Exhibit R

EXHIBIT R [1]

This is a digital version of the 'Emergency Motion for Temporary Restraining Order and Immediate Hearing' that Guertin personally prepared, and filed in the Minnesota District Court on July 8, 2024. CASE 0:24-cv-02646-JRT-DLM

The original motion had to be printed, delivered in paper format, and scanned in order to initiate the case – meaning that Guertin was not able to submit a PDF version as he had hoped.

The submission of this exhibit resolves this issue by providing a fully digital, duplicate version of the original 'Emergency Motion for TRO and Immediate Hearing' which serves to aid in easy navigation, and research of the many issues Guertin is bringing to light through its filing with the Court.

1 Make use of the bookmarks for easy navigation of this exhibit.

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

MATTHEW D. GUERTIN Plaintiff, v. HENNEPIN COUNTY, a municipal entity; KEITH ELLISON, in his official capacity as Minnesota Attorney General; MARY MORIARTY, in her official capacity as Hennepin County Attorney; CHELA GUZMAN-WEIGART, in her official capacity as Assistant County Administrator for Law, Safety, and Justice; JULIA DAYTON-KLEIN, in her individual capacity; GEORGE F. BORER, in his individual capacity; DANIELLE C. MERCURIO, in her individual capacity; DR. JILL ROGSTAD, in her official capacity as Senior Clinical Forensic Psychologist in the Fourth Judicial District; DR. ADAM MILZ, in his official capacity with Hennepin County Mental Health; JACQUELINE PEREZ, in her official capacity as Assistant Hennepin County Attorney; BRUCE M. RIVERS, in his individual capacity. Defendants.	Case No: 24-cv-2646-JRT-DLM **- EMERGENCY -** **MOTION FOR TEMPORARY RESTRAINING ORDER AND IMMEDIATE HEARING**

INTRODUCTION

Plaintiff Matthew Guertin, proceeding pro se, brings forth this action pursuant to 42 U.S.C. § 1983 for due process violations, ineffective assistance of counsel, denial of access to the courts, judicial misconduct, fraud on the court, civil conspiracy under 42 U.S.C. § 1985, gross negligence, violations of state laws governing forgery, and wire fraud under 18 U.S.C. § 1343.

II. COMPELLING EVIDENCE OF FRAUD

2. Plaintiff presents clear and irrefutable forensic evidence of fraud, including documented discrepancies in the number of photos between the two critical reports.

3. The two most critical documents - the fraudulent discovery materials and the fraudulently authored Rule 20.01 exam report - are stored in Plaintiff's email inbox.

4. Both documents were emailed to Plaintiff by attorneys, underscoring their authenticity and the involvement of legal professionals.

III. DIGITAL CHAIN OF CUSTODY

5. Plaintiff proposes to forward the emails containing the fraudulent documents to the Court or a forensic investigator. This action will maintain the digital chain of custody and verify the authenticity of the evidence through email tracing.

IV. REQUEST FOR AUTHENTIC DISCOVERY

6. Plaintiff requests that the Court order Hennepin County District Court to produce the authentic discovery materials. This will validate the fraudulent documents in Plaintiff's possession.

V. IMMEDIATE AND IRREPARABLE HARM

7. The ongoing fraud and denial of due process are causing Plaintiff immediate and irreparable harm. An emergency TRO is necessary to prevent further violations.

8. Irreparable harm occurs when a party has no adequate remedy at law, typically because its injuries cannot be fully compensated through an award of damages (*General Motors Corp. v. Harry Brown's, LLC*, 563 F.3d 312, 319 (8th Cir. 2009)).

9. The harm must be likely in the absence of an injunction and must be great and of such imminence that there is a clear and present need for equitable relief (*Winter v. Natural Resources Defense Council, Inc.*, 555 U.S. 7, 22 (2008); *Iowa Utilities Board v. FCC*, 109 F.3d 418, 425 (8th Cir. 1996)).

10. The Plaintiff faces an imminent hearing scheduled for July 16, 2024, which is a standard six-month review hearing and essentially a non-eventful court appearance.

11. This hearing does not involve any serious pending legal issues or trial matters, thereby presenting minimal harm or inconvenience to the court if the TRO is granted.

12. However, the potential for retaliation against Plaintiff due to the significant fraud and criminal activity that implicates high-level officials, including Plaintiff's defense counsel, makes this hearing a critical juncture.

13. Without the TRO, there is a substantial risk that the court, knowingly or unknowingly, could facilitate actions to silence or eliminate Plaintiff, leading to irreparable harm.

VI. LEGAL ARGUMENTS

14. To establish a likelihood of success on the merits, Plaintiff must show that his claims are likely to succeed when fully litigated. In this case, Plaintiff's claims involve significant constitutional violations, fraud, and procedural irregularities.

15. The evidence presented, including fraudulent discovery materials and the misrepresentation of forensic evaluations, is substantial, and strongly supports the merits of Plaintiff's case (*Ashcroft v. Iqbal*, 556 U.S. 662, 678 (2009); *Hager v. Arkansas Dep't of Health*, 735 F.3d 1009, 1013 (8th Cir. 2013)).

16. Plaintiff has demonstrated that he faces immediate and irreparable harm if the TRO is not granted. The ongoing fraudulent actions and procedural violations are causing significant distress and infringing on Plaintiff's constitutional rights.

17. Courts have recognized that the loss of constitutional rights, even for minimal periods, constitutes irreparable injury (*Elrod v. Burns*, 427 U.S. 347, 373 (1976)). Furthermore, the harm must be imminent and attributable to the defendant's conduct, which is clearly established in this case (*Iowa Utilities Board*, 109 F.3d at 425).

18. The balance of equities in this case favors the Plaintiff. The harm to Plaintiff from the ongoing fraud and procedural violations far outweighs any potential harm to the Defendants from the issuance of a TRO.

19. Protecting constitutional rights and ensuring the integrity of the judicial process are paramount interests that justify the granting of injunctive relief (*Phelps-Roper v. Nixon*, 545 F.3d 685, 690 (8th Cir. 2008)).

20. Granting the TRO serves the public interest by upholding constitutional protections and maintaining the integrity of the judicial system. It is always in the public interest to prevent the violation of constitutional rights (*Child Evangelism Fellowship of Minnesota v. Minneapolis Special Sch. Dist. No. 1*, 690 F.3d 996, 1004 (8th Cir. 2012)).

VII. SUPPORTING CASE LAW

21. *Ashcroft v. Iqbal*, 556 U.S. 662 (2009):

> For a claim to be facially plausible, the plaintiff must allege factual content that allows the court to draw the reasonable inference that the defendant is liable for the misconduct alleged.

22. *Hager v. Arkansas Dep't of Health*, 735 F.3d 1009 (8th Cir. 2013):

The court accepts the factual allegations as true and views them most favorably to the plaintiff.

23. *Elrod v. Burns*, 427 U.S. 347 (1976):

The loss of First Amendment freedoms, for even minimal periods, unquestionably constitutes irreparable injury.

24. *Phelps-Roper v. Nixon*, 545 F.3d 685 (8th Cir. 2008):

Likelihood of success on the merits establishes irreparable harm.

25. *General Motors Corp. v. Harry Brown's, LLC*, 563 F.3d 312 (8th Cir. 2009):

Irreparable harm occurs when a party has no adequate remedy at law.

26. *Iowa Utilities Board v. FCC*, 109 F.3d 418 (8th Cir. 1996):

Harm must be imminent and attributable to the defendant's conduct.

27. *Child Evangelism Fellowship of Minnesota v. Minneapolis Special Sch. Dist. No. 1*, 690 F.3d 996 (8th Cir. 2012):

It is always in the public interest to protect constitutional rights.

VIII. CONCLUSION

28. For the reasons outlined above, Plaintiff Matthew Guertin respectfully requests that this court grant the emergency temporary restraining order and schedule an immediate hearing to address the ongoing fraudulent actions and procedural violations.

29. The imminent July 16 review hearing, though routine, presents a critical risk of retaliation against Plaintiff, making urgent court intervention essential. This TRO is necessary to prevent further irreparable harm and to uphold the constitutional protections that are being violated.

IX. ATTACHED EXHIBITS

30. Plaintiff has attached a significant amount of exhibits, most of which are in fact from the Hennepin County District Court case record.

31. Plaintiff would normally provide a detailed list of the attached exhibits but he is is racing against the clock right now in order to file this motion as well as his complaint with this Court.

32. The most important thing to take notice of is that all of the motions being made by the Plaintiff are beign ignored, and all of his requests for Bruce Rivers to withdrawal from his case, as well as his motion for substitutue counsel are also being ignored.

33. Plaintiff is essentially being held hostage without any due process at all, and is extremely concerned about what this means in light of the upcoming hearing on July 16, 2024.

X. PRAYER FOR RELIEF

A. Plaintiff requests a TRO to halt the ongoing fraudulent actions, procedural violations, and proceedings within the Hennepin County 4th Judicial District Court pertaining to his criminal case No. 27-CR-23-1886

B. Plaintiff requests a court order demanding the production of authentic discovery materials from Hennepin County District Court.

C. Plaintiff requests an expedited in-person hearing to address these urgent issues before the review hearing on July 16, 2024, or as soon as possible based on this Courts schedule.

