

T. Craze Open Forum BOS

12/12/17

<http://www.legacy.com/obituaries/eastbaytimes/obituary.aspx?n=francis-paul-bystrowski-frank&pid=152268348>

Francis Paul "Frank" Bystrowski

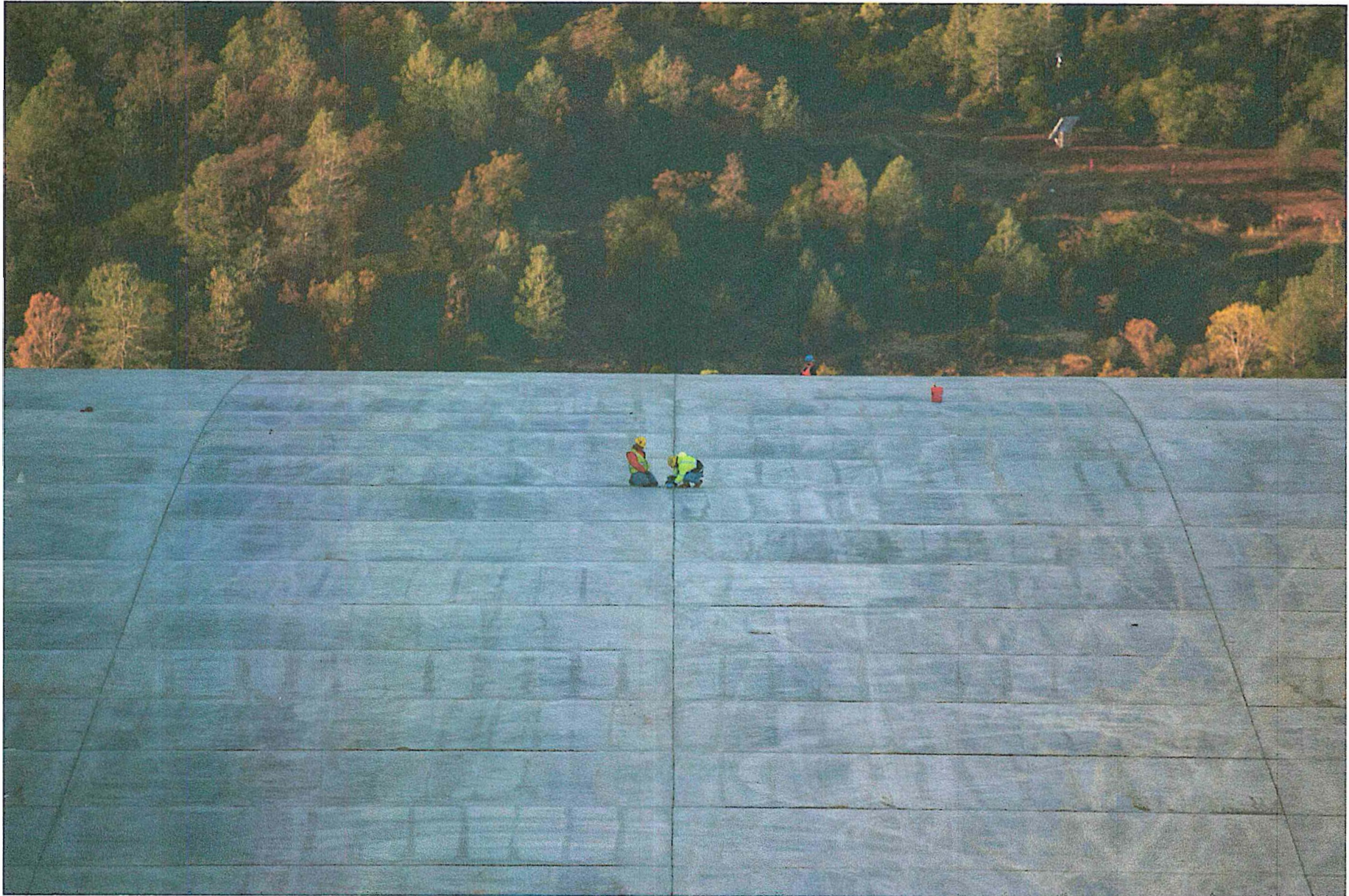
Obituary [Condolences](#)



Francis Paul Bystrowski Resident of Walnut Creek Frank Bystrowski passed away peacefully at John Muir Hospital in Walnut Creek, California on Thursday June 23, 2011 surrounded by family and friends. He was age 87. Born in Hartford, Connecticut on April 19, 1924 to immigrant parents from Poland, he later would say that he had three "guiding lights" in his life the Catholic church, the [U.S. Navy](#), and his lovely wife. He was blessed with a great mind (especially for math), a wonderful sense of humor, an old-school work ethic, street smarts, and a spirit full of love & kindness toward his fellow man. He served his country in [WWII](#) in the United States Navy, attaining the rank of Quartermaster Second Class, on a mine sweeper in the American & European Theatre's (1 star). He was awarded the Victory Medal. Frank was a civil engineer who traveled the world in his over 50 year career. He graduated from Rensselaer Polytechnic Institute (RPI) in Troy, New York in the late 1940's. His primary focus was the heavy construction of bridges, tunnels, and hydro electric dams. He moved his family to California in the early 1960's when he was the Chief Engineer in the construction of the Oroville Dam in Oroville, California. In 1969 he moved to Walnut Creek, California and went to work at the Bechtel Corporation in San Francisco for over 30 years where he traveled internationally frequently as a problem solver and Chief Estimator. He was a member of the Beavers (dams) and Moles (tunnels) professional organizations. Frank is survived by his wife Florence Bystrowski, children Kathy

Bystrowski , Paul F. Bystrowski, and Susan Frise, son-in-law's Phillip Pearson & Duane Frise, grandchildren Katherine Pearson, Robert P. Bystrowski, Kristin Bystrowski McVicar (husband Rob McVicar), Timothy Bystrowski, Edward J. Bystrowski (wife Laura Long Bystrowski), Nathan Frise, Matthew Frise (wife Olivia Frise), four great grandchildren and the Bibiana Rojas family. A private Celebration of Life was held in the family backyard on Sunday June 26, 2011 for close family and friends. On Wednesday June 29, 2011, at 10:30 am a mass will be held at St. John Vianney Catholic Church, 1650 Ygnacio Valley Road in Walnut Creek. All who knew him are welcome. In lieu of flowers, donations may be sent to: [American Cancer Society](#), 101 Ygnacio Valley Rd. Suite 110, Walnut Creek CA 94596.

Published in East Bay Times on June 28, 2011



Workers last week continued finishing work on the upper chute of Oroville Dam's main spillway. (Ken James/California Department of Water Resources)

[THE CALIFORNIA REPORT \(HTTPS://WW2.KOED.ORG/NEWS/PROGRAMS/THE-CALIFORNIA-REPORT/\)](https://ww2.kqed.org/news/programs/the-california-report/)

Feds Ask State to Explain Cracks in New Oroville Spillway Concrete

By **Dan Brekke** (<https://ww2.kqed.org/news/author/danbrekke/>) 

<http://twitter.com/danbrekke>

NOVEMBER 27, 2017



Updated 9:10 a.m. Tuesday

Federal regulators have asked the officials who operate Oroville Dam — and who are in charge of the \$500 million-plus effort to rebuild and reinforce the facility's compromised spillways — to explain small cracks that have appeared in recently rebuilt sections of the dam's massive concrete flood-control chute.

