James David Benish 9069 Lake Rd. Otisville, Michigan 48463-9781 619-591-8801

# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF HAWAII

Chief Judge United States District of Hawaii 300 Ala Moana Blvd C-338 Honolulu, HI 96850 (808) 541-1300

1

2	United States of America	)	Motion to Convene a Federal Grand Jur
3	James D Benish-Petitioner/Affiant/Victim	)	Case Number
4		)	
5	VS	)	
6	Abraham, K. Honolulu PD	)	
7	Adric, KPD Detective	)	
8	Apeles, Eunice KPD Records	)	
9	Asher, Roy KPD Asst: Police Chief	)	
10	Asida , Hawaii Counsel	)	
11	Asuncion, Gilbert V. KPD	)	
12	Bello, Hilo PD	)	
13	Budd, Nancy Kauai Attorney HCF -Stahley	)	
14	Burgess, John Kauai Prosecutor Inv. (Ruff)	)	
15	Care, Philip L.( Lawyer Sulla).	)	
16	Carrol, John S. Lawyer-Horowitz	)	

17	Carvalho, Bernard Kauai Mayor	
18	Castillo, Alfred Jr. Kauai Prosecutor	
19	Courson, Nick (Kauai County Counsel)	
20	Damerville, Rick- Prosecutor	
21	Daubert, Mary Kauai FOI Office	
22	Dubin, Gary-Lawyer Horowitz	
23	Elliot, W. Augustuz (Sulla Colleague)	
24	Emery, Gloria- Sulla Colleague	
25	Esteban, Greg Hilo PD Lt.(Uyetakes supervisor)	
26	Fujita, Calvin 1993 KPD Chief of Police	
27	Enterprise: Hale Opio Inc.	
28	Enterprise: Kauai FOI Office	
29	Blane, Sara	
	Blane, Sara  Enterprise: County of Hawaii	
30		
30	Enterprise: County of Hawaii Enterprise: County of Kauai	
30 31	Enterprise: County of Hawaii Enterprise: County of Kauai	
30 31 32 33	Enterprise: County of Hawaii  Enterprise: County of Kauai  Enterprise: Hawaii Community Foundation	
30 31 32 33	Enterprise: County of Hawaii  Enterprise: County of Kauai  Enterprise: Hawaii Community Foundation  Enterprise: Hawaii United Way	
30 31 32 33 34 35	Enterprise: County of Hawaii  Enterprise: County of Kauai  Enterprise: Hawaii Community Foundation  Enterprise: Hawaii United Way  Enterprise: Heahea Heights LLC.	
30 31 32 33 34 35 36	Enterprise: County of Hawaii  Enterprise: County of Kauai  Enterprise: Hawaii Community Foundation  Enterprise: Hawaii United Way  Enterprise: Heahea Heights LLC.  Paul Sulla Jr. Lawyer	
30 31 32 33 34 35 36	Enterprise: County of Hawaii  Enterprise: County of Kauai  Enterprise: Hawaii Community Foundation  Enterprise: Hawaii United Way  Enterprise: Heahea Heights LLC.  Paul Sulla Jr. Lawyer  Enterprise: First Hawaiian Bank and Affl;	
30 31 32 33 34 35 36 37	Enterprise: County of Hawaii  Enterprise: County of Kauai  Enterprise: Hawaii Community Foundation  Enterprise: Hawaii United Way  Enterprise: Heahea Heights LLC.  Paul Sulla Jr. Lawyer  Enterprise: First Hawaiian Bank and Affl;  Enterprise: Puueo Limited Partnership	

41	<b>Enterprise</b> : The Office of Overseer, A	)
42	Corporate Sole and its successor	)
43	Over and or the Popular Assembly	)
44	Of revitalize, A Gospel of Believers	)
45	Enterprise: G. Investment Group.	)
46	Agent: An Enterprise Big Island Co.	)
47	Ltd.	)
48	Gregory Gadd	)
49	Nani Gadd	)
50	Enterprise: Bil One LLC:	)
51	Paul J Sull Jr.	)
52	Gregory Gadd	)
53	Enterprise: Rainha Lemania Casa Holdings	)
54	Agent: Paul J. Sulla Jr.	)
55	Jamie Wallace- (trustee)	)
56	Enterprise: Jaxa Holdings LLC.	)
57	Agent: Jerry Ruthruff	)
58	Paul J. Sulla Jr.	)
59	Paul J. Sulla III (Paul Suila Jr's son)	)
60	Enterprise: Kachimaunu Ventures LLC	)
61	Paul. J. Sulla Jr.	)
62	Jamie Wallace – (Sulla's son)	)
63	Paul Joseph Sulla III (Sulla's son)	)
64	Carol L. Silva	)

65	W. Augustuz Elliot	)
66	Robert L. Powers	)
67	Enterprise: Faithful Ventures Trust. (No doc)	)
68	Paul J. Sulla Jr.	)
69	Jamie Wallace-Sulla (Sulla Jr's Wife)	)
70	Gary Zamber	)
71	Mgr. Menashe Jasun Sulla	)
72	Enterprise: Ekele Pud Ass. Trust (No doc)	)
73	Gary Zamber	)
74	Paul J. Sulla Jr.	)
75	Jamie Wallace-Sulla	)
76	Enterprise: BZ Development LLC	)
77	Agent: Gary Zamber (Sulla Colleague)	)
78	Jamie Wallace-Sulla	)
79	Enterprise: Sky of Hawaii Church (No doc)	)
80	Paul Jl. Sulla Jr.	)
81	Paul J. Sulla III	)
82	W. Augustuz Elliot	)
83	Robert L. Powers	)
84	Michael Sakell	)
85	Gary Zamber	)
86	Jason Hester	)
87	Roxanne Joan Hampton	)
88	Boston Kane	)

89	Sheryl Sutltan	
90	Enterprise: Kaunamaro Farm LLC.	)
91	Dr. Stanley Kripner	)
92	Terrance McKenna	)
93	Enterprise: Frana Services LLC (No Doc))	)
94	Edna Franco	)
95	Paul J. Sulla Jr.	)
96	Keone Agard	)
97	Enterprise: Pyramid Process (No Doc)	)
98	Agent: RFD Asso. LLC. (Foreign)	)
99	Robert Dukat (Sulla process server)	)
100	Kelly Tmakiung (Dukat's partner)	)
101	Enterprise: Gospel of Believers Corp.	)
102	Herbert M. Ritke	)
103	Ronn Ritke	)
104	G. Loran Lee (deceased)	)
105	PaulJ. Sulla Jr.	)
106	Enterprise: The Electic Center of Universal	)
107	Flowing Light	)
108	Roberto Silva	)
109	E. Souza aka Ayahuasca Church	)
110	Aka Ceudo Hawaii Spiritual Community)	)
111	Paul J. Sulla Jr.	)
112	Enterprise: Territorial Savings Bank	)

113	Vemon H. Hirata	)
114	Collins Tomel (Horowitz case)	)
115	Allan Kitagawa	)
116	Francis Tanaka	)
117	Howard Ikeda	)
118	Kirk W. Caldwell	)
119	Melvin M. Miyamoto	)
120	Ralph Y. Nakatsuka	)
121	Richard Murakami	)
122	Enterprise: Big Island Land Co. Ltd.	)
123	Gregory Gadd	)
124	Nani April Gadd	)
125	Enterprise: Stewart Title Co. (no doc)	)
126	Enterprise: The Hawaiian Sanctuary	)
127 128	<b>Enterprise</b> : Island Title Co. aka First American Title Co. (Horowitz property)	)
129	Enterprise: Hilo Police Department	)
130	Enterprise: Kauai Police Department	)
131	Enterprise: American Savings Bank	)
132	Enterprise: Kauai Prosecutors Office	)
133	Hara, Glenn . Attorney-Judge (Zedalis)	)
134	Hampton R.J. (Sulla colleague)	)
135	Hester, Jason. (Sulla Colleague)	)
136	Hold, Norman KPD	)

137	Hurley, KPD Lt.	)
138	Ibarra, Ronald HI Judge/lawyer (Horowitz)	)
139	Isoda, Gordon KPD	)
140	Jolin, Taylor (Zedalis)	)
141	Jolin, Mary Ann (Zedalis)	)
142	Kimura. 1993 Kauai Prosecutor	)
143	Kimura, Jay T. HI Prosecutor	)
144	Jones, Hugh R. Deputy HI Atty Gen.	)
145	Kane, Boston (Sulla Colleague)	)
146	Kagami, Michael S. Deputy HI Atty. Gen.	)
147	Kollar, Justin 2015 Kauai Prosecutor	)
148	Lavuosa, Patrick KPD Lt.	)
149	Louie, David HI Deputy AG	)
150	Lee, Loran HI Dept. Crim. Inv.	)
151	Lowery, Chester	)
152	Lewis, Diane- Ex KPD Office	)
153	Lloyd, Katherine P. HCF Gen. Counsel	)
154	Lund, Steve Hawaii Sanctuary	)
155	Martine, Hanzs KPD	)
156	Milks, Maria 1993 Circuit Judge	)
157 158	Moss, Joe. Attorney for Silverman Kauai United Way	)
159	Nakumura, Greg Judge (Zedalis)	)
160	O'Phelan Daniel Hawaii Lawyer	١

161	Parries, Bradley (J. Stahley's step-son)	)
162	Perry, Darryl KPD Chief	)
163	Poi, Tom Hilo PD	)
164	Ramson, Paddy KPD	)
165	Rapozo, Mel KPD	)
166	Ritke, Ronn= Horowitz case	)
167	Ritke, Herbert- Horowitz case	)
168	Rosa, Richard 1993 KPD Capt.	)
169	Sulla, Paul J. Jr. Atty. Horowitz-Zedalis case	)
170	Roth, Mitch HI County Prosecutor( (Zadelis)	)
171	Schonlau, Todd- (Aaron Schonlau's Bro)	)
172	Silva, Carol- Sulla Colleague	)
173	Silverman, Robert- J. Stahley Trust Admin.	)
174	Sakell, Michael (Sulla Colleague)	)
175 176 177	Stein, Lynette M. Medrano Joe Moss Colleague- Kauaii United Way Foundation	) ) )
178	Takekawa, Ray KPD Lieutenant (Arrested	)
179	Mr. Woolsey (father of Lacey Ruff)	)
180	White, Likey- Sulla Colleague	)
181	Whittaker, Steven (Sulla Lawyer)	)
182	Yoshido, Alvin #19 KPD	)
183	Yu, Carolyn M. HI AG Securities	)
184	Yukimura, Jo Ann 1993 Mayor	)
185	Zedales, Llian (Zedalis Trust)	)

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209	MOTION TO CONVENE A GRA	ND JURY
210	COMES NOW, A citizen of these United States of A	merica, James David Benish hereinafter
211	referred to as Affiant who moves the Federal Court to Conver	ne a Federal Grand Jury pursuant to: The
212	Federal Rules of Criminal Procedure, Title III, Rule 6 (1), and the	nat the court forgive any legal procedural

213 improprieties, mistakes, omissions etc; in consideration that this request has not been prepared, by an

214 attorney, nor has there been any legal representation, assistance or other participation by a lawyer on

215 behalf of your Affiant other than legal and constitutional information available to all via the internet.

216 This request is made in the belief that a United States Citizen has the right, granted by the US

217 Constitution, to ask and require the court to act on this request, that an investigation is necessary and

218 that this request is in the best interest of all Citizens of the United States.

219

Your Affiant alleges that during the 1993 investigation into the Murder of Lacey Woolsey Ruff
the Kauai Police in concert with the Kauai Prosecutors office conspired to and presented inaccurate,
incomplete and fraudulent prosecution documents for Murder against Aaron Schonlau before the 5<sup>th</sup>
Circuit Court Judge Marie Milks . Your Affiant alleges that these actions included filing case documents
that did not contain information about other culpable person(s), did not present the entire police
investigation file information that contained evidence of culpability of another person to the court, and
later ordered the destruction of evidence to cover up the improprieies of the police and prosecution
team. Your Affiant also alleges that during the time from 1993 until present there was a continuing and
ongoing effort by the Kauai Police and Prosecutors office to conceal and destroy evidence that
documented these improper activities of the prosecutors and police. Your Affiant states that additionally
there was later an effort by the Kauai Police and Prosecutors office to intimidate witnesses in an effort
to prevent these activities from becoming known to the public.

Your Affiant also alleges that during the months of January 2015 to present the Kauai Police
Department, the Kauai Freedom of Information office and the Kauai Mayors office participated and
conspired either by actions or inaction to prevent the release of incriminating documents to a journalist.
These documents, later obtained through the Courts, and information provided by Victims revealed
evidence of the concealment of information. Your Affiant states that as this search for information
progressed on a broader scale it appeared that the concealment of information included members of
the Hawaii Attorney General's office. The Hawaii Attorney General's office has not acted or investigated
certain colleagues of the Kauai Police Department, the Kauai Prosecutors office the office of the Kauai,
Hawaii Mayors and police departments, or influential professional legal colleagues. You Affiant makes
these allegations pursuant to the activities of at least four private lawyers who practice within the
Jurisdiction of the Federal Court District of Hawaii including respective police and prosecutors offices.

244 Your affiant also alleges that after the deaths of at least three persons who had substantial 245 financial portfolios, these four attorneys conspired to and gained access to the funds of the deceased by 246 utilizing their professional skills as attorneys, committing fraud and impersonation, and concealing their associations with certain financial institutions to create a guise as impartial providers of legal investment 248 advisors to either the deceased when alive, and or grieving relatives. Your Affiant states that their positions in the legal community was and is protected by law enforcement organizations in Hawaii. Your Affiant states that the modus operandi in all of the cases was to transfer the money or assets of the deceased into non and profit corporations that claim either religious or charitable social status and then direct the funds either to themselves disguised as fees or to colleagues disguised as fees or to non or profit organizations. This transference to Enterprises further concealed the location of the assets. Your Affiant states that there is clear documentation, when following the path of the aforementioned assets, that the organizations (Enterprises) were and are operated by or managed by the colleagues of these aforementioned lawyers. To demonstrate the brazen, lawlessness and fearless demeanor exhibited by 256 these attorneys, in example your Affiant alleges that attorney, Paul J. Sulla Jr. committed fraud, perjury, 258 and criminal impersonation, in an effort to negate the sale of Hawaii property and divert funds to his own use when acting on behalf of the property seller who died before the deed was transferred to the 259 new owners. The fearlessness of Sulla is enabled by negative response of law enforcement authorities 261 and disinterested courts.

Your Affiant alleges that it was discovered that Hugh Jones, the husband of one of the four attorneys who allegedly siphoned client trust money to the Hawaii Community Foundation, is a Deputy HI Attorney General who is assigned to the non-profit and charity division. Hugh Jones and his colleague at the Hawaii Attorney Generals Office, David M Louie refused to investigate any and all allegations into the activities of the aforementioned lawyers. Your Affiant states that all four criminal arenas of

267 fraudulent and illegal activities span numerous states to include but not limited to Hawaii, Oregon, 268 California, Arizona and New Mexico.

Your Affiant states that Nancy Budd, one of these attorneys, has denied any wrong doing,
Katherine Lloyd also one of these attorneys has denied any wrong doing and her husband, Hugh Jones
has attempted to protect her by sending emails of denial as a Deputy Attorney General. Katherine Lloyd
abruptly resigned as Counsel to the Hawaii Community Foundation that received in excess of
\$500,000.00 of the Stahley Estate. Nancy Budd is currently under investigation by the Disciplinary Board
of the Hawaii Supreme Court. And Judge Hara of the 3<sup>rd</sup> Circuit Court has ordered what is left of the
Zedalis Estate frozen in an attempt to keep the funds out of the hands of attorney Paul Sulla.

276 Your Affiant also alleges that local attorney Paul Sulla Jr. status as a lawyer who represents the interest of his victims, enabled him to transport Trust and Estate funds and fraudulent documents from 278 State to State, culminating in Hawaii. He has personally benefited from the death of his client Loran Lee who sold a valuable property with concealed property liens to the unwitting purchaser Mr. Horowitz.. 280 Your Affiant states that during the sale of this particular Hawaiian Property Sulla collected the entire 281 loan payment funds from the purchaser refused to issue clear title, concealed the existence of liens on 282 the property, and while his client Loran Lee was hospitalized and dying, committed forgery and criminal impersonation to transfer the sold property into an Enterprise Trust Fund that was owned and controlled by him (Paul Sulla Jr.) Your affiant alleges that Sulla was also acting as an attorney for the aforementioned Enterprises controlled by him, and as such attempted to foreclose on the Horowitz property for non-payment of the liens that existed when the property was sold to Horowtiz. Your Affiant alleges that Sulla's forgery was acknowledged by a Hawaiian court that ordered \$225,000 in damages to Horowitz but later altered and softened the judgment at the request of Sulla. Your Affiant further 288 289 alleges that State and Local authorities enabled Sulla's illegal activities by failing to investigate and in 290 one case a member of a police agency assigned to investigate Sulla acknowledged Sulla's activities as 291 illegal but the investigation was squashed by his supervisor.

Your Affiant also alleges that Sulla has attempted to conceal his activities by diverting funds and documents from the sale of this property to many profit corporations and unregistered religious organizations owned or controlled by him and that all of these Enterprises were operated by his complicit and culpable colleagues. Your Affiant alleges that in addition to numerous felonious violations of law, Sulla's and his accomplices activities are violations of the Federal RICO Act and constitute money laundering.

Your Affiant states that in both the Stahley, Zedalis and Horowitz incidents of fraud, the proceeds were deposited in the First Hawaiian Bank (Katherine Lloyd Counsel) and the American Savings Bank (Kelvin Taketa Director ASB and CEO HCF, Judge Maria Milks legal counsel). In the Case of Sulla, after he manufactured a deed transferring the ownership of the property that had been sold to Horowitz to his Enterprise "The Electic Center of Universal Flowing Light" he appointed his colleague Jason Hester as the agent and then prepared a deed transferring ownership to Hester personally and made a loan to Hester secured by the property sold to Horowitz for \$50,000.00.

Your Affiant states that it is very unlikely that Hester actually received payment of 50,000.00.

Your Affiant also states that Hester cannot be located. Your Affiant states that the loan was made by

Paul Sulla personally and now after all the aforementioned legal maneuvering has a personal stake in

property worth in excess of \$500,000.00.