Dated: July 8, 2024

Respectfully submitted,

/s/ Matthew D. Guertin

Matthew David Guertin
Pro Se Plaintiff
1075 Traditions Ct.
Chaska, MN 55318
Telephone: 763-221-4540
MattGuertin@protonmail.com
www.MattGuertin.com

Mr. Matthew David Guertin
4385 Trenton Ln N #202
Plymouth, MN 55442
MattGuertin@ProtonMail.com
(763) 221-4540

January 5th, 2023

Ms. Jacqueline Perez
300 South 6th Street C2000
Minneapolis, MN 55487

Re: ***State of Minnesota*** **v. Matthew David Guertin**
Court File No: 27-CR-23-1886

Dear Ms. Perez,

As the defendant in the above named case whom is facing criminal charges received in Hennepin County of which you are named as the prosecuting attorney responsible for said charges, I would respectfully ask that I please be provided with the following discovery materials related to my case pursuant to the Minnesota Rules of Criminal Procedure, Rule 9:

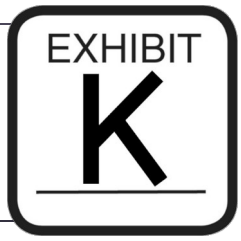
i. All Brady material
ii. Squad video
iii. Audio tapes
iv. All 104 police photographs (as is listed in Dr. Jill Rogstad's 'Confidential Forensic Evaluation Report' pertaining to my case) which were taken by the Minnetonka Police Department of 10233 West 34th Street #304, on January 21st 2023. I would please ask that I receive these in their original, and non-compressed digital file format. If there are in fact physical, photographic quality prints those would also suffice.

I would appreciate receiving these materials as soon as possible. Please forward all correspondence to my email address. If any of these materials require postal mail for whatever reason they can be mailed to my address as listed at the top of this filing. Do not hesitate to contact me should you have any questions.

Sincerely,

/s/ Matthew David Guertin

NOTICE OF DISMISSAL AS DEFENSE COUNSEL / Matthew Guertin / 27-CR-23-1886



From mattguertin <MattGuertin@protonmail.com>

To Bruce Rivers<riverslawyers@aol.com>

Date Wednesday, April 3rd, 2024 at 7:07 AM

Bruce,

My filed 'Motion to Proceed as Pro Se' is attached.
Please submit a formal 'Withdrawal of Representation' into my case file when you are able.

Thank you,

~Matt Guertin

Sent with Proton Mail secure email.

300.35 KB 1 file attached

27-CR-23-1886_Pro-Se-Motion_2024-04-03.pdf 300.35 KB

EMAIL PGP HEADER -

X-Pm-Content-Encryption: on-compose
X-Pm-Origin: internal
Subject: NOTICE OF DISMISSAL AS DEFENSE COUNSEL / Matthew Guertin / 27-CR-23-1886
From: Matt Guertin <MattGuertin@protonmail.com>
Date: Wed, 03 Apr 2024 13:07:44 +0000
Mime-Version: 1.0
Content-Type: text/html
To: Bruce Rivers <riverslawyers@aol.com>
X-Attached: 27-CR-23-1886_Pro-Se-Motion_2024-04-03.pdf
Message-Id: <VpRWrTOhv4nRg2TtFUNeb9f2hskPGevOSHeBtfSzDTtFH5frVCyHdV-gSw1b8nAXx8lhCsZzHUGzrPY3KwXAAzgcxXlrVptig04OKV1lTbk=@protonmail.com>
X-Pm-Scheduled-Sent-Original-Time: Wed, 03 Apr 2024 13:07:28 +0000
X-Pm-Recipient-Authentication: riverslawyers%40aol.com=none
X-Pm-Recipient-Encryption: riverslawyers%40aol.com=none

Re: NOTICE OF DISMISSAL AS DEFENSE COUNSEL / Matthew Guertin / 27-CR-23-1886

EXHIBIT Ka

From Bruce Rivers <riverslawyers@aol.com>

To mattguertin<MattGuertin@protonmail.com>

Date Wednesday, April 3rd, 2024 at 7:38 AM

Call me

Sent from my iPhone

EMAIL PGP HEADER -

Return-Path: <riverslawyers@aol.com>
X-Original-To: MattGuertin@protonmail.com
Delivered-To: MattGuertin@protonmail.com
Authentication-Results: mail.protonmail.ch; dkim=pass (Good 2048 bit
rsa-sha256 signature) header.d=aol.com header.a=rsa-sha256
Authentication-Results: mail.protonmail.ch; dmarc=pass (p=reject dis=none)
header.from=aol.com
Authentication-Results: mail.protonmail.ch; spf=pass smtp.mailfrom=aol.com
Authentication-Results: mail.protonmail.ch; arc=none smtp.remote-ip=74.6.132.123
Authentication-Results: mail.protonmail.ch; dkim=pass (2048-bit key) header.d=aol.com
header.i=@aol.com header.b="eVyQVpaR"
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(sonic314-13.consmr.mail.bf2.yahoo.com [74.6.132.123]) (using TLSv1.3 with cipher
TLS_AES_256_GCM_SHA384 (256/256 bits)
key-exchange X25519 server-signature RSA-PSS (4096 bits) server-digest SHA256) (No
client certificate requested) by mailin037.protonmail.ch (Postfix) with ESMTPS id
4V8m6g03ywz9vNPd for <MattGuertin@protonmail.com>; Wed,
3 Apr 2024 13:38:34 +0000 (UTC)
Received: from sonic.gate.mail.ne1.yahoo.com by sonic314.consmr.mail.bf2.yahoo.com with
HTTP; Wed, 3 Apr 2024 13:38:34 +0000
Received: by hermes--production-bf1-7d6dbd57c9-4nlpk (Yahoo Inc. Hermes SMTP Server) with
ESMTPA ID 15c51fa79701d07bb049b13d1e88269d;
Wed, 03 Apr 2024 13:38:33 +0000 (UTC)
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STATE OF MINNESOTA **DISTRICT COURT**

COUNTY OF HENNEPIN **FOURTH JUDICIAL DISTRICT**

State of Minnesota,

Plaintiff,

vs.

Matthew David Guertin,

Defendant.

Court File No.: 27-CR-23-1886

DEFENDANT'S MOTION TO REPRESENT SELF PRO SE

Judicial Officer: Jay Quam

TO: THE HONORABLE JAY QUAM, JUDGE OF THE DISTRICT COURT; MS. JACQUELINE PEREZ, ASSISTANT HENNEPIN COUNTY ATTORNEY; AND MR. BRUCE RIVERS, CURRENTLY APPOINTED COUNSEL, WHO IS HEREBY NOTIFIED OF THE DEFENDANT'S INTENT TO DISMISS SAID COUNSEL AND PROCEED PRO SE.

MOTION

COMES NOW the Defendant, Matthew David Guertin, pursuant to Rule 10.01 of the Minnesota Rules of Criminal Procedure, the Sixth and Fourteenth Amendments to the United States Constitution, Minn. Stat. § 611.14, and relevant case law, including *Indiana v. Edwards*, 554 U.S. 164 (2008), and respectfully moves this Court for an order allowing the Defendant to represent himself in the above-captioned matter. In support of this Motion, the Defendant states as follows:

INTRODUCTION

The Defendant has been informed of his right to effective assistance of counsel under the Sixth Amendment and understands the risks and responsibilities associated with self-representation.

Filed in District Court
State of Minnesota
4/3/2024 7:45 AM

LEGAL BASIS FOR MOTION

Under Rule 10.01 of the Minnesota Rules of Criminal Procedure, a defendant has the right to the assistance of counsel and the corollary right to represent oneself.

The Supreme Court in *Indiana v. Edwards*, 554 U.S. 164 (2008), recognized that a state may insist upon representation by counsel for those competent enough to stand trial under the Dusky standard but who still may not be competent to conduct trial proceedings by themselves.

The Dusky standard, established in *Dusky v. United States*, 362 U.S. 402 (1960), requires that a defendant have a sufficient present ability to consult with his lawyer with a reasonable degree of rational understanding and a rational as well as factual understanding of the proceedings against him.

DEFENDANT'S COMPETENCY AND UNDERSTANDING

The Defendant reasserts his competency under the Dusky standard, emphasizing a rational and factual understanding of the proceedings and the ability to conduct his defense. Notably, the court has previously acknowledged the Defendant's capacity to engage in significant legal decisions, as evidenced in the following instances:

1. Consultation and Waiver Decision:

   The court deemed the Defendant competent enough to consult with a court-appointed attorney and make informed decisions regarding the waiver signed by the Defendant on January 31st, 2024. This action presupposes a recognition of the Defendant's understanding and capacity to make reasoned legal decisions.

   SEE EXHIBIT A – Waiver.

   For the purposes of this argument, Exhibit A - the Waiver, is referenced solely to illustrate inconsistencies in the court's application of competency standards, not as

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State of Minnesota
4/3/2024 7:45 AM

an acknowledgment of its validity or as an affirmation of informed consent. The Defendant explicitly reserves all rights to contest the waiver's validity on grounds of lack of informed consent and miscommunication regarding the court proceedings.

2. 'ACCEPTANCE OF TERMS OF STAY OF COMMITMENT' Agreement:

Furthermore, in the proceedings related to the Defendant's civil commitment, the court's decision to proceed with the 'ACCEPTANCE OF TERMS OF STAY OF COMMITMENT' agreement—specifically altering the requirement for a psychologist's endorsement by placing 'N/A' on the signature line of Court Examiner, Michael Robertson in which his signature would have been affirming the following statement:

> *"Based upon my examination of the respondent and review of relevant records, I am of the opinion that the respondent is competent to understand this agreement."*

This decision implicitly acknowledges the Defendant's competency to understand and agree to complex legal and medical arrangements.
SEE EXHIBIT B – Page 4 of 'ACCEPTANCE OF TERMS OF STAY OF COMMITMENT'

ARGUMENT FOR CONSISTENCY IN COMPETENCY DETERMINATIONS

The Defendant argues for a consistent application of competency standards across his legal proceedings. The inclusion of Exhibits A and B supports the argument that the Defendant has been recognized as competent in crucial legal contexts, which should logically extend to his capacity for self-representation.

Filed in District Court
State of Minnesota
4/3/2024 7:45 AM

DEFENDANT'S ACKNOWLEDGMENT OF RISKS

The Defendant acknowledges the risks associated with self-representation, including the potential for a less favorable outcome than if represented by counsel, and asserts his informed decision to waive his right to counsel.

