

First Judicial District  
Division 2 CourtRoom 5-A  
100 Jefferson County Parkway  
Golden, Colorado 80401

PEOPLE OF THE STATE OF COLORADO, Plaintiff

▲ Court Use Only ▲

v.

STEVE D. GARTIN Defendant

Case Number: 00CR3371

Division 2

Defendant in Propria Persona:

Steve Gartin  
P.O. Box 16700  
Golden, Colorado 80402

CourtRoom: 5A

Email: [sheriffsteve@justice.com](mailto:sheriffsteve@justice.com)

## NOTICE OF PRESUMPTION OF POLICE MISCONDUCT

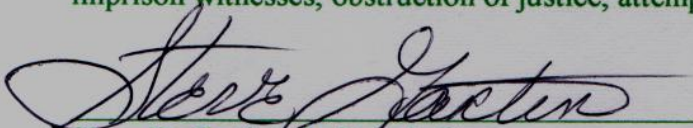
Comes now, Steve Douglas, Gartin, *child of יהוה* (YHVH), a sovereign Inhabitant of the California Republic, currently domiciled in Colorado; First Secured Party of the "strawman defendant" in the above captioned matter and "attorney-in-fact" firmly established pursuant to U.C.C. Private Security Agreement #SDG09112000-SA, registered, and uncontested, with the Secretary of STATE U.C.C. Division, appearing by **special visit, not general appearance**, in propria persona (pro-se); who is of legal age, sound mind, speaks the truth and has first hand knowledge of the facts contained herein; affirms and attests that the following information is true, correct, complete, not misleading and is made under the penalty of perjury, knowingly, willingly and without threat or coercion hereby states for the record:

Petitioner, believes, and therefore alleges that there was gross police misconduct before, during and after the sitting of the Grand Jury which returned the Indictment in the above captioned case. The following represents expert testimony before the United States Congress by the Head of Harvard Law School and is in no means a complete statement of all misconduct which Petitioner intends to submit regarding police misconduct relative to this instant matter.

### **Rule 201. Judicial Notice of Adjudicative Facts**

- (a) Scope of rule. This rule governs only judicial notice of adjudicative facts.
- (b) Kinds of facts. A judicially noticed fact must be one not subject to reasonable dispute in that it is either (1) generally known within the territorial jurisdiction of the trial court or (2) capable of accurate and ready determination by resort to sources whose accuracy cannot reasonably be questioned.
- (c) When discretionary. A court may take judicial notice, whether requested or not.
- (d) When mandatory. A court shall take judicial notice if requested by a party and supplied with the necessary information.
- (e) Opportunity to be heard. A party is entitled upon timely request to an opportunity to be heard as to the propriety of taking judicial notice and the tenor of the matter noticed. In the absence of prior notification, the request may be made after judicial notice has been taken.
- (f) Time of taking notice. Judicial notice may be taken at any stage of the proceeding.
- (g) Instructing jury. In a civil action or proceeding, the court shall instruct the jury to accept as conclusive any fact judicially noticed. In a criminal case, the court shall instruct the jury that it may, but is not required to, accept as conclusive any fact judicially noticed.

Notice is hereby tendered that the Defense intends to introduce evidence of police misconduct, to-wit: falsification of records, perjury, unlawful arrest, collusion and conspiracy to intimidate and unlawfully imprison witnesses, obstruction of justice, attempted murder and other criminal and tortious actions.

  
Steve D. Gartin (In Propria Persona)

Friday, September 07, 2001

## Verified Criminal Complaint pursuant to C.R.S. § 18-8-115

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**Sheriff John P. Stone**  
200 Jefferson County Parkway  
Golden, Colorado 80401

**Attorney General Kenneth Salazar**  
Colorado State Attorney General  
1525 Sherman Street, 5th Floor  
Denver, CO 80203

**District Attorney David J. Thomas**  
500 Jefferson County Parkway  
Golden, Colorado 80401

**Notice to:**

U.S. Attorney General John Ashcroft  
United States Department of Justice  
950 Pennsylvania N.W. Suite 4400  
Washington, D.C. 20530

The Honorable Leland P. Anderson  
First Judicial District of Colorado  
100 Jefferson County Parkway  
Golden, Colorado 80401

**Special Agent Robert Espinoza**  
Federal Bureau of Investigation  
1863 Stout Street, 18<sup>th</sup> Floor  
Denver, Colorado 80294-1823

