A24-____ STATE OF MINNESOTA IN COURT OF APPEALS

	IN COURT O	F APPEALS		
Matthew David Guertin			Case: 27-CR-23-1 ate: April 12, 202	
vs. State of Minnesota,		PETITIONE	R'S ADDENDUI	M - 8
Respond	dent. PETITIONERS A	ADDENDUM - 8		
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From matt

To Amanda Prose<aprose@wck.com>

CC Megan Neumann<mneumann@wck.com>

Date Thursday, January 5th, 2023 at 5:28 PM



Every time I save a page someone is going nuts. Haha

What happened was that they were in the middle of an operation which they have almost certainly completed successfully many other times and then I suddenly appeared out of nowhere and haven't left since. Every single save now is just more proof of the fraud. They are going to have to do something or scrap the whole thing and just delete or revert back to originals and hope this goes away.

I have been saving all the time. In fact I just created a patch in Touchdesigner today that allows me to automatically save 5 individual page URL's every few seconds by clicking a button....and then inbetween each click I would switch to a different VPN location before doing the next. So technically the whole photoRobot site on wayback machine should have a big save shown today....but they can't keep up with that level of pages. They thought they were just going to make a few adjustments and spruce things up for photorobot to steal my patent and now they know they are screwed as I have been saving new wayback captures with most of the page group saves as well.

They have lost complete control. I even snapped a bunch of saves on NYE shortly after midnight to let them know I was celebrating their idiocy.

And the other thing is that they FOR SURE KNOW I AM THE ONE CAUSING ALL OF THEIR PROBLEMS! I just looked at the email exchanges between us and everything becomes even clearer.

All of the pieces are now falling perfectly into place.

Can you guess what day I signed up for a user account with the archive?

DECEMBER 9TH, 2022 @ 2:45am

I then proceeded to make use of my new account 'PatentlyFalse' by snapping an archive save of the entire PhotoRobot website exactly twenty minutes later at 3:05am

I then began browsing through all of the PhotoRobot pages and an hour and forty-one minutes later at 4:46am I took my first of two pdf screen captures of PhotoRobot.com/blog which is when I caught someone editing the archive in real time within a 5 minute window and two PDF screen captures.

Here are my emails between the web archive which includes a .png of a draft I almost sent but decided against while I collected more evidence.

And that's a wrap... ;-)

~Matt

From matt

To Amanda Prose<aprose@wck.com>

CC Megan Neumann<mneumann@wck.com>

Friday, January 5th, 2023 at 6:02 PM Date

Amanda,

...and here is a folder with all of the files I was going through in the 15 minute video I sent you.

I already sent you some of this but this includes everything added since

~Matt

Sent with Proton Mail secure email.

From Amanda Prose <aprose@wck.com>

To Matt >, Megan Neumann<mneumann@wck.com>

Date Friday, January 6th, 2023 at 8:48 AM

Wow. Thanks Matt. I will take a look at this.

As for your other question regarding alerting others to this issue...there are a couple of ways to look at it and I admit, this is an issue new to me so I do not know where/who to alert or where to start.

Regarding the patent office and your pending application as well as future applications, we have made memos in our file to explain why these archived pages are <u>not</u> considered prior art to you. Simply put, the material was not actually published prior to your filing of the provisional patent application. Because of this, the patent office will not consider the materials, the Examiner will ignore it. Generally, we have to provide a date of publication to materials not having a date on their face (a patent application publication or book have publication dates on the publication, but websites do not and are generally identified as published on the date you accessed it). So, we do not have any obligation to provide these to the patent office and then provide an explanation that its not really prior art. The patent office does not want to review it and probably would not. Thus, we do have a duty of candor with the patent office, and I believe that our initial information disclosure statement filing of the old (original) PhotoRobot pages satisfies this. As far as the patent office is concerned, the jurisdiction of the patent office is limited with respect to the disclosure of inventions and prior art, but tampering with non-patent literature prior art is not something the patent office will do anything about unless that allegedly tampered/altered prior art is submitted either by a patentee or by a third party. Then the patent office will get involved.

As for the website tampering itself, it would seem that if the organization behind the website hosting the WayBack Machine should (and would want to) be made aware that there is some glitch or issue that is allowing these alterations and fake pages to be populated on its website. To me, this seems like step one, whether or not this step might actually solve, address or make the problem public. We could also let the entity who has these altered/fake pages on its server aware of this fraud as well (similar to how we file Digital Millennium Copyright Action violations).

As for additional steps here - I am not sure what the next step is yet. I have not come across this and generally when we speak of such frauds it is when the fraudulent/altered material is used, for whatever purpose. For example, as soon as Photorobot or the Internet Archives tries to use the material in some way, then it is much more clear what the next step is.

Best regards,

Amanda





From matt

To Amanda Prose<aprose@wck.com>

CC Megan Neumannmneumann@wck.com

Date Friday, January 6th, 2023 at 11:47 AM

Amanda,

Unless you have any reason to advise me not to do so I am going to report this by filing a report at <u>ic3.gov</u>. with all relevant information.

Just on it's face as it only relates to my case they are guilty of wire fraud as there is no requirement that the crime reaches completion. Being able to prove intent is all that is needed. The fact that it involves at minimum 3 people who are located in 3 different countries including the USA just makes it that much more serious.

I honestly am not going to hold my breath as far as expecting something substantial to happen to any of them but I'm guessing there is still very good odds that if I report this to all of the relevant agencies which includes the FBI, FTC, and IRS among others. The fact that the archive is a 501c3 causes them additional problems. At the very least they are going to be under enough pressure and stress over the ordeal that they will choose not to continue forward with the obvious path that they are on is my guess.

But yeah. I don't care.

If Assaff Rawner has to step down as CEO over this - GOOD

If he somehow ends up serving time - GREAT

If the internet archive gets shaken up and involved in a huge ordeal over this - FANTASTIC

If it isn't advisable to send emails to any of them yet or start posting the story online I will have to settle for reporting it to the handful of regulatory and investigative agencies whose jurisdiction it falls under.

I think the biggest question everyone is going to wonder is how many times the web archive has pulled this scam before and how many other people has it affected?

Pardon my language - but fuck every single one of the people involved in this. Even if I don't have to worry at all from the standpoint of my patent I would be perfectly okay with them losing many of the things in their lives that they've worked so hard to achieve since that is what their end goal for me was/is.

I have attached PDF's of all relevant criminal law discussion to this email which demonstrates that they meet all of the criteria to be investigated and criminally charged.

I also don't think telling the internet archive about it is a good idea because after reading through those emails I think it makes it even more likely that they are directly involved in all of this. Just look at the email I got from that guy on the 29th (which I never even saw until last night) - My initial question I asked was about their removal policy if someone requests deletion of archived pages and he randomly replies 2 weeks later -

"For what site?"

"Ummmmmm.....you must've gotten my email mixed up with someone else's. Mine was the one asking about your archive deletion policy.."

The timing is way too coincidental as well as far as when I signed up, saved an archive of the site, and when I caught the first of the edits. All in order and not very far apart. Just this fact alone - that they were able to start adding backdated pages an hour later implies that this is a system they have down and something they have done many times before.

