

# Badger Flats Gazette

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Thursday, June 25th, 2009

COPY

Mr. Gene Lieb  
Mr. Kim Yancey  
McClatchy Newspapers/Los Banos Enterprise  
1253 West "I" Street  
Los Banos, CA 93635

## DEMAND FOR CORRECTIONS

Re: Demand for Corrections to Lieb Commentary of June 5<sup>th</sup>, 2009 and Yancey report Complaint filed against reporter, Merced County before Iran, Supplemental to Request for Retraction/Corrections and other matters

Dear Mr. Lieb and Mr. Yancey:

I write this letter, to supplement my June 16<sup>th</sup>, 2009 letter, to demand that you publish corrections to the above referenced articles and include substantive facts which by your intentional omission, you did not convey the gist of what took place and painted and portrayed me to the public at large as being a white supremacist/racist. The malicious conduct of co-defendants McClatchy Newspapers and Knight Ridder to aide honest services fraud by their state co-defendants to deprive me of my civil right to seek redress of grievances against public officials is a positive act in committing crimes against me.

It is far worse *than* the suppression of dissidents to the election in Iran because it is happening here in Merced County, USA, against a US Citizen by the US Government with the assistance of the controlled/or conspiratorial media. The recent pilgrimage to Washington, D.C. by Congressman Dennis Cardoza with Mayor Tommy Jones to beg for Federal funding due to the financial meltdown of Merced County is absolutely incredible when the public learns what they were lied to about, by an omission of facts by McClatchy Newspapers!

McClatchy fails to mention to the nation that Jones is in recall for a second time and the first certified recall was for Jones not disclosing loans to the FPPC Jones received from one of the developers, Ranchwood Homes, which overbuilt homes-- it is a tale from the Far Side.

Once stripped of the absurd hilarity of it, a sickening disgust erupts as it also shows that McClatchy fails to mention to the nation that Jones had been sued for saying that he knew for fact that I was a dangerous member of the KKK...and the white vs. black issue is being fueled by Jones basically saying that everyone that disagrees with him is a racist.....echoed by Councilman Sousa.

You and McClatchy Newspapers have not responded to any of my previous requests for corrections to articles of "\$1Million Claim Filed against City" or "Merced man makes bail same day." Your actions evidence a continued course of conduct by McClatchy Newspapers from the days of the article, "Recall candidate jailed for contempt," and "County Judiciary Under Fire" to lie to the public by omitting relevant facts in order to paint me in a false light to deprive me of my civil rights, and to aid and albeit the criminal acts of state actors against me.

Your article/commentary failed to explain in any manner whatsoever in what context the word, "Nigger" was used by me in my speech at the podium on June 3<sup>rd</sup>, 2009. At the start of my presentation and at the end, I made reference to a flyer that was circulated that evening that contained a reprint of a Badger

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Flats Gazette entitled, “V is for Recall”, which contained a memoriam to Dr. Carl A. Galloway, a deceased African/American who I said was my brother and who passed away in my arms.

You will find below a transcript of my statement made at the June 3<sup>rd</sup>, 2009 City Council meeting in your presence and that of Mr. Cory Pride.

For fairness and accuracy, I request/demand that you disclose to your readers by method of a full retraction, correction, and reprint of my entire speech in the Los Banos Enterprise so that the readers know exactly what was said. I also request that you publish a copy of the flyer in the Los Banos Enterprise with the pictures that were distributed that evening which I directed the audience’s attention to.

**Gene Forte:**                   **“Now, let’s go ahead and turn to this flyer prior to it being distributed (Holds V is for Recall).**

**And, I want to go ahead and direct you to someone—there’s somebody else standing along side of me at this podium right now.**

**His name is Dr. Carl A. Galloway, an African-American physician and my brother, who died in my arms in April, 2008. Any of these people here who are not close-eyed will see that I am part of a black family from New York, they are my brothers.**

**They say that I was probably a black man in a previous life and they killed me then....and if I was black man in this life, they’d have killed me already.**