REQUEST FOR STANDBY COUNSEL

Given the complexities of legal proceedings and in alignment with the principles established in *Indiana v. Edwards*, the Defendant requests the Court appoint standby counsel to assist if necessary, ensuring the fairness of the trial process while respecting the Defendant's autonomy in his defense.

EXHIBITS

Attached herewith are the exhibits referenced in this motion:

Exhibit A:

Waiver signed by the Defendant in consultation with court-appointed attorney Joel Fisher, on January 31st, 2024 demonstrating the court's recognition of the Defendant's competency to make informed legal decisions.

Exhibit B:

Page 4 from the "ACCEPTANCE OF TERMS OF STAY OF COMMITMENT" agreement, which was altered by the court to reflect the Defendant's competency in agreeing to complex legal and medical arrangements, signed by the Defendant on August 9th, 2023, and officially entered into the record of civil case file 27-MH-PR-23-815 on August 9th, 2023.

Filed in District Court
State of Minnesota
4/3/2024 7:45 AM

These exhibits are provided to substantiate the Defendant's argument for a consistent application of competency determinations and his capacity to represent himself pro se.

COMMITMENT TO PROCEDURAL AND SUBSTANTIVE RESPONSIBILITIES

The Defendant wishes to affirm to the Court his full understanding and commitment to upholding both the procedural and substantive responsibilities entailed in self-representation. The Defendant recognizes the gravity and complexity of navigating legal proceedings and is prepared to diligently engage with the court's processes, adhere to legal standards, and present a defense that is coherent, respectful, and grounded in law. This commitment underscores the Defendant's determination to ensure that his representation is not only in compliance with the procedural requirements but also effectively advocates for his rights and interests within the substantive framework of the justice system.

RELIEF SOUGHT

WHEREFORE, the Defendant respectfully requests the Court:

a) Grant this Motion allowing the Defendant to represent himself pro se in the above-captioned matter;

b) Appoint standby counsel to provide assistance as needed, pursuant to *Indiana v. Edwards*;

c) Schedule a hearing on this Motion, if the Court deems it necessary[1]; and

d) Grant such other and further relief as the Court deems just and proper.

1 Defendant respectfully requests that any scheduled hearings be scheduled after May 5, 2024 as Defendant is also currently maintaining the role of 'pro se patent attorney' insofar as formulating a legally sound response to the non-final office action that was issued by the USPTO for US Patent Application 18/108,858 on December 5th, 2023 of which the Defendant is the inventor of.

Respectfully submitted,

Date: April 3, 2024

By: /s/ Matthew Guertin
Matthew David Guertin
Defendant Pro Se
4385 Trenton Ln N #202
Plymouth, MN 55442
Telephone: 763-221-4540
Email: MattGuertin@Protonmail.com

CERTIFICATE OF SERVICE

I hereby certify that on April 3, 2024, I served a copy of this Motion on the Prosecutor's Office, Ms. Jacqueline Perez, through the 'E-File & Serve' system which automatically notifies all included 'Service Contacts', and on my current attorney of record, Bruce Rivers, through the 'E-File & Serve' system, in addition to a copy of this motion sent to his email 'RiversLawyers@aol.com', and a text message to his personal cell phone making him aware of of my decision to dismiss him as my defense counsel.

EXHIBIT A

STATE OF MINNESOTA
COUNTY of HENNEPIN

DISTRICT COURT FOURTH JUDICIAL DISTRICT MENTAL HEALTH DIVISION

In Re: the Civil Commitment of
Matthew Guertin
DOB: 7/17/1981
Respondent.

Court File: 27-MH-PR-23-815

WAIVER

After a full consultation with my attorney who has explained my rights to me and discussed with me the various alternatives available to me, I do hereby knowingly and voluntarily consent to the Court extending my Stay of Commitment for a period of 9 months, without the hearing provided by Minn. Stat. §253B.05 subd.3, 08 and .09.

Dated: 1/31/2024

Matthew David Guertin
Respondent

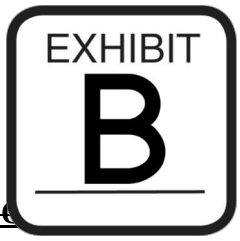
CERTIFICATION

I have advised the Respondent of all rights affected by the foregoing waiver, including the various options available and the consequences flowing from each option. The Respondent understood the rights involved and willingly signed the Waiver.

Dated:_____ _____

Attorney ID# 29579 Joel Fisher

Filed in District Court
State of Minnesota
4/3/2024 7:45 AM



X ~~**Agreement Regarding the Requested Jarvis (Neuroleptic Medication) C**~~

- ~~I understand that the County Attorney may also request that the continued neuroleptic medication Petition be set on for hearing, and the revocation of the stayed commitment will not be delayed because of it.~~
- ~~I understand that the neuroleptic medication hearing will be set as soon as possible, and I waive the right to object to the timeliness of the notice, as long as transportation can be arranged for me, and my attorney can appear.~~
- ~~I understand that if a neuroleptic medication hearing is scheduled on this continued petition, only that issue will be addressed at the hearing.~~
- ~~If I wish to request a hearing on the revocation of the stayed commitment, I must make a separate request for hearing to the Court, within 14 days after the revocation.~~

Dated: August ___, 2023

_____
Mathew David Guertin, Respondent

I have advised Mathew David Guertin, Respondent above, of the nature and conditions of this agreement, his/her trial rights, the right to have this matter tried before the District Court, and his/her right to have the matter reconsidered pursuant to Minn. Stat. § 253B.17.

Dated: August ___, 2023

_____
Michael Biglow, Counsel for Respondent

Based upon my examination of the respondent and review of relevant records, I am of the opinion that the respondent is competent to understand this agreement.

Dated: August ___, 2023

_____N/A_____
Michael Robertson, Court Examiner

STATE OF MINNESOTA	**DISTRICT COURT**
	FOURTH JUDICIAL DISTRICT
COUNTY OF HENNEPIN	**PROBATE/MENTAL HEALTH DIVISION**

State of Minnesota,

Plaintiff,

vs.

Matthew David Guertin,

Defendant,

Court File No. 27-CR-23-1886

ORDER DENYING DEFENDANT'S MOTION TO REPRESENT SELF PRO SE

Defendant, Mr. Matthew David Guertin, brought a motion on April 3, 2024, to represent himself pro se in the above-captioned matter.

FINDINGS OF FACT

1. Defendant (date of birth 07/17/1981) was charged in MNCIS file 27-CR-23-1886 with Reckless Discharge of a Firearm (Felony) and three counts of Receive/Possess with No Serial Number (Felony) arising from an incident alleged to have occurred on January 21, 2023. On January 25, 2023, Referee Lyonel Norris found probable cause to believe that the offenses were committed, and that Defendant committed them.
2. This Court first found Defendant incompetent to proceed on July 13, 2023, pursuant to Rule 20.01 of the Minnesota Rules of Criminal Procedure.
3. On November 15, 2023, Judge Julia Dayton Klein ordered a subsequent Rule 20.01 evaluation. Defendant was again found incompetent on January 17, 2024.

CONCLUSIONS OF LAW

4. Pursuant to Minn. R. Crim. P. 20.01, subd. 1., a defendant is not permitted to waive counsel if the defendant lacks the ability to voluntarily, and intelligently waive the right to counsel; appreciate the consequences of proceeding without counsel; comprehend the nature of the charge; comprehend the nature of the

proceedings; comprehend the possible punishment; or comprehend any other matters essential to understanding the case.

5. The standard for an individual to waive the right to counsel is the same standard as used to determine competency. *State v. Thompson*, No. A20-1232 (Minn. Ct. App. Jul. 26, 2021) (citing *Godinez v. Moran*, 509 U.S. 389, 396 (1993); *State v. Camacho*, 561 N.W.2d 160, 170-74 (Minn. 1997)). A defendant found to be incompetent is not permitted to waive the constitutional right to counsel. *Id.*
6. Defendant was deemed incompetent to proceed pursuant to Minn. R. Crim. P. 20.01, subd. 2 and, therefore, Defendant currently lacks the ability to waive counsel.

IT IS ORDERED:

1. Defendant's Motion to Represent Self Pro Se is **DENIED**, and Mr. Bruce Rivers shall proceed as the attorney of record.
2. The Defendant shall appear for a six-month review hearing regarding the Rule 20.01 proceedings on July 16, 2024, before the undersigned District Court Judge.

BY THE COURT:

_____
JULIA DAYTON KLEIN
Judge of District Court

Matthew David Guertin
1075 Traditions Ct.
Chaska, MN 55318
MattGuertin@ProtonMail.com
763-221-4540

May 3, 2024

Clerk of the Court
MN 4th Judicial District Court
300 South Sixth Street
Minneapolis, MN 55487

Re: Follow-Up on Unacknowledged Motions for Discovery, Judicial Notice (27-CR-23-1886) and Medical Records (27-MH-PR-23-815)

Dear Judge Julia Dayton Klein and the Clerk of the Court,

I am writing to respectfully follow up on my previously filed motions: a Motion for Judicial Notice, a Motion to Compel Discovery, and a Motion to Compel Production of Medical Records, which all have yet to be acknowledged by the court or my defense counsel despite multiple attempts. These motions were filed on April 3, 2024 and April 4, 2024, and as of one month later no action has been taken nor any communication received regarding their status. This correspondence seeks to ensure that these motions are addressed in a timely manner, as stipulated by the procedural guidelines of the court.

Despite the current dormant status of my criminal case, with ongoing felony charges, it remains imperative that all procedural rights be preserved and respected, including timely access to discovery and medical exam reports. The inability to obtain all of these necessary documents significantly impedes my ability to effectively prepare my defense and to respond appropriately to both my criminal (27-CR-23-1886) and civil case (27-MH-PR-815).

