

# Ridley-Thomas convicted on 7 counts in corruption case

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APR 21 2023

In stunning downfall, the veteran L.A. politician is found guilty of conspiracy, bribery and fraud, and could face years in prison

BY: CR

4/21/23  
FRIDAY  
|  
ASSAULT  
ON  
SIGN

— Brandenburg v. Ohio :: 395 U.S. 444 (1969) :: Justia US Supreme Court  
By .

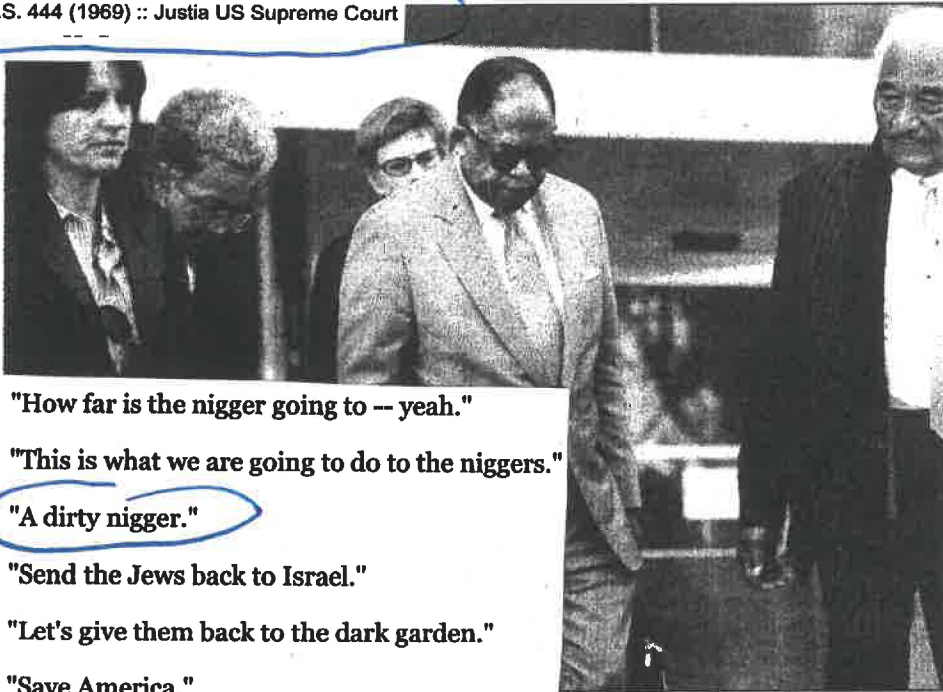
Mark Ridley-Thomas, one of Los Angeles County's most prominent politicians, was found guilty Thursday of federal corruption charges for extracting special benefits for his son from USC while voting in support of motions and a contract sought by the university.

The verdict, which jurors reached in their fifth day of deliberations, marks a devastating fall for a man who for more than 30 years was a power broker in L.A. politics and a staunch advocate for civil rights and racial justice.

Ridley-Thomas, 68, now faces the possibility of years in federal prison and the permanent loss of his seat on the L.A. City Council, from which he has been suspended for the last 17 months.

Of the 19 counts against Ridley-Thomas, jurors found him guilty of seven: conspiracy, bribery, honest services mail fraud and four counts of honest services wire fraud.

As U.S. District Judge [See Verdict, A12]



DANIA MAXWELL Los Angeles Times

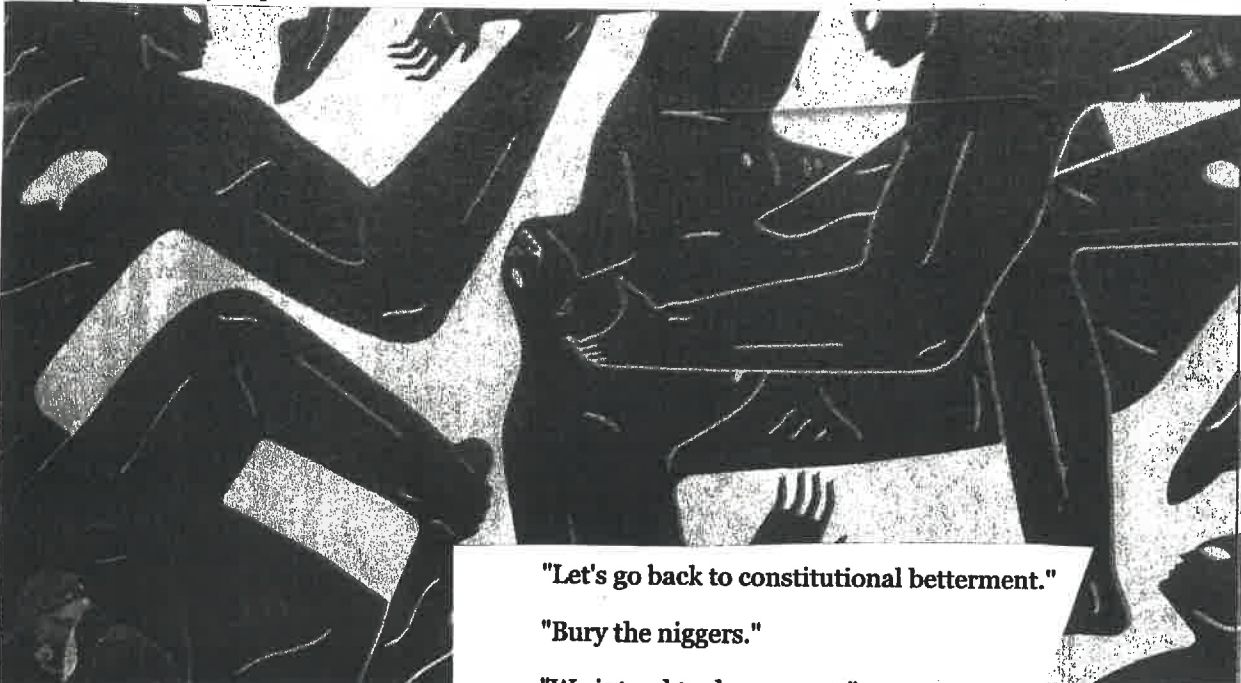
**THE CONVICTION** of Mark Ridley-Thomas, shown leaving court Monday, is the most high-profile in a string of victories for federal prosecutors in L.A.