In a previously undisclosed October letter (<https://assets.documentcloud.org/documents/4311073/FERC-DWR-Oroville-Concrete.pdf>), the Federal Energy Regulatory Commission told the state Department of Water Resources to document the extent of tiny cracks that have showed up in some of the spillway's brand-new concrete slabs. FERC also asked DWR what, if any, steps might be required to address the issue.

In early November, DWR told the dam's federal overseers in a cover letter (<https://www.documentcloud.org/documents/4311072-DWR-FERC-Concrete171107.html>) to a classified memorandum that steps taken to build a stronger spillway — such as an added layer of steel reinforcement — caused the hairline cracks.

The letter said the agency found “the hairline cracks are a result of some of the design elements included to restrain the slabs and produce a robust and durable structure.”

The letter added that the cracking “was anticipated and is not expected to affect the integrity of the slabs.”

[CommentsATag](#) (https://www.kqed.org/stream/anon/radio/tcr/2017/11/OrovilleBrekke.mp3?_=1)

The California Report

Feds Ask State to Explain Cracks in New Oroville Spillway Concrete ()

November 27, 2017

00:00

01:10

FERC did not respond Monday to requests for further details on the extent of the cracks. But in a Nov. 21 letter (<https://assets.documentcloud.org/documents/4311418/FERC-Response-to-DWR-Report-on-Spillway-Cracks.pdf>), it said it had reviewed the Department of Water Resources report and agreed with the department's conclusion that the cracks "do not warrant repair at this time."

DWR spokesperson Erin Mellon said in an email Monday evening that hairline cracks are "something you expect to see" in concrete slabs as massive as the those in the rebuilt spillway, which measure 30 feet by 37.5 feet. "These cracks are not abnormal, nor do they cause a concern," she said.

Mellon said DWR will continue to monitor the concrete and that the agency, along with the spillway contractors and outside experts, is looking at a refinement to the concrete mixture to minimize cracking.

"However, considering these hairline cracks do not cause a concern, the mixture may remain the same going forward," she said. "We anticipate that hairline cracks would still form even with a refined mixture."

DWR's Nov. 7 letter to FERC mentions a technical memorandum that the department classified as critical energy/electric infrastructure information (<https://www.ferc.gov/legal/maj-ord-reg/land-docs/ceii-rule.asp>), or CEII. Under post-9/11 federal law, CEII documents can be viewed by members of the public or media only if they agree to sign nondisclosure agreements — a provision that effectively places them beyond public view.



(https://ww2.kqed.org/news/wp-content/uploads/sites/10/2017/11/KJ_oroille_1926_10_19_17-e1511829691789.jpg)

The California Department of Water Resources says extensive steel reinforcement and other measures intended to make Oroville Dam's rebuilt spillway stronger have resulted in cracking of the spillway concrete. DWR says the small cracks should not affect the spillway's integrity. *(Ken James/ California Department of Water Resources)*

The upshot is that the evidence for and reasoning behind DWR's statements about the cause of the cracking is not available for independent assessment.

Robert Bea, a professor emeritus of civil engineering at UC Berkeley and a veteran analyst of structure failures, said that DWR's letter leaves "a lot of uncertainties regarding the implications of the reported micro-cracking."

Bea, who heads a Berkeley-affiliated group that has issued several reports this year highly critical of DWR's management of the Oroville facility, added that cracks in the concrete surface are potentially serious and require urgent attention.

"Cracking in high-strength reinforced concrete structures is never 'to be expected,' " Bea said in an email. Even small cracks could increase stresses in the concrete when it is under "service loading" — for instance, when large volumes of water hurtle down the structure at speeds approaching 90 mph.

The cracking also "develops paths for water to reach the steel elements embedded in the concrete and accelerate corrosion," Bea said. "Such corrosion was responsible for the degradation and ultimate failure of the steel reinforcing in parts of the original gated spillway."

DWR inspection and repair records going back to the 1970s documented widespread cracking of the 3,000-foot-long spillway chute — largely because of the thinness of the concrete covering the drainage system below the concrete slab. On at least two occasions, sections of the steel rebar inside the slab were found to be corroded and in need of replacement. After the spillway failed last February, some of the steel rods intended to anchor the slab to underlying rock were also found to be corroded.

The new spillway design aims to prevent those extensive concrete problems by introducing a series of improvements in the spillway design. In addition to more careful foundation preparation than that done for the original 1960s structure, the chute features much thicker concrete, increased steel reinforcement, stronger slab anchoring, interlocking slabs, waterstops to block the flow of water beneath the slabs, a redesigned sub-slab drainage system and electronic instrumentation to monitor the intrusion of water beneath the concrete chute.

The failure of the spillway and the subsequent severe erosion in an adjacent hillside used as an emergency spillway triggered the evacuation of about 180,000 people along the Feather River. Rebuilding the main spillway and reinforcing the adjacent emergency spillway will cost at least \$500 million, DWR says.

The cost of the emergency response to the crisis — including removal of 1.7 million cubic yards of debris, rock and mud that blocked river channel below the shattered spillway — will top \$100 million. State officials have said they will ask the Federal Emergency Management Agency to pick up 75 percent of the cost of the total costs of response and reconstruction.

- **6:25 p.m. Monday:** *This post was updated to include a Department of Water Resources response to federal regulators questions about the Oroville spillway concrete.*
- **9:10 a.m. Tuesday:** *Post updated to include newly released Nov. 21 FERC response to DWR report on spillway cracks.*

EXPLORE: [NEWS \(HTTPS://WW2.KOED.ORG/NEWS/CATEGORY/NEWS/\)](https://ww2.kqed.org/news/category/news/), [SCIENCE \(HTTPS://WW2.KOED.ORG/NEWS/CATEGORY/SCIENCE/\)](https://ww2.kqed.org/news/category/science/), [CALIFORNIA DEPARTMENT OF WATER RESOURCES \(HTTPS://WW2.KOED.ORG/NEWS/TAG/CALIFORNIA-DEPARTMENT-OF-WATER-RESOURCES/\)](https://ww2.kqed.org/news/tag/california-department-of-water-resources/), [OROVILLE DAM \(HTTPS://WW2.KOED.ORG/NEWS/TAG/OROVILLE-DAM/\)](https://ww2.kqed.org/news/tag/oroville-dam/)

M. Lane Open Forum BKS 12/12/17

My purpose today is to enter into the public record a notarized affidavit received yesterday by Roger Trout containing truth, facts and evidence of fraud. Depriving the public of honest services is a federal crime, and you are hereby put on notice of your complicity.

Numerous audio recorded meetings with Roger, Don Ashton, Supervisor Ranalli, Sheriff D'Agostini, and other county staff establish the facts surrounding collusion to deliberately falsify information submitted to the Board of Supervisors, the Planning Commission, and Parks & Recreation relative to the River Management Plan. One excerpt from the transcript contained in this affidavit is very revealing of Roger's fraudulent intent: *"I don't have any taping of these meetings... We don't tape meetings in this room. It's not my policy to do that because all the reasons that I know can go wrong with that type of thing."*

Any enterprise, undertaken by any public official which tends to weaken public confidence and undermines the sense of security for individual rights, is against public policy. Roger failed to provide honest public services pursuant to his oaths, and in so doing, violated my Constitutionally guaranteed Rights, including but not limited to my First Amendment Right of free speech and the Right to petition government for redress of grievances, which the oath taker is mandated to uphold. If he fails this requirement, then he has violated two provisions of the First Amendment, the Public Trust, and perjured his oath.

