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BOP

Rec'd 8/10/21

Mrs. Secretary,

8-1-21

Hello. This is exhaustion of State superiors as A.G., WDOC Dir., & Governor have all been motioned. Jason Altheide #1169889 writing to grieve a State procured issue. Recently Senate passed Bill 22 and created a right per statute for "us" Administratively segregated inmates to be afforded ability to buy & receive food, clothing & hygiene packages. In response to this Senate act (allegedly) Director Daniels WDOC denied Bill honoring and imposed a WDOC A.R. 707.2 sanction denying food from canteen and Senate authorized packages. I know Director sits upon a Board with Gov. and A.G. and he still has to honor rights, laws, Bills and Acts. Here WDOC is violating Constitutional safeguards within US 8th Amendment as a Cruel & "Unusual punishment" to people who've done no violation of rule or regulation and blatantly denies recently allowed S.B 22 package program. In fact

store has stopped in A.S. regarding
food. Requesting an inquiry on
NDOL by... well you would know
whom appropriate and a call to
Director Daniels, Gov. Sicilak or
Ford and remedy this. Thank You.

Sincerely,

A handwritten signature in cursive script, appearing to be "John" or similar, written in dark ink.

U.S. AIR MAIL #1101001
HD
PO Box 650
Indian Springs, W.V. 89070

LAS VEGAS NV 890
13 SEP 2021 PM 4 L

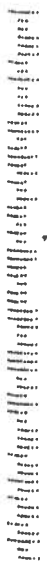
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Secretary State Casauke
101 W. Carson St
Carson City, Wv. 89701

89701-701159





Pacific Northwest Family Circle

Peace Not Police

Oregon Chapter of P.O.S.T. Protect Our Stolen Treasures

August 19, 2021

Re: Investigate COVID-related negligence at Nevada Southern Detention Center

Dear Inspector General Michael Horowitz,

I am writing on behalf of Mary Barbee, a member of our organization, which unites families to struggle for justice for loved ones killed by police. Mary has lost a cousin to police violence and could lose her two sons to police negligence. Melvin Lewis Dillon (Inmate Number 55495048) and Robert John Dillon (Inmate Number 55496048) are presently incarcerated at the Nevada Southern Detention Center (NSDC) awaiting trial.

Along with hundreds of others at the prison, they have contracted COVID, and now have it again. This is a result of mismanagement by the private owner and operator of this detention center, Core Civic. The Dillon Brothers have told us many times, there is no social distancing. Testing is improperly done or not at all, and they have experienced a lack of proper treatment when they are not well from either COVID or other health issues.

In Oct 2020, Judge Jennifer A. Dorsey Judge Dorsey found merit in the Dillions' claim that Core Civic violated the 5th amendment rights of people incarcerated at NSDC (case no. 2:20-cv-01436-JAD-VCF). The judge is allowing this claim to move through the litigation process on their Section 1983 petition.

This lends credence to the idea that their negligence case is justified and worthy of investigation by an independent third party. This is supported by the more general research of The Marshall Project and The Associated Press, who wrote, "With crowded conditions, notoriously substandard medical care and constantly shifting populations, prisons were ill-equipped to handle the highly contagious virus, which killed nearly 3,000 prisoners and staff"¹.

¹ "A Half-Million People Got COVID-19 in Prison. Are Officials Ready for the Next Pandemic?" by Katie Park, Keri Blakinger, and Claudia Lauer. Printed by the Marshall Project. Retrieved from: <https://www.themarshallproject.org/2021/06/30/a-half-million-people-got-covid-19-in-prison-are-officials-ready-for-the-next-pandemic>

Over the last year, our volunteers sent hundreds of letters and calls asking Core Civic to follow CDC and Bureau of Prison guidelines to protect incarcerated people and their own employees. Pacific Northwest Family Circle community organizers also called the US Marshals office in Nevada and in Washington DC. COVID protocols are still not being followed, so now we are writing to respectfully ask you:

Investigate the poor handling of COVID at the Nevada Southern Detention Center and hold the leadership at Core Civic accountable for neglecting their responsibility to those under their care.

If you find evidence of negligence, end their contract with the US Marshal Service, and close down the NSDC.

The Dillon Brothers and other incarcerated people at that prison have so little agency over their own health. The US Marshals, the Bureau of Prisons, and privately owned Core Civic will not take responsibility for the care of either incarcerated people or staff, so the Department of Justice must.

Respectfully on behalf of all the Family Members of Pacific Northwest Family Circle,

Irene Kalonji

Co-Founder of Pacific Northwest Family Circle

Mother of 19-year-old Loved One Christopher Kalonji killed by Clackamas County sheriffs

and

Shiloh Wilson-Phelps

Co-Founder of Pacific Northwest Family Circle

Mother of 22-year-old Loved One Bodhi Phelps killed by City of Gresham police

cc:

Barbara K. Cegavske, Nevada Secretary of State

Lisa Sherych, Administrator, Department of Health and Human Services

Ihsan Azzam, Ph.D, M.D., Chief Medical Officer, Department of Health and Human Services

Carolyn R. Hantz, Assistant Inspector General, U.S. Department of Labor

Lisa Anderson, Special Agent- in Charge, U.S. Department of Labor



Pacific Northwest Family Circle

Peace Not Police

Oregon Chapter of P.O.S.T. Protect Our Stolen Treasures

Nevada Secretary of State,
Barbara K. Cegavske
Nevada State Capital Building, Covid-19 Situation
101 North Carson Street, Suite 3
Carson City, NV 89701

August 26, 2021

Re: Investigate COVID-related negligence at Nevada Southern Detention Center

Dear Nevada Secretary of State Barbara K. Cegavske,

Please find attached a letter addressed to Inspector General Michael Horowitz explaining the details about the deplorable conditions for people employed at and incarcerated in the Nevada Southern Detention Center. We ask that you support our call for an investigation and consider opening an investigation of your own.