## Was justice served?

Outcome of the trial doesn't feel that way to Black Angelenos, columnist Erika D. Smith writes. CALIFORNIA, B1

## City Council seat opens

Fill-in Hutt could be reappointed; a special election is also possible to fill Ridley-Thomas' seat. CALIFORNIA, B1



"Let's go back to constitutional betterment."

"Bury the niggers."

"We intend to do our part."

is immunized from governmental control. Cf. *Yates v. United States*, 354 U. S. 298 (1957); *De Jonge v. Oregon*, 299 U. S. 353 (1937); *Stromberg v. California*, 283 U. S. 359 (1931). See also *United States v. Robel*, 389 U. S. 258 (1967); *Keyishian v. Board of Regents*, 385 U. S. 589 (1967); *Elfbrandt v. Russell*, 384 U. S. 11 (1966); *Aptheker v. Secretary of State*, 378 U. S. 500 (1964); *Baggett v. Bullitt*, 377 U. S. 360 (1964).

Measured by this test, Ohio's Criminal Syndicalism Act cannot be sustained. The Act punishes persons who "advocate or teach the duty, necessity, or propriety" of violence "as a means of accomplishing industrial or political reform"; or who publish or circulate or display any book or paper containing such advocacy; or who "justify" the commission of violent acts "with intent to exemplify, spread or advocate the propriety of the doctrines of criminal syndicalism"; or who "voluntarily assemble" with a group formed "to teach or advocate the doctrines of criminal syndicalism." Neither the indictment nor the trial judge's instructions to the jury in any way refined the statute's bald definition of the crime

Page 395 U. S. 449

in terms of mere advocacy not distinguished from incitement to imminent lawless action. [Footnote 3]

Accordingly, we are here confronted with a statute which, by its own words and as applied, purports to punish mere advocacy and to forbid, on pain of criminal punishment, assembly with others merely to advocate the described type of action. [Footnote 4] Such a statute falls within the condemnation of the First and Fourteenth Amendments. The contrary teaching of *Whitney v. California*, *supra*, cannot be supported, and that decision is therefore overruled.

*Reversed.*

[Footnote 1]

The significant portions that could be understood were:

"How far is the nigger going to -- yeah."

"This is what we are going to do to the niggers."

"A dirty nigger."

"Send the Jews back to Israel."

"Let's give them back to the dark garden."

"Save America."

"Let's go back to constitutional betterment."

"Bury the niggers."

"We intend to do our part."

"Give us our state rights."

"Freedom for the whites."

"Nigger will have to fight for every inch he gets from now on."

[Footnote 2]

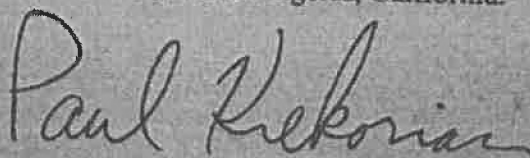
1 8. For many years, Mr. Herman has been coming to Council and Committee meetings and referring  
2 to me as "that fucking Armenian" and variations thereof, and he has frequently made references  
3 to my wife by name, often using vulgar terms identical to those he used on September 23;

4 9. That Sergeant of Arms Duarte was providing security for the committee meeting. Sergeant Duarte  
5 told me that while Mr. Herman was uttering the threatening language in Para. 5 above, Mr.  
6 Herman was staring directly at me from a distance of approximately twelve feet;

7 10. That the threats uttered by Mr. Herman cause me to be afraid for the safety of myself, my wife,  
8 my children, and my staff when Armando Herman is near;

9 I declare that the foregoing statements are based upon my personal knowledge and that the  
10 foregoing is true and correct under penalty of perjury under the laws of the State of California and  
11 I could and would so testify if required to do so.

