
**Petition to the U S Attorneys' Office
for Official Witness
to Legal Proceedings for Cause**

16 September 1996

Steve Douglas, Gartin, hereinafter named as "Petitioner", is an indigent and homeless man proceeding in Forma Pauperis and without legal council or access to legal council and is Defendant in **Golden Municipal Case No.55239**.

Petitioner is privy to the premises of this matter of an age to make petition and a Citizen of the state of Colorado and swears that the information contained herein is true.

The United States Attorneys Office is properly charged with investigating complaints and prosecuting infractions against the Rights of Citizens and the laws of the United States and has jurisdiction in the state of Colorado for the Federal District Court of the district of Colorado.

1. Petitioner has been repeatedly and maliciously denied his Right to 'due process of law' and to 'equal protection under the law' and such other Rights as guaranteed under the Constitution of the United States of America and enumerated in the First, Fourth, Fifth, Seventh and Fourteenth Amendments and such others.
2. These denials of Rights and failures to secure the Rights of Petitioner by the Municipal Judge Ronald L. Miller from the Bench of the Golden Municipal Court have been contrary to, and in defiance of, the Code of Judicial Conduct, the Constitution of the State of Colorado, the directives and regulation of the Colorado Legislature, the Colorado Revised Statutes, and the Constitution of the united States of America.
3. Petitioner was subject to False Arrest by the Golden Police Department. Training Officer Moler conducted a false arrest without an Arrest Warrant or any probable cause.
4. In an effort to cover-up and conceal the unlawful arrest, Officer Moler then conspired to solicit the fraudulent testimony of Markus Bernard Merritt, *a convicted felon and a known perjurer with an active arrest warrant and Restraining Orders resulting from domestic violence*, with criminal intent to deprive this Citizen, Steve Douglas, Gartin of his 4th and 6th and 7th Amendment Rights and those rights of my Offspring April & Elijah Gartin as well.

5. Markus Bernard Merritt, a *'legal representative'* for Tamara Ann Zehnder and in council with Karsh & Fulton, PC, is also a man with an extensive official police record of giving false information to authorities, dire physical violence against women, domestic restraining orders for cause, drug use and gross contempt of the courts orders in a number of diverse instances.
6. Markus Bernard Merritt had an Active Warrant for his Arrest at the time of his false swearing and such information was known to and ignored by the Golden Police Department Officers responding to the incident.
7. Golden Police Department failed, in each and all of several persons party to the incident and arrest process, to act in a professional manner and to uphold their oath of office.
8. **Each** and every Golden Police Officer filing a report committed prima facie perjury, in conspiracy, by their own testimony under oath.
9. These ultimate facts are contained in the Golden Police Dispatcher's report to the Internal Affairs Officer, the report of actions in the field by a Michael Moler, a Senior Training Officer, his abhorrent arrest procedure, their torturous transport procedure, the unConstitutional booking and identification procedure, and the unConstitutional and unlawful incarceration and detention procedures.
10. Subsequent maltreatment by the Jefferson County Jail Gang authorities was a knowing attempt to cover-up criminal actions in conspiracy with Golden Police - *U.S.C.A. Title 42, section 1985* - to conceal each of these Officers' criminal activity by the direct extortion of waivers of liability and Constitutional Rights of the Petitioner by means of maltreatment and torture.
11. Petitioner was arrested for a 'lack of proper identification' while on the premises of, and employed by, the Golden Recreational Center. Petitioner was at the Swimming Pool, swimming with my Offspring, dressed in swimming trunks and while responding to a disturbance in a hazardous area by calling for the police to take an official report of continued child abuse by Markus Bernard Merritt.
12. Petitioner was transported maliciously restrained for hours and TORTURED by tight steel handcuffs BEHIND MY BACK and restrained without clothing for no professional reason or probable cause except to attempt by collusion to extort compliance with Waivers of Constitutional Rights and Release of Liability to the arresting officers and County Jail Gang.
13. **Petitioners' minor children in his custody were stolen from him** by Tamara Zehnder and **convicted felon Markus Merritt** with the armed and threatening assistance of the Golden Police Department, in defiance of the law and the order of the Jefferson County District Court Magistrate Babette Norton.
14. The effect of submission by the Petitioner to this armed threat has been to lose all visitation and parenting rights with my Offspring since 6-18-96.