The fact that the court believes me to currently be ‘incompetent to stand trial’ and ‘unable to understand the nature of the charges against me or aid in my own defense’ does not mean that the court no longer has an obligation to acknowledge, and respond to legally relevant, properly structured motions filed by myself in which I am trying to obtain materials that the court is obligated to make sure I am provided with as clearly addressed in Rule 9.01subd.1(3)(b), Rule 9.01subd.1(4)(a), Rule 9.01subd.1(6), Rule 9.01subd.1a(1), Rule 9.01subd.2(1) of the ‘Minnesota Rules of Criminal Procedure’, along with Rule 13(a) of the ‘Special Rules of Procedure Governing Proceedings Under the Minnesota Commitment and Treatment Acts’.

Filed in District Court
State of Minnesota
5/3/2024 11:28 AM

This letter serves both as a formal reminder of the outstanding motions and as part of my ongoing efforts to assert my procedural rights. The continuous non-response from the court raises serious concerns about procedural fairness and my right to a fair legal process. This is especially true in light of the substantial allegations I have very clearly, and coherently presented in my 'Motion to Compel Discovery and Affidavit of Fact' submitted to the court on April 4, 2024, which unequivocally serves to show that the only discovery materials that were ever provided to me thus far were fraudulent insofar as the cropping and editing that was carried out for the purpose of portraying a significantly skewed portrayal of my residence, and activities prior to my arrest, and the current criminal charges. It is in fact these very same, fraudulent photographs that were relied upon by Dr. Michael Robertson in order to produce his exam report about me following the Order of Civil Commitment that was submitted to the court on July 20, 2023 (27-MH-PR-815)

In the courts order denying my Petition to Proceed as Pro Se Counsel, the courts denial of said motion is based upon the backdrop of the overwhelming care and concern that the court has about my personal well-being insofar as wanting to ensure that my supposed inability to understand and comprehend what is currently taking place doesn't impede my chances at a fair, just, and impartial legal outcome within the court. If this were actually the case then should the court not be even more concerned by the current situation taking place in which you have a supposedly incompetent defendant actively attempting to 'aid in his own defense' through a mutlitude of ways, only for all of them to be impeded by not just the court itself, but also his own defense counsel ?

If my Stayed Order of Civil Commitment, the Plan for Care Agreement I signed, and the reason for denying my Petition to Proceed as Pro Se Counsel all revolves around the supposed overwhelming care and compassion the court has for me and my well being, then why is it the court itself that is currently causing all of the unneeded anxiety and worry in my life right now?

It is the court that expected me to show up in person at a civil commitment hearing on February 1, 2024 without being able to know what the exam report about me contained within it.

It is the court that still has not provided me with said exam report even though it is now exactly four months, and two separate motions later.

It is the court who refuses to make the prosecution turn over the discovery materials they are obligated to provide to me, and for which I have also submitted two additional unacknowledged motions for.

If all that is required to help me out is for the court to simply 'do its job' ultimately, then why does the court continue to not do so?

Filed in District Court
State of Minnesota
5/3/2024 11:28 AM

I can't help but be extremly concerned about what else the court may have in store for me in regards to my upcoming review hearing scheduled for July 16, 2024 in light of everything that has (and has not..) taken place thus far. If neither the court nor my defense counsel has been willing to provide me with the Rule 20.01 exam report from the review that took place four months ago then what are the chances I will be provided with the next one ?

I would respectfully ask the court to help improve my mental well being with an expedited review of my pending motions, and an update on the actions the court intends to take regarding my many unanswered requests for both discovery materials and access to my medical records, which I have also requested multiple times to my defense counsel, Bruce Rivers, to no avail. Should you require any additional documentation or clarification regarding my motions, please do not hesitate to contact me directly. I would also kindly ask that both the discovery materials as well as my medical exam report be sent directly to me at the email provided above, since my defense counsel has been doing a spectacular job at failing to fulfill the many obligations he has to his client (me), as are all very clearly laid out in Rules 1.0 through 1.18 of the Minnesota Rules of Professional Conduct.

I would also like to take this opportunity to let the court know that as of Wednesday the 1st I now have an active health plan through MnCare/HealthPartners, and I should also have a therapist lined up within the next couple business days, which is something I have always thought would be beneficial to at least try out long before my recent court involvement. This also means that I will have *officially* satisfied the terms of the 'Stayed Order of Civil Commitment' that I signed in August of 2023.

Thank you for your time, and prompt attention to the many matters contained herein. I trust that the court will act swiftly to resolve this oversight for the purpose of ensuring that both my criminal, and civil cases proceed in accordance with the principles of justice, procedural fairness, and most importantly, my mental well-being.

Sincerely,

Matthew David Guertin

Filed in District Court
State of Minnesota
6/3/2024 7:37 AM

STATE OF MINNESOTA **DISTRICT COURT**

COUNTY OF HENNEPIN **FOURTH JUDICIAL DISTRICT**

State of Minnesota,

Plaintiff,

vs.

Matthew David Guertin,

Defendant.

Court File No.: 27-CR-23-1886

DEFENDANT'S MOTION TO COMPEL DISCOVERY

Judicial Officer: Jay Quam

TO: THE HONORABLE JAY QUAM, JUDGE OF THE DISTRICT COURT; THE HONORABLE JULIA DAYTON KLEIN, JUDGE OF THE DISTRICT COURT; MS. JACQUELINE PEREZ, ASSISTANT HENNEPIN COUNTY ATTORNEY; CLERK OF THE COURT; AND THE OFFICE OF THE HENNEPIN COUNTY ATTORNEY.

INTRODUCTION

Defendant Matthew David Guertin respectfully submits this Motion to Compel Discovery. This motion arises from the State's failure to provide all requested discovery materials essential for the Defendant's defense, despite multiple formal requests and follow-up correspondence. The Defendant challenges the authenticity and completeness of the discovery materials received, highlighting significant procedural concerns that compromise the integrity of the legal process and the Defendant's right to a fair trial.

Filed in District Court
State of Minnesota
6/3/2024 7:37 AM

BACKGROUND

1. On January 5, 2024, the Defendant submitted a formal pro se "Demand or Request for Discovery" to the prosecuting attorney, Ms. Jacqueline Perez (*See* Index #22). This request specifically cited Minnesota Rules of Criminal Procedure, Rule 9, and included requests for:
    - All Brady material
    - Squad video
    - Audio tapes
    - All 104 police photographs taken by the Minnetonka Police Department on January 21, 2023

2. On April 4, 2024, the Defendant submitted a pro se "Motion to Compel Discovery and Affidavit of Fact" (*See* Index #29). This motion highlighted the State's failure to provide the requested materials and detailed discrepancies in the discovery provided, suggesting fraudulent alterations.

3. On May 3, 2024, the Defendant submitted a follow-up correspondence (*See* Index #36) to the Court, reiterating the need for the requested discovery materials and the failure of both the Court and defense counsel to address these requests.

Filed in District Court
State of Minnesota
6/3/2024 7:37 AM

LEGAL BASIS

The legal foundation for this motion is anchored in Minnesota Rule of Criminal Procedure 9.01, which mandates the prosecution's duty to disclose materials crucial for the defense. Specifically, the rules cited are:

- Rule 9.01 subd. 1(3)(b):

  Requires the disclosure of any relevant written or recorded statements made by the defendant or co-defendant.

- Rule 9.01 subd. 1(6):

  Requires the disclosure of any evidence that the prosecution intends to use at trial which is material to the preparation of the defense.

- Rule 9.01 subd. 1a(1):

  Requires the prosecution to disclose evidence that tends to negate the guilt of the accused or mitigate the offense.

- Rule 9.01 subd. 2(1):

  Requires the prosecutor to permit the defendant to inspect and copy or photograph any relevant material and documents.

Additionally, the Defendant invokes Rule 901(b)(1) of the Federal Rules of Evidence, which sets standards for the authentication or identification of evidence.

Filed in District Court
State of Minnesota
6/3/2024 7:37 AM

ARGUMENTS

1. Ineffective Assistance of Counsel:

   The Defendant's current counsel, Bruce Rivers, has demonstrated ineffective assistance by failing to secure the necessary discovery materials, significantly impairing the Defendant's ability to prepare an effective defense.

2. Procedural Violations:

   The State's failure to provide complete and authentic discovery materials violates Minnesota Rule of Criminal Procedure 9.01. This misconduct not only undermines the fairness owed to the Defendant but also infringes upon his constitutional rights under the due process clauses of both state and federal jurisprudence.

3. Need for Transparency:

   Full and transparent disclosure of discovery materials is essential to rectify the current discrepancies and ensure that all evidence presented in this case is authentic, unaltered, and complete.

REQUEST FOR RELIEF

The Defendant respectfully requests that the Court order the State to:

1. Provide all missing discovery materials forthwith.

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State of Minnesota
6/3/2024 7:37 AM

2. Conduct a thorough investigation into the discrepancies and manipulations identified by the Defendant, ensuring that all evidence presented in this case is authentic, unaltered, and complete.

3. Send all discovery materials directly to the Defendant at MattGuertin@Protonmail.com, due to the ineffective assistance of current defense counsel.

CONCLUSION

For the reasons stated above, the Defendant respectfully requests that this Court grant the motion to compel discovery and ensure that all necessary and authentic discovery materials are provided directly to the Defendant to facilitate a fair and just legal process.

Respectfully submitted,

Date: June 3, 2024

By: /s/ Matthew Guertin
Matthew D. Guertin
Defendant Pro Se
1075 Traditions Ct.
Chaska, MN 55318
Telephone: 763-221-4540
Email: MattGuertin@Protonmail.com

Filed in District Court
State of Minnesota
6/3/2024 7:33 AM

STATE OF MINNESOTA **DISTRICT COURT**

COUNTY OF HENNEPIN **FOURTH JUDICIAL DISTRICT**

State of Minnesota,

Plaintiff,

vs.

Matthew David Guertin,

Defendant.