Respectfully on behalf of all the Family Members of Pacific Northwest Family Circle,

Irene Kalonji

Co-Founder of Pacific Northwest Family Circle

Mother of 19-year-old Loved One Christopher Kalonji killed by Clackamas County sheriffs

and

Shiloh Wilson-Phelps

Co-Founder of Pacific Northwest Family Circle

Mother of 22-year-old Loved One Bodhi Phelps killed by City of Gresham police

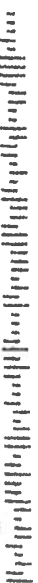
Pacific Northwest Family Circle
502 SE Township Rd
Canby OR 97013

Barbara K. Cegavske
Nevada Secretary of State
Nevada State Capitol Building, COVID 19
101 North Carson St, Suite 3
Carson City NY 84701

PORTLAND OR 972
27 AUG 2021 PM 4 L



89701-371403



Secretary of State

B. Cegauske. Sec. State,

9-11-21

Jason A. Altwie #1168889, You are probably busy so I'll be brief. W.D.O.C. is criminally conspiring to "falsely imprison" per WRS 200.460 (1) "... deprive liberty without authority..."

Per Admin. Reg. A.R. 707.01 (11) (J)
"Admin. Segregation" for mental patients shall be temporary" per Prison Commission esp. Dir. WDOC the person who says who has what authority (above WRS stipulation) I was segregated 4-1-19 when 214 Warden put hands on me & I pushed back after Warden insisted on covering up Judicial failures resulting in facially unlawful custody authority orders which was later Judicially Amended (see J.O. (S)) An A.R. (above) regulates post "incident" protocols. WDOC is insisting OPS21 High Risk Prisoner (H.R.P) Ad. - ses is enforceable per Dep. Dir's authority. Dep. can not over-rule Dir. simple Chain of command see OTIS/NOTIS #20063081887 proper grievance notifies Dep. Dir yet he chose either corruptly or incompetently

to further prolong seg time.

Per U.S. 9th Cir. rulings

Coleman v. Wilson 912 F.Supp 1282

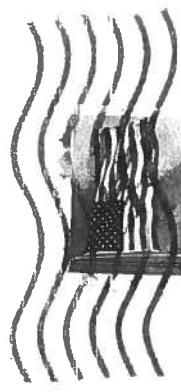
"... inappropriate... placement in seg units of prisoners with mental illnesses unconstitutional."

Twice in 2017 Dis. Seg was D.C. (ed) per AR 707 yet now staff refuse to honor. Now Caseworker(s) called to see me yet I was not ready so they skipped & never came back 1-1/2 week(s) ago. I's never informed what purpose was & staff have never returned despite my request(s).

Requesting Capitol intervention in reclass/rehousing as Behavioral Mod. unit is available any "Prison points" now are criminally procured by staff as per WRS I'm a provoked "falsely imprisoned" person trying to get "liberty" back. Authority per OPS 21 was manufactured by a prohibited inferior Deputy. sincerely



Jason Altheide 1169887
4D
PO Box 650
Indian Springs, Wv. 89070



LAS VEGAS, NV 890

2 AUG 2021 PM 5 L

Secretary of State
Barbara Cegavste
101 N. Carson St.
Carson City, Wv. 89701

89701-971408

POSTNET barcode

John Steven Olausen, #14804
P.O. Box 7000 (NNCC)
Carson City, Nevada 89702
Defendant, In Proper Person

In The Second Judicial District Court Of The State Of Nevada

In And For The County Of Washoe

Case No.: C79-1086D

Dept. No.: 9

The State Of Nevada,
v. Plaintiff,

John Steven Olausen,
Defendant.

Emergency Defendant Judicial Notice And Affidavit/Evidence To: Nevada Prison/Corrections Board Commissioners: Steve Siskalek, Aaron Ford, And Barbara K. Gegovske That Their 1979 Death Penalty Charge Conviction, Impositions Of Sentence, And Death Warrant And 1989, Life Without Parole Additional Aggravating Circumstance Evidence Charge Conviction And Imposition Of Sentences' NRS 200.033 Charges On Their State Records Regarding Defendant Are Falsified Documents, A NRS 239.300 Category C Felony, And 2015, Conviction Is Falsified, Whereby, Witness Connie J. Steinheimer, Judge Ordered Good Cause Falsification Thereon, Their State Records Regarding Defendant Is A Falsified Document, A NRS 239.300 Category C Felony. Defendants, Herein, Gives Said Commissioners Fair Notice To Avoid Future Criminal And Civil Liability For Knowingly Keeping Said Feloniously False Document State Records, Caused By Corrupt Washoe County Judicial, Public Official, And Law Enforcement Covering Up Their Crimes Against Honest Law Enforcement For Arresting Law Enforcement Reno Det. Gary Eubanks Pushing Methamphetamine And Steroids To A Kids Reno Lincoln Park School, Involved In Defendant's Case.

Comes Now, Defendant John Steven Olausen, hereby in pro per files his herein-above entitled and stated judicial notice and affidavit, which Defendant adopts in its entirety, herein. This judicial notice and affidavit/evidence are made and based upon all pleadings, orders, documents, sworn allegations and points and authorities.

1. That points and authorities are that because the only the State is given authority pursuant to NRS 175.552 to "introduce evidence of additional aggravating circumstances as set forth in NRS 200.033," and prosecute said Defendant thereby on aforesaid authorities, not the Defendant's judges Kirksey v. State, 814 P.2d at 1010, "We are unaware of any authority permitting a sentencing panel in a capital case to find aggravating circumstances in addition to those argued by the State." McCabe v. State 655 P.2d 536

2. That Defendant's 1989, trial judge, Judge Torvenin ordered that the State withdrew Defendant's name from his 1979, Prosecutor's notice to introduce evidence of additional aggravating circumstances as set forth in NRS 200.033, on the record because his secretary, contrary to his instructions, mistakenly put Defendant's name on said NRS 200.033 Charges. And said, 1989 Judge Torvenin ordered that the Court was bound by the State's withdrawal of its NRS 175.552 introduction of NRS 200.033 charges and evidence against the Defendant.

3. That said State Commissioners' 12/14/1979, Findings, Determinations, and Imposition of Sentence (FDIS) document is false based on NRS 200.033, 4 and 6, additional aggravated evidence, "other than the aggravated nature of the offense itself," only if, the state introduces said NRS 200.033, 4 and 6, evidence, which the state never did, nor ever intended to do. The 1979, FDIS is a false document falsifying, a prisoner's records, in order to deceive 1979, Prison Board Commissioners (PBC) to procure for corrupt judges and prosecutor Defendant's execution he being innocent of NRS 200.033 death penalty charges and evidence because he was never prosecuted the state (NRS 175.552) NRS 199.160/180 in conjunction with a category B felony Conspiracy to Commit murder NRS 199.780, 1.

