

1 IN PROPRIA PERSONA

2 SIXTH DISTRICT COURT OF APPEALSE

3 STATE OF CALIFORNIA

4 CARY ANDREW CRITTENDEN,

Case H045195

5 Petitioner,,

6 Trial court: C1642778:

7 vs.

8 SANTA CLARA COUNTY PROBATION
9 DEPARTMENT AND ,SUPERIOR COURT,
10 COUNTY OF SANTA CLARA

DECLARATION OF FACTS IN SUPPORT
OF PETITION FOR HABEAS CORPUS
RELIEF

11 RESPONDANT

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15 IN PROPRIA PERSONA

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17 Petitioner, Rev. Cary Andrew Crittenden is a well-established and nationally
18 recognized social activist, which includes political activism and tenant rights advocacy at
19 Markham Plaza Apartments, a HUD subsidized apartment complex located at 2000 / 2010
20 Monterey Road in San Jose, California. The concerns brought to my attention by Markham
21 Plaza residents included violence, harassment and hostile living environment by Markham Plaza
22 Property Management. Previously, Markham Plaza had a contract through San Jose Police
23 Departments secondary employment unit and hired San Jose Police officers to work off duty, in
24 San Jose Police uniform as security guards, which raised serious conflict of interest issues. Off
25 duty officers were often assisting in HUD violations, Fair Housing Act and section C-1503 of the
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1 San Jose Police Duty Manuel which required that they only enforce laws - not the policies of
2 their employers.

3 In 2008, a complaint was filed by fellow Markham Plaza tenant rights activist, Dr.
4 Christopher Ehrentraut with several law enforcement agencies including the U.S. Department of
5 Housing and Urban Development, The U.S. Postal Service, The San Jose Police Department,
6 The Santa Clara County District Attorney's office and the California Attorney General's office.
7 I had been advocating for Markham Plaza resident Heidi Yauman, who I had a very close
8 relationship with. Heidi Yauman is disabled and was conserved through the Santa Clara County
9 Public Guardian in probate court case (1994-1-PR-133513 / 1990-1-PR-124467) The Public
10 Guardian also has history of facilitating illegal evictions and committing HUD violations, some
11 of which were exposed by ABC News I-Team (Dan Noyes & Jim O'Donnell) The ABC News
12 Story, Investigating the Public Guardian, is featured at the following youtube URL:
13 <https://www.youtube.com/watch?v=y809jIIev5w>

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16 There was an incident involving San Jose Police Sergeant Michael Leininger and
17 Heidi Yauman, where Heidi was in outside seating area outside her residence. Heidi Yauman
18 was not violating any laws or lease conditions but was approached by Sergeant Michael
19 Leininger and told to go to her apartment and not come out or she would be arrested. I went over
20 Heidi Yauman's lease with her and the Markham Plaza House Rules and pointed out a section
21 specifying that she, as a tenant was entitled to full enjoyment of all common areas of the
22 complex, including the outside seating area where she was sitting when approached by Sergeant
23 Michael Leininger. Heidi Yauman and I then returned to the outdoor seating area with copy of
24 the house rules and lease where we were approached again by Sergeant Leininger, who said to
25 Heidi Yauman "I thought I told you to go to your room!" I then attempted to show Sergeant
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1 Leininger the lease and house rules. In response to my advocating for Heidi Yauman's fair
2 housing rights, a federally protected activity, Sergeant Leininger commanded me to leave the
3 property and not return or I would be arrested for trespassing. Sergeant Leininger and SEU
4 reserve officer: Robert My name was then unlawfully entered into San Jose Police Department's
5 STOP program database. Heidi Yauman and I were both maliciously targeted and harassed by
6 Sergeant Michael Leininger and reserve officer Robert Alan Ridgeway, who worked under
7 Leininger's supervision. Neighborhood residents approached me and complained that Leininger
8 and his officers were also illegally targeting low income residents, and illegally banning them
9 from "The Plant" shopping center, located across the street from Markham Plaza at the corner of
10 Monterey Road and Curtner Avenue. These included residents of Markham Plaza Apartments,
11 Markham Terrace Apartments, Peppertree Estates Mobile Home Park, and the Boccardo
12 Reception Center, a neighborhood homeless shelter. What Sergeant Micheal Leininger and his
13 officers were doing was very similar to the illegal practice of "red lining".

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17 In 2008, Heidi Yauman submitted a complaint letter to Markham Plaza Property
18 Management, Theresa Coons detailing the harassment and by Sergeant Michael Leininger.
19 Chapter 4 of the HUD management agent handbook describes managements responsibility to be
20 responsive to resident concerns. More info can be found at:

21 <https://www.hud.gov/sites/documents/43815C4HSGH.PDF>

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23 Sergeant Leininger approached me at my place of employment and told me that
24 because of Heidi Yauman's letter complaining about him, she was going to be evicted. Sergeant
25 Michael Leininger also stated that I had been living at Markham Plaza and that he had video of
26 me there. On the contrary, I had not been on the property for many months and had been residing
27 in Palo Alto since June, 2007.

1 This matter was brought to the attention of deputy Santa Clara County Public
2 Guardian Kanta Jindal, who at the time was Heidi Yauman's conservator. It was Jindal's
3 responsibility to advocate for Heidi Yauman and to stop what was obviously very illegal abuse
4 against her. Not only were Heidi Yauman's fair housing rights being violated, and she was being
5 denied the extra care needed because of her disability, but the abuse by property management
6 and sergeant Leininger also violated laws protecting dependent adults and seniors. Deputy Jindal
7 demanded that I stay away from Heidi Yauman and stop advocating for her. Shortly thereafter,
8 Heidi Yauman received a letter from supervising public guardian Dennis Silva alleging false
9 unsubstantiated allegations, including there being video showing I was residing at Markham
10 Plaza Apartments. The letter from Dennis Silver to Heidi Yauman told her she should expect an
11 eviction notice in the near future. Neither Kanta Jindal, or her supervisor, Dennis Silva did
12 sufficient research or follow up on the crisis at Markham Plaza Apartments and were not aware
13 of the widespread abuses taking place, the tenant organizing efforts underway by myself and Dr.
14 Christopher Ehrentraut, and the criminal complaint recently filed against Markham Plaza by Dr.
15 Christopher Ehrentraut. (approximately April, 2008)

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19 In a state of panic, Heidi Yauman wrote up a letter about what was happening
20 regarding Markham Plaza and the public guardian. This letter, which contained a few errors,
21 detailed abuses going back to approximately 2003 with the public guardian including another
22 fraudulent eviction following a 25-month period in which Heidi Yauman was denied services by
23 the public guardian. This letter also referenced abuses by deputy public guardian Rhondi
24 Opheim and two San Jose Police officers : Gabriel Cuenca (Badge 3915) and Tom Tortorici
25 (Badge 2635) This incident, which occurred on January 26th, 2006 is documented here:
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1 <https://www.youtube.com/watch?v=y5-Khy4bpH4> (Both of these officers were under the
2 supervision of San Jose Police Sergeant Michael Leininger (Badge 2245)
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1 **Copies of Heidi Yauman’s letter was distributed to multiple social services**
2 **agencies, law enforcement agencies, left under windshield wipers of police cars, and**
3 **distributed to several court facilities in Santa Clara County. Heidi Yauman received a**
4 **follow up letter from Santa Clara County Superior Court Judge Mary Anne Grilli, and an**
5 **investigation was initiated by Santa Clara County District Attorney Elder Fraud**
6 **Investigator: Detective Dennis Brookins, who was under the supervision of deputy district**
7 **attorney Cheryl Bourlard (California State Bar ID #132044) We also met with San Jose**
8 **City Council Member: Sam Liccardo, who confirmed that he would pass along a copy of**
9 **Heidi Yauman’s letter to the Santa Clara County Board of Supervisors. Council Member**
10 **Sam Liccardo and I discussed the retaliatory incident involving Sergeant Michael**
11 **Leininger, and I sent a follow up letter to Council Member Sam Liccardo , who then**
12 **forwarded the concerns over to the San Jose Police Department’s Internal Affairs Unit.**

13 **Heidi Yauman and I both met with San Jose’s Independent Police Auditor**
14 **office (Suzanne Stauffer & Shivaun Nurr) and Heidi Yauman obtained pro bono legal**
15 **counsel from the Law Foundation of Silicon Valley (Melissa Antoinette Morris – California**
16 **State Bar ID# 233393)**

1 **Copies of documents were made available to Dr. Christopher Ehrentraut to**
2 **supplement the existing criminal complaint which included violations of the Unruh Civil**
3 **Rights Act. I called Supervising Public Guardian Dennis Silva to confront him on the letter**
4 **he sent to Heidi Yauman and challenged him to verify or prove a single allegation stated on**
5 **the letter. Dr. Christopher Ehrentraut also called Dennis Silva to brief him on the crisis at**
6 **Markham Plaza, and the widespread abuse that had been occurring and pleaded with Mr.**
7 **Silva to not participate in the attacks against Heidi Yauman and the other residents.**
8 **Dennis Silva called me back and conceded that he was unable to prove or verify any of the**
9 **allegations and stated that Heidi Yauman was not going to be evicted from Markham Plaza**
10 **Apartments.**

13 **That same day, Markham Plaza Property Manager: Theresa Coons was**
14 **terminated from her position. Deputy Public Guardian Kanta Jindal was also abruptly**
15 **removed as Heidi Yauman’s case. Theresa Coons was replaced by Markham Plaza**
16 **Property Manager Katrina Poitras, and Deputy Public Guardian Kanta Jindal was**
17 **replaced by deputy public guardian Rebecca Pizano-Torres.**