15. This condition is in continuing defiance and contempt by Tamara Ann Gartin, *in council with Karsh & Fulton, P.C. and agent Markus Bernard Merritt*, of the Jefferson County District Courts' Order of Joint Custody and C.R.S. 14-10-129.5.
16. The minor children, eyewitness to the criminal actions of Markus Bernard Merritt in these events, have been illegally detained to prevent their depositions and testimony which reveal the Defendant's intent, prior planning and conspiracy to commit this Fraud upon the Court and upon the Plaintiffs, et al.
17. This illegal condition is at the direct and specific council and subornation of Karsh & Fulton, P.C. to conceal the criminal actions of their agent, Markus Bernard Merritt in direct violation of U.S.C.A. Title 18, section 1622.
18. Petitioner was subjected to illegal imprisonment by the City Police of Golden and the Jefferson County Detention Center; held incommunicado and without access to council.
19. Petitioner was subjected to deliberately and maliciously harsh and torturous jail conditions by the Golden Police Department and the Jefferson County Detention Center to extort this Petitioners' Waiver of Constitutional Rights.
20. Petitioner was denied legal council, phone access, food or water, clothing, toilet facilities or other "privileges" to extort Petitioners consent to invasion of personal privacy and a 'waiver of rights' or release of liability.
21. Petitioner demanded his Constitutional Rights from the Golden City Police and Jefferson County Detention Center Jailers and their malicious denial of basic human necessities escalated and the malicious actions of the Golden Municipal Court commenced.
22. Petitioner was subject to improper and illegal ex-parte hearings while in the custody of the Judicial System of Jefferson County and Golden City. Petitioner was available throughout the time period involved for any legal action.
23. Petitioner was denied the Right to be Present, or observe by designated representative, at multiple Court Proceedings, however named, to which he was Defendant and at which proceedings decisions were made that were deleterious to the human condition of Petitioner.
24. Petitioner was denied the Right to rebuttal against the perjurious allegations against him or to present a response to the perjurers or any defendant evidence to their perjury. Every Officer of the Court failed in his duty to his Oath of Office to safeguard the Constitutional Rights of Petitioner.
25. Petitioner was denied the Right to Present Evidence and Testimony in defense of himself at any of these so-called hearings.
26. Petitioner was not given the results of these ex-parte hearings nor was any transcript or record taken from which comparative testimonies could be analyzed for further proofs of perjury by complainants.

27. Petitioner was denied the Right to Equal Protection of the Law and to make countercharges to the Complainants at any time then or since.
28. In fact, Petitioner was the original complainant; I called the Police, I was a City Employee on City Property and responding to a disturbance in a hazardous area of the facility. My information and complaint was never taken by Police or investigators for the City Attorneys' Office. The Golden City Police Department failed in its diligence due to the Petitioner and due to the Golden Recreational Center in its failure to properly investigate this incident and the actions of its own personnel.
29. Petitioner was denied Equal Protection of the Law by City of Golden Municipality when my children were stolen from my proper custody by armed Police, a hired thug paid by my malicious non-wife and she, herself, in defiance of the law and of a Court Order by Magistrate Babette Norton in Jefferson County.
30. These Persons, Tamara Ann Zehnder of U S West, and Markus Bernard Merritt of Karsh & Fulton, PC, are presently in Verified Citation of Contempt of Court Order on six separate counts. They have criminally broken other orders of the Court and other laws for which they are being charged and in litigation in civil court.
31. Petitioner was denied a Bill of Particulars for the alleged offense; no official paperwork, orders, affidavits, charges or warrants were presented. Employees and Staff of the Golden Police Department and the Jefferson County Detention Center Staff failed in their professional performance and in slight diligence to their responsibilities.
32. Petitioner was again denied the Right to present evidence either by document or examination or cross examination of witnesses at the first hearing to which I was witness. Every Officer of the Court failed in their responsibilities to safeguard the Constitutional Rights of the Petitioner.
33. Petitioner was denied the Right to present witnesses to the facts of the event or in defense or in mitigation or in proof of character or any other suitable defense. Eyewitnesses to the event were maliciously and criminally sequestered from giving evidence to the Court that would exonerate Petitioner.
34. This exculpatory evidence was known to the City Attorney, William Hayashi, as he made his decision to prosecute. Any dismissal by the City Attorney would leave the City of Golden open to gross liability for its mistreatment of Petitioner, thus the City Attorneys' position is neither one of justice or even law. He fails in his duty to his Oath of Office, the Ethical Canons, the Code of Professional Responsibility and the direction of Law of the Legislature of the state of Colorado.
35. Petitioner, an indigent in Forma Pauperis, was not allowed or offered Legal Council or allowed to present for himself in any manner before the Court and by order of the Court and in the person of the Court. Every Officer of the Court failed in his duty to safeguard the Rights of the Petitioner as sworn to in his Oath of Office.