4. That if said herein-above State Commissioners after receiving herein notice of above said false 1979, NRS 200.033 FDIS conceals

1 its falsity in the public record of this state is guilty of a category C felony NRS 239.300 and shall be punished NRS 193.130, as well as, any
2 civil liabilities applicable for intentionally concealing said false 1979, FDIS, in public state records regarding Defendant, a state prisoner.
3 5. That said Commissioners' public state records 12/14/1979, death penalty Judgment of Conviction (JOC) is a false document which
4 feloniously adopted the above-said false 12/14/1979 FDIS. The Defendant, herein-after, adopts in its entirety herein-above paragraphs,
5 1. through 4., as they do apply to this paragraphs' falsified public state records' document.

6 6. That said Commissioner's public state records 12/19/1979, Death Warrant and 2/11/1986, Death Warrant are falsified docu-
7 ments fabricated from said falsified 1979, FDIS and JOC knowingly used by Washoe County judges and prosecutors to deceive NBP Com-
8 missioners to murder Defendant in a Conspiracy to murder Defendant innocent of NRS 200.033 additional evidence other than
9 the aggravated nature of the offense itself. Defendant adopts, herein in their entirety, herein-above paragraphs 1. through 5.,
10 as they apply to this paragraphs' falsified public state records' document.

11 7. That said Commissioners' 12/7/1989, FDIS (a.k.a. a JOC) is a false public state record document, as stated herein-above
12 paragraphs 1. through 4., with respect to said Commissioners' 1979, FDIS, which Defendant adopts herein aforesaid paragraphs in their
13 entirety, save for NRS 199.480, 1. Conspiracy to murder Defendant by their false 1979, NRS 200.033 death penalty evidence FDIS is a
14 NRS 199.480, 1., false imprisonment conspiracy B felony by NRS 199.310 Malicious Prosecution without NRS 200.033 evidence introduced
15 by the state NRS 175.552, as stated herein-above.

16 8. That witness Connie J. Steinheimer, Judge's 5/17/2021, order after reviewing the entire record and Defendant's judicial not-
17 ices/evidence that Washoe County's Court/County clerks' corrected and amended 5/27/2015 nunc pro tunc 12/17/1979, JOC public
18 court record and public state record if received by said Commissioners and/or is intended to be conveyed to said Commissioners
19 from County officials is a false document. ¹⁾ Witness Steinheimer to her credit presented with Defendant's 5/7/2021, judicial notice of
20 evidence in the court record that after a 12/14/1979 final single charge JOC was signed by the judge and entered by the clerk (NRS
21 176.105), excluded, dropped, and dismissed two (2) other charges Defendant entered a plea of guilty and oral pronouncement from the
22 bench was given, but before aforesaid final judgment was entered in the Defendant's case record, which the judge had lawful authority to
23 do NRS 176.105, 2. and 3., prosecutor have tried and failed (Miller v. Hayes, 604 P.2d 117 (1979) and Bradley v. State, 864 P.2d 1272 (1993))
24 to compel judges to change beneficial final judgments for a defendant to oral/bench pronouncements beneficial to the state.

25 2). Some unknown john/jane doe felons illegally obtained a 12/13/1979, judgment of imprisonment (JOI) and forged a false date
26 and minutes of the court information of 12/17/1979, of aforesaid dropped/dismitted two (2) charges, not covered by the 12/13/1979
27 JOI, failing to get the judge to give them a final judgment to match said forgery (NRS 239.300, C felony) said felons inserted said false JOI in
28 the court record to be falsely filed by the prison director and NBP Commissioners and County clerk records NRS 179.325/335.

1. 9. That estoppel rules apply to said Judge Steinheimer's 5/17/2021, said good cause order, that said 5/27/2015 nunc pro tunc 12/17/1979 JOC
2. is a category C felony, NRS 239.300, false document in public court, county, and state record and all who knowingly maintain it as valid
3. in public records is guilty thereof, aforesaid crime and any unnecessary delay in red tagging as invalid/false said document in public
4. records

5. 10. That the Law Enforcement people of which these records are based concealed that had they not violated under cover rules to proceed in
6. an under cover operation without visual nor audio surveillance, when they were required to employ rules and operations that discontinued
7. their unsafe danger conditions operational circumstances, but violated that rule that absent that violated rule by said Reno Law Enf-
8. orcement an officer would not have been killed, but prevented. That the rule not to leave the designated buy/bust area/zone was
9. violated by the undercover officer whereby he was mortally wounded by a 16 yr. old boy, which would not have occurred had
10. the what is called the "Tripping" prohibition rule, not been violated.

11. 11. That after I was arrested I invoked my Miranda rights was given an attorney who I accepted as my attorney, telling about
12. my case, when I was abducted by force and violence from said attorney visit and my attorney by force and threat of violence by non-
13. Reno Jailers, but other ununiformed Law Enforcement Officers. I was threatened to cooperate with them or he killed. I refused and asked
14. for and received clergy to give me last rights, privately off the record. The clergyman was a Law Enforcement person who threatened
15. me as well and that he was going to manipulate what was said between he and I. see Exhibit (1)

16. 12. That later my said attorney came to the jail with a court order to grant me an attorney visit which was denied by Law
17. Enforcement to comply, but bullied my father by intimidation and deceit to waive my right to counsel without authorization
18. to do so by me, and I was given an attorney believed not by random selection rules, but in violation of the said rules.

19. 13. That I was found by my 1979 trial judge not to have participated in killing anyone nor helping anyone kill someone (8/5/87,
20. Decision, p. 12, bottom paragraph). That I was found not guilty of having domination over those that did kill some 12/7/1989 FDIS,
21. from the 1979, FDIS, And that I was confirmed by my 1/9/2007, trial judge and prosecutor, not to be guilty of premeditation
22. and deliberation. That I only entered a plea of guilty upon a fabricated threat of death if I went to a jury trial and a fabric-
23. ated threat of death (NRS 200.033(4)) witness that I planned to rob, which in fact her original statement to prosecutors
24. totally cleared me of any involvement at all, but prosecutors used her perjured testimony conspiring to murder me NRS
25. 199.160/180 in conjunction with NRS 199.480, 1. (6). That had I not been deceived, threatened, and intimidated into an illegal change
26. of plea proceeding, there is no unlawfully obtained guilt. I am innocent of all charges said cheating by criminal actions of my
27. judge, prosecutor, and attorney is a concession by the state that I am innocent in a fair trial and cheating would prevent my
28. not guilty verdict which they feared said police misconduct cover up that caused the death of the undercover officer would