1 During the same time period in 2008, San Jose Police Officer Robert Ridgeway
2 was arrested and convicted for domestic violence against his wife, Minette Valdes in Santa Clara
3 County Superior Court Case CC891592. Following his arrest, and the complaint by Dr.
4 Christopher Ehrentraut, Robert Ridgeway was no longer a San Jose Police officer. On October
5 22nd, 2008, Robert Ridgeway started a corporation called WifiSwat (Entity number: C3166900),
6 Robert Ridgeway resumed working through contracts with Markham Plaza Apartments, and
7 “The Plant” shopping center as a surveillance camera technician DBA: WifiSwat. Robert
8 Ridgeway’s supervisor, Sergeant Michael Leininger (badge no. 2245) retired from the San Jose
9 Police Department and started his own security company: Safety First Security LTD (PI 27360
10 PPO 16683) Michael Leininger also continued to working with Markham Plaza Apartments and
11 “The Plant” shopping center DBA “Safety First Security.” Through his private company, he
12 employed uniformed off-duty San Jose Police officers as security guards at both locations.
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17 I continued to work with local and neighborhood residents and other community
18 leaders in addressing neighborhood safety and redevelopment concerns and police misconduct
19 related issues in the neighborhood and throughout the city. I also networked with activists and
20 organizations from around the country to bring about public awareness to abusive
21 conservatorships and to advocate for better laws protecting dependent adult / seniors and
22 disabled. I worked very closely with San Jose City Council Member Madison Nguyen who set
23 up an office at “The Plant” shopping center. Councilmember Nguyen and I to set up meetings
24 with the residents at Markham Plaza Apartments, who asked us to help start a Neighborhood
25 Watch Program. There were also discussions about starting a neighborhood association or
26 joining forces with the nearby Tully / Senter Neighborhood Association. When the hostile living
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1 environment at Markham Plaza Apartments became too overwhelming for Heidi Yauman to
2 withstand, she would often hang out with Councilmember Madison Nguyen at her “Plant
3 Shopping Center” campaign office.
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6 I also worked closely with many others including San Jose Independent Police
7 Auditor: Judge Ladoris Cordell (ret), San Jose Police Chief Christopher Moore, San Jose Police
8 Internal Affairs Commander: Lieutenant Richard Weger and Jose Salcido, a retired sheriff
9 department lieutenant and Public Safety advisor for Mayor Chuck Reed. In 2010, a police
10 misconduct news story regarding initiated by me made international news and was featured on
11 the television show: Good Morning America and in 2011, I received an invitation to meet with
12 U.S. President Barack Obama. I been a professional activist for many years and have been
13 invited as guest speaker at Stanford University and my video presentations have been used to
14 teach law school students.
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18 In April 2012, The San Jose Police Department’s secondary employment unit was
19 subject of scathing audit by the San Jose City Auditor’s office under supervision of Sharon
20 Erickson. San Jose Police chief Christopher Moore acted upon my recommendations to better
21 supervise the Secondary Employment unit after my recommendations were echoed by auditor
22 Sharon Erickson. Changes were made to San Jose Police departments organizational structure
23 and the secondary employment unit was moved out of the bureau of administration and relocated
24 to the office of the chief of police. Michael Leininger’s security company (Safety First) lost it’s
25 contact with “The Plant” shopping center and San Jose Police Lieutenant Anthony Mata was
26 assigned to oversee SJPD officers working SEU paid jobs at “The Plant” shopping center. San
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1 Jose Police Chief Christopher Moore requested that Lieutenant Anthony Mata and I work
2 together in resolving with the problems with the officers at “The Plant” shopping center.
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5 Also, In April of 2012, Heidi Yauman was visited at her home by probate court
6 investigator Yara Ruiz to review matters relating to her conservatorship. I attended this meeting
7 as Heidi Yauman’s advocate and at the meeting, I learned from court investigator Yara Ruiz that
8 the public guardian had falsified documentation in Heidi Yauman’s probate court file which
9 falsely claimed that I was living at Markham Plaza in 2008 and that the public guardian had
10 intervened to stop the eviction. I followed up in writing with the Public Guardian, probate court
11 investigator Yara Ruiz and other government agencies, including the California Judicial Council
12 and U.S. Department of Housing and Urban Development regarding this fraud and mentioned
13 that I would be assisting Heidi Yauman in preparing a declaration contesting the fraudulent
14 probate court records. Deputy Public Guardian Rebecca Pizano Torres began calling Heidi
15 Yauman and showing up at Markham Plaza Apartments trying to persuade Heidi Yauman not to
16 file a declaration contesting the false records and an emergency meeting was called by her
17 supervisor: Carlotta Royal. Heidi Yauman was then contacted by probate court investigator:
18 Yara Ruiz and told that deputy public defender George Abel was assigned to her case to assist
19 her with the declaration contesting the false probate court records. Deputy Public Guardian
20 Rebecca Pizano Torres told Heidi Yauman that I could not help her with her declaration because
21 she now had an attorney (George Abel) assigned to handle it for her. I followed up with the
22 public defender’s office in writing regarding these issues and included public defender Molly
23 O’Neal in the correspondences in hopes that she would hold those under her supervision
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1 accountable. Deputy Public Defender George Abel did not assist Heidi Yauman with her
2 declaration contesting the fraudulent probate court records.
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5 Additionally, in April of 2012, another public guardian conservatorship: the
6 conservatorship of Gisela Riordan – Probate court case 1-10-PR-166693 had been generating
7 attention from activists and organizations from across the country for the isolation and poor
8 living conditions at Villa Fontana retirement community in San Jose. These activists included
9 Linda Kincaid, Janet Phelan, Marti Oakley, Latifa Ring, and Ken Ditkowski and other attorneys
10 and organizations working to reform conservatorship laws, including active and retired law
11 enforcement officers. The probate court judge was Thomas Cain, but Judge Socrates Peter
12 Manoukian had presided over the eviction of Gisela Riordan’s son, Marcus Riordan from her
13 home in what many believed was to assist the public guardian in seizing her house and other
14 property - Case -10-CV-190522. Deputy Public Guardian Rebecca Pizano-Torres was very
15 involved in this issue as was probate court investigator: Yara Ruiz and others who were also
16 involved in the matter involving the fraudulent probate court records in Heidi Yauman’s probate
17 court file. Linda Kincaid and others had contacted me after hearing of problems Heidi Yauman
18 had with the public guardian leading up to the recent issue pertaining to the discovery fraudulent
19 probate court records, and roadblocks we had encountered in attempt to address these issues.
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NBC News (Kevin Nios) and ABC News I-Team (Jim O’Donnell & Dan Noyes) had both began
investigating the public guardian and conducting interviews with conservatees, their advocates,
friends and family.

