

M. Lane Open Forum BBS 10/10/17

My purpose today is to address Good Governance, River Mafia Politics, and Constitutional Oaths of Office. Any act by any public official that weakens public confidence and undermines the sense of security for individual rights, is against public policy. Fraud, in its elementary common-law sense of deceit, is the simplest and clearest definition of that word.

Every citizen has the right to live in peace and safety and to expect honest services from public servants. You've all been apprised of fraudulent and unlawful conduct by county staff, particularly as it pertains to the River Management Plan and the subsequent retaliation I've been subjected for exposing government corruption. I've been shot at, harassed, libeled, slandered, heckled and threatened by the River Mafia Mob, many whom filled this room on 9/26. Worst of all Sheriff D'Agostini has aided and abetted such unlawful conduct. In so doing the Sheriff has put my safety in jeopardy, violated my civil rights and his Constitutional Oaths of Office.

Two recent examples were the out of control events held at the American River Resort. On September 24th I requested assistance in making a Citizens Arrest at 1:30 AM when Deputy Muckerheide confirmed 900 people at an event keeping awake residents in the Quiet Zone of the American River. He refused to issue a citation or Case File number and denied me the right to make a Citizens Arrest. The CPRA was due 10/9 and is being resubmitted for the public record in the form of a **Citizen Complaint of Officer Misconduct** which includes the complete transcript.

Then on October 7th there was another exceptionally loud event held at the American River Resort in violation of their SUP and the River Management Plan necessitating I again request assistance in making a Citizen Arrest. Deputy Jencks appeared to be annoyed when she arrived with a document that appeared to be a **fake Citizen Arrest** form. It did not look anything like the form used years ago when it was necessary I accompany a deputy at 3 AM in order to receive a carbon copy of the served and signed Citizen Arrest form. Deputy Jencks had me fill in the mostly blank form and said she'd deliver it to the District Attorney, but I was not provided a copy, nor would she issue a citation and get a headcount as required by RMP Element 4. I find it difficult to believe it was served on Arnie Chandola since the noise level didn't change. A short while later there was an intruder necessitating that I call Dispatch again, but Deputy Jencks demonstrated her reluctance to take pertinent information.

It's clear I'm being discriminated against by EDSO and other county officials. Knowledge of unlawful conduct, and failure to take remedial action or deny due

process, is a federal offense under USGC Title 18, Sections 241 & 242 (Conspiracy Against Rights & Deprivation of Rights Under Color of Law.) Furthermore, the Sheriff does NOT possess the authority to refuse to accept and THOROUGHLY investigate Citizen Complaints for Officer Misconduct, deny me due process, block my access to EDSO, or circumvent Public Record Act requests. Several of these CPRAs are overdue.

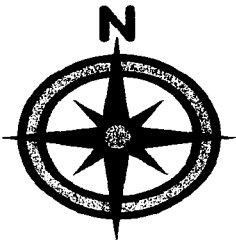
9/12/17 Don Ashton wrote: As we have discussed several times in the past, neither the CAO or the IT Director have the authority to tell the Sheriff how to manage his office, and the Sheriff has his own IT Division who is following his orders to block your email.

*9/12/17 Melody Lane replied: Per your own words, David Russell is now IT Director for EDC which formerly was the responsibility of District Attorney Vern Pierson. It is reasonable to presume that Dave Russell oversees all IT operations within EDC, including EDSO and the DA's office. **If that is not the case, then please so state in writing in order that the public may be properly informed.***

Mr. Ashton, there has been no response to multiple requests for the identity of the person responsible for EDSO IT. Your response please?

Madam Clerk: Please enter these documents into the public record:

1. 9/12/17 P001433-091217- Due 9/25/17
2. 9/27/17 P001441-092717 – Due 10/10/17
3. 9/29/17 P001440-092617 – Due 10/9/17
4. 10/9/17 P001452-100917 –Due 10/20/17
5. CLNews 10/9/17 Suspicious activity on Mt. Murphy
6. 10/7/17 @ 11:47 PM Exceptionally LOUD event @ ARR = Jencks Citizen Arrest



Compass2Truth

Citizens Serving God in Truth and Liberty

P.O. Box 598
Coloma, CA 95613
melody.lane@reagan.com

September 12, 2017

To: El Dorado County Board of Supervisors, Dist. #1, 2, 3, 4 & 5
EDC Clerk to the Board
Sheriff John D'Agostini
CAO Don Ashton

CA PUBLIC RECORDS ACT REQUEST

P 001433-091217

The law provides only minimum standards for ethical conduct. Because of the breadth of federal anticorruption law, public officials are warned to avoid any temptation to walk closely to the line that divides legal from illegal conduct under state law. Even though a course of action may be lawful under state law, it may not be lawful under federal law. The law states that public officials cannot retaliate against those who whistle-blow. Pursuant to my rights under the California Public Records Act (Government Code Section 6250 et seq.), I ask to obtain the following:

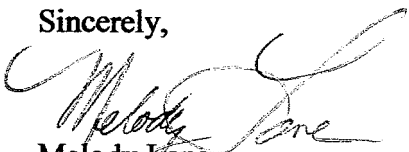
1. Documentation substantiating that Sheriff John D'Agostini has completed mandatory Public Service Ethics training as required under AB1234.

If you determine that some but not all of the information is exempt from disclosure and that you intend to withhold it, I ask that you provide a signed notification citing the specific legal authorities on whom you rely.

To avoid unnecessary costs of duplication, electronic copies are acceptable and may be emailed directly to melody.lane@reagan.com. It is requested that your determination be made within **10 days** as stipulated within the California Public Records Act, **Government Code 6253(c)**. If you have any questions, please do not hesitate to contact me immediately.

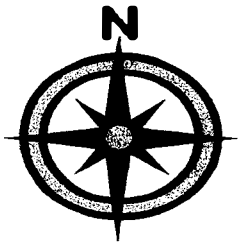
Thank you for your prompt compliance and timely response.

Sincerely,



Melody Lane
Founder – Compass2Truth

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Compass2Truth

Citizens for Constitutional Liberty

P.O. Box 598
Coloma, CA 95613

September 27, 2017

To: El Dorado County Board of Supervisors, Dist. #1, 2, 3, 4 & 5
EDC Clerk to the Board
CAO Don Ashton
Director of Planning & Development, Roger Trout
Sheriff John D'Agostini

CA PUBLIC RECORDS ACT REQUEST

PO01441-092717

Pursuant to my rights under the California Public Records Act (Government Code Section 6250 et seq.), I ask to obtain the following:

1. Signed copy indicating current ownership of Special Use Permit for **American River Resort** (#S91-06R), including any/all addendums, changes, or additions through the present date of this CPRA.
2. Signed copy indicating current ownership of Special Use Permit for **Coloma Resort** (#S93-03R), including any/all addendums, changes, or additions through the present date of this CPRA.
3. Signed copy indicating current ownership of Special Use Permit for **Camp Lotus**, including any/all addendums, changes, or additions through the present date of this CPRA.
4. All signed Temporary Use Permits issued to **Camp Lotus** issued from January 1, 2017 through the present date of this CPRA.

If you determine that some but not all of the information is exempt from disclosure and that you intend to withhold it, I ask that you provide a signed notification citing the specific legal authorities on whom you rely.

