

March 15, 2010

Federal Bureau Of Investigation  
9797 Aero Drive  
San Diego, CA 92123  
Att: Special Agent In Charge Keith Slotter

**Subject:** Continuing Felony Criminal Conduct by Multiple Oceanside Police Officers, Multiple District Attorneys In The San Diego County District Attorney's Office, member of the Oceanside City Council, Mayor Jim Wood, and various political and financial supporters

Special Agent Keith Slotter,

Over the past several months I have been providing multiple criminal complaints with extensive documentation to the FBI via Agent Aguirre. The documentation is on a system of criminal corruption and protection operating within, and between The San Diego County District Attorney's Office, the Oceanside Police & Fire Departments, and member of the Oceanside City Council. This criminal system protects District Attorneys, Police Officers, Public Officials, and various financial and political supporters from all investigation and prosecution for criminal acts including election fraud, perpetrated against citizens. The primary criteria for immunity is whether or not you wear a badge or you financially support someone that does.

I have also filed a series of criminal complaints and police misconduct complaints regarding this pattern of public corruption with police and DA's and they all get buried. Enclosed is documentation in digital file copies, and audio recordings on CD disk of the complaint processes. The following are only a few example of the extensive criminal corruption.

In late April of 2009 Oceanside Police officer Damon Smith is caught, under oath, by a criminal defense attorney, talking about an audio tape of the investigation he is testifying about. As no tapes had been noticed or booked into evidence, Criminal defense attorney Andrew Limberg expanded his questioning. The result was testimony that Officer Smith had been secretly recording criminal investigations, and hiding the tapes from the criminal justice system, for the previous eight (8) years. Within several weeks, through mistakes and retirements in the Public Defender's office no investigation ever got started, and the entire investigation was pulled into the Special Operations Division of the District Attorney's Office. This was an investigation with obvious huge conflicts of interest for the DA's office.

Almost immediately, the District Attorney's office began issuing press releases that an investigation was underway, but that Officer Smith had not done anything wrong as it

was not illegal for a police officer to record conversations. The DA has a box full of audio tapes of criminal investigations that were intentionally hidden from the criminal justice system for 8 years, a DA's investigation is just starting, and the cover up is already under way in the DA's office to minimize the number of corrupted criminal prosecutions. There is no evidence that any criminal investigation of Officer Smith was ever done. He was not arrested, has never been prosecuted, and is still working on the streets as a police officer in Oceanside. All questions about an investigation to determine the involvement or knowledge of other Oceanside Police Officers always gets the same answer, no comment, as an investigation is underway.

The investigation disappears into the Special Operations Division for the next 4 months, until September, while I and a few other members of the media continue to ask questions of the DA's office, the Oceanside Police, the Oceanside City Council, and Mayor Wood, about the total lack of any criminal investigation. There is no information on how many tape, over what period of time, knowledge of other officers, etc. The DA and Police story line is that Officer Smith has not done any illegal and the investigation is continuing with no comment. The so called criminal investigation is still underway, however, both the DA's office and Oceanside Police Chief McCoy are continually giving public press release on how innocent Damon Smith is and that no other Oceanside Police Officers were involved.

On October 6, 2009 I went back to the beginning, and interviewed Attorney Andrew Limberg. Mr. Limberg is the criminal defense attorney that discovered the secret criminal investigation tapes. Mr. Limberg had never been contacted by anyone from the DA's office or the Oceanside Police Department regarding any investigation of Officer Smith or the evidence tapes. Mr. Limberg was ground zero for this criminal investigation, and no one ever contacted him before me. During my interview, Mr. Limberg stated that Officer Smith had contacted him after leaving the witness stand, as he was concerned about how much trouble he was in. Officer Smith began talking about how it was "Common Knowledge" among the Oceanside police officers he worked with for 8 years, that he was secretly recording criminal investigations. Officer Smith is talking openly about the knowledge and involvement of multiple Oceanside Police Officers in the evidence tampering, and no one had ever followed up with Mr. Limberg on any investigation of Damon Smith. There was no criminal investigation.

On October 9, 2009 I contacted ADA Laura Gunn, head of the DA's investigation of Damon Smith and the evidence tapes, and gave her the specifics of Officer Smith's statements to Attorney Limberg, and Attorney Limberg's contact information. I also contacted the Oceanside Police and provide them with the Limberg information.