1 On May 7th, 2012 a homeless man was shot and killed at Curtner Avenue &
2 Almaden Road, a short distance from Markham Plaza Apartments. Myself, Council members
3 Madison Nguyen, Pierluigi Oliviero and other community leaders organized a neighborhood
4 meeting on May 14th, 2012 which took place at “The Plant” shopping center across the street
5 from Markham Plaza to address homeless related concerns. Though I worked closely with vice
6 mayor / council member Madison Nguyen, I disagreed with her on her handling of the issue
7 which I believed was being construed and framed as a homeless issue and being used to get
8 federal funding from the U.S. Department of Housing and Urban Development to fund the San
9 Jose Police Department. I believed officials were skewing data to obtain grant money and that
10 once obtained, much of this money would be spent inappropriately. I suggested that instead of
11 funding the San Jose Police Department, federal grant money should be directed to getting
12 homeless people housed at Markham Plaza Apartments and helping to empower those who
13 already lived there with better jobs and housing. Another idea was to provide a resume workshop
14 for the Markham Plaza residents, perhaps by expanding an existing program provided by the
15 nearby Cathedral of Faith Church. I had difficulty getting neighborhood residents to attend the
16 meeting because the San Jose Police officers working at “The Plant” shopping center had issued
17 illegal “Stop orders: preventing neighborhood residents from being at “The Plant” shopping
18 center. I brought suggestions and concerns of residents with me. Some residents were concerned
19 that Robert Ridgeway was distributing guns at Markham Plaza & thought a neighborhood gun
20 buyback program would be a good idea. Residents thanked me for their advocacy and support,
21 and some warned me that Michael Leininger may try to retaliate against me for the audit that had
22 taken place and him losing his business contract with “The Plant” Shopping center and causing 8
23 of his officers to be fired. San Jose Police Lieutenant Anthony Ciaburro was present at the May
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1 14th, 2012 meeting and had been supervisor to Sergeant Michael Leininger who was supervisor
2 to Robert Ridgeway, who was allegedly distributing guns. At the time, former SJPD officer
3 Robert Ridgeway was also in charge of maintaining security cameras at “The Plant” shopping
4 center where the meeting was held. Deputy Santa Clara County Public Guardian Rebecca
5 Pizano-Torres continued to cause problems for Heidi Yauman, who was experiencing an
6 increased level of harassment by Markham Plaza property manager Elaine Bouchard and other
7 EAH Housing staff. Despite written follow up attempts, Deputy public defender George Abel
8 was completely unresponsive and did not assist Heidi Yauman in her declaration contesting the
9 fraudulent probate court records regarding Markham Plaza. Meanwhile, the public guardian did
10 not intervene to stop the harassment against Heidi Yauman which placed me in the position
11 where I would have to intervene on Heidi Yauman’s behalf. Markham Plaza property manager
12 Elaine Bouchard would respond that she would work exclusively with the Public Guardian. We
13 were caught in loop because public guardian would repeatedly fail to intervene, breaching their
14 fiduciary duty. I would therefore repeatedly be forced to intervene to stop the perpetual abuse
15 and harassment and the “script was flipped” to make it appear as if I was harassing them.
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20 On June 10th, 2012, Linda Kincaid and I interviewed on national radio show
21 (Truth Talk Radio, hosted by Marti Oakley) regarding the Public Guardian’s office and
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23 On June 15th, 2012 Heidi Yauman was served with “Notice of termination of
24 tenancy” papers from the Law office of Todd Rothbard, which suspiciously accused her of
25 having a person named “Andrew Crittenden” residing with her without authorization from
26 management. “Andrew Crittenden” was named as co-defendant in Santa Clara County Superior
27 Court case 1-12-CV226958. This attracted the attention of organizations from across the country
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1 who were monitoring the public guardian's office and the developments at Villa Fontana
2 retirement community. The name "Andrew Crittenden" appeared to be fictitious representation
3 of myself, with attempt to create an illusion of consistency with the fraudulent probate court
4 records created by the public guardian that deputy public defender: George Abel. In addition to
5 organizations and activists from across the country focusing on the public guardian, and local
6 efforts to obtain and allocate federal grant money from the U.S. Department of Housing and
7 Urban Development, other organizations that dealt with housing rights and advocacy also
8 became involved. These included the Affordable Housing Network and the National Alliance of
9 HUD Tenants, who I had been working with in attempt to establish a Markham Plaza Tenant
10 Association. I assisted Heidi Yauman in preparing an "answer to unlawful detainer" but there
11 was no answer to unlawful detainer prepared for "Andrew Crittenden" since that was not my
12 name and I was not living at Markham Plaza. Heidi Yauman's Answer to unlawful detainer to
13 case 1-12-CV226958 referenced to a code enforcement complaint filed on June 4th, 2012, which
14 should have afforded Heidi Yauman protections against eviction pursuant to the Fair
15 Employment and Housing Act. Deputy Public Guardian Rebecca Pizano-Torres was replaced by
16 Bruce Thurman for a very brief time period, then replaced by deputy public guardian: Arlene
17 Peterson (AKA: Arlene Claude)
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1 **After Heidi Yauman’s answer to unlawful detainer was filed with the court,**
2 **deputy Santa Clara County Counsel, Larry Kubo (State Bar ID 99873), acting as legal**
3 **counsel for the Public Guardian, supposedly acting in Heidi Yauman’s behalf. The Answer**
4 **to unlawful detainer filed by Larry Kubo, which was accepted by Judge Socrates Peter**
5 **Monoukian overrode the original answer to Unlawful detainer, created the illusion of**
6 **consistency with the fraudulent records deputy public defender George Abel was supposed**
7 **to help Heidi Yauman challenge 2 months earlier. It also made no mention of the June 4th,**
8 **2012 code enforcement complaint, effectively stripping Heidi Yauman of her retaliatory**
9 **eviction protections established in the Fair Employment and Housing Act. (FEHA). It is**
10 **important to emphasize that deputy county counsel Larry Kubo and Judge Socrates Peter**
11 **Manoukian were both intimately involved in the public guardian’s escalating crisis at Villa**
12 **Fontana retirement which was subject to attention from all over the country, publicity and**
13 **attention which would soon engulf Markham Plaza Apartments. Deputy County Counsel**
14 **Larry Kubo was under the supervision of Santa Clara County County Counsel Lori Pegg**
15 **(State Bar ID 129073), who, according to rule 3-110 (California Rules of professional**
16 **conduct), was ultimately responsible for the conduct of all attorneys under her supervision**
17 **and obligated by law to take corrective action in the event that any of them should fail to**
18 **act competently.**
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1 **I appeared in court with Heidi Yauman on case 1-12-CV226958 in**
2 **department 19 (Judge Socrates Peter Manoukian) Deputy Public Guardian Arlene**
3 **Peterson arrived accompanied by county counsel Larry Kubo. Markham Plaza was**
4 **“represented” by attorney Ryan Mayberry, from the Law office of Todd Rothbard. Judge**
5 **Socrates Peter Manoukian made a statement that the case was originally assigned to Judge**
6 **Mary Greenwood, but that Judge Mary Greenwood recused herself for being personal**
7 **acquaintance with “Andrew Crittenden” Judge Socrates Peter Manoukian accepted**
8 **motion by deputy county counsel Larry Kubo to override the answer to unlawful detainer I**
9 **had helped Heidi Yauman with, replacing it with a different answer unlawful detainer**
10 **prepared for himself.**
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1 Deputy County Counsel Larry Kubo presented a “stipulation order”
2 prepared by attorney Ryan Mayberry to deputy public guardian Arlene Peterson and
3 myself. The language contained within the stipulation order was very confusing and
4 contradictory and was not easy to fully understand. It was even more so difficult for Heidi
5 Yauman, a traumatic brain injury survivor. This stipulation order contained language like
6 “tenant must follow all rules that are or maybe in affect at any or all times) with many
7 variables, (Is specific rule in effect or is it not) , etc. Deputy County Counsel Larry Kubo
8 conned me into signing it, assuring that it would likely help to de escalate the situation. I
9 was told me that it would be unenforceable on me because I was not a resident my true
10 name was not the same as named on the order. I reluctantly signed the stipulation order
11 after taking into consideration the following legal factors: Section 12 of the Markham Plaza
12 house rules clearly stated that HUD laws supersede all rules and lease conditions, another
13 section made clear that all new rules must be approved by HUD (Rendering matter outside
14 jurisdiction of Judge Manoukian’s court) also rules be equally enforced for all residents
15 and may not be enforced arbitrarily.

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19 Heidi Yauman did not sign the stipulation order, but deputy public guardian
20 Arlene Peterson signed it on her behalf which I thought was a big mistake because the
21 confusing and contradictory language contained within the stipulation order appeared to
22 be in violation of California Welfare and institutions code §15656 prohibiting causing
23 confusion or mental anguish on an elder or dependent adult.
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1 **That day, while returning home to Markham Plaza Apartments, I**
2 **accompanied Heidi Yauman for her own safety. Immediately, upon entering the lobby to**
3 **her own apartment building, Heidi Yauman was in “technically” in violation of the**
4 **stipulation order because of a rule requiring all guests to “register” at the office. Markham**
5 **Plaza however, did not have a registration process available and when we asked at the**
6 **office, the staff had no forms or procedure to do with registration. Another thing that was**
7 **unclear was the difference between “guest”, and “visitor”, and adding further to the**
8 **confusion, the stipulation order defined me (or) “fictitious name: Andrew Crittenden” as**
9 **resident, making me neither: visitor or guest.**

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12 **The stipulation order was used as a weapon by Markham Plaza Property**
13 **Management to harass, abuse and terrorize Heidi Yauman and the public guardian refused**
14 **to intervene to stop the harassment. As before, I was put in position where I had to**
15 **intervene and hit a wall when told by Markham Plaza Property Management that they deal**
16 **exclusively with the public guardian. We were caught in the same loop as before, but the**
17 **harassment and abuse had escalated dramatically, and despite constant pleadings to**
18 **supervisors of various county agencies, nobody would lift a finger to help. Activists and**
19 **organizations from across the country continued to monitor the Markham Plaza abuse**
20 **crisis and ABC News continued to gather information on their investigative series:**
21 **“Investigating the Public Guardian”**

1 **In early July, 2012, I assisted Heidi Yauman in filing 2 requests to property**
2 **management requesting clarification on the confusing language in the stipulation order.**
3 **This was proper way to go pursuant to the American’s with Disabilities Act in regards to**
4 **Heidi Yauman’s traumatic brain injury, and also Chapter 4 of the HUD Management**
5 **Agent Handbook. Markham Plaza Property Manager Elaine Bouchard ignored Heidi**
6 **Yauman’s ADA request for clarification, laughed in Heidi’s face and told Heidi Yauman**
7 **she loved to make her suffer.**
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1 I was also advocating for other residents, and caring for another disabled
2 Markham Plaza resident: Robert Moss, in apartment 409. Robert Moss was in severe pain
3 and could barely walk. He needed my assistance with basic house cleaning and errands to
4 get groceries and other items, including getting his mail which included his medication. He
5 was taking pain killers for condition with his feet, & I believe he also on antibiotics. One
6 very hot day in July, 2012, Heidi Yauman was nowhere around. She was visiting with her
7 mother who lives in Sunnyvale. I was attempting to deliver groceries to Robert Moss, and
8 was confronted by Rudy, the Markham Plaza Property Manager at the front door and told
9 that according to the stipulation order, I was not allowed to deliver the groceries to Robert
10 Moss without Heidi being present. Robert Moss was of course unable to come downstairs to
11 get his groceries and I was forced to sit outside in front of the building on hot day with
12 perishable goods, including melting ice cream. Finally I gave in and walked into the
13 building and took the elevator up to the 4th floor to deliver the groceries and Robert Moss
14 told me he was dizzy and about to pass out because the window was closed and it was too hot
15 for him. He was unable to walk to the window because of the condition on his feet and also
16 because there was big pile of trash between him and the window. I could not help him with
17 this issue because it was so difficult to get access to him. I brought this matter to the
18 attention of public guardian Arlene Peterson who told me she was not Robert Moss's
19 advocate and I would need to take the matter up with management, who told me that they
20 deal exclusively with the public guardian.
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1 **Markham Plaza and the public guardian both interfered with me from**
2 **helping Heidi Yauman clean her apartment and remove excess clutter. (they flipped the**
3 **script and accused me of trying to move my belongings in – this had been going on for**
4 **years) In the end, Heidi Yauman was charged for cleaning fees authorized by the public**
5 **guardian who had control of her finances.**

7 **I was working at a nearby apartment complex / storage facility at 1650**
8 **Pomona Avenue, helping the elderly property owner with a federal lawsuit involving**
9 **reverse foreclosure and bankruptcy. Markham Plaza Property Management would**
10 **continue to create problems for Heidi Yauman. And I would have to repeatedly leave work**
11 **to respond to the crisis and try to de-escalate the conflict. Several times I was assaulted**
12 **trying to render aid to Heidi Yauman and Robert Moss. I was reluctant to defend myself**
13 **for fear that I would be portrayed as the aggressor. This was documented to make it**
14 **appear like I was coming to cause problems. Whenever possible, I would check in with**
15 **Heidi in the evening after staff would leave to avoid conflict of having to interact with**
16 **them. I was unable to perform my duties at work and the property owner lost his**
17 **property, residential tenants had to move out and storage clients lost their personal**
18 **belongings. On one occasion when I was unable to respond quickly to Heidi Yauman’s**
19 **cries for help, she tried to climb out her forth floor window and down the scaffolding**
20 **equipment set up for painting the building. People outside and at nearby businesses ran up**
21 **and urged Heidi Yauman to climb back in her window. They were confronted by**
22 **Markham Plaza staff and told to mind their own business and that their was court order in**
23 **effect.**