1. be exposed, thereby, said officials violated criminal laws NRS 199, 230 to prevent me from appearing before a fair trial and conspired
2. to murder and/or false imprison me on Nevada Board of Prison/Corrections Commissioner state public records concealing and
3. avoiding consequences related to said false document benefiting from my ignorance, mental/intellectual disabilities, poverty un-
4. able to afford adequate legal representation, and a political/social powerful memorial to conceal and protect the reputation of
6. officers who cause the preventable death of an undercover officer by the victim's private attorney Cal Dunlap before his death, Dunlap
7. also prosecuted me although he was a personal witness about the victim and promoted the memorial under his clients name
8. for political power. See Exhibit (2)

9. 14. That Cal Dunlap victim's personal private attorney and my prosecutor in the death of his client in conflict with his duty
10. to disclose information about his client victim in the case and duty to protect his victim client attorney/client privilege of the
11. victim he was prosecuting me for, which is why he conspired to murder me, as stated herein above as personal retaliation
12. vindetta to cover-up his clients violations of said undercover rules that he caused his own preventable death by causing
13. Nevada Board of Prisons/Corrections Commissioners to be deceived into murdering me by execution by said falsified Commissioners
14. document. see Exhibit (2)

15. 15. That Dunlap represented in private practice, after failing at re election after appearing underage girl under wear show
16. fund raiser, Reno Det. Gary Eubanks pushing methamphetamine and steroids to a Reno Kids School. Det. Eubank was the friend
17. and partner of the victim in the case, who reportedly threatened to spill the beans on the Haff case cover-up if he went down
18. for his crimes by Sparks Tribune Reporter Angela Curtis I believe a court news reporter. Also reportedly homo sexual erotic photos
19. of Det. Eubanks with his drug induce victim/customers, all charges were dropped on a highly suspicious technicality by a
20. judge later impeached in a suspicious proceeding in the Nevada Supreme Court Whitehead case records. see Exhibit (3)

21. 16. That a girl under 18 yrs old, not emancipated from her parents' guardianship, who were demanding their daughters
22. return Laura Rojas from being a sexual gratuity to John Dallar a state's witness who admitted to perjury in post-con-
23. viction depositions and that Laura Rojas was removed nude from his bed by P.P. & ODA officials only the day he
24. testified Dunlap was Washoe Co. D.A., covered up concealed until Dallar's concession.

25. 17. That Reno Det. Dave Jenkins order evidence secured in State/county evidence security room to be destroyed by
26. by Officer Linda Reavis with respect to a police killing of a Mexican who refused a search of his apartment without a
27. warrant and police reckless endangerment suit by others apartment residents. I read the case, but don't have it now
28. but it does exist in a believed F. Supp. Honorable U.S. Det. Judge Edward C. Reed, FNID, relative because it corrob-
Paiva v. City of Reno, 937 F.Supp 1474, 1485-86

1 creates my allegations of falsifying record records by Reno/Washoe County Law Enforcement. Plus Washoe Co. D.A.s used Det.
2 Jenkins at my 2008 pardons hearing with another office (Ponce?) who gave false information against me turning my pardon
3 hearing into a sham and a farce.

4 18. That I have knowledge and my 1989, resentencing attorney and my family members know of a witness that had a relation
5 ship with the victim and officers involved in the said undercover operation were on a 3 day methamphetamine binge up
6 to said undercover operation, but was manipulated from reporting it for the benefit of the victim's family right to seek
7 liability compensation which dirty cops and DA deceived the fallen officer's family out of the entitlement by said cover-
8 up. These said suspicious people that have committed said records crimes have political power, but are not politically safe to back.

9 19. That I declare that I witnessed the information stated herein-above/after, and I am willing to testify to same and
10 provide further witnesses and evidence to my statements and assertions, herein-above/after, to my judicial notice and
11 affidavit and reference to evidence of false public record document by said Commissioners from said Washoe Co. judges
12 prosecutors, and attorney in said conspiracy to murder/false impersonate me on said false documents.

13 20. That U.S. Rev. Statute, Sec. 906, requires said Commissioners' records keeping to be invalid, not false as stated above
14 and is Title 18 USC applicable violations 2382/2384 requires me to disclose said corruption conspiracies if not addressed
15 by them, but continue to use said felonious documents. See online US Air Force Major Adams, New Mexico, 1990s
16 seditious conspiracy and misprison action that took down state and federal judicial and public officials for similar corruption
17 as in their false records. State officials are responsible, not Defendant/state prisoner, to ensure his protection of false records

18 21. That all statements, facts, and events within my foregoing judicial notice/affidavit are true/correct of my own knowledge,
19 information, and belief, and as to those, I believe to be true and correct. Signed under penalty of perjury, Per NRS 209.165 and

20 20 USC 1746 Dated: 8/10/2021 signed: J. Steve Olausen

21 Affirmations: The undersigned hereby affirms that the proceeding document does not contain anyone's social security number. Dated: 8/10, 2021. Signed: J. Steve Olausen

22 Certificate Of Service By Mail: I, John Steven Olausen, do hereby certify that on 8/10/2021, NREP 5 (b). I mailed a true/correct copy of
23 the following, Judicial Notice, Affidavit/Evidence, addressed to: Nev. Prison Commissioners: Nev. Gov. Steve Siskalek, State
24 Capital Building, 101 N. Carson Street, Carson City, Nr. 89701. Nev. A.G. Aaron Ford, 100 North Carson Street, Carson City, Nr. 89701
Nev. Sec of State, Barbara Gregorick, Nevada Capital Building, 101 N. Carson Street, Carson City, Nr. 89701

25 By: J. Steve Olausen

December 30, 1987

Prisoner access problems are nothing new

Today is Independence Day for Truk lagoorand, with some surprise, I find myself writing about independence, the forces of darkness in the Public Defender's Office and that old crime fighter, Washoe County District Attorney Mills B. Lane.

To think that the news story by Mark Lundahl concerning access to the jail by public lawyers Oct. 4 would beat a path to my door 8,000 miles distant is troubling; the craziness is that I know something about the topic. The implication in the article that the problem has not surfaced before is incorrect.

As a member of the Defender's Office in 1979, I was ordered out of the Reno City Jail by jail personnel at the direction of Mills Lane. Cal Dunlap was DA at the time. This rude ejection came during my initial interview with John Steven Olausen, a young man charged with murder.

