

BADGER FLATS GAZETTE

Vol. 3, No. 3, April 2009 Price: \$4.95

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LEGEND OF THE LUNGING BADGER



Legend of the Lunging Badger

by Gene Forte

Legend has it that even though good and evil have many disguises, The Lunging Badger has an infinite number more. Born in the country flats and trained in the ancient art of exorcising evil, The Lunging Badger can morph into a different creature at any moment. Sometimes appearing as a grasshopper, a frog, a ferocious tiger, or a seemingly innocent Italian-Portuguese child, its devastating lunge cannot be escaped.



Lunging Badger disguised as a child time lunged to 1956.

Guess Who's Coming to Dinner? By Gene (out on bail) Forte

The Badger Flats Gazette as one of the Lions in the Orchids sponsors for the Our Lady of Fatima Parent's Club 29th Annual Spring Gala & Auction has invited an eclectic group of dinner guests to its table for the evening.



I do need to show you why, at the last minute, the sponsorship almost didn't happen and.....



.....why I don't expect to be on Ms. Connie McGhee's Santa List. (OLF Principal)

(DINNER, see page 2)

TABLE OF CONTENTS (SEE PG 6)



NOTE: Contains artistic graphic material that may be considered unsuitable for children under 17 years of age.

ABOUT THE PICTURES (SEE PG 3)



This is not the part of the Legend where all is well for The Lunging Badger.

No, it is of the days when The Lunging Badger's honor has been called into question.

His strengths, agility, and wisdom would be tested.

The tale opens with The Lunging Badger in shackles held captive by the Govlins. Govlins, before they became Govlins, were like other good citizens.

They were so trusted that citizens voted them into a position of power to keep the laws of the land fair and just for all.

But, a dark force overtook



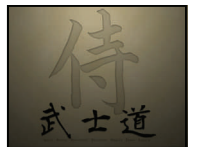
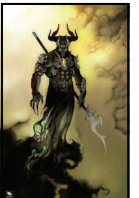
them. Greed and drunken power possessed them.

They put themselves above the law and the citizens they swore to serve.

As the Lunging Badger fights for his name and to break the hypnotic spell cast by the Govlins over citizens, Gremlins are afoot.

Minions of the dark Govlin overlords, they have rendered courthouse surveillance cameras inoperable that would have proven The Lunging Badger did not lunge at anyone.

Lunging at a judicial officer is the against the Code of the Lunging Badger. (See page 19).



THE END



Here's Simply Redd!

In the battle against the Govlins and their Gremlins, The Lunging Badger has enlisted the aide of none other than Simply Redd.

Redd, is the new, but not so new, investigative researcher for The Badger. She doubles or triples, depending on the situation, as The Lunging Badger's valiant and supposedly emotionally fragile comrade. (You'll get the inside joke once you get to know Redd better.)

As you read her writings (see *SIMPLY REDD*, page 10), imagine them being spoken

in the monotone drone of a sophisticated New York woman.

Wipe that from your mind, 'cause Redd certainly is not that....replace it with a silky southern Texas drawl laced with some in your face, "Y'all must think I'm stupid" attitude. Now *that* simply is Redd.



As Sancho Panza was to Don Quixote, Redd can be found singing back-up to Rule #3 as outlined in *The Zen of Building a Badger CPO Trap* (see page 19). THE END



Forward Done Backwards

Where Do I Begin?

To tell a story of how evil public servants can be?

The story of an evil that is older than the sea.

The simple truth about the evil McClatchy Newspapers won't let you see.

Where do I start?

Like Andy Williamson, I ponder where to start in explaining why I am now out on \$117,000.00 bail for two felony counts for allegedly assaulting a judge and keeping witnesses from testifying.



If convicted, I could get up to a year's pondering time in a California State prison.



First let me say it didn't happen.

But, frankly, in my opinion, if Merced County Deputies can prove I did what they said I did...a year in State prison isn't punishment enough.

The flip side of the coin is that if I can prove Merced County Deputies did what will be revealed to you in this Badger, then they should take their rightful place in State prison.



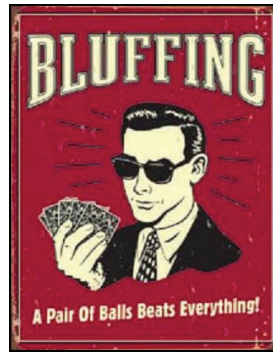
The short of the story is that some arrogant police state minded Deputies thought they would bluff me out of doing their job.



They were asked to perform a lawful Citizen's Arrest for me.

When they backed themselves into a corner...

...and all of their bullying did not work because I kept my cool in a heated situation, they screwed up big time and literally attacked me.



There is going to be an abundance of evidence presented in this Badger (that if read, cross checked with written court records, and eyewitnesses) will prove that:

1. There was no courtroom proceeding taking place.
2. There was no courtroom, or judge.
3. I was arrested after sitting patiently for a hour and forty-five minutes with my wife in the hallway of the Merced Courthouse for Deputies to confirm they were going to perform a lawful Citizen's Arrest on my behalf on another private citizen, Mr. James Padron.

The day after my arrest, the Sheriff's Department interviewed an eyewitness who was sitting five feet away.



If the eyewitness told them the same thing he told

Simply Redd the deputies should be planning a career change.



I do intend to have their badges for the protection of other citizens.

You will find startling evidence that suggests there may be Gremlins afoot at the Merced County Courthouse.

Gremlins are the minions of malicious and mischievous public servants and a natural born enemy of The Badger.

Thus far, Gremlins have rendered courthouse cameras inoperable on the day of my arrest. They've deleted emails between reporter Corey Pride of the Los Banos Enterprise and Deputy Tom Mackenzie.



I shudder to think what those little buggers will do next?

The Badger has alerted District Attorney Morse and Supervisor Jerry O'Banion to keep their eyes out for them. They might just be running around their offices disguised as assistants.

So kick your shoes off, grab a refreshment or two...plan on re-reading the Badger quite a few times...



...and for god sakes, if you've got a Mogwai, keep it away from bright light, never get it wet and never, ever feed it after midnight.

THE END

(DINNER, from page 1)



It may appear to the uninformed that you just can't take me anywhere without a squabble ensuing.

...exposing a run on a \$200 million mortgage company by the Monterey County Good ol' Boys triggered with false accusations of a Ponzi scheme by Mr. David Nilsen,....



...the bad guys will always want to make me out to be the bad guy.



Some of my dinner guests have been the intended victims of my adversaries. If you're a Badger junkie, you've read about them.

Take such unfounded opinions with a grain of salt...to the informed, I am exposing government tyranny that is rampant everywhere.



...or coming to the aid of a fiery court clerk, Ms. Crystal Powser, that had fought back against a ex-fiancé Commissioner who was fixing traffic tickets for judges and friends,

At my table also will be Mr. Clinton E. Galloway, President of Phoenix Publishing. He's my brother from another mother (also named Mabel), a trusted friend, my best man,....



It doesn't matter if I'm protecting a trusted friend such as Mr. Marion Santos from arrogant bullying Merced County officials...

(DINNER, see page 3)

MERCED SUN-STAR

Thursday, Feb. 26, 2009

Los Banos man arrested after reportedly lunging at judge

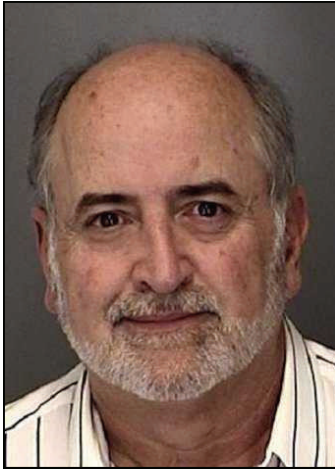
By COREY PRIDE
Los Banos Enterprise

Los Banos resident and publisher of the Badger Flats Gazette, Eugene Forte, was arrested after lunging at a judge during a civil case in Merced County Superior Court on Tuesday morning, a Merced County Sheriff's Department spokesman said.

In an e-mail, Deputy Tom MacKenzie said Forte started arguing with a pro-tem judge who was hearing Forte's civil case in Merced.

"He was late for the appearance, so they continued it and he got mad," MacKenzie stated.

In the e-mail MacKenzie said that Forte kept yelling at the judge, "wanting him arrested for obstruction of justice."



The confrontation went on for some time.

"After 45 minutes of trying to calm him down, the deputies had to arrest him when he lunged at the pro-tem," MacKenzie wrote.

According to MacKenzie, Forte also blocked the doors several times, refusing to let anyone in or out of the courtroom.

Forte was arrested on suspicion of assault, obstruction of justice, resisting arrest, preventing witnesses from testifying and disturbing the peace. Forte is free on \$100,000 bond, a Merced County Jail spokeswoman said.

Reporter Corey Pride can be reached at (209)388-6563 or cpride@losbanosenterprise.com.

Fig. 1—Same article printed in the Los Banos Enterprise on February 27, 2009, but entitled, "Local Man Gets Arrested in Merced, Man posted bail same day as arrest." Compare news article to the email from Mackenzie (Pg. 12). Note: No mention in article case could not be heard in Merced County. Why?

(DINNER, from page 2)

...and eye-witness to Mayor Tommy Jones saying he knew for a fact that I was a dangerous member of the Ku Klux Klan.



In memoriam, there will be a dinner setting for Dr. Carl A. Galloway, who has a special message for Dan Rather/60 Minutes which is "Up Yours!"



Gino & Carl

The Badger Flats Gazette is hoping to have a eat and run appearance by the one and only Mr. Red, White and Blue Mr. Corky Sherwood.....



.....and perhaps those angelic voiced bee charmers, Mr. Gene and Christine Brandi.

It should be a very provocative evening.

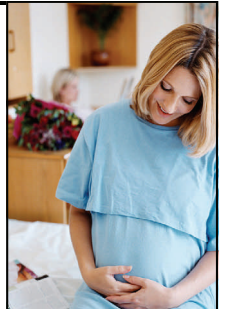
I want to sincerely thank the OLF Parents Club, Ms. Connie McGhee, and all others that have helped in putting together such a wonderful and important event for our children's school. **THE END**

ABOUT THE PICTURES

The pictures are embedded within actual letters in the Badger to get your mind to think about what you are reading.

We play subtle tricks with your mind. Not every picture is a slam dunk...I know what it is.... or what it means. As they say, pictures are worth a 1,000 words and certainly different things to each person. If any of them offend you, well.....I'm sure there is someone that it does not. Therefore, have fun and enjoy the fruits of our labors that we consider our art.

—Gene, Eileen & Redd



Society of Professional Journalists

(Excerpts from the Code of Ethics)

Preamble

Members of the Society of Professional Journalists believe that public enlightenment is the forerunner of justice and the foundation of democracy. *The duty of the journalist is to further those ends by seeking truth and providing a fair and comprehensive account of events and issues. Conscientious journalists from all media and specialties strive to serve the public with thoroughness and honesty. Professional integrity is the cornerstone of a journalist's credibility.*

Members of the Society share a dedication to ethical behavior and adopt this code to declare the Society's principles and standards of practice.