Their only recourse right now is to find a large team of people and attempt to start replacing the hundreds and thousands of pages with ones that aren't fraudulent but I'm not even sure how possible that is as it would require PhotoRobot to have an actual working site with the same code. They are screwed...and if they aren't yet I am going to do my best to make sure they are.

~Matt

Sent with Proton Mail secure email.

BRANCH

From Amanda Prose <aprose@wck.com>

To Matt

CC Megan Neumann<mneumann@wck.com>

Date Friday, January 6th, 2023 at 12:12 PM

Matt,

Based on my understanding of what is going on here, I do not see any reason to advise you against filing a complaint through ic3.gov. I think that is a great place to start the process of calling out this activity actually.

Best regards,

Amanda



JUDICIAL BRANCH



This Product Contains Sensitive Taxpayer Data

P EXHIBIT

Wage and Income Transcript

Request Date: Response Date: Tracking Number: 02-22-2022 02-22-2022

SSN Provided:

Tax Period Requested: December, 2019

Form 1099-MISC

Payer:

Payer's Federal Identification Number (FIN):

XITE LLC

23938 CRAFTSMAN RD

CALABASAS, CA 91302-0000

Recipient:

Recipient's Identification Number:

GUERTIN MATTHEW

GLENDALE, CA 91206-0000

Submission Type:	Original document
Account Number (Optional):	
Tax Withheld:	\$0.00
Non-Employee Compensation:	\$218,385.00
Medical Payments:	\$0.00
Fishing Income:	\$0.00
Rents:	\$0.00
Royalties:	\$0.00
Other Income:	\$0.00
Substitute Payments for Dividends:	\$0.00
Excess Golden Parachute:	\$0.00
Crop Insurance:	\$0.00
Attorney Fees:	\$0.00
Foreign Tax Paid:	\$0.00
Section 409A Deferrals:	\$0.00
Section 409A Income:	\$0.00
Direct Sales Indicator:	Not Direct Sales
FATCA Filing Requirement:	Box not checked no Filing Requirement
Second Notice Indicator:	No Second Notice

This Product Contains Sensitive Taxpayer Data





April 7, 2023

To whom it may concern:

This report is written on behalf of Mr. Mathew David Guertin.

Medical records provided including a psychological evaluation signed by Jill E. Rogstad PhD, Forensic psychologist.

I am a clinical psychiatrist and clinical trial researcher licensed in the state of California.

I have been treating Mr. Guertin since I saw him in my office for the first time on September 15, 2016. At that time he was 35 years of age, single, living alone in Los Angeles and working as a computer programmer and in digital media design. He was referred to me by his general practitioner Dr. Alpert, since he was having difficulties in concentration, lacking organizational skills, etc. In his clinical history he was diagnosed with Bipolar Disorder and Attention Deficit Hyperactive Disorder in 3rd grade, and had been treated accordingly with medications like Carbamazepine, Bupropion and Ritalin. He displayed in his younger years inability to control his behavior, inattention, lack of concentration, insomnia, getting in trouble in class, food grades in the subjects he liked and bad grades if he wasn't motivated," a rambunctious kid" as he self describes. etc. His mother was a single parent who was unable to care appropriately for him. For that reason he was placed in foster homes, followed by a social worker, therapy, psychiatrist, boot camp age 14 and group home ages 14-17. Age 18 emancipated and stopped his medications, dropped out from school but later on decided to get his GED.

At the age of 19 he decided on his own to enroll in school of computer drafting where he excelled and got excellent grades. In 2006 he was hired a company for set design and lighting and he made his way up as a DJ.

In my history taking I did not perceive any "true manic symptoms", but definitely inattention, restlessness, intrusiveness, all symptoms consistent with ADHD Hyperactive and Inattentive. So that was the primary diagnosis I gave him. As a secondary diagnosis I diagnosed him with Generalized Anxiety Disorder and a moderate history of OCD primarily having orderly obsessions and compulsions. No history of psychosis, Schizophrenia, Bipolar Disorder, Antisocial Personality. Treated for the last several years with Adderall XR xx mg twice a day and Klonopin xx mg twice a day PRN.

Through the years of treating Mr. Guertin he displayed an uncommon intuition for very complex technical predisposition that granted him promotions in jobs that required technical knowledge. He was hired overseas Qatar, Vietnam, Palma de Mallorca for extremely difficult "mise en scene" jobs that can be seen in his website. He is self-educated and has been working nonstop since moving to Minnesota in a project that will compete with movie production with major enterprises. There have been times in recent months that he verbalized concerns about his being "scrutinized" and maybe sabotaged by enterprises in the scale of Microsoft and Netflix. I never thought of him being delusional or grandiose neither in recent times nor in these 7 years I have been following him clinically. On the contrary I have always seen in Mathew a very decided, extremely focused, very hard worker, ambitious and struggling to overcome his past, especially the lack of guidance and validation coming from any parental figure. "I never met my father".

In summary Mr. Guertin is not at risk of harming anyone. I do acknowledge he has been under severe pressure in the last year especially the last several months as his project has been patented and he may be displaying a strong overprotective behavior/thought content attitude towards it.

Hope this report gives a more detailed understanding of who Mr. Guertin is and especially the natural knowledge I obtained of who he is in the course of the last 7 years.

If further information was required, please do not hesitate to contact me following HIPPA regulations.

Sincerely,

r. Martin Schuster

MINNESOTA JUDICIAL BRANCH MINNESOTA COURT RECORDS ONLINE (MCRO)

EXHIBIT

Case Search Results

Your Search Criteria: Person Name

Last Name: Guertin First Name: Matthew Middle Name: David

Additional Search Options
Case Categories: All
Case Status: All
Locations: All

Your search returned multiple results Search executed on 03/13/2024 09:35 PM

Showing 14 of total 14 results.

Result 1 of 14

Case Number: 27-MH-PR-23-815 Date Filed: 07/20/2023

Case Title: In the Matter of the Civil Commitment of MATTHEW DAVID GUERTIN, Respondent

Case Type: Commitment - Mentally III

Case Location: Hennepin County, Hennepin Probate Mental Health

Case Status: Under Court Jurisdiction

Result 2 of 14

Case Number: 27-VB-12-271112422718 Date Filed: 05/17/2012

Case Title: State of Minnesota vs. MATTHEW DAVID GUERTIN

Case Type: Crim/Traf Non-Mand

Case Location: Hennepin County, Hennepin Criminal Downtown

Case Status: Closed

Citation Number: 271112422718

Defendant

GUERTIN, MATTHEW DAVID

DOB: 07/17/1981

Charges

No parking in alley and trucks not to exceed 30 minutes Statute: 478.180

Disposition: Convicted Disposition Date: 07/12/2012

Level of Charge: Petty Misdemeanor

Offense Date: 05/16/2012

Result 3 of 14

Case Number: 27-VB-12-271112360251 Date Filed: 03/09/2012

Case Title: State of Minnesota vs. MATTHEW DAVID GUERTIN

1 of 6 3/13/24, 21:37

Case Type: Crim/Traf Non-Mand

Case Location: Hennepin County, Hennepin Criminal Downtown

Case Status: Closed

Citation Number: 271112360251

Defendant

GUERTIN, MATTHEW DAVID

DOB: 07/17/1981

Charges

No stopping, standing or parking

Statute: 478.110

Statute: 478.360(a)

