



# 18  
public comment

EDC COB <edc.cob@edcgov.us>

## Please publicly post to Item #18 of the 7/28/20 BOS agenda - Al Hamilton

1 message

Melody Lane <melody.lane@reagan.com>

Sun, Jul 26, 2020 at 10:52 AM

To: edc.cob@edcgov.us

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Please ensure the entirety of this message is publicly distributed via GovDelivery system and posted to Item #18 of the 7/28/20 BOS agenda:

It is reprehensible that the BOS is so blatantly demonstrating their hypocrisy and lack of Good Governance by honoring Sr. Services attorney Al Hamilton for his years of service to EDC senior citizens. It was announced earlier this year during a Business meeting of the Taxpayers Association that **Al Hamilton moved out of state last year**. That's when he just stopped attending Association meetings. In fact, he failed to submit his resignation in order that his replacement could be effectuated within 30 days as required in the Association Bylaws and Policies and Procedures.

It is well documented and confirmed by a seated Supervisor, **Lori Parlin**, that Al Hamilton routinely demonstrated abuse of his position by **retaliating, discriminating, harassing, censoring and threatening me** and other EDC women. (See the attached Parlin notarized affidavit). **Excerpt:**

*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. 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.***

*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.***

It is a well-known fact that I am a third-generation *evangelical senior citizen* with 30+ years in active ministry. My family happen to be the founders of the largest non-denominational church in America. Furthermore, 25+ attendees at Taxpayer Association meetings, including public officials, have witnessed Mr. Hamilton's unlawful use of the Association as his personal bully pulpit on multiple occasions. In so doing, Al Hamilton has undermined the credibility of the Association, not to mention the public's trust in government, in particular the Sr. Services department.

Ms. Parlin's affidavit appears with other evidence of Al Hamilton's *unlawful* conduct contained within my own un rebutted affidavit in the complaint I filed with the California State BAR. An un rebutted affidavit stands as truth in any court in America. The following is an excerpt from my State BAR complaint:

## ALFRED L. HAMILTON JR. – CA BAR ASSOCIATION #41385

### Complaint #17-04014

Mr. Hamilton has overstepped the bounds of his authority, thus depriving me of basic Constitutional rights. They include, but are not limited to, my right to address and audio record any public official, whether or not they consent to be recorded. I have been openly recording nearly every Taxpayers Association meeting since becoming a member in 2008. Note as stated in my sworn Affidavit:

- 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."

Secondly, Mr. Hamilton has violated multiple EDC Codes of Conduct, Taxpayers Association Bylaws, plus the willful violation of the following State BAR Act rules:

- Rule 2-400 – Discriminatory Conduct
- Rule 3-200 – Prohibited Objectives of Employment (Sections A & B)
- Rule 3-210 – Advising Violation of Law
- Rule 3-310 – Avoiding Representation of Adverse Interests
- Rule 3-600 – Organization as Client (B) – Business Professions Code 6068
- Rule 5-100 – Threatening Criminal, Administrative or Disciplinary Charges
- Rule 5-110 - Performing the Duty of Member in Government Service

Thirdly, the notarized sworn Affidavits you were provided are valid evidence that Mr. Hamilton has routinely discriminated, retaliated against, and attempted to humiliate, censor and threaten me for no apparent reason. His claim that I was "misbehaving" is pure hogwash. This has moved beyond a civil matter and now entails violations of Mr. Hamilton's Constitutional Oaths of Office. Please refer to supporting correspondence relevant to Complaint #14-1427 filed with the BAR. **(See Exhibit B)**

Significantly, I have earned a respectable reputation working for former the former Mayor of Sacramento, and for the Honorable Barbara Alby, BOE Taxpayers Advocate and author of California's Megan's Law. Sheriff D'Agostini also was aware of my local community outreach involvement as well as successful working relationships with NACOLE (National Association for Civilian Oversight of Law Enforcement), OPSA (Office of Public Safety and Accountability), Youth Development Directors, former Sacramento Police Chief Albert Najera, and with various ministries and legislators for whom I worked during my course of employment at the Capitol. When my good friend Barbara Alby was running for Senate, I had arranged to have her professionally video recorded while addressing the Taxpayers Association of El Dorado County.

The foundation of ***Compass2Truth***, a whistleblower organization, is the result of my extensive experience dealing with government corruption. On November 7, 2016, in the presence of multiple witnesses, Mr. Hamilton openly threatened to "destroy" my "political influence in El Dorado County." The speaker that day was County Tax Assessor, Karl Weiland. At no time whatsoever was I ever out of order, nor did I even speak up at all during that particular meeting. Lori Parlin, whose notarized testimony concurred with other witnesses, has run for public office and has plans to do so again in the near future. How Mr. Hamilton plans to accomplish his goal of "destroying our political influence" is evident by his bold-faced lies and unethical bully tactics to undermine the public trust in the law and justice system. That system, as you know, is based upon the authority of the U. S. Constitution. ***There are no exceptions to the Supreme Law of the Land.***

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Al Hamilton's lack of response to my affidavit/notification is his 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."

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.***

Instead of being honored for his years of service to EDC, Al Hamilton should have been disbarred and disciplined ***at a minimum***, and then removed from office for violating his Constitutional oaths of office pursuant to the aforementioned Sections of the 14<sup>th</sup> Amendment.

*Melody Lane*

**Founder – Compass2Truth**

When law and morality contradict each other the citizen has the cruel alternative of either losing his sense of morality or losing his respect for the law. ~ Frederick Bastiat ~

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**Parlin-Hamilton threat Affidavit.pdf**  
929K

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 LOREI A. PARLIN

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



(Seal)

Signature 