1 **On August 10th, 2012, Judge Socrates Manoukian’s son Matt Manoukian**
2 **who was marine was killed in combat in Afghanistan.**
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1 **I wrote to Markham Plaza Property management pleading with them to not**
2 **proceed with the attacks. I and requested a meeting to discuss ways to resolve the issues**
3 **and my concerns about their collusion with the public guardian and being afraid that**
4 **someone getting hurt. I wanted them to know about investigations going on and that the**
5 **public guardian was being watched from all over the country for Villa Fontana, etc & that**
6 **the same individuals in the middle of the spotlight were the ones they were in collusion**
7 **with, and that Markham Plaza, like Villa Fontana was also being watched from all over the**
8 **country, and I figured it would be in their best interest and the interest of everyone**
9 **involved that they stay out of the spotlight and avoid the negative publicity. I thought it**
10 **made perfect sense to sit down with them and discuss ways to coexist in peace and to**
11 **collaborate on something some thing constructive, like directing some of the HUD funding**
12 **discussed at May 2012 meeting in a way to benefit the residents, perhaps being channeled**
13 **through non profits and churches such as Catherdral of Faith, Sacred Heart, Catholic**
14 **Charities etc. The federal grant money was already available and all that needed to be**
15 **done was designate proper use for it. It seamed so much more practical to direct energy in**
16 **a constructive manner rather than destructive and to help people instead of hurting them.**
17 **This was offer I thought they could not refuse especially since it would benefit EAH**
18 **Housing as an organization to which they would also gain positive publicity instead of**
19 **negative publicity. I included email with link to video exposing the isolation of Gisela**
20 **Riordan at Villa Fontana which sparked the ABC News story. I wanted to put things in**
21 **proper perspective by showing Markham Plaza that their isolation of Robert Moss and**
22 **Heidi Yauman was very similar to the isolation of Gisela Riordan. Attorney Ryan**
23 **Mayberry altered these documents and submitted them as exhibits to the court (Judge**
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1 **Socrates Peter Manoukian) , these were accompanied by fraudulent, unsigned declarations**
2 **from individuals including Robert Ridgeway, who alleged that he had video evidence and**
3 **was able to testify that I was living at Markham Plaza and stayed overnight several nights.**
4 **This was untrue. Since the original papers were served in June of 2012, I had only spent**
5 **one night at Markham Plaza, which was the night before in order to ensure that myself and**
6 **Heidi Yauman were able to get to court on time. On the bottom of one of the exhibits,**
7 **there are the words: “See Youtube video: and the link to the video of Villa Fontana is**
8 **showing, proving that the document was altered and demonstrating my intent in informing**
9 **them of the isolation of Gisela Riordan.**
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1 **When I tried to cross examine attorney Ryan Mayberry about the fraud**
2 **concerning the altered documents, and how he knew they were from me (since my name**
3 **was on the bottom was also cut off below the youtube link), Judge Socrates Peter**
4 **Manoukian interrupted and diverted the conversation. Judge Socrates Peter Manoukian**
5 **began interrogating me in court about Villa Fontana and my knowledge and involvement**
6 **in FBI investigations into to the court system. I stated on the record that the documents**
7 **had been altered, Judge Manoukian evicted Heidi Yauman on the alleged basis that the**
8 **organizations and groups from around the county, members of the news media and those**
9 **present at the May 14th meeting were conspiring together to attack Markham Plaza**
10 **Apartments, a vast nationwide conspiracy supposedly being orchestrated by “Andrew**
11 **Crittenden” and funded by the U.S. Department of Housing and Urban Development. I**
12 **was denied my right to be heard in court and all the witnesses immediately rushed out of**
13 **the court room. None of them signed their declarations or testified and I was not allowed to**
14 **cross examine any of them. The only people who spoke were myself, and attorneys Larry**
15 **Kubo and Ryan Mayberry, The proceedings were being monitored from all over the**
16 **country and Markham Plaza Apartments plunged themselves headfirst into the spotlight.**
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1 **The eviction proceedings occurred on October 3rd, 2012, only 53 days after**
2 **the August 10th death of Judge Manoukian’s son Matt Manoukian, who died fighting**
3 **alleged “terrorists” When googling Judge Socrates Peter Manoukian, a lot of information**
4 **comes up, but the two main incidents that stand out the most are the death of Judge**
5 **Manoukian’s son Matt Manoukian, and the fraudulent eviction of Heidi Yauman. It**
6 **appears highly suspicious appears more than coincidental that that these major two events**
7 **occurred only 53 days apart. One has to wonder if in addition to the fraud and perjury,**
8 **there may be sanity issues at with Judge Manoukian and the vast number of people and**
9 **organizations accused of conspiring to attack Markham Plaza Apartments without motive.**
10 **The Cathedral of Faith church alone has an estimated 12,000 congregation members.**
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1 **That same evening of October 3rd, 2012, Jim O'Donnell met with victims and**
2 **their families and advocates at a Denny's restaurant, a few blocks away from Markham**
3 **Plaza Apartments. National advocate Linda Kincaid, from the National Association**
4 **Against Guardian abuse was present at the meeting and she announced she had pulled**
5 **records from the court website regarding case 1-12-CV-226958. These records indicated**
6 **that "Andrew Crittenden" had been evited twice from Markham Plaza Apartments. First**
7 **by default for failing to file answer to unlawful detainer, When deputy public guardian**
8 **Arlene Peterson's name was mentioned, Anthony Alaimo: mentioned that he two had dealt**
9 **with Arlene Peterson and that she had shown up at his mothers home with forged eviction**
10 **papers in what also involved corresponding court cases between department 19 (Judge**
11 **Socrates Peter Manoukian /- 2008-1-CH-002010) and department 3 (Judge Thomas Cain /**
12 **1-10-PR-166693) After many people came forward bringing attention to the fraud and**
13 **abuse, online records referencing docket no. 1-12-CV226958 vanished and no longer be**
14 **found, other court cases in same court department during same time period were still**
15 **searchable and accessible.**
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1 **After Heidi Yauman’s eviction, she was moved by the public guardian to**
2 **Gainsville Road in San Jose and I had trouble accessing Robert Moss because of the**
3 **harassment and being assaulted trying to enter Markham Plaza, and my cell phone had**
4 **fallen from a ceiling wall outlet and had broken. I too was feeling broken and truly**
5 **exhausted from this terrifying horrific ordeal. I followed up with Mr. (Duncan) Lee Pullen,**
6 **director of Aging and Adult services on welfare check for Robert Moss and the money**
7 **embezzled from Heidi Yauman by attorney Ryan Mayberry. Ryan Mayberry and Lee**
8 **Pullen were neighbors, living a few short blocks from each other in San Rafael, where EAH**
9 **Housing was headquartered. Lee Pullen authorized the public guardian to pay his neighbor**
10 **Ryan Mayberry to commit fraud against Heidi Yauman (called attorney fees) payed for**
11 **with Heidi Yauman’s with Heidi Yauman’s finances which the public guardian controlled.**
12 **Lee Pullen was irresponsive to my requests for welfare check on Robert Moss and in early**
13 **November of 2012, I learned that Robert Moss was discovered dead after Judge**
14 **Manookian facilitated fraud (fabricated threats) and fake court declarations which**
15 **Markham Plaza then used to deny Robert Moss accommodations pursuant to the**
16 **American’s with disabilities act. by isolating him like what had happened to Gisela**
17 **Riordan.**
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1 **In approximately, December 2012, Deputy Public Guardian Arlene Peterson**
2 **terminated Heidi Yauman’s tenancy on Gainsville Road in San Jose and threw her out on**
3 **the street in the middle of winter. I then allowed Heidi to stay with me at 2700 Ash Street in**
4 **Palo Alto where I had been illegally subletting since 2007. Since I did not have permission**
5 **to allow Heidi Yauman to live with me, I also lost my housing on January 26th, 2013. Heidi**
6 **Yauman and I moved across the street to 5 abandoned houses on Page Mill Road. Deputy**
7 **Public Guardian also announced plans to terminate Heidi Yauman’s conservatorship –**
8 **closing any doors for opportunity to contest fraudulent documents which public defender**
9 **George Abel was supposed to assist her with, tossing the ball to Robert Ridgeway who filed**
10 **fake declaration to creating illusion of consistency with fake probate court records**
11 **traceable to the earlier eviction attempt scandal from 2008 involving Markham Plaza**
12 **Apartments, the Public Guardian and San Jose Police Department’s Secondary**
13 **Employment Unit.**
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1 I filed a complaint on behalf of Heidi Yauman with the U.S. Department of
2 Housing and Urban Development (HUD Inquiry 345092) which was picked up by Jane C.
3 Shandler at the San Francisco HUD office. Heidi Yauman authorized to act on her behalf
4 pursuant to the American's with disabilities act. After short while, the investigation
5 mysteriously grinded to a halt and HUD stopped responding. I emailed the San Francisco
6 Police Department and told them that Heidi Yauman and I might need a Civil Standby at
7 the San Francisco HUD office because HUD was refusing Heidi Yauman's complaint. I
8 copied the email to the HUD Inspector General's office in Washington D.C. and a short
9 time later, the HUD complaint was reinstated but no explanation was given as to why it had
10 stopped. Soon after that, I was notified that the Public Guardian had intervened and had
11 used their power of attorney to shut down Heidi Yauman's HUD complaint. I followed up
12 meticulously via email with several county officials from across the board to reinstate the
13 HUD complaint and included deputy public defender George Able, who was assigned to
14 represent Heidi Yauman. I copied Public Defender Martha "Molly" O'Neal who, pursuant
15 to rule 3-110 of the California Rules of Professional is ultimately responsible for taking
16 corrective action for the incompetence of all attorneys under her supervision. Martha
17 "Molly" O'Neal did nothing to assist with reinstatement of the HUD complaint, nor did she
18 assist with the declaration to contest the fake probate court files, instead, she held the door
19 open for the false declaration by Robert Ridgeway bringing about the illusion of
20 consistency in the fake court records.
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1 I also filed a whistleblower complaint against deputy county counsel Larry
2 Kubo regarding him over riding the original “answer to unlawful detainer” and stripping
3 out her protections in the Fair Employment and Housing act, basically setting up Heidi
4 Yauman to lose her eviction case (1-12-CV226958). The Whistleblower blower complaint
5 was received and handled by office of County Counsel, under supervision of Lori Pegg,
6 who herself violated rule 3-110 in regards to the misconduct of subordinate attorney,
7 deputy county counsel, Larry Kubo. I furnished the County Counsel Whistleblower
8 program with solid proof supporting my allegations, including copy of the San Jose code
9 enforcement complaint against Markham Plaza with case number, date it was filed and
10 name of the investigator assigned.
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13 County Counsel stonewalled the complaint and told me they could not give
14 information on investigations. I then filed a public records act request on their policies and
15 procedures which are public record. I used these policies and procedures to reverse
16 engineer the whistleblower investigation and determined that they had violated a policy
17 requiring that if a county counsel attorney is subject of whistleblower complaint, then it
18 must be referred upward in the chain of command to the County Executive’s office.
19