Disposition: Convicted

Disposition Date: 04/29/2012

Level of Charge: Petty Misdemeanor

Offense Date: 03/08/2012

Result 4 of 14

Case Number: 27-VB-12-1118570595

Case Title: State of Minnesota vs. MATTHEW DAVID GUERTIN

Case Type: Crim/Traf Non-Mand

Case Location: Hennepin County, Hennepin Criminal Downtown

Case Status: Closed

Citation Number: 1118570595

Defendant

GUERTIN, MATTHEW DAVID

Date Filed: 01/01/2012

DOB: 07/17/1981

Charges

Parked overtime in a meter zone

02/21/2012

Disposition Date:

Disposition: Convicted

Level of Charge: Petty Misdemeanor

Offense Date: 12/31/2011

Result 5 of 14

Case Number: 27-VB-11-1118216090

Date Filed: 11/09/2011

Case Title: State of Minnesota vs. MATTHEW DAVID GUERTIN

Case Type: Crim/Traf Non-Mand

Case Location: Hennepin County, Hennepin Criminal Downtown

Case Status: Closed

Citation Number: 1118216090

Defendant

GUERTIN, MATTHEW DAVID

DOB: 07/17/1981

Charges

Parked where temporary no park signs

Statute: 478.90(p)

Disposition: Convicted

Disposition Date: 12/30/2011

Level of Charge: Petty Misdemeanor

Offense Date: 11/07/2011

2 of 6 3/13/24, 21:37

Result 6 of 14

Case Number: 27-VB-11-14075 Date Filed: 11/04/2011

Case Title: State of Minnesota vs MATTHEW DAVID GUERTIN

Case Type: Crim/Traf Non-Mand Defendant

Case Location: Hennepin County, Hennepin Criminal Downtown GUERTIN, MATTHEW DAVID

Case Status: Closed DOB: 07/17/1981

Citation Number: 1118037611

Charges

No parking in alley and trucks not to exceed 30 minutes Statute: 478.180

Disposition: Convicted Disposition Date: 01/06/2012

Level of Sentence: Convicted of a Petty Misdemeanor

Offense Date: 10/28/2011

Result 7 of 14

Case Number: 27-CR-08-35290 Date Filed: 07/16/2008

Case Title: State of Minnesota vs MATTHEW DAVID GUERTIN

Case Type: Crim/Traf Mandatory Defendant

Case Location: Hennepin County, Hennepin Criminal Downtown GUERTIN, MATTHEW DAVID

Case Status: Closed DOB: 07/17/1981

Charges

Damage to Property in the First Degree - In Excess of \$1,000 Statute: 609.595.1(3)

Disposition: Convicted Disposition Date: 03/05/2009

Level of Sentence: Conviction Deemed a Misdemeanor Pursuant to M.S. 609.13

Offense Date: 07/15/2008

Result 8 of 14

Case Number: 27-CR-07-031092 Date Filed: 05/14/2007

Case Title: State of Minnesota vs MATTHEW DAVID GUERTIN

Case Type: Crim/Traf Mandatory

Case Location: Hennepin County, Hennepin Criminal Downtown GUERTIN, MATTHEW DAVID

Case Status: Closed DOB: 07/17/1981

Charges

1 DISORDERLY CONDUCT Statute: 385.90

Defendant

Disposition: Convicted Disposition Date: 02/04/2008

Level of Sentence: Convicted of a Misdemeanor

Offense Date: 05/13/2007

Add. 12

Statute: 609.224.1

Assault-5th Degree-Misdemeanor

Disposition: Disposition Date: 02/04/2008

Level of Charge: Misdemeanor
Offense Date: 05/13/2007

Result 9 of 14

Case Number: 27-CR-06-033706 Date Filed: 05/19/2006

Case Title: State of Minnesota vs MATTHEW DAVID GUERTIN

Case Type: Crim/Traf Mandatory Defendant

Case Location: Hennepin County, Hennepin Criminal Downtown

GUERTIN, MATTHEW DAVID

Case Status: Closed DOB: 07/17/1981

Charges

1 DISORDERLY CONDUCT Statute: 385.90

Disposition: Convicted Disposition Date: 05/25/2006

Level of Charge: Misdemeanor
Offense Date: 05/18/2006

Result 10 of 14

Case Number: 27-CR-05-041796 Date Filed: 07/07/2005

Case Title: State of Minnesota vs MATTHEW DAVID GUERTIN

Case Type: Crim/Traf Mandatory Defendant

Case Location: Hennepin County, Hennepin Criminal Ridgedale GUERTIN, MATTHEW DAVID

Case Status: Closed DOB: 07/17/1981

Charges

3RD DEG DWI -ALCOHOL Statute: 169A.20S1(1)

Disposition: Convicted Disposition Date: 07/20/2005

Level of Sentence: Convicted of a Gross Misdemeanor

Offense Date: 05/04/2005

3RD DEG DWI -ALC .10+ W/IN 2HRS DRIVING Statute: 169A.20S1(5)

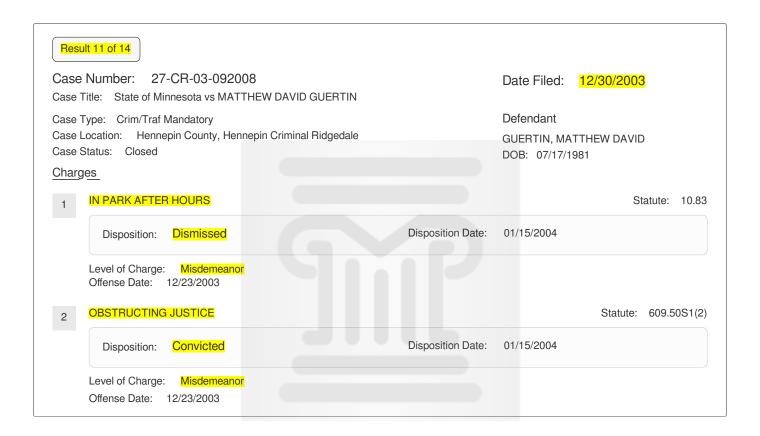
Disposition: Disposition Date: 07/20/2005

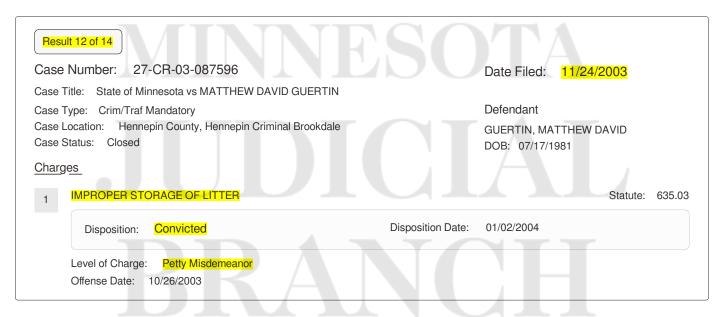
Offense Date: 05/04/2005

Gross Misdemeanor

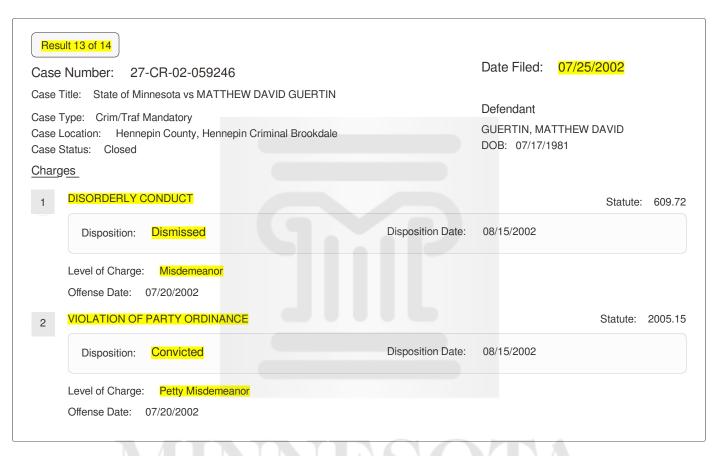
Level of Charge:

