

CITY INVESTMENT POLICYIF YOU WISH TO SPEAK TO CITY COUNCIL, **PRINT** YOUR NAME.

Number	Name (please print)	Address & Zip Code (optional)	Email (optional)
1	✓ Rod Such	3425 SE Stark 97214	rodsuch@gmail.com
2	✓ Diaea Richardson	1905 S.W. Sunset Blvd.	liddyysplit777@gmail
3	✓ Susan Haywood	2146 NW Everett St	Susansaphone2@yahoo.com
4	✓ Diane Dulin	0245 SW Bancroft	diane.dulin@gmail.com
5	✓ RICHARD TOLL	13169 SE REVER RD 97222 PORTLAND	RTOLL41439@AOL.COM
6	✓ DEE POUJADE	2545 SW TERWILLIGER	traveling.minnie@gmail.com
7	✓ Jamie Trinkle	1131 SE OAK PDX	jamie@pentecostl.org
8	✓ Sonia Kowal ^{via} (video on flash) ✓	= Sonia + Video = (2 testifiers)	ZEVIN ^{video} (name)
9	✓ Catherine Alder	0245 SW Bancroft	aldercatherine@aol.com
10	✓ Thomas Beilman	United Church of Christ 2146 N.W. Everett St., Portland	thomas.beilman@gmail.com

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Number	Name (please print)	Address & Zip Code (optional)	Email (optional)
11	✓ ROGER WEIDNER	3526 S.E. Franklin Portland, Ore 97202	
12	✓ Herschel Soles	6126 NE 31st Ave. Portland OR 97211	—
13	✓ SANDY FOLISHAK	PORTLAND 97212	
14	✓ Ron Buell	1810 NE 70th Ave PORT. OR 97213	
15	✓ Harriet Cooke	3126 SW Carson St 97219	
16	✓ David Delk	112 NE 45 PDX 97213	DAVIDAFDEYMAN@W.A.
17	✓ James Olfinck	4417 SE Windsor Ct 97206	
18	✓ Josh Burkhardt	3224 SE Forrest St	
19	✓ Hyung Kyu Nam		
20	✓ Christopher Kutruff	1094	

Agenda Item 340

TESTIMONY

2:00 PM TIME CERTAIN

CITY INVESTMENT POLICYIF YOU WISH TO SPEAK TO CITY COUNCIL, **PRINT** YOUR NAME.

Number	Name (please print)	Address & Zip Code (optional)	Email (optional)
21	✓ GINNY (VIRGINIA) FELDMAN	11230 SW COLLINA AVE PORTLAND, OR 97219	
22	✓ Patrie Kullberg	134 SE Lexington Portland OR	
23	✓ Curtis Bell	1809 NW Aspen Ave Portland, OR 97210	
24	✓ Herman M. Frankel, M.D.	3310 NW Xavier St. Portland, OR 97210-1937	frankelh@comcast.net
25	✓ Michel Bolsey	8004 SE 7th 97202	
26	✓ Maxine Fookson	2013 SE 54th Ave PDX 97215	
27	✓ SCOTT TRINKLE	SV CARDINELL 97201	
NO 28	Charles Bridgecrane JOHNSON		
29	✓ Huang Nam Katrina		
30	✓ Will Singer		

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Number	Name (please print)	Address & Zip Code (optional)	Email (optional)
31	✓ Carol Landsman		
32	✓ Ned Rosch	2013 SE 54th Ave ADX 97215	
33	✓ Ethan Scarl	2387 SE 58th Ave 97215	
NO 34	Peter Starzynski		
35	✓ Patrick O'Herron	6351 N. Wilbur Ave 97217	
36	✓ DIANA REMPE	6356 N. Wilbur Ave 97217	
37	✓ Wayne Wigners	1801 SW Montgomery	
38	✓ Ed Aren't	8815 SW Oxbow Ter 97008	
39	✓ TED GLEICHMAN	8017 N. DANA, 97203	tedgleichman @MAC.COM
40	✓ Edith Gillis	4626 SE Clinton #53 97206	

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Number	Name (please print)	Address & Zip Code (optional)	Email (optional)
✓ 41	Stephen Denny	10143 SE 49th Ave milwaukie OR 97222	sdenny@gmail.com
NO 42	Nancy Newell	3917 NE Skidmore St. 97211	nnewell@hotmail.com
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SIERRA
CLUB
FOUNDED 1892

OREGON CHAPTER SIERRA CLUB

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37278

April 5, 2017

To: Honorable Members, Portland City Council

Re: Proposed 2017 Investment Policy, FIN 2.14 per Resolution Agenda Item 340

The Oregon Chapter of Sierra Club has three major concerns about the structure of the City's proposed 2017 Investment Policy: the evolution of socially responsible investing, transparency, and the responsibilities of elected officials.

As you know, Sierra Club and the Sierra Club Foundation have been leaders in divesting from fossil fuel corporations. That effort has expanded to include those who finance misguided, unnecessary, and destructive fossil fuel infrastructure projects like the Keystone XL and Dakota Access pipelines. This financing enables projects to move forward without explicit consent by the communities they impact most. This violates the core principles of environmental justice critical in our collective fight against climate change and its impacts to air, water, public health, and the environment.

Sierra Club and its local and state affiliates are committed to social justice and economic justice in our society, including honoring the work of many of the outstanding organizations testifying to the City Council concerning investment policy. Social, economic, and environmental justice are deeply connected. Continuing to invest taxpayer money in companies without public input is undemocratic and lends support to practices that destroy our communities and environment. This does not align with our values as Oregonians and Portlanders – and we need an investment policy that does.

Here's what needs to change:

First, we believe the use of Portland's public funds must reflect the values of equity, inclusion, and justice that are embodied in the socially responsible investments (SRI) mission. Maintaining, strengthening, and broadening an ongoing SRI advisory committee would be a healthy way to amend the proposed Investment Policy.

Second, transparency is a core Portland value, and must be supported and enhanced across all areas of government. Making Portland's investment options available to elected officials and the public, providing all with the information needed to assess corporate eligibility, is an essential step in the right direction.

Finally, we support the City Council retaining its ability to either exclude or include corporations as eligible for investment, to maintain portfolio flexibility.

We therefore urge the City Council to reconsider the Treasurer's proposal and the draft 2017 Investment Policy. Thank you for your consideration.

• Ted Gleichman, Policy Advisor, & Gregory Monahan, Chair
Beyond Gas & Oil Team, Oregon Chapter of Sierra Club

My name is Curtis Bell. I'm a member of Portland's First Unitarian Church and president of Unitarian Universalists for Justice in the Middle East, a national Unitarian organization that works for the human rights of Palestinians.

I'd like to persuade you to reject the proposed investment policy and keep the Socially Responsible Investment policy that you supported and voted for unanimously in 2015.

The proposed policy does not allow for citizen input into how their money is invested. It does not even allow for City Council input. It passes total control of investments to MSCI – ESG, a Wall Street firm that essentially ignores the environmental and human rights values that are deeply held by the people of Portland.

Regarding City Council input to investments, I draw your attention to a paragraph on page four of the proposed policy where the following sentence is deleted. The deleted sentence reads, "From time to time City Council may approve the addition of specific company names to its Do Not Buy list, at which point investment officers are not permitted to purchase securities of the companies that have been added...." Thus, under the proposed policy even the City Council would be constrained from making decisions on investments.

I draw your attention to the opening paragraph on the three goals of the proposed policy and the fact that all of the them are financial in nature. No where does it state that social values should also be considered. But I think we all agree that the city should not limit itself to fiduciary concerns.

I draw your attention to the fact that had the proposed policy been in place three years ago the city could not have sold its shares in fossil fuel corporations. Fossil fuel corporations such as Chevron and Exxon receive very high rankings from MSCI-ESG.

In conclusion, we want the City Councilors whom we vote for to invest our money in accord with our values.

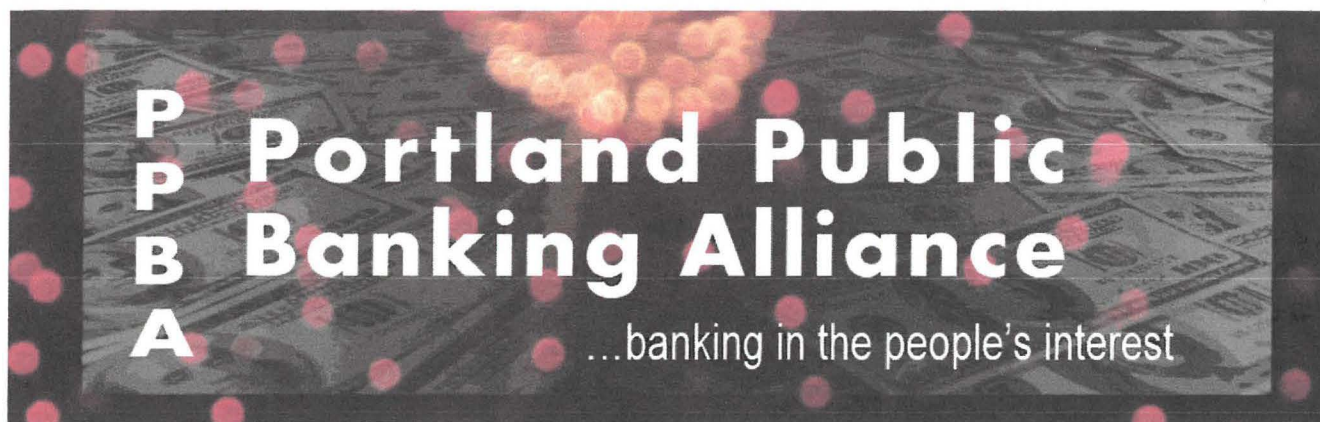
Thank you councilmembers for revisiting this important topic and considering the testimony of community members in your deliberations, I'm James Ofsink and I encourage the council to add Wells Fargo to the do-not-buy-list and continue with the , but I also feel that this exercise is a little like whack-a-mole, where we're just waiting to find out what the next terrible thing that our money is invested in is. If we are going to limit our choices to choosing between the options that Wall Street has determined will make them a hefty profit, we are going to find ourselves in this exact meeting over and over and over again.

If we want to escape this carnival ride then we need to look beyond the bounds of only those investments that seek to maximize profits for multination too-big-to-fail banks and think about the power inherent in controlling our own destiny. A public bank is the only long-term solution to putting our money where our mouth is, the only way we can make sure that our city's substantial financial resources are not being used to support the same systems of oppression we are working so hard to end locally.

Instead of funding fossil fuel expansion, exploitative human rights abuses, and corporate corruption, we should be using our investments to support local affordable housing, sustainable infrastructure, and quality education. One of the values that North Dakotans have found important since the late 1960s is education, which is especially significant to me because I spent 10 years working at PSU in the Office of Student Financial Aid. And every day at PSU I would help people mortgage their futures with companies like Wells Fargo who would routinely charge them upwards of 12% interest for a private student loan. The Bank of North Dakota offers comparable loans at 2.5%. I'm sure I don't need to illustrate the world of difference that 10% of interest makes when compounded over decades.

Which is not to say that's what we'd do. Maybe here in Portland we would decide to focus on building up our affordable housing stock, reinvesting in our schools, transitioning to sustainable energy, or something else completely. But the point is that we would be making those decisions based on what's best for our City and not what will generate the largest CEO bonuses.

Taking a step back, the point of having a do-not-buy list at all is a recognition that our public finances should reflect the values and way of life we aspire to and the *only* way to do that over the long haul so we're not in this same situation, is to have community control over the investments and proceeds deriving from our public monies.



**Proposed City of Portland Resolution
to prepare a feasibility study for a
Public Municipal Bank of Portland**

Contact:

David e Delk

Portland Public Banking Alliance

112 NE 45th Ave.

Portland OR 97213

503.232.5495

davidafd@ymail.com

April 5, 2017

Summary: RESOLUTION directing the Mayor or the Mayor's appointee to prepare a feasibility study regarding the creation of a City Municipal Public Bank, to help direct our local economy towards goals of social equity, sustainability, ecological and public health and safety. Such study shall include the economic impact of establishing said public bank, numbers of jobs which might be created, methods of capitalization, ability of local banks and credit unions to do participation loans with a public bank, relevant state and federal laws and regulations, and cash flow needs of the city.

WHEREAS, there is a desire for local funding solutions that optimize the usefulness and social responsibility of public dollars & reinvest public funds in the City of Portland; and

WHEREAS, public banking operates in the public interest, through institutions owned by the people through their representative government; and

WHEREAS, public banks are able to return revenue to the local community and can provide lower-cost financing in support of City policies, goals; and

WHEREAS, a public bank can have investment priorities that center on providing loans for low and moderate income housing to help relieve the current housing crisis facing Portland; and

WHEREAS, a public bank can have investment priorities that focus on the creation of jobs in Portland that spur local economic growth by providing affordable credit to small and medium-sized businesses that have been historically ignored by the larger, more established banks; and

WHEREAS, a public bank can have investment priorities that provide loans for energy conservation as well as other sources of renewable energy (solar panels and wind, for instance); and

WHEREAS, Wall Street banks seek short-term profits for their private shareholders by investing in stocks, derivatives, credit default swaps and other speculative financial instruments; and

WHEREAS, some Wall Street banks have broken criminal statutes and violated civil and regulatory rules with impunity; and

WHEREAS, on September 8, 2016, Wells Fargo Bank was fined \$185 million for fraudulently opening up accounts without customers' consent, which then damaged customers' credit scores and caused customers to be charged illegal banking fees; and

WHEREAS, on May 20, 2015, the Federal Reserve announced that it was imposing a separate set of fines on Citigroup, Inc. and JP Morgan & Co. of \$342 million each for their illegal practices in the foreign exchange markets; and

WHEREAS, said Wall Street banks' criminal conduct and wrongful behavior should not be rewarded with future business dealings with Portland; and

WHEREAS, the stability of Wall Street banks continues to be in question and in the face of future bankruptcy, the Dodd-Frank act of 2013, and The Bankruptcy Reform Act of 2005 have made derivative parties senior to depositors including state and local governments, putting government deposits at risk for bail-in's to rescue Wall Street banks; and

WHEREAS, existing banking situation limits public money from opportunities of being a bank, such as expanding loan capacity of local banks to grow local business, secure our local economy, and earn reasonable profit from this service.

WHEREAS, the state of North Dakota created a state publicly-owned bank (the Bank of North Dakota) in 1919 for the benefit of the people of North Dakota; and

WHEREAS, the state of North Dakota, during the recent "Great Recession," escaped the credit crisis and maintained budget surpluses with zero public debt and had the lowest foreclosure rates and unemployment rates in the nation, the lowest credit card defaults, and no bank failures, due in large part to the Bank of North Dakota's willingness to provide loans to keep the state economy functioning while credit had been frozen elsewhere; and

WHEREAS, the Bank of North Dakota's total assets have increased seven-fold over the last two decades; and the Bank of North Dakota has returned \$385 million to the General Fund of North Dakota over the last 20 years; and

WHEREAS, Community Banks in North Dakota, in large part due to their partnership with the Bank of North Dakota, averaged about \$12,000 in lending per capita compared to an average of \$3,000 for Community Banks in per capita lending nationwide; and

WHEREAS, the City of Philadelphia, by unanimous City Council Resolution, authorized the Council's Committee on Commerce and Economic Development to hold hearings regarding public banking; and

WHEREAS, a comprehensive feasibility study completed for the City of Santa Fe cost \$50,000 and found that a public bank is feasible and has the potential to provide enhanced fiscal management, improved net interest rate margins, and a more robust local lending climate; and

WHEREAS, other cities such as Albuquerque, Washington DC, Boston, Seattle, Tacoma, Minneapolis, and Oakland have taken steps to examine public banking; and

WHEREAS, the City of Portland is tasked with holding and protecting the fundamental interest of the public as well as the financial well-being of the City; now, therefore be it

RESOLVED: that the Portland City Council directs the Mayor or his appointee ~~to~~ prepare an independent feasibility study for a Public Bank of Portland. Such study should include at least the economic impact of establishing said public bank, numbers of jobs which might be created, methods of capitalization, ability of local banks and credit unions to do participation loans with a public bank, relevant state and federal laws and regulations, how a Public Bank would address City cash flow needs ~~as~~ and achieve city goals of social equity, sustainability, improved ecology, public health and safety ; and be it

FURTHER RESOLVED: that \$75,000 shall be appropriated for a 210 day feasibility study.

References:

<https://infinitebanking.org/banknotes/from-bailouts-to-bail-ins-understanding-the-dodd-frank-act/>

Ellen Brown, 2013, The Public Bank Solution

Mayor Wheeler and Commissioners. Thank you for the opportunity to speak. My name is Sandy Polishuk and I'm speaking as the co-lead of the 350PDX's Divestment/Reinvestment Team.

Mayor Wheeler, three weeks ago at the Town Hall on Climate Priorities, I was delighted to hear you so strongly commit to 100% renewables and to declare climate change our most pressing issue globally and that Portland will be the line of offense in these times when acting locally is more important than ever.

Obviously, continuing to prohibit investment in the Carbon Underground 200 companies remains another important piece of our local climate strategy. We were glad to find the proposed policy does so.

Commission Eudaly, I was equally delighted when you spoke at the forum of a feasibility study on a municipal bank, acknowledging that all the available large banks are as bad as Wells Fargo.

We understand it will take a long time to completely disengage from Wells Fargo but we can place them on the do-not-buy list to make clear our intention to disengage and that we are consciously moving in that direction.

Caterpillar is another company we must give that status as, in addition to not meeting our SRI guidelines, they are helping build the Dakota Access Pipeline. In order to be consistent with your resolution opposing the Dakota Access Pipeline and supporting the Standing Rock Sioux Tribe in their struggle for their indigenous rights and clean water, we need to cease further investment in Caterpillar securities. Anything less would demonstrate that your DAPL support resolution is just feel-good empty words.

In addition to adding these and other companies recommended by your SRI committee to the do-not-buy list, I strongly urge you to keep the committee active. These citizen volunteers worked diligently for a year, doing a thorough and excellent job. Their dedication and hard work needs to be honored but even more importantly, our city needs the committee's oversight to ensure that our investments are aligned with our values.

Thank you

A Short History of Fossil Fuel Divestment and the City of Portland (and how it became a Socially Responsible Investment issue)

July 19, 2012 Rolling Stone publishes Bill McKibben's Global Warming's Terrifying New Math, making the case for keeping 80% of fossil fuel reserves in the ground to try to keep the global rise in temperature below 2°C.

November 8, 2012, Bill McKibben speaks in Portland on the second day of his national Do the Math tour launching the fossil fuel divestment campaign.

June 3, 2013 350PDX meets with Commissioner Fritz to discuss fossil fuel divestment. Comm. Fritz agrees to support.

June 5, 2013 Mayor Charlie Hales, speaking on World Environment Day, declares, "I'm proud that our City holds no direct fossil fuel assets in our financial investment portfolio, it's not enough. The City must urge the Oregon State Treasurer, the Local Government Investment Pool and the Oregon Investment Council to divest of all state holdings in fossil fuel." He has been misinformed; **in June 2013 the City holds one \$2M Chevron bond.**

July 16, 2013 Mayor Hales meets with Bill McKibben and 350PDX and commits to divest the City from fossil fuel investments.

July 31, 2013 350PDX meets with Emily York of Commissioner Fish's office and are assured Comm. Fish will support the resolution.

August 8, 2013 350PDX meets with Commissioner Novick who says he will support the resolution if it comes to a vote.