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Complainant, **Steve Douglas, Gartin**, Child of הוהו, a sovereign Inhabitant of the California Republic, currently domiciled in Colorado; First Secured Party of the "strawman defendant" in the above captioned matter and "attorney-in-fact" firmly established pursuant to U.C.C. Private Security Agreement #SDG09112000-SA, registered, and uncontested, with the Secretary of STATE U.C.C. Division, appearing by special visit, not general appearance, in propria persona (pro-se); who is of legal age, sound mind, speaks the truth and has first hand knowledge of the facts contained herein; affirms and attests that the following information is true, correct, complete, not misleading and is made under the penalty of perjury, knowingly, willingly and without threat or coercion hereby states for the record:

I, a Victim and Witness of Federal Crimes, pursuant to C.R.S. 18-8-115, hereby bring to the attention of State of Colorado Judicial and Law Enforcement Officials, as well as Federal Law Enforcement Officials, the unlawful actions and conduct of the following persons pursuant to the Colorado Revised Statutes:

**18-8-111 False Reporting to authorities**

**Donald L. Estep** did, knowingly and intentionally, (b) make a report to law enforcement of a purported incident, to wit: "UNLAWFUL FLIGHT TO AVOID PROSECUTION," (ON 8 MARCH, 2001) charging Steve D. Gartin of an offense which Donald L. Estep KNEW did not occur and that the report was patently false. Donald L. Estep identified himself as a U.S. Marshal in the false report to the Federal Magistrate Coan when filing demonstrably perjurious documents.

(c) False reporting to authorities is a Class 3 misdemeanor.

**18-8-502: Perjury in the first degree**

Donald L. Estep and Gary Clyman did knowingly, deliberately and intentionally in an official proceeding, to-wit: Jefferson County District Case #00CR2419, charge Steve D. Gartin with "OFFERING FALSE INSTRUMENT FOR RECORDING," when Donald L. Estep and Gary Clyman knew those charges to be unsupported, frivolous and false and only for the purpose of INCREASING Complainant's BOND by an additional \$5,000. *Perjury in the first degree is a class 4 felony*

**18-8-610: Tampering with physical evidence**

Donald L. Estep and Gary Clyman did, intentionally, knowing that Federal, State and District Judicial Actions were pending and others about to be instituted, act without legal right or authority when he (a) removed physical evidence, to-wit: **copious quantities of private legal documents, which they designated only as "MISC DOCUMENTS"** on property seizure report in case #00CR3371, by way of unlawful search and seizure by defective warrant and concealed those Exhibits with the intent to prevent their availability in Cases #00CR3371 and #01-ES-1145 #97M472, #97M811, #97M812, #97S1523 and #97-D-1036. *Tampering with physical evidence is a class 6 felony.*

**18-8-704: Intimidating a witness or victim:**

Donald L. Estep and Gary Clyman did unlawfully, with the intent to harass, injure and harm a victim and witness to Federal Crimes, to-wit: Steve D. Gartin, who has **reported governmental crimes committed by agents and assigns of the Jefferson County Government in color of their authority and has filed Federal Civil Rights suits against Jefferson County Government Officials**, threaten to "stack more charges" against Complainant, in an attempt to induce Complainant to refrain and desist from exercising his First Amendment Right to Petition the Government for Redress of Grievance

*Intimidating a witness or victim is a class 4 felony.*

**18-8-706: Retaliation against a witness or victim:**

Donald L. Estep and Gary Clyman did unlawfully retaliate by use of an act of harassment by unlawfully invoking the Jefferson County District Attorney **David J. Thomas**, Esquire and D.D.A. **Dennis Hall**, Esquire and First Judicial District Judge **Roy Olson**, Esquire, who have no substantially related interest to Mr. Clyman or Mr. Estep; to file a frivolous and fraudulent case, to-wit: #00CR2419, against Steve D. Gartin, a victim and witness of Federal Crimes, to-wit: Federal Case #01-ES-1145, Verified Complaint to F.B.I., Verified Complaint to U.S. Attorney General, Case #97-D-1036 & 97-N-1501, as **retaliation and retribution** against said witness and victim for Exercising his First Amendment Right to Petition the Government for Redress of Grievance and to gain an unfair advantage by imprisoning Complainant while filing MORE frivolous and unfounded charges against him.

*Retaliation against a witness or victim is a class 3 felony.*

**18-3-207: Aggravated Criminal Extortion:**

Donald L. Estep and Gary Clyman did unlawfully retaliate against Complainant for having exercised his First Amendment Right to Petition the Government for Redress of Grievance, by use of a credible threat, relayed through the Denver Office of the **Federal Bureau of Investigation**, without legal authority and with the intent to induce Steve Douglas, Gartin to accept a "Plea Bargain," and to renounce "Pro-Se Status" in case #00CR3371, against Complainant's will; warning that they would "drop the hammer" on Complainant and "file more charges every time Complainant filed a piece of paper with the court," by threatening to invoke action by the **STATE ATTORNEY GENERAL** and the **Jefferson County District Attorney**, whose interests are not substantially related to the interests pursued by Gary Clyman and Donald L. Estep.