Your Affiant was initially interested in Stahley death case because the Kauai PD di not provide
the autopsy report to Stahley's relatives and later delayed providing the report to your Affiant as
requested pursuant to the Hawaii Freedom Of Information Act. Your Affiant also states that in the case
of the Stahley death the Autopsy report was eventually provided by the Hauai County Counsel Nick
Courson. Mr. Jack L Stahley's death was determined by the Coroner as "Ruptured Aortic Aneurysm with

314 exsanguinations" Mr. Stahley was 75 and had health issues, but his death came soon after his trust was 315 created by Nancy Budd. Although Stahley's personal doctor and friends were surprised by his death, 316 after your Affiant read the autopsy report there was no reason to suspect foul play until a review of the Stanley M. Zedalis case. Stanley Zedalis was 89 and was en route to California from New Mexico to visit relatives on January 3<sup>rd</sup>, 2013. His destination was changed at the New Mexico Airport, without the knowledge of the Zedalis family by the now deceased's daughter Mary Ann Jolin who is also a client of Paul Sulla Jr.. Stanly M. Zedalis was re-directed to Hawaii at the New Mexico airport.. On June 6<sup>th</sup>, 2013 The cause of death is unknown. There are death certificates that do not have Mr. Zedalis died. 322 supporting autopsy reports. It is unknown how the cause of death was determined. The daughter of 323 Mr. Zedalis, Mary Ann Jolin had previously convinced the bank that held Stanley Zedalis's money to release the Zedalis trust funds using a fraudulent will and trust agreement. These funds were later transferred to a Trust fund created by Paul Sulla Jr. and deposited in the First Hawaiian Bank. Your affiant states that the actual Stahley trust administrator got wind of the removal of the funds and petitioned a Hawaii court to seize the funds. This petition occurred too late to prevent the removal of some of the funds from the First Hawaiian Bank.

Your Affiant further states that Paul Sulla Jr. challenged the relatives of deceased Stanley Zedalis in a Hawaii court by demanding custody of the body of Mr. Zedalis so that the body could be cremated in Hawaii. The Court refused the Sulla request and ordered custody of the body to the relatives and Mr. Zedalis . He was later buried without cremation in a National Cemetery in North Carolina with his deceased wife.

Your Affiant demonstrates the complexity and continuing aurora of legal associations that span from the criminal branch of law to the civil branch of law and the "wash my back and I'll wash yours" philosophy that exists between the two facets within these legal arenas. Your Affiant states that the Judge that presided over the conviction and incarceration of Aaron Schonlau for the murder of Lacey 338 Ruff in 1993 now works for the American Savings Bank in Kauai and is a colleague of the group of lawyers who have allegedly participated in the funneling of money from private trusts and estates into profit and non- profit Hawaii corporations. Your Affiant further states that the infiltration and or penetration of the civil legal community by the criminal legal community is present at all levels of law 342 enforcement in Hawaii. For example your Affiant previously mentioned that Hugh Jones who is a deputy 343 Hawaii Attorney General and works in the non-profit enforcement division is the husband of Katherine Lloyd who was an executive VP at the Hawaii Community Fund and resigned when her conflict of 345 interest surfaced. Jones' colleague and superior David Louie at the Hawaii Attorney General's office is now in private practice and his office is located in the First Hawaiian Center in the same building as Lloyd's office who is also the Counsel for the First Hawaiian Bank and the building is titled "First Hawaiian Center" You Affiant states that Mr. Louie refused to investigate complaints by one of the victims claiming it was a civil matter. Carolyn Yu who was Branch Chief With the Securities Enforcement Branch State Of Hawaii and who also received complaints from some of the victims now works for 351 United States Commodity Funds LLC aka United States Oil Fund. She also refused to investigate. Your 352 Affiant states that it appears throughout this documentation, that the non-profit corporations, and the 353 Charitable Community have a profound presence within the Legal community. Your Affiant also states that this presence is fueled by the illegal, improper, and cloaked actions of this community to provide funding either directly to themselves or the community of corporations and financial institutions. Your 356 Affiant believes that funding almost always returns to the individual lawyers via salaries, or fees from either unwitting victims, directly from the corporations or the expectation that some type of 357 remuneration, service, or employment will be provided in the future by these massive financial 359 institutions.

360 #

### **ANCILLARY JURISDICTION**

Your Affiant states that although the initial history of this case beginning with the murder of
Lacey Ruff is clearly within the jurisdiction of Hawaii 5<sup>th</sup> Circuit Court, an investigative review of the facts
and events of all of the cases described in this Affidavit become entangled in alleged violations within
three separate Circuit Court Jurisdictions to include violations of Federal Law by Lawyers, politicians,
and public servants, beginning with police officers, prosecutors, the Kauai Mayors Office, the 5<sup>th</sup> Circuit
Court, the 3<sup>rd</sup> Circuit Court, the 1<sup>st</sup> Circuit Court and culminating with private attorneys ,non-profit
corporations, religious organizations, Banks, and profit organizations in all jurisdictions.

369 Your Affiant states that scrutiny of all the participants within the Ruff, Stahley Horowitz and 370 Zedalis cases and their associates indicates, enlightens and educates us to the negative participation by 371 the State of Hawaii Attorney General's office that enables influential local lawyers, Judges, the Kauai 372 and Hawaii County Mayors Offices the Mayors subordinates the Kauai and other local Police Chiefs. their 373 subordinates and numerous Hawaii corporations, banks and churches who at the very least are aware 374 of, and in the worst context, are participants in alleged fraud and probable money laundering activities. 375 Your Affiant further informs the court that in addition to the cold case murder of Lacy Woolsey Ruff, it is 376 thought that the deaths of Jack Lee Stahley, Stanley Zedalis and Loran Lee are curious and stand alone as the modus operandi and facilitators for the alleged 'white collar' Federal crimes. Your Affiant further 378 states that the Stahley, Zedalis, and Horowitz cases involve actions that began in Kauai and Hawaii 379 counties and expanded into the civil courts and banks of Oregon, Arizona, Hawaii and California in an 380 attempt to direct assets located in these states to Kauai Banks and subsequently into the coffers of 381 Hawaii corporations and lawyers. Your Affiant states that in the Horowitz case C. Loren Lee (now 382 deceased) and Paul Sulla Jr. knowingly sold a substantial and valuable Kauai property with concealed 383 liens and Lee died before the deed was transferred to the purchaser. Motivated by Lee's death his 384 advisor and lawyer Paul Sulla Jr. attempted to assume ownership of the property from its purchasers

and direct the paid mortgage funds to his own interests knowing that the original property owner was
not alive to protest or deny the authenticity of the fraudulent documents Sulla created. Your affiant
states that, in fact, fraudulent documents were provided to several courts, banks and government
agencies to accomplish this and that in one case the fraud was acknowledge by a court in Hawaii. Your
Affiant further states that this case is referred to as the Hororwitz-Kane case and involves similar other
allegations of corruption within political divisions, prosecutorial divisions within the Federal 3<sup>rd</sup> District.

Your Affiant states that it would be difficult, and impractical to investigate the alleged County
and State crimes and hold Federal Crimes as separate investigations because in a broad sense and in
particular the Lacy Ruff murder, alleged crimes are derived from the same unfortunate incident and the
same participants are apparent in later related and unrelated incidents. The Stahley and Zedalis cases
are similar scenarios involving the alleged white collar theft of family trusts and inheritances, either
covered up by the same police and prosecutorial agencies as the Ruff and Horowitz cases or enabled by
these agencies refusal to investigate or prosecute. Your Affiant further states that the improper
relationships between the local levels of government to include professional relationships with political
positions at County and State levels have not been limited to professional vs political relationships but
in one case is as closely linked as marital status or blood relative.

Your Affiant also states that although the alleged violations of Federal Law encompass a broad array of legal and political participants, it is and was your Affiants initial objective to initiate a competent aggressive investigation into the culpability of Todd Schonlau in the Murder of Lacey Woolsey Ruff in 1993. Your Affiant states that he believes that such an investigation would not be possible at the State and County level without exposing and or acknowledging wholesale culpability in corruption within the pertinent jurisdictions and that in fact, your Affiant has tried for years to re-initiate the investigation into the Ruff murder and only when your Affiant began to make these efforts public did the Kauai

409 Prosecutors office begin to appear as if there was an ongoing investigation. Your Affiant informs the
410 court that there was a person convicted for the Lacey Ruff murder. This person is Aaron Schonlau. Aaron
411 Schonlau is in prison for this crime. Your Affiant states that there has since been an admission of guilt to
412 this murder by the brother of Aaron Schonlau, Todd Schonlau. Your affiant states that there is no intent
413 to absolve the responsibility or guilt of Aaron Schonlau who has confessed to your Affiant, but it is your
414 Affiants intent to ask for a completion of the investigation into the Murder of 4 yr old Lacey Woolsey
415 Ruff by holding all culpable persons accountable for this cold case murder.

Your Affiant further states that almost without exception, the witnesses in the Ruff murder investigation are reluctant to formally testify for fear of physical and legal retribution from the Kauai Police and Prosecutors Department. You affiant states that this fear is one reason for your Affiant's participation in this affidavit. Your Affiant states that after extensive investigation into all the crimes mentioned in this affidavit, there is a realization of profound seemingly unlimited wholesale coercion within the criminal enforcement community that gives your Affiant pause.

Your Affiant informs the court that the time span of the connected events in this complaint is
from 1993 to present, and the Geographical jurisdictions encompass the Denver Colorado area, the
State of Oregon, the State of California, the State of Arizona as well as numerous Hawaiian jurisdictions..
However your Affiant advises the court that a Grand Jury investigation may possibly expand participants
and jurisdictions.

427

428	COMPLAINT

Your Affiant states that he is a retired police officer and author who has come upon information
that pre-empts some personal objectives and causes your Affiant to make this request for a Grand Jury.

Your Affiant states that the named defendants are alleged to be culpable or complicit in certain
Federal crimes and that the list of defendants is a compilation of three or more organized groups of
people and Enterprises who as groups conspired to and acted to violate Federal Law.

Your Affiant alleges that the named defendants do not represent all the persons involved in this complaint. The list of alleged violations include Federal Law that prohibits the concealment of certain information, by public servants, and your Affiant states that the names of additional persons (also public servants) sought, have been with withheld and denied by current local public servants. This concealment has prevented these persons from being added to this complaint.

Your Affiant alleges that all of the above named persons, but not limited to, were either directly or indirectly involved in violating the following laws and statutes. Your Affiant states that it is alleged that Federal Laws were violated to include the RICO Act and 18 U.S.C. §§ 1956 or 1957. Money Laundering Act and will be described in this Affidavit. The following is a list of the alleged Federal crimes.

- Violation of Title **18 U.S.C. Section 2248, 2251 Murder**Violation of the **US Constitution 5<sup>th</sup> Amendment**.

  "No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a grand jury, except in cases arising in the land or naval forces, or in the militia, when in actual service in time of war or public danger; nor ...

  Violation of **US Constitution 4<sup>th</sup> Amendment**. and **18 US Code 242** Deprivation of Rights under the Color of Law.
- Violation **of US Constitution 6<sup>th</sup> Amendment** Right to Competent Counsel violated by 5<sup>th</sup> District Circuit Court.

446 U.S. at 342-45. But see Wainwright v. Torna, <u>455 U.S. 586</u> (1982) (summarily holding that defendant may not raise ineffective assistance claim in context of proceeding in which he had no constitutional right to counsel). The trial judge must not only refrain from creating a situation of ineffective assistance, but may well be obligated under certain circumstances to inquire whether defendant's counsel, because of a possible conflict of interest or otherwise, is rendering or may render ineffective assistance.<sup>2</sup>

Violation of Title **18 U.S Code 2071** Concealment, removal, or mutilation generally committed by the Kauai Government in total.

Whoever willfully and unlawfully conceals, removes, mutilates, obliterates, or destroys or attempts to do so, or with intent to do so takes and carries away any record, proceeding, map, book, paper, document, or other thing, filed, or deposited with any clerk or officer of any court of the United States, or in an public office, or with any judicial or public officer of the United States, shall be fined under this title or imprisoned not more than three years or both.

Whoever, I having the custody of any such record, proceeding, map, book, document, paper, or other thing, willfully and unlawfully conceals, removes, mutilates, obliterates, falsifies, or destroys the same, shall be fined under this title or imprisoned not more than three years, or both and shall forfeit his office and be disqualified from holding any office under the United States. As used in this subsection, the term "office" does not include the office held by any personas a retired officer of the Armed Forces of the United States.

Violation of Title18 US Code 241-Conspiracy against rights.

If two or more persons conspire to injure, oppress, threaten, or intimidate an person in any State, Territory, Commonwealth, Possession, or District in the free exercise or enjoyment of any right or privilege secured to him by the Constitution or laws of the United States, or because of his having so exercised the same; or

If two or more persons go in disguise on the highway, or on the premises of another, with intent to prevent or hinder his free exercise or enjoyment of any right or privilege so secured—

They shall be fined under this title or imprisoned not more than ten years, or both; and if death results from the acts committed in violation of this section or if such acts include kidnapping or an attempt to kidnap, aggravated sexual abuse or an attempt to commit aggravated sexual abuse, or an attempt to kill, they shall be fined under this title or imprisoned for any term of years or for life, or both, or may be sentenced to death.

Violation of Title 18 US Code 242 Deprivation of Rights under the Color of Law.

This statute makes it a crime for any person acting under color of law, statute, ordinance, regulation, or custom to willfully deprive or cause to be deprived from any person those rights, privileges, or immunities secured or protected by the Constitution and laws of the U.S.

 This law further prohibits a person acting under color of law, statute, ordinance, regulation or custom to willfully subject or cause to be subjected any person to different punishments, pains, or penalties, than those prescribed for punishment of citizens on account of such person being an alien or by reason of his/her color or race.

Acts under "color of any law" include acts not only done by federal, state, or local officials within the bounds or limits of their lawful authority, but also acts done without and beyond the bounds of their lawful authority; provided that, in order for unlawful acts of any official to be done under "color of any law," the unlawful acts must be done while such official is purporting or pretending to act in the performance of his/her official duties. This definition includes, in addition to law enforcement officials, individuals such as Mayors, Council persons, Judges, Nursing Home Proprietors, Security Guards, etc., persons who are bound by laws, statutes ordinances, or customs.

## Violation of Federal Rules of Criminal Justice Rule 11

### Violation **42-usc-14141**

It shall be unlawful for any governmental authority, or any agent thereof, or any person acting on behalf of a governmental authority, to engage in a pattern or practice of conduct by law enforcement officers or by officials or employees of any governmental agency with responsibility for the administration of juvenile justice or the incarceration of juveniles that deprives persons of rights, privileges, or immunities secured or protected by the Constitution or laws of the United States.

Violation of Title 18 U.S. code Chapter 96 Racketeer Influenced and Corrupt. (RICO)

Violation of Title: 18 U.S.C. §§ 1956 or 1957. Money Laundering.

515	<u>AFFIDAVIT</u>
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# 517 **RUFF MURDER BACKGROUND 1993**

(With comparisons to information recently obtained.)

On or about August 1993 your Affiant was employed as a detective for the Thornton Colorado
Police Department and in that capacity was assigned to investigate the 1984 cold case murder of 7 year
old Tracy Neef. Tracey Neef was abducted one winter morning while walking to school. Her body was
later recovered in the foothills of the Rocky Mountains near Boulder Colorado. In 1993 during your
Affiants investigation into this cold case a police teletype was received with information that a resident
of Thornton had been arrested for murdering 4 year old Lacy Woolsey Ruff in Kauai. Ruff had been
abducted while camping with her parents at a popular camping site on the island of Kauai.

The teletype stated that Aaron Schonlau had been arrested for murdering Lacy Ruff and that his older brother Todd was en-route back to Thornton Colorado. A record search of the name Aaron Schonlau revealed that he had escaped from a Colorado juvenile detention facility months earlier and that he previously lived in the City of Thornton a short distance from the murder victim 7 year old Tracy Neef. Aaron Schonlaul was adjudicated for sexual assault Your Affiant contacted the Schonlau family and made arrangements to interview Todd Schonlau (Aaron's older brother who was with his brother in Hawaii) upon his arrival in Thornton Colorado . The purpose of the interview was to inquire as to the possibility of Aaron's involvement in the cold case abduction of Tracy Neef in 1984.

At this time Aaron Schonlau was not a significant person of interest in the Tracy Neef murder because he would have been only 11 years old at the time of the abduction of Neef and there was no viable explanation as to how he could have accomplished transporting the victim's body from Thornton to the foot hills of Boulder Colorado 30 miles from the abduction scene without assistance. Your Affiant states that a review of the 1989 police file of Aaron Schonlau that resulted in his
arrest indicates the following: On September 10<sup>th</sup>, 1989 Thornton Police officer Michael Morehouse
went to the Schonlau home to take a report on an alleged incestual relationship. This home was a few
blocks away from the spot where Tracy Neef was abducted in 1984. Officer Morehouse spoke with
Norrisa Schonlau, the mother of Sara Schonlau who told Officer Morehouse that her daughter had been
sexually assaulted by Aaron Schonlau. Your Affiant further states that the original complainant on this
crime was the Colorado Department of Social Services who forwarded their report to the police
department. Sara's was 15 years old at the time of the interview with social services and later with
detectives.

547 When detectives interviewed Sara in 1989 she told them that Aaron had crept into her room 548 and fondled her while she slept. She admitted to detectives that this assault was one of many previous 549 assaults that dated back to when she was eight or nine years old. She also told the Detectives that Aaron 550 had threatened to kill her if she ever told anyone about the assaults. Your Affiant calculates that if in fact 551 the assaults which included sexual penetration were commenced when she was age 8, Aaron Schonlau 552 would have been age 10 and Todd Schonlau was age 15. Your Affiant states that Aaron had previously been diagnosed as having severe mental disorders and had been actually committed to the Denver Children's Hospital for an unknown period of time prior to his arrest for sexual assault. He was also perpetually prescribed lithium to control his disorders, like hearing voices dictating to him his actions. 556 The medication was an indefinite prescription. Your Affiant further states that the hearing of voices is consistent with the Kauai PD interview with Aaron Schonlau in 1993. Your Affiant also states that Aaron 558 Schonlau's diagnosed mental condition in 1993 Colorado is not consistent with the Kauai Court ordered mental evaluation after his arrest in Kauai also in 1993. Your Affiant also learned that Aaron Schonlau's 559 560 juvenile case had been adjudicated for sexually assaulting his younger sister and he was subsequently 561 sentenced to incarceration in a facility for juveniles. Your Affiant advises that Aaron Schonlau's behavior

while in incarceration was sufficiently satisfactory and he had been approved for a work release pending his release from custody that was within two weeks of his escape. At the time of Affiant's interview with Todd Schonlau in 1993 it was unknown why Aaron Schonlau walked away from his work release with a short remaining custody time.