After meeting with 350PDX team, Novick asks his staff what the City's socially responsible investment policies are and is told it has none.

September 6, 2013 350PDX meets with Commissioner Saltzman who says he will study the issue of fossil fuel divestment.

October 9, 2013, Portland's City Council passes Comm. Novick's resolution creating a temporary Socially Responsible Investing Committee. Also adopted at the same meeting is Comm. Novick's resolution creating the do-not-buy list and placing Walmart on it.

Spring 2014, temporary Socially Responsible Investing Committee holds its first meetings.

August, 6, 2014 The temporary SRI Committee's report is approved by City Council; It recommends "Council should establish a standing permanent committee of public members with various areas of expertise to recommend eligible issuers for inclusion on,

or removal from, a do-not-buy list. The City should contract with an outside data research vendor to provide reports about eligible issuers. These reports should evaluate each eligible issuer based on principles established by the Council. The committee should use these reports to develop its recommendations."

December 2014, City Council passes the resolution creating the permanent Socially Responsible Investments Committee which is charged with recommending corporate issues for inclusion on, or removal from, the City's Corporate Securities do-not-buy list.

September 9, 2015 The permanent SRI Committee holds its first meeting. Mayor Hales greets them and informs them the City will be voting on placing the Carbon Underground 200 on the do-not-buy list later in the month without waiting for their recommendations which will not be expected until the end of 2016.

September 24, 2015 Multnomah County adopts a Fossil Fuel Divestment Policy for Multnomah County pledging to not to invest in any debt securities of fossil fuel companies and directs the Chief Financial Officer to ensure that Multnomah County does not directly invest cash assets in the corporate debt securities issued by any fossil fuel companies listed on the Carbon Underground 200. The resolution also says the County will encourage other governments, universities, foundations and other for-profit and non-profit organizations to join them.

Later the same day, the Portland City Council votes to place the Carbon Underground 200 on its do-not-buy list; **however, since Mayor Hales committed to fossil fuel divestment in July of 2013, the City has increased its Carbon Underground 200 holdings (in Exxon and Chevron) by \$60M.**

July 28, 2016 The Metro Council passes a resolution to divest from fossil fuels.

September 30, 2016 The permanent SRI Committee issues its report. They were not asked to discuss or report on the Carbon Underground 200 because, as Comm. Novick acknowledges, the Carbon Underground 200 is different (not an individual company) and the Council itself had placed it on the list. The Council also put Walmart on the list but has asked the Committee to consider it. When questioned, **Comm. Novick agrees the Carbon Underground 200 should not be on the list but rather have a permanent divestment resolution similar to those of Multnomah County and Metro. When the Mayor's office is contacted it agrees, but says its agenda for the rest of the Mayor's term is full.**

December 21, 2016 the Council fails to pass the extension of the do-not-buy list to December 31, 2017. Instead they direct the City Treasurer "to [temporarily] suspend direct investments of cash assets in corporate debt securities" and bring a new investment policy to Council by April 1, 2017.

Testimony regarding City of Portland Investment Policy

March 29, 2017

My name is Sonia Kowal and I am the President of Zevin Asset Management, a firm that has been investing responsibly for 20 years. Previously to my role at Zevin, I worked for a competitor of MSCI in the ESG ratings space, heading up the US office of EIRIS.

I am concerned by the proposed investment policy which removes the use of the Do-Not-Buy list and suggests replacing it with a minimum ESG rating. Using these ratings as a sole determiner of social responsibility is overly simplistic. The use of ratings such as those provided by MSCI should be just one part of a thoughtful review.

Most investment managers use these ratings as the starting point for further research. ESG ratings providers typically rely on information provided by companies but this information is often stale, inconsistent across companies and biased because it is based on what a company says about itself – which leaves potential for greenwashing. High ratings are more typically associated with more disclosure rather than better behavior. And then when this information is aggregated across issue areas to form a single rating for a company, large distortions can occur. I know this from my previous employment. Thus, using a single rating as the sole indicator of social responsibility is deeply flawed.

Instead I would advocate for the approach used by the City's SRI committee which builds upon MSCI's research by incorporating additional information. This helps yield a more complete and reliable picture of a company over time.

The proposed policy still excludes the Carbon Underground 200 as well as Wal-Mart despite the company's BBB rating by MSCI. This implies that the Council understands that using minimum ratings alone cannot hope to convey the intentions of social responsibility without adding subjective measures of involvement in controversies.

Portland should continue to be the thoughtful, progressive leader it has built its city upon. In the world of investment, ratings represent the start of a conversation, not the end.

Thank you.

SUSAN Haywood
4-5-17

Which Side Are You On ?

37278

From Standing Rock to Palestine and here in Portland town

Human Life is under attack and the right thing must be done!

Which side are you on? Which side are you on?

Human Life or profits? Which side are you on?

They gathered first at Standing Rock and now across the land

To keep the water and the sacred sites from deadly corporate hands

Which side are you on? Which side are you on?

The planet or the pipelines? Which side are you on?

Wells Fargo and Caterpillar bring us death and shame

They bulldoze and they terrorize all in money's name!

Which side are you on? Which side are you on?

The people or the profiteers? Which side are you on?

Prisons torture our grandchildren, robbing us of life

Tearing apart families adding to the strife!

Edith Gillis, 4626 SE Clinton St., #53, Portland, OR 97206, 503-754-7539

April 5, 2017

City Council, City of Portland
1221 SW 4th Avenue, Room 130
Portland, OR 97204

Dear Mayor, Commissioners, and Staff:

Thank you for your integrity protecting the people, assets, and future of Portland by acting with integrity to the intersectionality of fiscal, moral, social, environmental responsibility and investing wisely in social, economic, gender, racial justice and democracy by your upcoming unanimous vote to keep city investment and debt decisions open and transparent with democratic checks and balances and aligned with the Occupation-Free Portland draft investments proposal, the Socially Responsible Investments Committee, and the Corporate Securities Do-Not-Buy List. Thank you in advance for your wise upcoming unanimous vote to divest from and boycott and not do any business with the four companies that profit from and fund prison slavery and immigrant/refugee concentration camps, major climate-change and polluteers like Dakota Access Pipeline draining and poisoning the water for over 18million people and our nation's breadbasket, making Portlanders houseless through no fault of their own, and child sex slave trafficking, as well as the destruction of public water and health and local democracy: Wells Fargo, Caterpillar, Nestle, and Amazon. Thank you for divesting from the terrorism and wars caused by climate-change and its resulting droughts, floods, famines, fires, houselessness, migration, diseases, deaths, and fascism. Thank you for beginning the process for making Portland a model and ideal destination for those with conscience and creative solutions, community caring, and the moral courage to make Portland safe, just, and good for everyone for generations to come.

Thank you for the integrity of making financil policy consistent with professed values, real values held by most of the people of Portland, and real values if acted upon, benefit everyone in Portland and the region.

Thank you for showing with our tax dollars that you are honest, by voting NO on Wheeler's proposal and voting YES on Occupation-Free Porland's fiscally and socially responsible investment proposal. Thank you in advance for making it city policy to not buy from or invest in, and to divest from and boycott Wells Fargo, Caterpillar, Nestle, and Amazon, and instead, investing in local sustainable jobs with justice for Portlanders. Thank you in advance for preparing to move our money out of the highly risky and unethical Wallsteet corrupt gambling and into the most profitable and secure, principled Portland municipal public bank.

Thank you for making this right decision that will earn you the trust, respect, and cooperation of many people of conscience whom you do need for our mutual well-being.

Sincerely,

Edith J. Gillis

Attached: Occupation-Free Investments Policy for City of Portland

We need a public democratic process for making decisions about investments. It's taxpayer money, and the community has a right to have a voice in how its money is invested. That's why the Socially Responsible Investments policy was created in the first place. Keep the policy in place and keep the Socially Responsible Investments Committee.

Make our actions consistent with our words. The City Council unanimously opposed the Dakota Access Pipeline (DAPL) and declared Portland a Sanctuary city. How can the City then invest in Caterpillar and Wells Fargo? Caterpillar helped build DAPL and Wells Fargo helped finance it. Wells Fargo invests in the private prison companies that run immigrant detention centers and Caterpillar is President Trump's chosen contractor to build the anti-immigrant Wall on our southern border.

Wall Street shouldn't be in charge of our investments. Under the proposed new policy, the City Treasurer will rely on reports from MSCI, an offshoot of the failed Morgan Stanley investment bank.

This process is not transparent. MSCI reports are proprietary and can't be seen by the public. Portland taxpayers will have no idea what these reports say.

Portland should join Seattle and other cities across country and take a stand for indigenous rights, Palestinian rights, immigrant rights, prisoner rights, and universal human rights.

Adapt the entire Occupation-Free Investment Policy proposal:

WHEREAS, the City Treasurer is charged with investing the City's cash assets in accordance with the City's Investment Policy;

WHEREAS, the objectives of the City's Investment Policy are to, in priority order, (1) prudently protect the City's principal sums and ensure the preservation of capital, (2) provide ample liquidity to meet the City's operating needs and cash requirements, and (3) generate a market rate of return;

WHEREAS, in 2010 the City Council approved a change to the City's Investment Policy allowing up to 35% of the City's investment portfolio to be invested in corporate securities, subject to criteria and in compliance with State law;

WHEREAS, consistent with its responsibilities to the residents of the City of Portland, the City Council has social and ethical obligations to seek to avoid adding to its portfolio those securities issued by corporations whose practices egregiously contradict efforts to create a prosperous, educated, healthy, and equitable society;

WHEREAS, corporations that engage in practices that damage the environment and health, engage in abusive labor practices, violate corporate ethical and governance standards, engage in extreme tax avoidance strategies, exercise such a level of market dominance as to disrupt normal competitive market forces, or contribute to human rights violations undermine efforts to create a prosperous, educated, healthy, and equitable society;

WHEREAS, since 2013, the City Council has provided the City Treasurer with a Council-approved list of corporate issuers in which the City shall not directly invest its cash assets, and this list is now known as the Corporate Securities Do-Not-Buy List;

WHEREAS, on October 2, 2013, City Council adopted Resolution 37037 directing the City Treasurer not to invest additional cash assets in Wal-Mart; and

WHEREAS, on December 12, 2014, City Council adopted a resolution creating the Socially Responsible Investments Committee (SRIC) charged with recommending corporate issuers in which the City shall not directly invest its cash assets; and

WHEREAS, on July 8, 2015, City Council adopted a resolution appointing seven volunteer public members to the SRIC,

who have worked diligently to fulfill their charge; and

WHEREAS, on September 24, 2015, City Council adopted Resolution 37153 directing the City Treasurer not to invest additional cash assets in the Carbon Tracker Top 200 oil, gas, and coal companies; and

WHEREAS, on September 30, 2016, the SRIC submitted its Report to City Council recommending that Council add or keep nine corporate issuers—Walmart, Wells Fargo Bank, Caterpillar, Bank of New York Mellon, HSBC Bank USA, JP Morgan Chase Bank NA, Amazon.com, Nestle Holdings, and Credit Suisse—on the City's Corporate Securities Do-Not-Buy list; and

WHEREAS, it was the intent of the City Council to place companies that violate more than one of the SRI policy's criteria on the Corporate Securities Do-Not-Buy list; and

WHEREAS, Caterpillar, Inc., was found to have violated 6 of the 7 criteria under the SRI policy according to the Report of the SRIC, including human rights violations in Israel/Palestine, corrupt corporate ethics and governance, extreme tax avoidance, environmental violations such as helping build the Dakota Access Pipeline and fossil fuel extraction, abusive labor practices, and health concerns relating to weaponizing its D9 bulldozer for use in the Israeli Occupation of Palestinian lands; and

WHEREAS, Wells Fargo Bank was cited in the SRIC Report for corrupt corporate ethics and governance as well as concerns about human rights impacts, particularly its financing of and contractual services for the private prison industry, which has a profit motive for sustaining and expanding the carceral state and "has been the subject of multiple lawsuits over egregious basic human rights violations, especially within minority and immigrant communities," as the Report noted; and

WHEREAS, Nestle Holdings was cited for health concerns, abusive labor practices, and corrupt corporate ethics and governance in the SRIC Report; and

WHEREAS, Amazon.com was found to have violated four of the seven criteria of the SRI policy according to the Report of the SRIC, including abusive labor practices, undue market dominance, and environmental concerns; and

WHEREAS, subsequent to the issuance of the SRIC Report, it was learned that Wells Fargo is a major financier of the Dakota Access Pipeline and that it had cheated its own customers through a fraudulent account scheme, and it was learned that President Donald Trump intended to use Caterpillar as his contractor to build the Separation Wall along the U.S.-Mexico border in violation of human and environmental rights, and it was learned that Nestle Holdings was infringing on the water rights of indigenous people in Oregon by trying to build a water bottling plant in the Columbia River Gorge; and

WHEREAS, on September 7, 2016, the Council went on record in support of the Standing Rock Sioux Tribe in North Dakota and condemned the building of the Dakota Access Pipeline, reaffirming the rights of indigenous people; and

WHEREAS, in January 2017, Mayor Ted Wheeler reaffirmed the status of Portland as a Sanctuary City for all immigrants regardless of immigration status, thereby upholding protections for all regardless of race, national origin, religion, or sexual orientation;

NOW, THEREFORE, BE IT RESOLVED that Council directs the City Treasurer to suspend direct investments of cash assets in corporate debt securities issued by Amazon, Caterpillar, Wells Fargo, and Nestle until these corporations can demonstrate that they no longer violate the City's SRI policy.

BE IT FURTHER RESOLVED that Council continues to place Walmart and the Carbon Tracker 200 on the Corporate Securities Do-Not-Buy list for the reasons previously stated and that these bans continue until the companies demonstrate they are no longer in violation.

BE IT FURTHER RESOLVED that the Council continues to screen its investments through the Report of the Socially Responsible Investments Committee.

Standing Rock.

On the front lines of the resistance were gentle, generous, lion-hearted Indigenous women who courageously faced militarized police, rubber bullets, poisonous gas, attack dogs, brutality, jail, humiliations, degradations, fire hoses in freezing cold--- not occasionally, but repeatedly.

Standing Rock became the lighthouse, the beacon of hope and faith in the power of love and community to resist the rampant and wanton destruction of people and the planet by the endless drive for money and power embodied in the ongoing violence of the corporations building the pipelines and those banks which invest in them. Wells Fargo and Caterpillar are among the worst of the worst of those corporations as determined by the City's Socially Responsible Investment Committee which spent hundreds of volunteer hours preparing their findings, at the request of the City.

This past week, seven of those courageous women from Standing Rock traveled to Norway as the Indigenous Women's Divestment Delegation to engage with financial institutions and public officials, civil society groups and public forums, press and media to share their experiences, concerns and calls for international solidarity and justice. Speaking about the value of the Indigenous Women's Divestment Delegation, Michelle Cook, Dine human rights lawyer and founding member of the Water Protector Legal Collective at Standing Rock explains: **"Making indigenous human rights abuses visible is critical in ending human rights abuses against Indigenous peoples."**

Executive Director of the Women's Earth and Climate Action

Network(WECAN) Osprey Orielle Lake explains: "Concerned members of the international community whose governments and corporations are complicit in the violation of the rights of Indigenous Peoples, human rights and Earth rights must be made aware of the devastations being carried out in their names across the world.

Tara Houska, Anishinaabe, tribal attorney, National Campaigns Director of Honor the Earth and former advisor on Native American affairs to Bernie Sanders explains: Indigenous peoples bear the brunt of the many harms associated with extractive industry, our communities are impacted first and worst.

As the representatives of the People of Portland, we have a right to expect that you will not shame our city by making us complicit in the harm, in the violence, being done to Indigenous women and communities. To first, **DO NO HARM** ought to be our goal. That means having nothing to do with any entity that perpetrates or perpetuates any human rights violations, wherever they may be.

To reiterate the words of Michelle Cook, " to **MAKE VISIBLE HUMAN RIGHTS ABUSES** of Indigenous women...is critical to ending human rights abuses of Indigenous women. By adding Wells Fargo and Caterpillar to the **DO NOT BUY** list, we will be making their abuses public and visible and in so doing pressure them to cease their devastation.

Finally,

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Most of the world is coming to recognize that anything we do here affects not just Portland, but has effects on millions of people and on the entire planet. I urge the City Council, whatever its reservations, to **accept the recommendations of the Sustainable Investment Committee and to adopt the resolution put forward by Occupation Free Portland which directs the City to put Wells Fargo and Caterpillar on the DO NOT BUY list. Make us proud of Portland.**

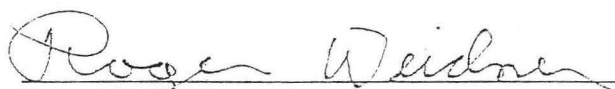
Submitted 4/5/2017

Diana Richardson

TO City of PortlandDATE 4-5-17

Attached is a copy of the NOTICE I am in the process of having hand-delivered to all the elected or appointed public officials, on the public payroll, in the State of Oregon.

The intent of the NOTICE is to put all publicly elected or appointed public officials, on the public payroll, on NOTICE that WE THE PEOPLE of Oregon are demanding that all public officials, on the public payroll, strictly observe the constitutional rights of all Oregon citizens, their employers, to "equal protection" and "due process" of law when they officially interact with any Oregon citizen.



Roger G. Weidner

1. 1998 Oregon Reform Party Candidate for Governor
2. Former Director Consumer Fraud Depart. Mult. Co. DA Office
3. Past President Oregon Judicial Watch.

TO: _____

NOTICE TO ALL OREGON PUBLIC EMPLOYEES:

IN THE NAME OF "WE THE PEOPLE OF OREGON", AND PURSUANT TO THE PROVISIONS OF ART. 1, SEC. 1, OF THE OREGON CONSTITUTION, NOTICE IS HEREBY GIVEN THAT "WE THE PEOPLE OF OREGON" DEMAND THAT ALL ELECTED OR APPOINTED OREGON PUBLIC OFFICIALS STRICTLY COMPLY WITH THE PROVISIONS OF THEIR SWORN "OATH OF OFFICE" WHEN OFFICIALLY INTERACTING WITH THE CITIZENS OF OREGON, THEIR EMPLOYERS.


 Roger Weidner—1998 Oregon Reform Party candidate for Governor

Re: Oregon State Bar v. Roger Weidner Case No. 061212468

Attached for the enlightenment of Oregon public officials receiving a copy of this Notice is the letter I recently sent to: Multnomah County Circuit Court Judge Janicie Wilson and portions of my new book "DELIVER US FROM EVIL". The information summarize the unprecedented criminal abuse I and other innocent Oregon citizens have been subjected to by members of the Oregon State Bar and others, for the past 21 years. We have been subjected to the outrageous criminal abuse, described in the information, for insisting on exercising our absolute constitutional right to speak in court, under oath, on the record about the shameful and scandalous criminal conduct of attorney members of the Oregon State Bar stealing, in often "sham" or "star chamber" type judicial proceedings, the children and property of innocent, naïve, Oregon citizens caught up in the Oregon legal system. Notice is hereby given, to all PUBLIC OFFICIALS Receiving a copy of this Notice, in the name of, "WE THE PEOPLE OF OREGON" that we are demanding that all publicly elected or appointed public officials, on the public payroll, strictly comply with the provisions of their sworn "OATH OF OFFICE" when officially interacting with the citizens of Oregon, their employers. Those who will not comply with their sworn "OATH OF OFFICE" "WE THE PEOPLE WILL DRIVE FROM OFFICE IF THEY DO NOT RESIGN"

June 19, 2009

Dated: May 23, 2011


 Roger Weidner—In the name of We The People of Oregon

Gov. Ted Kulongoski
 Atty. Gen. Kroger

All members of the Oregon House and Senate
 All members of the Ore. Ct. Of Apls. & Sup. Crt.