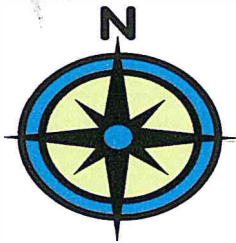
To avoid unnecessary costs of duplication, electronic pdf copies are acceptable and may be emailed directly to melody.lane@reagan.com. It is requested that your determination be made within **10 days** as stipulated within the California Public Records Act, **Government Code 6253(c)**. If you have any questions, please do not hesitate to contact me immediately.

Thank you for your prompt compliance and timely response.

Sincerely,

Melody Lane
Founder – Compass2Truth

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Compass2Truth

Citizens for Constitutional Liberty

P.O. Box 598
Coloma, CA 95613
melody.lane@reagan.com

September 29, 2017

To: Sheriff John D'Agostini
CC: District Attorney Vern Pierson
Chief Investigator Bob Cosley

Due 10/9/17 - CPRA P 001440 - 092617

Citizen FORMAL Complaint of Officer Misconduct: Deputy Michael Muckerheide & Sergeant Principae

Sheriff John D'Agostini:

Under the authority divested to you through the citizens of El Dorado County, the investigation of this formal Citizen's Complaint for Officer Misconduct is expected to be ***thorough, objective, and focused on maintaining public confidence in law enforcement and departmental integrity***. On multiple occasions you have publicly stated, particularly while campaigning for office, that you are a Constitutional Sherriff. Your staff is a reflection of your leadership. Any act by any public official that doesn't support and defend the Constitution, opposes and violates it.

The law provides only minimum standards for ethical conduct. Because of the breadth of federal anticorruption law, public officials are warned to avoid any temptation to walk closely to the line that divides legal from illegal conduct under state law. Even though a course of action may be lawful under state law, it may not be lawful under federal law. *The law also states that public officials, including law enforcement, cannot retaliate against those who whistle-blow.*

The First Amendment to the Constitution assures Americans of the right to petition the government for a redress of grievances. I therefore exercise my Constitutional right to due process and to appear before a disciplinary Hearing Board to give factual testimony concerning the incident that took place September 23-24, 2017 concerning Deputy Michael Muckerheide and Sergeant Principae's retaliatory actions, including but not limited to denial of my First Amendment rights:

1. Targeting and profiling of citizens
2. Retaliation
3. Denial of due process
4. Falsification of records/Case File reports
5. Refusal to issue citations and/or Case File numbers
6. Denial of my right to make a Citizen's Arrest
7. Refusal to issue a Case File Number for purposes of tracking and documentation as lawfully required under the River Management Plan, EDC policies and operating procedures. In so doing he has deprived me, and the public, of rights to access to public records via CA Public Record Act requests

8. USGC Title 18, Sections 241 & 242 (respectively, Conspiracy Against Rights and Deprivation of Rights Under Color of Law)

For the record, another Citizen Complaint of Officer Misconduct was submitted in the presence of a witness to Deputy Bare on July 24th regarding a similar incident involving **Deputy Muckerheide and Records Supervisor, Serena Wilke, Case File report EG17-4049**, concerning the May 12, 2017 disturbance of the peace at the Coloma Resort in which Deputy Muckerheide states:

“It should be noted I was familiar with Melody Lane due to prior calls for service. Melody known to be very active in the community and had generated 67 calls for service with the El Dorado County Sheriff since 2013.” (See Exhibit A)

There has been no response to the above formal request for investigation into officer misconduct as required by law. My concern, and that of fellow citizens, is that this EDSO pattern of behavior is retaliatory in nature, and only serves to undermine the public’s trust in law enforcement. Such violations of EDSO Constitutional Oaths of Office only serve to aid and abet the unlawful activities reported to government authorities, thus maintaining the status quo and “business as usual” in El Dorado County.

Every citizen has the right to live in peace and safety. It is abundantly apparent that I am NOT treated the same as any other El Dorado County citizen as Sergeant Principae falsely stated:

Melody: But the thing is, the Sheriff has blacklisted me for not only being an activist in the community to try maintain peace and safety, but the Sheriff’s Department has become very uncooperative. And that’s well known.

Principae: I’m sorry you feel that way, but at the same time we’ve responded to help you as many times as we can and we give you the same service as we give everybody else.

Muckerheide admitted that I’m not the only citizen that has been reporting disturbances of the peace within the Quiet Zone as required by the RMP, EDC laws and ordinances. It has frequently been voiced especially at RMAC, Taxpayers Association, Board of Supervisors and other public meetings that residents are paying for county services they are not receiving. Several years ago Deputy Terri Cissna emphasized at an RMAC meeting held at the Sierra Nevada House, *“If you don’t call, we won’t come.”* Numerous other citizens have voiced their frustration at being discouraged from calling to report incidents to law enforcement since it adversely affects EDSO statistics and drains resources. **(See Exhibit B):**

Melody: Yeah, the singing and the chanting, that kind of thing. About two months ago they had an event—this usually involves alcohol—all of these events that both the American River Resort and the Coloma Resort are holding. I am not the only caller.

Muckerheide: No, you’re not.

At approximately 12:02 AM on September 24, 2017 I called Dispatch to report exceptionally loud amplified music, singing, and chanting emanating from another weekend-long event at the **American River Resort (ARR)** located within the Quiet Zone of the SFAR. Consequently I requested the responding deputy contact me for the purpose of obtaining a Case File number and making a citizen arrest for the 9/24/17 disturbance of the peace and perpetual violations of **American River Resort SUP S91-06R** which states specifically:

#15. Campground activity noise levels during daytime hour (7:00 a.m. to 7:00 p.m.) are to be limited to a maximum of 60 dBA at the subject property’s exterior property lines. Campground noise levels during evening hours (7:00 p.m. to 10:00 p.m.) are to be limited to a maximum of 55 dBA at the subject property’s exterior property lines. Campground noise levels during night hours (10:00 p.m. to 7:00 a.m.) are to be limited to a maximum of 50 dBA at the subject property’s exterior property lines. ***All users of the campground facilities shall be advised of the above noise restrictions and signs shall be posted throughout the site warning users of said restrictions. Management shall strictly enforce these noise restrictions.***

#16. No amplified music, singing, radios, stereos, or other noise sources will be allowed on the site which exceed the required General Plan noise allowances. Quiet hours for the site shall be from 10:00 p.m. to 7:00 a.m. No amplified music, singing, radios, stereos, or other excessive noise shall be allowed during the quiet hours. *These quiet hours and noise restrictions shall be posted in highly visible locations throughout the resort and shall be provided to all guests and site users checking into the resort. Management shall strictly enforce these noise restrictions.*

A male voice desperately shouting for help three times from the vicinity of Troublemaker Rapids also generated safety concerns, so I redialed Dispatch approximately 5 minutes later. I explained to the operator that similarly on June 28, 2017 there was an incident when a guest at the American River Resort decided to go for a midnight swim and was swept downstream. That particular incident awakened the entire community when a helicopter circled low over our homes and a search and rescue team was necessitated that set up floodlights at Coloma Grange Hall to search the river. After apologizing for the disturbance of the peace, Dispatch informed me it was a rescue and possible body recovery. Nothing was ever publicized, nor has there been an appropriate response to CPRA P001406-081117 about the costs associated with that incident.

At approximately 12:45 AM Mindy from Dispatch called from phone # (530) 621-6604 stating she was requested to provide me the CFS# 092317-2203 for the incident, and that a Sergeant would call me later. I asked the names of the responding deputies and reiterated my request for them to meet me at the gate so I could provide them with more information, obtain a Case File number, and make a Citizen's Arrest. I was informed deputies Muckerheide and Richardson were already onsite at the American River Resort.