4 of 6 3/13/24, 21:37



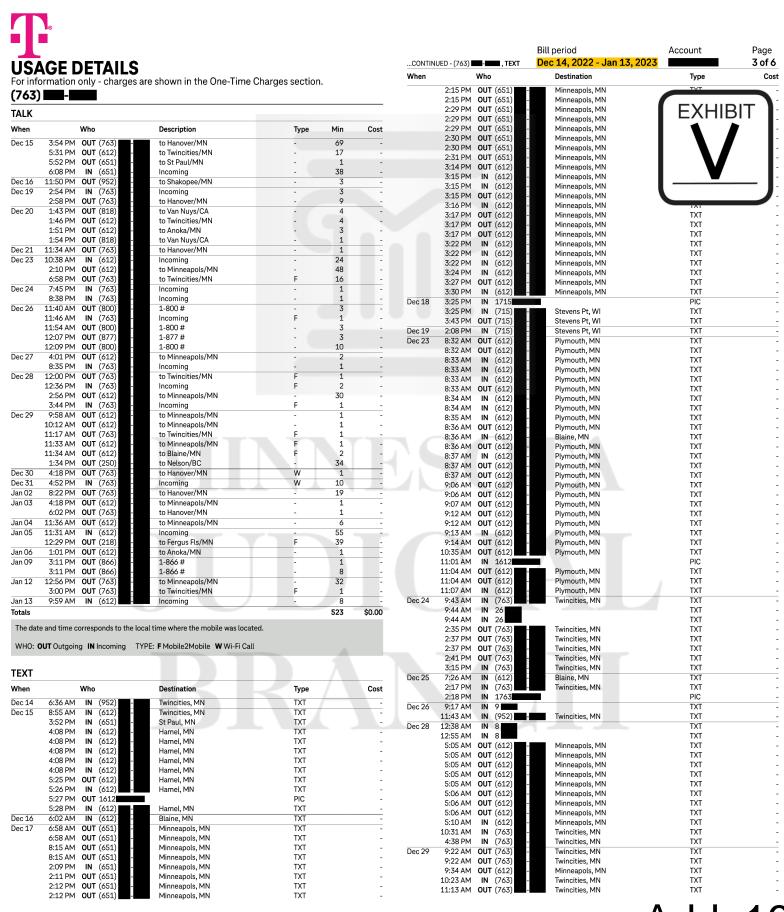


5 of 6 3/13/24, 21:37





Search executed on 03/13/2024 09:35 PM 6 of 6



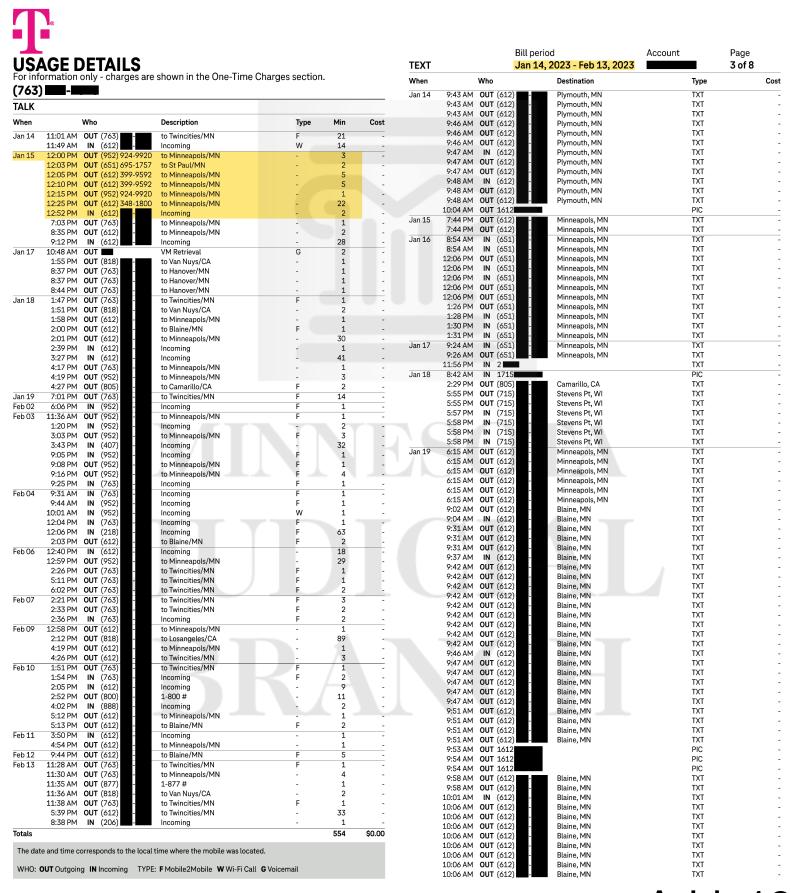
Add. 16



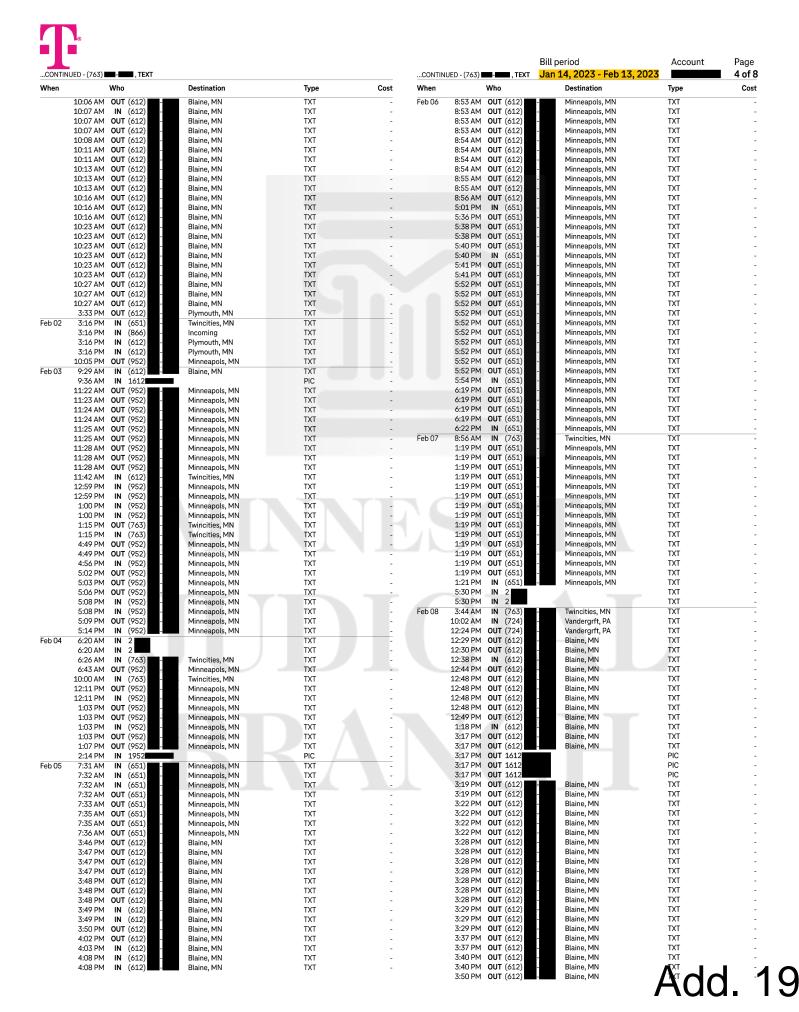
hen		Who		Destination	Туре	Cost	DATA		Bill period Dec 14, 2022 -	Jan 13, 2023	Account	Page 4 of
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	11:13 AM			Twincities, MN	TXT	-	When	Service	Origin	Туре	МВ	Co
	11:13 AM			Twincities, MN	TXT	-	Dec 14	Mobile Internet	-	-	0.0048	
	11:13 AM			Twincities, MN	TXT	-	Dec 15	Mobile Internet	-	-	0.0175	
	11:13 AM 11:16 AM	IN (Twincities, MN Twincities, MN	TXT TXT	-	Dec 16 Dec 17	Mobile Internet Mobile Internet	-		2,510.4524 7.3776	
	11:17 AM			Twincities, MN	TXT	_	Dec 18	Mobile Internet	-	-	7.2888	
	11:17 AM			Twincities, MN	TXT	-	Dec 19	Mobile Internet	-	-	4.0241	
	11:17 AM			Twincities, MN	TXT	-	Dec 20	Mobile Internet	-	-	0.0048	
	11:17 AM			Twincities, MN	TXT	-	Dec 21	Mobile Internet	-	-	366.2909	
	11:18 AM		` '	Twincities, MN	TXT	-	Dec 22	Mobile Internet	-	-	416.4149	
	11:19 AM	IN (Twincities, MN	TXT	-	Dec 23	Mobile Internet	-	-	0.2186	
	11:20 AM			Twincities, MN	TXT	-	Dec 24	Mobile Internet	-	-	8.3318	
	11:20 AM 11:20 AM			Twincities, MN	TXT	-	Dec 25	Mobile Internet	-	-	247.3868	
	11:20 AM			Twincities, MN Twincities, MN	TXT TXT		Dec 26	Mobile Internet	-	-	1,105.0451	
