



M. Lane Open Forum BOS 9/10/2019

Compass2Truth

Citizens for Constitutional Liberty

P.O. Box 598
Coloma, CA 95613

July 15, 2019

To: CAO Don Ashton
Jim Mitrison, Clerk to the Board

CC: Board of Supervisors Dist. #1, 2, 3, 4 & 5

RE: Response to CPRA# P002210-062519

The response to this CPRA was incomplete insofar as it failed to identify all EDC personnel and county committee & commission members with whom I've been denied direct email contact with.

On 8/6/18 @ 5:09 PM Don Ashton wrote:

Over the past several weeks the tone of Melody Lane's emails have become increasingly accusatory and disrespectful to County staff. While we are aware the Sheriff has already blocked all emails from Ms. Lane, I now have one other department asking County IT to block all emails as well.

County Counsel has determined the County can take reasonable actions in determining how the public interacts with their government, as long as those actions do not unreasonably prevent access to an constituents governmental representatives.

As a result, I am planning on asking IT to only allow Ms. Lane to email the following email addresses.

- 1) *Myself so that she isn't prevented access from emailing the CAO.*
- 2) *Jim Mitrison and edc.cob@edcgov.us, since she often emails attachments to be included with the Board agenda and PRAs.*
- 3) *Roger Runkle to assist in the review of PRAs.*
- 4) *Mike Ciccozzi so she has access to the County's lawyer and so he is aware in the event of any legal questions.*
- 5) *Char Tim and planning@edcgov.u since she often emails attachments to be included relative to Planning Commission items.*
- 6) *Roger Trout as Char's supervisor.*
- 7) *All five Board members.*

Any emails that require the attention of another department will be forwarded to that department for appropriation action, similar to what is currently being done with the Sheriff's Office.

Please let me know if you have any questions or concerns with this approach. If I don't hear of any concerns by the end of this week, I will ask David to implement these changes next week, and at the

same time email Ms. Lane letting her know as well so that when her emails start getting returned she is aware.

For the record **Compass2Truth** was established in 2009 as a whistleblower organization. As its only authorized spokesperson everything I submit has always been based upon truth, fact, evidence and valid law. *Nothing* has ever been disrespectful or accusatory in any of my correspondence with county employees.

Furthermore, it is well established that Mike Ciccozzi had a sordid history of retaliation and for providing *bad legal counsel*, particularly as it pertained to exposure of RMAC and EDC corruption. Every lawyer knows it is unethical and conflict of interest to provide legal advice to both a government employee AND to a citizen whose taxes pay his salary. Additionally prohibiting my email access to any public servant violates his Constitutional oaths of office. As such County Counsel is well aware the formal documents and relevant correspondence I've submitted to government representatives serve a fourfold purpose:

1. To put them on notice of issues transpiring within their jurisdiction
2. Solicit feedback to public inquiries and/or CPRAs
3. Notification of legal responsibility is the first essential of due process of law
4. Equal access to all public servants is a First Amendment right of every citizen—*ensorship, discrimination and deprivation of rights is illegal*

Please note the following and comply accordingly:

Please identify the above referenced department representative that requested my emails be blocked AND include all *correspondence between Don Ashton and that individual relative to his unconstitutional government censorship. (*) Such writings and communications to include any handwriting, typing, printing, photocopying, transmitting by facsimile or electronic mail, any form of communication or representation including letters, words, pictures, sounds or symbols, or combination thereof, and any record thereby created, regardless of the manner in which the record has been stored.

Per a telephone conversation with Vickie Sanders in 2018, she apprised me that she hadn't received any of my emails for quite some time. Shortly thereafter Don Ashton *unlawfully* ordered the censorship/filtering of my correspondence with government representatives. ***Please provide all correspondence with Ms. Sanders in that regard.***

Also please provide all correspondence with all other relevant county personnel, including but not limited to Char Tim, BOS administrators, county counsel, as well as RMAC representatives, Planning Commission and Parks & Rec Commission representatives.