At approximately 1:24 AM Deputy Michael Muckerheide drove up to my home where I met him at the front gate. His demeanor grew very defensive and uncooperative as he attempted to stay at least 8 feet away, far out of view of my surveillance system until I requested he step closer to where I was standing. **(See full transcript of our conversation included at the end of this formal complaint.)**

I brought with me a copy of the **River Management Plan (RMP)** and the **American River Resort SUP #S91-06R**. I opened it to show him the sections concerning EDSO responsibilities particularly concerning the Quiet Zone. I also remarked about the EDSO grant referred to in Section 6593.4 (d) of the Boating Safety and Enforcement Aid Contract by California Boating and Waterways which requires *documentation, tracking and quarterly reporting of such incidents to the State.*

The River Management Plan Element 4 that I referred to in the course of conversation with Muckerheide and Principae states as follows:

Element 4 – Monitoring and Reporting Programs

4.3 Public Comments/Complaints

4.3.1 Landowners, residents and river users will be provided with standardized comment/complaint forms. These forms will be distributed in annual landowner/resident informational mailings and made available at river-area kiosks. The forms will include checklists for comment/complaint type, occurrence date and time, location and descriptions of follow-up actions(s).

4.3.2 The County Department of General Services will continue to operate a **telephone line and voicemail system dedicated to receiving comments and complaints related to river management issues. Reported traffic and trespass issues will be forwarded to the Sheriff's Department for action.** The County Department of General Services is tasked with **coordinating responses** to calls and ensuring responses to all messages left on the dedicated answering machine.

4.3.3 Public comments/complaints will be distributed by the County Department of General Services to the County Planning Department (Planning Department) and Sheriff's Department. This

information also will be tabulated in the County Parks data base, spatially recorded in the County GIS, and reported in the post-season report.

4.8 Noise Monitoring – The County will develop and implement a system for conducting noise monitoring and reporting for noise sensitive areas near project area campgrounds and at other sensitive locations along the river, with focus on areas within the Quiet Zone.

4.8.1 Observed or reported violations of Quiet Zone regulations or County noise standards *will be reported to the County Code Enforcement Officer or the Sheriff's Department*, as appropriate, within 2 working days of the occurrence.

4.8.2 More than two noise exceedance citations per year issued to SUP holders may result in a formal hearing considering the noise exceedances and the possible **imposition of fines and other disciplinary measures on violators.**

4.8.3 More than two noise exceedance citations in two consecutive years may result in a formal recommendation for limitation or revocation of an SUP to the County Code Enforcement Officer and Planning Director.

Muckerheide said there was “no argument” that the group at the American River Resort was not in compliance, and that even he was very “disturbed” by what he heard and witnessed. It was also clearly evident the campground was in violation of County ordinances. Consequently Muckerheide said the event was shut down. He further stated the “numerous parties” he and his partner spoke with about County ordinance violations were warned “in no uncertain terms” that if the campground didn’t comply with their orders, *citations would be issued.*

The question remains, *why were no citations issued by EDSO, and why have none of the other incidents been reported as required by the RMP for tracking purposes?*

In regard to the individual shouting for help, Muckerheide remarked that he and his partner walked the entire length of the campgrounds and everybody was OK. They also walked to various tent sites and ordered amplified music, singing and acoustic guitars be shut down throughout the campground.

As I proceeded to exercise my right to make a Citizen’s Arrest and view the TUP for the event, two more squad cars pulled up. Deputy Robinson and Sergeant Principae joined Muckerheide standing in front of my gate about six feet apart in defensive police posture. I commented that it was a poor use of EDSO resources for three deputies to respond to one person’s request for assistance concerning the American River Resort incident:

Melody: Ok, but this has gotten to the point where I’m requesting...it’s necessary to make a **Citizen’s Arrest.**

Muckerheide: And we’ve talked about that as well before.

Melody: OK, and you have witnessed it this evening and the point...uh, what’s with all of the cars? Three squad cars? Is this an efficient use of the Sheriff’s resources?

Muckerheide: With regards to you, absolutely! We have to protect ourselves as well.

Melody: Protect yourselves from what...from me?

Muckerheide: Well you realize that you’re a very regular caller. And there is concern on our side as to the uses of resources dealing with all of your calls.

Principae bristled as he remarked, “*We’ll determine how those resources are used.*” They were clearly annoyed that I’d called Dispatch. It is a well-known fact that EDSO has a history of discouraging river residents from reporting disturbances of the peace since the actual statistics reflect poorly on EDSO responsiveness to citizens and safety concerns. This has been an RMAC bone of contention literally for decades:

Principae: We’ll decide how we’re going to use our resources. You *demand*ed a deputy, a specific deputy, come to your door.

Melody: Well simply because I was told by Mindy that it was Richardson and...

Principae: (interrupting) But it’s not the first time you’ve specifically asked for a deputy...

Melody: OK. Now you are aware of some of the retaliation we've been getting from this River Mafia Mob has included identity theft, threats, and libel, and...

Principae: And if that's the case we'll investigate it.

Melody: Well the thing is, Deputy Bernie Brown was doing that.

Principae: He's no longer an employee.

Melody: I know he's not. He even asked me at one time before he left that he was going to finish the investigation. We know who did it. And the thing is, the Sheriff is not allowing me that information. It's been locked up. Even Vern Pierson has been involved.

After brief discussion about River Mafia Politics, retaliation and bully tactics, Deputy Muckerheide indicated that he was aware the American River Resort had a Temporary Use Permit (TUP) for the event. He also informed me that there were **900 people** at the campground that night. Note SUP# S91-06R specifically states the following:

#25. The campground shall have a maximum of ninety (90) open campsites, each with a maximum capacity of 4 persons (total capacity 36 persons). The two rafting company group areas shall be designated as group camping areas which each have a maximum capacity of 53 persons (total capacity 106 persons). If the open campsites are not full, additional campers may be allowed in the group areas not to exceed the maximum campground capacity. The group campsites shall not be located within 100 feet of the western property line and the residential properties in the Coloma Heights Subdivision. *At no time shall the campground capacity exceed a total of **466 persons** on the site.*

Conversation ensued over the segments of the RMP that referred to the responsibilities of EDSO and the **rights of the residents to live in peace and safety within the Quiet Zone, including documentation and tracking of complaints.** Not only did Principae and Muckerheide refuse to show me the TUP that had been issued by EDSO, they *adamantly* refused to issue a Case File number or assist me in making a Citizen's Arrest of the onsite owner or campground manager:

Melody: OK, because I'm going to ask to see a copy of that when I make my...

Principae: (interrupting) In the future when we have these issues with noise, which I know happen often, there's not going to be a deputy who's going to talk to you.

Melody: I understand.

Principae: OK.

Melody: This is going to be the last time. I hope that we can get this resolved, but what I am asking when you make your report, are you going to be making a...

Muckerheide: (interrupting) I didn't cite anybody this time for a report to be written.

A Call For Service (CFS #092317-2230) contains minimal time/date information. It is not a document that can be duplicated or is subject to Public Record Act requests for information. A Case File number however is a *public record that documents details of the incident such as those used for mapping, fiscal reporting, legal and government accountability purposes.* The CF# and EDSO incident report was necessary in order that documentation be forwarded to Roger Trout for the ARR SUP Planning files as well as tracking purposes required under the River Management Plan (**See above RMP Element 4**).