12 Executed this 27<sup>th</sup> day of September, 2019, at Los Angeles, California.

13  
14  
15  


ment Image

DECLARATION OF HUGO S. ROSSIITER

I, HUGO S. ROSSIITER, state and declare as follows:

1. That I am an attorney duly licensed to practice in the State of California;
2. That I am a Deputy City Attorney for the City of Los Angeles assigned to the Labor Relations Division of the Los Angeles City Attorney's Office. In my current position I am responsible for receiving and analyzing workplace violence complaints within the City of Los Angeles to determine whether or not a corporate restraining order should be sought;
3. That I am filing a Petition of Employer for Injunction Prohibiting Violence or Threats of Violence Against Employees in the matter of City of Los Angeles v Armando Herman;
4. That I am seeking this Restraining Order on behalf of Richard Tefank, the victim herein, who has reported threats which put the victim in fear of his safety;
5. That Respondent is currently the subject of a Workplace Violence Restraining Order protecting Deputy City Attorney Strefan Fauble issued on May 31, 2019, Case No. 19STR03037;



ment image

- 19 4. That I am seeking this Restraining Order on behalf of City Council Member Paul  
20 Krekorian, the victim herein, who has reported threats which put the victim in fear of both  
21 his safety and that of his spouse;
- 22 5. That Respondent is currently the subject of a Workplace Violence Restraining Order  
23 protecting Deputy City Attorney Strefan Fauble issued on May 31, 2019, Case No.  
24 19STR03037, and also the subject of 5 year Workplace Violence Restraining Order  
25 protecting Police Commission Executive Director Richard Tefank, issued on September 13,  
26 2019, Case No. 19STR005839;
- 27 6. Respondent was not served with the Application because (1) Respondent has made threats  
28 of violence by firearm, (2) Respondent has threatened the victim at a public meeting  
29 saying that "if he had a rifle he would shoot" the victim, (3) Respondent is currently the  
30 subject of two workplace violence protecting City officials, and (4) I am reluctant to send  
31 our City Attorney Document Services staff out to serve Defendant under these  
32 circumstances, whereas a Temporary Order and Notice of Hearing, if granted, will be  
33 served by police officers in the Threat Management Unit of the Los Angeles Police  
34 Department.  
35

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CALIFORNIA

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STEPHEN DAVID SIMON  
EXECUTIVE DIRECTOR

Carrot  
Ass!  
HHH

ADA  
|  
4/27/23

RE: Sidewalk Access Requests

Dear Mr. Herman:

At your request, I submitted a number of Sidewalk Access Requests on your behalf on November 29<sup>th</sup>. Here is a list of the addresses/locations, along with the Service Request numbers, for your records:

2400 Morengo Street near Britannia Street; 1-2975798911

1300 N. Soto Street; 1-2975832951

Norfolk Street and Soto Street; 1-2975892321

1366 Soto Street; 1-2975951961

1354 Norfolk Street; 1-2976031191

Additionally, I wanted to let you know that a request for sidewalk repair at 313 North Figueroa Street was placed March 23, 2020.

Sincerely,

Carey Stone  
ADA Coordinator

POLITICAL ARENA is often Abusive!

4/27/23

Accordingly, we are here confronted with a statute which, by its own words and as applied, purports to punish mere advocacy and to forbid, on pain of criminal punishment, assembly with others merely to advocate the described type of action. [n4] Such a statute falls within the condemnation of the First and Fourteenth Amendments. The contrary teaching of *Whitney v. California, supra*, cannot be supported, and that decision is therefore overruled.

Reversed.

HEV MAN

1. The significant portions that could be understood were:

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This is what we are going to do to the niggers.

A dirty nigger.

Send the Jews back to Israel.

Let's give them back to the dark garden.

Save America.

Let's go back to constitutional betterment.

Bury the niggers.

We intend to do our part.

Give us our state rights.

Freedom for the whites.

Nigger will have to fight for every inch he gets from now on.

PUBLIC ISSUES should be UNINHIBITED, Robust, & wide open & include vehement, caustic & sometimes VERY UNpleasant sharp attacks on gov.

CA CONSTITUTIONAL

42 USC § 1983

2. It was on the theory that the Smith Act, 54 Stat. 670, 18 U.S.C. § 35 embodied such a principle and that it had been applied only in conformity with it that this Court sustained the Act's constitutionality. *Dennis v. United States*, 341 U.S. 494 (1951). That this was the basis for *Dennis* was emphasized in 341 U.S. 494 (1951). That this was the basis for *Dennis* was emphasized in *Yates v. United States*, 354 U.S. 298, 320-324 (1957), in which the Court overturned convictions for advocacy of the forcible overthrow of the Government under the Smith Act, because the trial judge's instructions had allowed conviction for mere advocacy, unrelated to its tendency to produce forcible action.

3. The first count of the indictment charged that appellant

did unlawfully by v

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Office of if crime violence



Executive Office Board of Supervisors County of Los Angeles http://bos.lacounty.gov

BY: [Signature] Superviso.

MARIO BETANCO Caseworker

EXECUTIVE OFFICE



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use touching on freedom of s ent to imminent lawless actio

Justice Hughes wrote in *De Jonge v. Oregon, supra*, at 364: "The right of peaceable assembly is a right cognate to those of free speech and free

(213) 330-9803 or FBI (310) 477-6565 4 HOMELAND SECURITY

U.S.

# DECISION OF The Supreme Courts

8

SNYDER v. PHELPS

1,562 U.S. 443

Opinion of the Court

form, and context, no factor is dispositive, and it is necessary to evaluate all the circumstances of the speech, including what was said, where it was said, and how it was said.