Court File No.: 27-CR-23-1886

DEFENDANT'S MOTION FOR SUBSTITUTE COUNSEL

Judicial Officer: Jay Quam

TO: THE HONORABLE JAY QUAM, JUDGE OF THE DISTRICT COURT; THE HONORABLE JULIA DAYTON KLEIN, JUDGE OF THE DISTRICT COURT; MS. JACQUELINE PEREZ, ASSISTANT HENNEPIN COUNTY ATTORNEY; CLERK OF THE COURT; AND THE OFFICE OF THE HENNEPIN COUNTY ATTORNEY.

INTRODUCTION

Defendant Matthew David Guertin respectfully moves this Court for an order appointing substitute counsel in place of his current attorney, Bruce Rivers.

BACKGROUND

1. Defendant is currently represented by Bruce Rivers.

2. Serious allegations of ineffective assistance of counsel have been raised against Mr. Rivers in the Defendant's petition for discretionary review, filed in the Minnesota Court of Appeals, case A24-0780, which are supported by compelling

Filed in District Court
State of Minnesota
6/3/2024 7:33 AM

and irrefutable evidence that is part of this case record (See Index #89, Exhibit A). These instances of ineffective assistance include:

- Failure to provide the Defendant with discovery materials, as well as the January 3, 2024 Rule 20.01 exam report prepared by Dr. Adam Milz (*See* Index #30, pp. 37-38, 83 (Text 29), 85 (Calls 05), 135, Index #38, p.143)
- Failure to present exculpatory evidence possessed during the Defendant's July 7, 2023 court hearing (*See* Index #30, p. 60, Index #38, pp. 99-100, 102-103, 113-116, 118-119)
- A conflict of interest, as well as a mention to the Defendant about 'powerful people keeping an eye on him,' directly addressed in a June 16, 2023 email (*See* Index #30, pp. 22-24, 73-76)
- A promise to represent the Defendant in his civil commitment proceedings (*See* Index #30, pp. 24-25, 81-82 (Text 17-22)) which was not honored (*See* Index #30, pp. 25, 77-78, 82-83 (Text 23-26))

3. These instances have significantly undermined the Defendant's trust in Mr. Rivers' ability to provide effective legal representation.

4. This Court has refused to provide necessary discovery materials and has not addressed the Defendant's other motions, further compromising his right to a fair trial.

Filed in District Court
State of Minnesota
6/3/2024 7:33 AM

ARGUMENTS

1. Ineffective Assistance of Counsel:

These allegations against Mr. Rivers demonstrate a significant breach of his duty to provide effective counsel, as defined under *Strickland v. Washington*, 466 U.S. 668 (1984).

2. Conflict of Interest:

Mr. Rivers' conflict of interest further impairs his ability to represent the Defendant effectively. The Defendant's lack of trust in Mr. Rivers is justified and severely impacts the attorney-client relationship.

3. Constitutional Rights:

The Defendant has a constitutional right to effective assistance of counsel under the Sixth Amendment. The documented failures and conflicts clearly demonstrate that this right has been compromised.

4. Procedural Failures:

This Court has refused to provide necessary discovery materials and address the Defendant's motions, depriving him of due process.

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State of Minnesota
6/3/2024 7:33 AM

5. Ensuring Full Discovery:

It is imperative that new counsel be provided with all discovery materials as part of their assignment to this case. This is essential to ensure transparency and to address the current discrepancies concerning discovery materials.

6. Ensuring a Fair Trial:

This Court has an obligation to ensure the Defendant receives a fair trial. Appointing substitute counsel is necessary to maintain due process and the integrity of the judicial process.

CONCLUSION

For the reasons stated above, the Defendant respectfully requests that this Court grant his motion for substitute counsel and appoint a new attorney, preferably a public defender if necessary, to represent him in this case. This appointment is necessary until the Defendant is able to recover the retainer paid to Bruce Rivers, which is needed to secure new defense representation.

Respectfully submitted,

Date: June 3, 2024

By: /s/ Matthew Guertin
Matthew D. Guertin
Defendant Pro Se
1075 Traditions Ct.
Chaska, MN 55318
Telephone: 763-221-4540
Email: MattGuertin@Protonmail.com

Filed in District Court
State of Minnesota
6/3/2024 7:41 AM

Matthew David Guertin
1075 Traditions Ct.
Chaska, MN 55318
MattGuertin@ProtonMail.com
763-221-4540

June 3, 2024

Clerk of the Court
MN 4th Judicial District Court
300 South Sixth Street
Minneapolis, MN 55487

Re: Case Number 27-CR-23-1886 – Follow-Up on Discovery Requests

Dear Judge Jay Quam, Judge Julia Dayton Klein and the Clerk of the Court,

I am writing to follow up on my previous requests for discovery materials in the above-referenced case. Despite multiple formal requests and a motion to compel discovery, I have yet to receive the necessary discovery materials essential for my defense.

The failure to provide these materials significantly impairs my ability to prepare for trial and violates my right to due process. I respectfully request that the Court address this issue promptly.

I have filed a motion for substitute counsel and a renewed motion to compel discovery, emphasizing the need for transparency and effective legal representation. I urge the Court to consider these motions and ensure that my rights are upheld.

Thank you for your attention to this matter.

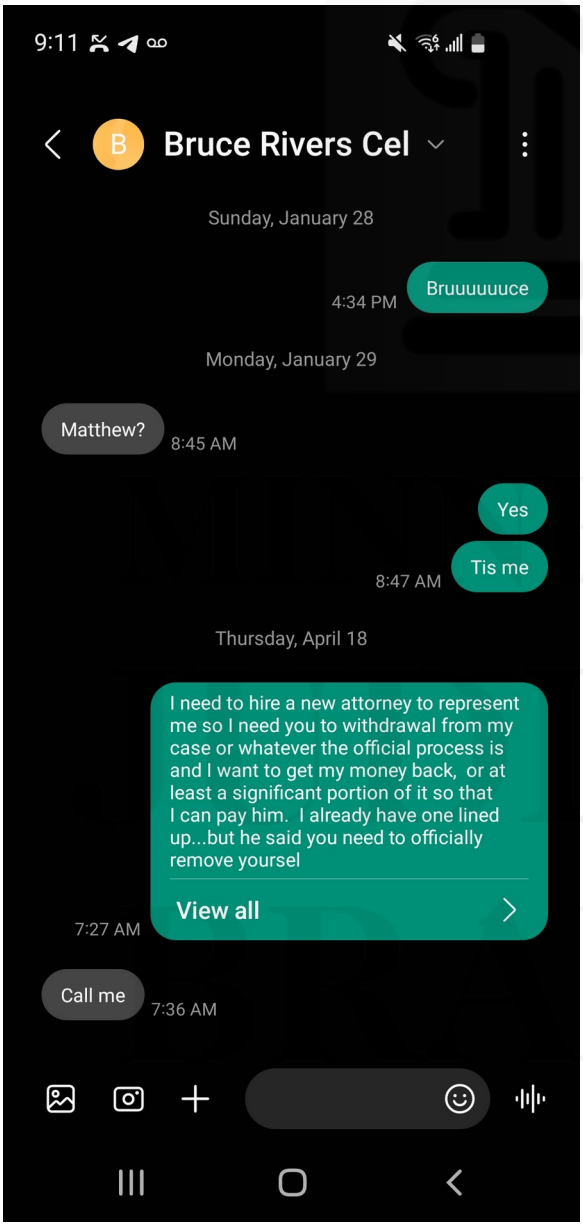
Sincerely,

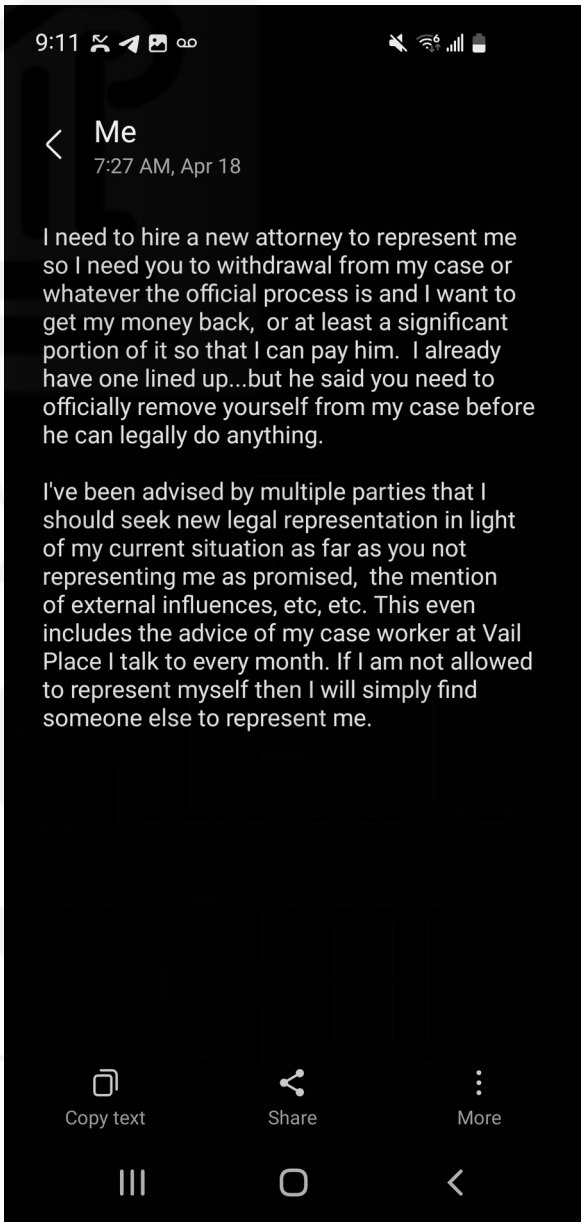
Matthew David Guertin

Filed in District Court
State of Minnesota
5/6/2024 2:45 PM

Defendants April 18, 2024 text message to Bruce Rivers advising him to withdrawal from his case so that he can obtain new defense counsel - and Bruce Rivers reply “Call me”

EXHIBIT L





6:56 AM, June 6, 2024 – Outgoing

I DO NOT WANT TO BE REPRESENTED BY YOU ANYMORE.
I DON'T TRUST YOU.
PLEASE WITHDRAWAL FROM MY CASE.
I want a public defender.
I want discovery.
I still want my Rule 20 exam from last January.
I'm not calling you

7:51 AM, June 6, 2024 – Incoming

What did I do to you?