Prior to this credible threat, Donald L. Estep had invoked the unlawful action of deadly weapons by the heavily armed **Jefferson County S.W.A.T. Team**, the heavily armed **Lakewood S.W.A.T. Team** and the heavily armed **F.B.I. S.W.A.T. Team** on three separate occasions with the intent to commit murder by S.W.A.T. if Complainant provided any hint of an excuse. The **first S.W.A.T. assault** was tape recorded, the **second assault** was witnessed by two innocent bystanders and the **third assault** was witnessed by thirty innocent bystanders. The interests of those three S.W.A.T. Teams are not substantially related to Donald L. Estep's interests. These actions constitute a "pattern" of criminal activity and clearly establish the intent to commit murder by S.W.A.T., in conspiracy.

Criminal Extortion is a class 4 Felony

Aggravated criminal extortion is a class 3 felony.

Complainant suspects that **Donald L. Estep** and **Gary Clyman** may be acting in concert and collusion with **Sheriff John P. Stone**, **Chief Raymond Fleeer**, **Captain Terry Manwaring**, **Lieutenant Taylor**, **Lieutenant Smith**, **Sergeant Gerlach**, **Sergeant Whitus**, **Sergeant Ed Loar**, **Judge Charles T. Hoppin**, **Judge Tina Louise Olsen**, **Judge Roy Olson** and **District Attorney David J. Thomas** and **Deputy District Attorney Dennis Hall**. Other actors may be involved in this conspiracy to deprive Complainant of Constitutionally guaranteed and secured rights, by abuse of their color of office and under color of State law. Complainant will amend Defendants during the process of Discovery in pending litigation.

An unconcealed conspiracy in progress at the Jefferson County Detention Facility to harass, impede, obstruct, deny and abrogate prisoner's constitutionally secured right to access the courts in order to conceal and cover-up other governmental crimes, some complained of herein, others yet unmentioned. Prisoners are callously and deliberately denied the right to challenge prison conditions and harassed and intimidated if they overcome the obstacles imposed by Detention Facility Staff.

**RE: Notice of Intent to Sue Pursuant to C.R.S. § 24-10-109**

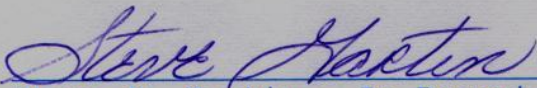
To All of the Foregoing Defendants:

Notice is hereby provided pursuant to C.R.S. §24-10-109 of pending claims against all the foregoing addressees and other agents and conspirators to be discovered.

Potential legal claims include, but are not limited to: violation of Constitutionally secured Rights including a violation of the right to privacy, unlawful search and seizure; outrageous conduct, malicious persecution, warrant-less search and seizure, perjury, conspiracy to commit perjury, misprison of felony, criminal abuse of power in color of State Law and conspiracy to conceal criminal actions in color of authority.

The precise amount of damages is not presently known, but I expect them to be in excess of \$150,000.00 and are subject to mitigation.

Sincerely,



Steve D. Gartin - In Propria Persona

Sunday, August 26, 2001

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### **Certificate of Service VIA U.S. Postal Service, Inc.**

I, Steve Douglas, Gartin – undersigned, do hereby certify that a true and correct copy of the foregoing **Verified Criminal Complaint pursuant to C.R.S. § 18-8-115** was transmitted to the following interested parties on Sunday, August 26, 2001 by placing the same with the Jefferson County Detention Facility Staff postage pre-paid, and addressed to the following:

And by InterOffice Mail to:

**Sheriff John P. Stone**  
200 Jefferson County Parkway  
Golden, Colorado 80401

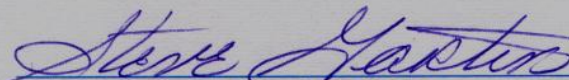
**District Attorney David J. Thomas**  
500 Jefferson County Parkway  
Golden, Colorado 80401

**The Honorable Leland P. Anderson**  
First Judicial District of Colorado  
100 Jefferson County Parkway  
Golden, Colorado 80401

**U.S. Attorney General John Ashcroft**  
United States Department of Justice  
950 Pennsylvania N.W. Suite 4400  
Washington, D.C. 20530

**Attorney General Kenneth Salazar**  
Colorado State Attorney General  
1525 Sherman Street, 5th Floor  
Denver, CO 80203

**Special Agent Robert Espinoza**  
**Civil Rights Division**  
Federal Bureau of Investigation  
1863 Stout Street, 18<sup>th</sup> Floor  
Denver, Colorado 80294-1823



**Steve D. Gartin**

Political Prisoner #062265  
P.O. Box 16700 7C-25A  
Golden, Colorado 80402