As stated previously, to avoid unnecessary delays or costs of duplication, electronic copies are acceptable and may be emailed to melody.lane@reagan.com in a *compressed file format*. **Access is always free.** Fees for "inspection" or "processing" are prohibited. (§ 6253)

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

Sincerely,

Melody Lane

Founder – **Compass2Truth**

From: Melody Lane [mailto:melody.lane@reagan.com]
Sent: Monday, July 15, 2019 4:06 PM
To: 'El Dorado County Public Records Center'; Jim Mitrisin; 'Donald Ashton'
Subject: RE: Public Records Request :: P002234-071519

This is NOT a new CPRA. It was in response to the incomplete response to CPRA #P002210-062519 received July 8th. Please provide the requested data ASAP.

Melody Lane

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*"Indeed I tremble for my country when I reflect that God is just; that his justice cannot sleep forever."
~ Thomas Jefferson ~*

From: El Dorado County Public Records Center [mailto:eldoradocountyca@mycusthelp.net]
Sent: Monday, July 15, 2019 3:49 PM
To: melody.lane@reagan.com
Subject: Public Records Request :: P002234-071519

Dear Melody Lane:

The County of El Dorado is dedicated and responsive to our community. Your request has been received and is being processed. Your request was given the reference number P002234-071519 for tracking purposes.

Records Requested: Please identify the above referenced department representative that requested my emails be blocked AND include all *correspondence between Don Ashton and that individual relative to his unconstitutional government censorship. (*) Such writings and communications to include any handwriting, typing, printing, photocopying, transmitting by facsimile or electronic mail, any form of communication or representation including letters, words, pictures, sounds or symbols, or combination thereof, and any record thereby created, regardless of the manner in which the record has been stored. Per a telephone conversation with Vickie Sanders in 2018, she apprised me that she hadn't received any of my emails for quite some time. Shortly thereafter Don Ashton unlawfully ordered the censorship/filtering of my correspondence with government representatives. Please provide all correspondence with Ms. Sanders in that regard. Also please provide all correspondence with all other relevant county personnel, including but not limited to Char Tim, BOS administrators, county counsel, as well as RMAC representatives, Planning Commission and Parks & Rec Commission representatives. As stated previously, to avoid unnecessary delays or costs of duplication, electronic copies are acceptable and may be emailed to melody.lane@reagan.com in a compressed file format. Access is always free. Fees for "inspection" or "processing" are prohibited. (§ 6253) If you determine that some but not all of the information is exempt from disclosure and that you intend to withhold it, I ask that you provide a signed notification citing the specific legal authorities on whom you rely.

Your request will be forwarded to the relevant department(s) to locate the information you seek and to determine the volume and any costs associated with satisfying your request. You will be contacted about the availability and/or provided with copies of the records in question.

You can monitor the progress of your request at the link below and you'll receive an email when your request has been completed.

Thank You,

County of El Dorado

To monitor the progress or update this request please log into the [El Dorado County Public Records Center](#).

From: Melody Lane [mailto:melody.lane@reagan.com]

Sent: Tuesday, July 16, 2019 5:03 PM

To: 'El Dorado County Public Records Center'; 'Donald Ashton'; Jim Mitrising; edc.cob@edcgov.us; Vern R Pierson

Cc: lori.parlin@edcgov.us; sue.novasel@edcgov.us; shiva.frentzen@edcgov.us; brian.veerkamp@edcgov.us;

john.hidahl@edcgov.us; Nancy Anderson; bosfive@edcgov.us; bosfour; bosone@edcgov.us; bosthree@edcgov.us; bostwo@edcgov.us

Subject: RE: Public Records Request :: P002210-062519

Once again, the zip file you referenced below was exactly what I received on July 8th but it was ***incomplete***, hence the attached ***supplemental*** request for ALL files as per the original CPRA submitted on June 24th.