The "content" of Westboro's signs plainly relates to broad issues of interest to society at large, rather than matters of "purely private concern." *Dun & Bradstreet, supra*, at 759. The placards read "God Hates the USA/Thank God for 9/11," "America is Doomed," "Don't Pray for the USA," "Thank God for IEDs," "Fag Troops," "Semper Fi Fags," "God Hates Fags," "Maryland Taliban," "Fags Doom Nations," "Not Blessed Just Cursed," "Thank God for Dead Soldiers," "Pope in Hell," "Priests Rape Boys," "You're Going to Hell," and "God Hates You." App. 3781-3787. While these messages may fall short of refined social or political commentary, the issues they highlight—the political and moral conduct of the United States and its citizens, the fate of our Nation, homosexuality in the military, and scandals involving the Catholic clergy—are matters of public import. The signs certainly convey Westboro's position on those issues, in a manner designed, unlike the private speech in *Dun & Bradstreet*, to reach as broad a public audience as possible. And even if a few of the signs—such as "You're Going to Hell" and "God Hates You"—were viewed as containing messages related to Matthew Snyder or the Snyders specifically, that would not change the fact that the overall thrust and dominant theme of Westboro's demonstration spoke to broader public issues.

Apart from the content of Westboro's signs, Snyder contends that the "context" of the speech—its connection with his son's funeral—makes the speech a matter of private rather than public concern. The fact that Westboro spoke in connection with a funeral, however, cannot by itself transform the nature of Westboro's speech. Westboro's signs, displayed on public land next to a public

can not deprive that speech as!  
offensive on a matter of public.

" PUBLIC CONCERN  
FIRST Amendment "



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8

SNYDER v. PHELPS

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Opinion of the Court



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B

UNITED STATES V. BAGDASARIAN ✓

the country's first black president. No less troubling is the defendant's second statement imploring others to "shoot the nig," lest the "country [be] fkd for another 4 years+" because "never in history" has a black person "done ANYTHING right." There are many unstable individuals in this nation to whom assault weapons and other firearms are readily available, some of whom might believe that they were doing the nation a service were they to follow Bagdasarian's commandment. There is nevertheless insufficient evidence that either statement constituted a threat or would be construed by a reasonable person as a genuine threat by Bagdasarian against Obama.

HESS  
V.  
INDIANA

[5] When our law punishes words, we must examine the surrounding circumstances to discern the significance of those words' utterance, but must not distort or embellish their plain meaning so that the law may reach them. Here, the meaning of the words is absolutely plain. They do not constitute a threat and do not fall within the offense proscribed by the statute. In Watts, the Supreme Court reversed a conviction under a presidential threat statute, 394 U.S. at 705-06. The defendant there had said, "[a]nd now I have already received my draft classification as 1-A and I have got to report for my physical this Monday coming. I am not going. If they ever make me carry a rifle the first man I want to get in my sights is L.B.J." *Id.* at 706. The Court held that "we must interpret the language Congress chose against the background of a profound national commitment to the principle that debate on public issues should be uninhibited, robust, and wideopen, and that it may well include vehement, caustic, and sometimes unpleasantly sharp attacks on government and public officials"; adding that "[t]he language of the political arena is often vituperative, abusive, and inexact." *Id.* at 708 (citations omitted).

WATTS →

Brandenburg  
V.  
OHIO

The Government argues that among the relevant elements of the factual context is that the defendant's messages were anonymous, posted only under the screen name "californ-

ON record  
1st District LAMC.  
BOS

Elizabeth Anderson

# BAUTISTA v. COUNTY OF LOS ANGELES

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No. B219035.

- [View Case](#)
- [Cited Cases](#)
- [Citing Case](#)

190 Cal.App.4th 869 (2010)

**EMIR BAUTISTA, Plaintiff and Appellant, v. COUNTY OF LOS ANGELES et al., Defendants and Respondents.**

Court of Appeals of California, Second District, Division Seven.

November 9, 2010.

Attorney(s) appearing for the Case  
 Lackie Dammeier & McGill, Russell M. Perry and Michael A. McGill,  
 Lawrence Beach Allen & Choi, Paul B. Beach and Scott E. Caron, for  
 Respondents.

**OPINION**  
PERLUSS, P. J.—

Emir Bautista was terminated as a sworn peace officer by the Los Angeles County Sheriff's Department (Department) for engaging in a personal relationship with a known prostitute and heroin addict in violation of the Department's prohibited-association policy. On appeal Bautista challenges the trial court's denial of his petition for writ of mandate seeking to reverse the decision of the Los Angeles County Civil Service Commission (Commission) approving his discharge and the court's order granting summary judgment for the Department and Los Angeles County Sheriff Lee Baca on Bautista's federal civil rights claim (42 U.S.C. § 1983) (section 1983). Bautista contends the Department's prohibited-association policy, as applied to him, violated his right to freedom of association under the First and Fourteenth Amendments to the United States Constitution, as well as his statutorily protected federal civil rights. We affirm.