Additionally Roger failed to lawfully respond to verbal and written inquiries, including but not limited to CA Public Record Act requests for information. Refer to USC Title 18, Section 2071, and United States v. Dial - *the deliberate concealment of material information in a setting of fiduciary obligation*. John Hidahl can attest this topic generated lively discussion during yesterday's Taxpayers Association meeting.

All American Citizens have the Right and duty to demand that you and other government officers uphold their oaths and abide by all constitutionally imposed mandates of their oaths. This is a Right guaranteed in the Ninth Amendment, which I hereby claim and exercise.

Madam Clerk:

2:30 min.

AFFIDAVIT/DECLARATION OF TRUTH

To: Roger Trout, Director
EDC Planning & Development Services
2850 Fairlane Court
Placerville, CA 95667

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

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

You are hereby noticed that your failure to respond, as stipulated, and rebut, with particularity and specificity, anything with which you disagree in this Affidavit/Declaration, is your lawful, legal and binding tacit agreement with and admission to the fact that everything in this Affidavit/Declaration is true, correct, legal, lawful, and fully binding upon you in any court in America, without your protest or objection or that of those who represent you. 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.*”

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

On October 26, 2017, I sent you, Roger Trout, via USPS certified mail, a letter which you received on October 30, 2017. That letter, attached hereto and marked **Exhibit A**, was sent to inform you of these events and statements made by you, and also as an inquiry to ascertain whether you, Roger Trout, Director of Planning & Development, support and uphold them or would rebut them.

Pursuant to the lawful notification contained in that letter, as I originally stated therein, and as cited and included by reference herein, you were required to respond to and rebut anything contained in the attached June 26th letter with which you disagreed, within thirty (30) days of receipt thereof.

You failed to respond to that letter and thereby failed to rebut anything stated therein. Therefore, pursuant to the referenced lawful notification, you tacitly admit to all of the statements, charges and

claims contained therein, fully binding upon you in any court, without your protest, objection or that of those who represent you.

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

- 1) All actions by public officers conducted in the performance of their official duties either support and defend the Constitutions, national and state, pursuant to their Constitutional oaths of office, or oppose and violate them. The purpose of several of our meetings was to establish the facts surrounding your collusion and approval of deliberately falsified information submitted to the Board of Supervisors and the Planning Commission concerning your responsibilities and coordination of services relative to the River Management Plan. Furthermore, on several occasions you've failed to lawfully respond to numerous verbal and written inquiries, including but not limited to CA Public Record Act requests for information as required under US Government Code § 6250 - 6276.48. In addition it has come to light that your "3-Strikes" policy doesn't exist; hence a policy that doesn't exist cannot be lawfully enforced. Any enterprise, undertaken by any public official, such as you, which tends to weaken 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. *See: U.S. v. Tweel, cited above.* You failed to provide honest public services pursuant to your oaths, and in so doing, you perjured your oath by violating my Constitutionally guaranteed Rights, in particular those secured in the Bill of Rights, including but not limited to my First Amendment Rights. *See United States v. Dial, 757 R2d 163, 168 (7th Cir 1985) includes the deliberate concealment of material information in a setting of fiduciary obligation. See also USC Title 18, § 2071 – Concealment, removal, or mutilation generally.* By your unlawful actions, you acted in sedition and insurrection against the Constitutions, both federal and state, and in treason against the People, in the instant case, me.
- 2) Under the Political Reform Act, federal anticorruption law broadly guarantees the public "honest services" from public officials. Depriving the public of honest services is a federal crime. You were present for the entirety of the September 14, 2015 River Management Advisory Committee meeting. At that time you demonstrated foreknowledge of the predetermined outcome and actively participated along with the "River Mafia Mob", and Parks & Recreation Manager, Vickie Sanders, as they proceeded to discredit my public testimony and vilify me. Four other individuals whom I requested be present, including Parks & Recreation Commissioner, Kris Payne, all witnessed your unlawful, unconstitutional actions. It was during our August 3rd, 2016 audio recorded meeting when you admitted in the presence of Sue Taylor, Lori Parlin, CAO Don Ashton, and Supervisor Ranalli, that the September 2015 RMAC meeting was indeed a collaborative "set up" by county staff to discredit and permanently silence me for whistleblowing. Your collusion and failure to lawfully respond to constituent concerns, or take corrective measures, aids and abets the continuation of El Dorado County corruption. The First Amendment guarantees the Right of free speech and the Right to petition government

for redress of grievances, which, the oath taker, pursuant to his oath, is mandated to uphold. You failed this requirement; thus, you violated two provisions of the First Amendment, the Public Trust and perjured your oaths of office.

- 3) Every El Dorado County citizen has the right to live in peace and safety. Community concerns involving violations of Special Use Permits (SUPs), lack of Code Enforcement, disrespect for private property rights, public safety, and retaliation by County and State Parks personnel have been particular bones of contention affecting the safety and quality of life of river residents literally for decades. On several occasions I have publicly brought to your attention and to that of other County officials, evidence of retaliatory actions, harassment, and bully tactics by the “River Mafia Mob” and staff working under your direct supervision. Evidently those concerns have fallen upon deaf ears, because you have done nothing to address and rectify the issues I have reported. If a public officer, such as you, fails to act and correct the matter, then, he condones, aids, and abets criminal actions, and further, colludes and conspires to deprive me and other Citizens of their inherent rights guaranteed in the Constitutions, as a custom, practice and usual business operation of his office and the jurisdiction for which he works. This constitutes treason by the entire jurisdiction against me, and based upon the actions taken and what exists on the public record, it is impossible for any public officer to defend himself against treason committed. *See: 18 USC § 241 - Conspiracy Against Rights, and 242 – Deprivation of Rights Under Color of Law. See also: U.S. v. Guest, Ga. 1966, 86 S.Ct. 1170, 383 U.S. 745, 16 L.Ed 239.*
- 4) Evidence I submitted into the public record indicates that signed petitions, correspondence, and relevant Planning documents have been destroyed, conveniently disappeared, or were unlawfully withheld by you and/or staff working under your direction. These issues were discussed during meetings when you repeatedly expressed your objections to my lawful audio recording of our conversation, thus by your consistent objections, you substantiated that you had something to hide. Additionally you’ve demonstrated your reluctance to lawfully respond to Public Record Act requests for information or reply to associated correspondence for the purpose of resolving specific safety, Planning, and Code Enforcement issues affecting the rights of residents on the South Fork American River. Any time public officers, such as you, 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 14th Amendment; thereby vacate their offices and forfeit all benefits, as you have done. In so doing, I was again harmed by your actions and deprived of due process.
- 5) The First Amendment guarantees the Right of free speech and the Right to petition government for **redress of grievances**, which, the oath taker, pursuant to his oath, is mandated to uphold. If he fails this requirement, then, he has violated two provisions of the First Amendment, the