20 I brought the whistleblower complaint to the County Executive’s office like I
21 was supposed to do and presented them with the same proof given to county counsel. The
22 county executive would either ignore the complaint or direct it back to county counsel and
23 I would continue to send it back to the County Executive citing the policies requiring them
24 to receive the whistleblower complaint. I also continued to follow up on reinstatement of
25 the HUD complaint and was continually given the runaround.
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1 **Hundreds of people, myself included documented these improprieties and**
2 **published them on the internet. These included web banners depicting Judge Socrates**
3 **Peter Manoukian, (Duncan) Lee Pullen – head of Aging and Adult services who and his**
4 **neighbor, Ryan Mayberry, the attorney for Markham Plaza Apartments. The ABC News**
5 **story: Investigating the Public Guardian was also aired and Dan Noyes from ABC News**
6 **interviewed (Duncan) Lee Pullen about the public guardian’s practices of violating laws**
7 **enforced by the U.S. Department of Housing and Urban Development.**
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1 **Myself and others began receiving harassing and threatening phone calls**
2 **from Santa Clara County Sheriff Detective David Carroll, who demanded that I stop**
3 **pursuing the whistleblower complaint, and the HUD complaint (inquiry 345092) Detective**
4 **David Carroll demanded that I stop advocating for Heidi Yauman, which included**
5 **assisting her with medical attention. Detective David Carroll specifically told me not to put**
6 **anything in writing regarding the EAH Housing Scandal, the abuse of Heidi Yauman and**
7 **the circumstances surrounding Robert Moss’s Death. Detective David Carroll also**
8 **contacted documentary film producer William Windsor of the “Lawless America” project**
9 **who was working an documentary film on government corruption which would feature**
10 **Judge Socrates Peter Manoukian. The Sheriff department accused William Windsor of**
11 **publishing pictures of himself with guns on social media and threatening judges, though**
12 **there was never any evidence of this and no arrest was ever made regarding these claims.**
13 **Web Banners and Information on Judge Socrates Peter Manoukian and detective Detective**
14 **David Carroll were published on Lawless America sites and were distributed to thousand**
15 **of people, including organizations that deal with police misconduct and police**
16 **accountability related issues. Despite claims by Santa Clara County Sheriff deputy Robert**
17 **Eng, the Lawless America project did not become involved because they were contacted by**
18 **me, They had signed onto the project much earlier, 2010 or 2011 through the Public**
19 **Guardian’s Gisela Riordan’s conservatorship case which had also sparked the ABC News**
20 **story. Lawless America had been following the developments ever since, including when**
21 **Markham Plaza Apartments plunged themselves into the middle of the scandal.**
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1 **In 2014, focus began to shift to Robert Ridgeway, who filed a fake court**
2 **declaration in case 1-12-CV226958. Like all the other witnesses in case 1-12-CV226958,**
3 **Robert Ridgeway’s declaration was unsigned, he never testified, and I never got the**
4 **opportunity to cross examine him. Hundreds of people, including myself decided to “put**
5 **him on the stand” and confront him on his statements, ask him to show the video evidence**
6 **proving that “Andrew Crittenden” had been living at Markham Plaza and ask him to site**
7 **the specific nights “Andrew Crittenden” had stayed overnight, etc. Banners were**
8 **published along with descriptive text with Robert Ridgeway and his new wife, Santa Clara**
9 **County Sheriff Deputy Aleksandra Ridgeway. The sole focus was to address the false**
10 **statements in his declaration which he refused to sign and testify to. Robert Ridgeway was**
11 **offered the opportunity to simply deny making the unsigned allegations contained within**
12 **his false declaration. Robert Ridgeway was no longer a police officer and the declaration**
13 **had nothing to do with his duties as police officer and his wife, deputy Aleksandra**
14 **Ridgeway was not a party or witness to case 1-12-CV226958, and no involvement**
15 **whatsoever. Affiliated organizations addressing police accountability issues had combined**
16 **distribution channel capacity to distribute the banner to over 1,000,000 people if designed**
17 **according to their policies, which would be a “police accountability theme”, Robert**
18 **Ridgeway was therefore depicted with his wife, deputy Aleksandra Ridgeway suggesting**
19 **that perhaps, he was able to avoid prosecution for the fake declaration in part, because he**
20 **was married to a law enforcement officer.**
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1 **On September 16th, 2014, I was arrested by the Palo Alto Police Department**
2 **on a \$5000.00 warrant issued by the Santa Clara County Sheriff department. (California**
3 **penal code § 653(2)a. The prosecutor was deputy district attorney James Leonard, who**
4 **was a homicide prosecutor 2 years earlier when Markham Plaza Resident Robert Moss**
5 **died. The public defender assigned to the case was Jeffrey Dunn and the judge was Rodney**
6 **Jay Stafford. Jeffrey Dunn lied to me about the required elements to the charge and told**
7 **me I was being charged with “publishing someone’s personal information in a manner**
8 **which could potentially make them feel harassed” which while I pled, an additional**
9 **“victim” was added, that being deputy Aleksandra Ridgeway. I was also lied to about the**
10 **terms and conditions of probation and was not allowed to see the police report, read the**
11 **actual statute or the terms of my probation. The Santa Clara County Superior Court**
12 **Docket number was C1493022. Also, Santa Clara County Sheriff department bailiff’s**
13 **seized from me the phone number for outside attorney: Aram Byron James.**
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1 **I was not aware at the time that deputy district attorney James Leonard was**
2 **homicide prosecutor when Robert Moss died, and it had not yet occurred to me the**
3 **significance of deputy public defender George Abel’s failure to assist Heidi Yauman with**
4 **her probate court declaration, and the possible collusion involving the civil court**
5 **declaration by Robert Ridgeway, and that George Abel’s failure to assist with probate**
6 **court declaration may have actually been a contributing factor to causing Robert Moss’s**
7 **death. (The district attorney’s office covering up public defender’s involvement in**
8 **homicide) The public defender’s office should have immediately declared a conflict of**
9 **interest and recused. There is also the important question regarding proper as to whether**
10 **the court system in Santa Clara County may be covering up for their own liability by**
11 **allowing Judge Socrates Peter Manookian to preside over court cases so soon after his son**
12 **Matt Manookian was shot and killed.**

15 **When I finally received a copy of the criminal complaint and the police**
16 **report, signed by Santa Clara County Sherriff detective David Carroll under penalty of**
17 **perjury, I noticed another problem besides the false and fabricated statements in the**
18 **report. County Counsel Lori Pegg, who supervised the fraud by Deputy County Counsel**
19 **Larry Kubo, and also the mishandled whistleblower complaint regarding Larry Kubo, and**
20 **had failed to take corrective action pursuant to CRPC 3-110 had since become a Superior**
21 **Court Judge. Judge Lori Pegg had handled search warrants into my face book account to**
22 **illegally gather “evidence” in a situation she had been directly involved in when she was on**
23 **County Counsel – A conflict of interest matter requiring her to recuse pursuant to**
24 **California Code of Civil Procedure § 170.**

1 **Detective David Carroll’s falsified police report contained many untrue,**
2 **misleading and fabricated statements. Some of them are as followed:**

- 3
- 4 - **The police report had falsely claimed that Robert Ridgeway had testified at 1-12-**
5 **CV226958. Which is untrue.**
- 6 - **The police report claimed that I was evicted in case 1-12-CV226958, which is**
7 **untrue.**
- 8 - **The police report implied that I had created a crime spike in the area of Robert**
9 **Ridgeway’s residence (Yellow-5) and covered up crime at Markham Plaza**
10 **apartments (Lincoln-4) .Records obtained from San Jose Police Department’s**
11 **bureau of technical services showed no measurable crime spike in (Yellow-5) and**
12 **confirmed the crime at Markham Plaza (Lincoln-4) Furthermore, interviews**
13 **conducted with Robert Ridgeway’s neighbor’s revealed that none of them were**
14 **aware of any crime spike or suspicious activity. Markham Plaza residents reported**
15 **that many young adults and teen agers were carrying guns.**
- 16 - **The police report claimed that I (or the banners) accused Robert Ridgeway and his**
17 **wife (they) of committing fraud against a brain damaged woman. That is also**
18 **untrue. The accusation was directed exclusively at Robert Ridgeway (not his wife)**
- 19 - **The police reports claimed that the web banners spoke negatively about their duties**
20 **(Robert and Aleksandra Ridgeway) as police officers. This is untrue. The banners**
21 **were directed specifically at the false declaration Robert Ridgeway had filed. This**
22 **was long after his arrest and he was not a police officer. Aleksandra Ridgeway had**
23 **nothing to do with the declaration and the declaration had nothing to do with her**
24 **duties as police officer. Only her husband’s criminal activity. Adding further to the**
25 **irony is that through my work reforming the San Jose Police Department’s**
26 **Secondary Employment Unit, I was the one who defined the parameters of Robert**
27 **Ridgeway’s duties were, and were not and because of that fact, I would know better**
28 **than anyone, including Robert Ridgeway himself, what his duties were.**
- **The false police report also fabricated a statement I made in response to a**
 congressional investigation into Lodi Police Department and the chief of police
 Mark Helms (Crapping in his panties about the congressional investigation) Instead,
 the police report misrepresented this statement as if I were trying to instill fear into
 Lodi Chief of Police Mark Helms.
- **The police report implied I have antigovernment ideology and claimed I had been**
 “videoed ‘attending antigovernment protests. This is also untrue. I am neither anti-
 government or anti-police and have never attended to an anti-government protest,
 nor have I ever been videoed at one.
- **Though not directly stated, fabricated statements contained within the police report**
 implied that the campaign was controlled and directed by me alone and that I were
 somehow controlling all the different churches, investigators, organization, s law
 firms, designers, etc. and that none of them communicated or collaborated with one
 another and everything came from me and was directed by me and that all
 communications between the various players passed through my hands. The report
 portrayed me as a master puppeteer controlling what people did. Or master

