

M. Lane Open Forum Box 415116

From: Melody Lane [mailto:melody.lane@reagan.com]
Sent: Monday, March 28, 2016 6:04 PM
To: ronwolsfeld@aol.com
Cc: 'Ron Wolsfeld'
Subject: FW: Notice & Demand served upon Sheriff D'Agostini

Ron,

Attached is the Notice and Demand served to Sheriff D'Agostini at last Thursday night's RCC meeting. This is information the public has a right and need-to-know.

It is unfortunate that the agenda was packed so tight that many of the topics were glossed over and questions denied. In essence it proved to be little more than a dog and pony show for Sheriff D'Agostini, Supervisor Ranalli and the Fire Safe Councils.

Mike Ranalli deserves an F instead of an A for his lack of responsiveness to meeting requests or citizen inquiries. I suggest you start attending some BOS meetings to glean what really transpires twice a month especially during Open Forum <https://eldorado.legistar.com/Calendar.aspx>

It may also be helpful for you to peruse this website to glean the many reasons behind EDC Total Recall: <http://edctotalrecall.org/>

Regards,

Melody Lane
Founder - Compass2Truth
Conservatives Serving God in Truth & Liberty

~ By identifying the people's sovereign will not with its latest but its oldest expression, the Framers succeeded in identifying the people's authority with the Constitution, not with the statutory law made by their representatives. ~

From: Melody Lane
Sent: Monday, March 28, 2016 3:03 PM
To: Vern R Pierson; Bob Cosley
Cc: Nancy Anderson
Subject: Notice & Demand served upon Sheriff D'Agostini

The attached Notice & Demand was served to John D'Agostini during the 3/24/16 RCC meeting held at the Garden Valley Fire Department. This is relevant to the 12/10/14 request for the D.A. and Grand Jury to investigate EDSO.

Thank you for your prompt attention to this matter. I look forward to the courtesy of your timely response.

Sincerely,

Melody Lane
Founder - Compass2Truth

1 of 8

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

March 24, 2016

El Dorado County Sheriff's Office
Sheriff John D'Agostini
300 Fair Lane
Placerville, CA 95667

Denial of 2/23/16 CCW Appeal

NOTICE and DEMAND

Dear Sheriff D'Agostini,

Due to threats and concerns for my personal safety I was strongly urged by friends to apply for a Carry Concealed Weapon permit (CCW). I scheduled my initial appointment with EDSO for my CCW on August 10, 2015. At that time I was told it would take 6-8 weeks to complete the entire Permit process.

The appointment for my CCW interview wasn't scheduled until **January 7, 2016**. It was during the interview with Detective Sean Fitzgerald that I discovered my background check had been held at EDSO since **October 21, 2015**.

I was grilled for one full hour about specific incidents stemming from formal CITIZEN COMPLAINTS I'D FILED FOR EDSO MISCONDUCT, all of which had been submitted to both the District Attorney and the Grand Jury for investigation.

Detective Fitzgerald also questioned the validity of my answers on the CCW application strongly suggesting I'd committed perjury. Upon conclusion of the interview I assured him all my statements were truthful and all the facts surrounding the officer misconduct complaints could be substantiated with photos, videos, audios and detailed documentation. After examining my weapon Detective Fitzgerald said he'd submit his interview report and I'd receive a letter in the mail within the next two weeks regarding the status of my CCW permit.

Approximately two hours after my appointment with Detective Fitzgerald I receive a phone message from Deputy Gillespie stating my CCW permit had been **APPROVED** and I was instructed to schedule an appointment with Records to pick up my permit. The appointment for my APPROVED CCW PERMIT wasn't scheduled for five weeks on February 16th at 11:20 AM.

However on February 12th I received a certified letter in the mail from EDSO stating my CCW was DENIED and that I had 30 days to appeal that decision. *There was no justification whatsoever for that denial.* (See Exhibit A)

2 of 8

During the February 23, 2016 Board of Supervisors meeting I personally handed my CCW Appeal to Sheriff D'Agostini seated in the audience. The entire CCW Appeal package was submitted to the Clerk of the Board during Open Forum to enter into the public record along with my 2-page prepared public statement. However the 2-page statement was not included in the documents posted to Legistar until March 16, 2016 after I'd made several inquiries about why it disappeared to Supervisor Ranalli, County Counsel and the Clerk of the Board.