Please thoroughly READ the attached response and COMPLY pursuant to my rights under the California Public Records Act Government Code Section 6250 et seq. Vern Pierson has been copied to ensure appropriate oversight of this legal matter.

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“Experience hath shewn, that even under the best forms of government those entrusted with power have, in time, and by slow operations, perverted it into tyranny.” ~ Thomas Jefferson ~

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Subject: Public Records Request :: P002210-062519

Attachments:

MLane Discovery.zip

--- Please respond above this line ---



County of El Dorado

The Gold Standard in Public Service

Public Records

Ms. Lane,

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Thank you,
Jim Mitrising
Clerk of the Board

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From: Melody Lane [mailto:melody.lane@reagan.com]

Sent: Friday, September 6, 2019 5:07 PM

To: 'El Dorado County Public Records Center'

Cc: 'Donald Ashton'; Vern R Pierson; lori.parlin@edcgov.us; Tiffany Schmid; brian.veerkamp@edcgov.us; sue.novasel@edcgov.us; john.hidahl@edcgov.us; shiva.frentzen@edcgov.us

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Contrary to Don Ashton's threat to hang up on me last Friday when we spoke on the phone, government counsel is incapable of a "fair and unbiased" response to any legal matter, including CPRAs. My taxes pay your salary, therefore you work for me. You should have learned in law school it would be a conflict of interest to give legal advice to a citizen AND government employees.

Furthermore, you may wish to inform Sheriff D'Agostini and Captain Ed Faulkenstein that they are *not above the law*.

On 8/28/19 I went into EDSO to view case file EG19-7259 but was denied access to it by Angela in Records claiming EDSO had 10 days to respond to a CPRA. Previously case file reports were prepared for me to view while I waited in the lobby, so there is no PRA tracking number for this request. On my second trip back to EDSO Ed Faulkenstein was handed the above excerpts from the *Guide to CPRAs* but he still smugly refused to permit me to view the case file although he had already acknowledged it was completed.

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Or maybe the Bureaucratic Shenanigans had something to do with me publicly addressing the issue of EDSO Unjust Enrichment?

Perhaps it was when I quoted the Sheriff during a BOS meeting, "*You need a new Board [of Supervisors.] All of them. Hold their feet to the fire. Mine too; I work for you.*"

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Or what about the evidence of multiple Citizen Complaints of Officer Misconduct that I filed with the Grand Jury, Vern Pierson, and the DOJ?

Was it the notifications of legal responsibility that I entered into the public record which is the first essential of due process of law???

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"Resistance to tyranny becomes the Christian and social duty of each individual...Continue steadfast and, with a proper sense of your dependence on God, nobly defend those rights which heaven gave, and no man ought to take from us." ~ John Hancock ~

From: El Dorado County Public Records Center [mailto:eldoradocountyca@mycusthelp.net]
Sent: Friday, September 6, 2019 11:05 AM
To: melody.lane@reagan.com
Subject: Public Records Request :: P002210-062519

--- Please respond above this line ---

Dear Ms. Lane,

My name is Sharon Carey-Stronck and I am an attorney in the El Dorado County Counsel's Office handling some of the PRA requests submitted to El Dorado County. Your August 21, 2019, letter to Don Ashton was forwarded to me to evaluate whether the County has additional records to release pursuant to your updated request. It appears that the County would have some additional documents which would be responsive to your most recent request and those documents are being gathered. I will initiate my review of those documents next week and will provide you with an update.

Regards,

Sharon Carey-Stronck
Deputy County Counsel
Office of the County Counsel
El Dorado County

To monitor the progress or update this request please log into the [El Dorado County Public Records Center](#).