7:53 AM, June 6, 2024 – Incoming

Where do I send your file?

4:20 PM, June 6, 2024 – Outgoing

I filed a motion for substitute counsel to be appointed since I'm apparently unable to understand the nature of my charges or aid in my own defense, therefore preventing me from self representation. Regarding the whole 'rationally consulting with counsel' part, I'm going to go ahead and see if the following is 'rational' or not:

What you've 'done' is provide ineffective assistance of counsel as defined in the criteria of Strickland vs. Washington that Minnesota uses as its 'test' for determining whether or not a claim of 'ineffective assistance is counsel' is valid or not. Therefore your question is flawed. What you should actually be asking me is "What HAVEN'T I done for you?"

It can all be boiled down to basic logic Bruce.

If me and you both know you're a skilled defense attorney who has a vast amount of experience preparing and presenting all sorts of evidence in all sorts of cases, then me and you also both know damn well that the evidence I personally prepared

and analyzed at Index #29 in my case file 100% irrefutably establishes the fact that the discovery photos I was sent by my court appointed attorney (after you failed to follow through with your promise of representation in civil commitment preceedings..) is 100% manipulated and incomplete, as in FRAUD ON THE COURT BY THE COURT/ STATE.

The question then becomes why in the hell is it me that is forced to address it and not you?

If you have the authentic discovery then you KNOW it's fraudulent and that I'm 100% correct.... so why wouldn't you then use this as an opportunity to DEFEND YOUR CLIENT (me)?

Instead, not only are you not addressing it, but you are refusing to provide your client (me..) with the authentic discovery materials for my case despite an untold number of direct requests for you to do so.... just as you have also failed to provide me with the rule 20.01 exam from January 3, 2024.

Based on the fact that you told me I had 'powerful people keeping an eye on me' during our May 22, 2023 call (ironically the longest telephone conversation we've ever had since then...) and then subsequently lied to me directly to my face, in person at your office insofar as denying that you ever said that - it's now become blatantly obvious that something is very very wrong with not just your representation since then, but nearly every single aspect of my case.

How many 'coincidences' can take place before its considered an established 'pattern' vs. a random happenstance?

Do you think the fact that I just so happened to notice LinkedIn searches in August of 2023 for my unfinished, unused, profile page, that has NEVER had any employment history at all included with

it - and then created a graph that shows 4 searches by the US Air Force, US State Department, 2 x Lockheed Martin, Forcepoint and 3Gimbals (the same day as my criminal charges originated..), 2 x DARPA, Defense Intelligence Agency, USINDOPACOM, KBR Inc, 2 x USC School of Cinematic Arts, US Army Reserves, etc, etc, etc which ALL JUST HAPPENS TO PERFECTLY ALIGN WITH THE MANY EVENTS THAT HAVE NOW BECOME MY 'LIFE' is a random 'coincidence'? Or is it an obvious 'pattern' that serves to confirm EXACTLY what you told me on May 22, 2023 over the phone?

Is it a random 'coincidence' that a bunch of entities DIRECTLY connected to Netflix, Inc. were all searching for my profile before my official patent application was even published and still shouldn't been a complete 'secret'?

And if I'm incompetent, and all of my achievements, and my belief that I invented something 'revolutionary' is all mere 'delusions' then why the hell would any of these entities be searching for me to begin with? Does the US State Department spend its time searching for delusional schizophrenics?

You know damn well what is taking place.

It's one thing for some 'nobody' sitting in a trailer park to claim that they're the target of a illegal intelligence operation, as they smoke meth and watch cartoons - It's a whole different story when the person making the claim also invented and has received a patent for the 'holy grail' of virtual reality/ film production, which is confirmed to have VAST implications for use in military training simulations.

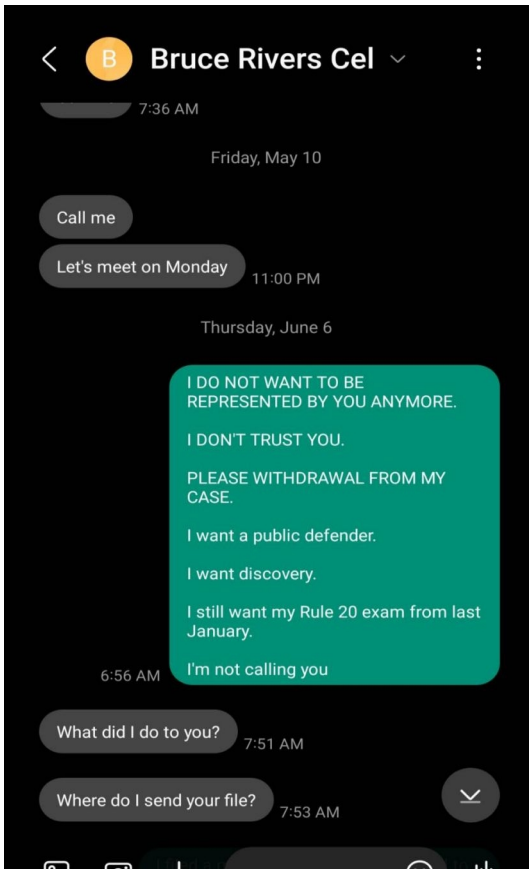
You are either being paid off or being threatened, etc. Regardless it is now blatantly obvious that you are 'compromised' - which is the entire reason the courts are so adamant about me being

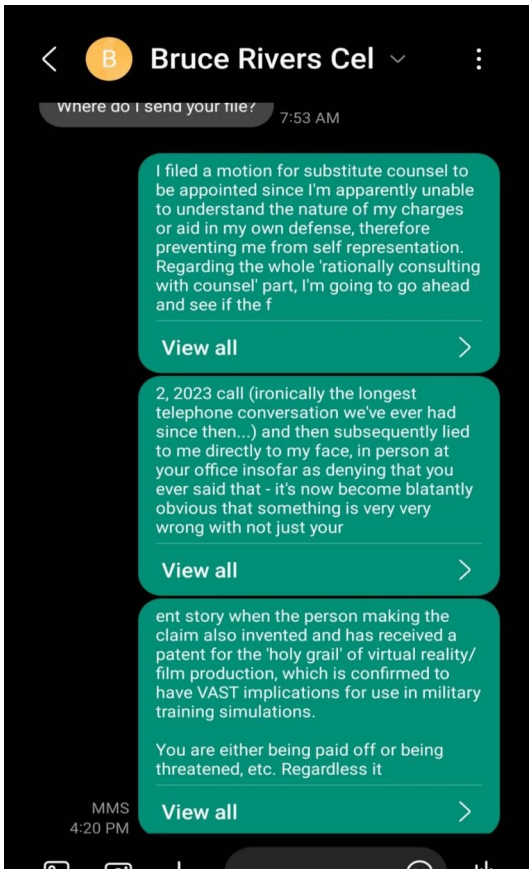
forced to retain you as counsel, and also the entire reason why I am adamantly trying to obtain new counsel.

To sit here and pretend I'm 'incompetent' is an insult to my Intelligence and yours... and you fucking know it.

How was that?

Was that 'rational? “


Bruce Rivers Cel
7:36 AM
Friday, May 10
Call me
Let's meet on Monday
11:00 PM
Thursday, June 6
I DO NOT WANT TO BE REPRESENTED BY YOU ANYMORE.
I DON'T TRUST YOU.
PLEASE WITHDRAWAL FROM MY CASE.
I want a public defender.
I want discovery.
I still want my Rule 20 exam from last January.
I'm not calling you
6:56 AM
What did I do to you?
7:51 AM
Where do I send your file?
7:53 AM