On March 21st (my birthday) I received another certified letter from Sheriff D'Agostini stating that the denial of my CCW would be upheld "*based upon the facts gathered during the application process*" and an appeal to that decision could be made in writing within 30 days of receipt of the letter. Again, there is no factual justification whatsoever for the denial which appears to be retaliatory in nature. **(See Exhibit B)**

Therefore it is only reasonable to deduce I am being harassed, slandered, and retaliated against for filing Citizen Complaints for EDSO misconduct.

NOTICE

In depriving me of the right to personal protection Sheriff D'Agostini has placed me in harm's way and unjustly impugned my good name and character.

I, Melody Lane, put Sheriff D'Agostini on NOTICE for violations of Federal Laws as follows:

- Obstruction of Justice (18 U.S. Code Chapter 73)
- Abuse of the Public's Trust in Law Enforcement
- Violation of Constitutional Oath of Office
- Retaliation, harassment & discrimination against a senior citizen
- Failure to investigate Citizen Complaints filed against EDSO personnel for misconduct
- Falsification of records (18 U.S. Code § 1519)
- Conspiracy Against Rights (Title 18 USC § 241)
- Deprivation of Rights Under Color of Law (Title 18 USC § 242)
- Unjust Enrichment/RICO (18 U.S.C. §§ 1961-1968)
- Denial of my civil rights and personal protection

DEMAND

The burden of proof is hereby placed upon the El Dorado County Sheriff's Office to provide substantiation for the reversal of my 1/7/16 APPROVED CCW permit. I, Melody Lane, demand that Sheriff John D'Agostini provide a detailed response to the following specifically:

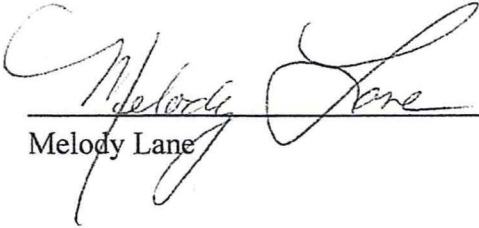
1. Legal justification for Sheriff D'Agostini to refuse meeting requests to resolve issues within his jurisdiction
2. Legal grounds and/or justification for denial of my right to communicate electronically with EDSO regarding open case files #EG15-5698 & EG15-5793, public safety, threats to my personal safety and the security of my private property


3 of 8

3. Immediate restoration of my ability to correspond electronically with EDSO staff
4. Justification why my CCW background check was held by EDSO since October 21, 2015
5. Provide a **certified copy** of Detective Sean Fitzgerald's report regarding my 1/7/16 CCW interview
6. Explanation of exactly what transpired after the 1/7/16 APPROVAL of my CCW that would cause EDSO to issue a certified letter received 2/12/16 indicating my CCW was DENIED

I, Melody Lane, give El Dorado County Sheriff D'Agostini THIRTY (30) DAYS from the date of receipt of this NOTICE and DEMAND to respond in detail to all of the above DEMANDS.

Respectfully,


Melody Lane


March 24, 2016

Enclosures:

1. Exhibit A – 2/12/16 CCW Denial
2. Exhibit B – 3/21/16 CCW Appeal denial

CC: District Supervisors #1, 2, 3, 4 & 5
District Attorney Vern Pierson
Department of Justice
CSPOA , Sheriff Richard Mack

4 of 8

CCW 11222
2/17/16



JOHN D'AGOSTINI
SHERIFF - CORONER - PUBLIC ADMINISTRATOR
COUNTY OF EL DORADO
STATE OF CALIFORNIA

February 9, 2016

Melody Lane
6771 Mt Murphy Rd
Coloma, CA 95613

Dear Mrs. Lane,

I regret to inform that your application to renew your Concealed Weapons Permit has been denied. The reason for denial is failure to disclose information on the application regarding being involved in an incident involving a firearm (case #EG07-1796), pursuant to our Policy Manual specifically,

218.2 QUALIFIED APPLICANTS

In order to apply for a license to carry a concealed weapon, the applicant must meet the following requirements:

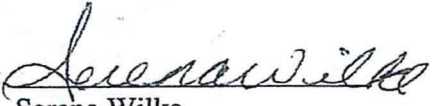
- (c) Fully complete the State of California, Department of Justice Standard Application for License to Carry a Concealed Weapon (CCW), FD4012.
- (e) Be of good moral character.