Your Affiant states that or about August 6<sup>th</sup>, 1993 upon Todd Schonlau arrival in Thornton
Colorado from Kauai an interview with him by your Affiant was conducted at the Thornton Police
Department by Affiant. The interview began with Todd's explanation to your Affiant about the incidents
in Hawaii that resulted in the arrest of his brother Aaron. Todd began by stating to your Affiant that he
assisted his brother in leaving the confines of his work release but insisted that it was Aarons's desire
that he escape Colorado custody not his.(Todd) This is contrary to Aaron's statement later to your
Affiant. Together they took the money that Aaron had saved in the bank from his work release job and
left the State of Colorado, first going to California, then to Oregon, then to Mexico and finally to Hawaii.
This travel took several months and after they had exhausted Aaron's saved money, they received
money from their grandmother in Colorado.

Your Affiant further states that when Todd and Aaron Schonlau were in Kauai, they were living
on a beach in a tent purchased with money sent to them by their grandmother. Todd stated to your
Affiant that one night or afternoon Aaron came into their tent and told him that he had "done
something terrible". Todd said that his brother told him that he had abducted a little girl, or something
to that affect and that he thought the little girl was deceased. Todd said that he telephoned is
grandmother who was in Colorado and asked her what he should do. Todd Schonlau said that his
grandmother told him that he should call the police and turn in his brother Aaron. However your Affiant
states that after a review of Todd Schonlau's statement it is unclear whether or not Todd actually
communicated with his grandmother before or after turning his brother Aaron in to the Kauai police for
the Ruff Murder. Your Affiant states that later in 1993 he interviewed the now deceased grandmother of

586 Todd and Aaron. She did not verify that it was she who recommended to Todd that he turn in his 587 brother.

588 Your Affiant also states that Todd said that after speaking to his grandmother he told his brother 589 to get on a bus and go to the airport and he would meet him there. Todd said that he planned to call the 590 police and have his brother arrested after he (Aaron) boarded the bus and that he did not want his brother Aaron to know that it was he, (Todd) that turned him in. Todd Schonlau also said that after he spoke with his brother Aaron he called the police and informed them that his brother was the one who 593 abducted Lacey Ruff and that Aaron was on the bus leaving the beach area. Your Affiant states that Kauai PD police documents verify this portion of Todd Schonlau's statement and Aaron Schonlau was 595 apparently arrested and removed from the bus.

596 Your Affiant further states that during the Todd Schonlau interview in Colorado Todd said that 597 when the police arrived at the beach he (Todd) took the police to where the victim's body was placed in 598 the ocean. Your Affiant states that when Todd Schonalu was asked how he knew the location of the 599 victim, he responded that he knew because his brother Aaron told him that he had put the victim into 600 the Pacific Ocean and described the beach area to him. Schonlau began to state that his brother Aarons 601 reference to a "gully" as a description of where the body was, was not continued and he abruptly 602 stopped further explanation of exactly how he knew the location of the body. Regretfully your Affiant 603 did not question him more about this.

Your Affiant suggests that based on the evidence and statements contained in both the Neef 605 and Ruff investigations, there is only one way that Todd Schonlau would know where the body was 606 located and that is if Todd Schonlau was present when the body was placed in the ocean.

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607 Your Affiant further states that based on the documents provided by the Kauai Courts and the 608 KPD, there are only two indications that the police were shown the location of the Ruff body by anyone. 609 These are two separate evidence logs. There were no other police documents made available to your 610 Affiant, that an interview with Todd Schonlau ever took place during the Kauai Police investigation other 611 than the contact with Schonlau at the phone booth where he initially called the police.

612 The documents that indicate the Kauai Police were told or shown where the Ruff body was 613 located is KPD evidence sheet PDF page 27 signed by Lt. Patrick Layosa in December 1995 of Photo 614 Group C that notes that a picture was taken:

615 "where Schonlau related that he placed the victim under the water and wedged her with a rock." 616 And a second document, evidence sheet 2, signed by Lt. Patrick Layosa, in December 1995 617 submitted as evidence of photograph Group C, (PDF document page 27) that states that the pictures are 618 "Of the general area where Schonlau related that he placed the victim under the water and wedged her with a rock." 619

Your Affiant advises the Court to note that the documents do not specify whether it was Todd or 621 Aaron who placed the body or who identified the location of the body. Only the word "Schonlau" is on 622 these aforementioned police documents that describe the person identifying the location of the body,...

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As redundant clarification, your Affiant states that during your Affiants 1993 interview with 624 Todd Schonlau, he states that it was in fact he (Todd Schonlau) that escorted the police to the place 625 where he (Todd Schonlau) thought the body of Lacy Ruff had been placed in the ocean.

626 Your Affiant also states that on page 25 of Affiants 1993 interview with Todd Schonlau he states, 627 " took em down, showed ' em where I thought he had left it and where at about on the water." 628 Todd meant that it was he {Todd} that showed the Kauai Police where the body was placed in the water.

629 Your Affiant further states that the evidence of a second culpable person, Aaron Schonlau's 630 brother, was not included in the documents provided to the Kauai Circuit Court in 1993 to include the 631 evidence taken and the evidence documentation in this case. It is unknown whether or not Aaron 632 Schonalu's attorney was provided with this information.

633 Your Affiant further states that Detective David Victorino's statement of "probable cause" for arrest 634 says only that

635 "The facts and circumstances showing probable cause for the above-named persons arrest for 636 the above-listed offense(s) are found in the police reports attached hereto as Exhibit A, 637 consisting of a total of 33 pages."

Your Affiant states that the term "the police reports" may have have lead the Court to believe that the 33 pages were the entire police report and that there was no person other than Aaron Schonlau who was culpable and that if information was not in the police reports it didn't exist Your Affiant assumes that the Court relied on the police to include all relevant information. Your Affiant further states that the Ruff Circuit court documents labeled "Exhibit A" do not include the above aforementioned evidence log documents and the page count is 33 pages as indicated in Exhibit A. and as numbered by Detective David Victorino.

Your Affiant further states that the date of the Ruff homicide was July, 1993. The date on the top of each page of the aforementioned evidence sheets submitted by Lt. Patrick Layosa KPD is July 1993 and are all signed at the bottom of the evidence sheets by Lt. Patrick Layosa in December 1995. Your Affiant states that it is possible that the evidence sheets containing exculpable statements may not have existed because they were not created until December 1995, and that a letter to the KPD from Prosecutor Castillo authorizing the destruction of all evidence was in April, 1995. It is also possible that not only did the District Court not receive the exculpatory evidence sheets, neither did Aaron Schonlau's defense attorney or anyone else. Your Affiant states that it is possible that the evidence sheets containing exculpatory evidence was not submitted by Lt. Patrick Layosa at all until December 1995 after the authorization to destroy the evidence.

Your Affiant further states that the police reports provided to your Affiant via the Freedom Of
Information Act are not the same volume as provided to the Court for the Probable Cause or hearing
purposes and neither the Court's copy of the police reports or the reports provided to your Affiant

include any reference to an interview with Todd Schonlau or statements made by Todd Schonlau other than his allegation that it was his brother who committed the murder when he was at the phone booth scene.. Nor (with the exception of the evidence logs) is there any police report that indicates that it was Todd Schonlau who provided the police with information as to the location of the Ruff body. Your Affiant further states the references to "Schonlau" in the incriminating police evidence log reports are deceiving and lend to inaccurate assumptions as to which Schonlau the reports refer to. Had these reports been included in Detective Victorino's statement of probable cause the Court may not have determined probable cause or may have inquired as to which brother the word "Schonlau" refers to.

Your Affiant states that there is also nothing in the Kauai Police Report or the court documents that have been provided to your Affiant that indicates a description of the clothing that Todd Schonlau was wearing during the initial investigation into the murder of Lacey Ruff. Your Affiant states that Todd Schonalu described in the 1993 interview to your Affiant the shirt he was wearing when he was interviewed. He also told your Affiant that the police questioned him about his brother Aaron's lack of swimming ability and questioned him about the clothing he was wearing. Todd Schonlau further stated that the police at the time of the interview suspected that he, (Todd Schonlau) was guilty of disposing of the body of Lacey Ruff because there was a witness. Todd Schonlau stated to your Affiant in 1993,

"What they say (the police) they think happened is that he (Aaron Schonlau) came back and he told me, 'I did something terrible' and then took off and ....tried to figure out what he was gonna do and they thought maybe that he came back and told me and I helped him do it."

Your Affiant states that events of the possible culpability of Todd Schonalu, such as Schonlau's knowledge of the location of the body, and the fact that Schonalu was wearing the same clothing as the suspect seen by two witness, one being Merry Glass, and the other being KPD officer Keoho, and the fact that the one and only witness that connects Aaron Schonlau to the murder of Lacey Ruff are the statements made by another culpable person, (Todd Schonlau) and this fact was never brought to the attention of the court by either the Kauai Police Department or the Kauai Prosecutors office. The

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primary information that was provided to the Court was only the portion of the police reports that indicated the culpability of Aaron Schonlau. Your Affiant suggests to the Court that according to Todd Schonlau's own words, there was in fact an interview conducted by KPD police with Todd Schonlau in 1993. Your Affiant informs the Grand Jury that this interview, described in detail by Todd Schonlau, was not a part of the Court Documents or the Police Documents provided to your Affiant...

In addition, the incriminating statement made to the police allegedly by Aaron Schonlau, was
presented to the Court within the aforementioned documents as an un-signed document. Your Affiant
also suggests that even though the document is unsigned, this document is an indication that Aaron
Schonlau requested the presence of an attorney numerous times including before, and during the time
all the questions were formally asked of him. Additionally, your Affiant states that a review of the
documents provided to your Affiant but not included in the court documents is KPD form 364
(acknowledgement of rights) signed by Aaron Schonlau in which the box stating, Do you want to talk to
a lawyer at this time? Is checked YES Also checked YES is the question, Do you want a lawyer present
during this interview? Your Affiant also states that the question; Would you like to tell me what
happened or what you know? is also checked yes. Your Affiant suggests that Aaron was indicating that
he would like to talk to the police but wanted legal representation while being interviewed. Your Affiant
states that if the alleged Aaron Schonlau statement transcription is a representation of fact, questioning
was continued and his desire for legal representation was ignored.

Your Affiant states that none of the above information was conveyed to the court during the hearing process, the plea process or the sentencing process. Your Affiant states that it was Affiants interview with Todd Schonlau in 1993 that lends information as to the clothing that Todd Schonlau was wearing and that there was an actual interview of Todd Schonlau by KPD police at the Police Station as described in Affiants interview;

"and then they took me to the police station and grilled me, grilled me and grilled and they said,
 we just want to eliminate you as a suspect..."

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Todd Shonlau also said: "he kept asking me about the shirt I was wearing 'cause apparently the shirt that I picked up out of the tent in the morning that I put on before I went to use the phone was the one that he (Aaron) was wearing when he was taking the little girl out into the water." "So that's why they were looking at me like, now where'd the shirt-why would you put on a dirty shirt on- I said I don't know, you know, I said I just picked it up and put it on, you know. That's that's all I know 'cause it was stuffed with mud and everything. An then ."

Your Affiant further states that during your Affiants interview with Todd Schonlau in

715 1993, he describes the actual activity of his brother Aaron as if he were a participant: Todd Schonlau 716 stated,

"Someone seen him, yeah. Someone at the house. See, I guess he didn't walk down the gully, he walked down their driveway carrying something. And the lady yelled at him, but she didn't yell at him 'oh he's got a body' or something, like that, she yelled at him,' you, this is my property', you know, 'what are you doing?' kind of thing and my brother just ignored her, they said, and just kept walking down to the water and – did what- ever he did."

Your Affiant further states that in 1993 following his interview with Todd Schonlau, your Affiant telephoned the Kauai PD and told them about the interview with Todd Schonlau and that your Affiant was suspicious about the truthfulness of Todd's statements about the reason for "turning in his brother" for the murder of the Ruff child. Affiant states that the Kauai PD Detective Adric who Affiant was speaking with, was not interested in the information that Affiant offered stating that there:

"was enough evidence to arrest and convict Aaron Schonlau for the murder of the Ruff child."

728 Your Affiant retired soon after the Ruff murder cold case investigation. Although there was a suspect

729 developed in the Neef murder, there were no charges filed in the Neef Colorado murder case.

Your Affiant states that years later, Affiant wrote a book, "Closed Eyes" that was about the murder of Tracy Neef in Colorado 1984. Your Affiant further states that there was a chapter in this book that was specifically about the Schonlau brothers, Todd and Aaron and their status as persons of interest in the Neef murder. There was not enough evidence, other than Aaron's arrest history and their proximity to Tracy Neef's abduction location to classify either brother as a suspect in the Neef murder.

735 The Neef case continued to be considered a cold case unsolved murder. The book was published on 736 April 21<sup>st</sup>, 2009

In reference to the initial 1993 Kauai PD investigation into the Ruff murder, and particularly the portion of the investigation wherein Todd Schonlau directed the Police to the spot where he claimed the body was left in the ocean. Your Affiant states that in 2015 a telephone interview was conducted with Bill Yeron who actually recovered the body of Lacey Ruff from the bottom of a crevice in the Kauai reef. Bill Yeron, who was with Lacey Ruffs father, at the time of the recovery stated that the victim's body was found "down current" from the spot where Todd Schonlau had identified as the place where the body had been submerged in about 40 feet of water. Your Affiant states that further communication with Mr. Yeron and utilizing Google Earth Yeron was able to pinpoint the actual location where the body was recovered.

Additionally the body location that was allegedly located by Todd Shonlau and as described to
Yeron before he began his search was on the reef about 25 yds off the shore in water no deeper than a
man's waist. According to the statement made by Todd Schonlau in 1993, your Affiant further states
that this is consistent with the autopsy report that confirms the cause of death to be drowning, and
drowning forensic descriptions of time vs body deterioration would mean that during the time span
between when the child was reported missing and her body was recovered, unless the body of a child is
weighted. it would have floated and been visible to police who were using a helicopter. Your Affiant also
states that whether the body was floating or not, since the water was clear and only a few feet deep the
body would have been visible from a helicopter. Your affiant further states that even today, via Satellite
photos, the Anini Beach Reef bottom is clearly visible through the ocean waters via satellite. Your
Affiant further states that according to Bill Yeron who recovered the body, there were no weights and
the body was lying on the bottom of a reef crevice about 40 ft deep. Drowning forensics indicate that

this scenario indicates the body did not float into the crevice because the lungs were filled with waterafter death causing the body to sink.

Your Affiant further states that the accumulation of the above information is not consistent with
Todd Schonlau's statement in 1993 to your Affiant that the body was deposited in shallow water
because his brother Aaron cannot swim, but is consistent with a weighted body deposited in deep water
by a swimmer using snorkeling gear to assist moving the body in water or a live body left in deep water
until death caused by drowning and then the passing of sufficient time for the muscles in the neck and
throat to relax and allow water into the lungs. Your affiant further states that the final location of the
Ruff body is consistent with Todd Schonlau's statement to Ms. Kaneko in 2012 that he "put the body in
deep water so the sharks would eat her." Your Affiant further states that in 1993 Todd Schonlau stated:
that he owned snorkeling gear and would frequently go diving for fish, clams etc:

Additionally, Bill Yeron who now resides in California stated to your Affiant the Kauai PD did not interview him in 1993 before, during or after the recovery of the Lacy Ruff body, Mr. Yeron expressed concern for his safety should the Kauai PD become aware that his statement about the recovery of the body conflicts in any way the information in the police files.

773 **2012** 

Your Affiant states that on or about December 2011 and or January, 2012 Affiant received an email from a person who signed the email Valerie Soto. Affiant states that Ms. Soto had read the book "Closed Eyes" and obtained Affiants email from information in the book. Affiant states that Ms. Soto was inquiring about the Schonlau brothers and specifically Todd Schonlau. Ms. Soto further emailed Affiant that she was interested in Todd Schonlau because he was the boyfriend of her friend Tiffany Kaneko. Your Affiant states that Ms. Soto asked Affiant "Is Todd dangerous?"

Your Affiant states that his answer to Ms. Soto was. "I have no information that would indicate that Todd Schonlau was a dangerous person." Affiant states that he questioned Ms. Soto as to why she asked the question. You Affiant states that Ms. Soto informed Affiant that her friend, Ms. Kaneko, had a romantic relationship with Todd Schonlau. After further communication with Ms. Soto Affiant became aware of the following:

Both women reside in the Portland Oregon vicinity. Both Kaneko and Soto had read the book 
"Closed Eyes". Kaneko had a juvenile male residing in her house or was frequently staying or visiting at 
Kaneko's home .Kaneko had seen Todd Schonlau inappropriately touching this male juvenile. Caution 
about Todd Schonlau was the reason both women were inquiring about him.

Your Affiant states that a short period of time passed and email communication was established with Ms. Kaneko who related the same information as was relayed by Ms. Soto. Your Affiant states that at some point in time after these emails, on or about 01-13-2012 .Affiant received a telephone call or email from Ms. Soto who told him that Kaneko had telephoned her from jail and told her that she (Kaneko) had confronted Todd Schonlau about the Ruff murder in Kauai. Ms. Soto said that both Ms. Kaneko and Todd Schonlau had been "drinking alcoholic beverages" when Kaneko confronted Todd Schonlau about the murder of Lacy Ruff.

Additionally your Affiant states that Ms. Soto relayed to your Affiant more about her conversation with Kaneko. Soto told your Affiant that Todd Schonlau allegedly told Kaneko that he found the body of Lacey Ruff near where he and his brother were camping. He allegedly told Kaneko that he first attempted to weight the body with stones placed in her shorts before putting her in four or five feet of water in the ocean but the body would not stay submerged because the child's shorts would not stay on her torso. He allegedly said that to solve this problem he found what he called a "cinder block" near a house on the beach. He allegedly said that he secured the block on her torso by placing the "cinder block" inside of the victims shirt. He also allegedly told her that he then swam to deep water

while he dragged the body and submerged it. Your Affiant states that apparently Todd Schonlau sometime later after the arrest of Aaron Schonlau realized that the victim Lacy Ruff was not deceased when placed in the ocean and that she died from drowning.