I requested and was given an expedited conference with former District Judge John Gabrielli attended by Mills Lane. Mills acknowledged

It's your turn

Fred Atcheson

that Nevada law allowed access to the jail by members of the Public Defender's Office, and the judge ordered compliance by the jail staff.

Several hours of turmoil expended, I returned to the jail and discovered that the young man had given a statement upon the promise of a county lawyer and police that the state would not seek the death penalty if he cooperated.

The father, a fine and honest person, had been assured by the police that communication with the rabid lawyers of the Defender's Office would damage the comfortable, rapidly developing and mutually beneficial relationship they were forging with the young defendant. "After all," said the father, "his only prior police record was for speeding on a moped in Chico." He could logically expect them to see that his son

had some modest worth.

However, he failed to observe the serious insanity that infects even the police when one of their own has been murdered. The elder Olausen bent to the assurance that only obvious power can confer; the Defender's Office thereafter had little to do with the case. That winter a three-judge panel sentenced the young man to death.

John Q. Public, ever honest and informed, might be bold enough to ask what does this tale have to do with me? Not much until you are arrested and blow your first phone call trying to speak to someone who doesn't want to eat your face.

As a seriously deranged jailer slams the steel door and you notice X marks on your cell mate's Manson-esque head, you can take solace that the public defender will be there in the morning — if Mills lets 'em in.

Fred Atcheson is an attorney working in the Public Defenders Office in Ponape, Eastern Caroline Islands in Micronesia. He is a former Reno resident.

'The memorials aren't for the fallen officers, they're not for us, the living, but for the families — to remind them they are not forgotten.'

— Steve Keller, former Reno narcotics officer and now a sergeant with the Washoe County Sheriff's Office

Colleagues of slain Reno officer still get chills 20 years later

By **Angela Marie Demmon**
RENO GAZETTE-JOURNAL

The night a drug dealer plunged a butcher knife through the heart of fellow Officer James Hoff, Steve Keller was off duty from the Reno Police Narcotics Unit.

He was roused from bed early that morning by a phone call: "Jimmy's missing."
"You automatically think the worst," said Keller, now a sergeant with the Washoe County Sheriff's Office. "But you try to think the positive. Maybe they just took him and are going to let him go."
Wilson, John Steven Olansen, Fred G. Stites and David Lani stabbed Hoff to death, wrapped his body in a sheet, threw him in a ditch and rolled boulders and rocks on top of him.
The men who killed Hoff didn't know he was a cop, Keller said.
"It was a drug rip-off right from the start," he said. "He was attacked from behind."
Based on interviews with the mur-

derers, Keller said Hoff heard a noise behind him and turned around just before the knife plunged into his chest.

A large man with a big red beard, Hoff reached out and pulled the blade from his chest.

"A team of doctors later said he was dead and didn't know it," Keller said. "He held his own for quite a while before he dropped."
The group carried Hoff's body to his car, where he had left his surveillance log.
They wrapped him in a sheet before placing him in his trunk, tabling through the sheet, Keller said.
Once the group entered the car, the surveillance team monitoring Hoff's drug buy could hear them rummaging.
When one of them reached into the glove box, he found Hoff's gun and badge.
"Oh, (expletive deleted), he's a cop," the man exclaimed.
Wilson, Olansen, Stites and Lani then jumped in Hoff's car and took

off.
The surveillance team pursued, not knowing Hoff had been attacked.
They lost his car on Interstate 80, Keller said.

"I remember walking the river banks all the way to Mogul, grasping at straws," he said. "We didn't know what had happened."
As Keller's day wore on, he and the dozens of other officers from agencies across northern Nevada searching for Hoff, began to give up hope.

Wilson led the searchers to Dog Valley Road, where they eventually found Hoff buried beneath boulders in a culvert.
"I remember it just like yesterday when they brought him up," Keller said. "Police officers lined up as far as you could see."
Hoff received the largest funeral Reno ever had seen, Keller said.
He was buried in his dress uniform. He was the first Reno officer to die in the line of duty since 1947.
"It was very hard for all of us,"

Killer

From page 1A

sent a ripple through the department that still is felt today.
A memorial in Reno's Idlewild Park for officers killed in the line of duty is named after Hoff.

"It was the first time I'd seen him at that point in my career, every one come together," said Officer Dave Ramsey, one of a handful of Reno cops still with the department who served with Hoff. "It affected a lot of guys' lives."

Ramsey was in a patrol car across the Truckee River from where Hoff was killed that night. Before the attempted drug bust, Ramsey said Hoff had worked for more than 24 hours straight on cases.

"Jimmy was one of those people who took all of his cases personally, and worked to get them done," Ramsey said.

Kevin Casinelli worked on drunken-driving enforcement during the same that shift Hoff patrolled with a police dog. They also played softball together on a department team that competed in the Police Olympics in Las Vegas.

"He was a singles guy who stretched them into doubles," Casinelli described Hoff.
While Hoff's memory is still close for Casinelli, he said Wilson's delayed execution is not an issue that concerns him.

"It does not anger me; it's part of the system. You have to live with the result."
The result of Hoff's death for Reno officers was improved equipment and training for investigating drug cases.

The Consolidated Narcotics Unit — with law-enforcement representatives from Reno, Sparks and Washoe County — was born from Hoff's death, Casinelli said.

After the murder, police blamed a malfunctioning listening device Hoff was carrying for their loss of contact with him. A six-man surveillance team was working the case with Hoff, who had served on the force for seven years.

Hoff was not a careless cop or renegade undercover agent as defense attorneys attempted to portray him, Dunlap said.

"There often is a tendency to become careless, to forget they are police officers," said Dunlap, who represented Hoff as a private attorney and knew him as a friend.

"Jimmy was never like that. He was never really affected by the longevity in that (undercover) role."

But even with that relationship, Dunlap said ending Wilson's life doesn't serve as retribution anymore.
"The most important thing is that the man who killed Hoff is dead. There is little likelihood that person will ever walk the streets again."

20 years later, Reno cop's killer still on death row

By **Kevin Miller**
RENO GAZETTE-JOURNAL

While the man sentenced to die for killing Reno Police Officer Jimmy Hoff opens his eyes to live on death row Aug. 20, the 20th anniversary of the killing, he has passed quietly in his cell.
Edward Wilson, who shot Hoff in an ambush of his law-enforcement partner, was sentenced to death by a three-judge panel.

A federal appeal to keep his life still is pending, but even the attorney who made a guilty plea from Wilson said it's worth executing him now.