Should you desire to appeal this decision you may do so in writing within thirty days of receipt of this letter to Captain Bryan Golmitz at 300 Fair Lane, Placerville, CA 95667.

If you have any questions please do not hesitate to contact me at (530) 621-5877 Monday Friday 0800-1600 hours.

Sincerely,

JOHN D'AGOSTINI
Sheriff-Coroner
Public Administrator

By: 
Serena Wilke
Sheriff's Records Supervisor

5 of 8

"Serving El Dorado County Since 1850"
HEADQUARTERS- 300 FAIR LANE, PLACERVILLE, CA 95667
JAIL DIVISION- 300 FORNI ROAD, PLACERVILLE, CA 95667
TAHOE JAIL- 1051 AL TAHOE BLVD., SOUTH LAKE TAHOE, CA 96150
TAHOE PATROL- 1360 JOHNSON BLVD., SUITE 100, SOUTH LAKE TAHOE, CA 96150

EXHIBIT A

Rec'd 3/21/16



JOHN D'AGOSTINI
SHERIFF - CORONER - PUBLIC ADMINISTRATOR
COUNTY OF EL DORADO
STATE OF CALIFORNIA

March 14, 2016

Melody Lane
6771 Mt. Murphy Road
Coloma, CA 95613

Mrs. Lane,

I received and reviewed your letter of appeal dated, February 23, 2016 and I am upholding the denial based upon the facts gathered during the application process.

Should you wish to appeal this decision, you may do so in writing within 30 days of receipt of this letter to Sheriff John D'Agostini at 300 Fair Lane, Placerville, CA 95667.

Respectfully,

John D'Agostini
Sheriff-Coroner
Public Administrator

By: 
Captain Wishart
Operations Division

- 6 of 8

"Serving El Dorado County Since 1850"
HEADQUARTERS- 300 FAIR LANE, PLACERVILLE, CA 95667
JAIL DIVISION- 300 FORNI ROAD, PLACERVILLE, CA 95667
TAHOE JAIL- 1051 AL TAHOE BLVD., SOUTH LAKE TAHOE, CA 96150
TAHOE PATROL- 1360 JOHNSON BLVD., SUITE 100, SOUTH LAKE TAHOE, CA 96150

EXHIBIT B



Compass2Truth

Citizens Serving God in Truth and Liberty

P.O. Box 598
Coloma, CA 95613
(530) 642-1670
Melody.lane@reagan.com

December 10, 2014

District Attorney Vern Pierson
515 Main Street
Placerville, CA 95667

RE: REQUEST FOR EDSO INVESTIGATION
Sheriff John D'Agostini - Violation of the Public Trust & Constitutional Oath of Office

Dear Mr. Pierson,

Thank you for meeting with us on July 10th to discuss an investigation into the above captioned matter. Enclosed you will find materials necessary to substantiate the concerns about Sheriff D'Agostini's Violation of the Public Trust. The format basically follows the agenda I provided for that meeting.

Since we last spoke more incidents have contributed to the bulk of this request for investigation. On November 11, 2014 a package containing eight (8) EDSO personnel complaints was delivered to Sheriff D'Agostini and is contained within for your reference. Together these formal complaints provide a more comprehensive picture of the EDSO dysfunction. It is disturbing that our elected officials have been unresponsive to these community concerns.

Thank you again for your patience and willingness to tackle this difficult subject. Audio CDs are available upon request for all transcripts contained herein. Should you have any questions whatsoever, please do not hesitate to contact me, (530) 642-1670.