DELIVER US FROM EVIL

VOLUME II

37278

THE WOLVES IN SHEEPS CLOTHING IN THE OREGON STATE BAR



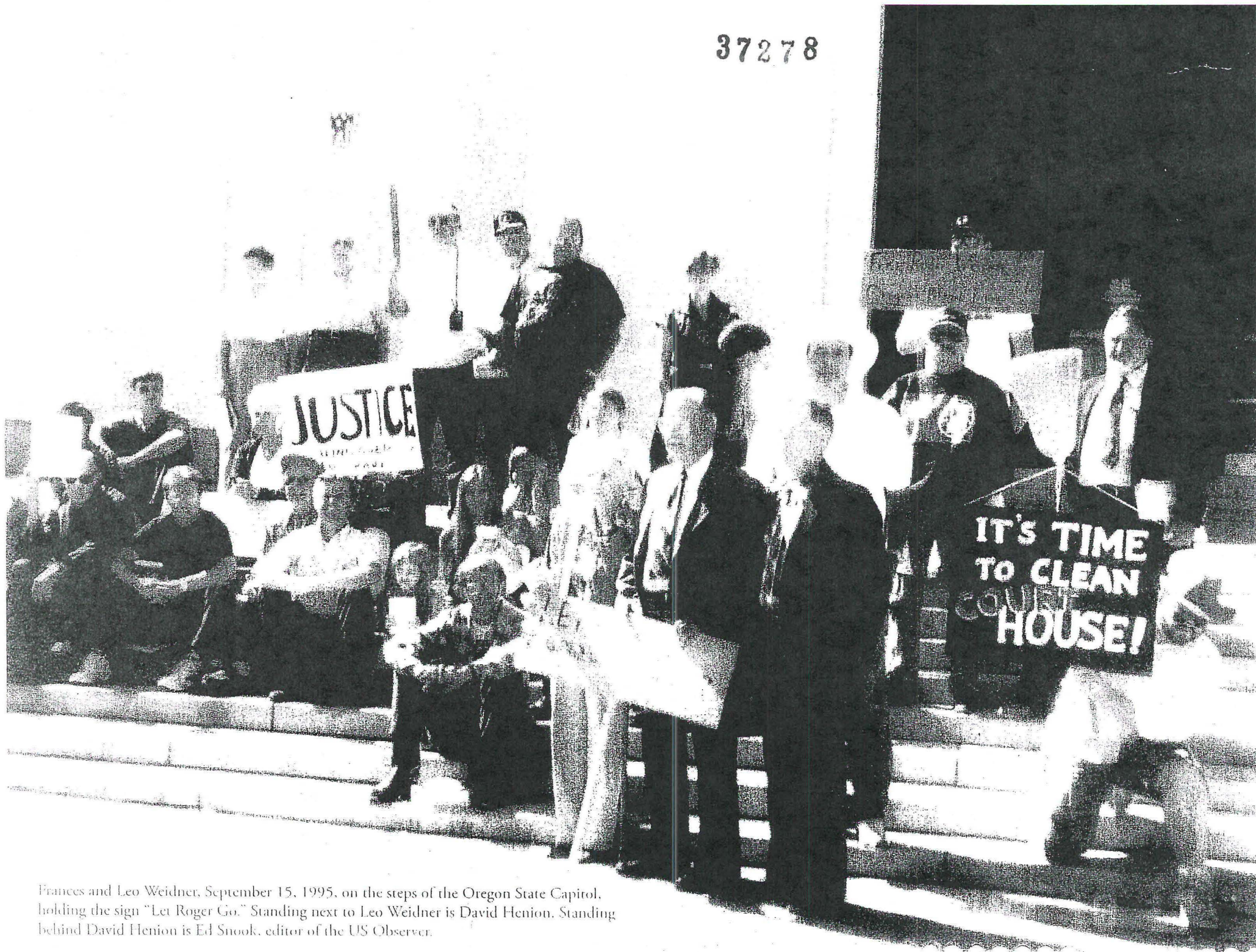
Frances and Roger Weidner, February 21, 2001, outside Judge Ellen Rosenblum's Multnomah County Courtroom

THE EVIL I refer to, in this volume, is the vile, treacherous, shameless thievery of some bureaucrats, attorneys and judges, most of whom are members of the Oregon State Bar, all of whom are licensed or employed by the corporate STATE OF OREGON, openly stealing in "Sham" often "Star Chamber" type judicial proceedings the children, property and freedom of innocent Oregon citizens caught up in the Oregon legal system.

If the innocent Oregon citizen attempts to speak in court, on the record, about their victimization they are ordered arrested and jailed for contempt by a complicit judge. This is the Evil that we in the Patriot Community (particularly Frances Weidner) have been fighting to eliminate for the past 22 years in order to restore to the citizens of Oregon and our posterity clean constitutional government.

Roger Weidner

Roger Weidner
1998 Oregon Reform Party
candidate for governor



Frances and Leo Weidner, September 15, 1995, on the steps of the Oregon State Capitol, holding the sign "Let Roger Go." Standing next to Leo Weidner is David Henion. Standing behind David Henion is Ed Snook, editor of the US Observer.

WALTER BAUM, OHIO
DENNIS DICONCINI, ARIZONA
PATRICK J. LEAHY, VERMONT
HOWELL HEFLIN, ALABAMA
PAUL SIMON, ILLINOIS
HERBERT KOHL, WISCONSIN

ORRIN G. HATCH, UTAH
ALAN K. SINCE, WYOMING
CHARLES E. GRASSLEY, IOWA
ARLEN SPECTER, PENNSYLVANIA
HANK BROWN, COLORADO

RONALD A. KLAHN, CHIEF COUNSEL
JEFFREY J. PECK, STAFF DIRECTOR
TERRY L. WOOTEN, MINORITY CHIEF COUNSEL
AND STAFF DIRECTOR

United States Senate

37278

COMMITTEE ON THE JUDICIARY
WASHINGTON, DC 20510-6276

June 7, 1991

Mr. Roger Weidner
400 South 2nd Avenue
Lake Oswego, Oregon 97034

Dear Mr. Weidner:

Thank you for your letter regarding your complaint against attorneys Milt Brown and Norman Lindstedt, and Judge Lee Johnson.

The Judiciary Committee does not handle complaints against attorneys. However, if you wish to file a grievance against a private attorney, you should contact:

Oregon State Bar
5200 SW Meadows Road
P.O. Box 1689
Lake Oswego, Oregon 97034

The Judiciary Committee also has no jurisdiction over state or local judges. If you would like to file a complaint against a state or local judge, you should write to the following address:

Judicial Fitness Commission
P.O. Box 9035
Portland, Oregon 97208

If you believe that a judge has broken a federal law, you should write to the U.S. Attorney's office, at the following address:

Charles Turner
U.S. Attorney for the District of Oregon
Portland 1, U.S. Courthouse
620 SW Main Street
Portland, Oregon 97205

Thank you again for your letter. I hope you will find this information helpful.

Sincerely,


Joseph R. Biden, Jr.
Chairman

220

yy

An open letter from Frances Weidner

Frances Weidner's open letter to:

Gordon Hinkley-President Church of Jesus Christ of Latter Day Saints (Mormons)

Orin Hatch-ranking Republican U.S. Senate Judiciary Committee

Gordon Smith-United States Senator from Oregon

Michael Mossman-United States Attorney for Oregon

All other fellow Mormons and concerned and alarmed citizens of Oregon.

I am the 91 year old widow of Leo Weidner retired Deputy Chief of the Portland Fire Department. We were featured in the "Living" section of The Oregonian on December 5, 1997, and have also been featured in The Oregon Observer newspaper.

My husband and I (he died in July of 1999), along with three of our four sons Leo, Bruce and Stephen are Mormons. My husband and I, along with two of our four sons, Bruce and Stephen, have all served on church missions. My husband and I are also the parents of Roger Weidner, the 1998, Reform Party candidate for Governor of Oregon.

For the past 11 years my husband and I, along with hundreds, perhaps thousands, of other shocked citizens, have witnessed first hand, with stunned disbelief and outrage, the unbelievable abuse Roger, and others supporting him, have suffered at the hands of corrupt judges and police officers here in Oregon. The abuse has been in retaliation for their effort in exposing the judicial corruption in our state and federal court system. Roger, after being repeatedly arrested and jailed

(290 days in all), sometimes violently in my presence, for speaking out about the corruption, has finally, after all these years, been allowed to freely testify in court. Without challenge or objection Roger has testified under oath about the criminal conduct of attorneys and judges

Kettleberg estate, attorney Ken Schmitt, who stole the New Wine Ministry property and known pedophiles in the Child Service Division who have sexually abused Malissa Gaston.

Roger, a historian, lawyer and legal scholar has repeatedly told all of us that



Rodger Weidner's Mother Frances, giving testimony

involved in the Kettleberg theft; the New Wine Ministry theft and the abduction and sexual abuse of 7 year old Malissa Gaston by employees of the Oregon Child Service Division.

Not a single sworn criminal charge that Roger, or the others supporting him, have leveled against those involved in this scandalous criminal behavior, either in court, on the air, or in the newspapers has been questioned or disputed by those he has named. Yet still the lawyers, judges and police who control our courts, our streets and now it seems every aspect of our lives, brazenly flaunt the rule of law and continue to openly protect disbarred attorney Milton Brown, who stole the

in this country, since the Revolutionary War, the citizens are the sovereign political authority. He said that our Founding Fathers went to war to insure that in this country the citizens would be ruled by the "rule of law" and not by the whim of corrupt, despotic tyrants sitting in colonial "Royal Courts." Roger said that both the state and federal governments in this country are created by constitutions. He said if there was no U.S. Constitution there would be no federal government and if no state constitution no state government. Roger said that both the federal and state governments are run by elected or appointed public officials and others, all public employees.

Roger also said that under both the state and federal constitutions, before the government can take anything from a sovereign citizen that government must provide the citizen with "equal protection of the law" and "due process of law." It is this "equal protection" and "due process" guarantee that is contained in the oath that all public officials take when they are sworn into office.

The corrupt judges and police officers, I have witnessed in our courts, instead of complying with their oath of office are openly, publicly, and aggressively, protecting the thieves and at the same time threatening, attacking and jailing the victims of that thievery when they attempt to enter public courtrooms, here in Oregon, to make a record of their injury.

Our prophet Joseph Smith said; "The day will come when our Constitution will hang as if by a thread and if it is to be saved at all it will be saved by the elders of the Church." From the horrible corruption I have personally witnessed, in our courts here in Oregon, that day has certainly come. It is time for all concerned citizens, particularly Mormons heeding the advice of our prophet Joseph Smith, to speak up loud and clear to all public employees that we will not tolerate any corruption by our public employees. Further, that we will demand, by our constant scrutiny, that our public officials and employees strictly follow their job description and comply with their oath of office. I sincerely ask you all to join with Roger and the rest of us fighting the corruption here in Oregon, and around the country, to help bring a swift and certain end to this dangerous and disgraceful situation in our court system and restore constitutional protection to all citizens of this country.

Sincerely,
Frances Weidner

LETTERS TO THE EDITOR (THE OREGON OBSERVER) MARCH-APRIL 2001

Editors Note: The following letter is from a true patriotic lady who has stood for truth and justice for the past eleven years that I have known her. Her courage and stamina have exceeded that of most men that I have encountered in my battle with corruption.

March 19, 1933

Mrs. Frances Weidner
2226 Franklin, S.E.
Portland, Oregon 97202-1020

Dear Mrs. Weidner:

Thank you so much for your letter. President Clinton greatly appreciates the trust and confidence you have expressed in him by writing.

To give your concerns the special attention they deserve, the President has asked me to forward your letter to the Department of Justice. I have asked them to provide you with a prompt reply, but please bear in mind that it may take several weeks to look thoroughly into the concerns you have raised. Should you have any questions after reviewing their response to you, you may write: Department of Justice, 10th and Pennsylvania Avenue, N.W., Washington, D.C. 20530.

Many thanks for your patience.

Sincerely,



Marsha Scott

Deputy Assistant to the President
and Director of Presidential
Correspondence

ROGER WEIDNER
3526 S.E. FRANKLIN
PORTLAND, ORE. 97202
503-232-6691

37278

April 8, 1996

President Bill Clinton
The White House
1600 Pennsylvania Ave.
Washington D.C. 20515

Dear President Clinton,

In January of 1993 my 83 year old mother wrote to you about the outrageous persecution of me, and others, by corrupt local judges and public officials. As my mother stated in her letter, the on-going persecution of me since 1988, by these public officials, has been to stop my efforts to recover 35 million dollars in stolen Kettleberg estate assets and the 1.5 million dollars in assets stolen from New Wine Ministry.

Your assistant Marsha Scott responded to my mother's letter on March 19, 1993 saying the matter was referred to the Justice Department. I sent you, on May 22, 1993, a follow-up letter (a copy is attached to the enclosed Common Law complaint) detailing the unprecedented level of corruption in our State and Federal court system here in Oregon. To date there has been no response from local, state or federal officials, to my repeated and persistent demands to investigate what appears to be the complete subversion of constitutional government here in Oregon.

To provide peace loving, law abiding citizens protection from the pervasive judicial thievery, Common Law Courts have been formed here in Oregon. I have filed a complaint (copy enclosed) in the Common Law Court seeking redress for the intentional injury inflicted on me by these local public officials, aiding and abetting in covering up the Kettleberg and New Wine Ministry thefts.

To maintain public order, and restore public confidence in government, it is imperative Mr. President that you order the Justice Department to conduct an immediate and thorough investigation of this intolerable corruption here in Oregon.

Sincerely

Roger Weidner

cc.

Janet Reno Attorney General
U.S. Supreme Court Justices:
Rehnquist, Kennedy, Scalia, O'Connor
Stevens, Souter, Thomas, Ginsberg, Bryar
Louis Freeh-Director of FBI
Sen. Oren Hatch-Ch. Sen. Jud. Com.
Sen. Mark Hatfield
Sen. Ron Wyden
Rep. Henry Hyde-Ch. Hs. Jud. Com.
Rep. Wes Cooley
Rep. Stann Bunn
Rep. Elizabeth Furse
Rep. Peter DeFazio
Kristene Rogers-U.S. Attorney
Charles Stuckey-Assn. U.S. Attorney
Charles Teitsworth-FBI agent in charge

Oregon Supreme Court Justices:
Unis, Van Housen, Durham
Fadely, Gillette, Graber

Oregon Court of Appeal Judges:
DeMuniz, Edmonds, Rader, Deitz,
Richardson, Hazelton, Leeson,
Landau, Armstrong

Mayor Vera Katz
Comm. Earl Blumenauer
Comm. Mike Lindberg
Comm. Gretchen Kasbury
Comm. Charles Hale
City Atty Jeff Rogers

Comm. Beverly Stein
Comm. Dan Saltzman
Comm. Gary Hansen
Comm. Tonya Collier
Comm. Shannon Kelly

All members of the Oregon Senate
All members of the Oregon House

Police Chiefs:
Charles Moose-Portland
Dave Bishop-Beaverton
Steve Winegar-Tualatin
Al Johnson-Battleground

Ed Snook-Oregon Observer
Rick Beasley-Oregon Spectator
Alan Gustafson-Statesman Journal
Dave Dyer-Oregon-Newsleader
Marvin Case-The Reflector
Fred Stickel-The Oregonian
Vince Ryan-Spotlight
Al Adask - Anti-Shyster
Jamieson White-The Jamieson White
Michael Marsh-Channel 25
Carrie Jacobs-Channel 11

U.S. District Court Judges:
Burns, Jones, Panner, Frye,
Marsh, Haggerty, Belloni
U.S. Magistrates: Stewart,

ELLEN F. ROSENBLUM
Attorney General



MARY H. WILLIAMS
Deputy Attorney General

37278

DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

April 18, 2013

Roger G. Weidner
3526 SE Franklin
Portland, OR 97202

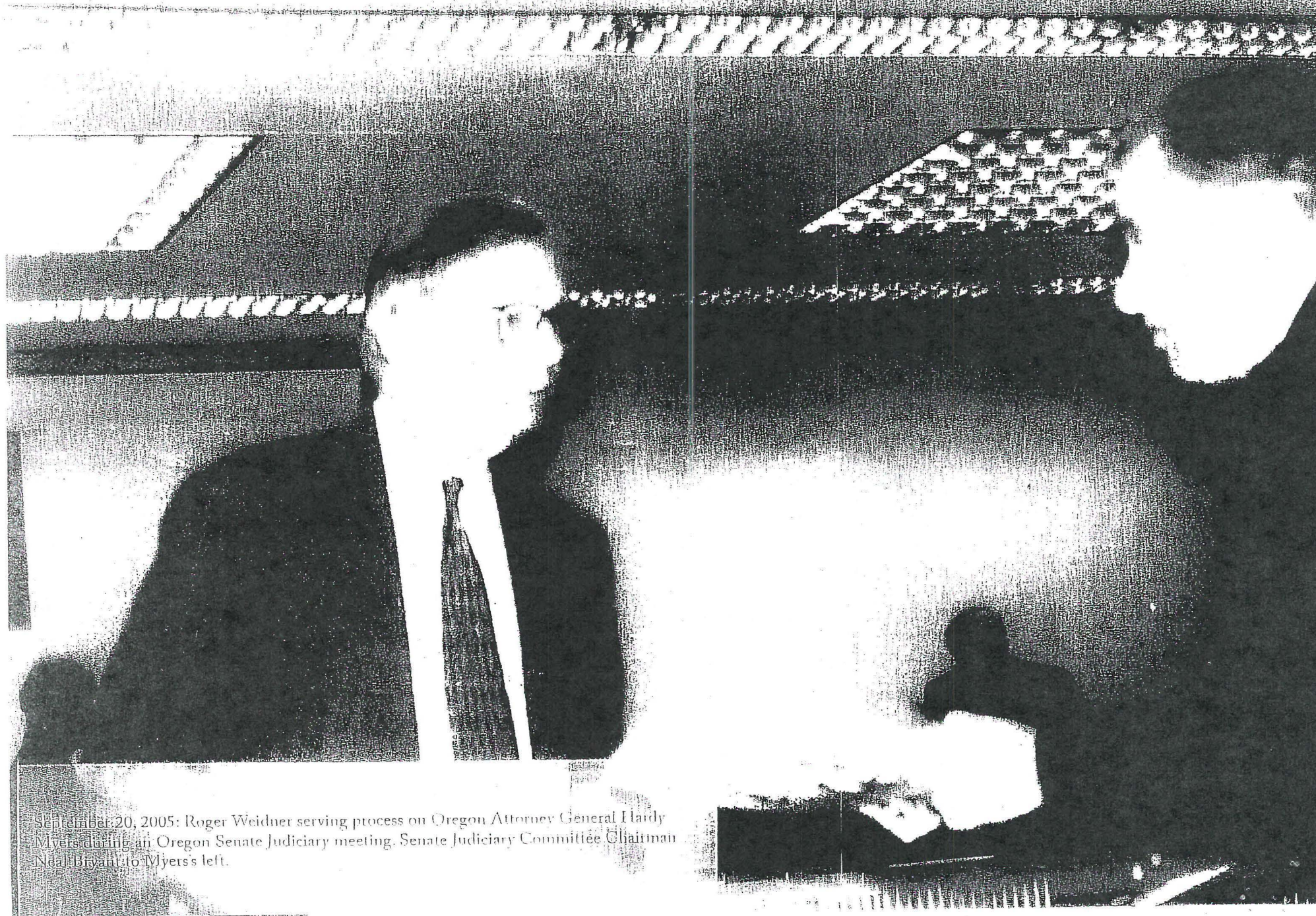
Dear Mr. Weidner:

I am responding to your recent letter to the Attorney General regarding your notice to "strictly observe the constitutional rights of all Oregon citizens, their employers, to 'equal protection' and 'due process' of law."