	11:22 AM	IN (Twincities, MN	TXT		Dec 27	Mobile Internet	-	-	155.8997	
	11:22 AM			Twincities, MN	TXT		Dec 28	Mobile Internet	-	-	26.4391	
	11:23 AM		(763) -	Twincities, MN	TXT		Dec 29	Mobile Internet	-	-	51.4380	
	11:23 AM		(763)	Twincities, MN	TXT		Dec 30	Mobile Internet	-	-	11.7720	
	11:23 AM	IN (Twincities, MN	TXT		Dec 31	Mobile Internet	-	-	0.0554	
	11:23 AM	OUT ((763)	Twincities, MN	TXT	-	Jan 01	Mobile Internet	-	-	399.1285	
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	11:23 AM		` '	Twincities, MN	TXT		Jan 03	Mobile Internet	•	-	2,149.5464	
	11:24 AM		(763)	Twincities, MN	TXT	-	Jan 04 Jan 05	Mobile Internet Mobile Internet	-		511.7015 56.6077	
	10:36 PM		8		TXT	<u> </u>	Jan 05 Jan 06	Mobile Internet			63.2397	
c 30	10:03 AM		(612)	Blaine, MN	TXT		Jan 07	Mobile Internet	-	-	9.7380	
	4:49 PM		1651		PIC	, , ,	Jan 08	Mobile Internet		-	351.6714	
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	4:52 PM			Minneapols, MN Minneapols, MN	TXT		Jan 10	Mobile Internet		-	0.1550	
	4:52 PM			Minneapols, MN	TXT		Jan 11	Mobile Internet	-	-	58.9439	
	4:53 PM			Minneapols, MN	TXT	-	Jan 12	Mobile Internet		-	301.7592	
	4:53 PM		(651) -	Minneapols, MN	TXT	_	Jan 13	Mobile Internet	-	-	0.1542	
		OUT (Minneapols, MN	TXT	-	Totals				9,857.7290	\$0
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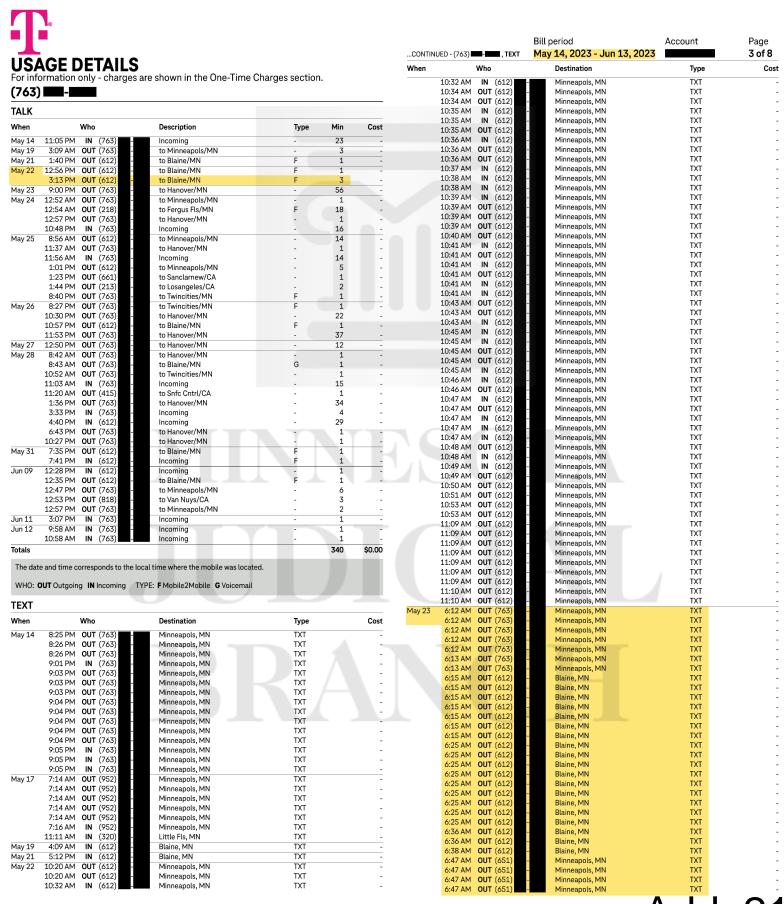