Bruce Rivers Cel
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View all
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View all
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You are either being paid off or being threatened, etc. Regardless it
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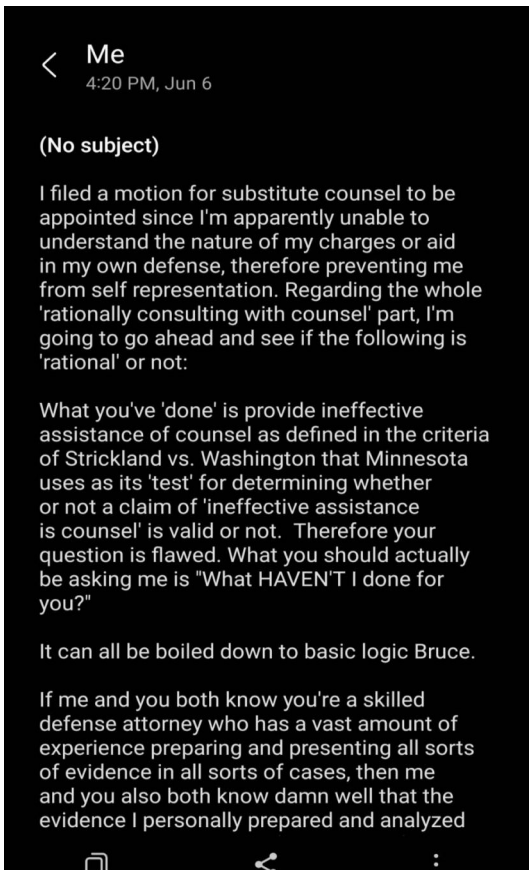
Me
4:20 PM, Jun 6
(No subject)
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It can all be boiled down to basic logic Bruce.
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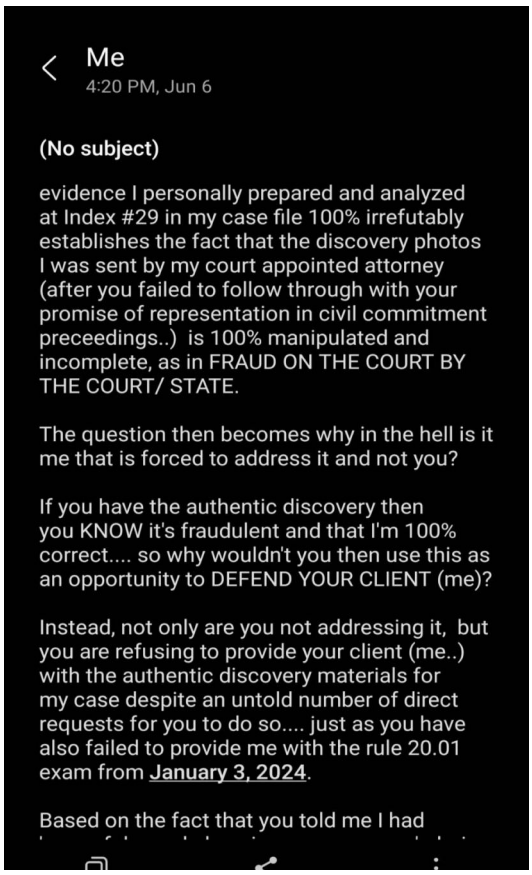
Me
4:20 PM, Jun 6
(No subject)
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The question then becomes why in the hell is it me that is forced to address it and not you?
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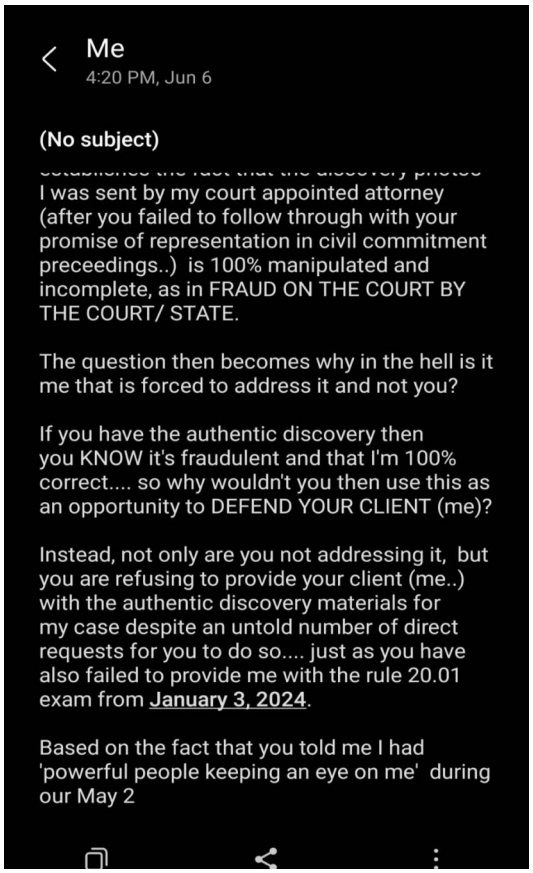
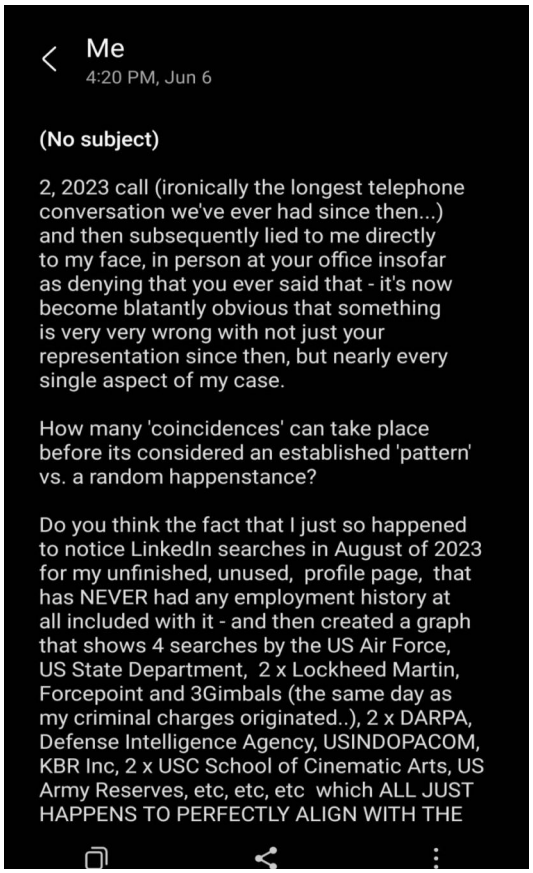
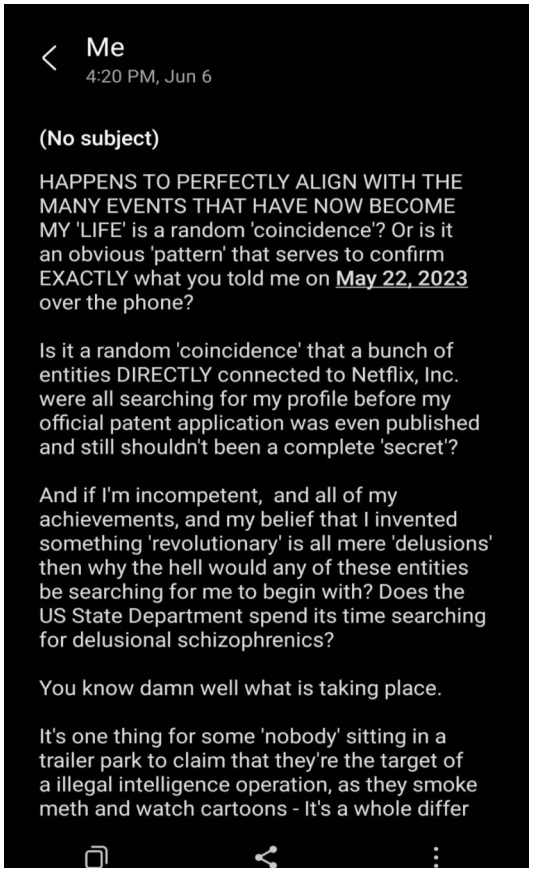
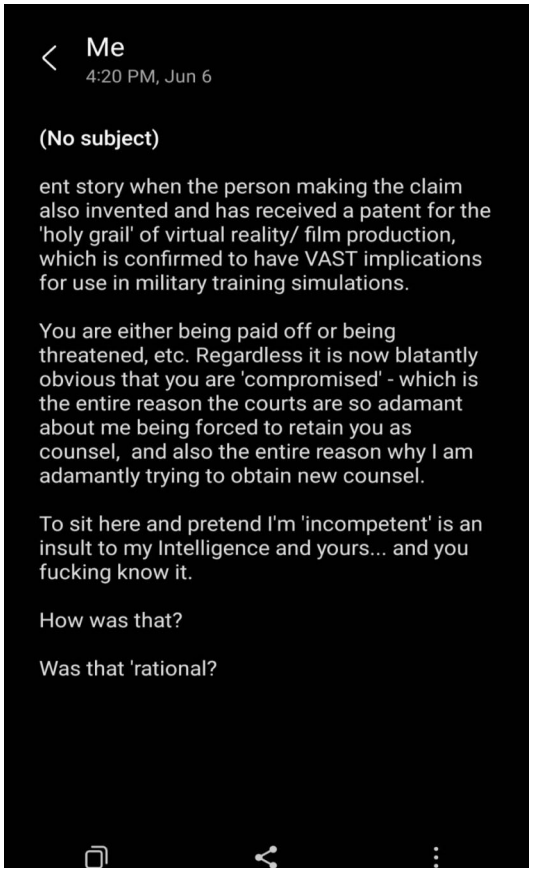
Instead, not only are you not addressing it, but you are refusing to provide your client (me..) with the authentic discovery materials for my case despite an untold number of direct requests for you to do so.... just as you have also failed to provide me with the rule 20.01 exam from January 3, 2024.
Based on the fact that you told me I had


Me
4:20 PM, Jun 6
(No subject)
I was sent by my court appointed attorney (after you failed to follow through with your promise of representation in civil commitment preceedings..) is 100% manipulated and incomplete, as in FRAUD ON THE COURT BY THE COURT/ STATE.
The question then becomes why in the hell is it me that is forced to address it and not you?
If you have the authentic discovery then you KNOW it's fraudulent and that I'm 100% correct.... so why wouldn't you then use this as an opportunity to DEFEND YOUR CLIENT (me)?
Instead, not only are you not addressing it, but you are refusing to provide your client (me..) with the authentic discovery materials for my case despite an untold number of direct requests for you to do so.... just as you have also failed to provide me with the rule 20.01 exam from January 3, 2024.
Based on the fact that you told me I had 'powerful people keeping an eye on me' during our May 2


Me
4:20 PM, Jun 6
(No subject)
2, 2023 call (ironically the longest telephone conversation we've ever had since then...) and then subsequently lied to me directly to my face, in person at your office insofar as denying that you ever said that - it's now become blatantly obvious that something is very very wrong with not just your representation since then, but nearly every single aspect of my case.
How many 'coincidences' can take place before its considered an established 'pattern' vs. a random happenstance?
Do you think the fact that I just so happened to notice LinkedIn searches in August of 2023 for my unfinished, unused, profile page, that has NEVER had any employment history at all included with it - and then created a graph that shows 4 searches by the US Air Force, US State Department, 2 x Lockheed Martin, Forcepoint and 3Gimbals (the same day as my criminal charges originated..), 2 x DARPA, Defense Intelligence Agency, USINDOPACOM, KBR Inc, 2 x USC School of Cinematic Arts, US Army Reserves, etc, etc, etc which ALL JUST HAPPENS TO PERFECTLY ALIGN WITH THE