In the words of Justice William O. Douglas, ***“Since when have we Americans been expected to bow submissively to authority and speak with awe and reverence to those who represent us? The constitutional theory is that we the people are the sovereigns, the state and federal officials are only our agents. We who have the final word can speak softly or angrily. We can seek to challenge and annoy, as we need not stay docile and quiet.”***

In an email dated 8/6/18 Don Ashton wrote: *“Over the past several weeks the tone of Melody Lane’s emails have become increasingly accusatory and disrespectful to County staff. (THAT IS A LIE! Everything Compass2Truth does is based upon truth, fact, evidence and valid law.) While we’re aware the Sheriff has already blocked all emails from Ms. Lane, I now have one other department asking County IT to block all emails as well.”* He goes on to say, *“As a result I am planning on asking IT to only allow Ms. Lane to email the following email addresses: Myself so that she isn’t prevented access from emailing the CAO, Jim Mitrisin, Roger Runkle to assist in review of PRAs, Mike Ciccozzi so she has access to the County’s lawyer and so he is aware in the event of any legal questions, Char Tim and planning, Roger Trout, and all five Board members.”*

During a recent conversation with Don Ashton regarding government accessibility and an incident where the Sheriff’s department refused my right to view a case file report Don threatened to hang up on me when I told him I was sick of his BS. Don then told me to talk to county counsel. Whether you call it Bureaucratic Shenanigans or bovine fecal matter, it is still government BS and in violation of the Constitution.

Although it may be true that Don doesn’t control what Sheriff D’Agostini does, it’s apparent the Sheriff still controls Mr. Ashton. *Sheriff D’Agostini, Don Ashton & county counsel are NOT above the law **nor does the Constitution permit them to censor anyone and deny access to public records.*** Furthermore county staff and Lori Parlin are refusing to acknowledge or respond to constituent phone calls and emails. Need you be reminded, you are public servants, NOT the masters over EDC citizens.

Every first year law student knows it is a conflict of interest for a lawyer to represent government employees AND to give legal advice to citizens whose taxes pay their salaries. To compound the matter on Friday I received an obtuse email from deputy counsel Sharon Carey-Stronck regarding follow up to a CPRA referenced in the materials before you. In it she references a letter dated August 21, 2019 to Don Ashton when in fact I never sent Don Ashton a letter anywhere near that date. It’s another classic example of government **Bureaucratic Shenanigans** discussed during yesterday’s Taxpayers Association meeting.

The First Amendment does more than give us a right to criticize our country: it makes it a civic duty. Certainly, if there is one freedom among the many spelled out in the Bill of Rights that is especially patriotic, it is the right to criticize the government. The right to speak out against government wrongdoing is the quintessential freedom.

Unfortunately, those who run the government don't take kindly to individuals who speak truth to power. In fact, the government has become increasingly intolerant of speech that challenges its power, reveals its corruption, exposes its lies, and encourages the citizenry to push back against the government's many injustices. The First Amendment was intended to protect the citizenry from the government's tendency to censor, silence and control what people say and think.

What the architects of the police state want are submissive, compliant, cooperative, obedient, meek citizens who don't talk back, don't challenge government authority, don't speak out against government misconduct, and don't step out of line. What the First Amendment protects—and a healthy constitutional republic requires—are citizens who routinely exercise their right to speak truth to power.

This is not Nazi Germany or communist China where censorship is a means of control over the population, but it is an assault on the Constitution and freedom of every EDC citizen. You will be held accountable to the laws of God and the Supreme law of the land.