Seek Truth and Report It

Journalists should be honest, fair and courageous in gathering, reporting and interpreting information.

Journalists should:

- Test the accuracy of information from all sources and exercise care to avoid inadvertent error. Deliberate distortion is never permissible.
- Make certain that headlines, news teases and promotional material, photos, video, audio, graphics, sound bites and quotations do not misrepresent. They should not oversimplify or highlight incidents out of context.
- Distinguish between advocacy and news reporting. Analysis and commentary should be labeled and not misrepresent fact or context.
- Recognize a special obligation to ensure that the public's business is conducted in the open and that government records are open to inspection.

Minimize Harm

Ethical journalists treat sources, subjects and colleagues as human beings deserving of respect.

Journalists should:

- Show compassion for those who may be affected adversely by news coverage.

Recognize that private people have a greater right to control information about themselves than do public officials and others who seek power, influence or attention.

Act Independently

Journalists should be free of obligation to any interest other than the public's right to know.

Journalists should:

- Avoid conflicts of interest, real or perceived.
- Disclose unavoidable conflicts.
- Be vigilant and courageous about holding those with power accountable.
- Deny favored treatment to advertisers and special interests and resist their pressure to influence news coverage.

Be Accountable

Journalists are accountable to their readers, listeners, viewers and each other.

Journalists should:

- Clarify and explain news coverage and invite dialogue with the public over journalistic conduct.
- Encourage the public to voice grievances against the news media.
- Admit mistakes and correct them promptly.
- Expose unethical practices of journalists and the news media.
- Abide by the same high standards to which they hold others.

The SPJ Code of Ethics is voluntarily embraced by thousands of writers, editors and other news professionals. The present version of the code was adopted by the 1996 SPJ National Convention, after months of study and debate among the Society's members.

WHAT JOURNALISTS SHOULD NOT DO:



Letter to McClatchy Newspapers

Tuesday, March 17, 2009

Mr. Hank VanderVeen
Merced Sun-Star
3033 North G Street
Merced, CA 95340

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

Re: Demand for Corrections/Corey Pride
Articles February 26-27th, 2009

Dear Gentlemen:

I write this letter to demand that you make/print corrections and include substantive facts to the articles published between February 26 – 27, 2009 written by Mr. Corey Pride entitled, 'Los Banos man arrested after reportedly lunging at judge', 'Local man gets arrested in Merced, Man posted bail same day as arrest', 'Man gets arrested, Publisher lunged at judge, deputy says', written by Mr. Corey Pride which would then accurately convey the facts and the true gist of the story leading to my being arrested on February 24th, 2009.



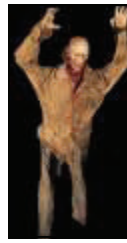
The articles you published were grossly inaccurate, defamatory, slanderous and contain provable false facts.

Eyewitnesses to my arrest such as me, Ms. Eileen Forte or Mr. Grant Wilson were not contacted by Pride.



Pride relied solely upon statements provided to him by an Officer Mackenzie who was not present at

anytime during the arrest and therefore could not have seen me "lunge" at anyone.



Pride did nothing to test the accuracy of the statements or events.

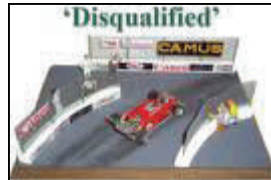
If I would have been contacted, or if Pride would have checked the court filings the following facts would have been known:



The Merced County civil case is CU150938, Tetra Tech, Inc. vs. M.G. Santos, Inc., and cross complainant Marion Santos vs. Merced County Health Department, Gene Forte, and me as a

cross defendant/cross complainant vs. Merced County District Attorney's Office/Larry Morse.

- All judges of the Merced County Bench were disqualified by Presiding Judge John Kirihera from hearing this case since September or October 2008 and the case has been assigned to Judge Mayhew in Stanislaus County.



- The hearing of February 24th, 2009 was a Case Management Conference (CMC) set for 9:00AM.
- The hearing was set to take place in Room #1202 at the Merced County Courthouse.

- Room #1202 is not a courtroom but in fact a room which is approximately 8' x 6' with a desk inside and two or three chairs.



- Court records will indicate that

I objected to any pro-tem judge hearing any matters in the case. Even though such is only a formality once there has been an objection to a pro tem judge handling the case by a litigant, a pro tem judge cannot hear any matters in the case including a Case Management Conference which is only a formal



meeting with the attorneys for the parties present to keep the case on track to get it to court.

- Upon arriving at the courthouse on Feb 24th, 2009, at approximately 8:50AM, I requested Officer Prock, who was at the security entrance, to accompany me and my wife to #1202 due to incidents that had taken place between me and Mr. James Padron at the last two CMCs.



- Upon arriving at #1202 at approximately 8:55AM with Officer Prock and my wife we found the door open and Padron speaking on a speaker phone sitting on the desk. Padron then abruptly told me to sit down and asked who my wife was. When I started to introduce my wife, he abruptly and rudely shouted, "Get out!" to my wife.

- Padron then continued to talk to the people on the speaker phone without them responding except an occasional, "O.K.". Padron then said "Conference is over," hung up the telephone and then told me "Get out!"



- I then asked Padron what took place and he told me again to "Get out" and said, "Do you want me to call the Sheriff like the last time to have you

(MCCLATCHY, see page 7)

**CASE MANAGEMENT CONFERENCE
POLICY & INFORMATION**

I. INTRODUCTION

Welcome to Merced Superior Court's Case Management Conference (or "CMC") Program. CMCs are public hearings between the parties and the Court, usually taken in an office setting, designed to monitor the status of a case in order to ensure adequate progress is being made by all parties. Generally, parties at CMCs report on whether all Complaints and Answers have been

Office Setting, not courtroom



III. APPEARING AT THE CMC

All Parties must appear at scheduled CMC hearings (either telephonically or in person). Only trial counsel or counsel thoroughly prepared to discuss the case and authorized to commit to discovery, ADR and trial issues should appear at CMC hearings. **FAILURE TO APPEAR AT A SCHEDULED CMC HEARING MAY RESULT IN WAIVER OF A PARTY'S RIGHTS** (such as the right to a jury trial), **SANCTIONS**, AND POSSIBLE DISMISSAL OF THE ENTIRE ACTION.

Appearing in Person

Parties may appear in person for Case Management Conferences by reporting to Room 1202 on the First Floor of the Merced Courthouse, 2260 "N" Street, Merced, CA 95340. Parties and counsel are to wait outside Room 1202 until the time set for their matter. CMCs are generally heard in 15-minute intervals in an office hearing setting.

Forte formally objected to pro tem and requested a judge (See Fig. 2, page 7).



Assignment of Temporary Judge

CMCs are typically heard by Temporary Judges whom are qualified members of the California State Bar. Pursuant to Cal. Rules of Court, Rule 2.816, all parties have the right to have their CMCs heard by a Judge or Commissioner, if requested. Unless one or more of the parties make their request for a Judge or Commissioner known at the time of the hearing or before, **THE CMC WILL LIKELY BE HEARD BY A TEMPORARY JUDGE.**

Room 1202— NOT A COURT ROOM!!



NO rescheduling CMCs allowed by judge unless everyone is present and agrees. ("Ex Parte" means without everyone present). Unauthorized pro tem Padron (an attorney) rescheduled the CMC three times without Forte's consent, and twice threatened Forte with arrest if he did not leave the room.



In no case will CMCs be rescheduled based on the written or telephonic request from a single party. **PARTIES ARE NOT TO MAKE SUCH EX PARTE REQUESTS.** Parties desiring to reschedule a CMC, notwithstanding the above, are to either:

- 1) File and serve a stipulation executed by all parties and appear *ex parte* in the trial court; or
- 2) File a fully-noticed motion with the trial court requesting the CMC be rescheduled.

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Surveillance cameras



CMS Room 1202

Dep. Perrino standing where Forte sat

Video Library

[Enlarge](#)



0:26 / 1:45

RAW: Merced Courthouse Shooting Surveillance

May 01, 2008, 1:17 p.m. PT
Merced County officials released surveillance video today from Monday's fatal shooting at the County courthouse showing the suspect running down the hall with knives drawn.

Surveillance tape of the Merced courthouse hallway before shooting that took place May, 2008 of the man who attacked a judge with knives and was shot by deputies.

(MCCLATCHY, from page 5)

arrested?"



but he had already started walking down the hallway. I called him back.

11. I told Padron that I had brought a Sherriff with me who was standing outside the door that had been left open so that my wife could hear the conversation between Padron and myself.

13. Upon Prock arriving, I requested him to place Padron under citizen's arrest for me.

14. Officer Prock said that he had to speak to his supervisor. A few minutes later, while my wife and I sat on the hallway bench, an Officer Hymiller and Officer Rogers came up.

12. I went to the door to get Officer Prock

15. Officer Hymiller and Rogers then went in and spoke with Padron for about 15 minutes.

16. Upon Hymiller coming out of the room, he told me that Padron told him that he had done nothing wrong, that the conference had been moved to a later date, and that there was no ex-parte communications.



17. I told Hymiller that Padron could tell that to the judge one day but until then I wanted Padron put under citizen's arrest for me.



18. Hymiller told me that I could arrest Padron outside and I told him, no, it was safer for all involved that it be done here.

19. Hymiller then said he had to check with someone else and went away while my wife and I continued to sit peacefully on the bench in the hallway outside of #1202.

20. While waiting for Hymiller to return I called DA Larry Morse and spoke to his secretary Angie informing her to make DA Morse aware that there was a problem developing at the courthouse where deputies were not performing a Citizen's Arrest for me upon Padron but they were not saying that they were not going to do so. Angie told me that she would have DA Morse call me.



1 Gene Forte
688 Birch Court
2 Los Banos, California, 93635
Telephone: (209) 829-1116
3 Facsimile: (209) 829-1952

4 In Propria Persona /Cross Defendant & Cross Complainant

5
6
7 SUPERIOR COURT OF CALIFORNIA
8 COUNTY OF MERCED

9 TETRA TECH, INC., Case No. CU150938
10 Plaintiff,
11 vs.
12 M.G. SANTOS, INC., et al.
13 Defendants.

14
15 M.G. SANTOS, INC., et al.
16 Cross-complainant
and Defendant,
17 vs.
18 TETRA TECH, INC, et al.
19 Cross-defendants.

20 GENE FORTE
21 Cross-Defendant
And Complainant
22 Vs.
23 TETRA TECH, INC, et al.
24 Cross-Defendants.

**OBJECTION TO PRO TEM JUDGE;
REQUEST FOR ASSIGNMENT OF
JUDGE FOR ALL PURPOSES;
DECLARATION OF EUGENE FORTE**

**DATE: January 13, 2009
(Next upcoming hearing)
TIME: 8:15 a.m.
DEPT: TBD**

1 Forte v. Tetra Tech et al.
Objection to Pro Tem Judge

Fig. 2- Filed on January 12, 2009. No pro tem judge could hear case.