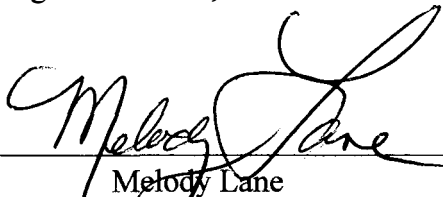
Public Trust and perjured his oath. One of the purposes of the oath is that it is given in exchange for the Public Trust. You have the duty and responsibility to take an oath and to abide by that oath in the performance of your official duties. You have no constitutional authority, whatsoever, or any other form of valid, lawful authority, to oppose, contradict, deny and violate the very documents to which you have sworn your oath, but as indicated in my referenced previous letter and in this affidavit, this is exactly what you have done. By your own actions, pursuant to your oath, you have violated these First Amendment guarantees. By not responding and/or not rebutting, such as you have demonstrated, you, the oath taker denies me, the Citizen, remedy, thus, denies the me, the Citizen, constitutional due process of law, as set forth within the Bill of Rights. There is no legitimate argument to support the claim that oath takers, such as you, are not required to respond to correspondence or other public inquiries, which, in this case, act as petitions for redress of grievances, stating complaints, charges and claims made against them by Citizens injured by their actions. All American Citizens, can expect, and have the Right and duty to demand that you and other government officers uphold their oaths to the Constitution(s) and abide by all constitutionally imposed mandates of their oaths. This is an unenumerated Right guaranteed in the Ninth Amendment, which I hereby claim and exercise.

Lawful notification has been provided to you stating that if you do not truthfully and factually rebut the statements, charges and averments made in this Affidavit/Declaration, then, you agree with and admit to them. Pursuant to that lawful notification, if you disagree with anything stated under oath in this Affidavit/Declaration of Truth, then rebut that with which you disagree, with particularity, within thirty (30) days of receipt thereof, by means of your own written, sworn, notarized affidavit of truth, based on true specific, relevant fact and valid law to support your disagreement, attesting to your rebuttal and supportive positions, as valid and lawful, under the pains and penalties of perjury under the laws of the United States of America and this state of California. An un-rebutted affidavit stands as truth before any court.

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

Further Affiant sayeth naught.

All Rights Reserved,

By: 
Melody Lane

Date: 12/7/17

Melody Lane
Compass2Truth

*C/o P.O. Box 598
Coloma, California [95613]*

(See attached California Notarization)



Attachments:

- Exhibit A – October 26, 2017 Letter to Roger Trout

CC: Dist. #1 Supervisor John Hidahl
Dist. # 2 Supervisor Shiva Frentzen
Dist. # 3 Supervisor Brian Veerkamp
District #4 Supervisor Michael Ranalli
Dist. # 5 Supervisor Sue Novasel
Sheriff John D'Agostini
EDC District Attorney Vern Pierson
Media and other interested parties

CALIFORNIA JURAT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA }

COUNTY OF El Dorado }

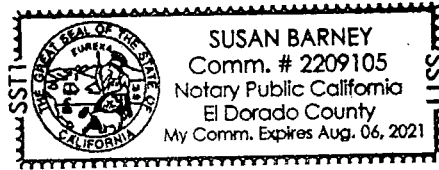
Subscribed and sworn to (or affirmed) before me on this 7th day of December, 2017
Date Month Year

by Melody Lane

Name of Signers

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

Signature: Susan Barney
Signature of Notary Public



Seal
Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent attachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Affidavit-Declaration of Truth

Document Date: 12/7/17

Number of Pages: 5 plus attachments

Signer(s) Other Than Named Above: _____

*Melody Lane
Compass2Truth
P.O. Box 598
Coloma, CA 95613*

October 26, 2017

Roger Trout
Director Development & Planning Services
2850 Fairlane Court
Placerville, CA 95667

Dear Mr. Trout,

This letter is lawful notification to you, and is hereby made and sent to you pursuant to the national Constitution, specifically, the Bill of Rights, in particular, Amendments I, IV, V, VI, VII, IX and X, and the California Constitution, in particular, Article 1, Sections 1, 2, 3, 9, 10, 11, 21, 23, and Article 3 Section 1. This letter requires your written rebuttal to me, specific to each claim, statement and averment made herein, within 30 days of the date of this letter, using fact, valid law and evidence to support your rebuttal.

You are hereby noticed that your failure to respond within 30 days as stipulated, and rebut with particularity everything in this letter with which you disagree is your lawful, legal and binding agreement with and admission to the fact that everything in this letter is true, correct, legal, lawful and binding upon you, in any court, anywhere in America, without your protest or objection or that of those who represent you. Your silence is your acquiescence. See: *Connally v. General Construction Co.*, 269 U.S. 385, 391. Notification of legal responsibility is "the first essential of due process of law." Also, see: *U.S. v. Tweel*, 550 F. 2d. 297. "*Silence can only be equated with fraud where there is a legal or moral duty to speak or where an inquiry left unanswered would be intentionally misleading.*"

What I say in this letter is based in the supreme, superseding authority of the Constitution for the United States of America, circa 1787, as amended in 1791, with the Bill of Rights, and the California Constitution, to which all public officers have sworn or affirmed oaths, under which they are bound by Law. It is impossible for an oath taker to *lawfully* defy and oppose the authority of the documents to which he or she swore or affirmed his or her oath. My claims, statements and averments also pertain to actions taken by you regarding multiple violations of the River Management Plan, the California Public Records Act, and your lack of response to constituents, in this case me, as required pursuant to your oaths. When I use the term "public officer(s)", this term includes you.

Since America and California are both Constitutional Republics, not democracies, they are required to operate under the Rule of Law, and not the rule of man. The Supreme Law and superseding authority in this nation is the national

Constitution, as declared in Article VI of that document. In Article IV, Section 4 of that Constitution, every state is guaranteed a republican form of government. Any "laws", rules, regulations, codes and policies which conflict with, contradict, oppose and violate the national and state Constitutions are null and void, *ab initio*. It is a fact that your oath requires you to support the national and state Constitutions and the rights of the people secured therein.

All actions by public officers conducted in the performance of their official duties either support and defend the national and state Constitutions, or oppose and violate them.

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

Any enterprise, undertaken by any public official, such as you, who tends to weaken 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 [483 U.S. 372] in the statute. See *United States v. Dial*, 757 R2d 163, 168 (7th Cir 1985) includes the deliberate concealment of material information in a setting of fiduciary obligation. See also USC Title 18, § 2071 – *Concealment, removal, or mutilation generally*. My claims, statements and averments also pertain to your actions taken regarding your failure to provide honest public services, pursuant to your oaths.

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

In that regard you have routinely and fraudulently deprived me, and other El Dorado County citizens, of civil liberties, to wit:

"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."

The first example of fraud entailed the following transcript excerpts when we met on August 9, 2012 to discuss matters relevant to the duties of the Planning Department specifically to the River Management Plan. During the course of our audio recorded meeting you objected to me placing an audio recorder on your desk. (See Exhibit A)

Roger: I don't have any taping of these meetings...

Melody: OK. That's fine. I'm just making you aware I'm using it instead of bringing people in with me. But anyhow, (distributing agenda), this is a brief outline of what I hoped we could cover today and I hope this isn't going to be a long meeting. I don't want this to be an extensive meeting any way, but this is pretty much what I had anticipated covering here today.

Roger: I'm not sure I want to talk about it.

Melody: Yes, but I will.

Roger: So we've got an hour and I apologize for being late. We're NOT being taped.

Melody: Yes we are.

Roger: We cannot. That was my...

Melody: This is a standard procedure, which again, it's my silent witness. In other words instead of bringing somebody in, the tape recorder is my (witness)...

