

[REDACTED]

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**From:** Phil Roberts [REDACTED]  
**Sent:** Monday, December 13, 2010 1:17 PM  
**To:** porfanedes@judicialwatch.org, [REDACTED]  
**Subject:** FW: Dept. of Justice / OIG now involved with Phx. Kidnappings  
**Attachments:** ~WRD000.jpg

**Importance:** High

Good afternoon Paul,

I wanted to update you on some significant events that have occurred here in Phoenix within the past two weeks. Last Thursday (12/09/10) two Special Agents from the Denver Colorado Field Office of the Office of Inspector General - Department of Justice flew out here and interviewed me for approximately 3 1/2 hours. They 100% confirmed that OIG has in fact launched **two full** investigations against the City of Phoenix and the Phoenix Police Department. These are not probes, reviews, or requests...these are now full investigations.

One investigation is civil in nature which is in violation of Section 1553 of the Recovery and Reinvestment Act of 2009. I am the victim in this case and they stated as much. The agent in charge (Craig Trautner) stated that he has 180 days per statute to complete the investigation but he feels it will be done sooner than that.

The second investigation is criminal and is also being handled by the Denver Field Office. I have not talked to the agent handling the criminal side yet but it was told to me that the OIG "auditors" had a meeting late last week about the case in Denver and that they would "definitely" be contacting me in the immediate future.

I did discuss not only retaliation but also what facts I had to support my claims that the numbers were purposely skewed to congress. Names that were repeatedly brought-up in order of rank were as follows: Phoenix Mayor Phil Gordon, Assistant City Manager Ed Zuercher, City Auditor Randy Spenia, City Attorney Gary Verburg, Public Safety Manager/Police Chief Jack Harris, Executive Assistant Chief Joe Yahner, Assistant Chief James Pina, Assistant Chief Jeri Williams, Commander Chuck Miller, Commander Jeff Hynes and Lieutenant Lauri Burgett (the supervisor of the Home Invasion Kidnapping Enforcement Taskforce - HIKE).

These names were given as suspects and investigate leads that should be questioned in the criminal phase and not treated as witnesses for skewed numbers to congress (except Assistant Chief William's - she will most likely be questioned for the retaliation aspect).

Although this is only speculation, an ICE Supervisor who also has his own independent knowledge that the kidnappings stats were knowing falsified by Phoenix PD believes that OIG will make arrests and actually "book" people into jail within the coming months (specifically mentioned - Lieutenant Burgett). He stated that he has worked with OIG before and he has no doubt of this.

The main purpose for e-mailing you in addition to simply updating you about the situation is about my second pending lawsuit. The first suit was filed more or less for EEOC Retaliation. It is true that as early as August 2009, I informed the city about the inflated statistics but even OIG states that there maybe a question as to whether they understood the magnitude of the allegation. However, OIG stated that by August of 2010 the Phoenix Police Department "definitively" knew about my kidnapping allegations and retaliated against me for making the allegations. This included placing me under internal investigation facing termination, removing me from my assignment, assigning me to my home, then assigning me to graveyard shift middle of the week days off, disallowing me to work to work supplemental work etc...

Today, my first attorney (Jess Larona) contacted me out of the blue. He stated that he had heard a rumor about OIG/DOJ's involvement and wanted to proceed with the Section 1553 lawsuit. I did not commit to this for the simple reason that I am interested Judicial Watch picking up this second lawsuit. However I have a few questions:

- Would Judicial Watch pick-up this second suit in my behalf.

- Would you sue for damages (monitory, emotional distress, etc...)?
- If you are interested, what do I do at this point?

When this eventually breaks to the news media I am sure it will be quite the news maker. PLEA President Dave Kothe believes this is the first time ever that a criminal investigation (and thats what it is) has been launched against the PPD and the City of Phoenix by DOJ.

Anyway, thanks Paul.

Phil Roberts

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From: [REDACTED]  
To: porfanedes@judicialwatch.org  
Subject: RE: Dept. of Justice / OIG now involved with Phx. Kidnappings  
Date: Tue, 16 Nov 2010 20:21:25 -0700

Ok, perfect. Thanks for checking :)

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From: porfanedes@judicialwatch.org  
To: [REDACTED]  
Subject: RE: Dept. of Justice / OIG now involved with Phx. Kidnappings  
Date: Tue, 16 Nov 2010 20:54:24 -0500

Phil:

Thanks for the emails. I'm glad to hear DOJ/OIG appears to be interested.

I took a look at the American Recovery and Reinvestment Act, and it appears that you only have a right to sue under section 1553 if DOJ denies you any relief or 210 days have passed and no corrective action has been taken. Using October 12, 2010 as the date of your complaint, you may be able to sue if DOJ doesn't do anything by May 10, 2011.

Please keep us posted and let us know what we can do to help out.

PJO

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From: Phil Roberts [mailto:[REDACTED]]  
Sent: Thursday, November 11, 2010 10:50 PM  
To: porfanedes@judicialwatch.org  
Subject: Dept. of Justice / OIG now involved with Phx. Kidnappings

Paul, last Wednesday after our meeting I was contacted by Special Agent Grover T. Davis (he goes by Tom) of the Office of Inspector General / Department of Justice. He told me that he is the agent assigned to my case and the inflated kidnapping statistics. He said that the case is under review but during about a 20 minute phone it went very, very positive. In my opinion I believe that OIG is going to have to become actively involved in this which will mean a criminal investigation against the Police Department and Jack Harris. This was confirmed to me by Special Agent Karen Weyland also of OIG, who stated that an investigation by her agency will be criminal in nature.