1 **ventriloquist telling everyone what to say. (I was only a spoke in the wheel – not the**
2 **axil) and though I may have asked some people to share information (protected**
3 **under first amendment) hundreds of other people had asked thousands of others to**
4 **do the same and some of the lead project directors had pages with millions of**
5 **followers. People were not so much responding to me as they were to Robert**
6 **Ridgeway simply to get him to answer for his statements. If he did not want to**
7 **answer for his statements and was not prepared to, then he should never filed the**
8 **false declaration in 1-12-CV-226958 – Robert Ridgeway was obligated**

- 9 - **The false police report misrepresented sequences of events and rearranged**
- 10 - **timeframes in which events occurred and circumstances relating to those events.**
- 11 - **The false police report portrayed me with false persona.**

1 **In addition to numerous other fraudulent, false and fabricated statements**
2 **detective David Carroll’s police report, proper report writing procedure was not adhered**
3 **to nor was proper investigative procedure adhered to. Detective David Carroll’s**
4 **investigation was illegal and abusive – not supported by probable cause and outside the**
5 **scope of his duties as a law enforcement officer.**

7 **Another issue I found was that of “front line supervision” detective David**
8 **Carroll was a “front line” deputy, a rookie detective on his very first investigative**
9 **assignment. Similiar to the obligations for attorneys in California rules of professional**
10 **conduct - rule 3-110 for attorneys, Police Sergeants have specific responsibilities for**
11 **supervising the front-line officers to ensure, among other things that all proper procedures**
12 **are followed. If the sergeant fails to do so, the sergeant is accountable to his supervising**
13 **lieutenant for failing to supervise the officers on the front line. Likewise, the lieutenant is**
14 **accountable to his captain and so forth , so on through the chain of command all the way**
15 **up to the Sheriff (or police chief, or commissioner – depending on the department) This is**
16 **an essential vital function in any department to ensure proper policies and procedures are**
17 **adhered to and also harmonic coordination throughout the rank and file.**

1 **In my professional experience, it is would be highly unusual for a police**
2 **report as bad as this to slip through the cracks and make it past the level of sergeant. If this**
3 **were to ever happen, the sergeant would be harshly disciplined, possibly suspended or**
4 **demoted to a lower rank. While examining the report, I noticed it had been reviewed by**
5 **supervisor: “Riccardo Urena”, who I assumed to be a sergeant. After following up I**
6 **discovered that sergeant Urena was a high-ranking division captain, and head of the court**
7 **security division. If a report like this were unusual to make past the rank of sergeant, it is**
8 **virtually unheard of for it to get to or past the rank of captain. If the court security unit**
9 **were instead a patrol division, like the West Valley division for example, the division**
10 **captain is equivalent to the police chief for that specific municipality and would report to**
11 **the city manager, and also be accountable to the chain of command up to sheriff.**

14 **The court security division, however, is through contact with the courts as**
15 **opposed to individual cities so therefore the division commander, Captain Riccardo Urena**
16 **would likely answer to court officials and the orders passed down through chain of**
17 **command would be coming from the court officials rather than higher ranking brass such**
18 **as undersheriff, assistant sheriff or sheriff.**

1 **Since Santa Clara County Sheriff Captain Ricardo Urena appears to have**
2 **been reporting to court officials on the matter, and the orders passed downward through**
3 **the chain of command appear to have come from court officials to Captain Riccardo**
4 **Urena, this is another indication that the detective David Carroll's falsified report and my**
5 **arrest and conviction were to cover up liability of the courts for Robert Moss's death.**
6 **Furthermore, another very significant irregularity I noticed is that since Captain Riccardo**
7 **Urena's responsibility is specifically and exclusively limited to matters involving the court,**
8 **then what business had he involving himself with a case that was:**

- 11 **1) Within the limits of the city of San Jose under the jurisdiction of the San Jose Police**
12 **Department / Bureau of field operations / Southern Patrol Division / District Yellow /**
13 **Beat 5 (Yellow-5)**
- 14 **2) Involving a sheriff deputy (Aleksandra Ridgeway) who was at the time, not a court**
15 **security officer (I believe she was patrol officer in Burbank, unincorporated Santa**
16 **Clara County.**
- 17 **3) Assigned to detective David Carroll, who was not even assigned to the court security**
18 **division or in the same chain of command as Captain Riccardo Urena. Detective David**
19 **Carroll was assigned to the investigative division. Why then was he receiving orders**
20 **from a captain from a different division who was receiving his orders from court**
21 **officials? The Ridgeway residence where the fabricated crime spike did not occur was**
22 **not a court facility, had nothing to do with the courts.**

1 **These inconsistencies and irregularities and Captain Riccardo Urena’s**
2 **involvement indicates that the issues fabricated and presented within the reports were no**
3 **as they appeared or claimed to be. They had nothing to do with crimes committed against**
4 **Robert Ridgeway or his wife, deputy Aleksandra Ridgeway. They were in fact court**
5 **related issues. They would have had to be otherwise they would not have been supervised**
6 **and directed by Court Security Division commander who reports to court officials.**

8 **There also appears to be breach of contact issues (Sheriff court security**
9 **contact between the courts and county of Santa Clara) and issues that may be of interest to**
10 **the State Controller office in that these county sheriffs being supported by state funds, and**
11 **these state funds appear to be financing federal crimes such as witness intimidation, USC**
12 **Title 18 Section 4, USC Title 42 Section 3631, USC Title 18 section 241 & 242, etc.**

1 **In October of 2014, I worked on preparing a Marsden Motion and motion to**
2 **withdraw plea of no contest. I had been following up with deputy public defender Jeffrey**
3 **Dunn and others including Public Defender Molly O’Neal, who, pursuant to CRPC 3-110,**
4 **was responsible for the taking corrective action for all attorneys under her supervision**
5 **including Jeffrey Dunn and George Abel and these emails cross referenced cases C1493022**
6 **and 1-12-CV226958. Molly O’Neal did not take corrective action as required, further**
7 **violating my due process rights. I followed regarding the way Deputy Public Defender**
8 **Jeffrey Dunn misled me, the falsified reports and the events leading up to them, and the**
9 **court security bailiff seizing the phone number to outside attorney Aram James, making it**
10 **so that I could not consult with him on the true meaning of the statute, etc. Deputy Public**
11 **Defender Jeffrey Dunn assured me that the court security videos would be secured, and**
12 **that an investigation would be conducted into the theft of the phone number for attorney**
13 **Aram James. I was stonewalled and given the runaround on other issues such as being**
14 **conned and coerced into false plea, the falsified police reports, and the stalking,**
15 **harassment, and threats by Santa Clara County Sheriff Detective David Carroll, who**
16 **through this falsified report, created an illusion of consistency between fake court cases: 1-**
17 **12-CV226958 & C1493022**

18 **I also published a news article about the facts of the case and how I had been**
19 **railroaded by the public defender’s office and district attorney James Leonard, who was**
20 **homicide prosecutor in 2012 when Markham Plaza resident Robert Moss was discovered**
21 **dead after Jeffrey Dunn’s colleague refused to assist with declaration contesting fake**
22 **probate court records.**

1 **On October 16th, 2014, I arrived at the Santa Clara County Superior Court**
2 **Hall of justice for my Marsden Motion & Motion to Withdraw plea with my paperwork in**
3 **hand showing the email correspondences with Jeffrey Dunn and others since being**
4 **released. I was met by deputy public defender Jeffrey Dunn and others. As soon as I**
5 **walked into the court room, deputies seized my paperwork and I was placed in hand cuffs**
6 **and arrested. Deputy District attorney James Leonard smirked and Judge Rodney Stafford**
7 **Laughed and declared: “Let the record reflect that the defendant is now in custody” I lost**
8 **my composure while attempting to argue my motion, which was denied by Judge Rodney**
9 **Stafford. I did not get to submit my paperwork on the court record because it had seized by**
10 **sheriff deputies. Deputy District Attorney James Leonard whispered into the ear of one of**
11 **the bailiffs, and I was then led from the court room where I was tortured in a holding cell.**
12 **Another alleged victim of Judge Manookian, Mr. Tedd Scarlett claims he was also tortured**
13 **by sheriff deputies in holding cell which resulted in him suffering a heart attack. Ted**
14 **Scarlett has medical records and other documents supporting his claims.**

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18 **I still had not received the terms and conditions of my probation, but 20 days**
19 **later, while returning to court for alleged violation of probation hearing in department 42.**
20 **While waiting in court holding cell, a deputy outside the cell told me was calling out what**
21 **sounded like my last name: Crittenden, only pronouncing it QUITTenden! QUITTenden!**
22 **With emphasis on the word/syllable “QUIT” & saying Heidi needs you out there to protect**
23 **her. You need to ger out of custody as quickly as possible or she is going to get raped,**
24 **beaten up and killed.**