(MCCLATCHY, see page 8)

(MCCLATCHY, from page 7)

21. I then called Mr. Shawn Mills, attorney for Marion Santos in the case, and told him what was taking place concerning Padron. I then put Mills on my cell phone speaker and introduced him to Officer Prock and Rogers with my wife being present.



22. Mills, a criminal law attorney from Monterey, informed both officers that it was my right to have them perform a citizen's arrest upon Padron.

23. Upon Hymiller returning, he then told me that he would rather have me file a complaint with the court than me perform a citizen's arrest on Padron, or that if I wanted to, I should do it outside.

24. I then asked Hymiller to prepare an incident report of them not performing a Citizen's Arrest, and he told me that he would not do so.



I then told Hymiller that he gave me no choice but to perform the

citizen's arrest and that he would have to assist me.

25. I then repeated to Hymiller the procedure for performing a lawful citizen's arrest according to Penal Code 837 and told Hymiller that I would ask Padron to turn himself over peacefully or make arrangements to go to the police station to be booked.

26. Hymiller told me that he might have to arrest me if I put my hands on Padron to turn him over to Hymiller under citizen's arrest.



27. I immediately told Hymiller that for him to do so would be totally improper and in fact abusing my rights and arresting me for lawfully performing a citizens' arrest. Hymiller then told me that he would not do so.

28. Hymiller then left saying that he was going to check with other superiors.

29. The exchange between Hymiller and me went on for about an hour and 40 minutes. At all times, I was either sitting with my wife or standing peacefully talking with the officers who now numbered about 9-10 in the court hallway.

30. I told the officers that what has now taken place while I was waiting for them to perform the citizen's arrest was that people going by may think that I was being guarded by the officers for some reason.

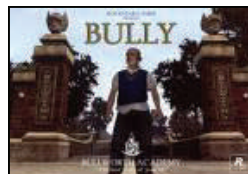


31. After I turned around from speaking with my wife there was an Officer Picinich standing in front of me with his

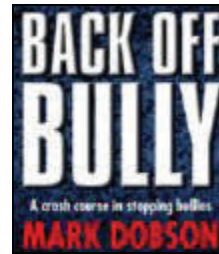


face no more than 2 inches away from me. Officer Picinich then asked me what the problem was and said he did not have the slightest idea as to what was taking place.

32. I told Picinich that he was being disingenuous at best because I had noticed him standing at the end of the hall observing the matter for at least the last 40 minutes. I then told Picinich that I wanted a citizen's arrest performed on Padron and he told me that I could do that outside in the street but not in the courthouse.

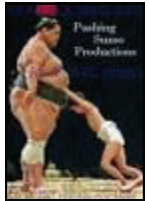


33. I told Picinich to back away from me by stating loudly, "Back off!" He did not do so. I then spoke louder and



said "Please back off!". Picinich then started to lean against me with his body so that if I pushed back it would appear that I had shoved him.

34. I told the officer standing to the right of me who was blocking the view of witnesses to please move aside so the witnesses sitting on the bench could see that Picinich was trying to make it appear that I was pushing against him. The officer then said he would not move. That was Officer Jaskowiak who was the officer that arrested me.



35. I then told Officer Picinich that since he would not back away from leaning against me, I would just sit back down on the bench, and he could then look like a fool standing there in the middle of the hallway.

36. I then told Picinich that I would be requesting him to perform to assist me in effectuating the citizen arrest and that if he either did not affirm that he would do so, or refuse to do so, I would then request Padron to turn himself over. I also said that if Padron did not do so, I would then place him under citizen's arrest.



37. Padron then started to exit the door of #1202 which was behind a wall of officers. When Padron came out, he asked officer Picinich to arrange an escort out of the building. At such time, I requested Officer Picinich to perform the citizen's arrest for me. Picinich

(MCCLATCHY, see page 9)

(MCCLATCHY, from page 8)

did not respond but just stood there with a dead stare.

38. I then calmly and slowly leaned to my right to look around Picinich and said, "Pardon me, Mr. Padron.." At the moment I did so, Officer Picinich grabbed me by my arms along with several other officers and started to push me backward while spinning me around and wrenching my arm behind my back. The officers then slammed me against the wall of the hallway.



39. The record in the case will verify that James Padron is not even a pro tem judge on the case because no judges pro tem or not of the Merced County Bench, can hear any matters in my cases.

40. I did not disrupt any court proceedings or courtroom because we were not in any court proceeding, and we were not in a courtroom.

41. I did not stop any witnesses from testifying because there were no witnesses and no court proceedings taking place.



42. I did not block any "doors several times" to the courtroom because there is in fact no "doors" to the #1202. There is one door and the only people blocking the entrance to the door were the Officers standing in front of it.

43. I did not lunge at anyone.

44. I was not late for any court appearance. I was in fact on time for a Case Management Conference that could not take place.



45. The deputies after my waiting for over 1 hour and 40 minutes falsely arrested me while I was attempting to effectuate a Citizen's Arrest upon an attorney, James Padron, who in fact was not a pro tem judge in my case or a judge in any of my cases.

The above is not meant to be an extensive list but the facts are within the files which show that James Padron was in fact not even a pro-tem judge in my case. You leave out the name of the case, fail to mention that no judges in Merced County can hear the case, and fail to state the name of the alleged pro-tem judge that I allegedly lunged at.

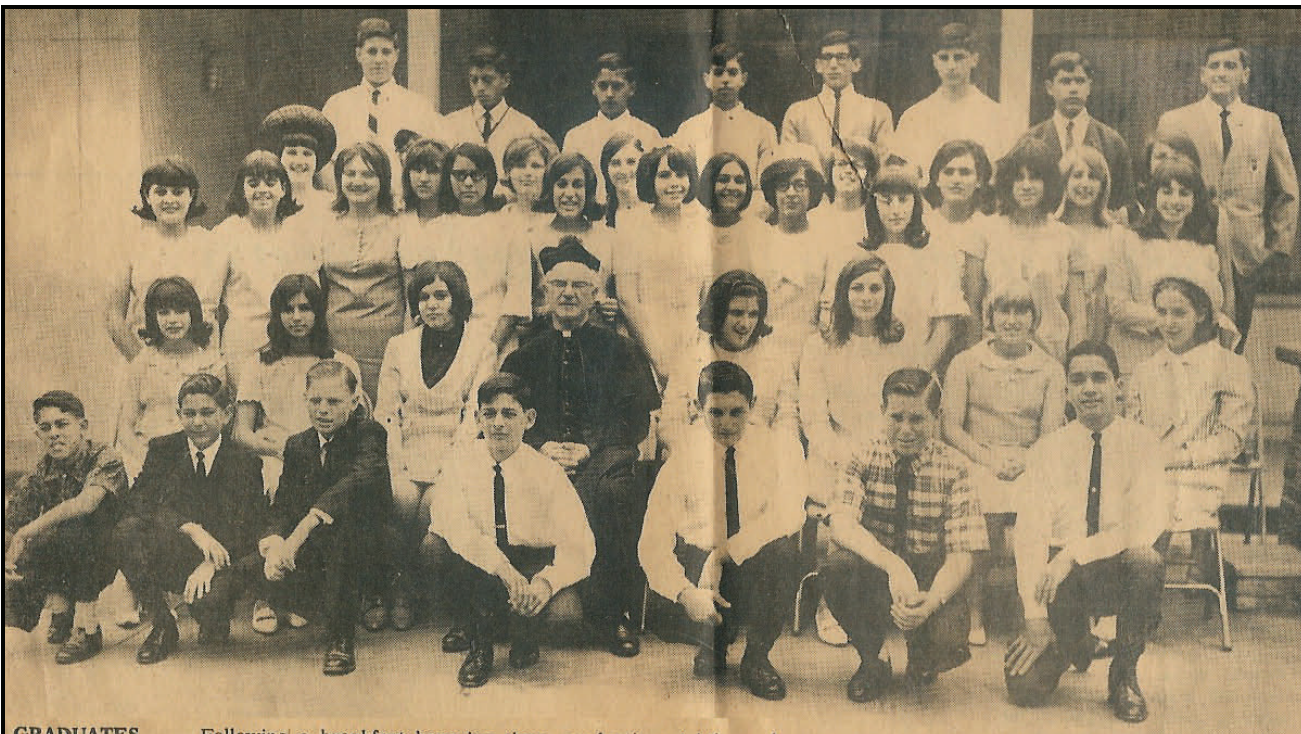
McClatchy Newspapers again intentionally defamed me and misreported to the public as they did in authoring the article "County Judiciary Under Fire" which they have been sued for in the Federal case #C06-03948-JW Forte vs. Knight Ridder, McClatchy Newspapers, et al..

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.

Thank you.

Sincerely,

Gene Forte



GRADUATES . . . Following a breakfast honoring these graduating eighth graders, Monsignor Thomas Morahan poses with the 42 graduates of the Our Lady of Fatima School. The breakfast was given at the Recreation Center following Mass on Monday morning. The breakfast was put on by the OLF Mothers' Club and hosted by the seventh graders' mothers.

Can you find the Badger, Mrs. Z, Patricio, Daguerre, Sousa, Gomes, Falasco, Ferro, Lobue? How many can you name?

**OLF
Class of
1966**



SIMPLY REDD

A notes to herself report by the Badger's Investigative Researcher

For starters, just simply call me Redd and I hate being called "the new" investigative researcher for the Badger.

I spent sixteen years as a courtroom clerk for the Monterey County Superior Court...I know what goes on behind closed doors.

Gene Forte and I have some history and adventures together in exposing the bad guys—once when Gene thought something I said was a good idea.....

Well, it ended up being the Pier Pontloo for now ex-Judge Michael Fields.



The Badger thought it was a good idea to have me prowl around a bit, see if I could find out how reporter Corey Pride ever came up with such a cockamamie news article about Forte's arrest.

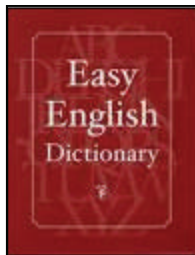
From what I've seen so far, I'm looking forward to the well-deserved public butt whooping Gene's going to give these clowns.

The Los Banos Clown-a-Prize



The Los Banos Enterprise violated nearly every Code of Ethics of the Society of Professional Journalists (see page 4) in their report on the arrest of Forte on February 24, 2009.

To begin with, reporter Pride needs to read the SPJ Code of Ethics thoroughly and have a dictionary handy for the big words.



The headlines of the article (see Fig. 1, page 3) alone are grossly inaccurate and misleading.

According to eye-witnesses including Forte himself, no lunging ever took place, there was no courtroom, and there was no judge involved.

Pride never tested the accuracy of information from all sources.

Heck, Pride never even tried to call Forte or his wife Eileen who was there when he was arrested.



It shows that he didn't want anyone to know what Forte's side of the story was. Why not?

Pride should have disclosed to readers that McClatchy Newspapers is already being sued by Forte in Federal Court for defamation and libel. Forte always does.