Your Affiant states that Todd Schonlau's alleged statement is supported by your Affiants interviews of both Aaron Schonlau and Todd Schonlau. Their statements to your Affiant indicated that Aaron swimming ability was either that Aaron cannot swim or Aaron can partially swim and Aaron Schonlau does not venture into water that would be over his head. In addition, in both interviews, it was acknowledged that Todd was a regular swimmer, had the snorkeling equipment including fins, and would snorkel the Kauai coast for food. Your Affiant also states that Todd Schonlau's alleged statement is also consistent with the Lacey Ruff autopsy report, and the location of where the body was found as described by Bill Yeron.

Soto further stated to your Affiant that when Ms. Kaneko had heard Schonlau's confession to her, she became enraged and physically assaulted Schonlau. Schonlau called the police who responded to Kaneko's residence and arrested her.(Kaneko) for assault. Your Affiant states that the above rendition allegedly given to Ms. Soto is supported by Kaneko's subsequent arrest records and statements she made when being arrested. Additionally Ms. Soto gave your Affiant a copy of a text Kaneko sent to Todd Schonlau on January 23<sup>rd</sup>, 2012 in which she texts Todd Schonlau,

"I wondered if you felt a little of what little Lacy felt? Probably not because I'm sure to hear you tell it, she brought it on herself. Beings she was a whole 4years old and apparently was quite a threat to you or she would still be here instead of where you left her. Do you ever wonder how scared she was, oh, forgot, you were looking in her eyes, so you know how scared she was. So what is it you tell yourself to make that acceptable within you?"

Your Affiant states the above quoted text was provided by Ms. Soto who had physical control of Ms. Kaneko's phone for a short period of time . She copied the texts from the cell phone.

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Affiant states that the assault charges against Ms. Kaneko were dropped when Todd Schonlau did not appear in court as the victim.

831 Affiant states that he telephoned the Kauai Police Department soon after he had spoken with 832 Kaneko and Soto and that he spoke with Sergeant Asher of the Kauai Police Department. Affiant states 833 that after listening to the information that your Affiant had about the murder of Lacey Ruff Asher said to Affiant that he would check with the Chief of Police to see what action(s) should be taken.. Asher did not 834 return a phone call to your Affiant. After waiting a month or so your Affiant telephoned Asher who said 836 that the Kauai PD had no interest in Affiant's information about the Ruff murder and would not release any Ruff investigation information to your Affiant. Asher advised Affiant that more information could be obtained about the Ruff murder by contacting the local newspaper. 838

Your Affiant states that in 2012 your Affiant attempted to gain more information about the 840 history of Todd and Aaron Schonlau in their younger years. Your Affiant states that his investigative experience has convinced him that the murder and sexual assault of children the ages of Tracy Neef and 842 Lacdy Ruff was committed by a Pedophile. Your Affiant states that it was necessary to ascertain whether 843 or not either one of the Schonlaus had a history of pedophilia. In early 2012 your Affiant made 844 numerous phone calls to relatives of Aaron and Todd Schonlau.

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Your Affiant states that contact was made with Sara and Shane Sullivan who also lived in the 846 Thornton Colorado area. Your Affiant states that Sara Sullivan is the younger sister of Todd and Aaron Schonlau and grew up with them in the same household. Sara Sullivan/Schonlau is also the victim of sexual assaults when she was living at home with her two brothers and these numerous assaults and the 849 intervention by the Colorado Department of Social Services resulted in her allegations against Aaron and subsequently resulted in his incarceration. 850

These phone conversations were exclusively with Shane Sullivan, Sara's husband. Shane Sullivan 852 related to your Affiant that he had been acquainted with the Schonlau family for many years and dated 853 Sara when they both were in high-school. They were later married. Shane told your Affiant that he had been aware of his wife's history with her two brothers when they attended high-school. Shane Sullivan

further stated that after consulting with his wife Sara, she had agreed to allow him to speak with your Affiant about the sexual abuse she experienced as a child but she would not speak with your Affiant directly. He also stated to your Affiant that Sara was extremely fearful of her brother Todd and that she actually feared for her life should Todd Schonlau become aware that she had spoken to anyone about the sexual assaults. Mr. Sullivan advised your Affiant that his wife Sara continues to have nightmares about her childhood with her brother Todd who allegedly

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"killed her pet guinea pig in front of her and told her the same would happen to her if she told anyone what he had done to her." .

Your Affiant questioned Shane Sullivan as to why she feared Todd Schonlau when it was Aaron who she alleged assaulted her in the late 1980s and early 1990's. Shane Sullivan said that the reason for this was because Aaron Schonlau was not the person who sexually assaulted her, but that it was Todd Schonlau who committed all of the assaults. Your Affiant further states that the other persons who lived in the Schonlau household also had intense fear of Todd and that was the reason why no-one protested or disagreed when Sara identified Aaron as the perpetrator.

Your Affiant states that Shane Sullivan said that his wife Sara has suffered since her sexual assaults from her brother Todd and that it has taken a long period of time for her to recover and have a reasonably normal life. However her fear of Todd Schonlau lingers and is always present with her. Mr. Sullivan stated that his wife Sara found it difficult for her to speak to anyone about those experiences.

Your Affiant states that there were attempts to personally interview Aaron Schonlau in prison but he refused, however he agreed to a written interview via mail. This interview was approved and monitored by the prison authorities. Aaron Schonlau is serving a life sentence for murder with possible parole. Your Affiant states that the hand written letters to Affiant by Aaron Schonlau are available for review.

878 Your Affiant states that the 'letter to letter' interview with Aaron Schonlau commenced on 879 March 19, 2012 and ended on June 6, 2012.

880 Aaron said in his letters that in 1993 it was Todd who insisted that he withdraw all his saved 881 funds from working during his Colorado work release program and flee from incarceration and his 882 residence at a halfway house that culminated in their arrival in Hawaii.

883 Your Affiant questioned Aaron about his arrest for sexually assaulting his sister. Aaron's letter does not support the charges made against him, but it does support the statements made by Shane 885 Sullivan. Your Affiant states that at no time did he make Aaron Schonlau aware of the interview with Shane Sullivan. Aaron stated that he did not understand why he was arrested for assaulting his sister although he did admit to some "horse play" with her, and thought it was the juvenile play that was the 888 cause of his arrest. You Affiant states that it appeared that Aaron Schonlau was confused about the reason for his arrest for assaulting his sister. .

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Your Affiant states that Aaron wrote that when he and his brother Todd arrived in Hawaii they 891 thought that they might be able to get a job however he said their time was spent drinking, smoking pot 892 and consuming mushrooms. He said that their entire travel from Colorado to Oregon, to California, 893 Mexico and finally Hawaii was financed by their grandmother. He said that his medication of lithium 894 was gone. He stated that lithium was how he "controlled his mental condition." Your Affiant states that 895 Aaron's letter describing his condition when in Hawaii was one of a incapacitated mental awareness due 896 to drug and alcohol use and lack of lithium. Your Affiant states that Aaron Schonlau's memory of what actually happened in Hawaii was not clear. 897

Your Affiant further states that Aaron admitted that it was he that abducted Lacey Ruff. He also wrote that his attempt at sexual assault was unsuccessful and that he thought his weight on her during 899 900 this attempt had killed her. Aaron further wrote that he placed Lacy in 5-6 feet of water and that he 901 thought that she was deceased. He said that he attempted to weight her with a small piece of coral but 902 it was unsuccessful. Aaron wrote that her body would not sink. (This is consistent with Drowning 903 forensics and Todd Schonlau's statement as to what his brother Aaron told him except that Todd later 904 changed his rendition of weighting the body from using a piece of corral to using stones.)

Your Affiant states that Aarons letter describing the disposal of Lacey's body is consistent with the statement made by his brother Todd when Todd told Ms. Kaneko about finding the body floating in 5-6 feet of water and then weighting and taking the deceased child's body too deeper water. It is also consistent with the 2012 police interview with Aaron when he stated that he had tried to weight the body but it would not sink. It is also consistent with where Lacy Ruff's panties were found as documented in the Kauai PD property evidence report filed by Wesley Kauai on 07/28/1993. PDF page 17, Evidence reference G-2. That describes the evidence location as in about 7 ft of water.

Your Affiant further states that Aaron wrote that he cannot swim and therefore he rarely ventured into water deeper than 4 feet. This is not consistent with the statement made to your Affiant in the interview in Thornton Colorado on 08/06/1993. In this interview Todd Schonlau stated when asked if his brother Aaron could swim, "He can swim but not good."

Your Affiant further states that nowhere in the Kauai PD statement does Aaron state that he 917 told his brother that he placed the child's body in the ocean.

Additionally, your Affiant states that Aaron Schonlau told Affiant that his brother Todd had been diving the day of the child's disappearance. This statement is also consistent with Aaron's statement to Kauai Police in 1993 and is consistent with Affiants interview with Todd Schonlau in 1993.. Aaron Schonlau also wrote to your Affiant that he did not tell his brother where the sexual assault occurred or where he placed the body. This statement is not consistent with the Statement made Todd Schonlau made to your Affiant in 1993 at the Thornton Police Department.

Your Affiant further states that Todd Schonlau provided more information in the 1993 Thornton

PD interview than was included in the documents provided to your Affiant by the Kauai Freedom of

926 Information office. Your Affiant states that this additional information may further incriminate Todd927 Schonalu in the murder of Lacy Woolsey Ruff.

### **EVENTS BEGINNING IN 2015**

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Your Affiant states that during the process of assembling all this information, your Affiant made

930 a Hawaii Freedom of Information Request to the Kauai Police Department to gain access to the 1993

931 police reports on the Lacy Woolsey Ruff investigation. Your Affiant also states that much of the

932 information contained in Your Affiants affidavit about information collected by your Affiant was sent to

933 the Kauai Prosecutors office in response to a telephone call inquiry from a Kauai Prosecutors

934 investigator who identified himself as John Burgess. There was also a telephone interview. Present were

935 your Affiant, John Burgess and a representative from the Kauai Police Department.

Your Affiant states that after submitting the information outlined in the above affidavit to the
Kauai Prosecutors Office, and after receiving no further response from either the Police Department or
the Prosecutors office that their investigation had progressed, your Affiant states that there were two
additional separate Freedom of information requests were made to the Kauai Police Department via the
Kauai Freedom of Information office. Your affiant states that these requests were duplications of
information not provided as a result of the first request. Your affiant states that pursuant to the Hawaii
Freedom of Information statute a request was made for the reason that certain information was not
provided. Your Affiant states that no additional information was provided by the Freedom of
Information office and the answers to questions as to the reasons why there was no information on
specific document requests was not provide

Your Affiant further states that after and during the Freedom of information requests your Affiant was contacted by the maternal father of deceased Lacy Woolsey Ruff, Timmy Woolsey. Your Affiant states that Mr. Woolsey relayed that he had been contacted by John Burgess, with the Kauai Prosecutor's office. Mr. Woolsey said that he

950 felt like Mr. Burgess was minimizing the need to look into the allegation that there was another" 951 person who had admitted to killing his daughter and used phrases like, "He's just trying to sell books". 952

953 You Affiant states that a similar conversation was reported by Lacy Woolsey Ruff's mother Tracy 954 Woolsey.

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Your Affiant further states that later he received an additional telephone call from Timmy 956 Woolsey the maternal father of 4 yr old Lacey Woolsey Ruff who said that he (Mr. Woolsey) had been 957 arrested by KPD Lt. Ray Takekawa, and released without charges soon after your Affiant's first conversation with Mr. Burgess. Mr. Woolsey said that he felt that the arrest was a warning not to 959 communicate further with your Affiant.

960 Your Affiant also states that he interviewed Tracy Ruff, the mother of the victim Lacy Ruff. The 961 conversation was a recounting of the events surrounding the abduction of her daughter. Of significance 962 was a statement by Mrs. Ruff that on or after the initial investigation of the disappearance of her 963 daughter Lacey, she had never had contact with Todd Schonlau and did not know what he looked like. 964 She verified that she, Aaron Shonlau and one or two other persons were "partying" near their tents on 965 the beach at the time her daughter disappeared. She said that she never saw Todd Schonlau during this 966 time or after. In fact she says she had never met Todd Schonlau. This conflicts with Todd Schonlau's 967 earlier statements that it was Aaron who left the "camp" and not him. (Todd) It also conflicts with other 968 statements made by Todd Schonlau about his (Todd's) whereabouts during the time Lacy was abducted. 969 Your Affiant states that there is no information provided by the Kauai Police Department that would 970 shed light on the whereabouts of Todd Schonlau during the entire abduction of Lacy Ruff incident except 971 the statements made to Affiant that he had "gone diving" Your Affiant additionally states that Tracy 972 Ruff is a Caucasian blond female and her description would have been similar to the description of a 973 woman that Aaron Schonlau told police in 1993 he was "partying with" during the time frame Lacy Ruff 974 was abducted.

Your Affiant states that an interview with Timmy Woolsey the father of Lacy Woolsey, verifies that the person who actually recovered the body of Lacy Woolsey from the sea was Bill Yeron. Yeron and Timmy Woolsey were friends. Timmy Woolsey and Mr. Yeron were together when snorkeling and diving in search of Lacy's body on the day Lacey Ruff disappeared. Yeron stated to your Affiant that based on the location that Todd Schonlau pointed out as where the body was placed, the current would have moved the body to another location. This is the location where he and Timmy Woolsey were searching. Your Affiant further states that this established location is in front of the home of the witness Merry Glass that saw a suspect carrying a child into the water.

983 Your Affiant states that it was Timmy Woolsey that provided the identity of Mr. Yeron. Your 984 Affiant states that on September 24<sup>th</sup>, 2015 a telephone call was made to Mr. Yeron to clarify previous information that he had provided. This conversation and subsequent computer email contact 985 information resulted in the identification of the Inini Kauai beach area where the abduction occurred using the Google Earth software. Using this software a pectoral image was created. This image identified 988 the Inini beach area, the shallow and deep waters of the reef area where Lacy Ruffs body was 989 recovered. Your Affiant further states that the image lends accuracy to Todd's statement to Ms. Kaneko 990 that it was he, Todd Schonlau, who placed the body in "deep water". However your Affiant states that 991 where the body was eventually found there was a witness. A witness who saw a person carrying what 992 appeared to be a body. The Witness Mrs. Merry Glass did not see the suspect's face (as stated by Todd 993 Schonlau in 1993) but described the clothing the suspect was wearing. This is consistent with the 994 statement made to your Affiant by Todd Schonlau in 1993 that the person seen by Glass ignored her and 995 just kept walking with the body. Todd Schonlau also stated in the 1993 statement to your Affiant that 996 he was wearing the T-shirt as described by the witness.

997 In conclusion to the Lacey Woolsey Ruff homicide investigation your Affiant alleges that there 998 was a concerted conspiracy to conceal and destroy the evidence and details of the Ruff investigation from your Affiant to protect those who violated the numerous Federal Laws during and after the Ruff investigation to include the written order in 1975 by the Kauai Prosecutors office to destroy all evidence in this case. Your Affiant states that this conspiracy was "self feeding" and the more effort exerted by those in the Kauai Government to keep this information from your Affiant, the more laws were violated and the more additional people became culpable.

Your Affiant also alleges that in 1993 certain information was also intentionally withheld and or concealed from the Kauai Circuit Judge to justify the arrest and facilitate the charges against Aaron Schonlau. Your Affiant also alleges that this conspiracy had many culpable persons involved to include the Kauai District Attorney, the Kauai Police Chief, Police officers, investigators and several Kauai Mayors.

Your Affiant further suggests to the Court that based on the totality of the information ie; witness statements, the autopsy report and the fact that in 1993 Colorado Aaron Schonlau was diagnosed as having some type of mental illness that resulted in the hearing of voices, the inability to function and make decisions as a normal human being would, and inability to determine what is real and what is not real without severe medication, its possible that the Kauai Police and Prosecutor arrested the wrong brother for the abduction of Lacey Ruff and that at the time of the murder Aaron Schonlau was not capable of discerning reality. Your Affiant further states that during the Kauai Police interview of Aaron Schonlau, he stated to the police that he had not been able to take his medication and had been consuming alcohol and mushrooms. Your Affiant states that after reading the transcript of the interview with Aaron Schonlau in 1993, it in fact appeared that the interrogator lead Aaron Schonlau down a path of fabricated reality designed to incriminate and that Aaron Schonlau accepted as being real. Your Affiant acknowledges, however, that Aaron Schonlau was cognizant sufficiently to request a lawyer during the interview.

Additionally your Affiant states that in hind sight, your affiant has no evidence that Aaron Schonlau is a violent person, but that there is evidence that Todd Shonlau's whole known life has been violent and that he has had previous pedophilic actions.

Your Affiant advises that there were many email comments made on your Affiants internet blog about the Ruff murder and references to the Corruption within the Kauai Government. Most of these comments were about the Kauai Police Department and in fact some comments are about the same people who are mentioned previously in this affidavit. .

Your Affiant states that in support of the belief that it is necessary that a Grand Jury on the Federal level be convened it is important to reference any and all allegations that support your Affiants assertion that certain actions and non actions committed by the Kauai Government are violations of Federal laws and statutes and that these actions are either committed directly by individuals within the Government or facilitated by organized or informal groups of people who eventually benefit from these illegal actions or inactions.

Your Affiant has previously outlined an alleged joint conspiracy between the Kauai Police
Department, the Kauai Prosecutors office and the Kauai Mayors Office to violate Federal Laws during
and after the Ruff murder investigation buy deceiving the Circuit Judge, destroying evidence, violating
the 5<sup>th</sup> Amendment to the Constitution and preventing the scrutiny of documents by the public and that
these actions have existed from 1993 to present in an effort to protect those involved from
prosecution. However your Affiant advises the Court that other allegations have come to light involving
the same public institutions, private institutions and may have expanded the degree of influence and
corruption well beyond the Lacy Woolsey Ruff homicide investigation

Your Affiant further states that it appears that there is a intertwining group of lawyers and others in Hawaii who have favorable connections within the County of Kauai, the County of Hawaii and the State of Hawaii Government that could facilitate organized criminal activities on an interstate level.