Roger: (interrupting) I appreciate that, but that's not my policy. We don't tape meetings in this room. It's not my policy to do that because, uh, all the reasons that, that I know can go wrong with that type of thing. I'd be happy to give you the information that you want but I recommend you give us the opportunity to respond in email to specific questions. Well, we were hoping to have a discussion here, a nice candid discussion, but if you refuse to NOT tape, or you only want to tape, then, ah, that's not appropriate for this kind of informal meeting. So I'd appreciate it if you just want to talk about it then we can talk about it.

Melody: Ahh, now again, this is information that is necessary Roger, for taking to the County staff. And this discussion is relevant to that, and I don't want it to be just mere hearsay. And so the answers—we're not going to wait another ten years to get the kind of answers to the issues that we've been dealing with for...

Roger: (interrupting) I'm totally offering to answer any of the questions you have, but we're going to do it on an informal basis.

Melody: OK, but the thing is one of the questions right here has to do with the letter and the petition that was sent to you involving the American River and the

Coloma Resorts. Whatever happened to that, and why was there no follow up to it for the revocation process? You know there needs to be some kind of a consequence for breaking the codes or laws of El Dorado County. We've pretty much run up against stone walls. And according to Terri Daly and Kim Kerr, this transparency and accountability thing, and improving customer service, is a primary objective of El Dorado County. And that falls in line with the very same mission statements that were part of the meeting with Jim Wassner and Ron Briggs in my own office. If you recall this (handing him Wassner/Briggs agenda), Jim Wassner's lack of response on this, there was no follow up on this meeting that was held.

Roger: OK, I'm gonna restate my position. I want you to put your requests in writing and we will respond in writing.

Melody: Well, again...we've already...this has been a waste of time to even come down here.

Roger: You're the one who refused to turn off the tape.

Melody: Well again...It's within my right to do so.

Roger: It is not. I reject that. However the suggestion is that we still have a follow up meeting with all the parties that are affected, including law enforcement in the CAO's office so we can have one meeting where you can get all your answers.

Melody: Let's put it this way Roger. To put YOU in charge of coordinating the meeting with law enforcement, State Parks, the County entities, and all of that, is like asking the fox to coordinate a banquet.

Roger: Let me clarify that. It would be the CAO's office coordinating that.

Melody: OK. But again, all of these issues here—it is pretty much for the record that I've pretty much wasted my time today because you're NOT willing to be open and transparent.

Roger: Absolutely. Again, I'm requesting that you put it in writing because you're not in control of this meeting; I am.

Melody: OK, if that's what the issue is—of who's in control—our government, our local government is OUT of control. And this all kinda ties in with the CA State Parks accountability issues.

###

A second example entailed lack of Code and law enforcement which are major elements of the River Management Plan (RMP) and the El Dorado County General Plan, hence the purpose of our last meeting on September 2012 with you, Sheriff D'Agostini, and Marshall Gold Discovery Historic State Park Superintendent Jeremy McReynolds. Every citizen has the right to live in peace and safety. However residents within the Quiet Zone of the S. Fork American River are being harassed, discriminated

against, and subjected to retaliation by the “River Mafia Mob” and county staff. As spokesperson for *Compass2Truth*, I’ve received the brunt of overt threats and retaliatory actions against my person and property. Citizens are paying for county services they are not receiving, including appropriate code and law enforcement. By denying me due process and the right to redress grievances, you’ve aided and abetted the perpetuation of the same unlawful activities that were the topics of our September 4, 2012 meeting. **(See Exhibit B)**

The RMP specifically states in Element 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.

This has particular relevance to the SUP violations and other unlawful activities primarily taking place at the American River Resort, Coloma Resort, Camp Lotus, and Villa Fiorentina. As stated above in **Element 4 of the RMP**, Planning is required to

maintain all records of the violations and accordingly take the necessary actions for SUP revocation. However formal petitions and other correspondence containing pages of resident signatures requesting the SUP revocation process be implemented for the aforementioned business establishments have disappeared from the Planning Department files, thus Citizens have been denied due process.

Additionally Case File reports and Citizen Arrests apparently have never been forwarded by the Sheriff's Department to you for action as required in the RMP Element 4. Despite numerous meetings, requests for investigation, coordination of services, and appropriate follow up, you have remained unresponsive to these concerns and violations of public policy. This highly suggests your collusion with other county staff to deprive citizens of honest services.

Issues that I have addressed to you but have been routinely ignored are relevant to the topics of public safety and retaliation, particularly as it pertains to the River Management Plan, and the lack of code and law enforcement. Public Record Act requests for information pertinent to the River Management Plan are routinely ignored, are late, or are insufficiently responded to as required by law. The Public Records Act (GOVERNMENT CODE § 6250 - 6276.48) is designed to give the public access to information in possession of public agencies. The CA Public Record Act specifically states:

"THE PEOPLE OF THIS STATE DO NOT YIELD THEIR SOVEREIGNTY TO THE AGENCIES WHICH SERVE THEM. THE PEOPLE, IN DELEGATING AUTHORITY, DO NOT GIVE THEIR PUBLIC SERVANTS THE RIGHT TO DECIDE WHAT IS GOOD FOR THE PEOPLE TO KNOW AND WHAT IS NOT GOOD FOR THEM TO KNOW. THE PEOPLE INSIST THEY MAY RETAIN CONTROL OVER THE INSTRUMENTS THEY HAVE CREATED."

On numerous occasions, you've failed to respond appropriately to correspondence regarding the aforementioned issues and/or failed to provide public information. Not only are your actions, or lack thereof, discriminatory and in violation of public policy, they constitute fraud and dereliction of your fiduciary obligations to Citizens whose taxes pay your salary.

Depriving the public of honest services is a federal crime. My claims, statements and averments also pertain to your actions taken regarding your failure to provide honest public services, pursuant to your oaths. All public officers within whatever branch and whatever level of government, and whatever be their private vocations, are trustees of the people, and accordingly labor under every disability and prohibition imposed by law upon trustees relative to the making of personal financial gain from a discharge of their trusts. That is, a public officer occupies a fiduciary relationship to the political entity on whose behalf he or she serves and owes a fiduciary duty to the public. The fiduciary responsibilities of a public officer cannot be less than those of a private individual. You have failed your fiduciary responsibilities and duty.

If those superiors referenced above fail to act and correct the matter, then, they condone, aid and abet your criminal actions, and further, collude and conspire to deprive me and other Citizens of their Rights guaranteed in the Constitutions, as a custom, practice and usual business operation of their office and the jurisdiction for which they work. This constitutes treason by the entire jurisdiction against me, and

based upon the actions taken and what exists on the public record, it is impossible for any public officer to defend himself against treason committed. *See: 18 USC § 241 - Conspiracy against rights and 18 USC § 242 – Deprivation of Rights Under Color of Law. See also: U.S. v. Guest, Ga. 1966, 86 S.Ct. 1170, 383 U.S. 745, 16 L.Ed 239.*

You've also failed to respond to issues that have been perpetually avoided for years, specifically concerns regarding your role in all aspects of enforcing the **River Management Plan** and **CA Environmental Quality Assurance (CEQA)**. Despite our meetings with you and county staff, you've failed to lawfully respond to CA Public Record Act requests for information. You have either been unresponsive to communications, relegated your comments to hallway conversations, or you've obfuscated and diverted any meaningful public replies whatsoever. (See U.S. versus Tweel above.)