Pride reported what he read in an email from the Merced Sheriff's public relations officer, Tom Mackenzie...but left out a glaring fact



he was told by Mackenzie....Santos and Forte's case could not be heard in Merced County.



Pride couldn't say anything about it because it is something citizens of Merced County should have been told about a long time ago by the Merced Sun-Star and the LBE.

Merced attorneys say they never heard of the entire bench disqualifying themselves. It has been done now twice to Forte. Why?



It should have been reported at the same

(SIMPLY REDD, see page 11)

THE LAWS ON A CITIZEN'S ARREST

California Penal Code § 837 (from Westlaw):

"Private persons; authority to arrest: ARRESTS BY PRIVATE PERSONS.

A private person may arrest another:

1. For a public offense committed or attempted in his presence.
2. When the person arrested has committed a felony, although not in his presence.
3. When a felony has been in fact committed, and he has reasonable cause for believing the person arrested to have committed it....

1. Validity - This section, authorizing private person to make arrest when felony has in fact been committed and he has reasonable cause for believing that person arrested committed it, is constitutional. Wion v. Willingham, 1965, 252 F.Supp. 306. Arrest 64"

"A private person making a citizen's arrest under California law need not physically take the suspect into custody, but may delegate that responsibility to an officer, and the act of arrest may be implied from the citizen's act of summoning an officer, reporting the offense, and pointing out the suspect." Meyers v. Redwood City, C.A.9 (Cal.)2005, 400 F.3d 765.

An arrest is done in the pursuit of a legitimate purpose.

West's Ann.Cal.Penal Code § 835 Method of making arrest; amount of restraint:

"An arrest is made by an actual restraint of the person, or by submission to the custody of an officer. **The person arrested may be subjected to such restraint as is reasonable for his arrest and detention.**"

Also, "Essential elements of an "arrest" are: (1) taking a person into custody and (2) actual restraint of the person or his submission to custody. People v. Hatcher (App. 4 Dist. 1969) 82 Cal.Rptr. 323, 2 Cal.App.3d 71. Arrest 68(3)

"**A peace officer** who accepts custody of person following a citizen arrest is not required to correctly determine whether arrest was justified and **cannot be held liable for arrest if it was improper**; therefore, while a person falsely arrested by a citizen ordinarily has no remedy against peace officer who took him into custody, **he has a tort remedy against offending citizen**". Hamburg v. Wal-Mart Stores, Inc. (App. 1 Dist. 2004) 10 Cal.Rptr.3d 568, 116 Cal.App.4th 497, as modified. False Imprisonment 15 (1).

(SIMPLY REDD, from page 10)
time they didn't tell the citizens about Marion Santos suing the Merced County Department of Health, and Forte suing the DA's office.

It's the old caught in covering something up and left with no choice but to keep on a coverin' up.



I contacted Mackenzie, and the email has mysteriously been destroyed.

I hope the video tape that I requested hasn't met the same demise.



There was a camera a few feet away that would have shown

everything "if there is a video," according to Mackenzie.

Mackenzie stated, "It's in our archives, good luck."



Pride never contacted Forte for his side of the story, or gave Forte the opportunity to respond to such allegations of wrongdoing.

Nothing in the article mentions Forte requesting a Citizen's Arrest of attorney James Padron for obstructing justice. (See Citizen's Arrest, Pg. 10).

The entire Merced County Superior Court had disqualified themselves from the case since September 2008 already.

The case had been moved to Judge Mayhew in Stanislaus County.

Forte was seeking justice and was taken down by the Merced County Sheriff's Office.



The case was Tetra Tech vs. Mr. Marion Santos, Forte and District Attorney Larry Morse are also defendants.

Padron was not a judge for Forte and was not wearing a black robe.



Pride makes you imagine Forte was lunging over the top of a counsel

table in a courtroom and going for a judge in a black robe up on the bench. (See page 6 for "courtroom").

According to independent witness, Mr. Grant Wilson, "Forte only used his mouth (talking), never resisted arrest, and was, abused by the Sheriff's officers."



Wilson further stated, "There were at least six deputies, and they manhandled Forte pushing him against the wall and trying to break his arm.



They used excessive force and treated him like a gang member."

CASE MANAGEMENT RULES

The Enterprise reports that this all happened in a courtroom with a judge.

If you read the Case Management Conference Policy and Information of the Merced Court (see page 6), you will find that would conflict with their policy.

First of all, it is considered a public hearing. It takes place in an informal office setting, not a courtroom.

The judge is a pro tem (acting judge) who is nothing more than an attorney with a bigger head. No black robe either.

Pride quotes from the Mackenzie email that the matter took forty-five minutes; it actually was one hour and forty minutes.



The matter was scheduled for 9:00 A.M. Forte was not arrested until approximately 10:40 A.M.

Forte was late according to Mackenzie (again he was not present), however, according to Forte and his wife, Ms. Eileen Forte, he was not late.

PURSUIT OF EVIDENCE

A week later, Gene, his wife Eileen, and I took a trip to the courthouse to take pictures of the room and hallway where the incident took place.

As soon as we walked into the main door of the courthouse, the security officers yelled out that no cameras were allowed in the courtrooms.

We said that we were not taking pictures of the courtroom, only the hallway and conference room. Immediately, more deputies showed up. Gene requested to talk to Sgt. Perrino who then appeared.

Perrino wanted Forte to go outside



to talk, but Forte declined and asked to speak to Perrino in his office. Perrino refused to do so.

After much commotion, we returned to our car, put the camera away, and then went back in. This time, they could not stop us from entering.

We all walked to Room 1202 and looked around and noticed that there were surveillance cameras right in view of the room and hallway.



CMS Room #1202

Whatever happened on February 24, 2009, would be shown on that video tape.

Immediately, I asked how to get a copy of the video tape from the clerk's office next door to room 1202.



(SIMPLY REDD, see page 12)

(SIMPLY REDD, from page 11)

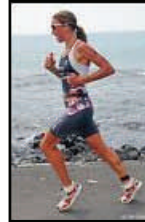
They said I would have to request it from the Sheriff's office. (I sure hope they don't use AES).



I ran over to the Sheriff's department and waited and was told that I would have to request it from the clerk's office (where I just was).

So then, I ran over to Administration and spoke with Ms. Kathleen Goetsch. Goetsch said I would have to put my request in writing.

I sent the request off to Goetsch that same day. As I type this story, we have yet to receive the tape.



Finally, I get the go ahead. I am to arrive at 12:15 pm on a Thursday to get pictures of the hallway and room, but only from the outside. I have approximately 10 to 15 minutes to get my business done.

I take pictures with the escort of Perrino.



I email Mackenzie requesting him to

reconstruct the email he sent to the Enterprise. He finally responds days later with a copy of the actual email (See below left). The email that was sent to the newspaper was exactly what was printed in the paper by Corey Pride.

In the meantime, I have received two emails from Mackenzie, and the second one gets a little nasty. The first said that I would have to request the pictures from County Counsel.

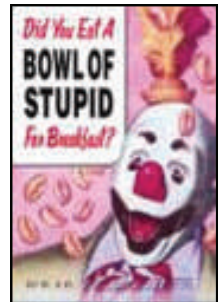
BOTTOM LINE

You got to figure that the Deputies have reviewed the video by now, especially when they interviewed the witness Wilson the day after the arrest.

I finally get a fax from Goetsch about the video tape saying it's against security policy to let them out, and they only save them for three days.

What was Mackenzie talking about when he said the video would be in the archives? What archives? Three day ones, I guess.

Doesn't it seem odd that they would not keep the tape of someone being arrested for two felonies in the courthouse? I mean, c'mon? How stupid do they think we are?



Goetsch's last comment was that the **only operational** camera was more than 150 feet away from room 1202. WHAT??

So they only operate one camera at a time?

The nearest camera was two feet from Forte's head. What happened to that camera? Why was it not running that day?

So, there you have it. Obviously, the video tape was in Forte's favor or else they would have turned it over right away instead of lying and destroying it.



Another obstacle in the way of justice for Forte.

To be continued.....THE END

From: "Yancey, Kim - Los Banos" <KYancey@Losbanosenterprise.com>
To: Tom Mackenzie <TMackenzie@co.merced.ca.us>
Date: 3/24/2009 11:43 AM
Subject: RE: Arrest

Kim Yancey
 Managing editor
 Los Banos Enterprise
 (209) 826-3831 ext. 104
 e-mail: kimy@losbanosenterprise.com
 www.losbanosenterprise.com

> -----
 > From: Tom Mackenzie
 > Sent: Wednesday, February 25, 2009 11:18 AM
 > To: Yancey, Kim - Los Banos
 > Subject: Re: Arrest
 >
 > Hey Kim,
 > Yea he got into a verbal argument with the pro-tem judge who was hearing his civil case because he was lat for the appearance so they continued it and he got mad. Kept yelling at the pro-tem wanting him arrested for "obstruction of justice" even though Forte had already challenged it in Los Banos and it couldn't be heard in Merced anyway. After 45 minute of trying to calm him down, the deputies had to arrest him when he lunged at the pro-tem. He was charged with assault, obstruction of justice, resisting arrest, preventing witness from testifying cause on several occasions he was blocking the doorway and wouldn't let anyone in or out, and disturbing the peace. He has already made bail.
 >
 > Let me know if you need anything else...
 > Tom
 >
 > >>> "Yancey, Kim - Los Banos" <KYancey@Losbanosenterprise.com> 02/25/2009 10:27 AM >>>
 > Hi Tom,
 >
 > Do you have any info about the supposed arrest of a Los Banos man, Eugene Forte, at the Superior Court in Merced on Tuesday?
 >
 > Thanks,
 > Kim
 >
 > Kim Yancey
 > Managing editor
 > Los Banos Enterprise
 > (209) 826-3831 ext. 104
 > e-mail: kimy@losbanosenterprise.com
 > www.losbanosenterprise.com
 >
 >

Email received from County Counsel Fincher on March 26, 2009.

Letter to Merced District Attorney Larry Morse



Wednesday, March 25th, 2009

District Attorney Larry Morse
Merced County District Attorney
2222 M Street
Merced, CA 95340

Re: Arrested for Requesting a Citizen's Arrest & Interesting Times

Dear District Attorney Morse:

I write this letter to commemorate that I have now left you two phone messages which have not been returned since February 24th, 2009 and request your cooperation to insure that justice is served concerning my arrest on such day.

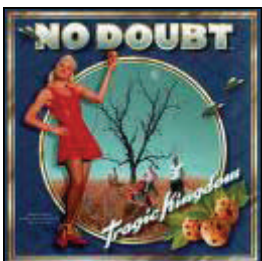


A Chinese proverb translates to "You live in interesting times" and was not meant to convey that such was a *good thing*, quite the opposite, and here we are.

As you know, on February 24th, 2009 at approximately 9:50AM, I attempted to contact you and spoke with your secretary Angie.

Angie was informed that I sensed there was a problem developing at the Merced County Courthouse due to Sheriffs not performing a Citizen's Arrest for me upon an attorney, Mr. James Padron.