Thank you for taking the time to reach out to us. I have taken the liberty of passing your concerns on to Attorney General Ellen Rosenblum. Please know that we are grateful to engaged citizens like you who take the time to express their views and keep us informed.

Sincerely,

Chrystal Bader
Office of the Attorney General



September 20, 2005: Roger Weidner serving process on Oregon Attorney General Hardy Myers during an Oregon Senate Judiciary meeting. Senate Judiciary Committee Chairman Neal Bryant to Myers's left.

website: Roger Weidner.info

ROGER WEIDNER
3526 SE Franklin
Portland, Ore. 97202

* 1998 Oregon Reform Party Candidate for Governor

* Past President of Oregon Judicial Watch

March 1, 2013

Judge Rosenblum,

Congratulations on your selection as Oregon's next Attorney General. I truly hope and pray that your selection as Oregon Attorney General will mark the reestablishment of constitutional government in Oregon where the constitutional rights of all Oregon citizens to "equal protection" and "due process" of law are observed at all times when any Oregon citizen appears in any court in the State of Oregon.

I am enclosing for your review a copy of the "NOTICE TO ALL OREGON PUBLIC EMPLOYEES", with exhibits, that I am in the process of distributing to all Oregon elected or appointed public officials. The Notice and the attached exhibits detail the outrageous, scandalous and shameful criminal abuse I and other innocent Oregon citizens have been subjected to by corrupt attorneys and public magistrates, over the past 24 years, for attempting to speak in court, under oath, on the record, as I did in your court, filled to capacity with 40 of my supporters, on February 21, 2001, about our criminal abuse. You heard me testify without challenge or dispute from any of the six attorneys present, representing those involved in the theft of the 100 million dollar Kettleberg estate and 1.5 million in New Wine Ministry property, about the scandalous criminal abuse others and I have been subjected to by the OSB and its members for exposing their shameful criminal conduct in the theft of innocent citizens children, property or freedom in "sham" often "star chamber" proceedings.

Attached for your review is also the March/April 2001 edition of THE OREGON OBSERVER containing the front page story "WEIDNER SHOW CAUSE" that describes what happened in your court on February 21, 2001. The only response of Oregon State Bar attorney Milton Brown's attorney

Charles Markley was to hold a file in front of his face while Janette Kent's turncoat attorney Norman Lindstedt sitting next to Markley gave a blank stare.

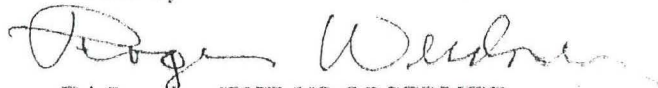
I am sure you remember the Multnomah County Sheriff Deputy present in court who threatened to arrest me when I got off the witness stand with the intent to arrest Norman Lindstedt for his part in helping steal all the Kettleberg estate assets

On June 20, 2009 60 concerned citizens from around the state met with your predecessor John Kroger in King City, Oregon to convey our collective outrage at the out-of-control corruption in the Oregon legal system that was resulting in innocent Oregon citizens having their children, property and freedom stripped from them in "sham" often "star chamber" type judicial proceedings completely devoid of the "equal protection" and "due process" of law guaranteed to all Oregon citizens under both our state and federal constitutions.

As the 1998 Oregon Reform Party candidate for Governor and as the former Director of the Consumer Fraud Department in the Multnomah County District Attorney's Office I have repeatedly declared in the name of "We The People Of Oregon" the reestablishment of the courts in Oregon as courts of constitutional "due process" where the constitutional rights of all Oregon citizens to "equal protection" and "due process" of law are observed at all times when any Oregon citizen appears in any Oregon court.

I am ready at any time to meet with you or any member of your staff to discuss how going forward the citizens of Oregon can be assured that all of their constitutional rights will be strictly observed when any Oregon citizen appears in any court here in Oregon.

Sincerely



Ed Snook—THE US OBSERVER
Des Griffen-MIDNIGHT MESSENGER

c. Governor Kitzhaber,
All Oregon House and Senate members
All Oregon Supreme and Court of Appeals Judges

Weidner Should Be Oregon's Governor In 1998



Roger Weidner - The Reform Party's Choice For Governor

The Oregon Observer has published numerous articles over the past two years regarding Governor John Kitzhaber, his socialist agenda and his complete disregard for the constitutional rights of the citizens of Oregon.

The Oregon Observer has also wrote a number of articles about Bill Sizemore, the Republican candidate for Governor in the current race. We have factually informed our readership about Sizemore "selling out" his supporters on many occasions. We have written about his compromised positions and of the total lack of trust that he has instilled in those of us who would otherwise be his supporters.

Now we will tell our readers about a third candidate. Roger Weidner, a former prosecutor was recently nominated by the Reform Party of Oregon and should he get elected, the average citizen in Oregon can definitely look forward to the following benefits. Weidner will not stand for corruption to exist anywhere in this state. He will attack the court structure and the absurd problems with the Oregon State Bar. We can all look forward to some substantial tax-savings, because Weidner will immediately eliminate un-needed and or corrupt bureaucracy.

Any prudent person who has spent any time looking at the facts regarding the inadequacies of Kitzhaber and Sizemore, know exactly what they will get should one of the major candidates get elected in November. There are countless valid reasons not to vote for Kitzhaber or Sizemore and there are literally thousands of examples of misuse of public funds, taxation without representation and clear corruption currently taking place in Oregon, giving anyone a valid reason for wanting change...change that would without question come with the election of Roger Weidner.

ROGER WEIDNER FOR GOVERNOR

I AM RUNNING FOR GOVERNOR TO RESTORE TO THE CITIZENS OF OREGON THEIR CONSTITUTIONAL RIGHTS TO "EQUAL PROTECTION OF THE LAW" AND "DUE PROCESS OF LAW".

As the State Director of THE CONSTITUTIONAL DEFENDERS for the past ten years I have become shockingly aware of thousands of citizens who have had either their children wrongfully taken from them by State Offices for Services to Children and Family (SOSCF), or their lands wrongfully taken by Land Conservation and Development Commission (LCDC), or other property wrongfully taken from them by corrupt attorneys, judges and bureaucrats. As a former attorney and public prosecutor I have, along with hundreds of other concerned citizens in this state, been fighting for the last ten years to bring this intolerable corruption in our courts and state government to an end. For attempting to publicly expose this corruption I have been repeatedly ordered arrested, prosecuted and jailed, on groundless charges, by the corrupt judges involved. By filling the courtrooms with angry and concerned citizens I have noticed a marked improvement in the behavior of judges and public officials in dealing with the citizens of this state. I believe the primary reason for the corruption in our government is lack of accountability. Accordingly, as your Governor, I would make it a top priority of my administration to place the control of all public services under the supervision of the county commissioners in the respective counties. By so doing the public service agencies would be directly accountable to the commissioners and the commissioners would be directly accountable to the people. The different state agencies would be primarily involved in assuring that the county agencies are complying with state law in dealing with the citizens of Oregon. I promise the voters that if I am elected your Governor this November the corruption in our courts and state government will end the day I am sworn into office.

RESUME

I am a single father of three grown children. I was born June 1, 1938 in Portland Oregon, the third of four sons, to Leo and Frances Weidner. Leo Weidner retired in 1969 as the Deputy Chief of the Portland Fire Department. My parents have lived in the same house at 3526 S.E. Franklin St. Portland Oregon since July of 1937.

EDUCATION

I graduated in 1952 from Creston Grade School and in 1956 from Cleveland High School in Portland Oregon. In high school I lettered in football and was the president of a 60 member fraternity. I attended Brigham Young University from 1956 to 1957. I won the light heavy weight boxing championship while at Brigham Young. I graduated in 1963 from Portland State University with a degree in business administration. I graduated in 1968 from Lewis and Clark Law School with a J. D. degree.

OCCUPATION AND MILITARY HISTORY

1949 to 1954---Paperboy for the Oregonian and the Oregon Journal.

1954 to 1956---Delivery boy for Jacob Miller Barber and Beauty Supply.

1957 to 1959---U.S. Army 101st Airborne Division, Honor Guard Platoon. I was selected one of the two outstanding trainees in a class of 250 in my Advanced Airborne Infantry Training Company.

1959 to 1961---Clerk for R.W. Conroy Co.

1961 to 1973---Portland City Fireman.

1973 to 1976---Multnomah County Deputy District Attorney.

1975 to 1976---Director of the Consumer Fraud Department in the Mult. Co. Dist. Attorneys Office.

1976 to 1987---Private Practice of Law.

1987 to 1988---Sabbatical.

1988 to Pres.---State Director of The Constitutional Defenders. Actively engage in fighting the corruption in the courts and state government.

TOP PRIORITIES IF ELECTED GOVERNOR:

1. Repeal Senate Bill 100 (LCDC). Citizens have an absolute right to lawfully use their property as they see fit. Private lands cannot be taken for public use without just compensation.
2. Abolish SOSCF and return that function to the respective counties.
3. Create the Oregon Judicial Commission to oversee and discipline attorneys and judges. The Commission would be made up of 10 members (not-attorneys), two from each Congressional District.
4. Repeal the Scenic Gorge Act.
5. Abandon Outcome Based Education (goals 2000) and the Oregon Shine Benchmark Goals Program currently being used in our public schools.
6. I endorse home schooling and a voucher system that allows parents the right to send their children to the school of their choice.
7. I favor the passage of the 2.5% Single Flat Tax (gross receipts tax) which would replace the state income tax, property tax and sales tax. The Single Flat Tax would guarantee funding of all essential public services.
8. Modify Measure 11 so that non-violent teenagers are not given long prison sentences for non-violent or victimless crimes.
9. Preserve the Savage Rapid Dam.
10. I will work for the passage of The Family Preservation Act. Under the act, children could not be permanently removed from the home of the biological parents without a jury finding of child abuse.

THE REFORM PARTY SUPPORTS:

1. Strict observance of the limitations placed on government by the Federal and State Constitutions.
2. Term limits-two terms in the Senate three in the House of Representatives.
3. Lobbying Reform- which would require that Elected and appointed public officials could not be allowed to lobby their former colleagues for five years after leaving office.

FRIDAY
DEC. 5, 1997

Marrying in haste often can mean
repenting at leisure, but sometimes
a lasting union is formed in a...

Marital

By JANN MITCHELL
of The Oregonian staff

Fools rush in, the experts say. Quickie courtships don't make for magnificent marriages.

"Researchers have found the longer the engagement period, the stronger that marriage is likely to be," says Les Parrott, psychologist and co-founder of the Center for Relationship Development at Seattle Pacific University.

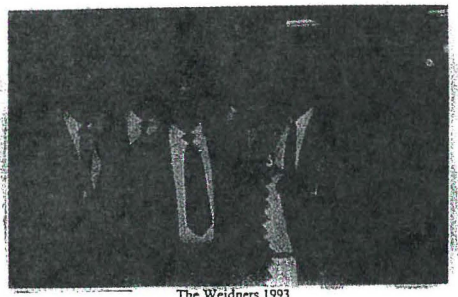
"Wait longer to marry, and you have a more successful marriage. Though it doesn't mean there aren't couples that beat the odds."

Leo and Frances Frey Weidner are one of those couples married 67 years.

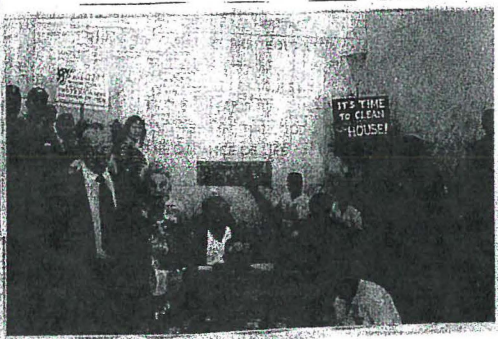
She was a 19-year-old salesgirl and he a 24-year-old ex-Marine when they met at a 1929 New Year's Eve party. On their first date the next day, they discussed marriage; she didn't think she'd marry because so many husbands cheat. "You'd marry me, wouldn't you?" he said with a grin.

Four months later, she did. The Southeast Portland couple vowed to love each other forever on May 3, 1930 — and have, with four sons, 18 grandchildren and 12 great-grandchildren. Forty years ago, they became Mormons.

Please turn to MARRIAGE, Page E4
Leo and Frances Frey Weidner wed 67 years ago after discussing marriage on their first date. He's 92; she's 87.



The Weidners 1993
Roger, Bruce, Leo, Steve
Leo and Frances



Leo and Francis Weidner, with supporters outside State Capitol August '95 demanding that Roger Weidner, a political prisoner, be released from custody.



300 supporters going up Oregon Capital steps on June 3, 1997 to serve complaints on Reps. Eightmy, Adams, Lindquist, Snodgrass and Carter for assaulting peaceful protester at April 18, 1997 Capitol rally.



Press conference State Capitol June 3, 1997 to expose corruption and serve complaints on State Legislators - E Snook Or. Obs., Fmr. Congressman George Hansen, Roger Weidner, Paul Kraxberger Ore. Obs.

August 1995 Vol. 2, No. 8 Serving Oregon & The Western States

Weidner Is A Political Prisoner Of The Predatory Oregon State Judicial System

by Dal Ferry

Oregon's Lawyer Legal Monopoly, better known as the Oregon State Bar Association, which dominates Oregon's judicial system, has incarcerated Roger Weidner in the Multnomah County Justice Center since June 7, 1995 when he was taken into custody by Washington County Sheriff's Deputies on orders of Multnomah County Judge Dorothy M. Baker.

Weidner's supporters believe that he is political prisoner in the clutches of the Oregon State Judicial system and that Weidner's groundless incarceration is reminiscent of the days in Hitler's Nazi Germany.

Weidner's supporters are convinced that his tyrannical, unconstitutional imprisonment, without bail, undermines public confidence in the integrity of the court system.

The people close to Weidner, who are familiar with the horrendous circumstances that have unjustly landed him in jail, compare his case to the beating of Rodney King by the Los Angeles Police Department, the shooting deaths of Randy Weaver's son, wife and dog at Ruby Ridge in northern Idaho and the Waco incident where the BATF and the FBI were involved in the deaths of 86 men, women and children.

Congress is currently re-investigating Waco and Ruby Ridge because "We the People" are not satisfied that the courts have demanded the federal government to come clean regarding those deadly incidents.

As George Will, a nationally syndicated columnist said recently, "Justice is supposed to be the foundation of truth."

The truth. Weidner's selfless search to uncover the truth by working within the very system that seems determined to keep truth hidden, is what compels Roger Weidner to defy the judges as he has.

Weidner is in jail because he believes in the Bill

of Rights, The Oregon State Constitution and that the laws of our state should be enforced for the benefit of the People and not for the social and economic advancement of judges and attorneys.

Roger Weidner is fighting our battle, in his own way, to bring about a system of justice in this state that is once again based on a foundation of truth. He is fighting our battle for us because he is one man who's mission in this life is to harness the courage needed to stand up and face the corruption that has destroyed the lives of so many innocent Americans through "due process."

Weidner's journey into the jaws of the Oregon Judicial System began over a decade ago when he and Janette Kent first challenged Probate Judge Lee Johnson over Kent's legal claim to the Kettleberg estate. Weidner charges that Judge Johnson and attorneys Milton O. Brown and Norman Lindstedt have been participating in an on-going criminal conspiracy, along with other persons in the system, to "steal the estate of Don Kettleberg from the legally sanctioned 'sole heir' Janette Kent."

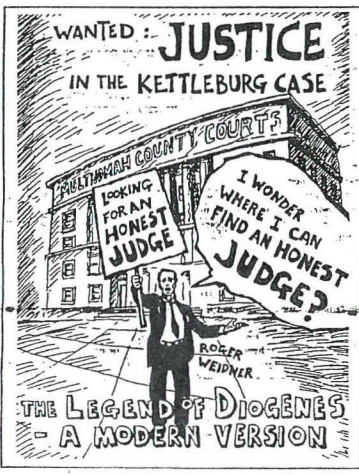
The estate now has an estimated value of \$35 million.

Weidner's arrest, and the conspiratorial circumstances surrounding the conditions of his incarceration, many of his supporters feel, has created some serious civil rights and other constitutional problems for Oregon's Judicial System. As a result, the system doesn't quite know what to do with him. At this point, the system is damned if they keep Weidner in custody and damned if they let him go.

Judge Baker, who issued the warrant for Weidner's arrest, is in what would seem to be, an ideal position to allow Weidner to "make a record" and begin the process of exposing the truth.

Weidner feels that if Judge Baker denies him the right to make a record in court as a foundation for an investigation into the charges of fraud and theft concerning the Kettleberg estate, Judge Baker can be added to the list of co-conspirators as a tool for those who are directly involved.

Weidner's arrest occurred in front of the Wash- Co. Deputies, 11/27/97



OUR LIFE OUR LIBERTY
DEPENDS ON PRESERVING
THE CONSTITUTION AS OUR
FOUNDING FATHERS MADE
IT INVIOLEATE. THE PEOPLE
ARE THE RIGHTFUL
MASTERS OF BOTH THE
COURTS AND THE
CONGRESS. NOT TO
OVERTHROW THE
CONSTITUTION BUT TO
OVERTHROW THOSE WHO
SUBVERT THE
CONSTITUTION.

—Abraham Linco

To Sin by Silence when the
should protest makes
cowards of men.

—Abraham Linco

Investigator Uncovers Blatant Theft Of Kettleberg Estate Judge Lee Johnson, Attorneys Milton Brown and Norm Lindstedt Implicated In Conspiracy

The way that evil men succeed is for good men to do nothing. Please make copies of this flyer and give them to your friends and family. By doing so you will help in bringing to an end this November 3, 1998 the intolerable corruption in our state courts and state government. (Roger Weidner)

Roger Weidner's web site is: http://www.oregon.com/roger_weidner

E-Mail:

Roger_G_Weidner@yahoo.com

Website:

RogerWeidner.info

ROGER WEIDNER3526 SE FRANKLIN
PORTLAND, OREGON 97202
(503) 232-6691

- * 1998 Oregon Reform Candidate for Governor
- * Past President of Oregon Judicial Watch

NOTICE

TO: GOVERNOR KULONGOSKI, ATTORNEY GENERAL KROGER, ALL OREGON SHERIFFS and their deputies, ALL OREGON PUBLIC MAGISTRATES, ALL OREGON COUNTY COMMISSIONERS, ALL OREGON LEGISLATORS, POLICE CHIEFS and other elected or appointed public officials.