Authentic transparency and accountability in the administration of the RMP, and the public's right to address their grievances concerning the RMP, have been blatantly avoided literally for decades by county staff. This was one of the topics addressed during our August 3, 2016 meeting with you, CAO Don Ashton, and Supervisor Mike Ranalli. You've been made aware of numerous unlawful practices within your department, including falsification of records, yet you've failed to take any corrective action. In so, doing you've aided and abetted the perpetuation of government fraud, and are therefore culpable, complicit and liable.

When you and other public officers violate the Constitutions, at will, as an apparent custom, practice and policy of office, you and they subvert the authority, mandates and protection of the Constitutions, thereby act as domestic enemies to these Republics and their people. When large numbers of public officers so act, this reduces America, California, and the County of El Dorado to the status of frauds operating for the benefit of governments and their corporate allies, and not for the people they theoretically serve.

You have no constitutional or any other valid authority to defy the Constitution, to which you owe your LIMITED authority, delegated to you by and through the People, and to which you swore your oath. Yet, by your actions against me, committed repeatedly on the aforementioned dates and several other occasions too numerous to mention, you've deprived me and other members of the public their rights to address public officers and provide testimony. It is apparent the public's input has been reduced to irrelevancy, thereby demonstrating that public meetings are little more than predetermined outcomes designed to falsely give Citizens the impression of government transparency and accountability, while providing neither. This is blatant fraud perpetrated by you, and other public officials, against the people they are required to serve and who pay their respective salaries.

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 14th Amendment; thereby vacate their offices and forfeit all benefits thereof,

including salaries and pensions, as you did on several other occasions, which are now a matter of public record. Following are just a few examples:

On September 14, 2015, I requested four witnesses to accompany me to the meeting of the River Management Advisory Committee (RMAC). One of my witnesses was Parks & Recreation Commissioner, Kris Payne. Supervisor Mike Ranalli was also present. After consultation with Parks & Recreation Manager Vickie Sanders, and at my request, the planned subject matter of the September RMAC meeting focused on Special Use Permits (SUP) and other violations of the River Management Plan. As is my custom, I personally audio recorded the meeting. You were present for the entirety of the meeting when RMAC business representative, Adam Anderson, falsely accused me of using profanity. As all four of my witnesses can attest, in reality I was quietly seated in the audience. This appeared to be the cue to the audience to launch their attack. You then actively participated with members of the community known as the "River Mafia Mob" who proceeded to take turns at the podium to publicly vilify me.

In violation of the Brown Act and my constitutional secured inherent rights, I was not permitted by RMAC Chairman Nate Rangel to respond to any of the fraudulent accusations, nor would staff correct the minutes to reflect what actually transpired as I requested in writing. It is well known that Nate Rangel is a good friend of Adam Anderson, and it was Nate who colluded with county staff in order to get Anderson appointed to RMAC. You, as well as other county staff, were apprised of the ongoing fraudulent RMAC practices, but you failed to respond to my correspondence or take remedial action. In so doing you aided and abetted fraud.

Adam Anderson is the current Chairman of the River Management Advisory Committee (RMAC) and owner of the Villa Florentina Bed & Breakfast located in Coloma. It is a fact that Mr. Anderson has libeled, slandered, and deprived me of civil liberties during public meetings when you have been present. September 14, 2015 was one such occasion. Then during the 3/23/17 Planning Commission hearing concerning Mr. Anderson's Villa Florentina SUP revocation, you repudiated my public comments by falsely stating to the Commissioners, "*The RMP is not relevant to the hearing.*"

As you are also well aware, Adam Anderson failed to meet any of the basic requirements mandated by EDC policy Sec 130.54.090 or the RMP to serve in any capacity on RMAC, hence the significance of the August 24th Planning Commission hearing for his Villa Florentina SUP revocation. You witnessed the failure of the Planning Commission to make a public determination regarding the SUP revocation and the subsequent media publication. Mark Anderson is a staff writer for the Sacramento Business Journal and is a relative of Adam Anderson. I did not see him at the hearing, so I inquired as to the source of his misleading information for the article he published August 25th in the SBJ:

Melody wrote 8/25/17 @ 12:24 PM: I did not see you at the Planning Commission hearing yesterday and the audio/minutes have not yet been posted to Legistar. So who is your source of information concerning Villa Florentina?

Mark Anderson replied 8/25/17 @ 12:32 PM: I talked with Adam Anderson and Roger Trout.

It is the duty of every Citizen to demand that government employees, such as you, specifically perform pursuant to the constitutional mandates contained within their oaths, thereby uphold and protect the rights of the people, as opposed to upholding and promoting the profits of a rapacious, destructive association that perniciously violates the rights of the people as its apparent routine custom, practice and policy.

During our August 3, 2016 meeting with you, CAO Don Ashton, and Supervisor Ranalli, I expressed concern about the history of retaliation and threats, particularly against women in the Coloma-Lotus community, by the "River Mafia Mob" and associated county staff. In addition to entering my substantial evidence into the public record during several BOS meetings that you participated, the fraud and frequent breaches in public policy were also brought to the attention of the Human Resources Director, Sheriff D'Agostini, and District Attorney Vern Pierson for follow up action.

We discussed during our August 3, 2016 meeting that evidence obtained via CA Public Record Act requests reveals your collusion with county staff to deprive the public of their right to public information, refusal to engage in dialog, or participate in the deliberation of public policy. Consequently, the decisions made by you and any recommendations made by you to the Planning Commission and Board of Supervisors that are based upon collusion and deliberately falsified information will adversely affect all EDC tax payers through unnecessarily expensive litigation, thus, undermining the public trust in local government. See *USC Title 18, § 241 Conspiracy Against Rights*. For example:

It was also brought to your attention during our August 3, 2016 "Come to Jesus" meeting with you, CAO Don Ashton, and Supervisor Ranalli, and on numerous other occasions, that county staff is habitually falsifying reports or data and conducting what California Sunshine Laws and the Brown Act describe as "serial meetings", particularly as it affects the River Management Advisory Committee and the Parks & Recreation Commission. During the aforementioned August 2016 audio recorded meeting you admitted the September 14, 2015 RMAC meeting was a fraudulent set up by county staff colluding with the River Mafia Mob to discredit me and *Compass2Truth*. No response has ever been forthcoming from you, or any other county staff, concerning any of the issues on the meeting agenda. **(See Exhibit C1 & C2):**

*The issue of serial meetings stands at the vortex of two significant public policies: first, the constitutional right of citizens to address grievances and communicate with their elected representatives; and second, the Act's policy favoring public deliberation by multi-member boards, commissions and councils. **The purpose of the serial meeting prohibition is not to prevent citizens from communicating with their elected representatives, but rather to prevent public bodies from circumventing the requirement for open and public deliberation of issues.** The Act expressly prohibits serial meetings that are conducted through direct communications, personal intermediaries or technological devices for the purpose of developing a concurrence as to action to be taken. (§ 54952.2(b); *Stockton Newspapers, Inc. v. Redevelopment Agency* (1985) 171 Cal.App.3d 95, 103.)*

Serial meetings are explicitly prohibited. A serial meeting is a series of communications, each involving less than a quorum, but which taken as a whole involves a majority. Serial meetings may occur in various ways. Examples include members of the body communicating with each other and a staff member communicating with members of the body, to orchestrate a consensus. Unlawful serial meetings may occur through oral, written or electronic communications.

