with the legislative body or to permit the legislative body to provide information to the public, provide direction to its staff, or schedule the matter for a future meeting. (§ 54954.2(a).)