36. Petitioner was denied Compulsory Process of witnesses and documents and such applications for discovery have been ignored to the detriment of any defense by Petitioner.
37. **Petitioner was denied Trial by Jury** upon proper application to the Court, proper notice to the Court, payment of the Courts extortionate fee, *not required to be paid by a Citizen proceeding in Forma Pauperis*, and all in proper submission to the Court. This denial by Ronald L. Miller and by his Clerk of the Court. The Clerk of the Court self identified to Petitioner as a legal professional held to strict diligence in her high knowledge of the law.
38. **This decision maker is not impartial.** Ronald L. Miller has repeatedly acted in improper judicial character and procedure based upon his **bias** and prejudice towards the representatives of the City of Golden, the Jefferson County Detention Center Staff, executives of the Lutheran Church Missouri Synod, U S West, Inc. a public utility, Karsh & Fulton, P.C., Officers of the Court, and from a fear of threatened public and social accusations based on the divergent races of the principal complainant and Petitioner, this threat by Complainant Markus Bernard Merritt.
39. Ronald L. Miller has failed to perform adequately in his professional responsibilities to the Petitioner and to the People of the state of Colorado as the fiduciary of Constitutional Rights and Guarantees in Municipal Court, Golden, Colorado.
40. Municipal Judge Ronald L. Miller has failed to secure the Petitioners' Rights of the Defendant and will, predictably, based on prior performance, continue to fail to secure those Rights in future court proceeding to which I am Defendant.
42. Judge Ronald L. Miller has failed to make his Judicial Decisions based on Evidence in the Golden Municipal Courts own and present Record that shows;
- a condemning timeline of events proving intent, conspiracy, collusion and malice
 - false and conflicting submissions by Complainants and witnesses and Law Enforcement Personnel ,
 - admission under oath to criminal actions by Complainants,
 - improper & unlawful unprofessional performance by Golden City Police Officers and the Jefferson County Detention Center Staff resulting in the deprivation of Constitutional Rights and unlawful usurpation of power in conspiracy.
43. All such evidence is exculpatory to the Defendant and should have resulted in the immediate Dismissal of the Charges with Prejudice by William Hayashi and a Judicial Censure of Complainants for presenting perjury to the police and the Honorable Court.
44. Judge Ronald L. Miller has failed in his Application of the appropriate Standard of Proof and such Proof has been ignored by the **Judge Ronald L. Miller in his slight diligence** of reading submissions to his Court.

Whereas:

These actions are in malicious abuse and deliberate misuse of the power of the Municipal Court of the City of Golden, and of Jefferson County; to constructively punish the Petitioner before a Trial of the issues, to obstruct justice and to prevent a proper defense by the Petitioner to the gross perjury of the Complainants, to cover the unprofessional conduct of the Golden City Police Senior Training Officer in the field, the City Attorneys' frivolous and personally malicious continuing prosecution, the previous improper conduct of the Golden Municipal Court, the gross negligence of the Jail Staff of the Jefferson County Detention Center, and the obstructions of the Clerk and Staff of the Court.