The Sheriffs were not telling me they would not perform a Citizen's Arrest while not doing so and simultaneously telling me that I could perform one myself outside of the courthouse on the street.



There is no need to go into the details at this time....but there will be a time no doubt.

The second phone message left, which has not been returned, was to

inform you of the difficulty that I have experienced in obtaining copies of the tapes from the surveillance cameras monitoring Case Management Conference Room #1202.

Today, I was informed by Ms. Charlene Carroll that her superior, Ms. Kathy Goetsch, was reviewing my request, but since such a request had never been made before to obtain surveillance video tapes, it may take some time to decide what to do.



I thanked Ms. Carroll for conveying the message and assured her that I realized that she was in fact only the messenger, not the creator of the erroneous message.

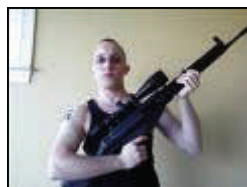
I pointed out that in fact the surveillance videos of those same cameras are all over the internet documenting the tragic incident of the crazed person who was shot and killed in the courtroom down the hallway from Case Management Conference Room #1202.

The video of such is available at <http://www.truevo.com/RAW-Merced-Courthouse-Shooting-Surveillance/id/144115201474690783> and was released somewhere around May 1, 2008 by Merced County Officials.



Therefore, the excuse that surveillance video has not been released before is a blatant lie.

The intent of the lie is to obstruct my access to the video which undoubtedly proves my innocence and justifiably will end the careers of a bunch of neo-Nazi type rookies before they can do further and more lethal harm to the public.



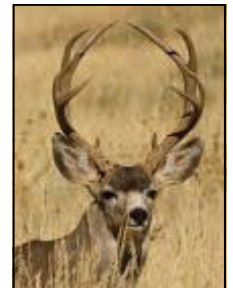
I have politely informed Ms. Carroll to inform Ms. Goetsch that I wanted answers to these questions by 10:00AM, Thursday, March 26th, 2009:



1. Is there in existence video tapes/ CD's of the surveillance cameras in question from February 24th, 2009, yes, or no?
2. What time may we pick up copies of them on Friday, March 27th, 2009 and what is the cost?

The Merced Sun-Star/Los Banos Enterprise/McClatchy Newspapers, Inc. newspaper articles about the incident of my arrest were based upon an email from Sheriff Tom Mackenzie to Mr. Corey Pride.

Mackenzie has stated that he would usually do a press release but in this matter he did not. Mackenzie said he put the details in an email which has since been destroyed.



For your knowledge, I have requested that Mackenzie reconstruct from his memory the email to Pride with the aid of the arrest sheet if necessary. Five bucks will get you ten, he doesn't do it.

I also notified Pride and Mr. Gene Lieb of Enterprise *not to destroy the email* which certainly did not contain any confidential communication information but, in fact, a public statement from the public information officer for the Sheriff's Department.



You, who informed me were once a professional journalist of sorts, realize that Pride should have contacted me for my side of the story.

(DA MORSE, see page 14)

(DA MORCE, from page 13)

You will find attached the letter demanding corrections sent to McClatchy Newspapers which identifies with specificity the erroneous content of the article.

On a personal note, I want to share with you my feelings on the night when I read the article of my arrest in the Merced Sun-Star on line.

At first, my attention was drawn to an article about your son. I had no idea about the awful tragedy when I had first contacted Angie on the 24th.



Honestly, my heart bled as I felt pain for you and your family as I put myself in your position as a father of four children myself, three of them now teenagers.

My frustration and anger over what had taken place to me took a back seat to feeling your pain, believe it or not, and my heart and thoughts from my family go out to yours.

I find it most embarrassing that I was forced into an untenable situation by the conduct of arrogant officers who I have been informed were rookies with Marine Corp backgrounds.



I have not verified such information as yet, but a source within the Sheriff Department, who spoke on the condition of anonymity, said,

“What happened should have never have happened. The officers were rookies that had no idea how to handle the situation. They were way out of line.



They should have performed the Citizen's Arrest and let the chips fall where they may.”

From my observation, such is not totally accurate.

There were two seasoned Officers present, Hymiller and Picinich, whose conduct was reprehensible.

I have been informed that the Sheriff's department interviewed eye-witness Mr. Grant Wilson the very day after the incident.



If Wilson told you the same things he told us that he observed that day, which accurately supports another eye-witness' observations, Ms. Eileen Forte, the officers are in serious trouble.

The week before my arrest, Merced County Supervisor Jerry O'Banion was arranging with me a “do over social lunch” between you, him, me, and Mr. Marion Santos at the Wool Growers.

Regrettably, it looks like that perhaps may not take place for awhile.

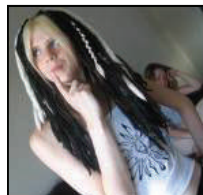
For now, the cherry on the top of the sundae is the fact that you and the DA's Department are co-defendants in the lawsuit of Tetra Tech v. Marion Santos, wherein all Merced Superior Court Judges, including the arrogant attorney Mr. James Padron acting as a pro tem judge, has been disqualified.



Therefore, there was neither a judicial officer present for me to supposedly assault, nor a judicial proceeding taking place for me to interrupt.

Point to ponder.

How can I be criminally arraigned by a disqualified Merced County Judge while I continue to object to assignment of judges by defendant Chief Justice Ronald George who has finally disqualified himself from my case?

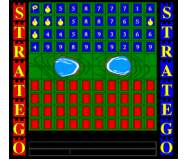


In closing, I ask that you request that the Merced County Court house staff, public information officer



Deputy Mackenzie, and all those involved trying to cover up what took place and to keep the surveillance tapes out of my hands begin to cooperate with me and not obstruct my investigation.

A copy of this letter is also being sent to Merced County Supervisor Jerry O'Banion who I intend to keep public pressure upon so that he keeps the pressure up on all Merced County public servants to do their job honestly and not play games with me as has been done thus far at getting those surveillance tapes.



With the above said, I look forward to a response and hopefully a face to face meeting to discuss where this goes from here.

If you have any questions, please feel free to call. My family and I will continue to keep you and your family in our prayers and hope for the best for your son.

Sincerely, Gene Forte

There has been no response.

Tidbit From The Past

Local Student On NAU Team

Gene Forte, son of Mr. and Mrs. John Forte Sr. of Wilson rd., is attending Northern Arizona University in the pine-wooded mountains of Flagstaff. He is playing first string punter for the NAU varsity football squad. NAU has a student body of about 10,000. Forte is majoring in psychology and plans to study law. He attended Our Lady of Fatima School and is a 1970 graduate of Los Banos High School.

Letter to Merced Court

Thursday, March 26, 2009

Ms. Kathleen Goetsch FAXED

Merced County Executive Court Officer
627 W. 21st Street
Merced, CA 95340

Re: Excuse du jour, Surveillance Tapes/
Brady Material

Dear Ms. Goetsch:

I write this letter in response to your letter dated March 26th, 2009 containing your *excuse du jour* for denying our



request for a copy of the surveillance tapes of February 24th, 2009.

Yesterday's *excuse du jour* was that you

never released a surveillance tape before which of course is a bunch of baloney. You may go to <http://www.truveo.com/RAW-Merced-Courthouse-Shooting-Surveillance/id/144115201474690783> and view the video tape from the exact cameras in the exact hallway that was released on May 1st, 2008.

In a letter of March 25th, 2009 to District Attorney Larry Morse, he was informed the following:

I have politely informed Ms. Carroll to inform Ms. Goetsch that I wanted answers to these questions by 10:00AM, Thursday, March 26th, 2009:

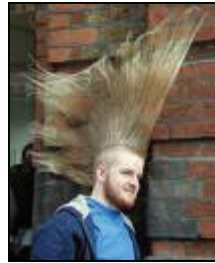
1. Is there in existence video tapes/ CD's of the surveillance cameras in question from February 24th, 2009, yes or no?
2. What time may we pick up copies of them on Friday, March 27th, 2009 and what is the cost?



You have answered question #2 by denying me the tapes, but you have not answered question #1.

Therefore, I ask again that you provide me the answer by the end of today to the following question:

Do you have video from the surveillance cameras in question for February 24th, 2009, yes or no? [BOLDED FOR EMPHASIS]



I find it absolutely incredible and unbelievable that surveillance video of a courthouse hallway where I was arrested for two felony counts would not be preserved for evidence for my prosecution and/or available for my defense.

It is quite clear that such evidence would be categorized as **Brady Material** which is:

"Brady material consists of exculpatory or impeaching information that is material to the guilt or innocence or to the punishment of a defendant. The term comes from the U.S. Supreme Court case, *Brady v. Maryland*,^[1] in



which the Supreme Court ruled that suppression by the prosecution of evidence favorable to a defendant who has requested it violates due process.

Following *Brady*, the prosecutor must disclose evidence or information that would prove the innocence of the defendant. Evidence that would serve to reduce the defendant's sentence must also be disclosed by the prosecution. [*Brady v. Maryland*, 373 U.S. 83 (1963)]"

I also ask that you explain to me why not all surveillance cameras were "operational" on February 24th, 2009, or is it standard procedure to have some "operational" and some not?



It does seem kind of silly though. I mean, if a person arrives at the courthouse with the intent of terrorizing a judge, does the courthouse security direct them to the *surveillance camera du jour* area?

With that said, it appears that DA Morse's gremlins are busy at work. A copy of this letter is being sent on over to him so there is no plausible deniability as to his knowledge of what is going on.



I will expect you answer today, not tomorrow. Thank you.

Sincerely,

Gene Forte

Cc: DA Morse, Judge Kiriara

There has been no response.



The Badger's First OLF Communion



COUNTY COUNSEL

James N. Fincher
County Counsel

March 24, 2009

Eileen Forte
Badger Flats Gazette
688 Birch Court
Los Banos, CA 93635

**RE: Public Records Act Request dated 03/18/09
Email sent to McClatchy Newspapers/Los Banos Enterprise re Gene Forte**

Dear Ms. Forte:

Pursuant to your above-referenced request, enclosed is a copy of the only email Deputy McKenzie of the Merced County Sheriff's Department sent to the Los Banos Enterprise regarding your husband, Gene Forte. Please note that Corey Pride requested that Deputy McKenzie email this information to Kim Yancey.

Should you have any questions please do not hesitate to contact our office.

Sincerely,

James N. Fincher
Merced County CounselMichael P. Calabrese
Deputy County CounselMPC/kf
Enc.

Letter to County Counsel

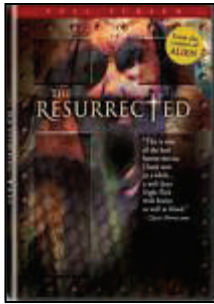
Thursday, March 26, 2009

Mr. James Fincher FAXED ONLY
Mr. Michael Calabrese
Merced County Counsel
2222 M Street
Merced, CA 95340

Re: Conflicts & Gremlins Abound/Email to McClatchy Newspapers

Dear Mr. Fincher & Mr. Calabrese:

I write this letter with questions concerning your letter dated March 24th, 2009 producing a resurrected copy of an email exchange on February 25th, 2009 between Deputy Tom Mackenzie and Mr. Kim Yancey of the



Los Banos Enterprise. As you know, Mackenzie had previously informed me that the email had been destroyed.