When I pressed them about a Case File number, issuing the American River Resort a citation and my right to make a Citizen's Arrest, Principae and Muckerheide became argumentative and staunchly refused to do so. That's when they claimed that the campground manager, Arnie Chandola, had called *before* I dialed Dispatch:
Principae: (interrupting) So you get what I'm saying here? How much time does he need to write on this, on something that he's already written before and documented many times before when he could be doing other things?

Melody: OK. OK. The documentation needs to go to Roger Trout so that the County can do their job in pulling the...

Muckerheide: (interrupting) Is that, is that accessed that through the CFS number? If he needs that for his investigation...

Melody: OK, now this is the problem. It's that Code and law enforcement, the Sheriff's Department is supposed to document it.

Muckerheide: It IS documented.

Melody: OK, but it needs to be a public record. It says here (referring to the RMP)...

Muckerheide: (interrupting) It doesn't say how it needs to be documented.

Melody: But it's a public record, again, the Case File number, who you talked to down at the Coloma or the American River Resort, should be in there, the incident, or whatever they said, they've usually named me in there, and...

Richardson: (interrupting) How many people were there this time?

Muckerheide: There were probably 900 people.

Melody: Which is far and above...

Muckerheide/Richardson in unison: (interrupting) It was HUGE. Which one are we supposed to arrest?

Melody: OK, the campground manager should be Arnie Chandola. Was he on site?

Muckerheide/Richardson in unison: He was the first person. He was the first person we spoke to when he called it in. You were actually the secondary person, the second person, who reported it. They knew that it was a problem.

I voiced my reason to doubt the validity of their claim, as that is the *exact same excuse Deputy Terri Cissna has used in the past to refuse my request for assistance in making a Citizen Arrest concerning Coloma Resort and American River Conservancy incidents*. It was later discovered that Deputy Cissna, like numerous other deputies, had falsified her case file report making me appear to be the problem. ***It is a River Mafia retaliatory tactic to circumvent the law and continue "business as usual" in EDC. In so doing, EDSO aids and abets the unlawful practices that affect the property values, peace and safety of river residents throughout the entire Quiet Zone of the S. Fork American River.***

In depriving me the right to due process and access to the aforementioned information via a Case File report which is public information subject to CPRA requests for information, Deputy Muckerheide and Sergeant Principae denied me basic civil liberties as required by their Constitutional Oaths of Office. **(See Exhibit C)**

The inconsistencies conveyed to the public, discrimination, profiling a law abiding citizen as a troublemaker, and deprivation of rights demonstrated by your entire staff is an indication of your leadership, or lack thereof. I hereby claim my Constitutional rights to provide factual testimony in front of a formal Disciplinary Hearing board for misconduct by Deputy Michael Muckerheide and Sergeant Principae.

Sincerely,

Melody Lane

Founder – Compass2Truth

Attachments:

Exhibit A – EG17-4049

Exhibit B Neighbor/EDSO phone calls

Exhibit C – CPRA P001440-092617

Melody: Would you mind stepping over here please?

Muckerheide: Why?

Melody: Simply because I asked you to.

Muckerheide: Well, I'd rather not.

Melody: You're also on camera.

Muckerheide: You're on camera as well.

Melody: OK. The situation is...this has been an ongoing situation with the campgrounds around here.

Muckerheide: I'm very familiar with it...

Melody: I know you are. The situation has gotten to the point to where it is going in front of the Board of Supervisors on Tuesday.

Muckerheide: I understand. We spoke about this last time we talked.

Melody: It's escalated to the point I've told you about the River Mafia Mob, and that's basically the individuals who run the river. This is what's in question--the River Management Plan (showing him the RMP). This is part of the El Dorado County General Plan. There's a huge section in here that refers to the Quiet Zone.

Muckerheide: I'm very familiar with that. In fact I pulled up the maps of the Quiet Zone just before I came out here.

Melody: You know it's 6 miles long...

Muckerheide: Um hm. I do. In fact I know the exact start and stop points, so I did my research.

Melody: Ok, well the thing is...

Muckerheide: (interrupting) I'm not arguing that they were noisy. Absolutely not.

Melody: Ok, well the thing is, this is also the Special Use Permit for the American River Resort (SUP91-06R), and there are decibel levels and they are outside of their Special Use Permit.

Muckerheide: And that's what they were informed tonight. I went down there with my partner and we spoke with multiple parties down there. They were being very raucous. I agree with you. There's no argument on this particular case this time. No argument. I went out there and I was offended by what I heard and we shut it down. We told them in no uncertain terms that if they did not shut it down, that if they did not listen to us and follow through with the orders that we had given them, that we were going to start citing people. And that we explained to them the County ordinance violations that were...(?) unintelligible) So we are familiar with those.

Melody: OK, well there's a whole section in here, and I'm not going to bother to share it now, but it's the whole section about the Sheriff's Department and the fact that it's their jurisdiction, and they are getting grant money in order to keep the peace in the Quiet Zone here, but it's not taking place.

Muckerheide: We'll absolutely do what we can. You know we're short staffed. We talked about that before.

Melody: Ok, but this has gotten to the point where I'm requesting, it's necessary to make a Citizen's Arrest.

Muckerheide: And we've talked about that as well before.

Melody: OK, and you have witnessed it this evening and the point...uh, what's with all of the cars? Three squad cars? Is this an efficient use of the Sheriff's resources?

Muckerheide: With regards to you, absolutely! We have to protect ourselves as well.

Melody: Protect yourselves from what...from me?

Muckerheide: Well you realize that you're a very regular caller. And there is concern on our side as to the uses of resources dealing with all of your calls.

Melody: Now...

Muckerheide: (interrupting) Tonight you are absolutely in the right. I agree with you. We went out there and we were offended by what we heard and that's why we dealt with it the way we did.

Melody: OK, but the thing is, did they pull a Temporary Use Permit for this event tonight?

Muckerheide: They do have a permit for the event tonight. I checked.

Melody: I would like to see it...

Muckerheide: (interrupting) I don't have a copy.

Melody: ...and I would like to see who signed it, because I can tell you for a fact it is in violation...

Muckerheide: (interrupting) Well I can tell you also that regardless of whether they have a Special Use Permit, they are in violation of it because it's after 1:00.

Melody: Absolutely!

Muckerheide: So there's no argument. We're not arguing. I was offended as well. My peace cannot be disturbed because I'm a police officer. However I was disturbed by the volume that I was hearing coming out of there.

Melody: OK. And I heard somebody, a male voice, three times call for help.

Muckerheide: And my partner and I walked the entire park. We wanted to make sure that everybody was OK. We also wanted to make sure that any amplified music ANYWHERE in the park, not just in the front. We actually went to tents. We had people shut down their music at their tents. We went to people playing acoustic guitar, and singing and chanting and we shut it down.

Melody: Yeah, the singing and the chanting, that kind of thing. About two months ago they had an event—this usually involves alcohol—all of these events that both the American River Resort and the Coloma Resort are holding. I am not the only caller.

Muckerheide: No, you're not.