"I don't know if it really means a lot if it is nixed out 20 years later," former Washoe County District Attorney Cal Dunlap said.

The capital judge agreed the punishment has to be swift and certain. "I don't know if it has a deterrent effect, but I think it should be some kind of message to the public. The more should be done," he said.

All other life-sentenced killers in Nevada pleaded guilty to robbery and kidnapping, said Stites and kidnapping, before her death in 1997.

"I've been waiting and waiting for eight years for justice to be done," she said in 1997, after bearing an appeal by Wilson. "I just hope to God I live to see it."

Wilson — with help from John Steven Olansen, Fred G. Stites and David Lani — attacked Hoff on June 25, 1979, while he tried to buy 10 ounces of cocaine from them in Southwest Reno.

MORE ON THIS

Wilson was sentenced to life in prison without parole after an appeal.
Stites and Lani also are serving life sentences without the chance of parole.
The slaying, the last time a Reno officer was murdered, occurred in 1979.

See KILLER on 14A

Summary of Article ↓

Exhibit (2)

Prosecutors offer no deal to Reno cop

By Steve Timko
GAZETTE-JOURNAL

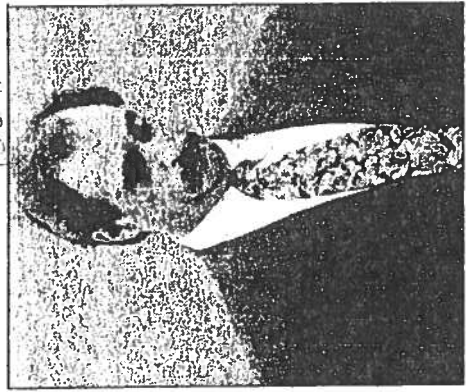
A Reno police detective accused of selling drugs is being treated like any other defendant, a prosecutor said.

However, the Washoe County District Attorney's Office is not offering the officer a common plea-bargain option.

Gary Eubanks pleaded innocent Tuesday to nine counts in Washoe District Court stemming from a July 15 arrest at his Sparks home, when he allegedly sold \$20 worth of methamphetamine to a narcotics informant.

Prosecutors so far have not offered Eubanks a plea bargain to allow him to participate in either of two rehabilitation programs allowed by state law that would let him clear his name.

The two programs are almost identical. Under those programs, the judge does not formally con-



Marilyn Newton/Gazette-Journal

ARRAIGNED: Reno police officer Gary Eubanks appeared Tuesday before District Judge Deborah Agosti.

vict defendants and they seek treatment. If they successfully complete a drug diversion pro-

Washoe District Judge Jerry Whitehead ruled March 11 that drug charges against Eubanks had to be dismissed because wiretap evidence couldn't be used against him.

"It is a very real possibility."

to be further staff reviews and personnel hearings before any final decision can be made.

Kirkland said last month that Eubanks, 42, would be kept on administrative leave with pay, adding that he wasn't being brought back to work because "termina-

gram, charges are dismissed. First-time offenders in small drug cases are typically — but not always — allowed to participate in these rehabilitation programs, Deputy District Attorney Mark Wray acknowledged.

While defense attorney Cal Dunlap has not discussed what route to pursue with Eubanks, Dunlap found the lack of that option peculiar.

"I certainly don't understand, or know why, they are not treating him the same as everyone else, particularly when there are indications that his problems are job related," Dunlap said.

Wray refused to discuss the plea bargains, saying he did not wish to negotiate the case in public.

"There are a lot of things about the case that are still being investigated and there are reasons each of the sides have taken these preliminary positions," Wray said.

tions is expected to wrap up its internal investigation of Gary Eubanks by Friday or Monday and turn over its findings to Kirkland, a division spokesman said.

But the police chief said Wednesday that even after the report is in his hands there will have

Reno police officer indicted on 9 drug-related counts

Veteran Reno police officer Gary Eubanks was indicted Wednesday on nine drug-related counts ranging from sale to possession and use of methamphetamines and steroids.

Eubanks, 42, has been on administrative leave without pay since his arrest in late July. The case has been assigned to Washoe District Judge Deborah Agosti.

A narcotics officer's affidavit said Eubanks had threatened to kill himself and as many other people as he could. The affidavit was part of a warrant for search of his home and to take blood and urine samples from the former homicide investigator and SWAT team member.

Eubanks could receive up to 20 years in prison if convicted on the charge of selling methamphetamine on July 15 because the offense allegedly occurred within 1,000 feet of the perimeter of Lincoln Park School. Other charges include conspiracy to sell methamphetamine, possession of methamphetamine, being under the influence of the substance and four counts of possession of steroids.

CARSON CITY (AP) — The state is completing a review of a veteran Reno detective cleared of drug charges, but Chief Richard Kirkland says that doesn't mean he can make an immediate decision on the officer's future.

The state Division of Investiga-

State nears end of Reno detective's drug charge probe

Cop busted

By Phil Barber
 2011-08-20-1993
 GAZETTE-JOURNAL

A native of Miami, Eubanks was hired by the Reno Police Department in 1972. Weston said he had an unblemished record and never worked in narcotics. Eubanks investigated what Weston called some of the goriest and worst homicides. Because of the nature of the job, he frequently would not see his wife and child for 36 hours at a time. After being transferred to the elite Major Crime Unit, Eubanks about three months ago requested another transfer, to training, where he became the department rangemaster.

"He was tired of dealing with those kinds of people," Weston said of robbery-homicide cases. Asked whether Eubanks was under too much stress, Weston said, "You can draw your own conclusions." Weston said, "I don't know whether we could have caught this

He's done a lot for this department."

Deputy Chief Jim Weston

thing before it happened. Nothing jumped out that indicated he was involved in narcotics."

He said there is no evidence any other officers were involved in narcotics with Eubanks. Reno police have a drug-screening program under which an officer can be made to submit to a test if there is a suspicion. It does not include random screening.

Weston said there was no such suspicion of Eubanks and, thus, nothing on which to base screening.

Saying it's no excuse for the charges, Weston added, "He's done a lot for this department."

cheduled preliminary hearing for a Reno police officer charged with selling methamphetamine was postponed Tuesday might be heard instead grand jury, his lawyer, Carl p, said.

ks Justice of the Peace Volk re-set a hearing for Gary Eubanks to Aug. 26. charged with selling \$20 of the drug to a confidential informant during an under-investigation by the local licated Narcotics Unit.