It seems that the same Gremlins that rendered the courthouse surveillance cameras inoperable the

day of my arrest had visited Mackenzie also.

I am confused regarding your statement in your letter in which you ask me to "Please note that Corey Pride requested that Deputy McKenzie email this information to Kim Yancey."

The email exchange produced indicates that Yancey initiated a request for information about my arrest and that Mackenzie replied with the information. There is no evidence of an email to Pride, or anything in the content of the email exchange that indicates Yancey told Mackenzie to send the email to Pride.

What evidence are you basing your assertion that the email was asked to be sent to Pride?

In other words, please show me where to take note where it was said, written, told, or sent.

I also am stating for the record that there is more than an abundance of obvious conflicts of interest which prohibit your offices from being involved in any matters relating to myself and the District Attorney's office. Potentially, and/or ultimately, your offices will be defending the officers for any charges I may bring.



Additionally, you also know that you are a defendant in the cross-complaint of *Forte v. Tetra Tech, et al.*. Remember, you asked us to go through the extra work of finding the statute that says you need to accept papers for lawsuits against the county.

FYI, I didn't do it. We did not say you needed to accept papers for the county defendants, we sent you the papers with a Notice of Acknowledgement of Receipt

asking you to accept the papers. You refused and are just jacking me around.

With that said, I request that you notify the Office of the Attorney General immediately to begin dialogue as to how the appearance of fairness for me can be fulfilled by method of an independent counsel, or something of that nature.



Thank you.

Sincerely,

Gene Forte

Cc: DA Larry Morse



There has been no response.



The Forte family— Gene, Eileen, Jordan, Noel, Juston, and Gabrielle

BADGER FLATS GAZETTE

Deputy Tom Mackenzie
 Merced County Sheriff Department
 2222 M Street
 Merced, CA 95340

Friday, March 27, 2009

BY EMAIL

Re: Your Public Information Release to Mr. Kim Yancey/Los Banos Enterprise Dated February 25th, 2009

Dear Deputy Mackenzie:

I write this letter requesting more information about the statements contained in the resurrected email that I just received a copy of that you said you had deleted from your system. It appears that it was sent over to you by Mr. Kim Yancey of The Los Banos Enterprise on March 24th, 2009.

Am I to understand that this is in fact the actual email exchange that you said you had deleted and there is nothing between you and Mr. Corey Pride? You asked Yancey in the email if he needed anything else. Did he? Did Yancey or Pride request any additional information about what you told them in the email by email or phone, etc.?

I do have some additional questions about your report of the arrest incident.

1. Were you a witness to the events in your email?
2. Where did you get this information?
3. What was the argument about?
4. What is the name of the pro tem judge?
5. What was the name and case number of the civil case?
6. What time was the hearing?
7. How late was Forte to the hearing?
8. What was the hearing about?
9. Who is "they" that continued it?
10. When was it continued to?
11. What are you talking about when you say, "Kept yelling at the pro tem wanting him arrested for "obstruction of justice" even though Forte had already challenged it in Los Banos and it couldn't be heard in Merced anyway?"
12. Are you saying that since there could be no court hearings in Merced, there could be no reason for Forte wanting the pro tem put under citizen's arrest? Are you a lawyer?
13. What did the deputies do to try and calm Forte down? Did they give him a sedative, sing to him, buy him coffee? Did they call a doctor?
14. How many deputies were present at the time of arrest?
15. How many deputies tried to calm him down and what were their names?
16. How far did Forte lunge? Did Forte get his hands on the pro tem judge?
17. How many deputies did it take to subdue Forte? Was it a violent fight?
18. What courtroom was Forte blocking the doorway of?
19. How many people did Forte stop from leaving the courtroom? What were their names?
20. Did any of them file complaints against Forte for holding them in the courtroom against their will?
21. Forte says that when he was first booked, the charges were all misdemeanors and he was going to be released on his own recognizance with no bail being paid. Then several hours later, he was asked from his cell back to the jailer's window and told the charges had be changed to felonies and the bail was now \$117,000.00. Who changed the charges to felonies? The DA's Office, the Sheriff Department, the pro tem judge, or someone else?

I would hope that you can respond as quickly to me as you did Yancey of the LBE. You took only about 45 minutes for him. Thanks!

Sincerely,


 Gene Forte
 Investigative Reporter

THE ZEN OF BUILDING A BADGER CPO TRAP

(a tongue-in cheek tutorial by Gene Forte)



Digging For The Truth

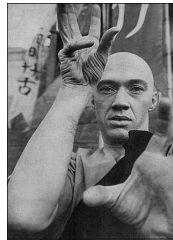
It's time to learn how to build a formidable Badger Certified CPO Trap to defend your property, possessions, and loved ones against pesky marauding CPO's (corrupt public officials).

The CPO's nature not to hold each other accountable has created a virtual CPO population explosion now leading to a marauding frenzy.

Notwithstanding the CPO's best efforts to cover their looting and pillaging of citizens, 8 out of 10 Americans do not trust the government any farther than they could toss the Washington Monument.

This is why you should pay close attention to the fine art of building a Badger Certified CPO Trap. The old motto "an ounce of prevention is worth a pound of cure" should be heeded.

Remember, patience is a virtue and practice makes perfect (and don't give a dirty-rotten-CPO a second chance). Feel at peace and as confident as a young Kwai Chang Caine (the kick-butt Kung Fu-ing grasshopper). Be the trap because no matter what you do to avoid it, you will always be the prey for the CPO.



Realize that while you can practice "peace, love, dove" like a Flower Power child from Haight Ashbury, you have another life force within you. You will possess the Ch'i to metaphorically destroy several eternal organs of the scavenging CPO without getting blood on your flowers. Everything you need to know is already inside of you.

BEWARE TO WATCH YOUR BACK!
Your Badger Certified CPO Trap is



defending you against a dark force that will show you no mercy during its attack, or in its escape from the trap.

Remember, just because you're paranoid, it doesn't mean there isn't somebody out there trying to get you.

Now, let's get started by first getting your mind set with the proper attitude.

ZEN Rules to Follow for a Successful CPO Trapping Experience

Rule 1: Don't go out looking for trouble or become over anxious about trapping a CPO. Just like a Boy Scout, be prepared. Focus upon living a good life and attempt to reap the benefits of your hard work. The more successful you are, the more enticing you become to the parasitical CPO. The CPO will find you.

Just Obey The Law

Rule 2: Do not break or stretch any laws. The CPO has the ability when trapped by you during their attack to make it appear that you are breaking the law, not them. Do not give them any ammunition. Learn to weather their low punches, personal attacks, and not playing by the laws which you, on the other hand, must strictly follow. It may sound corny, but the truth ultimately does come out, even though it may be only after your death.

Rule 3: Don't become discouraged. When friends, relatives, and the general public tell you that you are waging a losing battle, life is short, you can't fight city hall, etc., go out and get a copy of the "Impossible Dream." Think about every movie you have seen, or book you have read where the good guy runs from the bad guys. You will find it a very, very short list.



Remind nay-sayers that "A coward dies a thousand deaths, a hero just once." Consider getting some new friends. Try to get rid of your relatives by singing the Impossible Dream off tune to them every time they come around while glaring at them maniacally with a kitchen pot on your head.

Rule 4: Be compassionate, but not a sap. Accept that the CPO's are nasty little creatures that can't help themselves. Simultaneously, accept that if you allow them to get away with harming you, they will wander down the road to hurt the next person. If you don't do




something to try to correct the error of their ways, then you are enabling them.

Rule 5: Don't feel guilty about crushing them. Remember not to seek vengeance or retribution. Always try to wipe the smile off your face if you fantasize about them being tarred and feathered or beheaded in your dreams. Rest assured, it will never happen in real life no matter how many times you pray for it, or how many curses you cast upon them. (If you do know any good curses that have been found useful, The Badger would be interested in hearing about them).

Rule 6: If Rules 1-5 don't blow your hair back, or are not your cup of tea, when you go to sleep at night, consider yourself a gladiator fighting for your life. Make those CPO's that tried to steal from you rue the day they were ever born.

BARE ESSENTIALS FOR CPO TRAPPING



- 1. BAIT:** CPO's are not finicky stealers. They are attracted to anything you have of value, *or the prospect of having*, that is not theirs, i.e., money, property, or your access to it via relatives, family, friends or associates. Remember they will find you.
- 2. EQUIPMENT:** Typewriter, computer, or other word processing device that will allow you to type letters to build what is called a "paper trail."
- 3. PROTECTIVE EQUIPMENT:** Hand held recording device to turn on anytime you meet with a CPO with other CPO's that say they want to help you with your problem. 
- 4. EMERGENCY FIRST AID KIT:** A rubber mallet, tiny pin, or low voltage cattle prod, to either hit, prick or shock yourself anytime you start thinking that another CPO is going to go against another CPO you trapped stealing from you. 
- 5. BACK-UP MEDICAL SUPPLIES:** A large sledge hammer, ice pick, or high voltage cattle prod that could barbecue one of Tommy Lewis' herd instantly. Use it on yourself if you start checking McClatchy Newspapers' The Los Banos Enterprise to see if they have reported upon the information you gave them about the CPO you trapped. 

REMEMBER: PRACTICE MAKES PERFECT

The art of trapping corrupt public officials is all in the power of the pen and the heart. THE END

ME & CONNIE MCGHEE

by Gene Forte



You know, Freedom's just another word for nothing left to lose and since tyrannical government scallywags

are trying to put a brand of SL (Seditious Libeler) on my forehead like in the early days of our nation, I figure I might as well square off against the Catholic Diocese and the Pope if necessary, and it was necessary.

I take nothing personally from what may have been an over zealous interpretation of Diocese Policy by McGhee. Quite honestly, I

like her. I can't thank her and Mrs. Kathy Nerell enough for the support they gave my oldest son Jordan in obtaining his scholarships from Central Catholic High School.



But, I am watchful and highly sensitive to issues concerning my Freedom of Speech and Freedom of the Press during what I consider one of the final conflicts between myself and some old and powerful adversaries.

It is important that no one or thing jeopardizes my using the only weapon I have to protect myself, family and good name, which is the power of the written word.

Ms. McGhee continues to have my support as an OLF Parent. I can only hope she can understand the position I have taken.



Our Lady of Fatima Parents' Club presents its 29th Annual Spring Gala & Auction



Island Safari

March 28, 2009

Levels of Sponsorship

____ \$5000+

Lions in the Orchids
Platinum Event Sponsor



Includes a VIP reserved table for 10 with complimentary premium wine, a VIP server, premiere table centerpiece to take home, a full page ad in the event program, recognition in event press releases, school newsletters, church bulletins and from the stage, opportunity to exclusively sponsor and brand bid paddle and opportunity to provide marketing collateral to be provided at check-out.