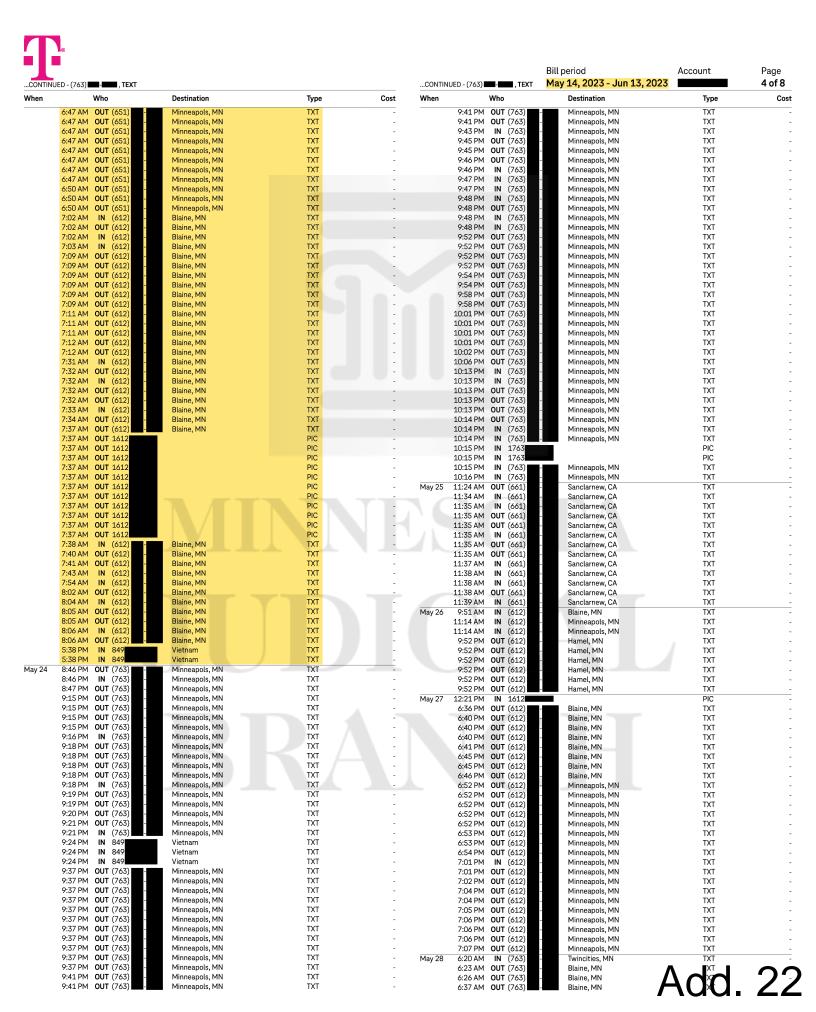
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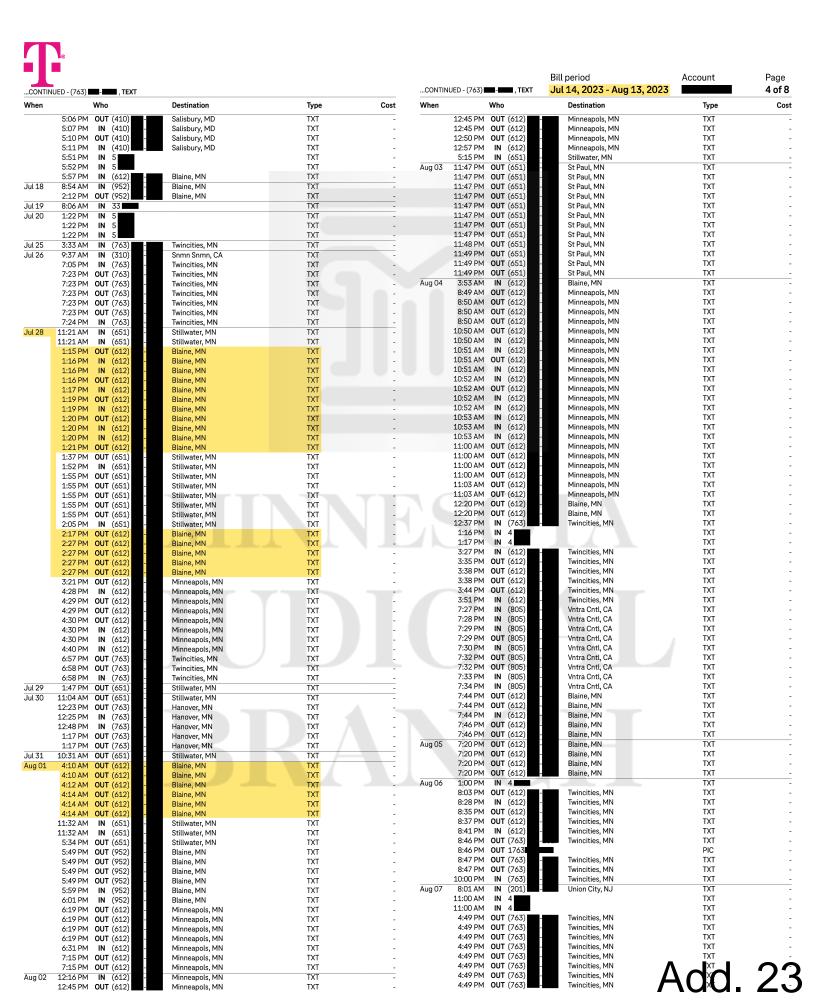
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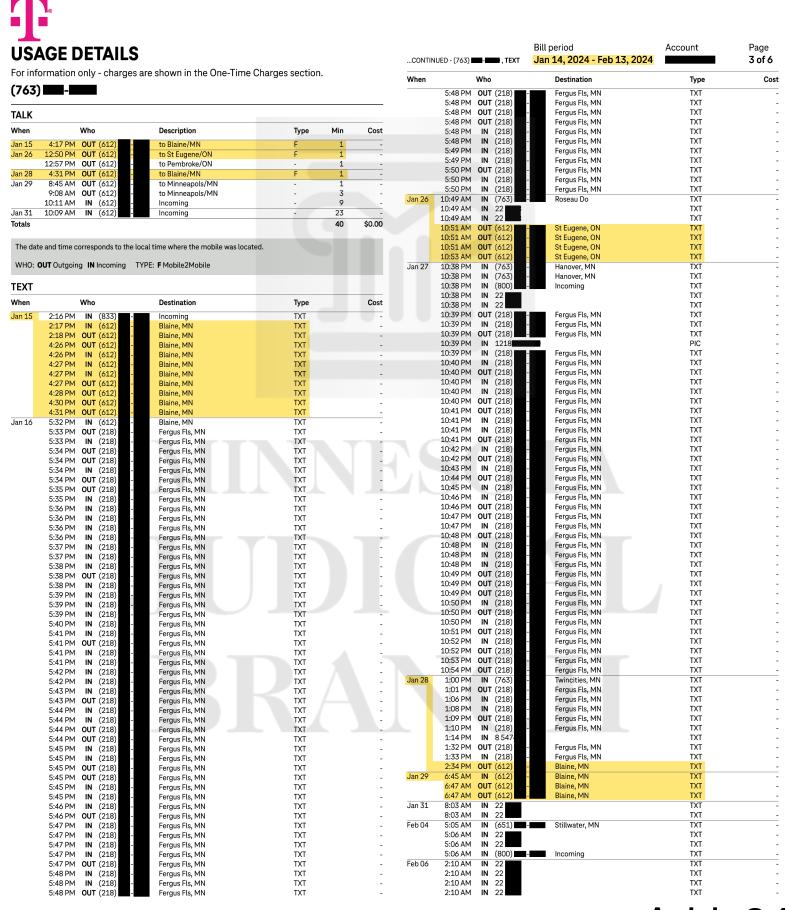
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Add. 21







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STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF HENNEPIN

FOURTH JUDICIAL DISTRICT

State of Minnesota,

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

Plaintiff.

vs.