42-year-old Eubanks, a r police veteran and 12-omicide detective, is on istrative leave without pay the Reno Police Department since his July 18 arrest. He t attend the court hearing ay because Dunlap said it have been detrimental to sidential treatment pro-

anks is under treatment at pecified facility for mental ms, Dunlap said.

Judge delays officer's drug charge hearing

By Phil Barber
 2011-08-20-1993
 GAZETTE-JOURNAL

"He's been in a residential treatment program since his release from jail. Prior to his arrest, he was diagnosed as having post traumatic stress syndrome. Since then, he has tentatively been diagnosed as having a manic bipolar disorder," Dunlap said.

He said it also is known as manic depression and possibly was related to his police work.

In a court affidavit, a CNU detective said he heard Eubanks talk about suicide and the possibility of taking other people with him.

In court Tuesday, Dunlap told Judge Volk that Deputy District Attorney Dave Stanton was considering taking the case to a grand jury instead of the usual preliminary hearing to determine if there is sufficient evidence to hold him for Washoe District Court. Stanton, who was not present, later said he is not allowed to reveal grand jury plans.

Volk granted Eubanks' request to put up his house as collateral for a bail bond. He currently is free on \$25,000 cash-only bail, which was posted by Eubanks' mother, Dunlap said.

21-year veteran Reno cop busted on drug charges

By Phil Barber
 GAZETTE-JOURNAL

Veteran Reno police Detective Gary Eubanks will be arraigned today in Sparks Justice Court on a felony charge of selling \$20 worth of methamphetamine to a confidential informant.

The arrest Sunday night of the 42-year-old Eubanks, who had investigated some of the city's most publicized homicides over a 12-year period, shocked members of his and other local law enforcement agencies.

A Sparks detective said his chances went weak when he heard about it. A Washoe County sheriff's detective said it felt like a kick in the stomach.

"It's a shock in the department," Reno Deputy Chief Jim Weston said. "But the message we want to get out to the public is that we will take out of the department



Eubanks

those who don't meet the standards."

Eubanks' possible involvement in drugs came to light about 2 1/2 weeks ago when a Secret Witness tipster said an unidentified police officer was using and purchasing narcotics while off-duty at his Sparks residence. Weston said. Consolidated Narcotics Unit (CNU) officers determined the officer was Eubanks.

Their investigation included surveillance of Eubanks; it allegedly showed him buying narcotics, selling methamphetamine to a confidential informant and apparently consuming drugs, Weston said. CNU and Reno and Sparks police arrested him at about 8:50 p.m. Sunday walking near his home.

His defense: Gary Eubanks has been undergoing treatment for post-traumatic stress syndrome, his lawyer says. 4A

Although booked for investigation of possession, possession for sale, sale and conspiracy to sell a controlled substance, Eubanks was charged in a criminal complaint Monday with just selling methamphetamine.

Weston said Eubanks remained Monday in the Washoe County Jail in lieu of \$25,000 cash-only bail. Weston said an average citizen would have been allowed to post bond.

He is on administrative leave without pay. "He effectively has lost his job," Weston said.

See COP on page 4A



BRIEFING: Reno Deputy Chief Tom Robinson on Monday tells shift officers about the arrest of Detective Gary Eubanks. Story, 4A

WASHOE COUNTY LIBRARY
 PERIODICALS
 TUE 7-20-93

Exhibit (3)

LAW ENFORCEMENT

‘Everyone is ... down,’ officer says of arrest

By Mike Henderson GAZETTE-JOURNAL

A blue line of long-faced police officers filed quietly out of the 3:30 p.m. shift briefing Monday after learning that one of their own had been arrested.

The shock of Detective Gary Eubanks' arrest and the concern for his well being were evident in officers' downcast eyes, strained voices and the refusal of many Reno police officers to be interviewed. Many police officers had worked with him over his 21-year career, which included SWAT duty and as a homicide detective.

Deputy Chief Tom Robinson had the chore of breaking the news

of Eubanks' arrest to the officers. He spoke straight-forwardly, matter-of-factly.

"Everyone is obviously down," said Lt. Hal Wood, in charge of the department's violent crime unit. "It surprised everybody. I went to school with Gary. We've known each other since Sparks High."

There have been several arrests of officers on various misconduct charges in recent years, and officers are split on the effect of those arrests on department morale.

"It doesn't really affect the operation too much," said Patrolman Robert Campbell. "We all know what we've gotta do and we do it."

"I think it causes our morale to go down," said Patrolman Craig

Pittman, "because we try to maintain a professional image. Our trust has been betrayed by another officer who's supposed to be out there upholding the law."

Sgt. Lucky Burch, a 24-year veteran who has worked with Eubanks on the street and as a detective, said it hits especially hard when the case involves a long-term officer with an exemplary record.

"Certainly there's real mixed emotions," Burch said. "It's kind of a blight on the whole department when one of our officers goes bad, not that it's certain he did."

"But maybe we have to look a little deeper into the psychology of it. Maybe we as a department failed him somehow."

Police officers, Burch said, are held to a higher standard of conduct by the public.

"We should be held to a higher standard," he said.

Because of the public expectation and self-imposed higher standard, he said, "The shame and the embarrassment to a police officer is much greater."

But the public understands, he said, that one officer's problem doesn't reflect adversely on the entire department.

Patrolman K.J. Cassinelli said morale is "great."

"As far as getting the job done and working together, there's no changes in that," he said.

Reno detective needs psychological care, lawyer says

By Mike Henderson GAZETTE-JOURNAL

Reno Police Detective Gary Eubanks has been undergoing treatment for post-traumatic stress syndrome, and additional psychological care is needed, his lawyer said Monday.

Eubanks should not be released on bail, said his lawyer, Cal Dunlap, but should be held in custody in a psychological treatment facility.

"I had an opportunity to see

him this morning and I've learned that he's been under treatment for some time for what is known as post-traumatic stress syndrome, which some people call police officer burnout," Dunlap said.

"I am exploring that primarily at the present time to assure that he gets the care and treatment he needs and will deal with the criminal issues once we know what all of the facts are with regard to what I consider a legitimate case of police officer impairment."

Eubanks, 42, was arrested Sunday and faces drug possession charges. Eubanks has experienced some significant family problems," Dunlap said but would not elaborate.

Dunlap said Eubanks is in a secure place in the Washoe County Jail where he needn't fear retribution from people he may have helped put in the jail. "He's one of the most intense, dedicated, hard-working police officers that I've known over my many years of association with law

enforcement both as the district attorney and since I've been in private practice," Dunlap said. He said they've known each other 18 to 20 years.