____ \$2000

Giraffes on the Beach
Gold Table Sponsor



Includes a VIP reserved table for 10 with complimentary premium wine, a VIP server, a full page ad in the event program, recognition in event press releases, school newsletters, church bulletins and from the stage.

____ \$1500

Zebra in the Palms
Silver Table Sponsor



Includes a VIP reserved table for 10 and recognition in event program, press releases, school newsletters, church bulletins and from the stage.

____ \$1000

Monkeys in the Grass
Bronze Table Sponsor



Includes 6 complimentary tickets and recognition in event program, press releases, school newsletters, church bulletins and from the stage.



24 March 2009

Our Lady of Fatima School
1625 Center Avenue
Los Banos, California 93635
(209) 826-2709 Fax (209) 826-7320

Gene Forte
688 Birch Court
Los Banos, CA 93635

Dear Mr. Forte:

I am sorry that we were unable to meet today. When Heidi Michael informed me of your concerns, I sought advice from Richard E. Sexton, Superintendent of Catholic Schools for the Diocese of Fresno. Please read his letter to me (enclosed).

Material Collateral: I do remember Mr. Sexton discussing at one of our principals meetings the prohibition on distributing certain political literature. His letter reminded me of this instruction to principals to avoid the distribution of certain political materials which could affect our tax exempt status. Based on his guidance, I ask you to withdraw the distribution of your Gazette from the auction. Please let me know if you will do so. If you choose not to do so, please mark each copy with the statement Mr. Sexton has provided.

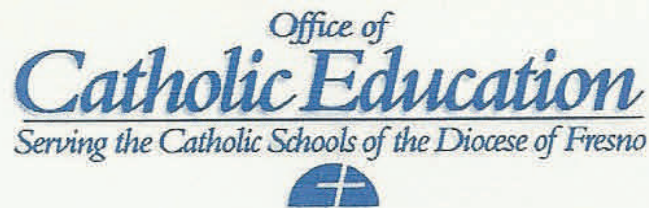
Deadline for Program Approval: I have set the deadline to review the contents of the auction booklet. The entire booklet must be submitted to me by this Wednesday noon, 25 March. Please submit the copy of your interior sponsor page to Mrs. Michael before this deadline. After I have reviewed and approved the contents of the entire book, I will notify Mrs. Michael to contact you so that the printing can be completed. Thank you for your generosity to your school. If you do not wish to print the book, please notify Heidi Michael by noon on Wednesday, 25 March in order for her to make other arrangements.

Dispute Resolution: I am sorry if my actions to protect the school have caused you any concern. My goal has always been to protect the school and members of the school's faith community from any actions that might jeopardize our mission. If you would like to seek a different resolution to any of my decisions, you have the right to dispute school decisions according to the terms and conditions of diocesan policy 2400. This policy is contained in the Parent/Student Handbook.

May our work on the auction bring success to our school.

Sincerely,
Miss McGhee
Miss McGhee

Cc: Richard Sexton



March 23, 2009

Ms. Connie McGhee
 Our Lady of Fatima School
 1625 Center Street
 Los Banos, CA 93635

Dear Ms. McGhee:

Thank you for meeting with me to discuss a number of items regarding your upcoming school auction. Here is my guidance on these issues:

Question One:

At your school event may a table sponsor distribute materials of a political nature?

Answer One: My answer is a little complex. All the schools of the Diocese of Fresno are members of the "Diocese of Fresno Education Corporation," a 501(c)(3) organization under the Internal Revenue Code (IRC). The Office of the General Counsel of the United States Conference of Catholic Bishops on its website explains that section 503(c)(3) contains a "prohibition, which has been interpreted as absolute, against participating or intervention in a political campaign on behalf of or in opposition to any candidate, as a condition of maintaining federal income tax exemption."

Therefore, no Catholic school in the Diocese may distribute at any school-sponsored function any materials that may be interpreted to support or oppose any particular political candidate or office holder, political party, or PAC. To avoid any confusion and to prevent any loss of our current tax status, I recommend that your school not distribute any materials to people attending your auction since someone may interpret this distribution of materials as a violation of IRC Section 501(c)(3).

I believe there are two possible solutions to this issue:

1. Ask the table sponsor who desires to distribute any such political materials to voluntarily not do so. The sponsor should be encouraged to substitute the political literature with some other handout of a non-political nature.
2. If the table sponsor will not do so voluntarily, inform the sponsor that these political "marketing collateral" may only "be provided at sign-out" if each copy is clearly marked with the statement, "This material is distributed against the advice of Our Lady of Fatima School and does not reflect in any way the school's approval of its content."

In the future, please include in your sponsor literature that all "marketing collateral" must be approved by the principal before it may be distributed.

Question Two:

Must all materials submitted to be included in the school's auction booklet be pre-approved by the school principal?

Answer Two: Yes. Diocesan educational policy 8110, entitled "School Sponsored Media," states that all school sponsored media "must be cleared by the principal or designated official." In this situation, all statements or advertising included in your school auction booklet or program must be pre-approved by you. No prohibited political materials may be approved since this program is clearly published by the school.

I strongly recommend that you set a deadline for submission of the entire contents of the auction booklet to you by the auction chairperson. You must carefully review each submission to ensure that it supports the Christian mission of your school and not jeopardize the school, the parish, members of the school or parish community, or its students. If the person who has volunteered to print your program submits his or her submission for inclusion in your booklet and, if you approve this submission, there is no problem. If, on the other hand, you are not presented the contents of the entire booklet by the deadline you set, or if any submitted section is not approved, I recommend that you remove the unacceptable contents and/or print the booklet independently.

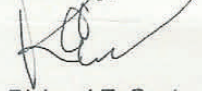
Question Three:

If a sponsor disputes a school decision, how can this dispute be addressed and hopefully resolved?

Answer Three: All participants in the school community must follow diocesan policy 2400, entitled "Dispute Resolution," to address and, hopefully, resolve school-related disputes. This is the common due process procedure that is used by all schools in the Diocese. This policy is contained on pages 7-8 of your current "Parent/Student Handbook".

I hope my responses are helpful as you prepare for your school auction. My prayer is that you have a successful auction.

Sincerely,



Richard E. Sexton
Superintendent of Catholic Schools
Diocese of Fresno

RES:ls

debate in **NEW YORK TIMES CO. V. SULLIVAN**, 376 U.S. 254, 84 S.Ct. 710, 11 L.Ed.2d 686 (U.S. 1964), holding that the **FIRST AMENDMENT**



forbids public officials from recovering money damages for libel in civil court, unless they can prove that the allegedly injurious speech was defamatory, false, and made with "actual malice," or in reckless disregard of the truth.

Reverend Harry Crosswell

Croswell case, U.S. court case involving freedom of the press. In 1803, Harry Crosswell, the editor of the *Wasp* of Hudson, N.Y., was convicted of libeling President Thomas



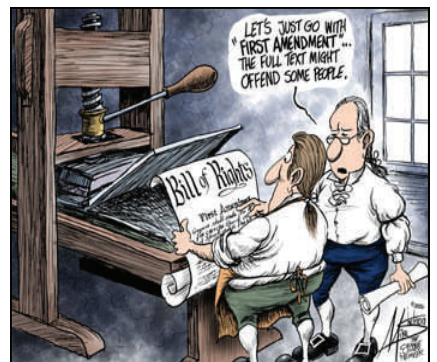
CROSWELL, Rev. Harry

Jefferson in his newspaper. In his appeal of the conviction to the New York supreme court, Crosswell was defended by Alexander Hamilton. In a famous brief, Hamilton argued

that freedom of the press consisted in the right to print the truth, if with good motives and for justifiable ends, even if this truth reflected on "the government, magistracy or individuals."

Although the court sustained the conviction, the legislature of New York incorporated Hamilton's position into law in 1805. It was the law of libel until 1964, when *New York Times Company v. Sullivan* expanded the protection of the press.

(CREDIT: Answers.com)



WHAT'S SEDITIOUS LIBEL?



Written or spoken words, pictures, signs, or other forms of communication that tend to defame, discredit, criticize, impugn, embarrass, challenge, or question the government, its policies, or its officials; speech that advocates the overthrow of the government by force or violence or that incites

people to change the government by unlawful means.

The crime of seditious libel was used by the British Crown to stifle political opponents and consolidate power in the seventeenth and eighteenth centuries.

English juries were permitted only to decide the factual issue of whether or not the defendant had communicated the speech in public; judges decided the legal issue of whether the communication

constituted seditious **LIBEL**.

Truth was not a defense, and malicious intent to cause **SEDITION** was not an element of the crime.

In the United States, legal experts disputed whether the English **COMMON LAW** of seditious libel remained intact after the American Revolution.



FEDERALIST PARTY members in Congress concluded that it did, enacting the Sedition Act of 1798, which made it a crime to "write, print, utter or publish ... any false, scandalous and malicious" words against the government, the president, or Congress.

The U.S. Supreme Court narrowed the

Tuesday, March 24, 2009

Ms. Connie McGhee
Our Lady of Fatima
1625 Center Avenue
Los Banos, CA 93635

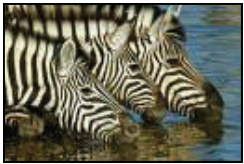
Re: Your Letter/Good for Goose, Good for Gander/Harper Valley PTA

Dear Ms. McGhee:

I write this letter in response to your letter supposedly concocted after a fortuitous and gratuitous meeting between you and Mr. Richard Sexton which took place on March 23rd, 2009.



Prior to your meeting, I had been contacted by Ms. Heidi Michael and informed that you said that you would not permit the Badger Flats Gazette to be distributed at the Island Safari because "the paper may offend members of the Los Banos Community."



You and the Pope are not my censors and the OLF Parent's Club is not the Harper Valley PTA.

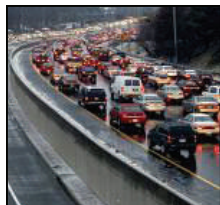
Quite frankly, an organization such as the Catholic Church/OLF School that has:

1. A well documented history of raping, pillaging and murdering people in the name of the Lord,



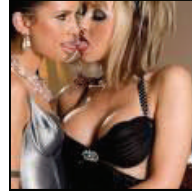
2. The largest assembly of depraved pedophiles in priests' robes in the world,

3. OLF school children darting out from dangerous street corners in traffic to hand a copy of McClatchy Newspapers out on "Kid's Day",



4. The audacity to pressure OLF Parents to leave

OLF because they were demanding an investigation as to why there was a lesbian pornographic website marked as a favorite on a computer donated by a faculty member to OLF,



5. Politician, Merced County Supervisor Jerry O'Banion, year after year as one of the auctioneers for practically every OLF event,

...shouldn't be concerned that the distribution of the Badger Flats Gazette is going to cause the school to lose its tax exempt status.



You and Mr. Sexton must think I'm an idiot.

I won't even dignify Mr. Sexton's ludicrous ramblings with a response.