**Mr. Jones, when I pick up the paper and I see that Mr. Corey Pride, another African-American over there starts yelling racism at individuals, and you have Mr. Joe Souza, hey Joe, nice conduct. Outrageous sir.**

**When you throw the race card at somebody, you better be ready to back it up because you, Mr. Jones, at the depositions, and the transcripts, that Mr. Vaughn sat at, and the depositions were taken on CD, about the lawsuit that I have against you, *not the City of Los Banos* for saying that you knew for a fact that I was a dangerous member of a Ku Klux Klan.**

**And.... you said that to Mr. Clint E. Galloway, another African-American, my best friend for 40 years, my best man at my wedding and he signed a declaration saying you said that.**

**Now, what you say as a black man, you say that the other black man is lyin’. Why? ‘Cause he has a white guy as a friend?**

**Let me tell ya Mr. Jones, and I’m going to ask this officer over here (motioning to Chief Fitchie), kindly sir, is that after the meeting, after you finished all of your business for the day and for the city, I’m requesting that he put you under citizen’s arrest on my behalf.**

**Doesn’t mean you gotta be locked up, doesn’t mean you gotta be put in a jail cell, doesn’t mean you gotta be handcuffed, but you’re gonna turn yourself in.**

**And if you don't do it sir (motioning to Chief Fitchie), respectfully, you're violating my rights as a citizen.**

**It's my responsibility and my liability. It will all fall upon me. And I don't have to prove you're guilty. For what?**

**One, committing perjury during your depositions. Perjury when you said you didn't break conflict of interest laws about the FPPC, just 'cause the FPPC didn't prosecute you, these people don't know, the FPPC can't prosecute anybody. They gotta call the DAs. They're not gonna call the DAs.**

**My timer's goin'. Here's what I gotta say Mr. Jones.**

**Turn yourself in for citizens arrest, you (motioning to Chief Fitchie) go ahead and take him in. If it doesn't, I'm gonna call the National Guard next, and if that doesn't work I'm gonna assemble what will be called the Badger Flats Militia for the peaceful transition and the turning over the government of California to federal authorities.**

**And for my brother here, Carl Galloway here's what he says, "And my brothers, you look here folks (holding the flyer up), you will see who I am with these black people, they would say, you know, what we'd call you, as we sit around as a bunch of home boys.... you're one lying nigger." And that comes from you lying on another black man.**

**Go ahead and hiss all you want, that's what it is (to a couple in the audience). If that doesn't hit national TV with channel 47 over there, it won't 'cause we're going to show why no one wants to have me going in to court with you guys 'cause I'm going to take all you guys down. Thank you very much. You people don't know nothing. \_\_\_\_\_.**

**Mayor Jones:** Thank you very much for your comments.

**Gene Forte:** Yeah, sure.

I also request that a link be placed on the LBE website and that of other McClatchy Newspapers websites that directs viewers to BadgerFlats.com videos of the June 3<sup>rd</sup> and June 17<sup>th</sup>, 2009 where they can also see the actual meeting.

In regards to the report authored by Mr. Kim Yancey, it is also replete with relevant intentional omissions of facts that when omitted, paint me in a false light. I demand that additional facts that were omitted be disclosed to readers. You did not tell readers that Mr. Marion Santos supported my actions and said that I was the only one who has tried to help him against the corrupt officials of Merced County.

When the two articles are taken together, it creates the false image of Pride standing up to and righteously being permitted to assault and battery me, striking me in the chest, in the presence of LBPD Chief Fitchie on video tape because I was painted as an out of control supremacist yelling/calling Jones a "nigger." I have in my possession live film/audio footage which contradicts the statements given by Pride to the LBPD concerning his assault and battery upon me. The video also captures you, Lieb, slithering around

close to LBPB Chief Fitchie while Pride was trying to break loose from some older women to get at me while yelling, "it should have been *your (my)* face."

I have already asked LBPB Chief Fitchie to inform me as to why his statement was not taken and was informed by him that he did not hear or see anything and that he was not going to respond to me in writing as I requested. The video tape in my possession indicates that Chief Fitchie is regrettably not telling the truth as to what he obviously saw and heard which would require him to arrest Pride on the spot for my protection under the law.