**FACTUAL AND PROCEDURAL BACKGROUND**

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 South El Monte, CA 91733  
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 abutz@lased.org



**ANNADENNISE H. BRIZ**  
 LEUTENANT  
 UNIT COMMANDER

County of Los Angeles  
**SHERIFF'S DEPARTMENT**  
 Alex Villanueva, Sheriff



Phone: 213-712-4111 (cell)  
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**Linda Stone-Abrams, L.C.S.W.**  
 Family Advocate/Psychiatric Social Worker II  
 Office of Consumer and Family Affairs/  
 Constituent Advocacy

550 S. Vermont, 5th floor  
 Los Angeles, CA 90020



*A Tradition of Service*

*With warm regards*  
 from  
**Hilda L. Solis**  
 Supervisor, First District

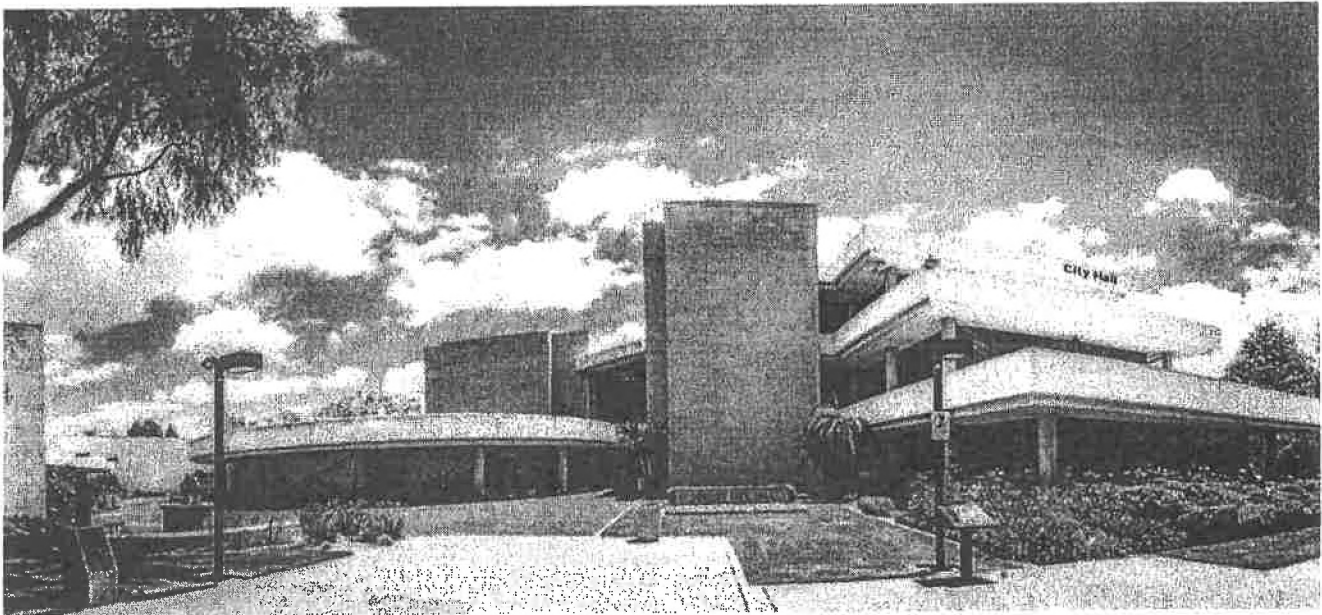
By February of next year, four of the six names you've just read (two for certain) may be gone.

What's left? A skeleton crew that still can't restrain the lunatic outbursts of obscenities by Armando Herman and other wackos that have fouled the air of every council meeting for the last three years or more, despite its new public control policy of issuing number cards to speakers beforehand—free speech by hall pass.



## Opinion: Knock knock, who's there?; Downey's City Council is 'messed up, man'

DECEMBER 1, 2022



Downey City Hall

**By: Lawrence Christon**

*This op-ed, while meeting editorial standards, reflects the views of the author and not that of Downey Latino News.*

To look at what's happening with the Downey City Council at the moment, or what's not happening, is to recall the street phase: "That's messed up, man."

One seat is occupied by a temporary appointee, Donald E. La Plante, representing District Two. Claudia Frometa has just been re-elected to represent District Four. Mario Trujillo is



or marginalized groups who were a driving force behind the city's Sundown Town Resolution. During the awards ceremony, Supervisor Barger addressed the significance of Care First South Pasadena's efforts.

"Inequities from our past - no matter how long ago they occurred - must be addressed and corrected," said Supervisor Barger. "Care First South Pasadena shone a light on local discriminatory practices and policies that

excluded people of color from buying homes and barred their children's access to community programs. City of South Pasadena leaders then took action, passing a resolution that brings equity training to city staff, removes racially restrictive language from existing deeds, and integrates diversity into its public programs. I applaud those efforts. The Sundown Town Resolution is a reminder to us all that it's never too late to right a wrong."

sided by newly-ordained priest, Fr. Eric Cruz, SS.CC. This year's celebration marks the 65th Anniversary of the Parish. Catholic faithful from various parishes participated in Pre-liturgy activity which included a procession, Sinulog, a ritual dancing to call or hail Señor Santo Niño, the Christ Jesus. Members from Our Lady of Fatima Rosary Crusade of Holy Family/ Glendale and Vessels of Mary from Holy Name of Mary Parish provided the dance for the "One Beat, One Heart" Music dedicated to Santo Niño.

upon seeing the innocent and kind face of Baby Jesus. She was baptized and embraced Catholicism. The natives were also baptized. Ferdinand Magellan planted the Cross of Christianity on the day the baptism occurred in Cebu, Philippines. Today, Filipinos from various walks of life bring prayers to the Santo Niño. He is the protector and has power to grant and answer their prayers. Devotions to him are part of every parish's life. Every Filipino home has an image of Santo Niño. The image is particularly revered by

rishoner from Holy Name of Mary/ San Dimas commented, "This year is truly special for we are not only celebrating Santo Niño but will also remember how we as a faith community came together to recognize the many gifts of our attendees." Children from Holy Name of Mary Parish School sang "Awit Kay Santo Niño" (Song to Santo Niño); accompanied in the piano by Candice Brown. Drum player Mikey Gopar provided percussion music beats for the dance. Viva Señor Santo Niño!