1046 These activities may include but are not limited to Theft, Fraud, Money Laundering, tampering with 1047 evidence, possibly murder, and tax evasion.

Your Affiant is familiar with the Federal RICO Act and what this legislation was designed and implemented to do for the Citizens of the United States and believes that this act was implemented to stop and prevent not only the previously described alleged criminal activity but additional activity as described below.

#### ADDITIONAL INCIDENTS AND ALLEGATIONS

Your Affiant Alleges that the Kauai Freedom of Information office, the Kauai Police Department, and the Kauai Prosecutors office, as individuals (named above) or as an Enterprise conspired and acted to violate your Affiants rights as described by refusing to provide police records as requested pursuant to the Kauai Freedom of Information act. The specific US Code violations are: 1) **18 U.S Code 2071** 

# **Concealment, removal, or mutilation generally** states:

Whoever willfully and unlawfully conceals, removes, mutilates, obliterates, or destroys or attempts to do so, or with intent to do so takes and carries away any record, proceeding, map, book, paper, document, or other thing, filed, or deposited with any clerk or officer of any court of the United States, or in an public office, or with any judicial or public officer of the United States, shall be fined under this title or imprisoned not more than three years or both.

Whoever, I having the custody of any such record, proceeding, map, book, document, paper, or other thing, willfully and unlawfully conceals, removes, mutilates, obliterates, falsifies, or destroys the same, shall be finded under this title or imprisoned not more than three years, or both and shall forfeit his office and be disqualified from holding any office under the United States. As used in this subsection, the term "office" does not include the office held by any personas a retired officer of the Armed Forces of the United States.

### 2) US Code 241-Conspiracy against rights that states:

If two or more persons conspire to injure, oppress, threaten, or intimidate any person in any State, Territory, Commonwealth, Possession, or District in the free exercise or enjoyment of any right or privilege secured to him by the Constitution or laws of the United States, or because of his having so exercised the same; or

If two or more persons go in disguise on the highway, or on the premises of another, with intent to prevent or hinder his free exercise or enjoyment of any right or privilege so secured—

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They shall be fined under this title or imprisoned not more than ten years, or both; and if death results from the acts committed in violation of this section or if such acts include kidnapping or an attempt to kidnap, aggravated sexual abuse or an attempt to commit aggravated sexual abuse, or an attempt to kill, they shall be fined under this title or imprisoned for any term of years or for life, or both, or may be sentenced to death..

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Your Affiant believes that the right to access public records is granted on the County level via the Uniform Information Practices Act (Modified), Chapter 92F, Hawaii Revised Statutes ("UIPA") and thus is a "right" as described in 18 US Code 241-Conspiracy against rights: Access to Government Records and thus the actions or inactions by the Kauai Police Department, the Kauai Freedom of Information office and the Kauai Mayor to negate this State Statute is a violation of the Federal Conspiracy against rights Code: And Your Affiant believes that the specific actions by the Kauai Police department of concealing, deleting, redacting, and not providing documents, is a violation of the:

# 3) US code 2071 Concealment Removal etc: Act.

Your Affiant also believes that the aforementioned acts of refusal by the Kauai Police
Department was facilitated and supported by the Kauai Freedom of Information Office and that the
freedom of Information office individually and as a enterprise was aware of the KPD refusals and
concealments of the Kauai Police Department. Your Affiant also believes that the Office of the Kauai
Mayor individually and as an Enterprise, specifically the Kauai General Counsel Nick Courson was also
aware of the aforementioned disregard for the law by the Kauai Police Department and directly assisted
the Police Department by refusing to reveal the identity of the person(s) responsible for the alleged
violations of law. Your Affiant believes that this is also a violation of:

### 4) US Code 2071, Concealment Removal or Mutilation generally

In support of the above allegations you're Affiant states:

Between the dates of September 4, 2014 and August 4 2015 there were three separate requests presented to the Kauai Police Department via the Kauai Freedom of Information office. Your Affiant alleges that there was a joint concerted effort to conceal information by redaction, elimination, deletion of complete pages and failure to acknowledge the requests and the names of the persons who facilitated this concealment in an effort to hide violations of US Federal law dating back to 1993. Your Affiant also alleges that the concealment, and refusal to provide the requested documents was facilitated and supported by the Kauai Mayor, the Kauai Freedom of Information office (individually or as a enterprise) and the County of Kauai General Counsel (as a enterprise or individually)

Affiant states that in some cases whole pages were redacted, in other cases whole pages were missing, and in some cases entire records were not provided without explanation. In all but one request there were no reasons given for these individual refusals to provide documents as required by the Hawaii Freedom of Information statutes.. Affiant provides the following as examples.

- 1. Provide the names of people responsible for providing the records and or redactions. Notprovided. Reason? Information not considered a document.
- 1117 2 .The first request included a Kauai PD form 364 (acknowledgement of rights) unsigned by
  1118 the arrestee. The signed form was not provided until the third request and was provided by
  1119 the Kauai County Attorney
- 3. Provide all supplement reports by police personnel. (No detective investigative reports were provided.)
  - **4**. Provide report that describes the recovery of the deceased body. (not provided)
- **5**. Provide reason or cause for arrest. (not provided)

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- **6.** Provide all supplemental reports by officer 90 who sighted a suspect. (none provided)
- 7. Provide any and all dispatch logs, recordings, etc; (none provided however your Affiant noted that on one of the evidence logs an entry was made then redacted. Affiant could see the words "dispatch recording")
- 1128 **12**. The last 4 paragraphs of Lt. Paul Hurley's report missing? (not acknowledged)
- 1129 **13**. Line and paragraph redactions in the interview transcription on pages 1,4,5,9, 1130 10,17,18,19.( Your Affiant asked why the redactions) (Questions not acknowledged)
- Affiant further states that all answers as to why the redactions exist were generic. In spite of the
- above list, on 03/05/2015 your Affiant received this message from Sara Blane of the FOI Office

"It is the Kauai Police Department's belief that it has provided you with all requested documents from the police report concerning the murder of Lacey Ruff that is considered public record. The justification for redacting particular statements or information contained in those documents has already been provided to you on numerous occasions. Should you feel documents or information from the police report was withheld in error, you may submit an appeal to the State of Hawaii Office on information Practices"

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1140 Sarah Blane

Your Affiant states that in particular, the request for the individual names of the public servants who work for the Kauai Mayor's office and or the Prosecutors office and or the Kauai Police Department who were responsible for the eliminations, redactions and the refusal to provide any other documentations in the above instances were not provided upon request as Sara Blane states above. Your Affiant further states that a third request for these names was made directly to a Kauai County Attorney Nick Courson. Courson denied the request stating that the names requested are not public documents. Your Affiant states that he reminded Mr. Courson that there must be some type of document directing these individuals to perform redactions and that if this document(s) exists would it not be included in the term "documents"? Question not answered.

Your Affiant further states that some of the missing information not provided by the Hawaii

1151 Freedom of Information office was obtained by accessing Kauai Court records. However, even the Court

1152 records were not complete.

Other information has not been provided by either the Courts or the County to date. Your
Affiant further states that the Kauai Mayor was contacted via email in reference to this issue and that
the Mayor did not respond. Your Affiant states that a no response by the Kauai Mayor may make the
Mayor complicit. The Mayor has been indicted for covering up illegal allegations in the past.

Your Affiant further alleges that additional information about the murder of Lacy Woolsey Ruff in 1993 has been recently provided to your Affiant by the family of the victim. Your Affiant alleges that after supplying the Kauai Prosecuting Attorney's office with information regarding the murder of Lacey
Ruff, and the emergence of Todd Schonalu as a suspect, an investigator from the Attorney's office, John
Burgess contacted the father of the victim, Timmy Woolsey and tried to dissuade him from
communicating with your Affiant. Your Affiant further states that soon after, Timmy Woolsey was
arrested by KPD Lt. Ray Takekawa and then released without charges. Mr. Woolsey conveyed to your
Affiant that he thought that the arrest was a "warning" not to communicate with your Affiant. Your
Affiant further states that similar communications occurred between Mr. Burgess and the mother of the
victim. Your Affiant advises the court that the Woolsey family members have criminal records. Your
Affiant also reminds the court that if the above incidents occurred or were connected to a person who
was politically affluent or had a history opposite of the Woolsey family history, the above incidents
would not go un-noticed as they did with Mr. Woolsey. Possibly they would not have occurred.

1170 Your Affiant alleges that the actions by John Burgess on behalf of Justin Kollar the Kauai 1171 Prosecutor is also a violation of the:

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US Code 241 Conspiracy against Rights Act. le: two or more persons conspire to injure, oppress, threaten, or intimidate any person in any State, and is also a violation of the Conspiracy against Rights Code.

Your Affiant alleges that the interview and subsequent interrogation of the arrestee Aaron Schonlau was performed despite the fact that he requested the presence of an attorney, a violation of Schonlau's 5<sup>th</sup> amendment rights. Your Affiant also alleges that the affidavit for probable cause presented to the Court for the arrest of Aaron Schonlau was flawed and brings the question as to the legality of the actual arrest of Aaron Schonlau because the affidavit for probable cause did not contain exculpatory information such as the fact that it was Aaron Schonalu's brother Todd Schonlau who pointed out the location of the victim's body, and that it was Todd Schonlau who was wearing the same clothes seen by a witness possibly carrying a body, and that it was Todd Schonlau who was the only

1183 witness against his brother Aaron, and it was Todd Schonlau who voiced details about the commission
1184 of the Ruff Murder that are not contained in the Police or the Court records..

Your Affiant states the police reports submitted to the Court were incomplete and deceptive and that all the reports were accepted without question by Circuit Judge Marie Milks. In addition, Aaron Schonlau's attorney, Arthur K. Trask Jr. with a professional file that included numerous Kauai Bar suspensions and ending with the termination of his license to practice law was appointed by the Court to provide legal advice and recommendations to Aaron Schonlau and that these recommendations were not consistent with the contents of the police file.

Your Affiant states that it was Arthur K Trask Jr. who encouraged Aaron to plead "no contest" to murder knowing that there was at best a weak case against him. Your affiant further states that Aaron Schonlau requested that he be allowed to recant his admission because of incompetent legal representation. Your affiant further states that there is no indication that his request was even considered by the Court. Your Affiant alleges that this scenario is a violation of The **US Constitution**Amendment 6; ie;

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**446 U.S. at 342-45. But** see Wainwright v. Torna, <u>455 U.S. 586</u> (1982) (summarily holding that defendant may not raise ineffective assistance claim in context of proceeding in which he had no constitutional right to counsel). The trial judge must not only refrain from creating a situation of ineffective assistance, but may well be obligated under certain circumstances to inquire whether defendant's counsel, because of a possible conflict of interest or otherwise, is rendering or may render ineffective assistance.<sup>2</sup>

Your Affiant states that the entire investigation against Aaron Schonlau was assembled, processed, and presented to the Judge without exculpatory information and with evidence obtained contrary to the 5<sup>th</sup> Amendment of the United States by the Kauai Police Department and the Kauai Prosecutors Office.

Your Affiant further states that this alleged concerted joint effort of deception, lawlessness, coercion, corruption and a disregard for evidence has undermined notion that the American Justice

System is not corrupt and it is Affiant's hope that should the time come that any citizen of this country
be required to appear before a criminal court of law that it would not be in a jurisdiction who's regard
for the US Constitution is similar as exists in Kauai. Your Affiant also states that this feeling is resonated
with many of the witnesses and contacts that your Affiant has had communication with in regards to the
Ruff murder.. If it pleases the Court your Affiant's and the Citizens of the United States last resort for
justice is a Federal Grand Jury investigation into the above allegations..

Your Affiant further alleges that upon learning that the Ruff case was a topic of interest in 2012

because there was another person who allegedly admitted to the crime, there was an organized effort

by the Kauai government to impede the flow of information about the arrest and prosecution of Aaron

Schonlau. Your Affiant states that this attempt includes recent concealing, removing, oppressing public

records, and threatening a witness. Your Affiant further advises the Court that the cover-up of the

details of the Ruff case began in 1977 when lead prosecutor Alfred Castillo Jr. sent a letter to the Kauai

Police Department authorizing the spoliation of all evidence recovered during the investigation into the

Ruff murder and thus attempting to insure that the case would not be re-opened in the future. Your

Affiant further states that this is a violation of the Federal Rules of Evidence and is a malicious act in

that Alfred Castillo as an assistant Kauai Prosecuting Attorney had to have known there was a second

culpable person involved in the Lacey Woolsey Ruff murder.

Additionally your Affiant states that there have been numerous other Federal investigations into the Kauai Police Department as well as the Kauai County Government. Your Affiant states that both the Kauai Prosecutors office, the Police Department and the Kauai Government have been riddled with civil law suits alleging corruption to include previous Grand Jury and Federal Justice Department investigations that include the gambling and racketeering guilty plea of one of the Kauai Police Commission members and extortion, sexual harassment committed by a KPD police officers..

1233 Your Affiant states that a respected Kauai journalist Anthony Sommer wrote an entire book 1234 about the corruption in the Kauai Police Department and the County of Kauai. He wrote,

1235 "The overall culture in Kauai County government and at the KPD is racist and sexist and 1236 corrupt. And the local politicians keep it that way."

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1238 Additionally, your Affiant advises the Court that due to recent public internet scrutiny by 1239 multiple internet sources of the Ruff Murder investigation additional allegations of "Kauai corruption is 1240 addressed in this affidavit.

1241 Your Affiant advises that during the Months of August and September 2015 there was a 1242 communication about the possible involvement of the Kauai Police Department and the State of Hawaii 1243 Attorney General's Office in the Death of an elderly man and the subsequent theft of valuables from the 1244 deceased's home. Your Affiant advises that included in this information was the allegation of Fraud that 1245 involved the confiscation of over a million dollars from the deceased estate by an entanglement of 1246 lawyers, nonprofit organizations and the Kauai Police Department..

Your Affiant brings this to the attention of the Jury because after learning the totality of the 1248 details of this incident and those who are involved, it appears that violations of offences against the 1249 United States as described in the RICO Act. involves some of same persons identified previously in this 1250 affidavit and during the same time frame.

1251 Your Affiant also advises the Court and the Jury that the following allegations will exemplify the 1252 complexity and depth of alleged corruption in Kauai and provide insight into the integration and 1253 degradation of public institutions with private institutions and the participation of public servants and 1254 lawyers who have attained a level of influence with the Kauai and Hawaii Governments.

1255 Your Affiant alleges that this level of influence is facilitated by social, political, personal and 1256 monetary associations that self serve. Your Affiant further alleges that extensive pre-cautions have been 1257 taken by these elite persons, their colleagues and their respective Enterprises to negate the appearance of fraud and other crimes using legal absolution, concealment and exercising influence on those agencies that would, under other situations, investigate criminal impropriety. These precautions include but are not limited to transferring funds to and from numerous tax free and taxable corporations, charities and religious organizations. Your Affiant states that in this request for Grand Jury action it begins with the Enterprise known as the Hawaii Community Foundation.

Your Affiant states that on or about January 27<sup>th</sup> 2012 a resident of Kauai, Jack Stahley died.

Kauai Police entered the home on a welfare check by crawling into an unlocked window because the doors were locked. The body of Jack Lee Stahley was discovered and items were removed from the house by the Kauai Police without a search warrant. Your Affiant states that police records reported that items taken (for safe keeping) were legal documents, however the family is alleging that money and jewelry was also missing from the Jack Stahley house. Your Affiant states that the family is also alleging that some of the items taken were Will and Trust agreements. Your Affiant states that this is confirmed by a partial copy of the Kauai PD Evidence log that was given to the Stahley family after the entry into the Jack Stahley home...

Your Affiant states that the will and trust agreement was created, witnessed and implemented by local attorney Nancy Jo Bud who is private attorney specializing in Will and Trust agreements. She is also a member of the Hawaii Board of Education, General Advisor to the Hawaii Community Foundation Inc. (a nonprofit corporation), Community Advisory Committee for Hale Opio Kauai Inc. and while in those capacities Ms. Budd represented Jack Stahley in Will and Trust matters. Your Affiant alleges that it was Nancy Jo Budd who implemented the designation of the Hawaii Community Foundation as a recipient of 50% of the Jack Stahley Trust Fund.

Your Affiant continues that the Jack Stahley items taken from the deceased home were booked into the KPD evidence by KPD officer Gilbert V. Asuncion and KPD Paddy Ramson and when the items were returned to the family, the Stahley family noted that one of the items returned to the Stahley

family was Jack Stahley's Will and Trust agreement. The Stahley family told your Affiant that their fathers Will and Trust had been altered to reflect changes and the addition of the Hawaii Community Foundation as recipient of 50% of the Trust had been added to the Trust ...

Your Affiant continues that the Stahley family specifically Joy Stahley and her brother Jeff
Stahley allege that the Will and Trust documents returned to them, by the KPD after the death of Jack
Stahley, was notarized by Nancy J Budd but was not witnessed.

Your Affiant also states that Joy Stahley said that Robert Silverman and his wife Lolly are Kauai residents and were friends of Jack Stahley. Ms. Stahley said that Robert Silverman was present and witnessed the entry into the home of Jack Stahley by the Kauai Police Department. Joy Stahley stated to your Affiant that she and her brother live in Oregon and initially relied on information about their father's death provided by Robert Silverman and his wife.

Joy Stahley told your Affiant that Lolly Silverman emailed her and said that when her husband Robert entered the home at the time the police were present on the day Jack Stahley's body was found he (Robert Silverman ) looked at the Will and Trust documents laying on a table and noted that it was not the same document that he was familiar with.

Your Affiant states that Joy Stahley was told by Lolly Silverman that on the day her husband Robert entered the home of Jack Stahley with the Kauai Police that he saw the body of Jack Stahley and that it was bruised, battered and bloody and that there were Will and Trust documents lying on a table in the home. Jeff Stahley stated to your Affiant that when he arrived at his father's home 4 days later the interior of the home had apparently been searched, the home was in disarray and that there was a substance that resembled a black powder that might be used to lift fingerprints, throughout the home as well as the presence of yellow evidence tape.