Then on October 24, 2016 when you were the guest speaker, you used the Taxpayers Association as a forum to publicly vilify and censor me. Your actions were perceived as an intimidation tactic to silence me in the presence of other county officials.

By your own actions and the actions of other public officers, it is clear that you have violated all of these requirements in letter and spirit, thus, you have violated the law, the rights of the people and have perpetrated ongoing fraud as your usual custom, practice and policy of you and that of the other public officers.

Primary concerns that have been publicly addressed but ignored by you, pertain to the topics of public safety and retaliation, particularly as it applies to the River Management Plan, and the lack of code and law enforcement. As previously stated, Public Record Act requests for information pertinent to Planning and the River Management Plan have been ignored by you, are late, or are insufficiently responded to as required by law. This has been the topic of meetings with you, the Board of Supervisors, and other county staff.

In 2016 a CPRA was submitted concerning your "3-Strikes" policy; however a definitive answer was never forthcoming from you as required by law. Accordingly you've been apprised that Planning Commissioners Gary Miller and James Williams both stated in May 2017 that your "3-Strikes" policy **does not exist**. A policy that does not exist cannot be lawfully enforced. Note Commissioner Miller's remarks:

*"I don't really need to explain to you what I did...I don't need to justify myself to you. You get what I give you!...I suggest you make a complaint to the BOS & have me removed. That would break my heart!...**There isn't a 3 strikes policy! I know there's no such policy!**...There is nothing in the Brown Act that says you can talk 3 or 5 minutes. One of the unique things about being a Chairman is you don't get to tell me what I can do!...Sounds like you are threatening to take me to court...County Council was right there. I assure you, that if I was in violation of the Brown Act he would have said something."*

Depriving the public of honest services is a federal crime. My claims, statements and averments also pertain to your actions taken regarding your failure to provide honest public services, pursuant to your oaths. All public officers within whatever branch and whatever level of government, and whatever be their private vocations, are trustees of the people, and accordingly labor under every disability and prohibition imposed by law upon trustees relative to the making of personal financial gain from a discharge of their trusts. That is, a public officer occupies a fiduciary relationship to the

political entity on whose behalf he or she serves and owes a fiduciary duty to the public. The fiduciary responsibilities of a public officer cannot be less than those of a private individual. You have failed your fiduciary responsibilities and duty.

The First Amendment guarantees the Right of free speech and the Right to petition government for **redress of grievances**, which, the oath taker, pursuant to his oath, is mandated to uphold. If he fails this requirement, then, he has violated two provisions of the First Amendment, the Public Trust and perjured his oath. By not responding and/or not rebutting, the oath taker denies the Citizen remedy, thus, denies the Citizen constitutional due process of law, as stated within the Bill of Rights. By your own actions, pursuant to your oath, you have violated these First Amendment guarantees. An American Citizen, such as I, can expect, and has the Right and duty to demand, that his government officers uphold their oaths to the Constitution(s) and abide by all constitutionally imposed mandates of their oaths. This is an un-enumerated Right guaranteed in the Ninth Amendment, which I hereby claim and exercise.

Furthermore, there is no legitimate argument to support the claim that oath takers, such as you, are not required to respond to correspondence or meeting requests, which, in this case, act as petitions for redress of grievances, stating complaints, charges and claims made against them by their constituents or by Citizens injured by their actions. When public officers harm the Citizens by their errant actions, as you have done, and then refuse to respond to or rebut petitions from Citizens, as you have also done, then, those public officers, as are you, are domestic enemies, acting in sedition and insurrection to the declared Law of the land and **must be opposed, exposed and lawfully removed from office.**

As stated previously, actions by a public officer either uphold the Constitutions and rights secured therein, or oppose them. By your stepping outside of your delegated authority you lost any "perceived immunity" of your office and you can be sued for your wrongdoing against me, personally, privately, individually and in your professional capacity, as can all those in your jurisdiction, including your supervisors and anyone having oversight responsibility for you, including any judges or prosecuting attorneys and public officers for that jurisdiction, if, once they are notified of your wrongdoing, they fail to take lawful actions to correct it, pursuant to their oaths and their duties, thereto:

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

If those superiors referenced above fail to act and correct the matter, then, they condone, aid and abet your criminal actions, and further, collude and conspire to deprive me and other Citizens of their Rights guaranteed in the Constitutions, as a custom, practice and usual business operation of their office and the jurisdiction for which they work. This constitutes treason by the entire jurisdiction against me, and based upon the actions taken and what exists on the public record, it is impossible for

any public officer to defend himself against treason committed. See: 18 USC § 241 - Conspiracy against rights and 18 USC § 242 – Deprivation of Rights Under Color of Law. See also: U.S. v. Guest, Ga. 1966, 86 S.Ct. 1170, 383 U.S. 745, 16 L.Ed 239.

You can either uphold your oath and the rights and best interests of the people, or violate your oath and your duties to the people. As stated previously, anytime you perjure your oath, defy the authority of the Constitutions and step outside of the lawful scope of your duties and authority, you are personally liable. In fact, the national Constitution provides remedy for the people when public officers, such as you, perjure their oaths, which remedy, in part, can be found at the referenced Sections 3 and 4 of the 14th Amendment.

Pursuant to the constitutional mandates imposed upon them, by and through their oaths, there is no discretion on the part of public officers to oppose the Constitutions and their oaths thereto, nor to be selective about which, if any, mandates and protections in the Constitutions they support. The mandates and protections set forth in the Constitutions are all-encompassing, all-inclusive and fully binding upon public officers, without exception, as they are upon you.

If you disagree with anything in this letter, then rebut that with which you disagree, in writing, with particularity, to me, within thirty (30) days of the date of this letter, and support your disagreement with valid evidence, fact and law.

Your failure to respond, as stipulated, is your agreement with and admission to the fact that everything in this letter is true, correct, legal, lawful, and is your irrevocable agreement attesting to this, fully binding upon you, in any court in America, without your protest or objection or that of those who represent you.

Sincerely,

All Rights Reserved



Melody Lane

Attachments:

Exhibit A – 8/9/12 Trout meeting agenda

Exhibit B – 9/4/12 Trout, Sheriff D’Agostini, MGDPR Reynolds meeting agenda

Exhibit C1 - 8/3/16 Trout, Ranalli, Ashton “Come to Jesus” meeting agenda &

C2 – Follow up memo re: RMP/Code & Law Enforcement/CPRAs

Cc: Supervisor Michael Ranalli
Supervisor Brian Veerkamp
Supervisor Sue Novasel
Supervisor Shiva Frentzen
Supervisor John Hidahl
D.A. Vern Pierson

Roger Trout, Development Services – Pierre Rivas, Planning Services

8/9/12 @ 10:00 AM

I. Planning Petition – 6/4/02

Revocation Process

II. Code & Law Enforcement

Sgt. Bernie Morton – forward info?

Violations 2012 < ?

III. RMAC

Censoring of minutes

July minutes – Institutional Permits revoked

Greg Stanton/Env. Mgt. –

Stonewalling

S. Fork Newsletter?

IV. ARR & CR SUPs

Who authorized 7/25 Toe Up Cup event?

Documentation – Code Violations

Annual Renewal Process

V. Follow Up Mtg.

MGDP/EDSO

CAO/Env. Mgt.

Planning Services/Code Enf.