# ina Council Meeting Subjected to Hate Speech

the last meeting, his first few words out of his mouth was G\*d D\*mn and the "N" word which he used a number of times during oral communications for this business meeting of the council.

Sadly, the police chief usually attends these meetings and he himself is a black man. This is certainly insulting and shows no respect for the man who is a great guy.

Harmon claims he is protected by "Free Speech" and he can say whatever he wants. However, some say that this is a business meeting for the City of West Covina and not a

public forum. Whereas that public communications is not that, but oral communications. They contest that the public forum would be out in any public area, example, just outside the door of the meeting room of the council.

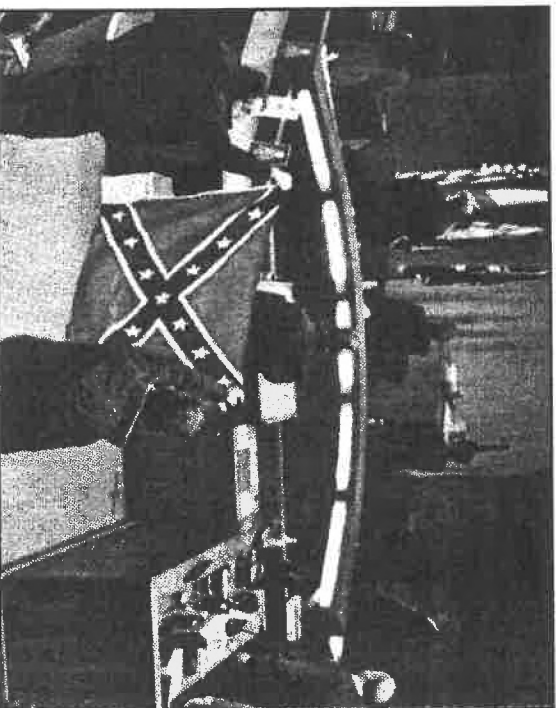
Harmon has a record of arrests that include entering a council chamber meeting where he had brought a weapon in with him to that meeting.

There is an organization out there that promotes students to attend council meetings since cancelled those events. They have also cancelled youth cer-

emonies that could have taken place at a council meeting. The threatening antics and extreme vulgar language have made it impossible to even attempt this.

West Covina is not the only city where these two disrupted council meetings. Other cities have fallen victim to Harmon and Greenstein as well.

The NAACP has taken note of these hate speeches that have been broadcast from the council chambers. There is a possibility that they may show up at the council meeting to basically protest these two individuals.



Mike Greenstein (left) and Armando Herman hold up a Confederate Flag during the Pledge of Allegiance blocking the aisle and the view of the people in the audience.

**U.S. District Court, Central District of California  
Criminal Duty Calendar**



Today's Calendar Material *Notes* View by Date  
by Case #

*Can you not tabulate*

*3/12/2020 Judge Walter*  
*Walter*

**Division:** Western **Judge:** **CRD:** **Courtroom:** 341 **Calendar Date:** 03/09/2020 **Calendar Type:** Initial Appearance **Time:** 2:00 PM  
**Case Number:** 2:20-CR-00035-JFW-1 **CVB Number:** **Case Title:** U.S.A. v. Mitchell Englander **Date Filed:** 01/16/2020

Defendant	#	Status	Counsel	Counsel Status	Interpreter
Mitchell Englander	1	Custody	Janet Levine Special Appearance by:	Retained	

**Date of Arrest:** **Under Seal:** **of First Appearance:** **Date Set for**



# Las Vegas lived up to 'Sin City' name

**STEVE LOPEZ**

I don't know what former L.A. City Councilman Mitchell Englander and his buddies were hinking when they went to Las Vegas in 2017.



You probably know by now that on Monday, Englander — who in 2018 abruptly and somewhat mysteriously quit his job as the L.A. City Councilman representing the North-western San Fernando Valley — surrendered to federal authorities in connection with what happened on that Vegas trip. He was slapped with seven criminal charges related to an ongoing City Hall corruption probe.

If the indictment is accurate, it's hard to believe the arrogance of Englander and his pals. It's not like they had traveled to Mongolia; they were just a few hours from home, where someone might have spotted them.

[See Lopez, B5]

A councilman, two city staffers, a businessperson, a real estate developer and a lobbyist travel to Sin City.

Knowing how L.A. works, what would you guess they were up to?

They're big fans of Carot Top?

I don't think so, and neither does the U.S. attorney.



**MITCHELL ENGLANDER'S** Las Vegas trip with a businessman reeks of corruption, Steve Lopez writes.

**Witness(es)**  
**Under Seal:**  
**Out of District:** ASUA  
**to resign**

**I LA County love**

**UCLA, US are shifting online class**  
 Campus officials they want to be proactive to public health.

**JOBS! JOBS! JOBS! 2020**

*Violation: 18:1001(a)(1) 18:1001(a)(2) 18:1512 (b)(3)*  
*Notes: DM*

# De León says he won't resign from council

**[De León, from A1]**  
on KCAL-TV Channel 9, the politician said the city needs to "heal" from the hurt caused by the racist remarks and that he wants to be a part of that process.