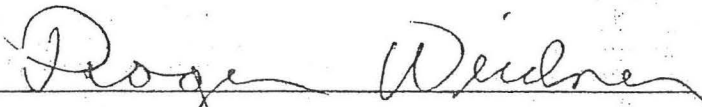
As a former attorney and public prosecutor and 1998 Oregon Reform Party candidate for Governor, and in the name of We The People of Oregon, I have now repeatedly declared, on the record, in State and Federal Courts in Oregon, pursuant to the provisions of Article 1 Section 1 of the Oregon Constitution, the reestablishment of the courts in Oregon as courts of constitutional due process. By constitutional due process I mean and adversary system, Plaintiff-Defendant-neutral judge. I am attaching to this Notice a letter with exhibits I recently sent to Oregon Attorney General John Kroger. The exhibits include copies of letters I have sent to US Supreme Court Chief Justice Roberts, FBI Director Robert Mueller, Lane County Sheriff Burger and Deschutes County Sheriff Blanton.

The letters and exhibits detail the unprecedented, scandalous, criminal abuse I and other innocent Oregon citizens have been subjected to, by state licensed or employed bureaucrats and attorneys, for trying to speak in court, on the record (an absolute right that every citizen has), about having our children or property shamelessly stolen by treacherous, thieving bureaucrats and attorneys, all either licensed or employed by the corporate State of Oregon, in "sham" often "star chamber" type judicial proceedings completely devoid of even a semblance of the "equal protection" and "due process" of law guaranteed to all citizens under both our state and federal constitutions.

When I, and others I have been working with, have tried to speak in court on the record about having our children or property stolen we have been threatened, violently assaulted and arrested on the order of corrupt judges to keep us from putting our injury on the record. I have personally witnessed sworn sheriff deputies giving thieving attorneys and pedophile bureaucrats armed guard escort in and out of the courthouse to protect them from their angry, outraged victims.

This Notice puts all of you publicly employed, elected or appointed officials, on notice that We The People of Oregon will not tolerate this outrageous abuse of the citizenry to continue. We The People are demanding that each of you elected or appointed public officials strictly comply with your "Oath Of Office" to observe the constitutional rights of We The People, your employers, when officially interacting with we citizens of Oregon. Notice is hereby given that We The People will take whatever steps are necessary to restore to the citizenry constitutional government and hold those public employees accountable and liable who have so shamelessly violated their oaths of office and intentionally inflicted grief and suffering on innocent Oregon citizens.

Dated: August 6, 2009


Roger Weidner, 1998 Oregon Reform Party candidate for Governor

Exh. I

p. 4

Weidner Confronts Judge Carson About Court Corruption

Reform Party candidate for Governor Roger Weidner, along with 30 supporters confronted Wallace Carson Jr., Chief Justice of the Oregon Supreme Court, in the hall of the State Capitol on September 2, 1998, about the pervasive corruption in the Oregon court system.

Carson, along with Nancy Miller, from the Citizens Review Board had just finished testifying before a Senate Oversight Sub-Committee, chaired by Senator Vern Duncan. Also present was committee member, Senator Gary George and approximately 100 outraged citizens from all over the state who had come to the meeting to be heard on their common complaint that SOSCF (formerly CSD) was out of control.

Weidner stated to Carson, "I told you four years ago when I appeared before your court that the citizens of this state would not tolerate the destructive corruption in our court system." Weidner ignored Senator Duncan's attempt to stop the confrontation. Carson said to Weidner "let's talk about this out in the hall." Carson and Weidner along with 30 of Weidner's supporters, including Jesse Lott from Portland, Paul Vetrus of Salem and Jim Fraley and Dave Shannon from Bend left the courtroom. As soon as Weidner and Carson left the hearing room the secretaries were on the telephone and Senator Duncan, obviously nervous and shaken, left the hearing room to see what was happening to Carson in the hallway.

Once in the hallway, a nervous Carson listened quietly, as an animated Weidner related the outrageous behavior of Multnomah County Presiding Court Judge Donald Londer having his clerk Debbie hold the office door closed so Weidner could not serve a Supreme Court Subpoena on Londer.

Weidner related how in December of 1994 his motion for Summary Judgment, on a complaint he had filed against many attorneys and judges, was set before former Oregon Supreme Court Chief Justice Edwin Petersen. Weidner related that when Petersen entered the courtroom Weidner told his supporters not to stand and pointed a finger at Petersen saying "I have named you Judge Petersen in aiding and abetting in the theft of the Kettleberg estate (see article on page one of this edition)." Petersen then told Weidner "Mr. Weidner, I am going to let you make your record and go in the back room, but first I'm going to let the attorneys for the state, Milton Brown and Norman Lindstedt be heard." When the other attorneys finished speaking Petersen said he was closing the court. Weidner then told Petersen, "you are not closing this court until I make my record." Petersen and the attorneys Milton Brown, Lindstedt and the state fled the court while Weidner's supporters said "look at the crooks run!" The guards told Weidner he would have to leave the courtroom or he would be arrested. Weidner told the guards "arrest me, I'm going to make a record." 84 year old Frances Weidner asked, "Are you going to arrest me too?" The guard said no and pointed out the back door when Mrs. Weidner asked where she could find Judge Petersen.

Weidner then told Carson he was tried for contempt and found guilty through sham proceedings in Judge Dorothy Baker's court. When the matter was set for sentencing Weidner showed up with many supporters. When Baker asked him if he had read the pre-sentence report he told Baker "you make your record Dorothy, I am hear as the Forman of a special grand jury to make my record." Weidner related that Baker said she was sentencing him to 3 years probation and psychiatric evaluation and then said the court was closed and fled the courtroom. Weidner said he told Baker the courtroom was not closed and had one of the supporters go over and hold the door while he described to the supporters, on the record, the criminal conduct of attorneys and judges in stealing the Kettleberg estate and the New Wine Ministry property. Weidner told Carson that while he was speaking 12 red-faced police officers came out of the jury room where they had been hiding and left the court. Judge Baker then came back in the court and Weidner pointing a finger at her said "I have named you Judge Baker in aiding in abetting in the theft of the Kettleberg estate and I charge you with treason." Weidner said that Baker then raised her hand and stated, "I'm guilty of treason, I'm guilty of treason." Weidner related that when he left the courtroom with his supporters there were at least 40 police officers in the hall. Weidner also related that he was told by one of his supporters that there were a total of 65 police officers in and around Baker's court. On camera, in the hall Weidner told the officers, "officers all I have been trying to do for the last five years is to come into court and make a record of the criminal conduct of attorneys and judges in stealing the Kettleberg

After Weidner finished confronting Carson at least 10 other people including Janette Kent, sole beneficiary of the Kettleberg estate also confronted Carson about the criminal way they have been treated by the court system while they attempted to recover either their children or property wrongfully taken from them. Carson standing against the wall had the appearance of a treed raccoon surrounded by howling hounds.

In the senate hearing the first hour was open to public comment. Florence Brown with the National Grandparents Association testified that thorough investigations must be completed before children are permanently removed from the home of the biological parents. Claude Derr also with the National Grandparent Association talked about the "Main Study" that would require the state to return children to the parents home unless there was credible evidence of abuse. Velma Hartwig with the group F.A.I.R. testified that in 1986 a group of ultra-liberal self proclaimed child experts sponsored a conference in Portland, Oregon called

OREGON'S AGENDA FOR THE 1990's. Hartwig testified that present at the conference were then Governor Neil Goldschmidt, then Attorney General Dave Frohnmeyer, then Speaker of the House Vera Katz, then Superintendent of Public Instruction Norma Paulaus and numerous other legislators and public officials. Hartwig testified that out of that meeting came the present state policy that the state would have primary control of all children in the state through the age of 18.

The primary purpose of this plan was to wean the children away from the control of the parents and into the control of the state. The meeting concluded that traditional family values were part of the problem and not a part of the solution. It was also decided that the public schools would be used to implement this policy.

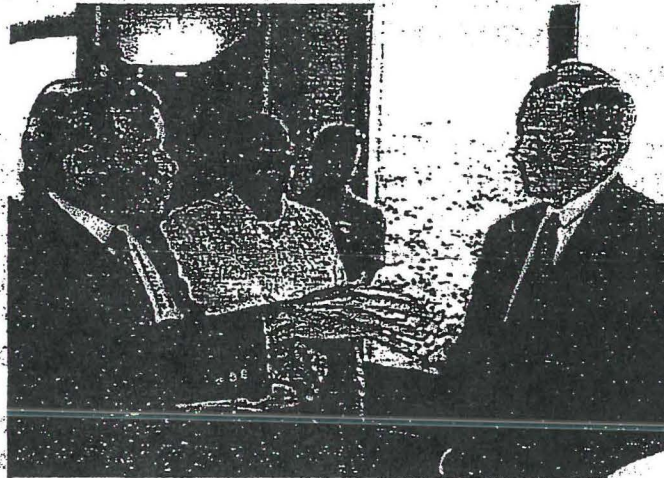
Pamela Gaston told the senators how routinely judges write lies on orders with no evidence or probable

cause and no accountability when they do so, and how every word she was stating was from first hand experience and testimony from the state agents, judges and the DA's themselves. She told the senators that in the court it is almost impossible to speak the truth on the record. Attorneys will not risk their careers to cross a judge and they will not allow their clients to speak for themselves. Judges shut down every attempt to relate criminal activity by state agents and other judges and will not allow the truth to be spoken in their courtroom. The only record these corrupt judges will allow to be made contains the slanderous records of the SOSCF against the family.

Gaston stated that even if the parents are able to appeal, which their attorneys will rarely do for them, the only records that go up to the higher court are the ones that contain the false and slanderous reports. Even when the senators get confidentiality waivers to see records of families it is the same discredited lies going around and around. Gaston quoted the Civil Code, Chapter 42 USC, Title 18, that states when a group of people are removed from their homes, families, culture, race and religion it is GENOCIDE and that all of the authorities in the State of Oregon who are allowing this to happen are guilty of this crime. She also told the senators that for a judge or legislature to uphold or write codes contrary to the constitution is to subvert the constitution which is TREASON, and the putrid state of our judiciary is such that sovereign rights do not exist in our courts. Gaston related how the whole Oregon Shines Benchmarks Goals planning for the future of the State of Oregon is based on fraudulent documents and statistics, just like the ones being upheld in the courts, biased in the interest of the state agency and never scrutinized as to the veracity of the figures.

Gaston asked the senators if they plan to have 150 public union employees paid lobbyists to influence the legislature like they did last session? She told them that the families in Oregon who are being abused are not going to take this anymore and have learned there is no one accountable in any position, all the way to Chief Justice Wallace Carson. Gaston told of the horrible retaliation she and her husband are enduring as the state increases their attacks to silence the truth that the Gastons are exposing about the nightmare that is the child services division.

As Pamela Gaston attempted to talk about the lack of due process in our courts, senator Sen. Vern Duncan kept stopping her telling her she could not talk about these things. Finally, the crowd overflowing the room got angry and yelled at Duncan, "Let her speak" and Duncan sat back down and allowed her to continue. Gaston, who managed to say only in part the truth of all that is going on, told



Roger Weidner (left) Confronts Wallace Carson Jr. (right), Chief Justice of the Oregon Supreme Court.

37278

P. 5

Outraged Ex-Attorney

Hammers Attorney Ingram & Legal System

By Investigative Reporter
Edward Snook

Bend, Oregon - Nov. 2004 - Former Multnomah County, Oregon prosecutor Roger Weidner appeared in Deschutes County Circuit Court on November 12th and again on November 19th 2004, railing charges of "fraud, collusion, conspiracy and theft by corrupt attorneys, judges and bureaucrats."

According to Weidner his involvement in the hearings stems from his attempts to help LaPine, Oregon property owner Patricia Wishon stop her former boyfriend (and the attorneys associated with him in their cases against Wishon) from "shamelessly stealing" her property (go to www.usoregonobserver.com for history on the Wishon case).

Before the commencement of the November 12, hearing, Weidner pointed at attorney Claud Ingram (the attorney representing those who have

sued Wishon) who was sitting nervously with his client, attorney Linda Reed Hasse, attorney Anthony Albertazzi and Wishon's ex-boyfriend Santiago Torres (also a client of Ingram's) and told his supporters how "shamelessly corrupt Ingram was for defrauding and helping those (in part) with him defraud Patricia Wishon." Weidner expanded his charges against Ingram when he stated that Ingram had defrauded many other people around the state during his 43 years as a licensed attorney with the Oregon State Bar. Observer staff checked with the Oregon State Bar regarding complaints against Ingram by his own clients and we found that he indeed has 20 plus complaints against him.

The Observer's investigation of Ingram and his "frivolous" cases began a few years back when Ingram sued Christmas Valley property owner Ole Turnbow on behalf of Lucinda

Gunter. Turnbow, after spending thousands on attorney fees finally went to court against Ingram without an attorney. The elderly and hard of hearing Turnbow, lost the case and then decided to sue Ingram for conspiracy, etc. Ingram, with the help of the incompetent (if not corrupt) Judge Lane Simpson from Lake County got out of the suit when Turnbow failed to answer a summary judgment in a timely manner.

While investigating the Turnbow case we found that Jerry Aplin who was Gunter's main witness obtained a boat from Claud Ingram and according to Aplin's ex-wife, "Jerry told me Claud Ingram gave him the boat." While the boat was in Aplin's possession we contacted the Marine Board and found that the boat was actually still licensed to Claud Ingram. In our opinion Ingram did nothing less than pay Aplin for his testimony.

As for Roger Weidner, we find his fights to be very valiant. In the same vein as Judge Andrew Napolitano, Gerry Spence and Judge Roy Moore we find that Weidner has clearly seen the vast amount of corruption that has infiltrated our justice system and our judiciary. Since Roger Weidner witnessed the "viperous" attorney Milton Brown literally steal the entire multi-million-dollar Kettleberg Estate (with the assistance of corrupt judges and attorneys) years ago in Multnomah County, Oregon he has never wavered

in his fight to expose what he sees "rampant corruption" in our entire system of government. Roger Weidner's 94 year-old mother Frank (pictured with Roger in this article) has been by his side during countless court battles and she recently stated to the Observer, "What will people do when Roger is gone? He has always stood for the underdog since he was young and always stood against bullies."

The Observer realizes, as do most of our justice system that Weidner is going away any time soon. We all realize that people go to court to support friends and those they believe



Francis & Roger Weidner

in every day across this country and in entire news media in America publish public records routinely and Claud Ingram is merely dreaming if he thinks he is going to affect these rights...

In this writer's opinion Claud Ingram has destroyed many innocent lives and he is as totally corrupt as it gets. No Claud, why don't you file a lawsuit against the Observer yourself instead of hiding behind your manufacturer clients?

People over 30 should be dead!

Here's why

According to today's regulators and bureaucrats, those of us who were kids in the 40's, 50's, 60's, or even maybe the early 70's probably shouldn't have survived.

Our baby cribs were covered with bright colored lead-based paint.

We had no childproof lids on medicine bottles, doors or cabinets, ... and when we rode our bikes, we had no helmets. (Not to mention the risks we took hitchhiking.)

As children, we would ride in cars with no seatbelts or air bags.

Riding in the back of a pickup truck on a warm day was always a special treat.

We drank water from the garden hose and not from a bottle. Horrors!

We ate cupcakes, bread and butter, and drank soda pop with sugar in it, but we were never overweight because we were always outside playing.



ROGER G. WEIDNER

Reform

OCCUPATION: State Director of THE CONSTITUTIONAL DEFENDERS.

OCCUPATIONAL BACKGROUND:
1948 to 1954—
Paperboy for the Oregonian and the Oregon Journal.
1954 to 1956—
Delivery boy for Jacob Miller Barber and Beauty Supply.
1957 to 1959—U.S. Army 101st Airborne Division, Honor Guard

Platoon. I was selected one of the two outstanding trainees in a class of 250 in my Advanced Airborne Infantry Training Company. 1959 to 1961—Clerk for R.W. Conroy Co.; 1961 to 1973—Portland City Fireman. 1976 to 1987—Private Practice of Law. 1987 to 1988—Sabbatical. 1988 to Pres.—State Director of The Constitutional Defenders. Actively engage in fighting the corruption in the courts and state government.

EDUCATIONAL BACKGROUND: I graduated in 1952 from Cresion Grade School and in 1956 from Cleveland High School in Portland Oregon. In high school I lettered in football and was the president of a 60 member fraternity. I attended Brigham Young University from 1956 to 1957. I won the light heavy weight boxing championship while at Brigham Young. I graduated in 1963 from Portland State University with a degree in business administration. I graduated in 1968 from Lewis and Clark Law School with a J.D. degree

PRIOR GOVERNMENTAL EXPERIENCE: 1973 to 1976—Multnomah County Deputy District Attorney. 1975 to 1976—Director of the Consumer Fraud Department in the Mult. Co. Dist. Attorneys Office.

RESUME

I am a single father of three grown children. I was born June 1, 1938 in Portland Oregon, the third of four sons, to Leo and Frances Weidner. Leo Weidner retired in 1969 as the Deputy Chief of the Portland Fire Department. My parents have lived in the same house at 3526 S.E. Franklin St. Portland Oregon since July of 1937.

I AM RUNNING FOR GOVERNOR TO RESTORE TO THE CITIZENS OF OREGON THEIR CONSTITUTIONAL RIGHTS TO "EQUAL PROTECTION OF THE LAW" AND "DUE PROCESS OF LAW"

As the State Director of THE CONSTITUTIONAL DEFENDERS for the past ten years I have become shockingly aware of thousands of citizens who have had either their children wrongfully taken from them by State Offices for Services to Children and Family (SOSCF), or their lands wrongfully taken by Land Conservation and Development Commission (LCDC), or other property wrongfully taken from them by corrupt attorneys, judges and bureaucrats.

As a former attorney and public prosecutor I have, along with hundreds of other concerned citizens in this state, been fighting for the last ten years to bring this intolerable corruption in our courts and state government to an end. For attempting to publicly expose this corruption I have been repeatedly ordered arrested, prosecuted and jailed on groundless charges, by the corrupt

judges involved. By filling the courtrooms with angry and concerned citizens I have noticed a marked improvement in the behavior of judges and public officials in dealing with the citizens of this state.

I believe the primary reason for the corruption in our government is lack of accountability. Accordingly, as your Governor, I would make it a top priority of my administration to place the control of all public services under the supervision of the county commissioners in the respective counties. By so doing the public service agencies would be directly accountable to the commissioners and the commissioners would be directly accountable to the people. The different state agencies would be primarily involved in assuring that the county agencies are complying with state law in dealing with the citizens of Oregon. I promise the voters that if I am elected your Governor this November the corruption in our courts and state government will end the day I am sworn into office.

TOP PRIORITIES IF ELECTED GOVERNOR:

1. Repeal Senate Bill 100 (LCDC). Citizens have an absolute right to lawfully use their property as they see fit. Private lands cannot be taken for public use without just compensation.
2. Abolish SOSCF and return that function to the respective counties.
3. Create the Oregon Judicial Commission to oversee and discipline attorneys and judges. The Commission would be made up of 10 members (not-attorneys), two from each Congressional District.
4. Repeal the Scenic Gorge Act.
5. Abandon Outcome Based Education (goals 2000) and the Oregon Shine Benchmark Goals Program currently being used in our public schools.
6. I endorse home schooling and a voucher system that allows parents the right to send their children to the school of their choice.
7. I favor the passage of the 2.5% Single Flat Tax (gross receipts tax) which would replace the state income tax, property tax and sales tax. The Single Flat Tax would guarantee funding of all essential public services.
8. Modify Measure 11 so that non-violent teenagers are not given long prison sentences for non-violent or victimless crimes.
9. Preserve the Savage Rapid Dam.
10. I will work for the passage of The Family Preservation Act. Under the act, children could not be permanently removed from the home of the biological parents without a jury finding of child abuse.