I also request that a link be placed on the LBE website and published in the LBE directing viewers to the video of Pride assaulting me on June 3<sup>rd</sup>, 2009.

The LBE failed to interview me or get my side of the story about Pride's assault upon me just as Pride did not get my side of the story upon the alleged assault by me of a Merced County judge in a courtroom. Again, that did not happen.

You intentionally omitted to readers that my speaking time was cut short by 3 minutes at a city council meeting by Jones when I was reading Jones answer to the first recall petition put forward against him by me and others, and that I was threatened with arrest by ex-Chief Gallagher.

You have never updated readers as to what happened to the \$1 million claim against Mayor Jones by me that developed into a lawsuit or that I gave Jones the opportunity to apologize for saying that he knew for a fact that I was a dangerous member of the KKK and that in exchange for doing such I would dismiss the lawsuit.

You did not inform the readers that McClatchy Newspapers is a defendant along with state actors that I have alleged are involved in honest services fraud. The allegations are that McClatchy Newspapers, and Knight Ridder, News Media have intentionally omitted material facts that if known to the public would reveal that I have been the victim of public corruption and that I have evidence that shows that the media has conspired with the government and does conspire with the government to conceal government corruption.

I request that a complete copy of relevant sections of the complaint be published in your newspaper including but not limited to additional disclosures that McClatchy Newspapers had reported that I had been declared a vexatious litigant when I had not been, Merced County DA Morse disqualifying himself from the investigation of my allegedly attacking a judge, the Merced county bench disqualifying themselves from the lawsuits of Forte vs. Jones and Tetra Tech vs. Marion Santos, Santos vs. Forte, Merced County Tetra Tech.

McClatchy Newspapers again intentionally defamed me, omitted facts which are lies by omission, and misreported to the public as they did in previous articles including "County Judiciary Under Fire" which they have been sued for in the Federal case #C06-03948-JW Forte vs. Knight Ridder, McClatchy Newspapers, et al..

You will find attached the Badger Flats Gazette flyer (8 pages) handed out at the council meeting of June 3<sup>rd</sup>, 2009, a transcript of my speech of June 3<sup>rd</sup>, 2009, the statements given to the LBPB by Pride and myself, and my letter to you of June 16<sup>h</sup>, 2009 and the copy of the letter dated June 10, 2009 sent to you that was sent to the DPS.

Also, you were present at the city council meeting of June 17<sup>th</sup>, 2009 when I responded to your request for apology by mimicking that I was wiping your trash commentary on my backside. You were also present at such hearing when the council along with Mayor Jones, who is a defendant in the lawsuit of Forte vs. Jones, voted to have a resolution passed to have the citizens of Los Banos publicly condemn me for the use of the word "nigger" at the meeting on June 3<sup>rd</sup>, 2009.

You have not reported upon the lunacy of the council's actions while you also put cartoons in the papers espousing Jones' purported protection of Freedom of Speech, what a phony crock! Jones has his followers pick up copies of the Badger and throw them in trash cans. You, from your beyond one sided article, are intentionally stirring up hatred of me and promoting a mob mentality to get me for something that I did not do. I am not a racist.

Are you planning to report upon the matter after they vote to have me branded with a scarlet letter such as "N" on my forehead while I kneel before our founder Henry Miller and his horse?

I venture to guess that Henry Miller was not a big one for equal rights to African Americans at that time, of course, the closet racists of Los Banos from that time, wouldn't refer to them as African Americans, would they?

If you have any questions as to what was misreported or a question as to the facts which were left out, please contact me so that we may discuss them so that the corrections and additions to the article are accurate and satisfactory.

Please provide a copy of this letter to your attorneys for McClatchy and confirm to me that you have received this and will be responding.

Thank you.

Sincerely,

A handwritten signature in blue ink, appearing to read "Gene Forte". The signature is fluid and cursive, with a large initial "G" and "F".

Gene Forte

Attachments

Cc: Supervisor Jerry O'Banion, City Attorney Bill Vaughn, Congressman Dennis Cardoza, Congressman Barney Frank, Chief Justice Ronald George