I will only add in Mr. Sexton's potential defense of himself is that Mr. Sexton can only hypothecate upon what you told him.

It is the old "garbage in, garbage out" conundrum.



Ms. McGhee, with tongue in cheek, I suggest you keep your rosary and penance book handy when you provide Mr. Sexton with additional information so that he does not continue to render opinions based upon contrived half-baked hypothetical nonsense from you void of material facts.

You should have heeded the adage of getting more bees with honey than with smoke when it came to trying to wiggle out of allowing me to do what I at all times was told I could do from months ago as a sponsor.



But, let's start with the offering program for sponsors that was approved by you and circulated wherein it states that material of the sponsor may be distributed upon check out. It is very simple.

The school offered a contract whereby The Badger Flats Gazette paid \$5,000.00 to be a *Lion in the Orchids* sponsor which permitted distribution of sponsored based materials at checkout.



When I spoke to Ms. Michael months before my felony arrest for "lunging at a judge," as reported by McClatchy Newspapers' Merced Sun-Star/The Los Banos Enterprise, about sponsoring a table, it was quite clear that I would of course distribute The Badger Flats Gazette at check-out as proscribed in the circular.

Ms. Michaels was also kind enough to tell me how much she enjoys reading The Badger along with many other OLF Parents.

What you don't say and what you don't reveal that you must be aware of is why I have some issues with you at this time Ms. McGhee.



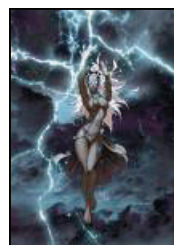
I have every reason to believe and prudence dictates that I take into consideration that you certainly either have read the articles about my arrest or know of them.

Therefore, I must reasonably anticipate that you have probably heard from citizens who know that I would never "lunge" at a judge.



If you think I would, then I would say that you are a very poor judge of character and should not be principal of OLF.

Given my reputation for speaking forthrightly and standing up for citizens' rights, my family and my good name, it is a given there is one hell of a final storm brewing between myself,



(MCGHEE, see page 25)

(MCGHEE, from page 24)

some corrupt public officials (both Democrat and Republican), and the news media that is in bed with the honest services fraud (technical name for government corruption) keeping it from citizens.



Regrettably, it is you, Ms. McGhee that is coyly trying to play politics by keeping OLF's nose close up to the powers that be, i.e., Mayor Tommy Jonesites such as

Councilman Mr. Joe Sousa with rosary in hand.

Not to go off, but it should be noted that Sousa accompanied Jones to visit a number of church congregations to gain votes.

My battle is between myself and all government corruption.

I suggest you not take sides by trying to force my weapon of choice from my hand which is Freedom of Speech and Freedom of The Press.



The Badger Flats Gazette in of itself is a free non-political/non-partisan First Amendment protected product of Badger Flats, LLC.

The Badger Flats Gazette is not a political handbook, carries no advertising, accepts no political advertising, and certainly does not endorse any political candidate in any type of political campaign.

It is a newspaper with opinions protected under what is called Freedom of Speech and Freedom of the Press.



I see no reason to withdraw the distribution of The Badger Flats Gazette from the auction because it is not the type of material that you or Mr. Sexton have identified as being prohibited.



But, I will under protest put the

disclaimer statement requested by your Mr. Sexton on my material with a caveat.

I expect for you to provide a political disclaimer in the auction book concerning Merced County Supervisor Jerry O'Banion of the exact same nature.



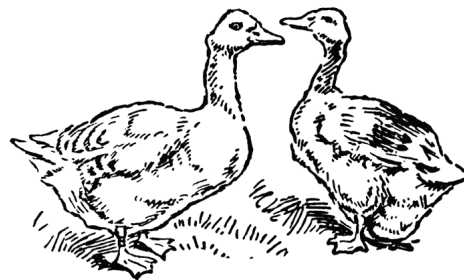
Personally, I like Supervisor O'Banion, and see no need for it, but he should be held to the same rules as I, even though I think your rules are nonsensical and non-applicable in the case of the non-political Badger.

Based upon what you are requiring for the Badger to state, Supervisor O'Banion's disclaimer should read something like, "The statements made by Supervisor O'Banion are made against the advice of Our Lady of Fatima School and does not reflect in any way the school's approval of his positions or statements."

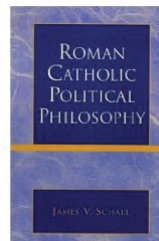


The disclaimer statement printed in the auction material should use the same words informing the public that OLF and the Diocese does not support Merced County Jerry O'Banion's political party, or his political views.

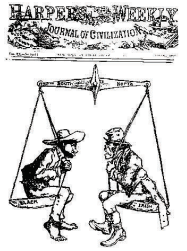
It is the goose and gander thingy!



Before you take further steps to get yourself and the school in trouble, I ask that you inquire as to what political message is being sent out by Merced County Supervisor Jerry O'Banion when he acts as one of the auctioneers at the event.



Please confirm to me that Supervisor O'Banion is being held to the same disclosure standards as The Badger Flats Gazette by the Catholic Diocese.



If you choose not to put the disclaimer in your auction book then I ask that Supervisor O'Banion be required at least once every 30 minutes to announce that he is not supporting any political party, or candidate by his appearing at the event as an auctioneer and that OLF advised him not to say anything.



Now, there's a neat trick for you. It would be a certified miracle, the hybrid of a politician and an auctioneer not saying anything. Get it?



Your letter to me, mine to you will be included in The Badger Flats Gazette available upon checkout per the terms of our agreement.

If you have any questions, please feel free to pipe on up. Also, I have no problem in printing the program as I agreed to.

You should do the same and do what you agreed to.

Praise the Lord and Pass the Ammunition!



Sincerely,

Gene Forte

PS: I think it would have been better if you had thanked us for our generous donation at the start of your letter not the end.

CC:Mr. Sexton, Heidi Michael, OLF Parents Club, Los Banos Enterprise, DPS Agents Millspaugh/Maniord, Supervisor O'Banion, DA Larry Morse
THE END



Our Lady of Fatima School
1625 Center Avenue
Los Banos, California 93635
(209) 826-2709 Fax (209) 826-7320

25 March 2009

Gene Forte
688 Birch Court
Los Banos, CA 93635

Dear Mr. Forte:

We are in receipt of your sponsor page for the Auction book. It will be included in the book as received.

The school has decided to use another printer. Once again, thank you for your offer to print the book.

Sincerely,

Connie McGhee
Principal

Response Letter to Miss McGhee

Wednesday, March 25th, 2009

Ms. Connie McGhee
Our Lady of Fatima
1625 Center Avenue
Los Banos, CA 93635

Re: Not So Fast...The can of worms you opened is still open!



Dear Ms. McGhee:

I write this letter in response to your cryptic letter of March 25th, 2009 wherein you tell me that the school has decided to use another printer to print the auction book.

Are you throwing my contribution in my face or inferring that I will somehow change the content of the auction book/ my ad when I print it?

Be that as it may, or may not be, you did not answer my questions as to if OLF and the Catholic Diocese of Fresno is going to hold Merced County Supervisor Jerry O'Banion to the same standard as The Badger Flats Gazette?

I do insist on an answer and I will be looking for the O'Banion disclaimer in the auction book.

Further, I made a good will gesture by agreeing to donate the printing of the auction book when I was asked to do so by Ms. Heidi Michael. I incurred the costs of having extra color toner packs on hand.

Therefore, I insist that I be permitted to print the booklets as agreed with credit going to The Badger Flats Gazette for doing so, anything short of your standing by the agreements reached would be a slap in my face by you.



Thank you for your prompt response confirming that we will do the printing as agreed.

Sincerely,

Gene Forte

There was no response. The Badger Flats Gazette did not print the auction books.

The Wilson Dynasty

by Gene Forte

Before Coach Mike Wilson, there came Coach Greg Wilson, his Dad.

Five will get you ten, sports fans, one day there will be a Coach Tyler Wilson taking his son by the hand like his Dad Coach Mike has done for him.

I think future history will show that the Wilson/Father/Son Coaching Legacy will live on for quite some time. Mike went on to be an outstanding player on the team at Merced College, gaining experience which certainly adds to his coaching skills.

Their legacy should serve to remind all Dads and Moms out there to leave a baseball mitt and glove in easy reach to toss the ball around with our kids. It has me.

Thanks Coach Greg for raising such a fine young man as Coach Mike...and thanks Coach Mike for being a special part of my son Juston's childhood memories.

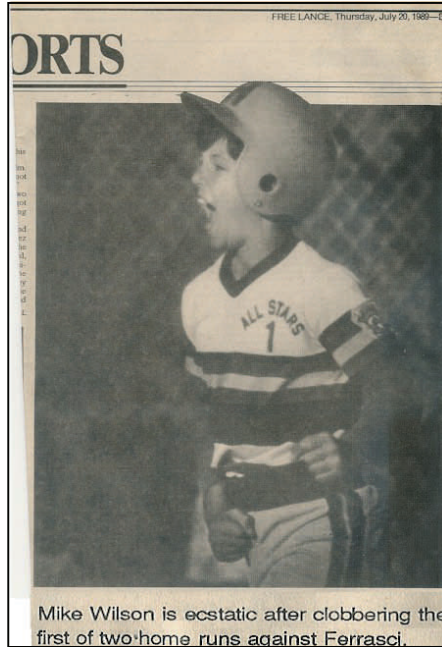
THE END



Coach Greg Wilson with son, Mike Wilson, circa 1989.



Catcher Mike Wilson (center) gives high five to Coach dad (Greg Wilson, coach on right)



Mike Wilson's son, Tyler, pitches (above) and also catches for the Giants.

The Giants



*A Los Banos Little League Majors Team
Sponsored by the Badger Flats Gazette*

Thank You, Coach Mike

We've watched the practices, and you work the team hard. They run, they catch, they hit, and they love it. You command their respect. It's obvious. They listen to you attentively and with a good attitude. You promote discipline.

You teach them to be good sportsmen, and you teach them not to cry over losses, but to always try harder. And, you never yell at them or get angry at them when they make mistakes.

Our son, Juston, loves baseball, and he loves being on your team. We are glad to be able to sponsor the Giants. Thank you, Coach Mike and wife, Lisa, who's always there to make the phone calls, cheer for the boys, and keep score every game. Thank you also Coach Gomes who was kind enough to console an opposing team's player, and Coach Felix, who is a passionate yet understanding coach.

The Badger Flats Gazette
Gene and Eileen Forte



Front Center: KEVIN SPENCER Bottom Row Left to Right: ALEX JAIME, TYLER FELIX, ISAAC RUIZ, JOSHUA GOMES, DAVID FELIX, JUSTON FORTE Top Row Left to Right: ANDREW MOORE, CADE LEWIS, DEVIN BERNAL, TIMOTHY STORLIE, TYLER WILSON Coaches: JOSH GOMES (on left), JIMMY FELIX (not pictured) Manager: MIKE WILSON (on right) (Photo Courtesy of Capital City Youth Sports Photography, Sacramento, CA.)

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