THE REFORM PARTY SUPPORTS:

1. Strict observance of the limitations placed on government by the Federal and State Constitutions.
2. Term limits—two terms in the Senate three in the House of Representatives.
3. Lobbying Reform— which would require that Elected and appointed public officials could not be allowed to lobby their former colleagues for five years after leaving office.
4. Withdrawal from encumbering treaties such as NAFTA and GATT.

(This information furnished by Roger Weidner)

Roger G. Weidner has not agreed to limit campaign expenditures for this General Election under ORS 260.180.

E-Mail:

Web Site: Rogerweidner.net
Talk show Host: "Restoring The
Constitution" radio.rogerweidner.net

ROGER WEIDNER
3526 SE FRANKLIN
PORTLAND, ORE. 97202
(503) 232-6691

• 1998 Oregon Reform Party Candidate for Governor
• Past President of Oregon Judicial Water

37278

Judge John Roberts
US Supreme Court Chief Justice Nominee
Washington, D.C.

September 26, 2005

OPEN LETTER

CERTIFIED MAIL

Judge Roberts,

I am a former attorney and public prosecutor who, for the past 17+ years, has been exposing the widespread corruption in the Oregon court system. For exposing that corruption, by attempting to speak in open court, on the record about it, and those bureaucrats, attorneys and judges involved in it, I have been repeatedly arrested, 21 times in all, several times violently where I feared for my life, on the orders of the corrupt judges involved. For speaking out about this corruption I have been prosecuted by the Oregon State Bar four times and by different District Attorneys six times, on absolutely groundless charges. For 17+ years I have personally witnessed the devastating impact this judicial corruption has had on innocent, naïve, citizens caught up in the corrupt Oregon legal system trying to protect their children, lands, or other property from being shamelessly stolen from them by thieving bureaucrats, attorneys, some of whom are judges, in "sham" often "star chamber" type proceedings, where the outcome is a foregone conclusion with the innocent victim always losing. In the majority of all of the hundreds of cases I have either been personally involved with, or familiar with, the victims own attorney will often "lay down" or turn on their client and thereby aid in the "sham" trial which leaves the victim devastated with the loss of his or her children, lands or other property or freedom

I have either studied or practiced law for over 40 years. I ran the Consumer Fraud Department in the Multnomah County District Attorneys Office in 1975-76. I was a member of the 101st Airborne Division, Honor Guard Company in 1958-59. I took an oath, as a member of that Honor Guard Company, to defend this Constitutional Republic against all enemies foreign and domestic. Thomas Jefferson warned us there is no greater domestic enemy than a corrupt judiciary which is the unbelievable, even to me, situation we find in the State of Oregon today. As not only a former attorney but also as an historian I tell anyone who will listen that in this country the citizens are the sovereign authority. That everyone who works for the government is a public employee from the President of the United States on down. I tell those that will listen that if that public employee has legal authority to enforce the law he is a public magistrate and must take an oath of office to be fair and impartial and uphold the constitutional rights of all citizens to "equal protection" and "due process" of law when they appear in the courts in this country.

Exh. 12A

P. 34

Our founders, here in Oregon, thought it was so important that they required the oath, that all judges must take, to be sworn, subscribed and filed with the Secretary of State before the public magistrate could assume the office of judge. In Oregon instead of having judges who uphold their oath of office and protect the rights of the citizens to "equal protection" and "due process" of law we have judges ordering people arrested, as I and numerous other individuals have repeatedly been, who try to speak in court, on the record, under oath about their victimization or the victimization of another by the Oregon legal system. When I told Multnomah County Presiding Judge Donald Londer, in open court in 1992, that the courts belonged to the people he arrogantly said to a room filled with my supporters; "these are my courts" as he had the guards arrest me for insisting on speaking, as a party, on the record, about the legal corruption involved in the case I was working on. We have Polk County Oregon Judge Fred Avara on video tape saying; "facts are not an issue in his courtroom". I witnessed former Oregon Attorney General, Oregon Court of Appeals Judge and Multnomah County Probate Judge Lee Johnson put his hand to his mouth to restrain a laugh as a witness described how attorney Milton Brown forged and converted property of his business partner Don Kettleberg worth today in excess of 100 million dollars. Judge Johnson later had me arrested and jailed for trying to respond after he attacked my character from the bench in a courtroom filled with my supporters. I was present in the Oregon Supreme Court in 1998 when Presiding Judge Durham refused to answer twice Petitioner Pamela Gaston's question, "are these courts of constitutional due process?". Judge Durham would only evasively answer the question by saying twice, "you are in the Oregon Supreme Court!". When Judge Gregory Milnes was asked the same question by Pamela Gaston in Marion County he responded by saying, "I can't answer that question". The Oregon Attorney General's Office openly refers to judges in our State as, "quasi judicial administrative law judges". Several retired judges I have talked to about this problem over the years, including former Oregon Supreme Court Chief Justice Arno Denecke, Harlow Lenon, Tony Casciato, Charles Guinasso, have all told me "good luck" or they were too old to get involved. Judge Roberts our constitutional form of government here in Oregon has been definitely subverted.

I told the citizens of this state, when I ran for Governor as the Oregon Reform Party candidate in 1998, that I would not rest until constitutional government was restored here in Oregon. I am asking you as the soon-to-be next Chief Justice of the United States Supreme Court to lend the weight of your great office to restoring constitutional government to not only the citizens of Oregon but to all United States citizens.

I have detailed in the attached July 23, 2005 letter, and the exhibits attached to that letter, that I recently sent to Oregon Attorney General Hardy Myers, the unprecedented abuse I have been subjected to for the past 17+ years for exposing this corruption. For insisting on exposing, by speaking in court and

Exh. 2

P. 35

37278
publicly, about this judicial corruption I have not only been arrested 21 times but have served 300 days in jail, 30 of which were in solitary confinement and 70 of those days in the Maximum Security Unit of the State Mental Hospital in Salem Oregon. While in the State Mental Hospital I was subjected to forced blood draws and other forced physical exams while shackled hand and foot. While shackled I was run through a CAT scan by a technician who refused to give me his name. I have had my picture posted in the courthouse, in my jail house blues, warning the deputies to be on the look out if I came into the courthouse.

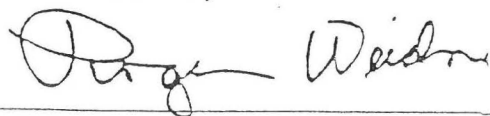
And what is the cause for the judges being so outraged with me? What I am simply insisting upon is that they, as public employees, abide by their oath of office and allow a fair hearing in their courts, where an injured party is allowed to make a full record of their injury and to have remedy for that injury. Not once Judge Roberts, in any of my appearances either before the Oregon Supreme Court in 1994 or under oath on the witness stand, in county courts around the state, or before Oregon House and Senate Judiciary Committees has anyone, judge or legislator, ever questions the truthfulness of a single factual statement I am making about the corruption problem in the Oregon legal system.

As a former attorney, historian and student of the law for over 40 years, I tell anyone who will listen that you cannot have constitutional government unless you have constitutional courts and you cannot have constitutional courts unless the parties are equal and the judge is a neutral or, as I was so pleased to hear you refer to them as "umpires", during your September 2005 confirmation hearing before the United States Senate Judiciary Committee.

What is critical to all us citizens, who cherish freedom and liberty, is that you Judge Roberts, impose as Chief Justice of the United States Supreme Court, with an iron hand, in the name of We The People of the United States, an absolute, unqualified policy, that for any attorney to sit as a public magistrate in this country, that attorney must comply with his or her oath of office and see that all citizens appearing in their courts receive the "equal protection" and "due process" of law, guaranteed to all citizens under our constitutional form of government. If you will show the courage to do this you will have the absolute support of tens of thousands of us in the Patriot community, and also the gratitude of millions of other concerned citizens around the country, who are determined to leave to our children and our posterity clean, limited, constitutional government. If you will spearhead this movement, with the full force of the great office you are about to assume, you will surely earn and deserve the eternal gratitude of not only We The People of this generation but of all future generations as well.

For additional information about the corruption problem here in Oregon I am also including the letter I recently hand-delivered to Oregon Governor Ted Kulongoski.

Sincerely



Exh.

18C

p.36

E-Mail

Web Site: Rogerweidner.net
 Talk show Host: "Restoring The
 Constitution" radio.rogerweidner.net

ROGER WEIDNER
 3526 SE FRANKLIN
 PORTLAND, ORE 97202
 (503) 232-6691

* 1998 Oregon Reform Party Candidate for Governor
 * Past President of Oregon Judicial Watch

Attorney General Hardy Myers
 Justice Building
 Salem, Oregon

July 23, 2005

HAND DELIVERED

Hardy,

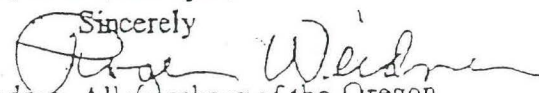
For years I have been keeping you posted concerning the outrageous abuse I have been subjected to for exposing the wide-spread corruption in the Oregon court system. About a year ago I along with Wilbur and Pamela Gaston, and others, confronted you at the conclusion of an Oregon Law Commission meeting being held in one of the hearing rooms at the Oregon State Capitol. I told you that We The People of the State of Oregon would not tolerate the unbridled corruption in the Oregon court system that was resulting in innocent people having their children, lands and other property shamelessly stolen by corrupt thieving, bureaucrats and attorneys, some of whom are judges, in "sham" often "star chamber" type proceedings where the outcome was a foregone conclusion. Namely where the corrupt always win and the innocent always loose.

I have been keeping not only you, but also Governor Kulongoski and all of the Oregon Supreme Court and Court of Appeal judges as well as all legislators up to date on the on-going battle I have been having with a group of corrupt attorneys, some judges, in in Deschutes County Oregon. This group is trying to steal hundreds of thousands of dollars in property belonging to Lapine property owner Patricia Wishon. In the first instance gigelo, wife-beater, con man, Santiago Torres romanced Wishon and got her to marry him on the spur of the moment. He over night turned into a vicious wife beater who ultimately ended up doing 6 months in jail for the assault.

Wishon hired attorney Albertazzi to obtain a divorce with Torres getting nothing because of his treacherous cruelty. Instead Albertazzi got attorney Linda Hasse to represent Torres and openly colluded with them to defraud Wishon. When Wishon found out about Albertazzi's treachery she fired him. Though fired Albertazzi prepared and submitted to Arbitrator Burgott a judgment giving Torres Wishon property worth 3 to 400 thousand dollars. Before Burgott signed the judgment Wishon notified Burgott by mail and phone not to sign the fraudulent judgment. Though notified Burgott signed the judgment and judges Gary Thompson, Stephen Tikin, Donald Forte, Jack Billings, Donald Sullivan and Lloyd O'Neal have been openly colluding with attorneys Claud Ingram, Anthony Albertazzi and Linda Hasse to execute the fraudulently obtained judgment.

For assisting Wishon in exposing this shameless racketeering activity by a group of very corrupt attorneys, some judges, I have been recently violently assaulted and arrested and jailed in Deschutes County by Deschutes County Sheriff Deputies on the orders of the corrupt judges involved. Attached is the letter with exhibits I recently sent to Deschutes County Sheriff Les Stiles detailing the abuse I have been subjected to by deputies under his command. Instead of responding to the certified letter, Sheriff Stiles, a paid public employee, who has taken an oath of office to uphold the constitutional rights of the citizens, refused to accept the mail. I am attaching as Exhibit A the "refused" certified mail. Because of the depth of the corruption in Deschutes County I am again subpoenaing you and all those listed below to the next hearing on this case scheduled in Bend, Oregon on August 15, 2005 at 3:30pm.

Sincerely



c: Governor Kulongoski; All Supreme Court and Court of Appeals judges, All members of the Oregon House and Senate; All Sheriffs in the State of Oregon. All Deschutes County Commissioners; Ed Snook
 US OBSERVER; Claud Ingram, Judges Thompson, Tikin, Forte; Billings; Sullivan, O'Neal.

Exh. 19

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SHERIFF BLANTON VERBALLY ATTACKS WEIDNER

On October 13, 2008 former attorney and public prosecutor and 1998 Oregon Reform Party candidate for Governor Roger Weidner, drove State Treasurer candidate Michael Marsh from Salem to Bend Oregon, to participate in a public debate with other State Treasurer candidates. Before the debate began Weidner was passing out, to the 20-25 members of the public present, copies of letters he had recently sent to different public officials concerning the judicial corruption and Sheriff abuse he and others had been subjected to, for exposing the on-going conspiracy of attorneys, judges and Sheriff personnel to steal, through the corruption of the Deschutes County legal system, Wishon-Weidner property. The letters were Weidner's:

- | | |
|---|-------------------------|
| 1. Jan. 29, 2007 letter to FBI agent Tim Suttle | Copy to Sheriff Blanton |
| 2. July 31, 2007 letter to FBI Director Robert Mueller. | Copy to Sheriff Blanton |
| 3. August 19, 2007 letter to Sheriffs Blanton and Burger. | Copy to Sheriff Blanton |
| 4. Sept. 10, 2007 letter to Atty Gen Meyers and US Atty Fitzgerald. | Copy to Sheriff Blanton |
| 5. July 22, 2008 letter to US Atty Fitzgerald. | Copy to Sheriff Blanton |

As Weidner finished passing out the letters he handed a packet of the letters to the lone Sheriff Deputy in the room, who Weidner believed to be the security detail, to let him know about the corruption problem in Deschutes County. As Weidner turned and walked away from the Deputy he heard in a loud, hostile voice, "I don't want any of your garbage Weeedner". Stunned by the unsuspected angry outburst Weidner turned back toward the Deputy in shock. When Weidner looked at the name tag he realized it was not a Deputy but Sheriff Blanton yelling at him. In a highly agitated tone Blanton moved his hand back and forth over his head saying repeatedly, "I have had it up to here with all this garbage(the letters) you have been sending me". Weidner told Blanton, "Your the Sheriff who has taken an oath to protect the innocent citizens who are having their children, lands and property stolen by treacherous thieving bureaucrats and attorneys and Sheriff Deputies in your county. Instead of protecting the innocent your deputies are attacking and arresting innocent citizens, on the orders of corrupt judges, when they try to speak about their victimization in court". As Weidner spoke Sheriff Blanton, with contained rage, not hearing a word Weidner said, "I get sick and tired of hearing all your yapping Weeedner". Weidner reminded Blanton that he was a sworn public official with a primary duty to see that the rights of the citizens were protected and that all those involved in stealing from innocent people were arrested and prosecuted. When Weidner finished talking to Blanton he let the candidates and others present know about the unprovoked hostile verbal attack he had just been

subjected to by Sheriff Blanton for giving him copies of the above listed letters.

After the rally Weidner and Marsh were leaving the building and passed by Sheriff Blanton talking to an individual with a bicycle. As Weidner walked past Blanton he said, "Sheriff Blanton read your oath of office". Immediately Blanton turned and again in an acute confrontational attitude said, "This is the kind of rudeness I was talking about Weedner, you interrupting me while I am speaking". The person talking to Blanton then cocked his head and in a sneering contemptuous manner, as he moved his head toward Weidner, said, "What is your name?". Weidner told him his name then asked for his. Blanton's friend would only give his first name which was also Roger.

Outraged Ex-Attorney

Hammers Attorney Ingram & Legal System

By Investigative Reporter
Edward Snook

Bend, Oregon - Nov. 2004 - Former Multnomah County, Oregon prosecutor Roger Weidner appeared in Deschutes County Circuit Court on November 12th and again on November 19th 2004, railing charges of "fraud, collusion, conspiracy and theft by corrupt attorneys, judges and bureaucrats."

According to Weidner his involvement in the hearings stems from his attempts to help LaPine, Oregon property owner Patricia Wishon stop her former boyfriend (and the attorneys associated with him in their cases against Wishon) from "shamelessly stealing" her property (go to www.usoregonobserver.com for history on the Wishon case).

Before the commencement of the November 12, hearing, Weidner pointed at attorney Claud Ingram (the attorney representing those who have

sued Wishon) who was sitting nervously with his client, attorney Linda Reed Hasse, attorney Anthony Albertazzi and Wishon's ex-boyfriend Santiago Torres (also a client of Ingram's) and told his supporters how "shamelessly corrupt Ingram was for defrauding and helping those (in part) with him defraud Patricia Wishon." Weidner expanded his charges against Ingram when he stated that Ingram had defrauded many other people around the state during his 43 years as a licensed attorney with the Oregon State Bar. Observer staff checked with the Oregon State Bar regarding complaints against Ingram by his own clients and we found that he indeed has 20 plus complaints against him.

The Observer's investigation of Ingram and his "frivolous" cases began a few years back when Ingram sued Christmas Valley property owner Ole Turnbow on behalf of Lucinda

Gunter. Turnbow, after spending thousands on attorney fees finally went to court against Ingram without an attorney. The elderly and hard of hearing Turnbow, lost the case and then decided to sue Ingram for conspiracy, etc. Ingram, with the help of the incompetent (if not corrupt) Judge Lane Simpson from Lake County got out of the suit when Turnbow failed to answer a summary judgment in a timely manner.

While investigating the Turnbow case we found that Jerry Aplin who was Gunter's main witness obtained a boat from Claud Ingram and according to Aplin's ex-wife, "Jerry told me Claud Ingram gave him the boat." While the boat was in Aplin's possession we contacted the Marine Board and found that the boat was actually still licensed to Claud Ingram. In our opinion Ingram did nothing less than pay Aplin for his testimony.

As for Roger Weidner, we find his fights to be very valiant. In the same vein as Judge Andrew Napolitano, Gerry Spence and Judge Roy Moore we find that Weidner has clearly seen the vast amount of corruption that has infiltrated our justice system and our judiciary. Since Roger Weidner witnessed the "viperous" attorney Milton Brown literally steal the entire multi-million-dollar Kettleberg Estate (with the assistance of corrupt judges and attorneys) years ago in Multnomah County, Oregon he has never wavered

in his fight to expose what he sees "rampant corruption" in our entire system of government. Roger Weidner's 94 year-old mother Francis (pictured with Roger in this article) has been by his side during countless court battles and she recently stated to the Observer, "What will people do when Roger is gone? He has always stood for the underdog since he was young and always stood against bullies."

The Observer realizes, as do most of our justice system that Weidner is going away any time soon. We all realize that people go to court to support friends and those they believe



Francis & Roger Weidner

in every day across this country and the entire news media in America publishes public records routinely and Claud Ingram is merely dreaming if he thinks he is going to affect these rights...

In this writer's opinion Claud Ingram has destroyed many innocent lives as he is as totally corrupt as it gets. No Claud, why don't you file a lawsuit against the Observer yourself instead of hiding behind your manufacturing clients?

People over 30 should be dead!

Here's why

According to today's regulators and bureaucrats, those of us who were kids in the 40's, 50's, 60's, or even maybe the early 70's probably shouldn't have survived.

Our baby cribs were covered with bright colored lead-based paint.

We had no childproof lids on medicine bottles, doors or cabinets, ... and when we rode our bikes, we had no helmets. (Not to mention the risks we took hitchhiking.)

As children, we would ride in cars with no seatbelts or air bags.

Riding in the back of a pickup truck on a warm day was always a special treat.