Your Affiant further states that the reason the Stahley family believes that Nancy Jo Budd orchestrated the changes to the Will and Trust document of Jack Stahley is that she (Nancy Jo Budd) was

the legal advisor, and trustee/treasurer to the Hawaii Community Foundation under the direction of another local Kauai attorney Katherine Lloyd. Your Affiant further states that Katherine Lloyd was, at the time of the death of Jack Stahley, the General Counsel and Vice President of the Hawaii Community Foundation and is and was employed as General Counsel to the First Hawaiian Bank. Your Affiant advises that the CEO of the Hawaii Community Foundation is Kelvin H Taketa who is also associated with the American Savings Bank wherein \$336,900.00 of the Stahley foundation was deposited at the direction of the Stahley Trust administrator Robert Silverman who was appointed to the position by the Oregon Courts at the suggestion of Nancy Lloyd who was representing the Hawaii Community Foundation and who also arranged the employment of her Colleague Joe Moss as advisor to Robert Silverman and the Stahley Trust Fund.

Your Affiant further states that in addition to the fact that Nancy Jo Budd and Katherine Lloyd was were colleagues at the Hawaii Community Foundation, Your Affiant states that Katherine Lloyd whose husband is Hugh R. Jones is an attorney for the Hawaii Attorney General's office. Tax and Charity Div and has formally denied any professional association between his wife Katherine and Nancy Jo Budd.. Your Affiant further states that Katherine Lloyd, has since abruptly terminated her employment with the Hawaii Community Foundation.

Your Affiant advises the Court that the Stahley family has stated that before Lloyds departure from the Hawaii Community Foundation and representing the Hawaii Community Foundations interest as a 50% recipient of the Jack Stahley Trust fund the Stahley family instigated a civil action in the State of Oregon wherein the Stahley family resides. This action contested the change in their father's will. Your Affiant states that Joy Stahley said stated to your Affiant that the results of this action resulted in the Hawaii Community Foundation assuming control of the Jack Stahley Trust fund and that Robert Silverman was appointed the Trust administrator, replacing Jeff Stahley at the insistence of Nancy Lloyd who inferred to the Oregon Court that Jeff Stahley had a "conflict of interest" as a family member and

therefore his actions and decisions as administrator would be tainted. Your Affiant states that the signatures on the alleged altered Stahley will and trust agreement could not be verified as fraudulent because Jack Stahley was deceased.

Your Affiant states that copies of certified checks indicate that the new administrator, (Silverman) immediately received \$25,000 from the Stahley trust fund. Your Affiant also advises that copies of certified checks indicate that after Robert Silverman assumed the position of administrator of the Jack Stahley trust, a \$227,000 deposit was made into the American Savings Bank (Board of Director is Kelvin Takata who is also the CEO of the Hawaii Community Foundation) and since an additional \$269,000 has been transferred to the Hawaii Community Foundation. Your Affiant states that this legal maneuvering removed all control of the Jack Stahley inheritance from the deceased family to the Hawaii Community Foundation.

Your Affiant advises that the Stahley family filed a complaint with the Hawaii Attorney General's

Office and that Hugh Jones responded"

## Tuesday July 1, 2014. Hugh.R.Jones@hawaii.gov

"Mr.Stahley: I am sorry missed your references to Mrs. Lloyd in your prior email because it was read on anI phone after normal working hours."

"You are correct that Ms.Lloyd is my spouse. For that reason, your july 2013 complaint was assigned to a different attorney in our Department with expertise in charitable oversight matters. I was not involved whatsoever thereafter. I do need to correct a couple of your statements. First, Ms. Lloyd was not terminated by HCF but left to take a new position with Hawaii Pacific University and she left HCF before the date of your complaint. Nor is Ms. Lloyd related in any way to Ms. Budd."

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Your Affiant states the Stahley family has received no further communication from the Hawaii

1354 Attorney General's Office, or the Kauai Police Department nor does the Stahley family have any

1355 information as to the status of their complaints.

1356 Your Affiant further states that as the legal advisor to Mr. Silverman and the Stahley Trust Fund, 1357 Joe Moss also serves as Bylaws Chair of The Kauai United Way. Your Affiant further advises that the Jack 1358 Stahley will and trust documents created by Nancy Jo Budd and dated 6/28/11 is witnessed by Lynette 1359 M. Medrano-Stine who is allegedly on the staff of Joe Moss at the Kauai United Way and was a witness 1360 on the Stahley Will and Trust agreement created by Nancy Budd. Your Affiant advises that the Hawaii 1361 Community Foundation is listed as a contributor to the Kauai United Way. Your Affiant further states 1362 that the addition of Joe Moss as an attorney to representative of Robert Silverman and or the Stahley 1363 Trust Fund may have been orchestrated by Budd or Lloyd. because they are all colleagues via the above 1364 mentioned Enterprises.

Your Affiant further advises that Joy Stahley stated that her father did not have any known life 1366 threatening health issues and that her father's personal doctor was surprised by his death and was not 1367 notified of Mr. Stahley's death. In addition Joy Stahley stated that she feared that her fathers death was 1368 not a natural death.

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1369 Your Affiant states that no Kauai Police investigation files had been released to the Stahley 1370 family, nor has any information as to the cause of her father's death released to them. However your 1371 Affiant recently received a response to a Freedom of Information request for the Stahley Death 1372 Investigation. The report was received as well as the autopsy report. Your Affiant advises that the 1373 Autopsy report states that Jack Stahley's death was due to a "Ruptured aortic aneurysm with 1374 exsanguinations". Your Affiant states that the Stahley family was provided with a partial evidence log 1375 list that indicated that a will and trust agreement was removed from the Stahley home but was not 1376 informed of her father's cause of death nor provided with any other police investigation reports. .

Your Affiant further states that in an effort to validate the beliefs and allegations of Jeff and Joy 1377 1378 Stahley, your affiant inquired as to the possibility of accessing past email or text communications their 1379 father Jack Stahley may have had with culpable persons such as Lloyd, Budd, or other persons associated

1380 with these two lawyers. Your Affiant states that the Stahley's provided your affiant with the Yahoo 1381 email address of Jack Stahley and the password to his email and or Yahoo account. Your Affiant states 1382 that after gaining access into the Jack Stahley email account it was discovered that the account had been 1383 tampered with. It appeared as if the email account had been terminated and then initiated again using 1384 the exact same email address of Mr. Jack Stahely as there was a "Welcome" email sent to the Jack 1385 Stahley email account after his death.. The termination date of the old email account was approximately 1386 5 months after Jack Stahley's death. Your Affiant states that Joy and Jeff Stahley were asked about this 1387 email termination. Your Affiant states that he was told by Jeff Stahley that he nor any member of the 1388 Stahley family had changed their fathers email account with Yahoo other than changing the password 1389 and did not instigate the forming of a new account that resulted in the email history to become 1390 unavailable. Jeff Stahley stated that he has possession of the cell phone and the computer that 1391 belonged to his father Jack Stahley. Your affiant states that Jack Stahley died on January 27<sup>th</sup> 2012 and 1392 the interruption and replacement of his email account was accomplished on June 26, 2013. Your Affiant 1393 was unable to access the original older Jack Stahley email account. Your Affiant states that an email was 1394 sent to the Yahoo security division inquiring as to why the Jack Stahley email did not contain any 1395 account history dated prior to the date of his death. No response has been received.

Your Affiant redundantly reminds the Court and Jury of the following: Nancy Jo Budd and 1397 Katherine Lloyd allegedly were former colleagues at the Hawaii Community Foundation. Your Affiant 1398 advises the Court that Nancy Jo Budd was listed on an internet publication as an advisor, 1399 trustee/treasurer to the Hawaii Community Foundation under the direction of Katherine Lloyd and that 1400 Kelvin Takata is the CEO of the Hawaii Community Foundation. Takata is also is on the Board of 1401 Directors of the American Savings Bank that received substantial funds from the Stayley Trust fund.

Nancy Budd is and was on the Community Advisory Committee for Hale Opio Kauai that receives donations from the Kauai United Way as well as the Hawaii Community Foundation. In addition other colleagues of Lloyd and Budd at the Kauai United Way are Joe Moss Director of the Kauai United Way
and is the Jack Stahley Administrator Robert Silverman's attorney on matters concerning the Stahley
Trust.. As such Robert Silverman is in a position of influence as to the Trust investments etc:

Associates of Budd at the Hale Opio Kauai Inc , Daryl Perry (Kauai Chief of Police, Shayleen Carvalho (previous Prosecuting Attorney) Justin Kollar (Present Prosecuting Attorney) are all who would be involved in the investigation into the death of Jack Lee Stahley. Your Affiant advises the Court that to date these entities or their respective County divisions have not contacted the Stahley family in response to their inquiry's except to return the Will and Trust agreements retrieved from the home of Jack Stahley.

Your Affiant further advises that Katherine Lloyd is currently and was employed by the First
Hawaiian Bank at the time of the death of Jack Stahley and that her past associate there is Benjamin
Benzaken who was an investment advisor for Jack Lee Stahley. Your Affiant advises that additional
Trusts known to be controlled with or associated with the First Hawaiian Bank are the Bishop St. Capitol
Management, the First Hawaii Foundation and the Bank West Services Inc. Your Affiant further advises
that Benjamin Benzaken was described by Joy Stahley as a "good friend" of Jack Stahley. Your Affiant
states that he conducted a telephone interview with Mr. Benzaken. Benzaken would not provide your
Affiant with any information and did not want to be quoted. He stated to your Affiant that he was a

Your Affiant further states that Katherine Lloyd, has denied any professional association with

Ms. Budd except to infer that Ms. Budd was a volunteer for the Hawaii Community Foundation. Your

Affiant further states that in an email from Nancy Budd to your Affiant she contradicts Ms. Lloyd and

describes her "professional" position with the Hawaii Community Foundation as:

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"My association with the Hawaii Community Foundation has been purely a professional one over many years-- most professional advisors in Hawaii have such an association. I served on

a HCF community leadership council (NOT on a board of directors or board of governors or any other entity related to HCF that would require acting as a fiduciary). I may possibly have caused some confusion by including my participation as a member of the leadership council on a disclosure related to my volunteer service on the Board of Education for the State of Hawaii. HCF has set up a "leadership council" on each island to discuss overall trends and needs in the community".

Your Affiant states that although initially Budd seemed to infer that she was more than just a volunteer at the Hawaii Community Foundation and Lloyd denied this, your Affiant states that she and Lloyd had a close professional relationship in the implementation of the Jack Lee Stahley Will and Trust agreements because Lloyd was Counsel for the Hawaii Community Foundation and as such was the Hawaii Community Foundation representative during the Stahley's legal contest of the Stahley Trust and Budd created the Trust and Will documents that granted a 50% in the Stahley Trust Fund. Budd did not mention this relationship with Lloyd to your Affiant. .

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Your Affiant furthers states that this statement acknowledges internet records that indicate that
Nancy Jo Budd has been on an Advisory Board for the Hale Opio Kauai Inc. non- profit corporation and
that the Hawaii Community Foundation, and the United Way (Joe Moss previous United Way board of
directors) are listed as donors to the Hale Opio Kauai Inc. Also on the advisory board of the Hale Opio
Kauai Inc. are Kauai Mayor Bernard Carvalho (Also Board Director United way), Daryl Perry, Shayleen
lseri Carvalho, Lucy Douthitt (Hawaii Board of Education who serves with Budd) and Justin Kollar (Kauai
Prosecutor).

Your Affiant advises the court that it is alleged that Nancy Jo. Budd ,Katherine Lloyd, and Joe Moss all attorneys, have personally benefited financially from the death of Jack Stahley and his subsequent Estate and accordingly the Hawaii Community Foundation and the other nonprofit organizations that receive and distribute donations to and from each other have benefited or will benefit as a result of hundreds of thousands of dollars that become available for distribution via the Jack Stahley Triust fund. These funds are to be transferred (Pursuant to the Jack Stahley Will and Trust) to

the Hawaii Community Foundation and in fact there has been immediate transfers of the Stahley Trust funds that averted the Hawaii Community Foundation and went directly into the American Savings Bank that is directed by the same person who Chairs the Hawaii Community Foundation,.... Kelvin Takata..

1457 Your Affiant states that all of the above named persons have in some way benefited from their 1458 involvement with the proceeds of the Jack Lee Stahley estate.

Your Affiant advises the court that Nancy Jo Budd's position with the Hale Opio Kauai Inc non1460 profit corporation put her in a position to become associated with contributors such as Bernard
1461 Carvalho Kauai Mayor, Darryl Perry Kauai Chief of Police, Russell Goo Office of Hawaii Attorney General,
1462 Shayleen Iseri Cervalho, former Kauai Prosecutor, William Arakaki Hawaii Department of Education,
1463 Justin Kohar Kauai Prosecutor, Joe Moss who assisted in the implementation of the Jack Stahley Will and
1464 Trust and who is director of the Kauai United Way Fund..

## List of the Jack Stahley Will and Trust participants

1466 **Katherine Lloyd**: Hawaii Community Foundation General Counsel, First Hawaiian Bank. vice president
1467 and deputy manager, Trust and Investment ,Hawaii Pacific University. Lloyd had a direct involvement in
1468 the replacement of Jeff Stahley as Trust Adminstrator and stated in a letter to Jeff Stahley, "It is clear the
1469 interests of Jeffrey L. Stahley as beneficiary conflicts with his duties as Trustee to deal impartially with all
1470 beneficiaries." Lloyd makes no mention of her conflict of interest.

### 1471 Nancy Jo Budd is:

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1472 A colleague of Kathleen Lloyd at the Hawaii Community Foundation Inc. was the legal advisor to Jack Lee 1473 Stahley and created the deceased will and trust agreement and granted a 50% in the Jack Lee Stahley 1474 trust fund.

1475 A colleague of Bernard Carvalho Kauai Mayor, Darryl Perry Kauai Chief of Police, Russell Goo Office of
1476 Hawaii Attorney General, Shayleen Iseri Cervalho, former Kauai Prosecutor, William Arakaki Hawaii
1477 Department of Education, Justin Kohar Kauai Prosecutor all at the **Hale Opio Kauai Inc**.

- 1478 A colleague of Attorney Joe Moss who represents Robert Silverman and implemented the Will and Trust
- 1479 created by Lloyd. (Moss is allegedly paid by the Stahley Trust and is also affiliated with the Kauai United
- 1480 Way that has received funds from the Hawaii Community Foundation.)
- 1481 A colleague of Kathleen Lloyd Previous General Counsel for the Hawaii Community Foundation, (a non
- 1482 profit corporation), and First Hawaiian Bank,
- 1483 Bradley G. Parries Step son of Jack Stahley. Mr. Parries was not a recipient in the will and trust and
- 1484 allegedly threatened Jack Staley's life and the person who was found inside of Jack Stahleys residence
- 1485 after the body was removed. Joy Stahley stated that her father once told her "If anything happens to
- 1486 me, Parries did it."
- 1487 Hugh R. Jones Deputy Attorney General Hawaii (Hawaii Tax Division) Ms. Lloyds husband and past
- 1488 colleague of Nancy Budd at the Hawaii Bar Assn. a colleague of Chief Darrel Perry (Chief of Police),
- 1489 Bernard Carvalho (Mayor), Shayleen Iseri-Carvalho (Kauai Prosecutor) and reclused himself from
- 1490 investigating his wife Katherine Lloyd.
- 1491 David M. Louie: Hawaii Attorney Generals Office. Colleague of Hugh Jones. Refused to investigate
- 1492 allegaitions involving persons named in this affidavit. (Currently in private practice. His office is in the
- 1493 First Hawaiian Bank Building.
- 1494 -Stein (Colleague of Joe Moss- and signed as witness on Stahley Will drafted by Nancy Budd) Also
- 1495 colleague of Moss at United Way. Ms. Stein is also Campaign Development Manager and Community
- 1496 Liason for the Hawaii Community Foundation
- 1497 Joe Moss attorney, Bylaws Chairman for United Way, Per diem judge in the 5<sup>th</sup> District and Family
- 1498 courts, represents Robert Silverman the current trustee of the Stahley Trust and also past Director of
- 1499 the Kauai United Way Fund. A colleague of Nancy Budd (who provided Moss with the Stahley Will and
- 1500 Trust agreement) and Katherine Lloyd.

1501 **Benjamin (Ben) Benzaken** (Financial advisor for Jack Stahley. Joy Stahley alleges that Mr. Benzaken 1502 worked with Ms. Budd at the First Hawaiian Bank Mr. Benzaken admits he worked at the First Hawaiian 1503 Bank but denies that Ms. Budd worked with him.

Robert Silverman Trustee of the Jack Stahley will after the removal of Jeff Stahley. Received a \$25,000 gift from the estate. Liquidated funds from the Stahley estate and deposited them in the American Savings Bank in Kauai. Silverman's attorney is Joe Moss.

Your Affiant states that although your Affiant has no indisputable evidence that the Will and Trust created by Nancy Budd on behalf of Jack Lee Stahley and administered with the recommendations of Joe Moss, and Katherine Lloyd is fraudulent the totality of circumstances and entwined relationships indicate profound conflicts of interests of the participants in this Will and Trust and it cannot be denied that Budd, Lloyd and Moss all had a direct if not a receiving interest in Jack Lee Stahley's estate. Additionally, Budd had direct contact with Jack Stahley and may have had the opportunity to access his home and his email prior or after his death. Unfortunately any documentation of the extent of a more personal relationship between Budd and Jack L. Stahley has been destroyed or is not available to your Affiant.