"As I view it," Dunlap said, "this man is not the same person that I and his fellow officers have known over the years, and my job is to find out what happened with him and to help him because that's the least someone can do for an officer who has served the community for many years."

Exhibit (3)

FEB 5 1994

Hearing for officer continues
A hearing will continue Tuesday before a Washoe district judge challenging the arrest of Reno police Officer Gary Eubanks on drugs charges.
Judge Jerry Carr Whitehead heard evidence presented by Eubanks' lawyer, Cal Dunlap, all day Friday. The state will respond Tuesday.
Dunlap said the issues are whether a wiretap was legal and whether information gathered from the wiretap and Eubanks' arrest are legal. The officer was scheduled to go to trial next week.

METRO

would hope there would be no long-term effects."
Asked if the district attorney's office would change the way it does wiretaps, Wray said:
"That's a good question. I would hope that every case we get, we learn something. Certainly the judge has given us that message in the order, that he thinks things should be done differently."
Court documents show District Attorney Dorothy Nash Holmes personally requested the wiretap. Whitehead found that when she filed the request with a judge, she left Eubanks' name off the application. She did this to prevent existence of the Eubanks wiretap from being leaked by Washoe District Court employees, Whitehead's order said, and violated Nevada law.
There was also a failure to prove Holmes was under oath when she applied for the wiretap, the order said.
In requesting the wiretap, Holmes and investigators did not specify that other, less-intrusive investigative procedures were not exhausted first, the judge wrote.

Case dropped

From page 1A
weeks and the ultimate decision on what to do rests with him.
Kirkland said Reno police Officer David Kinamon was acquitted of criminal charges he brutalized a suspect he was taking into custody, but Kinamon was still suspended for 600 hours and required to get additional training.
The Washoe County Consolidated Narcotics Unit, or CNU, comprised of officers from all major local law enforcement agencies, arrested Eubanks using a confidential informant to make the alleged purchase of 0.11-gram of methamphetamine for \$20.
Whitehead heard conflicting testimony from CNU officers and Reno police homicide detectives, where Eubanks worked until being resigned last year before his arrest. "It asks a lot for officers to investigate other officers, ... and as a result, there were tensions. There's no doubt about that," Kirkland said. "I

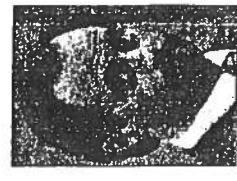
Reno cop seeks retirement
Gary Eubanks, the long-time Reno police detective charged last July with selling \$20 worth of methamphetamine, is seeking medical retirement, his lawyer, Cal Dunlap, said Friday.
On March 11, Washoe District Judge Jerry Carr Whitehead dismissed a nine-count grand jury indictment against Eubanks, saying a wiretap used against him was illegal.
Reno Police Chief Dick Kirkland said at the time the 21-year police veteran would be returned to the force on administrative leave with pay, pending completion of an internal investigation by the Nevada Division of Investigation. The probe could have resulted in his termination.
Police officials said his voluntary retirement will make that process unnecessary. It also will save taxpayers money, they said.
Although Eubanks has applied for medical retirement, it must be approved by the Nevada Retirement Board.
Normally, officers must be 50 years old to retire, but Eubanks, who is 42, may get a full medical retirement, Dunlap said.

WASHOE COURTS

Drug charges dropped for veteran Reno detective

Wiretap problems: Judge rules telephone evidence can't be used in trial of cop who allegedly sold methamphetamine.

peal has not been made. After four days of pre-trial wiretap testimony in front of Whitehead, Wray said, he was not surprised the charges were thrown out.
"We pretty much knew how the judge viewed the merits of the case," Wray said. "He has spent a great deal of time and effort articulating his position."
Eubanks' attorney, Cal Dunlap, was delighted with the ruling and hoped the Washoe County District Attorney's Office does not appeal.
Deputy District Attorney Mark Wray said a decision about an ap-



Eubanks

Reno Police Chief Rich Kirkland said Eubanks will be reinstated to the force and punitive administrative leave with pay.
"Termination is a very real possibility in this, and that is what is not being brought back to work," Kirkland said.
The internal investigation began immediately and be done the Nevada Division of Investigation, the chief said. Kirkland said it will take three to four weeks to complete.
See **CASE** on page 1

By Steve Timko
GAZETTE-JOURNAL
Citing problems with wiretap evidence, a Washoe District Court judge Friday dismissed drug charges against longtime Reno police detective Gary Eubanks.
Judge Jerry Carr Whitehead ruled in a 44-page opinion that all evidence gathered using a wiretap of an alleged Eubanks metham-

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Reno officer out on \$25,000 cash bail after arraignment

By Phil Barber
GAZETTE-JOURNAL

Reno Police Officer Gary Eubanks was released from the Washoe County Jail on \$25,000 cash bail Tuesday shortly after being arraigned on a drug charge.

His attorney, Cal Dunlap, said Eubanks posted the money in cash as specified by Sparks Justice of the Peace Larra Volk.

The Washoe County District Attorney's Office asked for the cash-only bail. "The reason is not a matter of public record," Deputy DA Dave Stanton said.

Although booked Sunday night on four counts — possession, possession for sale, sale and conspiracy to sell a controlled substance — Eubanks was arraigned Tuesday on just one count of sales of methamphetamine. He is charged with selling the drug to a confidential informant on or about July 15.

"There probably will be some adjustment of the charges," Stanton said.

Dunlap said his client immediately began treatment "for what ails him."

Meanwhile, the Consolidated Narcotics Unit continued to investigate the case, its commander, Reno Police Lt. Bill Bowen, said Tuesday.

"But, no further than Gary (Eubanks)," Bowen said, confirming Deputy Chief Jim Weston's statement Monday that there is no evidence of involvement of other officers in the case.

The 42-year-old Eubanks, a 21-year police veteran, is on administrative leave without pay, based on a city rule for employees charged with gross misdemeanors or felonies. Although a detective for 12 years, he recently was granted a transfer to position of rangemaster.

His arrest followed a Secret Witness tip that claimed an off-duty Reno police officer was buying and using narcotics at his Sparks home. He also is being investigated by police Internal Affairs.

■ *"I think there has been a mythology in the police service, largely enhanced by Hollywood productions . . . that police can handle all the things they do and not be affected."*

Sgt. Joe Butterman

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