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

- 1) This transcript
- 2) 7/15/19 response to CPRA P002210-062519 @ 4:06 PM
- 3) 7/16/19 @ 5:03 PM response to Jim Mitrisin
- 4) 9/6/19 @ 5:07 PM response to Deputy Counsel Sharon Carey-Stronck



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El Dorado County Transportation Commission Meeting
Open Forum Commentary by Terry Kayes, 5 Mile Road

Reminder to Attend ICOET 2019, in Sacramento, September 22-26

This is to remind you all of the upcoming tenth biennial [International Conference on Ecology and Transportation](#), to be held at the Hiatt Regency Hotel this upcoming [September 22nd through 26th](#). Given that one of the main goals of the conference (the tenth to be held in the past 20 years) is to provide highway and road planners and civil and environmental engineers, as well as policy makers, with timely information on proven research-based, field-tested ways to properly identify where to site wildlife crossings, wildlife-crossing structures (meaning overcrossings and undercrossings), safe guiding fences, fence-ends and access-road treatments, and such features as road jump-out and escape ramps — as well as the best ways to design and build such engineered crossing-systems for a great many wild-life species, especially deer, which pose some particular problems, like deer avoidance of going through (large) culverts, whose main function is most often to provide for high-volume water drainage under roadways during periods of high-water runoff from upslope terrain during and after major rainstorms and snowmelts.

Given that the California Department of Transportation (Caltrans) is hosting this important conference, that it is a regular (biennial) event which was announced many months ago, and that it will be apparently providing attendees a field trip to the Lake Tahoe area, I assume that members of the El Dorado County Board of Supervisors and Transportation Commission and appropriate members of

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The Impacts of Multiple Stressors on Aquatic Invertebrate Communities in the Umatilla River

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Abstract

- Rivers impacted by human activities often have multiple stressors present. The effects of multiple stressors on biological communities can often be difficult to predict, due to the

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potential for complex interactions between stressors and communities. This thesis explores the impacts of two stressors often associated with agricultural land use, increased sediment and reduced discharge, on aquatic invertebrate communities and taxa behavior. The study design of these experiments allowed for the analysis of both independent and interactive effects of these two stressors on aquatic invertebrates. To test the impact of multiple stressors on aquatic invertebrate communities, in-stream techniques were used in the Umatilla River in the summer of 2014. The impacts of these stressors were analyzed by focusing on community metrics and total community structure. There was evidence for both independent and interactive effects of sediment and discharge on the aquatic invertebrate communities. Increased sediment and reduced discharge both had negative impacts on Ephemeroptera, Plecoptera, and Trichoptera (EPT) taxa, and both changed functional group proportions and taxa abundances in the communities. The presence of complex stressor interactions in this study highlighted the need to continue studying multiple stressors in rivers in order to better understand these complex relationships. To test the impact of multiple stressors on invertebrate behavior, laboratory techniques were used. Movement behavior (i.e. crawling and drift behavior) was assessed for stonefly nymphs (family: Perlodidae, genus *Isoperla*) to determine how increased sediment and reduced discharge impacted habitat selection. Perlodidae nymphs found in experimental channels in the Umatilla River were also assessed to test how these two stressors may impact their abundances in rivers faced with increased sediment and reduced discharge. There was evidence that increased sediment influenced *Isoperla* movement behavior, with more nymphs moving off of habitat subjected to added sediment compared to habitat without sediment. There was also evidence that increased sediment had a significant negative influence on Perlodidae absolute and percent abundance in the Umatilla River. Discharge was found to have a marginally negative influence on Perlodidae absolute abundance. Both of these studies show the important consequences of increased sediment and decreased discharge for individual taxa and functioning aquatic invertebrate communities. Continued study of multiple stressors in rivers will help us to better understand how to manage stressors to reduce the number of negative effects in river communities. In addition, continued use of laboratory studies may allow us to better understand the impacts on

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individual taxa within communities and may help us understand the mechanisms influencing
taxa abundances found in nature.

Resource Type • [Masters Thesis](#)

Date Available • [2016-07-05T23:36:55+00:00](#)

Date Copyright • [2016-06-15](#)

Date Issued • [2016-06-15](#)

Degree Level • [Master's](#)

Degree Name • [Master of Science \(M.S.\)](#)

Degree Field • [Fisheries Science](#)

Degree Grantor • [Oregon State University](#)

**Commencement
Year** • [2017](#)