Melody: I've been the most persistent one. There was an event on Sunday night last week at Camp Lotus that kept all the neighbors awake. They all know that the Sheriff is not going to respond or show up. I have been persistent for almost the 19 years I've lived here. I have been part of the committees that have tried to mitigate this with the county. The problem is all of these campgrounds and business establishments—even the Sierra Nevada House before it burnt down, Marcos Café, the Coloma Club, the Whitewater Connections down here--they were all competing. Sometimes you'd get three different events going on outdoors. And everybody, all the people who live here, have a right to live in PEACE and in SAFETY. **You've all taken Constitutional Oaths of Office to support and defend the Constitution of the United States and of California. And in the course of your duties you are required to abide by that. Depriving a citizen the right to that peace and safety and due process, which includes if I request it to make a Citizen's Arrest. I have a right to do that.** We've had a problem with the Sheriff's Department and he is very aware of that. We used to have meetings with the Sheriff and State Parks, and I would bring in...He doesn't want to meet anymore because he knows it's a big problem here that needs to be mitigated. We've tried unsuccessfully for almost 19 years to deal with this Mafia Mob that comes in here and they'll harass me; they will case my property; they've stolen my surveillance cameras; they've libeled me; they've threatened me. I've been down at the American River Resort myself after midnight, now this was years ago when it was owned...

Principae: (interrupting) Ms. Lane, what was the reason you required one of my deputies to come out here in the middle of the night to speak with you?

Melody: In the middle of the night because I wanted to see first of all whether they had pulled some kind of a TUP. I wanted to see it, and you're now showing it to me.

Principae/Muckerheide (in unison): We don't have it. We don't carry a copy of it.

Melody: Well the thing is, last year they pulled a TUP and I was shown it.

Principae: OK, well, we're not going to do that. Go down to our Records Department and ask them. They might show you, but we don't have it on patrol.

Melody: OK, but they did do that.

Principae: I'm not going to.

Melody: OK. I understand that. Who am I speaking to?

Principae: Sergeant Principae. We've spoken before.

Melody: OK. We have. And Richardson.

Principae: I'm curious, you demanded a specific deputy come out here. I'm curious as to why?

Melody: Simply because there has been a reticence on behalf of the Sheriff's Department to respond to these calls, and it has come up at Board of Supervisors meetings. I am not the only one who has been concerned that our rights to live here in the Quiet Zone in peace and safety. Our taxes are paying for your salaries, and you are required, again, to abide by those Oaths of Office as public servants.

Principae: And we know our jobs very well. We came out here and handled the job appropriately. I just wanted to know why you demanded a deputy had to actually come out here when it could have been handled over the phone.

Melody: OK. Again part of this (referring to the RMP) is for the record. This is also substantiating what is going before the Board of Supervisors, that we have had a problem, and for you to bring three different squad cars up here, that's...

Richardson: I assisted him in the campgrounds. I was just in the area.

Principae: We'll decide how we're going to use our resources. You *demand*ed a deputy, a specific deputy, come to your door.

Melody: Well simply because I was told by Mindy that it was Richardson and...

Principae: (interrupting) But it's not the first time you've specifically asked for a deputy...

Melody: OK. Now you are aware of some of the retaliation we've been getting from this River Mafia Mob has included identity theft, threats, and libel, and...

Principae: And if that's the case we'll investigate it.

Melody: Well the thing is, Deputy Bernie Brown was doing that.

Principae: He's no longer an employee.

Melody: I know he's not. He even asked me at one time before he left that he was going to finish the investigation. We know who did it. And the thing is, the Sheriff is not allowing me that information. It's been locked up. Even Vern Pierson has been involved.

Principae: That is well above my head and beyond what I'm capable.

Melody: But what I'm telling you is Sheriff D'Agostini assigned Bernie Brown to come out here because he has blocked my ability to communicate electronically. He has deprived me of one of my rights. He's in violation of his own Constitutional Oath of Office. Sheriff Richard Mack from the CSPOA is aware of the situation as well...

Principae: (interrupting) You're...you're dancing around the block here...

Melody: OK the reason you're here is because Bernie Brown could not communicate with me and I had to hand him stuff through the gate. That is the only way I could communicate with him...

Principae: OK.

Melody: ...and with the Sheriff's Department. It's gotten to the point now, even when I go down to look at a case file number, even Serena doesn't want to come out and meet with me personally. And Public Record Act requests, the Sheriff is not cooperating with that either when it comes to pulling information, and then finding out that some deputies have falsified their reports. Deputy Terri Cissna is a classic case, two times involving the Coloma Resort. Because of those issues I've had to forbid her from even coming on my property.

Principae: So I don't disagree with you about that issue with the Sheriff's Office. But, I do have an issue with you demanding a specific deputy to come out to your house.

Melody: Again, I wanted to see if he had the TUP...

Principae: (interrupting) OK, OK. We've covered that...

Melody: We've covered that and you didn't bring it up, you didn't reveal it like happened last time when they did bring a TUP up and it was not authorized...

Principae: (interrupting) OK, OK, I'm telling you that if we have one it's at our Office...

Muckerheide: It's on our Briefing Board. I checked.

Melody: OK. There is one?

Muckerheide: Um hum.

Melody: OK, because I'm going to ask to see a copy of that when I make my...

Principae: (interrupting) In the future when we have these issues with noise, which I know happen often, there's not going to be a deputy who's going to talk to you...

Melody: I understand...

Principae: OK.

Melody: This is going to be the last time. I hope that we can get this resolved, but what I am asking when you make your report, are you going to be making a...

Muckerheide: I didn't cite anybody this time for a report to be written.

Melody: OK, but I want a case file number.

Muckerheide: There's no report.

Melody: I'm asking you to make one.

Muckerheide: The CSF number for the...

Melody: I've got the CFS#. I want the Case File number.

Muckerheide: That's for us to determine how...

Melody: No...

Principae: I'm telling you right now, NO. I'm his Supervisor.

Melody: OK, I don't care if you're the supervisor.

Principae: OK.

Melody: The point of the matter is, you are depriving me of a right to...

Principae: (interrupting) How? How is that, not writing a report, depriving you of a right?

Melody: I'm asking for a report because it needs to be documented.

Muckerheide: It is documented. A Call for Service Number is documentation that is permanent.

Melody: OK, the thing is, I want to see the Case File Number because you guys are recording this. I've also recorded even the telephone calls with the Sheriff's Department.

Muckerheide: I know. You called me and we had a big long conversation about that last time we talked.

Melody: The point of the matter is, the Sheriff is depriving me of certain rights to even communicate and to get access to information.

Principae: We are not depriving you of anything.

Melody: I'm asking you for a Case File number because I know you're going to write up a report on this. I do not want to be portrayed, as has been the case with the Sheriff's Department, as the troublemaker for exercising my right to live here in peace and in safety.

Principae: We'll give you the CFS number. We're not taking a report on this.

Melody: OK, for the record, like I said, this is being recorded. This whole point is it's going to be brought up with the Sheriff's Department and with Vern Pierson's office as well.

Principae: I'm OK with that. I totally understand.

Melody: But what you didn't see Principae...deputy or...?

Principae: Sergeant.

Melody: Sergeant Principae, this River Management Plan, a good portion of it...Do you want to put your flashlight on that? A good portion of that includes the Sheriff's jurisdiction over the Quiet Zone. There's probably about 10 pages in here...

Principae: (interrupting) I disagree...

Melody: ...that says it's your job to maintain the peace and safety and the Code Enforcement...

Muckerheide: (interrupting) That's exactly what I heard when we talked about this, and I told you, and I'll reiterate now, we don't disagree that they are in violation tonight. There's no argument there. That's (unintelligible)...the problem here.