Several weeks later the DA's office transferred 37 audio tapes to the Public Defender's office and issued press releases that Officer Damon Smith was not going to be

prosecuted for anything. The DA's office is deciding which tapes they think may or may not have corrupted their criminal prosecutions for the past 8 years, and at the same time ADA Gunn is suppressing evidence on the involvement of other police officer that would force a real investigation and substantially expand the number of corrupted case.

On October 22, 2009 I contacted Mr. Limberg and was advised that he had not heard from ADA Laura Gunn or anyone else regarding the Damon Smith statements. I set up a meeting with DDA Damon Mosler of the DA's Special Operations Department for November 4, 2009 at 9 AM to file a criminal complaints. Five minutes before the meeting at 08:55 AM I re-contacted Mr. Limberg and was again notified that ADA Laura Gunn had not contacted him, nor had anyone else from the DA's office or the Oceanside Police Department. At 9:00 AM I meet with DDA Damon Mosler and provide the following criminal complaint information:

- ADA Laura Gunn was suppressing evidence (a credible witness) establishing the involvement of multiple Oceanside Police Officers in extensive evidence tampering over an 8 year period, in criminal prosecutions, connected to the Officer Damon Smith secret evidence tapes.
- The DA's Office and Oceanside Police protected Officer Damon Smith from arrest and prosecution for a variety of reasons including, to keep his mouth shut about the identity of other police officers. Other contributing factors included minimizing the number of corrupted criminal prosecutions and the associated notifications to criminal defense attorneys, not to mention the huge civil liability and adverse publicity that would directly impact all financial operations, including pay and benefits, in the DA's office and the Oceanside Police Department for years to come.

During the same time frame, in April 2009, the Oceanside Police and Fire departments, their unions, and their supporters already had a covert operation underway to tamper with a recall election. The election tampering was to manipulate the makeup of the city council prior to January 2010 to obtain a favorable vote on new union contracts with enhanced pay and benefits. A major public scandal involving multiple police officers, involved in evidence tampering, occurring in the same months that news media groups were starting to report on evidence of the fire and police departments total financial control of the recall process would have tanked the ongoing commercial signature petition drive. See attached Oceanside criminal complaint #10003803.

DDA Damon Mosler and Investigator Diane Snyder obstructed and failed to investigate the criminal complaints I filed with them on 11-4-09, (Audio Recording Attached) regarding the above indicated evidence suppression by ADA Laura Gunn, the conspiracy to falsify public election records, and other associated crimes in the DA's

office, the Oceanside Police and Fire Departments, and their unions. The election record falsification was done to hide the money trail from the fire and police unions that was flowing into the recall election fraud.

The complaint provided to DDA Mosler, with supporting documentation, on a conspiracy to falsify public campaign finance records in furtherance of election fraud was done on advice of the FPPC. When I filed the FPPC complaints in November of 2009, the FPPC stated that their authority was limited to investigations to verify violations of campaign finance rules, and in some case fine violators to force corrections. However, I was told the District Attorney's office should be notified regarding any criminal matters. The FPPC later issued Warning Letter to both committees on December 8, 2009 verifying the falsification of public records by multiple persons. The documentation is attached and a criminal complaint has been filed, by me, with the Oceanside Police Department under criminal complaint # 10003803 as there is no evidence that DDA Mosler, the Oceanside Police, the city council, or anyone else has ever done anything about the stream of public criminal complaints. DDA Mosler had assured me that they would coordinate with the FPPC, and if any public records were falsified the DA would take action.

The DA's office and the Oceanside Police have also been discriminating in arrests, investigations, and prosecutions of crimes associated with the recall election, based on whether or not the suspects are political or financial supporters of the police department or associated public officials. The case in point is Mr. Eric Ledo, an Oceanside resident. During the recall election Mr. Ledo, like a number of other discouraged citizens, started to steal campaign signs from public areas, that supported the Fire and Police departments recall of Councilmember Kern. He was arrested and jailed, as he should have been. Then the DA with the support of the Oceanside Police Department upgraded the petty theft to felony receiving stolen property. The DA and Oceanside Police told the media they wanted to send a firm message about how people tempering with an election would be punished. This prosecution was occurring during the same time frame, as my documented complaints to the Oceanside Police, the city council, and the DA's office regarding multiple people conspiring to falsify public records in furtherance of election fraud (documentation attached). All attempts to file a complaint, or get an investigation from the DA's office, the Oceanside Police, or city council members, including retired OPD officer, Mayor Jim Wood, were blocked. The DA and Oceanside Police took a bloody recall hatchet and buried Mr. Ledo, a Kern supporter, while obstructing all investigation of multiple citizens that were political and financial supporters of the police & fire departments, and the recall campaign. Even after the FPPC Warning Letters were issued, verifying the falsification of public records, the DA's office, Oceanside Police Dept, and city council did nothing. This was done in spite of