The back-to-back media appearances signaled that De León, an activist turned state lawmaker who was elected to the City Council in 2020, will fight to save his \$229,000-a-year job and salvage his reputation.

"I'm so sorry. I am extremely sorry, and that is why I apologize to all my people, to my entire community, for the damage caused by the painful words that were carried out that day last year," De León said in the interview with Noticias Univision anchor León Krauze.

His statements drew prompt pushback from City Council President Paul Krekorian, who has repeatedly called on De León to resign since the scandal broke.

"I believe Mr. De León has it in him to be a better person than we heard on that tape, but apologizing is not the same as making amends," Krekorian said in a statement. "We need to show the world that there is no seat for racism, exclusion and disrespect on the Los Angeles City Council."



KEVIN DE LEÓN, shown in 2017, says the needs of his constituents is the reason he won't resign from L.A. City Council.

## 14th Council District

gested that Bonin used his Black son as a prop akin to a designer handbag.

"I shouldn't have made that flippancy remark," De León told KCAL-TV Channel 9.

remarks about a child as 'flippancy.' He says he should have 'intervened,' as if he were a mere bystander to a racist conversation in which he played a central and ignominious role."

At another point, De León was asked about dis-

# DE LEÓN VOWS: 'I WILL NOT RESIGN'

He cites needs of his district, while council president says apology is still not enough.

BY DAKOTA SMITH,  
RUBEN VIVES  
AND RACHEL URANGA

Los Angeles City Council member Kevin De León said Wednesday that he will not resign following leaked

RICH PADRONCELLI

"He's doing good here and this council me," Magan.

He and Seno rejected the idea of a resignation. De León said he would not resign following leaked



### Mayor Thomas Carr First South Pasadena Use Sanitarian Term is Disallowed



South Pasadena Mayor Thomas Carr has been the first to use the term "sanitarian" in an official capacity, but the word is being disallowed by the city council. Carr used the term in a letter to the council last week, but the council has decided to use the word "sanitary" instead. Carr said he was proud to be the first to use the word, but the council decided to use the word "sanitary" instead. Carr said he was proud to be the first to use the word, but the council decided to use the word "sanitary" instead.



The council has decided to use the word "sanitary" instead of "sanitarian" in all official communications. Carr said he was proud to be the first to use the word, but the council decided to use the word "sanitary" instead. Carr said he was proud to be the first to use the word, but the council decided to use the word "sanitary" instead.

### West Covina Council Meeting Subjected to Hate Speech

The West Covina City Council meeting on Tuesday night was disrupted by a group of individuals who made hate speech against the council members. The council members were forced to leave the meeting early. The council members were forced to leave the meeting early. The council members were forced to leave the meeting early.



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District Director

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SUITE 100/MAIL STOP 760  
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ASSEMBLYMEMBER, FORTY-EIGHTH DISTRICT

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FIELD REPRESENTATIVE

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January 27, 2023

Armando Herman  
16310 Ladysmith St.  
Hacienda Heights, CA 91745

Mr. Herman:

This is in response to your correspondence concerning use of the Americans with Disability Act (ADA) ramp to enter the Kenneth Hahn Hall of Administration (KHHA) for attending meetings of the Board of Supervisors.

The ADA ramp and corresponding door can be used by anyone to enter the KHHA. Building security and staff have been instructed to let anyone into the building if they press the intercom or knock at the door. We conducted a review and found no one has been disallowed entry from that door.

Sincerely,

Joe M. Walcek  
Interim Building Manager

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PLANNING COMMISSION

REGULAR MEETING  
COURT REPORT  
11111 BROOKSHIRE AVENUE

I. CALL TO ORDER: A REGULAR PLANNING COMMISSION MEETING - 6:30 PM

A. HERMAN

Board Sup  
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City of Downey

PLANNING COMMISSION

XI. STAFF MEMBER COMMENTS:

XII. ADJOURNMENT: To Wednesday, February 1, 2023 at 6:30 pm, at Downey City  
Brookshire Avenue, Downey, CA. 90241.

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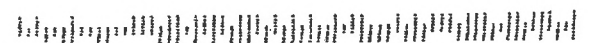


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FOR PUBLICATION  
UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA,  
*Plaintiff-Appellee,*  
v.  
WALTER EDWARD BAGDASARIAN,  
*Defendant-Appellant.*

No. 09-50529  
D.C. No.  
3:09-CR-00083-H-1  
OPINION →

O'CONNOR  
v.

Appeal from the United States District Court  
for the Southern District of California  
Marilyn L. Huff, District Judge, Presiding

Donaldson:  
U.S. 563(1975)

Argued and Submitted  
August 5, 2010—Pasadena, California

Filed July 19, 2011

Not posing a  
danger to self or  
OTHERS WMF

Before: Alex Kozinski, Chief Judge, Stephen Reinhardt and  
Kim McLane Wardlaw, Circuit Judges.