Melody: Why were they...why were they not cited? That has been a problem for the 19 years I've lived here. At all of these community meetings, it's that the Sheriff is aiding and abetting because they KNOW that they're NOT going to be cited. This needs to go to Roger Trout. The report needs to go to Roger Trout.

Principae: Who's Roger Trout?

Melody: Roger is the Director of Planning and Development Services. It is within his responsibility over Code Enforcement and...

Muckerheide: Melody, everything that you've said tonight is stuff that's already been documented, except for specifically the event of the loud music that happened tonight. That is already documented in the CFS number. There's nothing new to be added or said.

Melody: There's nothing documented other than the date and the time if there's no report.

Muckerheide: There's information on who called in, what was going on, there's quite a lot of information. That's how we do everything.

Melody: OK. In all of the CFS numbers there's nothing that I have ever seen from the Records department.

Muckerheide: That information can be subpoenaed for court, but it's not really released for public record, unless it's subpoenaed.

Melody: That's not true.

Muckerheide: With a CFS, that is true.

Melody: No, it's not.

Muckerheide: To the best of my knowledge.

Melody: You are in error in that.

Muckerheide: OK, what you can do is put in a request for the header which says what time the request is placed, and, and...

Melody: I've already got that on my telephone!

Muckerheide: Right. That's what's available publicly.

Melody: Yeah but...

Muckerheide: The body of it, because it also contains internal communications that are not for public consumption, internal communication that can't be released for security reasons. That information can't be released to the public unless...

Melody: That's why I'm asking for a Case File number. And the problem is that on many of these calls, the deputies have falsified information and made it look like I was the problem for exercising my rights.

Principae: So what happens if I tell my deputy to take a report, and say, here's what I want you to do. Say that you were spotted and just attach your audio. You're not going to be able to get a copy of the audio because the report isn't going to have any of that then.

Melody: No. No. The...

Principae: (interrupting) So you get what I'm saying here? How much time does he need to write on this on something that he's already written before and documented many times before when he could be doing other things?

Melody: OK. OK. The documentation needs to go to Roger Trout so that the County can do their job in pulling the...

Muckerheide: (interrupting) Is that, is that accessed that through the CFS number? If he needs that for his investigation...

Melody: OK, now this is the problem. It's that Code and law enforcement, the Sheriff's Department is supposed to document it.

Muckerheide: It IS documented.

Melody: OK, but it needs to be a public record. It says here (referring to the RMP)...

Muckerheide: (interrupting) It doesn't say how it needs to be documented.

Melody: But it's a public record, again, the Case File number, who you talked to down at the Coloma or the American River Resort, should be in there, the incident, or whatever they said, they've usually named me in there, and...

Richardson: (interrupting) How many people were there this time?

Muckerheide: There were probably 900 people.

Melody: Which is far and above...

Muckerheide/Richardson in unison: (interrupting) It was HUGE. Which one are we supposed to arrest?

Melody: OK, the campground manager should be Arnie Chandola. Was he on site?

Muckerheide/Richardson in unison: He was the first person. He was the first person we spoke to when he called it in. You were actually the secondary person, the second person, who reported it. They knew that it was a problem.

Melody: This is...this guy...I'm not kidding you...

Muckerheide: (interrupting) They knew they were out of compliance, and this is a good thing. I'm sorry to interrupt. But this is a good thing because they admitted they were out of compliance and called for help. They called us to come help shut it down.

Melody: Oh, that's baloney!

Muckerheide: Yeah, that's exactly who called us before you called us.

Melody: OK, they know, again, they know, and make it look like they can't control it. Dave Martinez is the owner of the American River Resort. This guy is one of the guys that Deputy Bernie Brown investigated...

Principae: Former Deputy Bernie Brown.

Melody: Well, whatever. Bernie I also understand was Sheriff D'Agostini's political consultant before he was hired as a deputy in El Dorado County. But there's a lot of hanky panky going on with the Sheriff's Department.

Principae: I know nothing about that.

Melody: Well, the thing is he was investigating as well...

Principae: (interrupting) Let's, let's stay on point.

Melody: Well staying on point is these guys...

Muckerheide: (interrupting) They called us to help them. They did!

Melody: This is...this river...they've been holding these events they know aren't permitted, they know that the Sheriff's Department is NOT going to cite them and that gives permission basically to all the other campgrounds around here to break the law. And this is what we're trying to get the County to work with to remedy (indicating the RMP).

Muckerheide: I understand and I'm right there with ya. It's documented in a CFS. It's NOT getting written in a report.

Melody: OK, again, it's just that this is...I'm not going to take any more of your time right now. I do appreciate you finally showing up, but I see that the Sheriff himself, John D'Agostini, has taken this to a point where it has to go a step higher. We have, as a community, the residents have petitioned, we have gone to meetings and everything, and we're finding that our own elected officials, whether it is the Sheriff or the Board of Supervisors, *they're not doing their jobs*.

Principae: That's so far above our pay grades.

Melody: But the thing is, the Sheriff has blacklisted me for not only being an activist in the community to try maintain peace and safety, but the Sheriff's Department has become very uncooperative. And that's well known.

Principae: I'm sorry you feel that way, but at the same time we've responded to help you as many times as we can and we give you the same service as we give everybody else.

Melody: But if I wanted to make a Citizen's Arrest, if I would have called earlier, or if I would have gone down there and risked being assaulted like I was several years ago...

Principae: (interrupting) Best case scenario would be to forward it to the D.A. for prosecution.

Melody: OK, I would ask you to come down and assist me, put myself in a dangerous situation, and say I'd like to make a Citizen's Arrest.

Principae: Best case scenario would be to forward it to the District Attorney's office.

Melody: OK, but would you deny me the right to make that Citizen's Arrest?

Principae: No.

Melody: But I have been denied that before. When I've wanted to go down there, they've denied me the right to make a Citizen's Arrest.

Muckerheide: At the time it's private property. You can't enter private property and trespass on private property.

Melody: It's a public campground. I can go down there like I have in the past, and so have some of my neighbors...

Principae: (interrupting) That's in the past. Now...

Melody: But the point is they've been threatened and in some cases assaulted. There've been drugs and alcohol involved...

Muckerheide: (interrupting) I said, I requested you not do that and the reason is I'm concerned about your safety. **It's not good for you to go down there and cause a problem.**

Melody: Well John D'Agostini himself at a meeting at the fire department just said, "There's the law, what the Sheriff would do, but what I would do personally on my own property is another matter." Now I end up with a

lot of these individuals in here on my property harassing me, I told you about the thefts, coming in the middle of the night, libeling, slandering me, and then making threats.

Muckerheide: I'm sorry you're experiencing that, but we can only handle things on a case by case basis.

We're trying to do the best we can.

Melody: OK, so if I was assaulted and I called you...

Muckerheide: (interrupting) I told you, we would handle you the same as we would handle anyone. That's what the Sergeant said. We don't give you any less or any more service than what we give anyone else. It's just the way it is.

Principae: We had a party caller a little while ago. We walked in, we told them to shut the music down, I walked over and talked to the person who called. They were happy the music was shut down, and that's how the call was handled.

Melody: Was that Arnie Chandola?

Principae: No, that was way over in El Dorado.

Muckerheide: And I went to two over in El Dorado Hills tonight. Same thing. And I walked up and I said, "Hey, can you turn the music down?" I passed the time and then said goodbye. That's the way we handle those because we don't have enough bodies to put somebody on it.

Melody: We're trying to get the Special Use Permits for these campgrounds pulled.

Muckerheide: I think you were, I think you're doing it the right way.