Your Affiant further states that the relationship between Budd, Stahley and Moss had with Banks, and Non Profit Corporations and or the people who are closely associated with these corporations is evident and that their interest was facilitated and driven by access to large sums of the Jack Stalhley estate money and the possibility of these sums of money going to nonprofit corporations they are associated with. Your Affiant further states that the obvious and documented connections and associations between the people who were a part of these nonprofit corporations suggest the existence of at the very least, an informal group of directors and lawyers who pass money to each other via their individual nonprofit corporations and at some point in time the passing of this money from Trusts such

as the as the Jack Lee Stahley Trust to other Trusts is difficult and at best impossible to follow or locate

1525 It is probable that some of these proceeds end up in the pockets of those who are attorneys.

1526 Your Affiant requests the Grand Jury to address these questions. Why were the Jack Stahley Will 1527 and Trust agreements removed from his residence by the Kauai Police Department after his death? Why 1528 when the Stahley family were returned their fathers Will and Trust agreement did the Stahley family 1529 allege that the will and trust had been changed in a way that granted 50% control of the Jack Stahley 1530 Trust to the Hawaii Community Foundation Inc and why was Katherine Lloyd insistent that Jeff Stahley 1531 be removed as the administrator of the Jack Stahley Trust? Why did a deputy HI Attorney General Hugh 1532 Jones send a personal email to the Stahley family attempting to absolve his wife, Katherine Lloyd of any 1533 culpability or conflict of interest in the Stahley matter when its obvious to your Affiant that a conflict of 1534 interest did exist. In fact Katherine Lloyd also sent a personal email to the Stahley family defending the 1535 Stahley Trust 50% interest designation of Hawaii Community Funds by Nancy Budd. Why has not the HI 1536 Attorney General's office addressed the Stahley family's complaint? Why did Lloyd abruptly resign from 1537 the Hawaii Community Foundation? Why did the Kauai Police Department not provided your Affiant or 1538 the Stahley family any information surrounding the death of their father Jack Lee Stahley to include the 1539 cause of death? Why did the Kauai Coroner's office refuse to give the Stahley family their fathers 1540 autopsy report?

Additionally, you affiant states to the Court and Jury that all of the participants in the Jack

Stahley Will and Trust including the Kauai Police Chief and the Kauai Prosecutor, (except the family),

have connections to Non Profit Enterprises who receive funds from the Hawaii Community Foundation

either directly or indirectly and as such may be culpable in violations as described in the Congressional

RICO act.

Your Affiant alleges that the listed corporations are "Enterprises" as defined by CRM 109 and are utilized to receive money whether its origination is legal or not, processed and distributed to other

Enterprises (Money laundering) or to individual recipients who would not ordinarily be entitled to the proceeds, disguised as fees, costs etc. Your Affiant further states that based on the statements of Joy and Jeff Stahley, the Jack Lee Staley will and trust agreements were more likely than not obtained by deception or are fraudulent. Your Affiant also states that the Stahley family senses that the death of their father is suspicious because although he was ill he had no known immediate life threatening illnesses. the fact that the Kauai Police Department, the Kauai County Counsel, and the Kauai Freedom of Information Office's refusal to provide any documents surrounding the death of Jack Staley leads to suspicion.

Your Affiant further states to the Court that other cases and victims have come forth in the last two months with complaints and allegations of more corruption within the State of Hawaii. Your Affiant states that after reviewing some of these complaints your Affiant will present two more synopsises of alleged corruption. This is presented because some of the same scenarios that exist in the alleged Stahley fraudulent Will and Trust documents that allow access to funds by organizations that claim to be charitable religious organizations, exist in this new scenario. Your affiant also states that some of the same alleged culpable persons may also be involved

Your Affiant states that on or about November 2<sup>nd</sup>, 2015 an email was received from a woman,
Sherri Kane who said that Joy Stahley had recommended that she contact your Affiant. Ms. Kane said
that she had become aware that your Affiant was working on documents to request a Grand Jury
investigate corruption in Hawaii. Your Affiant states that Ms Kane and her fiancé Dr. Leonard Horowitz
had been victimized by an attorney named Paul Sulla Jr. and that they were on the verge of losing
property that had been fully paid for. Your affiant states that Ms. Kane said to your Affiant that they had
requested numerous times that local police agencies and the State of Hawaii Attorney General's Office
investigate Mr. Sulla with no results and in some cases received no return communication. Your Affiant
states that some of these allegations have supporting documentation

Your Affiant states that numerous emails were sent back and forth between your Affiant, Ms.

Kane and Mr. Horowitz containing questions, answers and copies of legal documents including court
documents. Your Affiant states that Ms. Kane and Mr. Horowitz provided information to your Affiant
that indicated there had been Fraud, and perjury committed by Mr Sulla and his colleagues in court, and
that presumably as a result of said fraud and perjury there had been negative court decisions that could
facilitate the seizure of the Kane Horowitz property by Third Circuit Court Judges. Kane and Horowitz's
efforts to get relief from criminal policing agencies were not only ignored but in some cases enabled
Sulla's fraudulent legal maneuvering. Mr. Horowitz and Ms. Kane felt that other than your Affiant's
efforts to subdue some of the corruption in Hawaii, their options to gain control and ownership of their
property were eroding. Mr Horowitz said that the property had survived several attempts by Sulla to
assume full ownership in spite of the fact that the property has been paid for, and that in one case
Sulla's purported "clients" fraud resulted in a \$200.000.00 judgment in favor of Horowitz. Sulla
immediately appealed. (pending)

1585 As a brief summary and based on the information provided to your Affiant, the following 1586 incidents have occurred.

1).Jan 15,2004 Horowitz's organization, Royal Blood Line of David purchased the subject property from Mr. Sulla's purported client, Cecil Loran Lee for \$550,000 escrowed by The Island Title Company aka First American Title Company, and title guarantee by Stewart Title Co. Later Horowitz learned that there were 3 liens against the property. The Title Insurance policy provided by Stewart Title did not reveal these liens on the property. The property is approximately, 17 Acres know as 13- 3775 Pahoa Kalapana Rd. HI 96778

The aforementioned liens were placed by:

- A. The Federal Government \$85K
- B. .Philip Maise's litigation encumbrance and pending liens totaling nearly \$225,000

1596	C. Bond Agent encumbrance of \$ 85K
1597	2).Feb 21 <sup>st</sup> , 2008 a \$200,000 jury award to Royal Blood Line (Horowitz) because of Sulla fraud
1598	3). Feb, 27, 2009 Royal Royal Blood pays off \$550,000 Mortgage to Lee, using the \$200,000 jury
1599	award as partial payment. (In addition the liens against the property were paid for by Horowitz)
1600	. Sulla and Lee then refused to release the Mortgage and provide clear title to the property.
1601	4).April 20,2009 Sulla conducted a non-judicial Foreclosure by Sulla using fraudulent
1602	documents.
1603	<b>5)</b> . May 8 <sup>th</sup> 20 09 Mr. Lee the seller is dying of cancer, with no money to pay Sulla.
1604	6).May 15 <sup>th</sup> 2009 Mr. Sulla drafts Articles of Inc (The Office of Overseer, A Corp Sole and its
1605	Successor etc: Jason L Hester who has no known means of self support, and no known blood
1606	kinship to Lee, is appointed the responsible person
1607	7). May 15, 2009 Using manufactured and forged assignments of Horowitz's Mortgage and
1608	Notes, Sulla transfers interest in title by alleged criminal impersonation and fraud and later
1609	Sulla transfers the property title from Lee to a corporation that Sulla owns/controlsThe Office
1610	of the Overseer.,
1611	8). May 26 & 28 2009 Sulla faxes date-altered and signature altered, fraudulent Incorporation
1612	Articles to Hawaii Department of Commerce and Consumer Affairs
1613	10). June 27, 2009 Mr. Lee dies leaving the paid in full mortgage debt of 550,000 to Sulla's
1614	corporation the Office of Overseer. Sulla does not acknowledge that the mortgage has been
1615	paid in full after ignoring and evading notices to release the Mortgage.
1616	11). July 11 <sup>th</sup> 2009 Horowitz Transfers property ownership from Royal Blood line to Kane and him
1617	self and absolves his religious corporation.
1618	12).June 9, 2011 Jason L Hester (responsible person for the Office of Overseer "Church")
1619	personally receives a Quitclaim Deed to Horowitz's property from Sulla. This deed was prepared

by Sulla who also made a \$50,000.00 loan to Hester at the same time secured by a mortgage recorded on the Horowitz property. Sulla gave the loan to Hester to provide himself foreclosure rights. Your Affiant states that it is unknown whether or not Hester actually received \$50,000.00 13).. Sept 19, 2012 Royal Blood is dissolved by Officials Leonard G Horowitz and Sherii Kane.

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Your affiant states that although the above is a very brief account of Sulla's attempt to basically 1624 1625 steal the property, Ms Kane and Mr. Horowitz have suffered through a fraudulent attempt by Sully to 1626 auction off the property for Falsely claimed nonpayment of the Mortgage, endured a successful criminal 1627 impersonation of Cecil Lee by Sulla who allegedly impersonated Lee to file property transfer documents 1628 with the State that gave the property to Sulla's Office of Overseer and then claimed that his colleague 1629 Jason Hester was Lee's nephew who therefore was the last survivor and entitled to Lee's estate. 1630 Investigation later discovered that Hester has a closer relationship to Sulla that he did to Mr Lee.

Your Affiant states that through the years of trying to take possession of property that Horowitz 1632 paid for, their attempts to seek relief through the civil courts fell on the deaf ears of Judges, local police 1633 and prosecutors and the State of Hawaii Attorney General's office. Your Affiant states that alleged fraud 1634 is not a new or unknown scenario to Paul Sulla Jr.

Your Affiant states that between January 2013 to present Paul J Sulla Jr. directed and conspired, 1635 1636 with two daughters of deceased Stanley M. Zedalis to redirect approximately \$200,000 from the Zedalis 1637 Trust and or Estate from California to the First Hawaiian Bank in Hawaii. It is alleged by the Zedalis 1638 family (actual trust administrators) that Sulla and the two sisters Mary Ann Jolin and Llian Zedalis 1639 committed forgery, fraud and kidnapping to accomplish obtaining a certified check for \$200,000 issued 1640 by the San Diego Credit Union. The check was in the name of an old dead trust established in 2009 but 1641 cancelled. The Trust was the Stanley M. Martha B. Zedalis Living Trust. Your Affiant states that its 1642 alleged by Macia Zedales Maire that her two sisters then conspired to kidnap 89 year old Stanly Zedalis 1643 telling him he was flying from New Mexico where he had been visiting his son to Mary Ann Jolin's home

in San Diego. Instead when he arrived at the New Mexico airport Taylor Jolin, the son of Mary Ann Jolin, put him on a plane to Hawaii where he soon after died in the home of Llian Zedalis who resides in Hawaii. It is alleged that Mary Ann Jolin belongs to one of Sulla's religious organizations and as a member was recruited by Sulla as a client. After Stanley Zedalis died, the family desired to transport his body to the National Cemetery in North Caroling where his wife was buried, but Paul Sulla Jr. petitioned the court to stop the transportation of body of the deceased, and demanded the court allow the body to be cremated in Hawaii. The court Judge, Hara, did not grant Sulla's request. Mean while, Sulla was trying to take control of the \$200,000 brought to Hawaii by Mary Ann Jolin. The actual trust administrator, William Patrick Zedalis, provided documents validating and defending his position as administrator in an action filed by Sulla before the 1st Circuit Court, Judge Chang. The Judge seized the funds until August 19th, 2015 when Judge Hara 3rd Circuit Court validated the trust administrator as William Patrick Zedalis. However your affiant states that at this point in time, the family does not know what happened to the funds seized by the court.

Your Affiant states that although the Horowitz, Kane, and Zedalis scenarios are within numerous
Hawaii Circuit court jurisdictions they are similar to the incident in Kauai experienced by Jeff and Joy
Stahley. The similarity is the alleged conspiracy by private lawyers to steal assets from person's by legal
maneuvering of the system utilizing shell Enterprises, corporations and committing fraud. These named
lawyers needed co-operation of financial institutions to relocate money and these institutional
Enterprises are the same in each incident. Ordinarily your Affiant states that this maneuvering does not
necessarily violate criminal law, however when there may be violations of Federal law and the
protection of the US Constitution is disregarded by those who are sworn to uphold and protect the
rights of US citizens, these public officials, their respective organizations and private lawyers constitute
Enterprises of individuals and organizations who are complicit in crimes against the United States , Mr.
Horowitz. Ms. Kane, the Stahley and Zedalis families should be included as victims of these crimes.

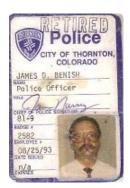
Your Affiant states that it is unlikely that the above described incidents and scenarios could not 1668 1669 have succeeded without being enabled by Hawaii authorities who either looked the other way, or 1670 participated in the alleged actions. These actions or inactions are not only actions that suffer these 1671 individual citizens but suffer the nation as a whole.

The murder of 4 year old Lacey Woolsey Ruff demonstrates police work that was less that 1672 1673 accurate, less than correct and when presented to the Court was deceiving. The following cover up was 1674 participated in by public servants at the top all the way to the level of a records clerk.

1675 The actions of Judges, the Prosecutors, the Attorney General's Office and the Police 1676 Department as is alleged in the Stahley and Horowitz case demonstrate the close knit relationship 1677 between corrupt private attorneys who skirt the law, violate conflict of interest guidelines, and prevent 1678 the access of public documents that reveal their respective actions.

Your Affiant respectfully requests that Pursuant to Title III Rule 6, of the Federal Rules of 1680 Criminal Procedure the Court convene the Federal Grand Jury to investigate all of the above 1681 aforementioned infractions of Federal Law to include Hawaii Murder laws in the deaths of Lacey 1682 Woolsey Ruff, Jack Lee Stahley, Sherri Kane and Leonard Horowitz and issue appropriate indictments.

1683 1684 1685 James D. Benish Date:



1687

1686

1679

1688 1689	WITNESSES &VICTIMS
1690 1691 1692	James D Benish-Petitioner/Affiant/Victim 9069 Lake Rd. Otisville, Michigan 48463-9781
1693	619-591-8801
1694	codefore@aol.com
1695	Alicia Woolsey Ruff (Deceased Victim)
1696	Jack L Stahley (Deceased Victim)
1697	Stanley M. Zedalis (Deceased Victim)
1698	Martha E. Zedalis (Deceased Victim)
1699	Lacey Woolsey Ruff (deceased victim)
1700	Glass ,Merry (saw Ruff suspect)
1701	3968 A Aninie Rd
1702	Kauai, HI
1703	Hu, Margaret (Zedalis cert of death)
1704	1292 Waianuenu
1705	Hilo Hawaii 96720
1706	Horowitz ,Leonard
1707	13-3375 Kalapana Rd
1708	Pahoa, HI 96778
1709	808-965-2112
1710	Kane ,Sherri
1711	PO Box 75104
1712	Honolulu HI 96836
1713	310-877-3002
1714	Kaneko, Tiffany (Todd Schonlau confessed to her)
1715	541-499-4779
1716	541-326-8037
1717	541-331-5799 (son) nicknamed "Bear"
1718	Lewis, Diane- Ex KPD Office
1719	Luana ,Lori Ann
1720	808-443-3445
1721	Luanacreations@yahoo.com.

```
1722 Martin ,Katherine AKA "Trink Martin" (Recommended Nancy Budd to Stahley)
1723 Rylander ,Jill (Jack Lee Stahley daughter)
1724
             428 Clara Court
1725
             Salem, OR 97301
1726 Schonlau, Aaron (convicted of murdering Lacey Woolsey Ruf)
1727
             #A0261315
1728
             CCA/Saguaro CorrectionCenter LC-23u
1729
             1252 E. Arica Rd.
1730
             Eloy, AZ 85131
1731 Stahley Joy (Jack Lee Stahley daughter)
             Joystahley@msn.com
1732
             5707 SE Tranquil Court
1733
1734
             Milwaukie, OR 97267
1735 Stahley ,Jeffrey (Jack Lee Stahley son)
1736
             JeffStahley@yahoo.com
1737
             2050 Tumwater St.
1738
             Westlinn, OR 97068
1739
             503-657-0975
1740 Soto ,Valerie
             541-535-8174
1741
1742
             Valsoto@charter.net
1743 Sullivan ,Shane
             Shanesullivan109@comcast.net
1744
             303-451-6551
1745
1746 Woolsey ,Timmy (Father of Lacy Ruff)
1747
             4829 Apoapo Rd.
1748
             Kapaa, HI 96746
1749
             808-821-0572
             808-482-0780
1750
1751 Woolsey Tracy Ruff
1752
             808-875-8128
1753
             715 S Kinei Rd 256
1754
             Lihei HI 96753
1755 Zedalis William Patrick -Trustee
1756
             2420 E. Pennyslvania
1757
             Naapa, Idaho 83686
1758
             503-657-0975
```

1759 Zedalis, Macia Marie 1760 865 Rojo Way. 1761 Gardnerville NV 99460 1762 Zedalis, Stanley 1763 224 Factory Town Rd. 1764 Mouth of Wilson VA 24363 1765 Yeron, Bill (Located Ruff's Body) 916 W. 85<sup>th</sup> St. 1766 Westchester, CA 90045 1767 1768 310-612-9348 1769 Vidinhe, Joyce (First Hawaiina Bank) Jvidinha@@FHB.com 1770 1771 999 Bishop St. 1772 Honolulu, HI 96813 1773 808-525-7000 1774

1775

## 1776 <u>LIST OF DEFENDANTS AND ADDRESS</u>

	Adric, KPD Detective
1778 1779	jadric@kauai.gov 3990 Kaana St. Suite 200
1780	
1781	808 274-1711
1782	808-241-1868
1783	Apeles, Eunice KPD Records
1784	3990 Kaana St. Suite 200
1785	• •
1786	808 274-1711
	Asher, Roy KPD Asst: Police Chief
1788 1789	808-241-1677 3990 Kaana St. Suite 200
1790	
1791	808 274-1711
1792	Ashida , Hawaii Corporate Counsel-Deputy Prosecutor
1793	120 Pauahi St. #312
1794	,
1795	808-961-0406
	Asuncion, Gilbert V. KPD (evidence)
1797 1798	
1799	808 274-1711
	Bello, Hilo PD
1801	349 Kapiolani St.
1802	·
1803	808-961-8300
1804	Budd, Nancy Kauai Attorney HCF –Stahley
1805	437 Kukui Grove St. #103
1806	Lihue, HI 96766
1807	Burgess, John Kauai Prosecutor Inv. (Ruff)
1808 1809	3990 Kaana Street, Suite 210.
1810	Līhu'e, HI 96766. Phone: (808) 241-1888
1811	Email: <i>prosecutor@kauai</i> .gov.
1812	Carey, Philip L.( Lawyer Sulla).
1813	688 Kinoole St. St105
1814	Hilo, HI 96720
1815	808-934-9711
1816	

1817	Carrol, John S. Lawyer-Horowitz
1818	810 Richards St Ste. 810
1819	Honolulu, HI 96813
1820	8085269111
1821	Johncarro001@hawaii.rr.com
1822	Carvalho, Bernard Kauai Mayor
1823	4444 Rice St. Suite 150
1824	Lihue, HI 96766
1825	808-241-5127
1826	Castillo, Alfred Jr. Kauai Prosecutor
1827	3990 Kaana Street, Suite 210.
1828	Līhu'e, HI 96766.
1829	Phone: (808) 241-1888
1830	Email: <i>prosecutor@kauai</i> .gov.
1831	Courson, Nick (Kauai County Counsel)
1832	4444 Rice St. Suite 150
1833	Lihue, HI 96766
1834	808-241-5127
1835	Damerville, Rick- Prosecutor (No Bar Assn #)
1836	Daubert, Mary Kauai FOI Office
1837	4444 Rice St. Suite 150
1838	Lihue, HI 96766
1839	808-241-5127
1840	Dubin, Gary-Lawyer Horowitz (No Bar Assn #)
1841 1842 1843 1844 1845	Elliot, W. Augustuz (Sulla Colleague) 45-3625 A Mamane St. PO 910 Honokaa, HI 96727 808-518-2315
1846	Emery, Gloria- Sulla Colleague
1847	Esteban, Greg Hilo PD Lt.(Uyetakes supervisor)
1848	349 Kapiolani St.
1849	Hilo, HI 76720
1850	808-961-8300
1851	Fujita, Calvin 1993 KPD Chief of Police
1852	195 Lulo Rd.
1853	Kapaa HI 1082-1243
1854	808-822-5367
1855	Enterprise: Bishop St. Capitol Management aka
1856	Bishop St. Funds div of First Hawaiian Bank
1857	(STahley- Katherine Lloyd- David Louie)
1858	999 Bishop St.