multiple complaints from me, and news media coverage. I then filed the criminal complaint under Oceanside Police criminal complaint #10003803.

Citizens that complain in Oceanside City Council meetings, under the protection of the Brown Act, are being subjected to discrimination and harassed, to coerce their silence on police and council corruption complaints. Council agenda sequences are manipulated on a regular basis by Mayor Wood, forcing people that complain about police and council corruption to wait many hours, beyond the specified agenda times, to speak before the council. This is also done to clear the council chamber of potential citizen witnesses, and discourage complaints. Public record request forms to speak, containing complaints about corruption in the council or police department are edited and/or deleted by the City Managers office to remove the complaint text from the official agenda records.

This process of harassment and intimidation of speakers by Mayor Wood, and its intensity, has been accelerating over the past few months as new evidence has been presented by me, in public council meetings. Mayor Wood is now conspiring with police officers to target, and set up specific citizens, for police assault and removal from the council chambers, to silence complaints about criminal conduct in the city council, the Oceanside police and fire departments, and their financial supporters. Mayor Wood & Councilmember Sanchez receives tens of thousands of dollars annually from the Police and Fire Department Unions and they extends special illegal protection for those departments in exchange.

The specifics of this most recent criminal conspiracy are detailed in the criminal complaint I filed under Oceanside Police criminal report #10003712, and the written and audio file documentation is attached for that complaint. Part of the independent supporting evidence for this complaint is the council chamber video tapes with sound. The council meetings are broadcast over KOCE TV Channel 10 Public Broadcast. Obviously, Mayor Wood and the three Oceanside Police Officers involved in my assault did not take that into consideration, when they hatched a criminal conspiracy to assault and remove me from the council chambers, against my will, and under threat of arrest if I did not go with the police immediately.

This new assault tactic was used once before in the January 6, 2010 city council meeting against another citizen complaining about police and council corruption. In the past 18 months I have never seen this type of assault used on any other citizens. I filed a complaint via telephone message, on the January 6 assault, with the office of DDA Damon Mosler. When no call back was received I left an additional message, and was contacted by Investigator Snyder and advised that the DA's office saw no problem with the removal of Mr. Shapiro. Once again, if the suspects wear a badge, complaints are

ignored and buried with no real investigation. The failure of the DA's office to properly investigate contributed to the conspiracy to assault me on February 24, 2010.

In the past I have received phone threats, and threat messages left on my vehicle to "shut up or else". As I did not shut up, now I have a retired cop mayor conspiring with police officers to assault me, and remove me from a public city council chamber meeting, against my will, as just another tactic to coerce my silence, about criminal corruption in the Oceanside Police Department, Fire Department, and the City Council. I violated no laws, and was not under arrest for anything (See Criminal Report #10003712).

These documented criminal acts are just the tip of an iceberg. As a former police officer I find I can no longer depend on the OPD or the DA's office to impartially and fairly enforce the law, or feel comfortable about the safety of my family or myself, around Oceanside Police Officers, and that is a very uncomfortable feeling for a former police officer.

This is not the first time that the OPD and the DA's office have been caught with their pants down obstructing justice, falsifying reports, lying about criminal investigations that never occurred, and then conspiring to protect each other from criminal complaints and investigations. Documentation, complaints, and police misconduct report copies attached in CD disk labeled document for FBI.

The next time an OPD Officer, a DA, or Elected Official committees criminal conduct in front of me, or against me, or my family, and tells me to go away, I will not call a cop and complain about, as that has been proven to be worthless and completely obstructed. I will arrest on site and use all necessary legal force to affect the arrest and maintain custody. If conditions allow, I will get my attorney and news media crews as witnesses, provide them with full documentation, and seek out and arrest on site.



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