Melody: That's what we HAVE to do. They were doing it with the Villa Florentina that's gone before the Planning Commission and you get this River Mafia Mob in here saying, "Oh no--they're friends! They're part of the River Management Advisory..."

Principae: (interrupting) I think you're doing it the right way. What we want to do is to try and not have this kind of thing happen, that isn't, isn't called... We've probably handled twelve times tonight in different areas of the county. It's...it's...

Melody: But it's really...

Principae: (interrupting) But it's something you're trying to correct the right way in front of the Board of Supervisors. We can't do anything with that.

Melody: But the thing is, the River Management Plan says you CAN and you're NOT doing it. The River Management Advisory Committee has asked you to do things that you have not done. Citizens from the community have gone before the Board of Supervisors and said the Sheriff Department is NOT cooperating and doing what they're supposed to be doing according to the River Management Plan.

Principae: OK.

Melody: And so that's the problem. They keep pointing to other departments and saying it's not the Sheriff's Department responsibility, it's the Board of Supervisors. The Board of Supervisors say it's Roger Trout's. The Department of Planning and Development says oh no, it's the Sheriff's Department. It says right here (indicating the River Management Plan). **It's the Sheriff's Department.**

Principae: There are a lot of different agencies at work there.

Melody: Yes, it's government bureaucracy.

Principae: I understand. I understand your frustrations. But I also have a shift I have to run so I can only do so much on my time.

Melody: OK.

Principae: But I wanted to come out here and talk to you so we could meet face to face.

Melody: OK, and I'm glad you did because we have talked on the phone before. But I hope this is the last time but...but...I am NOT going to be...

Principae/Muckerheide (both talking & unintelligible): ...be loud?

Melody: ...there's GOT to be a stop to it.

Principae: You keep doing what you're doing and hopefully it will work.

Melody: Well the thing is, if I want to make a Citizen's Arrest because they've disturbed the peace and they've intruded on my home with their loud noise even with the doors and windows shut. Can you imagine what it's like even when it's 100 degrees out?

Principae: Next time that happens you do what you always do and we'll handle it on a case by case basis.

Melody: But the thing is, for 19 years, except on one occasion at 3:00 in the morning when my neighbors and I called and I rode in the back of a Sheriff's car and went down and I did the a Citizen's Arrest where it ended up in court.

Principae: I've worked in El Dorado County for almost all that time. I am aware of this, and I understand the difficulties you're going through. I do. I get it. We can only do so much on our level. You're doing it the right way. I understand you're frustrated with the Sheriff's Office.

Melody: OK, but like I said, it's very frustrating. It's not just me, but it's my neighbors too.

Principae: But we're talking to you right now.

Melody: But I'm the one that's been the most persistent and vocal in making...or doing it in an organized, well doing an organization called Compass2Truth. And that is part of what we have been doing in trying to even work with State Parks, but State Parks only has jurisdiction on the other side of that fence (indicating towards Mt. Murphy).

Principae: Right. We need to get going. We've got other calls we need to handle. It was nice meeting you.

Melody: Same here. Thank you gentlemen.

Muckerheide: Where's the best and most appropriate place to turn around? I know you don't want us turning around here.

Melody: If you can turn around here safely, fine, but there is no place. This is a problem I've had and why my gate has been broken three times.

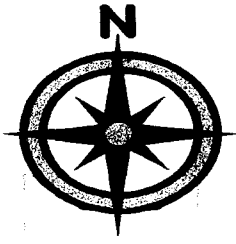
Muckerheide: Fine. I want to respect your space as much as I can.

Melody: Thank you for asking. I appreciate that because that's been a constant problem.

Mukerheide: Good night.

Melody: Good night.

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Compass2Truth

Citizens Serving God in Truth and Liberty

P.O. Box 598
Coloma, CA 95613
melody.lane@reagan.com

October 9, 2017

To: El Dorado County Board of Supervisors, Dist. #1, 2, 3, 4 & 5
EDC Clerk to the Board
Sheriff John D'Agostini
Roger Trout, Planning & Development Director
CAO Don Ashton

CA PUBLIC RECORDS ACT REQUEST

0001452 - 100917

The law provides only minimum standards for ethical conduct. Because of the breadth of federal anticorruption law, public officials are warned to avoid any temptation to walk closely to the line that divides legal from illegal conduct under state law. Even though a course of action may be lawful under state law, it may not be lawful under federal law. The law also states that public officials cannot retaliate against those who whistle-blow.

American River Resort SUP #S91-06R states specifically:

#15. Campground activity noise levels during daytime hour (7:00 a.m. to 7:00 p.m.) are to be limited to a maximum of 60 dBA at the subject property's exterior property lines. **Campground noise levels during evening hours (7:00 p.m. to 10:00 p.m.) are to be limited to a maximum of 55 dBA at the subject property's exterior property lines.** Campground noise levels during night hours (10:00 p.m. to 7:00 a.m.) are to be limited to a maximum of 50 dBA at the subject property's exterior property lines. ***All users of the campground facilities shall be advised of the above noise restrictions and signs shall be posted throughout the site warning users of said restrictions. Management shall strictly enforce these noise restrictions.***

#16. No amplified music, singing, radios, stereos, or other noise sources will be allowed on the site which exceed the required General Plan noise allowances. Quiet hours for the site shall be from 10:00 p.m. to 7:00 a.m. No amplified music, singing, radios, stereos, or other excessive noise shall be allowed during the quiet hours. ***These quiet hours and noise restrictions shall be posted in highly visible locations throughout the resort and shall be provided to all guests and site users checking into the resort. Management shall strictly enforce these noise restrictions.***

#25. The campground shall have a maximum of ninety (90) open campsites, each with a maximum capacity of 4 persons (total capacity 36 persons). The two rafting company group areas shall be designated as group camping areas which each have a maximum capacity of 53 persons (total

capacity 106 persons). If the open campsites are not full, additional campers may be allowed in the group areas not to exceed the maximum campground capacity. The group campsites shall not be located within 100 feet of the western property line and the residential properties in the Coloma Heights Subdivision. *At no time shall the campground capacity exceed a total of 466 persons on the site.*

River Management Plan - Element 4 – Monitoring and Reporting Programs

4.3 Public Comments/Complaints

4.3.1 Landowners, residents and river users will be provided with standardized comment/complaint forms. These forms will be distributed in annual landowner/resident informational mailings and made available at river-area kiosks. The forms will include checklists for comment/complaint type, occurrence date and time, location and descriptions of follow-up actions(s).

4.3.2 The County Department of General Services will continue to operate a telephone line and voicemail system dedicated to receiving comments and complaints related to river management issues. Reported traffic and trespass issues will be forwarded to the Sheriff's Department for action. The County Department of General Services is tasked with coordinating responses to calls and ensuring responses to all messages left on the dedicated answering machine.

4.3.3 Public comments/complaints will be distributed by the County Department of General Services to the County Planning Department (Planning Department) and Sheriff's Department. This information also will be tabulated in the County Parks data base, spatially recorded in the County GIS, and reported in the post-season report.

4.8 Noise Monitoring – The County will develop and implement a system for conducting noise monitoring and reporting for noise sensitive areas near project area campgrounds and at other sensitive locations along the river, with focus on areas within the Quiet Zone.

4.8.1 Observed or reported violations of Quiet Zone regulations or County noise standards *will be reported to the County Code Enforcement Officer or the Sheriff's Department*, as appropriate, within 2 working days of the occurrence.