We drank water from the garden hose and not from a bottle. Horrors!

We ate cupcakes, bread and butter, and drank soda pop with sugar in it, but we never gained weight because we were always outside playing.



ROGER G. WEIDNER

Reform

OCCUPATION: State Director of THE CONSTITUTIONAL DEFENDERS.

OCCUPATIONAL BACKGROUND:
1949 to 1954—
Paperboy for the Oregonian and the Oregon Journal.
1954 to 1956—
Delivery boy for Jacob Miller Barber and Beauty Supply.
1957 to 1959—U.S. Army 101st Airborne Division, Honor Guard

Platoon. I was selected one of the two outstanding trainees in a class of 250 in my Advanced Airborne Infantry Training Company. 1959 to 1961—Clerk for R.W. Conroy Co.; 1961 to 1973—Portland City Fireman. 1976 to 1987—Private Practice of Law. 1987 to 1988—Sabbatical. 1988 to Pres.—State Director of The Constitutional Defenders. Actively engage in fighting the corruption in the courts and state government.

EDUCATIONAL BACKGROUND: I graduated in 1952 from Creston Grade School and in 1956 from Cleveland High School in Portland Oregon. In high school I lettered in football and was the president of a 60 member fraternity. I attended Brigham Young University from 1956 to 1957. I won the light heavy weight boxing championship while at Brigham Young. I graduated in 1963 from Portland State University with a degree in business administration. I graduated in 1968 from Lewis and Clark Law School with a J.D. degree

PRIOR GOVERNMENTAL EXPERIENCE: 1973 to 1976—Multnomah County Deputy District Attorney. 1975 to 1976—Director of the Consumer Fraud Department in the Mult. Co. Dist. Attorneys Office.

RESUME

I am a single father of three grown children. I was born June 1, 1938 in Portland Oregon, the third of four sons, to Leo and Frances Weidner. Leo Weidner retired in 1969 as the Deputy Chief of the Portland Fire Department. My parents have lived in the same house at 3526 S.E. Franklin St. Portland Oregon since July of 1937

I AM RUNNING FOR GOVERNOR TO RESTORE TO THE CITIZENS OF OREGON THEIR CONSTITUTIONAL RIGHTS TO "EQUAL PROTECTION OF THE LAW" AND "DUE PROCESS OF LAW"

As the State Director of THE CONSTITUTIONAL DEFENDERS for the past ten years I have become shockingly aware of thousands of citizens who have had either their children wrongfully taken from them by State Offices for Services to Children and Family (SOSCF), or their lands wrongfully taken by Land Conservation and Development Commission (LCDC), or other property wrongfully taken from them by corrupt attorneys, judges and bureaucrats.

As a former attorney and public prosecutor I have, along with hundreds of other concerned citizens in this state, been fighting for the last ten years to bring this intolerable corruption in our courts and state government to an end. For attempting to publicly expose this corruption I have been repeatedly ordered arrested, prosecuted and jailed on groundless charges, by the corrupt

judges involved. By filling the courtrooms with angry and concerned citizens I have noticed a marked improvement in the behavior of judges and public officials in dealing with the citizens of this state.

I believe the primary reason for the corruption in our government is lack of accountability. Accordingly, as your Governor, I would make it a top priority of my administration to place the control of all public services under the supervision of the county commissioners in the respective counties. By so doing the public service agencies would be directly accountable to the commissioners and the commissioners would be directly accountable to the people. The different state agencies would be primarily involved in assuring that the county agencies are complying with state law in dealing with the citizens of Oregon. I promise the voters that if I am elected your Governor this November the corruption in our courts and state government will end the day I am sworn into office.

TOP PRIORITIES IF ELECTED GOVERNOR:

1. Repeal Senate Bill 100 (LCDC). Citizens have an absolute right to lawfully use their property as they see fit. Private lands cannot be taken for public use without just compensation.
2. Abolish SOSCF and return that function to the respective counties.
3. Create the Oregon Judicial Commission to oversee and discipline attorneys and judges. The Commission would be made up of 10 members (not-attorneys), two from each Congressional District.
4. Repeal the Scenic Gorge Act.
5. Abandon Outcome Based Education (goals 2000) and the Oregon Shine Benchmark Goals Program currently being used in our public schools.
6. I endorse home schooling and a voucher system that allows parents the right to send their children to the school of their choice.
7. I favor the passage of the 2.5% Single Flat Tax (gross receipts tax) which would replace the state income tax, property tax and sales tax. The Single Flat Tax would guarantee funding of all essential public services.
8. Modify Measure 11 so that non-violent teenagers are not given long prison sentences for non-violent or victimless crimes.
9. Preserve the Savage Rapid Dam.
10. I will work for the passage of The Family Preservation Act. Under the act, children could not be permanently removed from the home of the biological parents without a jury finding of child abuse.

THE REFORM PARTY SUPPORTS:

1. Strict observance of the limitations placed on government by the Federal and State Constitutions.
2. Term limits—two terms in the Senate three in the House of Representatives.
3. Lobbying Reform— which would require that Elected and appointed public officials could not be allowed to lobby their former colleagues for five years after leaving office.
4. Withdrawal from encumbering treaties such as NAFTA and GATT.

(This information furnished by Roger Weidner)

Roger G. Weidner has not agreed to limit campaign expenditures for this General Election under ORS 260.180.

SHERIFF BLANTON VERBALLY ATTACKS WEIDNER

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After the rally Weidner and Marsh were leaving the building and passed by Sheriff Blanton talking to an individual with a bicycle. As Weidner walked past Blanton he said, "Sheriff Blanton read your oath of office". Immediately Blanton turned and again in an acute confrontational attitude said, "This is the kind of rudeness I was talking about Weeedner, you interrupting me while I am speaking". The person talking to Blanton then cocked his head and in a sneering contemptuous manner, as he moved his head toward Weidner, said, "What is your name?". Weidner told him his name then asked for his. Blanton's friend would only give his first name which was also Roger.

Roger Weidner

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

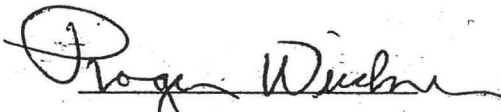
OREGON STATE BAR,)
Plaintiff,)
v.)
Roger Weidner,)
Defendant.)
_____)

Case No. Trial Court No. 061212468

NOTICE OF SPECIAL APPEARANCE

Comes now the Defendant and gives "Notice Of Special Appearance", until informed by the court that he is proceeding in a court of "Constitutional Due Process", as provided for in: Article I Section 10 of the Oregon Constitution, and in the 5th and 14th Amendment of the United States Constitution. "Constitutional Due Process" being an "adversary system", Plaintiff-Defendant-neutral judge.

Dated: June 5, 2009


Roger Weidner Defendant

OATH OF OFFICE FOR OREGON STATE COURT JUDGES

Oregon Constitution-Article VII (amended), Section 7, Oath of office of Judges of Supreme Court. "Every judge of the supreme court, before entering upon the duties of his office, shall take and subscribe, and transmit to the secretary of state, the following oath:

'I, judge _____, do solemnly swear(or affirm) that I will support the constitution of the State of Oregon, and that I will faithfully and impartially discharge the duties of a judge of the supreme court of this state, according to the best of my ability,"

CONSTITUTIONAL RIGHTS OF OREGON CITIZENS

Oregon Constitution—Article I, Section I Natural rights inherent in people. We declare that all men, when they form a social compact are equal in right: that all power is inherent in the people, and all free governments are founded on their authority, and instituted for their peace, safety and happiness; and they have at all times a right to alter, reform, or abolish the government in such manner as they may think proper.

E-Mail:

Roger_G_Weidner@yahoo.com

ROGER WEIDNER3526 SE FRANKLIN
PORTLAND, OREGON 97202
(503) 232-6691

- * 1998 Oregon Reform Candidate for Governor
- * Past President of Oregon Judicial Watch

Judge Janice Wilson
Room 508 Multnomah County Courthouse
Portland, Oregon

June 9, 2009

HAND-DELIVERED

Re: Oregon State Bar v. Roger Weidner Case No. 1061212468

Judge Wilson,

Attached please find my: Notice Of Special Appearance, with reproduced copies of, Oath of Office for Oregon State Court Judges, and Constitutional Rights Of Oregon Citizens.

As a former attorney and public prosecutor (I was the Director of the Multnomah County Consumer Fraud Department in 1975-76) and a political activist (I was the 1998 Oregon Reform Party candidate for Governor) I am hereby giving notice that I will be appearing by way of Special Appearance in your courtroom on June 11, 2009, and will continue to so appear, until I am not only informed by you, but assured by your courtroom demeanor, that I am truly proceeding in a court of Constitutional Due Process. By Constitutional Due Process Judge Wilson I mean Constitutional Due Process as set forth in Article I Section I of the Oregon Constitution and as set forth in the 5th and 14th amendments of the United States Constitution, namely an "adversary system", Plaintiff-Defendant-neutral judge.

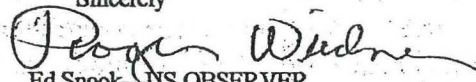
You have in the past, on the record, in response to my courtroom declaration that I was appearing by Special Appearance until informed by you that I was proceeding in a court of Constitutional Due Process stated; "Well Mr. Weidner I try to run a Constitutional court", and on another occasion stated; "Yes, this is a court of Constitutional Due Process and I am a neutral!" as you pointed to yourself while making that statement. Although you have made such statements there was certainly nothing in your hostile and threatening attitude towards me during the May 14, 2009 hearing in your courtroom (recorded and posted on the internet at Oregon State Bar v. Roger Weidner) that would suggest that you were in any way being truly impartial as required by your Oath of Office, a copy of which is attached hereto.

You demonstrated your open hostility toward me, and the on-going open hostility of the Oregon State Bar, of which you are a member, when you abruptly called the guards on me, on May 14, 2009. You called the guards when I insisted (an absolute right I have as the accused) on fully cross examining the Bar's witnesses against me. The reasons I wanted to fully cross-examine the Bar's witnesses was to expose in court, on the record, the Bar's on-going, 21 year conspiracy against me to stop my whistle-blowing activity exposing the judicial corruption in the Oregon court system and the Bar's direct involvement in that corruption. After calling the guards on me you threatened my supporters when they stood at my request. You then openly railed against me falsely accusing me of threatening to arrest you. No such threat was made. Proof of that fact can be confirmed by viewing the video of the hearing. What I did say years ago, before going into Judge Dorothy Baker's courtroom, was that I was prepared at the time, and I was, to arrest any public employed magistrate or Sheriff Deputy who tried to block me, a criminally accused citizen of Oregon, from speaking in court, under oath, on the record about the on-going malicious persecution of me by the Bar and its members. At that hearing in Judge Baker's court in June of 1995 there were 65 police officers and Sheriff Deputies hiding in and around her courtroom. I was told there were snipers on the surrounding buildings. The embarrassed police and deputies all dispersed when I told them on video (video available upon request) and the 40 supporters present that I was their as the accused to make a full record of the on-going conspiracy against me being carried out by the Plaintiff and its members.

Your threatening, openly hostile behavior toward me, is consistent with the on-going threatening judicial behavior I and other innocent Oregon citizens, caught up in the Oregon legal system, have been subjected to by the Plaintiff and its members for the past 21 years for trying to speak in court, under oath, on the record about our victimization by Oregon attorneys, all members of the Plaintiff. For insisting on making a public record of the victimization of innocent Oregon citizens by treacherous thieving attorneys (often turning and deceitfully working against their own client) I, in the past 20 years, have been repeatedly arrested, 22 times in all, many times violently, in front of stunned supporters, then jailed and thrown into the Oregon Insane Asylum.

This letter puts you on notice that I do intend to make a full record of that victimization and the on-going persecution of me by the Oregon State Bar when the hearing in the above referenced case resumes in your court at 9am on June 11, 2009.

Sincerely



Ed Snook—US OBSERVER

Des Griffen—MIDNIGHT MES.

Ralph Hatley—OREGON SPEC.

Steve Duin—THE OREGONIAN

- c: Clerk- Multnomah Circuit Court, Bruce Rubin
Governor Kulongoski, Attorney General Kroker
All members Oregon House and Senate
All members of Ore. Ct. of Appeals and Sup. Court.

37278

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

OREGON STATE BAR,)
Plaintiff,)
v.)
Roger Weidner,)
Defendant.)
_____)

Case No. Trial Court No. 061212468

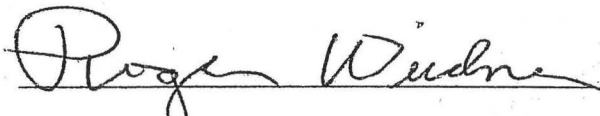
Appellate Court No. A136950

SUBPOENA

TO: _____

IN THE NAME OF THE STATE OF OREGON, and pursuant to the provisions of Article 1 Section 1 of the Oregon Constitution, you are hereby subpoenaed to appear in Room 508, Judge Janice Wilson's courtroom, in the Multnomah County Courthouse, located at 1021 S.W. 4th Ave. in Portland Oregon, on June 11, 2009 at 9:00am. You are being subpoenaed to appear as a witness for Roger Weidner concerning your knowledge of the on-going corruption in the Oregon legal system and the on-going persecution of Roger Weidner, by the Oregon State Bar, for exposing the corruption.

Dated: 6-08-09



Roger Weidner Foreman Special Grand Jury

Weidner files Motion

continued from page 3

on property I legally owned in Clackamas County. I was entering Presiding Court to make a record of the fact that I felt Brown had set a trap to have me arrested when I was violently arrested by the guards.

On May 23, 1993, I was again violently arrested, in front of 40 stunned supporters, on orders of Judge Mauer in Clackamas County by Captain Sherwood Stillman and 6 armed deputies who locked the courtroom doors and shuttered the windows after entering the courtroom. I was appearing in court to have set aside the order dismissing the complaint I had filed against the attorneys and judges involved in the theft of 1.5 million in property belonging to New Wine Ministries. I was again arrested in October of 1993, in the Oregon Supreme Court, on orders of Judge Ed Warren, after describing to supporters present, to hear one of the many appeals in the Kettleberg case, the shameless deceit, treachery and betrayal of Kent's attorneys Norman Lindstedt and David Buono in turning against their client to help Milton Brown steal all Kettleberg estate assets awarded to Kent. After being arrested I was forced to lay on my side in the back of a police car, driven around the state capitol, and held in the State Police offices for an hour then released without any charges being filed against me. In March of 1994, I was roughed up by a plainclothes state police officer after leaving civil process at the governor's office. The officer was trying to force me not to leave the process.

Nineteen times in all I have been arrested and jailed and to date have served 290 days in jail, for attempting to speak in court on the record about the criminal conduct of attorneys, judges and bureaucrats involved in stealing innocent peoples children, lands or other property. Included in my appearances has been the following: my October 20, 1992, appearance in Judge Amiton's court; my January 12, 1994, hearing before the three member Oregon State Bar trial panel; my September 1994, hearing before the Oregon Supreme Court; my March 1995, hearing before Judge Dorothy Baker; my October 1995, hearing before Judge Paul Lipscomb; my October 1996, hearing before Judge R.P. Jones; my August 1999, hearing before Judge Kohl; my November 1999, hearing before Judge Darling; my January 2000, appearance before the Oregon House/Senate Judiciary Committee; my September 2000, hearing before Judge Hollie Pihl; my February 2001, appearance before Judge Rosenblum. In not one of these hearings has either the judge, or counsel for the other sided, questioned the truthfulness of a single charge I have made against those attorneys, judges and bureaucrats involved in stealing innocent peoples property or maliciously prosecuting me on groundless charges for attempting to expose this shameless thievery.

Again on March 7, 2002, in Judge Rosenblum's courtroom, I detailed, in sworn testimony, without question or objection from either Carla Barron, Fred Smith or Dennis Griffiths the

perjurious testimony of Barron and Smith in the Weidner v. Barron case heard by Judge Wilson on July 11, 2002. I also testified, without question or objection from either Barron, Smith and Griffiths how they conspired to convert my interest in the houseboat, located at No. 1 Portland Rowing Club, by giving knowingly false testimony during the Weidner v. Barron trial in Judge Wilson's court. At the conclusion of my sworn testimony I invited the Defendants to call me to the witness stand to cross-examine me concerning the truthfulness of the criminal charges of theft, perjury and conspiracy that I had made against them in open court on the record. Smith, Barron and Griffiths, as former partners did not say a word and sat red-faced and silent as I publicly condemned them in open court for their treachery, thievery and betrayal in front of supporters, Frances Weidner, Jesse Lott, Lou Sutton Richard Burdett, Keith Coulter and Michelle Turner.

In a hearing on February 21, 2001, in Judge Rosenblum's court, I again gave undisputed sworn testimony of the criminal conduct of Milton Brown, Norman Lindstedt, Michael Gentry, Charles Markley, Charles Hahn and Judge Lee Johnson in converting all Kettleberg estate assets. There, like in the present case, Judge Rosenblum ignored the undisputed testimony of murder, forgery, theft and conspiracy and found for the thieves and against the victims of that thievery. The citizens of this state will not and can not allow this intolerable, unconstitutional corruption of our court system to continue. As Abraham Lincoln said: "Our life our liberty depends on preserving the constitution as our founding fathers made it inviolate. The people are the rightful masters of both the courts and the congress, not to overthrow the constitution but to overthrow those who subvert the constitution."

Dear Voters

I am the 92 year old mother of Roger Weidner, one of the Republican candidates for Governor in the May 21, 2002, Oregon primary election. My late husband Leo Weidner, retired Deputy Chief of the Portland Fire Department, along with hundreds, perhaps thousands of other concerned and outraged citizens, have been doing everything in our power, for the last 14 - 1/2 years, to help Roger, and those fighting with him, to restore Constitutional government to the citizens of Oregon.

When Roger started speaking up, in court, about the corruption in the Kettleberg estate case, a small group of very corrupt judges in Multnomah County started publicly vilifying him and having him arrested when he tried to speak honestly about that corruption in their courtrooms. Many of the arrests (19 in all), including one where even I was roughed up, have been violent.

Through the heaven sent and steadfast support of *The Oregon Observer* and the periodic reporting of other newspapers in the area including *The Oregon Spectator*, I have noticed a dramatic change in the way Roger, and others fighting the corruption, are being treated in our courts today.

I tell Roger that I am so glad that I can help in fighting this horrible judicial corruption that has destroyed so many innocent lives here in Oregon. Roger has always openly thanked his father and I for our support. He tells me that if it wasn't for the support of my husband, I and *The Oregon Observer*, he would not have been able to carry on the fight all these years.

This letter to the citizens of Oregon, is to remind you all that in a free society clean constitutional government is the responsibility of all citizens not just the responsibility of Roger and those of us supporting him and the others now actively fighting this corruption.