DEFENDANT'S

Matthew David Guertin,

AFFIDAVIT OF FACT

Defendant.

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

OF THE HENNEPIN COUNTY ATTORNEY.

AFFIDAVIT OF FACT

I, MATTHEW DAVID GUERTIN, residing at 4385 Trenton Ln N #202, City of Plymouth, County of Hennepin, State of Minnesota, being duly sworn, hereby depose and state under penalty of perjury:

INTRODUCTION

I am the Defendant in the above-captioned matter, currently representing myself pro se. This affidavit is submitted in support of my ongoing efforts to address and correct a series of procedural anomalies and significant issues within my case that have raised profound concerns regarding my personal safety, freedom, and the integrity of the judicial process. The narrative that unfolds in the pages that follow is one that might seem more suited to a suspense-filled legal thriller than the reality of a court proceeding. Yet, every fact stated herein is a stark reflection of my surreal journey through a legal labyrinth that not only threatens my liberty but also challenges the very foundation of justice and accountability itself.

The detailed accounts and exhibits presented in this affidavit highlight the complexities and unique challenges of my case, illustrating a sequence of events that could have led to my unjust detainment in a mental institution—a scenario I believe I just narrowly avoided only through diligent monitoring of my case files. This document aims to shed light on procedural discrepancies and the critical lack of informed consent surrounding pivotal decisions in my case. It includes a focus on the unsettling events of January 15-17, 2024, leading up to a significant moment on January 30-31, 2024. During this time, I filed a pro se 'Motion for Production of Medical Records' and 'Motion for Continuance' into my civil court case. This period also saw the subsequent signing of an agreement to extend my 'Stayed Order of Commitment' by an additional 9 months, a decision I argue was made under duress, resulting from the aforementioned lack of informed consent combined with the threat of appearing at the scheduled February 1, 2024, hearing and being "committed directly to an appropriate safe and secure facility" without even being able to obtain an exam report, critical to my defense, prior to the scheduled hearing despite multiple requests to my defense counsel in addition to a direct request to the court.

My decision to dismiss my previous legal representation and proceed pro se is not made lightly. It stems from a culmination of factors that have eroded my trust in the ability of my former counsel to adequately represent my interests. This action is a testament to my determination to ensure that my side of the story is heard and that the facts of my case are examined without bias or external influence.

In sharing these experiences and concerns, it is my hope not only to correct the course of my own case but also to shed light on the broader implications for judicial integrity when procedural anomalies go unchecked. My journey, as outlined in this affidavit, is a plea for transparency, justice, and a fair and impartial judicial process that is based on the merits of facts and evidence, free from the shadow of external influences and procedural irregularities that have thus far clouded my court proceedings.

February 2, 2023: Text Messages With My Former CIA Welder

5:50pm – Welder:

Call me beo

Bro

(Exhibit C)

February 13, 2023: Text Messages With My Former CIA Welder

8:35am – Welder:

You alive?

(Exhibit C)

February 26, 2023: Text Messages With My Former CIA Welder

9:37am – Welder:

Call me if you're free

(Exhibit C)

SOME VERY POWERFUL PEOPLE ARE KEEPING THEIR EYE ON ME

May 2, 2023: Email Detailing My FTC Fraud Report

During the evening of May 2, I reached out to my then attorney, Bruce Rivers, via email to inform him about my intention to file a report with the Federal Trade Commission (FTC). In this communication, I shared a link to a digital folder which also played a significant part in the fraud reports I submitted the following day to both the FBI and FTC. This folder contained videos under the title 'AI Generated YouTube Videos', which I had analyzed for evidentiary purposes. In the email, I advised Mr. Rivers to 'download the whole folder and keep it somewhere safe', expressing my growing concerns not just for the security of my digital forensic evidence, but for my personal safety as well. (*Exhibit E*)

Add. 27

Subsequent Phone Conversation:

Shortly after sending the email to Bruce Rivers about the FTC report and the 'AI Generated YouTube Videos' folder, I had a phone conversation with him. During this call, when I inquired if he had reviewed the 'AI generated YouTube video stuff'(paraphrasing), he acknowledged seeing it but admitted, 'yes, but I have no idea what I am looking at here.' (paraphrasing) Recognizing the technical nature of the evidence, I suggested he consult with his son, who is involved in video production and editing for his YouTube channel. I proposed this because I believed his son would have the technical insight to identify the unusual digital artifacts indicative of AI generation. I emphasized the trustworthiness and unbiased perspective his son could offer by stating, 'If there is anyone you can trust to provide you with an unbiased and trustworthy opinion, I would have to imagine that your son would be high up on that list, right?' (paraphrasing) To which Mr. Rivers agreed.

May 22, 2023: Powerful People Are Keeping An All Seeing Eye On Me

On this date, at 3:13pm, I called Bruce Rivers to inquire if his son had reviewed the digital evidence I emailed, which paralleled what I submitted in my FBI and FTC fraud reports concerning AI-generated fraudulent video content among a large amount of the digital forensic evidence I had downloaded in late 2022 / early 2023. Mr. Rivers confirmed, "Yeah I did, you have some very powerful people keeping an eye on you." This acknowledgment led me to mention, "I know. That's why I shot a gun off in my apartment." The conversation briefly shifted to other case matters, but when I sought to delve deeper into his comment about 'powerful people,' Mr. Rivers expressed concern about the security of our communication, stating, 'We'll talk about it in person/later, I don't trust that this line is secure.' (paraphrasing) (Exhibits I & V)

May 23, 2023: Relaying My Safety Concerns to Friends

After being informed on the previous day about 'powerful people keeping an eye on me,' I became extremely concerned for my personal safety. The following morning, I took

proactive steps to inform my circle of friends about the situation. I drafted a message detailing the warning I had received from Bruce Rivers and began sending this identical message to multiple friends. My intention behind disseminating this information was two-fold: firstly, to potentially deter any malicious intentions towards me by making this situation known to a wider audience, and secondly, to ensure that if anything untoward were to happen to me, there would be a broad awareness of the context surrounding my concerns. ($Exhibits\ J\ \&\ V$)

Subsequent Concerns About Communication Monitoring:

Approximately a couple weeks or so after the phone call in which Bruce Rivers mentioned 'powerful people keeping an eye on me,' I initiated another phone call to discuss my case. During this call, Bruce made a comment that struck me as cryptic and suggestive of our communications being monitored. He questioned, in a manner that seemed more than just conversational, "what's up with attorney-client privilege?" This comment led me to infer that he had somehow become aware that I had shared our previous conversation about 'powerful people keeping an eye on me' with friends. Given that I had communicated this information through texts and calls from my cellphone to multiple friends, his remark intensified my concerns about the privacy of my communications and the possibility that they were in fact being monitored.