These deliberate actions by Golden Municipal Judge **Ronald L. Miller**, City Attorney **William Hayashi**, the Clerk of the Municipal Court, Officers Moler, Shellenberger, Schnack, and Moore of the Golden City Police Department, Internal Affairs Investigative Officers Dave Farley and Bob Tortora establishes a pattern of reckless disregard for the Law; for its Due Process and equal application and protection, for the Constitutional Rights of the Citizen and the Defendant Accused.

These citizens acting in color of authority personify a professional failure to secure such Rights for the Defendant Accused, and an immediate willingness to resort to unlawful use of power, collusion, torture and human rights deprivation to secure, conceal and protect that arrogance of power unlawfully wielded.

This pattern of failure to secure the Rights of the Citizen, reckless disregard for Constitutional Rights of the Defendant, prejudicial and improper conduct of the judicial and law enforcement and detention systems of Jefferson County state of Colorado and in City of Golden will continue to the detriment and grievous harm to Petitioner and to the Rights of all Citizens of the state of Colorado if it is allowed to continue.

Therefor:

Petitioner, Steve Douglas, Gartin, respectfully requests the United States Attorneys Office to provide a competent and informed official witness, hereinafter designated "Official Witness," to the proceedings of the Golden Municipal Court in Case No. 55239 scheduled for 18 SEP 1996 at 4PM.

Such Official Witness will educate himself in the record and the prior proceedings of the Golden Municipal Court and Jefferson County Court relevant to this Case in great

diligence and will observe these further instant proceedings with these general premises in his knowledge.

This Official Witness will prepare an Official Report to the United States Attorneys Office and to **Judge Lewis Babcock in Federal District Court** in the **case 95-B-1747** citing any such continuing and further infractions and deprivations of the Rights of the Petitioner, Defendant Steve Douglas, Gartin and Family Gartin.

The Official Witness will act upon proper evidence and ultimate facts so as to initiate Title 42 & Title 18 actions and other such legal actions in the name of the People, by the United States Attorneys' office and to the Federal District Court as are appropriate in these premises.

I, and my Offspring, claim all Rights and Privileges under the Constitutions of the state of Colorado and the united States of America and at no time waive any right or privilege of my free will.

Dated this 16th Day of September, 1996.



Steve Douglas, Gartin

PO Box 114

Golden, Colorado Zip Exempt

Message Phone: 364-0403

Message FAX: 739-9824

Plaintiff is temporarily Homeless and Indigent

Allow an extra 10 Days for delivery to PO Box and subsequent pickup

Please FAX for quicker response.

I hereby certify that a true and correct copy of the forgoing
Verified Request for Official Witness was placed into queue
for delivery via FAX on **September 16th, 1996**
to the following Persons & Parties at the listed FAX number.

Steve Martin

PO Box 114
Golden, Colorado Zip Exempt

Message Phone: 364-0403
Message FAX: 739-9824

CC: VIA FAX Numbers

Listed _____

Jefferson County Court	Chief Judge Henry Nieto Magistrate Babette Norton Judge Hoppin Judge Olsen	FAX: 303-271-6270
Karsh & Fulton, P.C. All Clients, Agents, and Co-Conspirators	Alan Karsh	FAX: 303-782-0902
Golden Municipal Court	Judge Ronald Miller	FAX: 303-834-8001
Federal District Court	Judge Lewis T. Babcock	FAX: 303-861-2233
Commission on Judicial Discipline		FAX: 303-
837-3601		
U.S. Attorney		FAX: 303-844-0098

U. S. Supreme Court Grievance Committee

FAX: 303-893-2443

U S West, Inc.

Elizabeth Kiovsky

FAX: 303-295-7046

Hard Copy available upon Request.