1 I appeared in department 42 before Judge Rodney Stafford and was
2 represented by deputy public defender Thompson Sharkey who employed similar tactics
3 like Jeffrey Dunn had. Thompson Sharkey told me that by accepting the terms of
4 probation, I had forfeited my first amendment right to freedom of speech regarding
5 criticizing public officials established by the supreme court decision: New York Times vs.
6 Sullivan and that by publishing information online about facts the case including the article
7 about James Leonard and Jeffrey Dunn, I had violated probation and to be released from
8 jail, I would have to accept a fake CR-161 criminal protective order naming deputy district
9 attorney James Leonard (Who was homicide prosecutor when Markham Plaza resident
10 Robert Moss was found dead after fraud was used to deny him accommodations pursuant
11 to the American's with disabilities act. I asked deputy public defender Thompson Sharkey
12 what the purpose of the fake criminal protective order was. Thompson Sharkey replied
13 "To get out of jail" The fake criminal protective order issued also prevented me from
14 publishing information about Deputy District Attorney James Leonard on the internet.
15 Thompson Sharkey told me to admit to publishing the news article and "the other stuff"
16 and be released in a few days.
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1 **After I was released, I discovered that while in custody, someone had**
2 **published detective David Carroll’s falsified police report online using my name. It could**
3 **not have been me because I was in custody. Over the course of time, several hundred**
4 **people, many whom I did not know and never heard of came forward as witnesses that the**
5 **police report was falsified. These included individual activists and members of various**
6 **organization who had signed onto the project, people who were not signed onto the project,**
7 **but were neighbors and friends from Palo Alto that knew I was had been living there and**
8 **people who knew me and disagreed with the way I was portrayed in the fake police report,**
9 **knowing that I do not behave as described, etc. It has generally been the case that when**
10 **court or police records are published online, they are quickly refuted and discredited by**
11 **the public, but to this date, to the best of my knowledge, no one has been able to refute or**
12 **discredit a single coalition web banner has been published and put into circulation**
13 **regarding this issue and although the internet is flooded with conspiracy theories, in my**
14 **professional experience and extensive research, I know of no other situation where such**
15 **extreme measures were taken to censor the free flow of information. If the coalition web**
16 **banners were in fact without merit, and not supported by factual evidence, then logic**
17 **would dictate that it would be left alone and the coalition web banners would discredit**
18 **themselves.**

1 **After being released I also checked in with probation officer Douglas Davis,**
2 **at the probation office inside the Palo Alto Court house. Officer Douglas Davis gave me a**
3 **copy of the terms and conditions of my probation which showed I had given up my second**
4 **and fourth amendment constitutional rights, I did not give up my first amendment rights,**
5 **and in no way, shape or form did I violate probation by publishing facts about the cases**
6 **online. Again, I was denied my right to due process and there is now I now have a fake**
7 **probation record which falsely claims I had violated probation which I had not. Attorney**
8 **Thompson Sharkey has since been caught railroading and defrauding another defendant:**
9 **Mr. Victor Meras in Santa Clara County Superior Court Case C1769315. Attorney**
10 **Thompson Sharkey has also, on at least 3 occasions been sued for professional negligence.**
11 **Santa Clara County Superior Court docket numbers are 1994-1-CV-739331, 1995-1-CV-**
12 **754610, 2006-1-CV-066347.**

13 **In January of 2019, I contacted the Santa County Sheriff Department's**
14 **Internal Affairs Unit to file a formal misconduct complaint against Detective David**
15 **Carroll, deputy Aleksandra Ridgeway and Captain Riccardo Urena. I spoke with internal**
16 **affairs sergeant Alfredo Alanis, who issued me Internal Affairs Case number 2015-09.**
17 **Sergeant Alfredo Alanis immediately lied to me and told me that internal affairs had one**
18 **year to investigate the complaint. I corrected Sergeant Alfredo Alanis by explaining to him**
19 **that pursuant to California Government Code § 3304, the one year he was referring to**
20 **applied to allegations, not complaints and that an allegation was an individual component**
21 **to a complaint.**

1 **During the time I worked with the San Jose Independent Police Auditor’s**
2 **office, I developed a formula to ensure that internal affairs investigations were properly**
3 **processed. Generally, I would submit each allegation separately to ensure that they were**
4 **handled separately, and I would usually submit each allegation a few days or 1 week apart**
5 **but not until I had first tried and tested the evidence. If inadequate findings are returned,**
6 **then it is more efficient to trouble shoot the investigation for procedural flaws etc. I could**
7 **also better identify when a procedural mishap occurred by specific timeframes. By having**
8 **copies of the investitive procedure on hand, investigations can be reverse engineered much**
9 **like computer programs.**

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12 **Each allegation would then be forwarded to the public defender investigative**
13 **unit, along with Internal Affairs Case number, officer name and badge number, etc. IA and**
14 **PDO would both be provided with witness information, evidence, etc. This measure is**
15 **taken so that in the event that a pitches motion is ever filed against the same officer, the**
16 **public defender is better equipped to track whether documents are missing from officer’s**
17 **personnel files or if the records do not match.**

18
19 **Before I could barely begin the process with internal affairs, received a from**
20 **lieutenant Neil Valenzuela claiming that “the matter” was determined unfounded.**
21 **Evidence and witnesses were ignored, etc. There was no investigation. It was a sham.**
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1 **I received an email from lieutenant Neil Valenzuela saying the that the**
2 **investigation was done by himself and Sergeant Albedo Alanis. This was a confession to**
3 **botched investigation because Captain Ricardo Urena was named in the complaint for**
4 **either failure to supervise or handing down unlawful orders. A sergeant or lieutenant may**
5 **not investigate a captain because a captain outranks them both. It is common knowledge**
6 **that the allegations against Captain Ricardo Urena would have to be investigated by**
7 **undersheriff, assistant sheriff or sheriff.**

9 **The Santa Clara County Public Defender's office is very well resourced,**
10 **having a team of about 30 investigators. A higher than average attorney/investigator ratio**
11 **than you would normally find. It is the responsibility and obligation of these investigators**
12 **to scrutinize every jot & tittle of police report and verify whether or not the information**
13 **contained therein is accurate, and whether proper procedures were followed. This is like**
14 **the obligation of a police sergeant to supervise front line officers in filing reports. The**
15 **Sergeant would generally know that he would have to catch these things because if not, the**
16 **public defender would, their credibility would be shattered, and the sergeant's ass would**
17 **be on the line.**

1 **Each and every time and allegation were systematically passed to the public**
2 **defender to be handled accordingly and each and every time they dropped the ball and**
3 **ignored it. I literally had to beg and plead to investigate what myself, and hundreds of**
4 **others claimed were false and fabricated reports. They were presented with before and**
5 **after versions of altered Facebook transcripts, shown where exculpatory statements were**
6 **stricken from police reports. Etc. I was being prosecuted by the public defender’s office**
7 **and the district attorney’s office, playing “good cop / bad cop” I did everything I could**
8 **think of to defend myself, emailed top supervisors in regards to (CRPC RULE 3-110)**
9 **Judges regarding (Canon 3D) and even emailing district attorney with evidence that the**
10 **public defender was acting incompetently and maliciously thinking that perhaps this would**
11 **be exculpatory evidence that could be withheld. I was terrified of thought of filing a**
12 **Marsden motion because when I tried that previously, I was arrested, tortured and re-**
13 **railroaded by attorney Thompson Sharkey on fake probation violation.**

14 **By refusing to investigate the false reports and to their job, The public**
15 **defender denied me these public services that I am automatically entitled to, and repeatedly**
16 **my due process rights were violated. The public defender bent over backwards to not**
17 **defend me and to preserve the false narrative created by the district attorney’s office and**
18 **sheriff department. With unbridled discretion, the incompetent and dangerous officers**
19 **continued to hammer out false reports and no agency or official lifted a finger to stop them.**

1 **Approximately March 20th, 2015, Attorney Thompson Sharkey payed me a**
2 **visit in Palo Alto and offered to pay me money to violate fake CR-161 criminal protective**
3 **order naming deputy DA James Leonard. I recorded the conversation. District Attorney**
4 **investigator James Leonard. I also received a call from detective Dennis Brookins asking**
5 **me to please testify in court for him that his mishaps from 2008 investigation were**
6 **accidental, not intentional. I have recordings voicemail messages from detective Dennis**
7 **Brookins.**

9 **On March 24th, 2015, A San Jose Patrol officer by the name of Michael**
10 **Johnson was shot and killed in the line on duty. I was very saddened by the news, and yet**
11 **concerned because this occurred in patrol district Lincoln, very close proximity to**
12 **Markham Plaza Apartments, and the gun issue I tried to address there 3 years earlier. I**
13 **tried brushing it off as coincidence. The very next day, on March 25th, 2015 I was on the**
14 **phone with a friend of mine who is retired Los Angeles Police officer, when Santa Clara**
15 **County Sheriff detective Samy Tarazi and Lieutenant Elbert Rivera came to arrest me on**
16 **more bogus trumped up probation charges because an organization called “Copblock”**
17 **published a web banner on line with deputy Aleksandra Ridgeway’s picture saying that she**
18 **falsified a report covering up a murder committed by her husband. This kind of thing is to**
19 **be expected with such a high-profile case that has generated a lot of public attention. There**
20 **was no evidence linking this web banner to me. The publisher’s contact information and**
21 **court case information were published along with the banner, but I sat in jail for 40 days**
22 **and neither the public defender or sheriff department made any effort to contact the**
23 **publisher.**