Legislators

EXHIBIT A

September 4, 2012

I. RMP Subject to Brown Act – 4 Entities:

1. Federal – BLM
2. State – CA State Parks, F&G
3. Local – Planning, Env. Mgt., MGDG
4. NGOs – ARC, Sierra Conservancy, Chamber of Commerce (AB42)

II. 3 Tiers – Planning/Code Enforcement

1. Restaurants
2. Special Events
3. Campgrounds

III. RMAC – SUPs

1. CA State Parks
2. Environmental Management
3. Planning/Dev. Services – Stonewalling – Fees & Easements

IV. Code & Law Enforcement

1. Restoring Trust & Improving Community Relations
 - a) Retaliation
 - b) Media Manipulation
2. Consequences
3. Transparency & Accountability
 - a) MOUs
 - b) Ordinances
 - c) Documentation
 - d) Planning Commission

V. Next Steps & Follow Up Target Dates

1. EDSO & MGDG
2. CAO-DOT/Environmental Management/Planning

EXHIBIT B

Agenda
8-3-16 @ 4 PM
Don Ashton – Mike Ranalli – Roger Trout

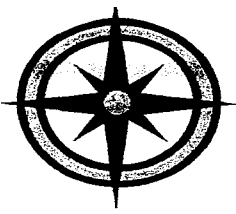
- I. RIVER MANAGEMENT PLAN
 - A. RMAC Representation
 - 1) EDSO
 - 2) MGDP
 - 3) Resident
 - B. Brown Act Violations
 - a. 9/14/15 meeting (attendees)
 - b. MGDP Rep. Bill Deitchman – absent/approved minutes
 - c. 5/26/16 MGDP Special Meeting
 - d. 7/11/16 Lotus Fire House > 8/8/16
 - C. RMP Update
 - 1) EDSO Revisions
 - 2) BLM/CA State Parks
 - 3) Ranalli strategy

- II. CODE/LAW ENFORCEMENT
 - A. EDSO Jurisdiction
 - B. SUPs
 - 1) Code Enforcement coordination w/EDSO (John Desario replaced Jim Wassner)
 - 2) Documentation
 - 3) Complaint process > responsibility?
 - 4) Consequences/Revocations
 - 5) Retaliation

- III. CPRAs
 - A. Oaths of Office
 - B. CAO/County Counsel
 - C. Violations – Late/non-compliant responses

- IV. FOLLOW UP
 - A. Remedy & Expectations
 - 1) CAO
 - 2) Mike Ranalli
 - 3) Roger Trout
 - 4) EDSO
 - B. Next meeting target date:

EXHIBIT C-1



COMPASS & TRUTH

Citizens Serving God in Truth and Liberty

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

August 5, 2016

TO: Don Ashton, CAO
Roger Trout, Planning & Development
Mike Ranalli, Supervisor District #4

CC: Sheriff John D'Agostini
Barry Smith, Acting MGDG Superintendent

**RE: 8/3/16 Come to Jesus Meeting
RMP/Code & Law Enforcement/CPRAs**

Gentlemen,

Thanks especially go to Don Ashton for coordinating this long overdue "Come to Jesus" meeting. I realize this was a lot of info to digest in one short hour but I'm confident in Don's ability to assimilate the most important aspects outlined on the prepared agenda. Thanks as well for forwarding relevant information to Sheriff D'Agostini thus encouraging accountability, communication and honorable resolution without the necessity of litigation.

For the record we've already met with MGDG Superintendent Barry Smith over related matters. It is noteworthy that Sheriff D'Agostini has refused to respond or participate in these important meetings concerning EDSO jurisdiction, public safety, Public Record Act requests, and other legal issues relative to his Constitutional Oath of Office. As mentioned Park Rangers, BLM, Dept. of Forestry, Fish & Wildlife and all other branches of law enforcement have no authority on private property unless granted authority via a MOU or MOA by Sheriff D'Agostini. To date all CPRAs reveal none exist.

I would also like to thank Roger Trout for transparently acknowledging the 9/14/15 RMAC meeting attended by Supervisor Ranalli as a deliberate set-up orchestrated by RMAC delegates and County Parks & Recreation personnel. The blatant lies and falsification of public records cannot be ignored.

Please note that Ranger Bill Deitchman was not present at the 9/14/15 RMAC meeting yet instead of recusing himself he seconded the approval of the minutes. During our April meeting with CA State Parks Bill commented that County Counsel advised him, "You don't have to be there to approve the minutes."

That was not the first time Mike Ciccozzi has been known to give bad counsel and violated his Oath of Office. Larry Weitzman nailed it in this article entitled "***Below the Law - EDC Legal Counsel Giving Bad Advice.***" In addition to state law, federal anticorruption law broadly guarantees the

EXHIBIT C-2

public “honest services” from public officials. *Depriving the public of honest services is a federal crime.* (Refer to my 1/5/16 BOS Open Forum presentation.)

Both consultant Steve Peterson and Vickie Sanders acknowledged during one of our audio recorded meetings that the River Management Plan has been *essentially ineffective since its inception*. According to both Steve and Vickie, relinquishing the RMP management to BLM and CA State Parks who work hand-in-hand with American River Conservancy is already a “done deal.” As it stands neither option is desirable for residents affected by the River Management Plan.

Equally significant is the fact that Noah Rucker and the RMAC representatives continue to abuse the authority delegated to them by the BOS and under the direction of County Counsel. Basically RMAC has gotten away with blatant bully tactics for decades. It is clearly evident so-called “public” meetings facilitated by County staff are nothing more than prearranged RMAC outcomes deliberated behind closed doors at the behest of RMAC and the River Mafia minions.

Note specifically that the 7/11/16 RMAC meeting postponed to 8/8/16 was *again* postponed to be held on 8/15/16. This raises the concern brought up relevant to the CA State Parks PRA revealing that Supervisor Ranalli’s intent to stall the RMP Update as well as Sheriff D’Agostini’s reticence to comply with Public Record Act requests, especially those pertaining to EDSO representation on RMAC as required by the RMP.

In order that everyone is on the same page I’ve included as attachments the agendas from a few of our meetings with Sheriff D’Agostini, State Parks and other County personnel. I’m confident you will concur that public servants are either part of the problem, or part of the solution. We are hopeful Don Ashton in his new capacity as CAO will indeed live up to the expectations placed in him to improve EDC accountability and communication with the public.

As promised, I’ve also included the EDSO/Code Enforcement portions of the RMP I referred to during our meeting last Wednesday regarding Code and Law Enforcement. A comprehensive copy of the RMP can be found on the EDC government website:

https://www.edcgov.us/EMD/Rivers/River_Management_Plan.aspx

We look forward to meeting with you again in approximately three months for follow up on these important issues. In the interim it is expected Roger Trout will reply in writing to each Code Enforcement complaint as he agreed with a reminder of the “3 strikes” consequences for SUP violations.

Respectfully,

Melody Lane

Attachments:

1. Norma Santiago 9/22/14 meeting agenda
2. Roger Trout/Pierre Rivas 8/9/12 meeting agenda
3. 11/12/14 Robyn Drivon/Paula Franz meeting agenda
4. 9/4/12 Sheriff D’Agostini, Roger Trout, Jeremy McReynolds meeting agenda
5. 4/1/16 CA State Parks meeting agenda w/Barry Smith & Bill Deitchman
6. 8/3/16 CAO/Trout/Ranalli meeting agenda
7. RMP excerpts re: EDSO/Code Enforcement