

EXHIBIT [E11]

PLAINTIFF'S COMPLAINT COMMANDER ROSS CAOUCETTE OF THE ORANGE COUNTY SHERIFF-CORONER DEPARTMENT¹

SEPTEMBER 1, 2020

[(0:02)] Plaintiff: Hello, this is Adam.

[(0:03)] CMDR. Ross Caouette: Hi Adam, this is Ross Caouette from Orange County Sheriff's Department.

[(0:06)] Plaintiff: Hello, sir, how are you?

[(0:07)] Caouette: I'm excellent, thank you.

[(0:09)] Plaintiff: I have a little bit of a sensitive and peculiar situation, do you have some time that we could talk?

[(0:16)] Caouette: Yeah, I will make time to make sure that I can talk to you [inaudible] direction, and I'll help you the best I can.

[(0:25)] Plaintiff: Okay. I appreciate that. I'll try to give you the most quick readers digest version I can.

[(0:31)] Caouette: Sure.

[(0:32)] Plaintiff: I am attempting to make a criminal complaint against a Judge at the Central Justice Center for exercising authority that is not granted by the Constitution and fining me a million dollars.

First, I called and spoke with the Watch Commander who was Lt. Alday[?], and he said "Well, I can't guarantee you that we will or won't take a report, but at the very minimum, we may take in information report". He said, "But what you need to do, is go down to the Central Justice Center and speak to the Supervisor there, whoever that is, and tell them the situation and see what they'll do". So on August 7th, I believe, I did that. The Supervisor said that is not a crime for a Judge to

¹ NOTE: All efforts have been made to ensure this transcript's accuracy. However, it was created by a third-party transcription company. It is not a verbatim transcript in that 'words' such as "um" and "uh", stuttering, and other 'abnormalities' inconsistent with written speech have been excluded. Because neither the transcriber nor Plaintiff's assistant (who reviewed the transcript for accuracy) were present during the call, there may be slight discrepancies. The actual audio recording should be relied upon for best evidence.

not exercise authority that's granted by the Constitution and take my money and property. And he couldn't explain to me why that was not a crime, because in my understanding, the one thing that differentiates a public official from performing their duties, from it being criminal, is whether the law authorizes them to perform that duty or not.

[(1:54)] Caouette: True.

[(1:54)] Plaintiff: And if the law clearly says that they can't do it, and they do it, that's a problem. So we're not talking about a \$500 fine that I don't think is fair, I have so much support to back up what I'm sharing lawfully, but I cannot get any help from the Legislative Department or the Judicial Department, and so I have gone now to the Executive Department, which is your office, and I've said, "Hey, these other two branches of Government are not acting within their Constitutional Authority, and I believe that, while the Sheriff's Department or any Police Department for that matter, does not have a duty to protect private citizens from one another, I do believe that you do have a duty to do something when rights are being violated by other branches of Government and they don't have authority to do so.

I made a public records act request on August 7th, to the Sheriff's Department, to try to find out what the authorities or what the requirements were for the Sheriff's Department to take a report. The response I got was that there isn't any documents that require the Sheriff to take a report, period. And after I looked at those policies, it appears that there isn't any such policy that says you have to take a report when the crime has been committed or anything. I'll stop there, and see if maybe I'm in the wrong spot, and you can point me in the direction I should be in, or what?

[(3:37)] Caouette: Yeah. So I want to help you with [inaudible]. If what you're doing is-- The way we can help, right? But I'm not going to be able to sit here on the phone with you and just comment whether there's been a crime committed or not, right? In fact, there might not be because it's kind of a complex situation, there might not be anybody that can do, in a minute, and say whether they are going to take the report or not. But we can, if we choose to, take a report, and then just pour that report to the District Attorney if you want them to determine whether they have a crime to file [inaudible].

[(4:18)] Plaintiff: I hear you. I did speak with an investigator at the District Attorney's office, and he said that it would have to start with you guys. I do hear what you're saying.

[(4:32)] Caouette: That's my point. Exactly. That's right. So when you mean like, identify a crime, we may not actually create a report for a crime, but I could probably help with the writing, you know? You could sit down with somebody, I can arrange that, where you give him information, I think an information report, and we take that over to the DA's office, and they determine whether they have a crime in that information, whether they can file it or not, is that what you mean?