Below is one of two e-mails that I just sent Tom. He told me to send him everything I've got.

If Judicial Watch would like to take my case on whistleblower retaliation under the Recovery and Reinvestment Act of 2009, Section 1553, that would be outstanding.

Thanks, I'll send you the other e-mail also.

I have these memorandums in my possession from Jack Harris and can 100% prove that the memorandums are a purposeful act at deceiving the City Manager's Office and the City Council but am being prevented by the Phoenix Police Department's Internal Affairs Unit from bringing this forward.

Tom, it is important for you to know that in May of 2010, the Phoenix Police Department's senior Internal Affairs Lieutenant, Lieutenant ██████████ requested Whistleblower Protection under Arizona Revised Statutes (ARS) 38-532, after he alleged numerous acts of corruption occurring within the Internal Affairs Unit (known as the Professional Standards Bureau). ██████████ stated that investigations were being whitewashed and covered-up at the behest of senior officials within the police department including investigations being covered-up on Lieutenant Laurel Burgett.

It is in my opinion that Lieutenant Burgett is one of the main people behind the inflated statistics and Lieutenant Burgett is being protected from internal investigations per Lieutenant ██████████ ██████████ after making these claims was immediately removed from his position and assigned to a patrol position. I myself have been placed under numerous investigations and am directly being threatened in writing with termination for bringing the accusation of the inflated kidnappings statistics forward.

As I am writing this to you, Lieutenant Burgett and Public Safety Manager Harris are in London, England on a business trip being paid for and/or sponsored by the United States Department of Justice to discuss all things kidnapping investigations and kidnapping numbers to law enforcement in the U.K. Local News media channels within the past few days have discussed this trip and other malfeasance occurring within the Phoenix Police Department (there is much corruption here...not just kidnappings).

Union sources have stated that Phoenix Attorney Gary Verburg has told Phoenix Mayor Phil Gordon not to discuss anything about kidnappings to the news media because Mr. Verburg fears a "federal probe" maybe coming.

Tom, trust me, this is just the tip of the iceberg here. However, there are numerous witness and documents to back-up my claims. The Phoenix Police Department is laying out a "full court press" to cover this up including false statements to the City Manager's Office and City Council. If interviewed they will certainly have their own "spin" on this. They have to, some of the claims I am making could mean the end of careers for senior command staff officials or potentially criminal misconduct.

However, I have been a cop myself for 25 years. I have the evidence and witnesses to prove my claims.

Thanks Tom, I will send you more later.

Phil Roberts

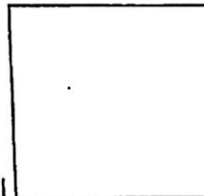
Phil Roberts

UNITED STATES SENATE COMMITTEE ON HOMELAND SECURITY.docx

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Phil shared an online file with you and it's saved on SkyDrive. To view this file, just click the link above.

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From: [REDACTED]  
To: [REDACTED]  
Subject: Testimony before congress  
Date: Thu, 11 Nov 2010 20:38:55 -0700

Tom, here attached is the senate testimony given to congress on April 20, 2009 by Public Safety Manager (Police Chief) Jack Harris. Here is the actual link, however at times when you try to open it, it looks like Chinese, I don't know why.

(<http://cc.bingj.com/cache.aspxq=senate+testimony+042009+jack+harris&d=4913769145501446&mkt=en-US&setlang=en-US&w=fe8c360e,a6241975>).

Also, Phoenix Mayor Phil Gordon testified before congress (I also believe on April 20, 2009) about kidnappings. Mayor Gordon did not give specific numerical statistics but did state that there was a kidnapping in Phoenix almost daily which is obviously 365 and Harris testified to 368.

I do not argue the fact that the Phoenix Police investigates kidnappings or that they are very man power conducive. The issue for me and others is that the numbers are wrong...way wrong. In my opinion, there was an orchestrated attempt by governmental officials to not only capitalize on the kidnapping problem here but to blow it out of proportion to in affect guarantee the approval of the grant monies. The City of Phoenix was warned both prior to and after the testimony that the figures were grossly incorrect. Not only were the numbers incorrect but even by the Phoenix Police Department's own policies on statistical record keeping, these policies were violated to include reports that were not even verifiable crimes. Again, in affect the Police Department went against its own guidelines to report these high numbers to congress.

This was discovered by Phoenix Police [REDACTED] (in charge of obtaining the statistics), Immigration and Customs Enforcement Supervisory Special Agent [REDACTED] and myself. Subsequently, former Home Invasion and Kidnapping Enforcement (HIKE) supervisor Sergeant [REDACTED] believes the numbers are grossly incorrect and Phoenix Police Lieutenant [REDACTED] (former group supervisor in charge of kidnapping investigations) also stated that he feels the numbers are incorrect.

Special Agent [REDACTED] has told me directly that he feels a crime occurred in this testimony, that OIG should become involved and that he personally told supervisors on the police department the numbers were incorrect yet they testified to them anyway. In discussing the police department and its testimony of the numbers to congress, Agent [REDACTED] said that the Phoenix Police Department is "full of shit."

Detective [REDACTED] has even made statements that the "home invasion" numbers may also be incorrect.

Since bringing this into the open in written memorandums (which I have), the Phoenix Police Department has maliciously attacked myself for exposing this and has removed Detective [REDACTED] from statistical research on kidnappings, a job that he has had for the past several years. Public Safety Manager Harris has notified the Phoenix City Manager's Office, Phoenix City Council and the mayor, that my accusations are incorrect and false. He has stated that all of the testified to kidnappings are correct and included attachments on how the Police Department came to these statistics.

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