Me
4:20 PM, Jun 6
(No subject)
HAPPENS TO PERFECTLY ALIGN WITH THE MANY EVENTS THAT HAVE NOW BECOME MY 'LIFE' is a random 'coincidence'? Or is it an obvious 'pattern' that serves to confirm EXACTLY what you told me on May 22, 2023 over the phone?
Is it a random 'coincidence' that a bunch of entities DIRECTLY connected to Netflix, Inc. were all searching for my profile before my official patent application was even published and still shouldn't been a complete 'secret'?
And if I'm incompetent, and all of my achievements, and my belief that I invented something 'revolutionary' is all mere 'delusions' then why the hell would any of these entities be searching for me to begin with? Does the US State Department spend its time searching for delusional schizophrenics?
You know damn well what is taking place.
It's one thing for some 'nobody' sitting in a trailer park to claim that they're the target of a illegal intelligence operation, as they smoke meth and watch cartoons - It's a whole differ


Me
4:20 PM, Jun 6
(No subject)
ent story when the person making the claim also invented and has received a patent for the 'holy grail' of virtual reality/ film production, which is confirmed to have VAST implications for use in military training simulations.
You are either being paid off or being threatened, etc. Regardless it is now blatantly obvious that you are 'compromised' - which is the entire reason the courts are so adamant about me being forced to retain you as counsel, and also the entire reason why I am adamantly trying to obtain new counsel.
To sit here and pretend I'm 'incompetent' is an insult to my Intelligence and yours... and you fucking know it.
How was that?
Was that 'rational?

March 10th, 2023 Jill Rogstad's Rule 20 Report - METADATA ANALYSIS

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EXHIBIT Sa

Matthew David
Guertin 07/17/1981
27-CR-23-1886

MINNESOTA JUDICIAL BRANCH
FOURTH JUDICIAL DISTRICT • HENNEPIN COUNTY

PSYCHOLOGICAL SERVICES

300 S. 6th Street, Suite C-509, Minneapolis MN 55487-0351 • (612) 348-3723 • FAX (612) 348-3452

March 10, 2023

CONFIDENTIAL FORENSIC EVALUATION REPORT

….it is reasonable to conclude his mental health could stabilize and his competency-related abilities improve if a proper treatment regimen was implemented. Given his limited insight into the nature of his symptoms, Mr.Guertin would be an appropriate candidate for **referral for civil commitment as a person who poses a risk of harm due to a mental illness.** Commitment as a person who is mentally ill and dangerous to the public could also be considered given the nature of the specific allegations included with the current referral.

Please do not hesitate to contact me if the Court has further questions about this report.

Respectfully submitted,

Jill E Rogstad PhD, ABPP, LP

Jill E. Rogstad, Ph.D., LP, ABPP (Forensic)
Licensed Psychologist
Board Certified in Forensic Psychology by the American Board of Professional Psychology
Senior Clinical Forensic Psychologist, Fourth Judicial District

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March 10th, 2023 Jill Rogstad's Rule 20 Report - METADATA ANALYSIS

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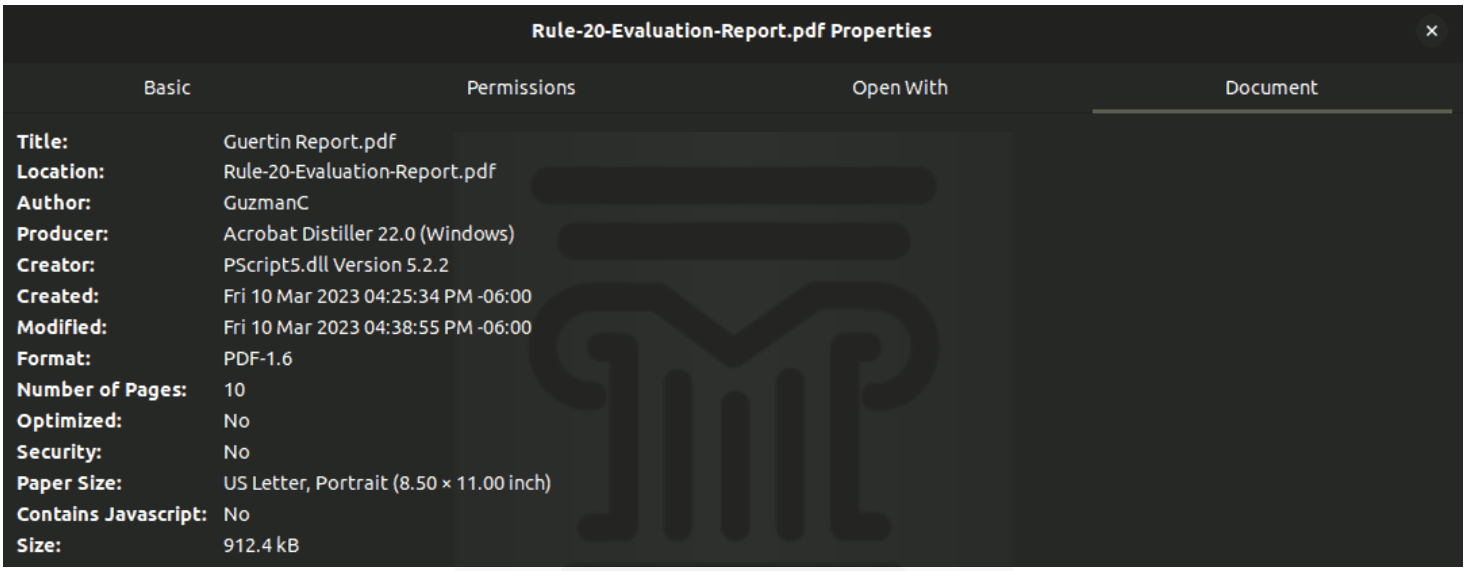

'Respectfully submitted' by: Dr. Jill Rogstad, Ph.D., LP, ABPP (Forensic)

Author : GuzmanC

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Chela Guzman-Wiegert

Assistant County Administrator – Law, Safety, and Justice

The assistant county administrator of Law, Safety and Justice is responsible for advising the county board and county administrator on policies and issues related to and involving the Hennepin County justice partners. This position oversees the strategic and fiscal management of the Adult Representation Services, Community Corrections, and Law, Safety and **Justice InformationTechnology** areas. The assistant county administrator also serves as county administration's liaison to the Fourth Judicial District Court, the County Attorney's Office, the Public Defender's Office, and the Sheriff's Office.

https://www.hennepin.us/your-government/leadership/county-administrator

Committee Members | Hennepin County Criminal Justice Coordinating Committee

Jacob Frey - **Minneapolis Mayor**
Brian O'Hara - **Minneapolis Police Chief**
Chela Guzman-Wiegert - **Assistant County Administrator**
Kerry Meyer - **4th Judicial District Court Chief Judge**
Sara Gonsalves - **4th Judicial District Court Administrator**
Dawanna Witt - **Hennepin County Sheriff**
Jason Nelson - **Hennepin Police Chiefs Association**

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Committee Members

EXHIBIT Vb

Committee members

Chair

Jeffrey Lunde, Commissioner, Hennepin County

Vice Chair

Eric Werner, Chief, Maple Grove Police Department

Hennepin County

Jeffrey Lunde, Commissioner
Mary Moriarty, County Attorney
Marion Greene, Commissioner
Dawanna Witt, Sheriff
Chela Guzman-Wiegert, Assistant County Administrator
Michael Berger, Chief Public Defender
Leah Kaiser, Director Behavioral Health & Justice Strategies
Catherine Johnson, Director Community Corrections & Rehabilitation

City of Minneapolis

Jacob Frey, Mayor
Brian O'Hara, Police Chief
Michael Rainville, Council Member
Robin Wonsley, Council Member
Kristyn Anderson, City Attorney

Fourth Judicial District Court

Kerry Meyer, Chief Judge
Todd Fellman, Juvenile Court Presiding Judge
Hilary Caligiuri, Criminal Court Presiding Judge
Sara Gonsalves, Judicial District Administrator

Hennepin County Suburbs and Specialty Law Enforcement

Nikki Appelbaum, Suburban Prosecutors Association
Jason Nelson, Hennepin Police Chiefs Association
Tim Busse, Mayor, City of Bloomington
Eric Werner, Chief, Maple Grove Police Department
Julie Maas-Kusske, Mayor, City of Maple Plain
Specialty Law Enforcement

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Office of the county administrator | Hennepin County

Chela Guzman-Wiegert

Assistant County Administrator – Law, Safety, and Justice

Email: chela.guzman@hennepin.us
Phone: 612-348-4249
Fax: 612-348-9777

The assistant county administrator of Law, Safety and Justice is responsible for advising the county board and county administrator on policies and issues related to and involving the Hennepin County justice partners. This position oversees the strategic and fiscal management of the Adult Representation Services, Community Corrections, and Law, Safety and Justice Information Technology areas. The assistant county administrator also serves as county administration's liaison to the Fourth Judicial District Court, the County Attorney's Office, the Public Defender's Office, and the Sheriff's Office.

Lisa Cerney

Assistant County Administrator – Public Works

Email: lisa.cerney@hennepin.us
Phone: 612-348-3054
Fax: 612-348-9777

The assistant county administrator for Public Works is responsible for advising the county board and county administrator on policies and issues and ensuring coordination among Public Works departments, public and private agencies, community organizations and partnerships. The assistant county administrator also serves as deputy executive director of the Hennepin County Regional Railroad Authority and the Hennepin County Housing and Redevelopment Authority.

Appointed offcials

State law requires the county to appoint qualifed individuals to fill certain roles.

- Assessor: Joshua R. Hoogland
- Auditor: Daniel Rogan
- Chief Medical Examiner: Andrew M. Baker, M.D.
- Highway Engineer: Carla Stueve
- Chief Public Defender: Vacant
- Examiner of Titles: Susan Ledray

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