[(5:02)] Plaintiff: Yeah, I totally do. And just so you know, I am a retired cop from Orange County, not from the Sheriff's Department so--

[(5:09)] Caouette: Really?

[(5:10)] Plaintiff: I'm sure you sense that I know a little bit about what I'm talking about already, so I would be amenable to that. The reason I shared this, is I don't want to make a scene about this, really, but somebody, at some point, has to do something to help. My contention has been all along, that I'm just asking for someone to help protect me and my property, I don't think it's unreasonable to ask. I mean, we are talking about my entire life estate, and being forced into bankruptcy for- I'll just give you an example. If you catch someone driving without a license on the street, it's like a \$250 fine, well, I got fined almost a million dollars for allegedly not having a construction license.

[(5:59)] Caouette: All right.

[(6:00)] Plaintiff: So anyone, if you even remotely like say, "What the heck is going on? Something's wrong. And I cannot believe that I have had to go through these lengths just to get someone to say, "Yeah, something's really off here". I mean, last week I called Senator Moorlach, whose our Senator in Orange County here, and I spoke to his Chief of Staff, and he said "Look", he goes, "We're a Republican Senator in a Democratic State and in a Democratic Legislature, you can forget about anything being done. We pass unconstitutional legislation every day". He said, "I'm not trying to put you out but I'm just trying to tell you the truth." And that doesn't work for me. Not when I'm going to lose my home and-

[(6:52)] Caouette: And what city are you in?

[(6:53)] Plaintiff: I live in Costa Mesa.

[(6:55)] Caouette: Costa Mesa.

[(6:56)] Plaintiff: Yeah, but I'm happy to go to the Department or-

[(7:00)] Caouette: [inaudible] You're going to file, well, I guess it's in a court, I'm not sure, and I'm going to have to look into this myself, is that we're taking a report from somebody who is in Costa Mesa.

[(7:17)] Plaintiff: Well, the crime occurred at the actual Courthouse, that's why I went there.

[(7:23)] Caouette: All right. So the Judge works for the State or for the County?

[(7:29)] Plaintiff: Well, I believe that all the Judges there [crosstalk]. No, it's a State. You're correct in asking all that. But yeah, it's the State Superior Court. And even though it's the County of Orange, but, yeah, it's the State Superior Court Judge, he gets paid by the State.

[(7:47)] Caouette: Yeah. That's where- I'd have to see-

[(7:50)] Plaintiff: But there is, in my investigation, there is no State Law Enforcement Agency, they all defer to the City or County where the crime occurred. There is an Administrative Agency called, "The Commission on Judicial Performance". But as far as I can tell, they only

investigate Administrative Complaints. Let's say something like, the Judge fell asleep on the bench, or something like that, there is no Criminal Law Enforcement Authority there.

[(8:26)] Caouette: Okay. Here is what I'm going to do, right? So because I'm not going to figure this out, I'm going to have a lieutenant of mine [inaudible] call you, and arrange a meeting for you to talk with him, and a Patrol Deputy.

[(8:38)] Plaintiff: Okay.

[(8:39)] Caouette: Sit down, and then maybe- I'm going to let him. I need you to trust him because he gathers all of the information of whether he is going to submit a report or not, and it might be just an information report, and I'll have that dialogue with him.

[(8:56)] Plaintiff: Okay.

[(8:57)] Caouette: I got your information, I'll have him call you. He should be downstairs right now, I'll walk down there and have him call you, and maybe you can come to headquarters and setup a meeting with him, and let's move forward with this and see how we can help you out.

[(9:10)] Plaintiff: That would be fine. I can't tell you how much I appreciate your kindness and receptivity. Like I said, I'm not looking to make a stink or cause any waves, I just don't want to have my property taken unlawfully, that's it.

[(9:25)] Caouette: Well, I'm not making any promises either, right?

[(9:27)] Plaintiff: I get it. I get it.

[(9:29)] Caouette: We just need to gather all the information, and [inaudible], he is the Lieutenant of all North of Operation, so something [inaudible] we can help out with whether or not.

[(9:38)] Plaintiff: Okay. No, I understand about no promises and all that, we're just one step at a time. Let's [crosstalk] take it at that. Thank you. Okay. Bye-bye.

[(9:44)] Caouette: Alright. Bye now.

[END]