4.8.2 More than two noise exceedance citations per year issued to SUP holders may result in a formal hearing considering the noise exceedances and the possible **imposition of fines and other disciplinary measures on violators.**

4.8.3 More than two noise exceedance citations in two consecutive years may result in a formal recommendation for limitation or revocation of an SUP to the County Code Enforcement Officer and Planning Director.

Pursuant to my rights under the California Public Records Act (Government Code Section 6250 et seq.), I ask to obtain the following:

1. Pdf copy of Case File #17-9059.
2. A blank pdf copy of the standard EDSO Citizen Arrest document containing the legal description, citizen responsibilities, and including **form identification number** (typically located at bottom of page.)
3. A pdf copy of the Citizen Arrest form corresponding to CF#17-9059 signed by Melody Lane, the signature(s) of American River Resort owner/manager Arnie Chandola reportedly served with the Citizen Arrest, and signature of responding Deputy Jill Jencks.

4. Completed, signed, and dated pdf copy of the TUP, and the identity of the individual who was responsible for authorizing the TUP for the October 7, 2017 event held at the American River Resort that was out of compliance with SUP #S91-06R, El Dorado County ordinances, and the **River Management Plan – Element 4 – Monitoring and Reporting Programs**.
5. Documentation verifying the headcount at the American River Resort for the event held the evening of October 7, 2017 as required by SUP #S91-06R, and reported to Planning & Development Director, Roger Trout, as required by the **River Management Plan - Element 4.8** above.
6. Documentation in pdf format of all citations, warning letters, and/or correspondence issued by Planning and/or the Sheriff's Office as per **Element 4** above relevant to the American River Resort from 2012 through date of this CPRA. If no documents exist, please so state and provide explanation for deviance from public policy/River Management Plan.

If you determine that some but not all of the information is exempt from disclosure and that you intend to withhold it, I ask that you provide a signed notification citing the specific legal authorities on whom you rely.

To avoid unnecessary costs of duplication, electronic copies are acceptable and may be emailed directly to melody.lane@reagan.com as a pdf file. It is requested that your determination be made within **10 days** as stipulated within the California Public Records Act, **Government Code 6253(c)**. Staff need not disrupt operations to allow immediate access, but a decision on whether to grant access must be prompt § 6253(a).

If you have any questions, please do not hesitate to contact me immediately.

Thank you for your prompt compliance and timely response.

Sincerely,

Melody Lane
Founder – Compass2Truth

Melody Lane

From: 'Melody Lane' via Coloma-Lotus News <clnews@googlegroups.com>
Sent: Monday, October 9, 2017 1:51 PM
To: Coloma-Lotus News
Cc: Michael Ranalli; barry.smith@parks.ca.gov; 'Donald Ashton'
Subject: [CLNews] Suspicious activity on Mt. Murphy

There has been an influx of suspicious activity on Mt. Murphy including but not limited to:

- cars casing property
- illegal parking
- drone surveillance
- after dark intrusions/trespassing
- vandalism
- theft

If anyone can identify this woman taking early morning photos of my signage, please contact me privately so the information can be provided to EDSO for their investigation.



Melody Lane

Founder – Compass2Truth

Melody Lane

From: Melody Lane <melody.lane@reagan.com>
Sent: Saturday, October 7, 2017 11:47 PM
To: Roger Trout; Sheriff DAGostini; Vern R Pierson; 'Donald Ashton'
Cc: Michael Ranalli; shiva.frentzen@edcgov.us; sue.novasel@edcgov.us; john.hidahl@edcgov.us; brian.veerkamp@edcgov.us; edc.cob@edcgov.us
Subject: Exceptionally LOUD amplified event at American River Resort in violation of SUP, Quiet Zone & RMP
Attachments: Muckerheide Principae ARR 9-24-17.pdf; CR SUP Warning Prutch 9-21-15.pdf; 8-3-16 Agenda CAO Ranalli Trout.docx

There was another intrusively LOUD amplified event this evening at the American River Resort that far exceeds their SUP and the Quiet Zone requirements of the River Management Plan.

Thinking it was the Coloma Resort, I called Dispatch at 7:15 PM requesting assist me in exercising my right to make a Citizen's Arrest. By 8 PM the amplified noise was turned up even more, so I called Dispatch again, but the operator hung up on me. When neighbors reported the noise was actually coming from the American River Resort, I went down there to confirm the location was indeed the American River Resort. I called Dispatch again at 8:15 to correct the location of the disturbance of the peace and was told the ARR was issued a permit for the event this evening. Approximately five minutes later, Dispatch called me back again to confirm the location.

At 8:30 PM Deputy Jill Jencks finally showed up where she met me at my front gate and had me sign a Citizen's Arrest form, assigning Case File #17-9059. I'd brought with me a copy of the American River Resort SUP and the River Management Plan. Another unidentified deputy had pulled up behind Jencks' car and stood beside his car in the dark. When Jencks asked who should be arrested, I replied campground manager, Arnie Chandola and/or owner Dave Martinez, whichever was on-site. I reiterated my request for EDSO to issue a citation and get a headcount at the American River Resort this evening for reporting to Roger Trout and the Planning Commission for SUP revocation **as required by the River Management Plan**. I also informed Jencks of previous harassment/retaliatory actions by ARR staff/owners (aka River Mafia Mob).

Shooting me a nasty look, Jencks interrupted and said I needed her permission to audio record her. I informed Deputy Jencks she was mistaken, that it is a 1st Amendment right to audio record any public official without their consent, including law enforcement. She cut me off midsentence and both deputies returned to their squad cars.

Every EDC citizen has the right to live IN PEACE and in SAFETY, but residents are paying for services they are NOT receiving. At 9:55 PM the unreasonably loud noise never abated and could be heard literally for miles around. I spoke on the phone with Deputy Jencks around 10 PM but she refused to get a headcount, issue a citation, report the incident to Roger Trout/Planning Development, or put a stop to the disturbance of the peace at the American River Resort. I informed her that in so doing, EDSO is aiding and abetting the continuation of harassment and retaliatory actions. Jencks replied she would just forward the Citizen's Arrest to the District Attorney.

At approximately 10:10 PM a very inebriated middle-aged male accompanied by an off-leash brindle pit bull was lingering around my front gate with a flashlight causing my dog to bark in alarm. He'd been partying at the American River Resort. I audio recorded our interaction and then called Dispatch requesting Deputy Jencks to call me back for details to add to her report CF#17-9059. Jencks called at 10:27 PM concerning the intruder. I

informed her this was not the first time such an incident had taken place, and the intruder was lucky he wasn't greeted with a shotgun.

The attached formal Citizen Complaint of Officer Misconduct is additional documentation concerning the 9/24/17 uncontrolled event at the American River Resort. Note particularly the requirements in the RMP concerning Code/Law Enforcement.

Also attached for the record is the Joe Prutch warning letter addressed to the Coloma Resort. As per our 8/3/16 meeting with Don Ashton, Mike Ranalli and Roger Trout, the American River Resort should have been issued a similar warning letter and initiated the SUP revocation process by now.

ROGER TROUT: Please advise ASAP the status of the American River Resort SUP revocation.

Melody Lane

Founder – Compass2Truth

As history teaches us, if the people have little or no knowledge of the basics of government and their rights, those who wield governmental power inevitably wield it excessively. After all, a citizenry can only hold its government accountable if it knows when the government oversteps its bounds. ~ John Whitehead ~