1859 Honolulu, HI 96813 1860 808-526-7747 1861 Enterprise: Hale Opio Inc. 1862 Enterprise: Kauai FOI Office 1863 Blane, Sara 1864 4444 Rice St. Suite 150 1865 Lihue, HI 96766 1866 808-241-5127 1867 Enterprise: Hawaii Prosecutors office 655 Kilauea Ave 1868 1869 Hilo, Hawaii 96720 808-961-0466 1870 1871 Enterprise: County of Kauai 1872 4444 Rice St. Suite 235 1873 Lihure, HI. 96766 1874 808-241-4909 1875 Enterprise: Hawaii Community Foundation 1876 65-1279 Kawaihae Rd. Parker Square #203 1877 Kamuela, Hawaii 96743 1878 808-885-2174 1879 Enterprise: Hawaii United Way 1880 142 kinoole St. #A 1881 Hilo, HI 96720 1882 808-935-6393 1883 Enterprise: Heahea Heights LLC. 1884 Paul Sulla Jr. Lawyer 1885 Enterprise: First Hawaiian Bank and Affl. 1886 Robert S Harrison CEO 1887 999 Bishop St. 1888 Honolulu, HI 96813 808-525-7000 1889 1890 Enterprise: Territorial Savings Bank 1891 1132 Bishop St. Ste 2200 1892 Honolulu HI 96813 1893 Vemon H. Hirata (agent) 1894 Collins Tomel (Horowitz case) Allan Kitagawa 1895 1896 Francis Tanaka Howard Ikeda 1897 Kirk W. Caldwell 1898 1899 Melvin M. Miyamoto Ralph Y. Nakatsuka 1900 1901 Richard Murakami

1903 1904 1905 1906 1907	Enterprise: Pyramid Process RR3 1229 Pahoa, Hawaii 96778 Agent: RF Dukat 16-2111 Coral Dr. Pahoa, Hawaii 96778
1908 1909 1910 1911 1912 1913 1914 1915	Enterprise: Puueo Limited Partnership 519 Manono St. Hilo, Hawaii 96720 Agent Big Island Land Co. Ltd (Enterprise) 591 Manono St Hilo, Hawaii 96720 Gregory Gadd Nani April Gadd
1916 1917 1918 1919	Enterprise: The Office of Overseer, A  Corporate Sole and its successor  Over and or the Popular Assembly  Of revitalize, A Gospel of Believers
1920 1921 1922 1923 1924 1925 1926	Enterprise: G. Investment Group. 519 Manono St. Hilo, Hawaii 96720 Agent: An Enterprise Big Island Co. Ltd. Gregory Gadd Nani Gadd
1927 1928 1929	Enterprise: Bil One LLC: Paul J Sull Jr. Gregory Gadd
1930 1931 1932 1933 1934 1935 1936 1937	Enterprise: Rainha Lemania Casa Holdings PO Box 425 Laupahoehoe, HI 96764 Agent: Paul J. Sulla Jr. 35-2084 Old mamalahoa Hwy Laupahoehoe, HI 96764 Jamie Wallace- (trustee)
1938 1939 1940 1941 1942 1943	Enterprise: Jaxa Holdings LLC. 700 Richards St. #2709 Honolulu HI 96813 Agent: Jerry Ruthruff Paul J. Sulla Jr. Paul J. Sulla III (Paul Suila Jr's son)
1944 1945	Enterprise: Kachimaunu Ventures LLC PO Box 5258

1946 1947 1948 1949	Hilo, Hawaii 96720 Paul. J. Sulla (Agent) 106 Kamehameha Ave Hilo HI 96720
1950	Jamie Wallace – (Sulla's son)
1951	Paul Joseph Sulla III (Sulla's son)
1952	Carol L. Silva
1953	W. Augustuz Elliot
1954	Robert L. Powers
1955	Enterprise: Faithful Ventures Trust. (No doc)
1956	Paul J. Sulla Jr.
1957	Jamie Wallace-Sulla (Sulla Jr's Wife)
1958	Gary Zamber
1959	Mgr. Menashe Jasun Sulla
1960	Enterprise: Ekele Pud Ass. Trust (No doc)
1961	Gary Zamber
1962	Paul J. Sulla Jr.
1963	Jamie Wallace-Sulla
1964	Enterprise: BZ Development LLC
1965	PO Box 5258
1966	Hilo, HI 96720
1967	Agent: Gary Zamber (Sulla Colleague)
1968	206 Kamehama Ave
1969	Hilo, Hawaii 96720
1970	Jamie Wallace-Sulla
1971	Enterprise: Sky of Hawaii Church (No doc)
1972	Paul Jl. Sulla Jr.
1973	Paul J. Sulla III
1974	W. Augustuz Elliot
1975	Robert L. Powers
1976	Michael Sakell
1977	Gary Zamber
1978	Jason Hester
1979	Roxanne Joan Hampton
1980	Boston Kane
1981	Sheryl Sutltan
1982	Enterprise: Kaunamaro Farm LLC.
1983	Dr. Stanley Kripner
1984	Terrance McKenna
1985	Enterprise: Frana Services LLC (No Doc))
1986	Edna Franco
1987	Paul J. Sulla Jr.
1988	Keone Agard

1989 Enterprise: Pyramid Process (No Doc)

78

1990 1991 1992 1993 1994 1995 1996 1997 1998 1999	RR3 Box 1229 Pahoa, HI 96778 Agent: RFD Asso. LLC. (Foreign) 16-2111 Coral Dr. Pahoa, Hawaii 96778 Robert Dukat (Sulla process server) Kelly Tmakiung (Dukat's partner)  Enterprise: RFD Associates LLC 1800 Cooper Pt. Rd. SW Bldg 11 Olympia, Washington 98502
2000 2001 2002	Agent: RF Dukat 16-2111 Coral Dr. Pahoa, Hawaii 96778
2003 2004 2005 2006 2007	Enterprise: Gospel of Believers Corp. Herbert M. Ritke Ronn Ritke G. Loran Lee (deceased) PaulJ. Sulla Jr.
2008 2009 2010 2011 2012 2013	Enterprise: The Electic Center of Universal Flowing Light Roberto Silva E. Souza aka Ayahuasca Church Aka Ceudo Hawaii Spiritual Community) ) Paul J. Sulla Jr.
2014 2015 2016	Enterprise: Big Island Land Co. Ltd. Gregory Gadd Nani April Gadd
2017	<b>Enterprise:</b> Stewart Title Co. (no doc)
2018 2019	<b>Enterprise</b> : Island Title Co. aka First American Title Co. (Horowitz property)
2020 2021 2022 2023	Enterprise: Hilo Police Department 349 Kapiolani St. Hilo, HI 76720 808-961-8300
2024	Enterprise: Kauai Police Department
2025 2026 2027	3990 Kaana St. Suite 200 Lihuye, HI 96766 808 274-1711
2028 2029 2030 2031	Enterprise: Kauai Prosecutors Office 3990 Kaana Street, Suite 210. Līhu'e, HI 96766. Phone: (808) 241-1888

```
2032
              Email: prosecutor@kauai.gov.
2033 Enterprise: American Savings Bank
2034
              Waimea Center
2035
              65-1158 Hawaii Belt Rd.
2036
              808-885-6016
2037 Enterprise: Department of the Attorney General
2038
              425 Queen St.
2039
              Honolulu, HI 96813
2040
              808-586-1500
2041
2042 Hara, Glenn S. Attorney-Judge (Zedalis) 3<sup>rd</sup> Circuit
2043
              777 Kilauea Ave
2044
              Hilo, HI 96720
2045
             808-961-7454
2046
              Hester, Jason. (Sulla Colleague)
2047
              Address unknown.
2048 Hold, Norman KPD
2049
              3990 Kaana St. Suite 200
2050
              Lihuye, HI 96766
2051
              808 274-1711
2052 Hurley, KPD Lt.
2053
              3990 Kaana St. Suite 200
2054
              Lihuye, HI 96766
2055
              808 274-1711
2056 Ibarra, Ronald HI Judge/lawyer (Horowitz) 3<sup>rd</sup> Circuit Court
2057
              Big Island Drug Court-Kona
2058
              81-940 Halekii St.
2059
              Kealakekua, HI 96750
2060
             808-433-2210
2061
              Ronald.Ibarra@courts.state.hi.us
2062 Isoda, Gordon KPD
2063
              3990 Kaana St. Suite 200
2064
              Lihuye, HI 96766
2065
              808 274-1711
2066 Jolin, Taylor (Zedalis) (Mary Ann Zedalis's son)
              PO Box 235740
2067
2068
              Encinitas, CA 92023
2069 Jolin, Mary Ann (Zedalis)
2070
              PO box 235740
2071
              Encinitas, CA 92023
2072 Burgess, John Lee. (Kauai Prosecutor investigator)
              1980 Ala Mahamoe Pl
2073
```

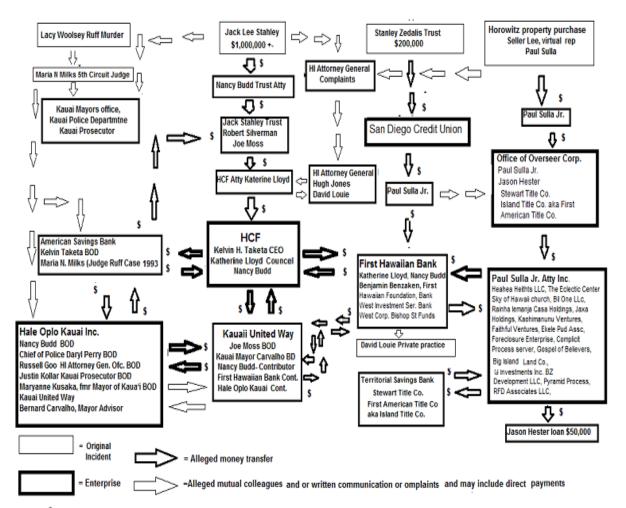
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2074
              Honolulu HI 96819
2075
              808 839 5981
2076
              3990 Kaana St. Suite 210
2077
              Lihu'e HI 96766
2078
              808-241-1888
2079
2080 Kimura. 1993 Kauai Prosecutor
2081
              3990 Kaana Street, Suite 210.
2082
              Līhu'e, HI 96766.
2083
              Phone: (808) 241-1888
2084
              Email: prosecutor@kauai.gov.
2085
2086 Kimura, Jay T. HI Prosecutor
2087
              1159 Lei Hinahina Pl
2088
              Hilo, HI 96720-1528
2089
              808-895-0936
2090
             jaytkhi@yahoo.com
2091 . Lee, Anson K (Hawaii County Deputy Prosecutor)
2092
              655 Kilauea Ave
2093
              Hilo, HI 96720
2094
              808-961-0466
2095
             Leea813@hawaii.rr.com
2096 Jones, Hugh R. Deputy HI Atty Gen (Married to K. Lloyd) Worked
2097
              with AG David Louie who now has an office in the First Hawaiian
2098
              Center and Bishop St. Funds aka Bishop St Management Inc.
2099
              Department of the Attorney General
2100
              425 Queen St.
2101
              Honolulu, HI 96813
2102
              808-586-1500
2103 Kagami, Michael S. Deputy HI Atty. Gen.
2104
              Department of the Attorney General
2105
              425 Queen St.
2106
              Honolulu, HI 96813
2107
              808-586-1500
2108 Kollar, Justin 2015 Kauai Prosecutor
2109
              3990 Kaana Street, Suite 210.
2110
              Līhu'e, HI 96766.
2111
              Phone: (808) 241-1888
2112
              Email: prosecutor@kauai.gov.
2113 Lavuosa, Patrick KPD Lt.
2114
              3990 Kaana St. Suite 200
2115
              Lihuye, HI 96766
2116
             808 274-1711
```

2117 Louie, David former HI Deputy AG (Stahley case)

```
999 Bishop St. Ste. 2600 (Same address as Bishop St
2118
2119
              Capitol Mgmt Inc. First Hawaiian Bank)
2120
              Honolulu.HI 96813
2121
              808-535-5700
              808-535-5799
2122
2123
              dml@ksglaw.com
2124 Lloyd, Katherine P. HCF General Counsel VP of Operations
2125
              900 Fort St. 1300 Mal
2126
              Honolulu, Hi
2127
              808-261-8027
2128 Martine, Hanzs KPD
2129
              3990 Kaana St. Suite 200
2130
              Lihuye, HI 96766
              808 274-1711
2131
2132 Medrano-Stein, Lynette M. (Joe Moss secretary-Campaign Development Manager and Community
2133
              Liason for the Hawaii Community Foundation)
2134
              5-4280 Kuhio Highway G-200
2135
              Princevill, Hawaii 96722
2136 Milks, Maria N. 1993 Circuit Judge Ruff Case (Currently American Savings Bank)
2137
              MNMilks@hawaii.edu
              1001 Bishop St. Ste. 977
2138
2139
              Honolulu, Hi 96813
             808-226-5633
2140
2141 Moss, Joe. (Attorney for Silverman and
2142
              Kauai United Way)
2143
             4303 Rice St. C-4
2144
              Lihue, HI 96766
             808-246-8884
2145
             Joemoss4938@gmail.com
2146
2147 Nakamura, Greg Judge (Zedalis)
2148
              1<sup>st</sup> Div. Circuit Court
2149
             808-961-7464
2150
              777 Kilauea Ave
2151
              Hilo, HI 96720
2152 O'Phelan, Dan Hawaii Lawyer (no reg-Hawaii Bar Assn)
2153
              319 Haili St.
2154
              Hilo, HI 96720
2155
             866-529-2340
2156 Parries, Bradley (J. Stahley's step-son –threatened him)
2157
              2959 Umi St.
2158
              Lihue, HI 96766
2159 Perry, Darryl KPD Chief
2160
              3990 Kaana St. Suite 200
```

```
2161
             Lihue, HI 96766
2162
             808 274-1711
2163 Poi, Tom Hilo PD
2164
             349 Kapiolani St.
2165
             Hilo, HI 76720
2166
             808-961-8300
2167 Ramson, Paddy KPD
2168
             3990 Kaana St. Suite 200
2169
             Lihuye, HI 96766
2170
             808 274-1711
2171 Rapozo, Mel KPD
             3990 Kaana St. Suite 200
2172
2173
             Lihuye, HI 96766
2174
             808 274-1711
2175 Ritke, Ronn and Ritke, Herbert (Horowitzz case)
2176
             13-811 Malama St.
2177
             Pahoa, HI 96778
2178
             808-313-2798
2179 Rosa, Richard 1993 KPD Capt.
2180
             3990 Kaana St. Suite 200
2181
             Lihuye, HI 96766
2182
             808 274-1711
2183 Roth, Mitch HI County Prosecutor ((Zadelis)
2184
             655 KILAUEA Ave.
2185
             Hilo, Hawaii 96720
             808-961-0466
2186
2187 Schonlau, Todd- (Aaron Schonlau's Bro)
2188
             Address unknown.
2189 Silva, Carol-Sulla Colleague
2190
             Big Island Land Co.
2191
             255 Alpuni St.
2192
             Hilo, HI 96720
2193
             808=935-6874
2194 Silverman, Robert- J. Stahley Trust Admin.
2195
             389 Likeke Pl.
2196
             Kapaa, HI 96746
2197 Sulla, Paul J. Jr.
             PO Box 5258
2198
2199
             Hilo HI 96720
2200 Stein, Lynette M. Medrano Campaign
2201
             Development Manager
2202
             and Community Liason for the
```

```
2203
             Kauai United Way.
2204
             5-4280 Kuhio Highway G-200
2205
             Princeville, Hawaii 96722
2206
2207 Takekawa, Ray KPD Lieutenant (Arrested
2208
             Mr. Woolsey father of Lacey Ruff)
2209
             3990 Kaana St. Suite 200
2210
             Lihuye, HI 96766
2211
             808 274-1711
2212 Whittaker, Stephen (Sulla Lawyer)
2213
             PO Box 964
2214
             Kailua-Kona HI 96745
2215
             808-960-4536
             Stephen@whittakerlawkona.com
2216
2217 Yoshido, Alvin #19 KPD
2218
              Kaana St. Suite 200
2219
             Lihuye, HI 96766
2220
             808 274-1711
2221 Yu, Carolyn M.( HI Branch Chief With the Securities Enforcement Branch
2222 State Of Hawai) now with United States Commodity Funds LLC aka
2223
              United States Oil Fund.
2224
             1999 Harrison St. Ste: 1530
2225
             Oakland, CA 94612
2226
             510-522-9600
2227
             Carolynyu@unitedstatesoilfund.com
2228 Yukimura, Jo Ann 1993 Mayor
2229
             4396 Rice St. Suite 209
2230
             Lihue, HI 96766
2231
             808-241-4188
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<sup>\*</sup> There are other agency or personal connections, such as individual local police departments, FBI, Circuit Court allegations and communications not included in this spread sheet.