Opinion by Judge Reinhardt;  
Partial Concurrence and Partial Dissent by Judge Wardlaw

CALIFORNIA PENAL CODE [CPC] § 422.6(a)  
HATE CRIMES CALIFORNIA PENAL CODE  
§ 422.6(a)

It is illegal to interfere with Another's  
right because that person possesses any  
Actual (or perceived) characteristic protected  
by the LAW / USED FORCE to willfully interfere  
with another person's civil rights or  
CONSTITUTIONAL RIGHTS.

A MENTAL ILLNESS, Alone cannot justify A STATE / I.D. ± reasonable Accuracy! There is NO Constitutional

9812 - 9831 UNITED STATES V. BAGDASARIAN

BASIS!

fk'd

the country's first black president. No less troubling is the defendant's second statement imploring others to "shoot the nig," lest the "country [be] fkd for another 4 years+" because "never in history" has a black person "done ANYTHING right." There are many unstable individuals in this nation to whom assault weapons and other firearms are readily available, some of whom might believe that they were doing the nation a service were they to follow Bagdasarian's commandment. There is nevertheless insufficient evidence that either statement constituted a threat or would be construed by a reasonable person as a genuine threat by Bagdasarian against Obama.

卐

[5] When our law punishes words, we must examine the surrounding circumstances to discern the significance of those words' utterance, but must not distort or embellish their plain meaning so that the law may reach them. Here, the meaning of the words is absolutely plain. They do not constitute a threat and do not fall within the offense punished by the statute. In *Watts*, the Supreme Court reversed a conviction under a presidential threat statute. 394 U.S. at 705-06. The defendant there had said, "[a]nd now I have already received my draft classification as 1-A and I have got to report for my physical this Monday coming. I am not going. If they ever make me carry a rifle the first man I want to get in my sights is L.B.J." *Id.* at 706. The Court held that "we must interpret the language Congress chose 'against the background of a profound national commitment to the principle that debate on public issues should be uninhibited, robust, and wideopen, and that it may well include vehement, caustic, and sometimes unpleasantly sharp attacks on government and public officials'"; adding that "[t]he language of the political arena . . . is often vituperative, abusive, and inexact." *Id.* at 708 (citations omitted).

SEE!

GG



RULE NO. 12

FUCK YOU!

The Government argues that among the relevant elements of the factual context is that the defendant's messages were anonymous, posted only under the screen name "californ-

The evidence demonstrates that Mr. Bagdasarian, an adult man who knowingly possessed a .50 caliber rifle, intentionally posted on the "OBAMA" thread: "fk the nigger, he will have a 50 cal in the head soon," understanding he had access to that very weapon and could implement the threat. Only twenty minutes later he initiated the "shoot the nig" thread, under which he wrote "country fkd for another four years+, what nig has done ANYTHING right???? long term???? never in history, except sambos." That Mr. Bagdasarian later made a public apology does not detract from his intent at the time; his intent to threaten harm to candidate Obama generated fear for the candidate's safety and mobilized the Secret Service, which tracked Mr. Bagdasarian down. Mr. Bagdasarian did not come forward; the Secret Service had to locate him. He hid behind his "californiaradial" cloak of anonymity with the hope, one can infer, that he would not be found out. Therefore, independently reviewing the entire record, I conclude that at the time Mr. Bagdasarian made the charged threats, he acted with the specific intent to threaten candidate Obama.

" A DIRTY "  
" NIGGER "

#### IV.

The prohibition on true threats "protects individuals from the fear of violence and from the disruption that fear engenders." *Black*, 538 U.S. at 360 (citation and internal quotation marks omitted). Undoubtedly, the need for protection takes on exceptional importance in the context of a presidential candidacy. (See *Watts*, 394 U.S. at 707 (discussing threats against the president); *Roy v. United States*, 416 F.2d 874, 877 (9th Cir. 1969) ("Thus, it appears that the statute [prohibiting threats against the President] was designed in part to prevent an evil other than assaults upon the President or incitement to assault the President. It is our view that the other evil is the detrimental effect upon Presidential activity and movement that may result simply from a threat upon the President's life."). Not only could the fear engendered by true threats limit a candidate's freedom to participate fully in the debate

Linda Thai

From: wayne spindler <[redacted]>  
Sent: Tuesday, [redacted]  
To: Downey City Clerk - Public Comment  
Subject: [redacted] 2022 GENERAL PUBLIC COMMENT by Goat Puppet

[CAUTION EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

You 5 fucking crooks only hold meetings to gouge your own constituents? Baaah. Baaah. 4 fucking minutes max per human speaker with a 30 minute total for the whole meeting means 7 speakers get 4 minutes each max. What about the OTHER 2 MINUTES. Why not 32 minutes max for 8 speakers max? Baaah. Oh, that's right you all illiterate democrat ghetto rats, sorry I forgot. Math not your best subject? If 8 Spanish speakers spoke that would be 60 minutes max (double time for translation.) So why the fucking hard 30 minute cap? That's stooopid.

Good to see Livas go. Thank you for your service. Let us all know when his testimony before the grand jury comes. Baaah. Like to view that in zoom.

I'll yield the rest of my 4 minutes to allow more speakers to "compliment" your "fine work." They really like you guys I hear. Baaah.



**Sabrina Muhne**  
Board Support Services Coordinator  
T 626.931.7208 F 626.931.7308  
E smuhne@foothilltransit.org  
100 S. Vincent Avenue, Suite 200  
West Covina, CA 91790

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