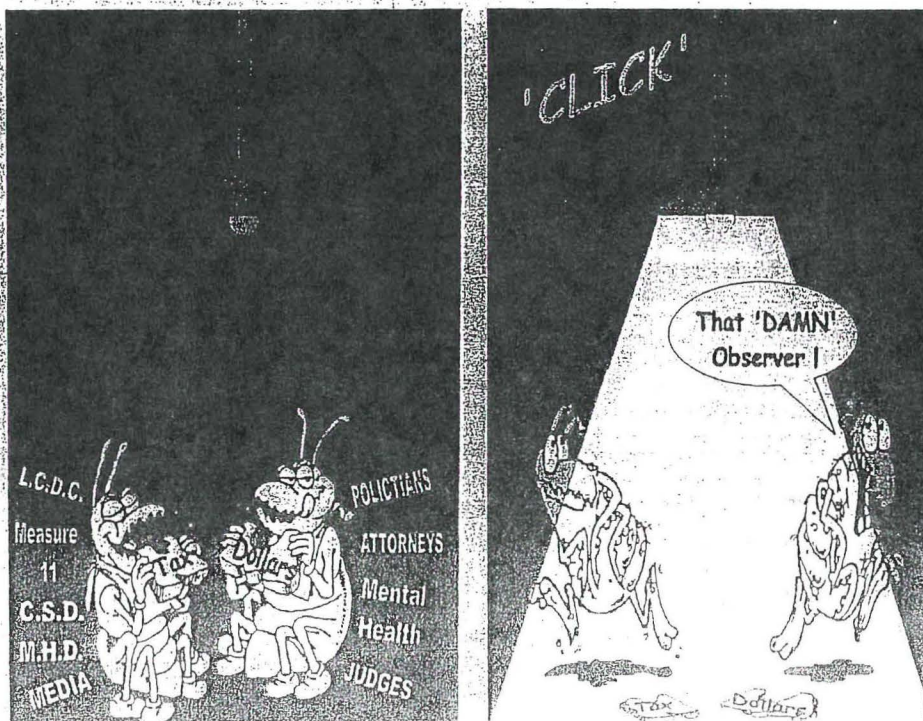
LETTER FROM FRANCES WEIDNER

Roger is now running for Governor of Oregon to finish the work he started 14 - 1/2 years ago to restore constitutional government here in Oregon. To achieve success in the May primary he needs all our moral, physical and financial help. For the past eight years my husband and I have covered all Roger's living expenses so he, and those actively supporting him, could continue the good fight. Roger estimates the contribution of Leo and I to be between one hundred fifty and two hundred thousand dollars. Money my husband and I both deemed well spent.

*Roger told me that in order to get his message across the state, and give him a good chance to win the May primary, will require the printing and distributing of a hundred thousand copies of the *The Oregon Observer*. I told him that I would provide the funding even at the cost of mortgaging my home. I also told him I could not sleep if I did not do everything humanly possible to inform the citizens of this state of the clear and present danger to all of us and our posterity if this judicial corruption in our state is not completely exposed and eliminated.*

Please join in this fight that we cannot and must not lose for our own sake and the sake of our posterity. Please join Roger's campaign for Governor by doing whatever you can to get the word out about his campaign. Your financial support is also needed so the full burden of this effort does not fall on just a few of us. Please send your financial support to Roger Weidner for Governor, P.O. Box 85, Vernonia, Oregon 97064. Please call Roger at 503-232-6691 to find out what else you can do to help.

Thank You
Frances Weidner



Moore-Love, Karla

From: Herman M. Frankel, M.D. <frankelh@comcast.net>
Sent: Wednesday, April 05, 2017 11:29 AM
To: Moore-Love, Karla; Council Clerk – Testimony
Subject: Written and oral testimony
Attachments: PortlandCityCouncilTestimony 20170405.docx

04/05/17 11:28am PDT

From: "Herman M. Frankel, M.D." <frankelh@comcast.net>
To: Portland City Council Clerk "Karla Moore-Love" <karla.moore-love@portlandoregon.gov>
To: Council Clerk Testimony: <cctestimony@portlandoregon.gov>:
Attachment: <PortlandCityCouncilTestimony 20170405.docx>
Subject: Written and oral testimony

Dear Karla and teammate:

Good morning to you!

I'm pleased to submit, attached, a copy of the written testimony I plan to summarize orally at the 2pm 04/05/17 City Council meeting:

"MSCI's recent reports about Wells Fargo and TD Bank show why the City of Portland Investment Policy needs to mandate ongoing dependence on the work of Portland's Socially Responsible Investments Committee."

Thank you for making it easy for me to communicate with my elected lawmakers and others by written and oral testimony!

Let's keep one another warm, and let's continue working together to protect what we value.

Warmly,

Herman

Herman M. Frankel, M.D.
3310 NW Savier Street
Portland, OR 97210-19317
503-227-4892

MSCI's recent reports about Wells Fargo and TD Bank show why the City of Portland Investment Policy needs to mandate ongoing dependence on the work of Portland's Socially Responsible Investments Committee.

Testimony before Portland City Council on April 5, 2017 by Herman M. Frankel, M.D.

Good afternoon, Mayor Wheeler and Portland City Commissioners!

Thank you for all you do for all your constituents, and for welcoming our input. In particular, thank you for formulating, in 2014, our city's list of seven principles of corporate social responsibility, ranging from **environmental concerns** to **impacts on human rights**; and for creating Portland's Socially Responsible Investments Committee to use these principles to assess corporate behavior in order to make binding recommendations to our City Council about any changes to the Corporate Securities Do-Not-Buy List (1, 2). Together with other constituents in this room, **I want the people I vote for to serve on our City Council to be committed to using these criteria of corporate social responsibility when investing our money.**

On March 23, 27, and 31, I provided you with documentation of these facts:

1: The work of Portland's Socially Responsible Investments Committee consists of making recommendations based a study of the social responsibility of a corporation's actions. It does not include predicting future stock market performance (2).

2: The work of MSCI, a New York-based provider of market analysis reports (3), consists of predicting a corporation's future stock market performance. The predictions are not based on evaluating the degree to which corporations violate Portland's values by engaging in practices that damage environment and health, engage in abusive labor practices, violate corporate ethical and governance standards, engage in extreme tax avoidance strategies, exercise such a level of market dominance as to disrupt normal competitive market forces, or contribute to human rights violations.

Examples of MSCI's reports about two banks that invest heavily in the Dakota Access Pipeline, a project condemned by City Council resolution on 09/07/16:

As I wrote to you 03/31/17, on 03/10/17 MSCI downgraded its rating of TD Bank (4) to "A" from "AA" because of high employee turnover, and remained silent about TD Bank's \$365 million investment in the Dakota Access Pipeline (DAPL). You know, too, from my 03/27/17 letter, that in a 12/14/16 report (5) MSCI downgraded Wells Fargo's rating to "CCC" from "B" because of the bank's 5-year history of defrauding millions of customers, and remained silent about the bank's \$467 million investment in DAPL (6).

If we do not want to benefit from corporate profit-seeking investments in activities that are destructive of our democracy, of our planet, or of people and other living beings, we must deal only with banks whose actions show a commitment to socially responsible corporate behavior. **Rather than relying only on MSCI reports, we must continue to make use of the work of our Socially Responsible Investments Committee.**

Let's keep one another warm, and continue working together to protect what we value.
[DOCUMENTATION APPEARS ON NEXT PAGE.]

MSCI's recent reports about Wells Fargo and TD Bank show why the City of Portland Investment Policy needs to mandate ongoing dependence on the work of Portland's Socially Responsible Investments Committee.

Testimony before Portland City Council on April 5, 2017 by Herman M. Frankel, M.D.

Documentation

- 1: Resolution No []. Adopt City of Portland Investment Policy (Resolution)
<https://www.portlandoregon.gov/auditor/article/633594?>
- 2: Socially Responsible Investments Committee
<https://www.portlandoregon.gov/omf/67101>
- 3: Randall Smith. Investors Sharpen Focus on Social and Environmental Risks to Stocks. NY Times. Dec. 14, 2016.
<https://www.nytimes.com/2016/12/14/business/dealbook/investors-social-environmental-corporate-governance.html>
- 4: 10Mar17 TD BANK NA ESG Ratings Report Tearsheet.pdf
 10Mar17__TD_BANK__NA_ESG_Ratings_Report_Tearsheet.pdf
 (Click TD Bank at
<https://www.msci.com/www/esg-news/msci-esg-top-picks-the-next/0610847304>)
- 5: 14Dec16 WELLS FARGO Ratings Report Tearsheet.pdf
 14Dec16__WELLS_FARGO_Ratings_Report_Tearsheet.pdf
 (Click Wells Fargo at
<https://www.msci.com/www/esg-news/msci-esg-top-picks-the-next/0610847304>)
- 6: Jo Miles, Hugh Macmillan. Who's Banking on the Dakota Access Pipeline? Food and Water Watch. Sept. 6, 2016.
<http://www.foodandwaterwatch.org/news/who%27s-banking-dakota-access-pipeline>

Moore-Love, Karla

From: Steven Goldberg <stevengoldberg@comcast.net>
Sent: Tuesday, April 04, 2017 2:26 PM
To: Council Clerk – Testimony
Subject: Testimony Regarding Amended Investment Guidelines
Attachments: Memorandum.April 3.docx

Clerk:

Attached is written testimony related to the Amended Investment Guidelines which will be considered by the City Council tomorrow (Wednesday) afternoon. Thank you.

*Steven Goldberg
3525 SE Brooklyn St.
Portland, Oregon 97202*

(503) 221-4907

Testimony of Steven Goldberg in Opposition to Adoption of Amended Investment

Policy: April 5, 2017

I am a resident of Portland, and a retired member of the Oregon State Bar. I submit this testimony in opposition to the proposed amended City of Portland Investment Policy. It is my opinion that adoption of this Policy raises significant separation of power issues under the Oregon Constitution.

BACKGROUND

The draft amended investment policy which Council is considering establishes investment criteria “for the operation of the City of Portland’s investment activities.” *City of Portland Investment Policy, March 2017, p. 1.* The City Treasurer is given responsibility for implementing the Policy. However, that discretion is limited, particularly in terms of ESG (environmental-social-governance) considerations.

As noted in the City Treasurer’s memo dated February 23, 2017, Council –based on its own deliberations and analysis --had previously directed the Treasurer not to invest in Wal-Mart (Resolution 37037) and not to invest in “the Carbon Tracker 200 oil, gas and coal companies.” (Resolution 37135). The direction not to invest in those companies is specifically reaffirmed in the new Investment Policy, and will be voted on by Council.

Previously, Council had provided the Treasurer with a Council-approved list of corporate issuers in which the City was prohibited from investing its cash assets. This was known as the Corporate Securities Do-Not-Buy-List. The Council established a Socially Responsible Investments Committee which, after analysis and hearings, would present Council a list of companies not to invest in. The final decision about investing in these companies was to be made by Council.

Despite the work completed by the Socially Responsible Investments Committee, and recommendations made by that Committee as outlined in Resolution 37262 (adopted by the Council on December 21, 2016), the new Investment Policy effectively eliminates the Do-Not-Buy-List. The City will continue to invest or not invest in companies based on ESG considerations. **However, analysis and application of those considerations will no longer be made by Council or by the Treasurer.** Instead, Council delegates that analysis and application to a Wall Street-based investment company – MSCI ESG Research Inc. So long as MSCI determines that a corporation should be given a BBB (or better) rating, the Treasurer has discretion to invest in those corporate debt securities; if the rating is lower than BBB, the Treasurer has no discretion to invest in those securities. **The Treasurer does no independent analysis; Council does no independent analysis; the Socially Responsible Investment Committee is presumably eliminated and has no role to play in terms of analysis.** The decision to invest or not invest in these companies is solely made by MSCI.

LEGAL ARGUMENT

Article III, Section 1 of the Oregon Constitution, and Article I, Section 21, establish the principle that governmental authority must be exercised by a governmental entity. R. Pulvers, “Separation of Powers Under the Oregon Constitution: A User’s Guide,” 75 *Oregon Law Review* 443, 452 (1996). The cases flowing from this constitutional principle make clear that it is improper to delegate to private, nongovernmental entities the authority to determine the applicability of a statute. Yet this is precisely what the City Council will do if it adopts the amended Investment Policy, and gives authority to MSCI to essentially decide whether certain corporate bonds satisfy

ESG considerations. No review of that determination is conducted by the Treasurer; no review of that determination is conduct by the Council; no review of MSCI's analysis can be done by Portland's citizens insofar as the City has signed a confidentiality agreement exempting that analysis from any disclosure or scrutiny.

These principles are not new. In a 1935 decision of the Oregon Supreme Court, *Van Winkle v. Fred Meyer, Inc.*, 151 Or 455, the legislature adopted a state ice cream marketing agreement which prohibited selling ice cream for less than a defined price. The association of producers which developed the agreement had discretion to adopt the agreement, determine when it would be effective, and develop the terms of the agreement without any rules, policies or standards, or prescribed limits developed by the legislature. The Court struck down the legislation as an unlawful and unauthorized delegation of legislative power. As noted by the Court in *Van Winkle*:

"It is a fundamental principle of constitutional law that in delegating powers to an administrative body the legislature must prescribe some rule of law or fix some standard or guide by which the actions of that body, in administering the law, are to be governed and made to conform. Under this act, there is no rule of law, nor is there any standard or guide prescribed by which the persons to whom the powers are to be delegated are to be controlled or to which they must conform." *Id.* at 466.

This analysis applies with even greater force when the legislature has granted powers to a private, nongovernmental entity – in this case, the Morgan Stanley owned MSCI. *Id.* at 455.

"There is no difference in principle between an act which grants to an indefinite group the unrestricted power to determine without rule or guide what the law shall be and when it shall be effective and the delegation of a like power to a private agency over which no department of our government has any control."

Hillman v. North. Wasco Co. PUD, 213 Or. 264, 278-279 (1958).¹ In *Hillman*, the Court held that the agency in question had discretion to adopt standards set forth in a national electric safety code. However, the agency did not have the ability to adopt prospective future versions of the national code “without hearing or further consideration subsequent changes, modification or alterations in such code. . .” *Id.* at 284. *See, also*, *Peek v. Thompson*, 160 Or. App. 260 (1999).

Again, that is precisely the situation facing Council. Whatever MSCI’s ESG analysis regarding certain corporations is at the time of the adoption of the amended Investment Policy, that analysis will soon change as the corporations’ whose debt obligations are being considered by the City behavior and conduct changes. It is only MSCI which may consider those changes.

CONCLUSION

The City previously created a transparent and open process for determining whether certain of its investments should be restricted based on ESG considerations. A Socially Responsible Investment Committee was created to evaluate investments, and the Committee took its charge seriously: It met on a regular basis for over a year; it considered the MSCI analyses of the various corporations considered; it considered extensive public testimony. Council now regrettably proposes to replace this process

¹ *Hillman* was overruled on other grounds by *Maulding v. Clackamas Co.*, 278 Or. 359 (1977).

with procedures which are far less transparent, and likely unconstitutional under Oregon Constitutional law principles. I request that Council reconsider its proposed action.

Steven Goldberg
Southeast Portland
(503) 221-4907

Moore-Love, Karla

From: Tommee Carlisle <ktommeecarlisle@gmail.com>
Sent: Tuesday, March 28, 2017 7:19 PM
To: Moore-Love, Karla
Subject: Testimony on divesting from private prison investments

Dear Mayor Wheeler and commissioners,

I support Portland divesting from private prison investments.

I have worked and volunteered in state and federal prisons in Alaska and Missouri; these were prisons that were government-run.

My spouse, Betty, was employed in a privately funded and managed prison.

The difference between every aspect of these prison experiences is stark.

Punishment for the least amount of money is the overarching purpose of a for-profit prison.

Rehabilitation was the driving principal for the state-funded prisons in Alaska, and even in the federally-funded prison, education, safety and health of inmates was of primary importance.

Worst of all in for-profit prisons, none of the personnel is safe, and because they are not safe, neither are the inmates. I speak from personal experience.

My spouse was hired as a counselor to address chemical dependency recovery in inmates. She was supposed to run therapeutic recovery groups, and she did, but she also was assigned other duties.

This was supposed to be a minimum security prison with low-level danger in inmates; instead, there were convicted rapists and murderers in this prison, and Betty was alone with them during groups, with no correctional officers in sight.

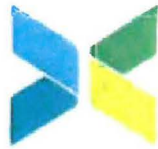
Further, one of her duties was to walk the inmates to their bunkhouse at night, enter the building with them, stay there until they were all in bed, and then leave.

My spouse is 5'2" tall and weighed 130 pounds. She was alone with these men, without a weapons, or means of calling correctional officers to assist. She walked from the main building some distance to the bunkhouse without guards....alone.

I was frightened every single day until she got home from work; after working a 12-hour shift, she drove 85 miles home.

For profit prisons are not safe for staff or inmates.

Tommee Carlisle



PORTLAND
BUSINESS ALLIANCE
Commerce • Community • Prosperity

37278

April 4, 2017

The Honorable Ted Wheeler
City of Portland
1220 SW Fourth Avenue, Room 340
Portland, Oregon 97204

Dear Mayor Wheeler:

The Portland Business Alliance (Alliance) represents nearly 1,900 businesses throughout the Portland-metro region. As the voice of business, the Alliance advocates for issues that support commerce, community health and the region's overall prosperity. Part of ensuring these goals are met is funding for city services that address priority community issues, such as homelessness, housing, police and others. Another key factor is fostering strong relationships with businesses that provide jobs, pay taxes and support the community through philanthropic giving.

The Alliance urges your support of the proposed city of Portland Investment Policy. The Alliance opposed the Socially Responsible Investment Committee and Do Not Buy list when they were initially proposed and approved by City Council during the last administration. Our opposition was based on concerns about 1) the subjective nature of the process to evaluate and recommend companies for inclusion on the Do Not Buy list, 2) the potential diminution of returns for taxpayer investments, and 3) the impact of a listing on the Do Not Buy list for employers that are a part of, and in some cases, headquartered in this community.

The proposed Investment Policy achieves the goal of ensuring city taxpayer investments meets social responsibility goals by establishing a threshold environment-social-governance (ESG) rating that must be met, much like the threshold credit rating, for corporate securities to be eligible for city investments. In addition, using the ESG rating ensures a level of objectivity in the decisions regarding potential city investments because it is based on a third party standard. Ensuring objective and clear guidance for city investments is critical.

Furthermore, the proposed Investment Policy allows the city to continue to invest in corporate securities that meet the standard identified. Corporate securities provide higher rates of return than the alternative investment options, such as Treasury Bonds, allowing the city to maximize returns to taxpayers and meet fiduciary responsibilities with the stewardship of taxpayer dollars. Given the budget demands the city is facing and the need for continued investment to maintain core city services, such as police and homelessness, it is critical that investments are made that yield the highest returns possible while maintaining true to the city's values.

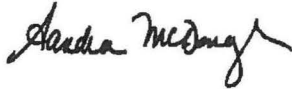
It is our understanding that adopting the proposed Investment Policy would obviate the need for the Socially Responsible Investment Committee and the Do Not Buy list. In our view, this does not undermine citizen engagement and instead aligns the goals of maximizing returns and meeting community values within the appropriate citizen oversight structure of the Investment Advisory Committee. This will streamline oversight and ensure that the group of citizen's empowered with advising the city's investment take into account both goals.

Greater Portland's Chamber of Commerce

200 SW Market Street, Ste. 150 | Portland, OR 97201 | 503-224-8684 | FAX 503-323-9186 | www.portlandalliance.com

Thank you for the opportunity to comment. We strongly urge that you adopt the proposed city of Portland Investment Strategy.

Sincerely,

A handwritten signature in black ink, appearing to read "Sandra McDonough". The signature is fluid and cursive, with the first name "Sandra" written in a larger, more prominent script than the last name "McDonough".

Sandra McDonough
President & CEO

cc: Commissioner Eudaly
Commissioner Fish
Commissioner Fritz
Commissioner Saltzman
Tom Reinhart, Chief Administrative Officer
Jennifer Cooperman, City Treasurer