1 Deputy District Attorney Amanda Parks tried to railroad me in another fake
2 probation violation by refusing to let any exculpatory evidence into record. Would not
3 contact witnesses who were in ABC news story: Investigating Public Guardian, Alleged
4 victims of Judge Manookian, others who claimed to have been targeted by sheriff detective
5 David Carroll, etc. She even filed a motion to disqualify district attorney making false
6 statements in “declaration of facts”, preserving the false narrative that had been created.
7 The Judge was Michele McKay-McCoy, who was also a homicide prosecutor when Robert
8 Moss was found dead. I finally got the charges dismissed after having to email board of
9 supervisors, state bar, everyone I could think of begging to PLEASE assign investigators
10 and interview witnesses and allow me to present evidence.
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13 I met deputy public defender Amanda Parks outside department 42 (Judge
14 David Cena) Amanda Parks announced that the charges were dismissed, and my case was
15 being moved to Palo Alto court. She was in tears that I had emailed so many people and
16 supposedly embarrassed her (trying to get her to do her job) begging and pleading to be
17 allowed to have evidence and witnesses. I said quietly, “Amanda I could bring this to the
18 state bar” at which she shrieked out and screamed in front of witnesses: “Don’t you dare
19 threaten me!”, and she then rushed into an elevator after deputy district attorney James
20 Leonard.
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23 Deputy Public Defender Gary Goodman was assigned to misrepresent me,
24 and Deputy District Attorney Barbara Cathcart was assigned as new prosecuting attorney.
25 The judge was Aaron Persky.
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1 Deputy Public Defender Gary Goodman did nothing to address the false
2 police reports and Public Defender Martha “Molly” O’Neal did not take corrective action
3 pursuant to California Rules of Professional conduct 3-110. The top of an organizational
4 chart is “The People” and going above the public defender to the county executive and
5 board of supervisors did not help. The only resort remaining was to make the matter public
6 and expose it online to as many people as possible. The fact that such extensive effort was
7 made to censor the information was indication that it must be working. If it was not having
8 some sort of positive effect, then officials would not be so bothered by it. This taken as
9 encouragement to publish as much as possible. There was accurate record of events online
10 to offset the false police reports and court records.
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13 Publishing on the internet about the facts of the case was protected by the
14 first amendment to the U.S. Constitution, used for protection, and to redress legitimate
15 grievances. The falsified police reports and fake court records were criminal acts of fraud
16 and perjury used as weapons to harass and attack. It was ironic how so much effort was
17 being made to censor free speech, but nobody was taking effort to censor the fraud and
18 perjury in the false police reports, and this is the point I was trying to make in the email
19 sent to detective David Carroll which led to my arrest on December 25th, 2015 on felony
20 stalking charge and 4 misdemeanors (I do not have original docket, but refiled as Docket
21 C162778 and appellate case number is H045195)
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1 **Nothing was intended as a threat and I have not ever attempted to incite**
2 **violence against anyone ever. I was upset about and frustrated and terrified by these false**
3 **reports and helpless to stop them. I was emotional about the holidays and the anniversary**
4 **of the death of my sister Connie who died at the age of 44. If not upset and frustrated, I**
5 **would have given more forethought and would not have sent the email. Not because**
6 **detective Carroll would interpret it as a threat, but if I given it forethought, I would have**
7 **known that the District Attorney's office could easily spin it to make it appear as a threat**
8 **to validate their false narrative.**

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11 **One of the things mentioned in the report about my felony arrest was the**
12 **repeated emails I had sent to detective David Carroll. This was worded in a way to make**
13 **me look bad but in my opinion, this is his Detective David Carroll's fault not mine.**
14 **Detective David Carroll falsified reports about me and said things he knew were not true.**
15 **Emailing him repeatedly should not have been necessary. I should not have had to ask him**
16 **more than one time to correct the false reports. It is my first amendment right to redress**
17 **grievances and that's exactly what I was doing, yet sergeant Samy Tarazi acted as if this**
18 **were a crime.**

1 **When I brought this to the attention of deputy public defender Gary**
2 **Goodman and mentioned the fictitious names such as “Andrew Crittenden” and the**
3 **swapping of names and roles that took place, and the public defender not following up as**
4 **required, and investigating the reports, he called “a doubt” (penal code 1368) alleging**
5 **“Andrew Crittenden” and “Cary Crittenden” may be multiple personalities. I had made a**
6 **joke with him once about how the reports placed me in 3 locations simultaneously making**
7 **me 3 people so therefore, I should have 3 attorneys. Obviously, this was in jest, but Gary**
8 **Goodman suspended the proceedings for mental health evaluation. Never did he address**
9 **Judge Manookian’s mental state when Judge Manookian accused hundreds of people of**
10 **plotting terrorist attack against Markham Plaza Apartments, a HUD subsidized apartment**
11 **complex (53 days after his son Matthew Manookian was killed in combat.**

14 **Gary Goodman also never addressed the mental state of Santa Clara County**
15 **Sheriff Deputy Aleksandra Ridgeway who claimed to see prowlers and suspicious**
16 **characters pacing back and forth and creeping around her house, yet she was the only**
17 **person who could see these “imaginary people.” Gary Goodman himself is notorious for**
18 **making bizarre statements even on record, with his office in Palo Alto, Gary Goodman**
19 **makes statements on the record referring to the San Jose Public Defender’s office as “The**
20 **Mothership” that will “Beam the discovery papers to him”, yet Gary Goodman is not**
21 **locked up for speaking with aliens & everyone knows he is joking and using metaphor.**

24 **I was denied my due process rights, and speedy trial because my own**
25 **attorney, deputy public defender Gary Goodman deliberately chose to twist my words**
26 **around just like a district attorney prosecutor.**

1 Deputy Public Defender Jenifer Bedola submitted a false evaluation report
2 saying that Doctor David Berke had determined I was incompetent to stand trial. No
3 evaluation was ever done of me by Doctor David Berke, and the evaluation report was also
4 fabricated evidence. This is like extracting my fingerprints from an item that I had never
5 touched. I met with another doctor afterward who determined I was competent.
6

7 I took medication while in custody: "Risperdal" Not for mental illness, but
8 to deal with the stress of incarceration and being powerless and helpless. I had taken some
9 another inmate had given me, then asked for doctor prescription. It helped me to sleep
10 while in jail but had nothing to do with my behavior. Only dealing with the situation. When
11 I was released on O.R. however, one of the terms was to take the medication. Even though
12 it no relevance to the charges against me, etc. When I went to trial, I was not able to
13 adequately testify because of being too "doped up" on the medication. My response time
14 was slow in contemplating what to say and how to answer during cross examination and
15 direct examination.
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18 Deputy District Attorney lied to the court during prelim and lied to the jury
19 during trial presenting the false narrative, which defense attorney William Bennet did not
20 object to and did not strike. Deputy District Attorney Barbara Cathcart also lied to the
21 jury about the false police reports which William Bennett did not object to. Nor was their
22 motion to strike,
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1 **Attorney William R. Bennett did excellent job defending my first amendment**
2 **right to redress grievance and make public my allegations about fraud, falsified reports**
3 **and corruption, but he failed to directly address the fraud and false police reports in that**
4 **he did not investigate the falsified reports, procedural violations, etc, nor did he effectively**
5 **cross examine Detective David Carroll about the false police reports. He did not address**
6 **other due process violations about the earlier cases – not for purpose of relitigating past**
7 **issues, but rather to validate that their were indeed legitimate issues that I did have first**
8 **amendment right to redress.**
9

10 **Attorney William Bennet failing to object to statements by Barbara Cathcart**
11 **claiming that the police reports were not falsified, and that I was living at Markham Plaza**
12 **when I was not, and this helped Barbara Cathcart sustain her narrative and convince the**
13 **jury that I had lied and made things up, and falsely prove the element of “no legitimate**
14 **purpose” and then go on to make the argument that I had no constitutional right to lie**
15 **about detective David Carroll, - thus subject matter jurisdiction was fraudulently procured**
16 **over constitutionally protected activity, and I was denied right to fair trial. The court acted**
17 **in excess of jurisdiction, and though I do not recall ther specific case law, the supreme**
18 **court has ruled that their can be no punishment for exercising a constitutional right.**
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1 **One of the exhibits pertained to Family Court Case JD20223/JD20224 in**
2 **which I advocated for parents Ashley Stevens and Scotty Harris regarding their daughter**
3 **Ashley Harris. Ashley had interviewed in a video series in which she alleged abuse under**
4 **the care of Santa County Child Protective Services. In at least one video, Ashley Harris**
5 **alleged she may be victim of sexual abuse. Soon after the videos were published online,**
6 **Ashley Harris disappeared, and her social worker Anthony Okere filed a missing persons**
7 **report.**

9 **Santa Clara County Detective David Carroll had been transferred to juvenile**
10 **missing persons unit which I found highly suspicious. I was familiar with detective David**
11 **Carroll and his history of covering for department of social services because of what**
12 **happened with Heidi Yauman and what he did to me for trying to advocate for Heidi**
13 **Yauman. For these reasons, I suspected that Detective David Carroll may be involved in**
14 **Ashley Harris’s disappearance but I did not know. In advocating for the family, I was**
15 **involved in creation of a web banner suggesting detective David Carroll may be involved**
16 **which I believed was highly likely. It turned out that Ashley Harris had run away and she**
17 **eventually turned up.**

1 **My actions were not out of malice, but out of legitimate fear for Ashley’s**
2 **safety, When asked if I believed all allegations I made, I said “I don’t know’ or “I;m not**
3 **sure” I was presented with web banner relating to JD20223/JD20224 and asked if I**
4 **believed Detective Carroll abused her & I said no. Had Ashley Stevens and Scotty Harris**
5 **been allowed to testify, then the history would have been clear. Francine Stevens had even**
6 **told be she had seen a man she believed to be detective David Carroll observing her at the**
7 **Martin Luther King Library in downtown San Jose and thought he had been following her.**
8 **Barbara Cathcart was able to use this to persuade the jury that I had lied about, and that**
9 **“lying” was not constitutionally protected activity, thus fraudulent jurisdiction was**
10 **procured over my constitutional rights – and I was further denied my right to due process.**
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1 **I had stated in an email that Detective David Carroll was violent. I stand by**
2 **that statement as the supreme court has ruled that color of law abuse is violence and he**
3 **committed these abuses against Heidi Yauman, and me also for advocating for her. Heidi**
4 **Yauman was a dependent adult and very vulnerable and his abuses against her, though not**
5 **by direct contact caused her injury and great suffering. Few would argue that Charles**
6 **Manson and Adolf Hitler were violent, even if they did not have direct contact with their**
7 **victims. The legal dictionary may not consider this violence but I do and legal dictionary is**
8 **different from Websters and others. Deputy District attorney Barbara Cathcart had**
9 **convinced the jury that had lied about detective Carroll being violent and in her closing**
10 **argument was that I must have lied about everything, and therefore that non statements**
11 **were constitutionally protected. William Bennett should have cross examined Detective**
12 **David Carroll in this manner about the false statements in his reports. It was not me who**
13 **maliciously lied about detective David Carroll, It was Detective David Carroll and attorney**
14 **Barbara Cathcart who lied about me.**

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18 **Barbara Cathcart lied about the perjury in detective David Carroll’s report,**
19 **claiming he was “doing his job” and fraudulently procured jurisdiction over my first**
20 **amendment rights to speak out the perjury and fraud, and redress my grievances.**
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24 **SINGED INDER PENALTY OF PERJURY**

25 **CARY ANDREW CRITTENDEN: _____**
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