Sincerely,

Melody Lane
Founder – **Compass2Truth**

Enclosure

CC: DA Chief Investigator Bob Cosley
EDC Grand Jury
CA Attorney General Kamala Harris
Sheriff Richard Mack, Oathkeepers

7 of 8



Compass2Truth

Citizens Serving God in Truth and Liberty

P.O. Box 598
Coloma, CA 95613
(530) 642-1670
Melody.lane@reagan.com

January 6, 2015

El Dorado County Grand Jury
360 Fair Lane
Placerville, CA 95667

REQUEST FOR GRAND JURY INVESTIGATION OF EDSO

Dear Members of the Grand Jury,

Please find enclosed documentation substantiating a formal request for a Grand Jury investigation into the El Dorado County Sheriff's Office for abuse of the following:

- Violation of the Public Trust/Oath of Office
- Retaliation - Discrimination
- Dereliction of Duty
- Falsification of Records - Citizen Complaints
- Failure to Investigate Citizen Complaints
- Failure to Comply with CA Public Record Act/FOIA Requests
- Unjust Enrichment – AB1234/Resolution 113-95
- Title 18, Section 241 – Conspiracy Against Rights
- Title 18, Section 242 – Deprivation of Rights Under Color of Law

Should you have any questions whatsoever, please do not hesitate to contact me, (530) 642-1670. Thank you in advance for your anticipated cooperation.

Sincerely,

Melody Lane
Founder – **Compass2Truth**

Enclosure: Citizen Complaint Form + Exhibits A-L

CC: DA Vern Pierson
CA Attorney General Kamala Harris
Sheriff Richard Mack, Oathkeepers

8 off

On November 21st I attended the Rural Communities Coalition meeting held at the Garden Valley Fire Department spearheaded by Ron Wolsfeld. Ron attended my Bay Area church where I served in ministry for over 9 years prior to moving to Coloma in 1998. Sheriff D'Agostini was the guest speaker that evening and his topic was crime which segued into Carry Concealed Weapon permits.

On March 24th I attended another Rural Communities Coalition meeting at the Garden Valley Fire Department. Speakers included Sheriff D'Agostini, Mike Ranalli and the Fire Safe Councils. Many of the attendees that evening were neighbors and friends who I've attended church with, most of whom are keenly aware of the personal safety issues I've had to deal with over the years.

Sometimes the truth hurts... It was unfortunate that the agenda was packed so tight that many of the topics outlined on the whiteboard were glossed over and questions denied the public. In essence it proved to be little more than a dog and pony show for Sheriff D'Agostini, Supervisor Ranalli and the Fire Safe Councils.

As you are aware, equipping citizenry with CCWs and "cleaning house" were major platforms of the Sheriff's 2010 election campaign. After spending over \$600, my CCW permit was APPROVED on January 7th. However four days prior to my appointment to pick up the CCW I received a certified letter from the Sheriff indicating that my CCW was suddenly DENIED. The Sheriff's motive appears to be retaliatory in nature, particularly as it entails my right to file formal Citizen Complaints for officer misconduct and falsification of records. I can only surmise the Sheriff didn't appreciate me taking his campaign promises seriously when he said, ***"You need a new BOS. All of them. Hold their feet to the fire. Mine too. I work for you."***

For the citizens of a community to trust law enforcement, they have to know that they aren't being systematically lied to. The Notice and Demand that I served to Sheriff D'Agostini during the March 24th RCC meeting provides a detailed perspective of the endemic corruption that has undermined EDSO for decades.

The same information was provided to the Grand Jury, District Attorney Vern Pierson and the Department of Justice. This is information the public *needs to know* in order that they may make properly informed choices during the election process. The Notice outlines Sheriff D'Agostini's violation of 10 Federal Laws and makes 6 specific Demands as follows:

1. Legal justification for Sheriff D'Agostini to refuse meeting requests to resolve issues within his jurisdiction
2. Legal grounds and/or justification for denial of my right to communicate electronically with EDSO regarding open case files #EG15-5698 & EG15-5793, public safety, threats to my personal safety and the security of my private property
3. Immediate restoration of my ability to correspond electronically with EDSO staff
4. Justification why my CCW background check was held by EDSO since October 21, 2015
5. Provide a **certified copy** of Detective Sean Fitzgerald's report regarding my 1/7/16 CCW interview
6. Explanation of exactly what transpired after the 1/7/16 APPROVAL of my CCW that would cause EDSO to issue a certified letter received 2/12/16 indicating my CCW was DENIED

The Sheriff has 30 days to respond to this Notice and Demand.

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

- 1) This transcript
- 2) 3/28/16 @ 6:04 email to Ron Wolsfeld
- 3) 3/24/16 Notice & Demand to Sheriff D'Agostini