June 6, 2023: A Direct Attempt to Address Concerns About My Case

Concerned about the overall direction of my case, I sent an email to my former attorney, Bruce Rivers. In this email, I detailed my suspicions of a widespread conspiracy involving AI and several major companies, affecting the integrity of evidence against me. I emphasized the potential relevance of AI-generated content to my defense, pointing out how this evidence could demonstrate both my competency and the existence of a conspiracy against me. Despite previously discussing the significance of this AI evidence, including a comment from Rivers acknowledging that 'powerful people' were monitoring me, his subsequent communications seemed to dismiss or downplay these concerns. This inconsistency in his responses and the lack of engagement with the critical evidence I

provided led to confusion and frustration on my part. I sought clarity on whether he had truly considered the evidence I had sent, including my FBI report and analysis of AI-generated videos, and questioned the potential conflict of interest given his connections to YouTube amidst allegations involving the platform.

(Exhibit F)

It is worth noting that I never received a reply to this email or any sort of direct response to the concerns raised therein.

DEFENSE ATTEMPTS HAMPERED BY DEFENSE COUNSEL

July 7, 2023: Contesting Dr. Jill Rogstad's Incompetent Exam Report

During a court hearing aimed at contesting Dr. Jill Rogstad's assessment of my incompetency to stand trial, I attempted to present comprehensive evidence of my competency and achievements. Notably, my US Patent 11,577,177 was the sole piece of evidence officially recorded, despite my preparation of a significant amount of additional documentation. This documentation, meticulously designed and then printed on 11×18 " card stock in full color, was intended to highlight my competencies and personal milestones. However, based on advice from Bruce Rivers, who expressed concern that presenting this material might inadvertently support the narrative questioning my mental stability, I chose not to present it.

July 28, 2023: I Discover the Order of Civil Commitment

It's fair to say that I was shocked by the July 20, 2023 filing of an 'Order of Civil Commitment' against me, a discovery made only on July 28 upon receiving a letter from Michael Biglow, who identified himself as my court-appointed attorney. The news was alarming, igniting fears of potentially being committed to a mental institution at a crucial time when I was focused on launching my company and advancing my business ventures. Adding to my confusion was the introduction of a supposed court-appointed attorney,

given my understanding that Bruce Rivers was already representing me in my legal matters.

Reacting to this unexpected development, I reached out to Bruce Rivers via text on July 28 to express my concerns and confusion. In response, Bruce assured me not to worry, affirming his commitment to represent me in the civil court proceedings, thus addressing my apprehensions regarding representation by an unknown court-appointed attorney. (*Exhibits H & V*)

August 1, 2023: Rivers Flow of Representation Runs Dry

Despite prior assurances, Bruce Rivers did not represent me during my civil court proceedings. This is clearly evident through my somewhat panicked emails and text messages in which I sought assistance and guidance amidst my growing concerns about the civil commitment proceedings against me. These proceedings, fueled by what I perceive as a misleading, unfounded, and egregious report supposedly prepared by Dr. Jill Rogstad, alongside the ominous 'powerful people' remark previously made by Bruce Rivers, intensified my fear of an unjust commitment to a mental institution—a consequence of defending my patent rights and facing the ramifications thereof.

Recognizing Bruce Rivers unavailability due to his well-documented cross-country motorcycle trip on his 'CLR Bruce Rivers' YouTube channel, I sent my email on August 1, knowing that I would not be getting ahold of Bruce but instead hoping to receive a reply from someone on his team with legal guidance. This was done with my knowledge that Bruce was engaged in his adventure, effectively making him inaccessible for immediate legal counsel. This situation left me to contend with my own, albeit less scenic, journey through civil commitment proceedings with no guidance at all from a person whom I've known for over 20 years and was relying on for sound legal guidance at a critically important juncture in my legal proceedings.

(*Exhibits G, H, & V*)

August 1, 2023: My Advocacy Pulls a No-Show Thanks to Michael Biglow

Before my scheduled examination and hearing on August 1, 2023, I proactively shared substantial documentation and evidence with my court-appointed attorney, Michael Biglow, to challenge and discredit the exam report that was supposedly prepared by Dr. Jill Rogstad. This evidence included the January 12, 2023 police report with a file name of

'Mntka_PD_Police_Report__23-000151__FILED_9_DAYS_BEFORE_INCIDENT.pdf', my patent, the successful '3rd Party Prior Art' submission filed against the Netflix patent application, the FTC and FBI reports I filed on May 3, 2023, a copy of my 2019 IRS 'Wages and Income' statement showing a gross income of \$218,385.00 (*Exhibit P*), and links to my professional accomplishments, underscoring my significant achievements and contributions to various project which included very clear references to published article links in which I received official "Engineering" credits which served to directly refute Dr. Jill Rogstad's use of this claim made by myself during our meeting as a way to actually support her diagnosis in the report she supposedly prepared and filed with the court on March 10, 2023.

Despite this, the only document forwarded to the relevant parties was the April 7, 2023 letter from my psychiatrist in California (*Exhibit Q*), reflecting a narrow representation of the extensive evidence I provided in a proactive attempt to defend myself. This act of selective forwarding, particularly given the last minute timing involved insofar as Michael Biglow making the decision to send the email just six minutes prior to the Zoom meeting beginning, and the profound ramifications of this meeting pertaining to my entire life, and future as a whole, points to a significant oversight and lack of advocacy on my part. This situation underscores the challenges I faced, and continue to face in ensuring my voice and evidence are adequately represented in the judicial process, further complicating my efforts to contest the competency determination and its implications on my legal and personal standing.

(Exhibits O, P, & Q)

POTENTIAL APPLICATIONS IN MILITARY TRAINING SIMULATIONS ARE VAST

October 2023: An Analysis of the InfiniSet Patent

In the course of probing the suspected Netflix fraud, I employed an AI analysis to scrutinize a seemingly fraudulent academic paper found on an Army.mil domain, which was also identified as an officially filed document of the US Army. This step was part of a broader effort to uncover and document potential fraudulent activities tied to my case and intellectual property concerns. This investigation inadvertently resulted in me beginning to explore the implications of my patent as it related to military training simulations, resulting in an eventual AI analysis which emphasized my patent's vast potential in transforming military training through the creation of adaptive and hyper-realistic scenarios, made possible by integrating with AI systems. The significance of my invention is not solely confined to military applications but extends to various fields that can benefit from enhanced virtual immersion experiences, which include medical, and educational use cases, showcasing its broad innovative impact.

(Exhibit D)

It is important to also point out that in my patent disclosure for US 11,577,177, I in fact include a direct reference to AI being used as one of the ways to control it as indicated in the following verbatim excerpt from my patent:

In one or more embodiments described herein, the creation of the illusion of movement of an otherwise stationary user utilizes a control system for synching the operation of the treadmill, the position of the user, and the camera. An artificial intelligence (AI) system and/or existing software may be used to acquire the data needed to control the system, where the AI and/or existing software is able to analyze a video and determine very accurately the path, rotation, and/or 3D positional data of the camera that recorded the video.

BRUCE RIVERS AND THE LACKIN' OF MY INFORMED CONSENT

January 15, 2024: "No court"

With a court date scheduled for the following day at 1:30 pm, uncertainty prevailed regarding whether my appearance would be required in person or if I could attend via Zoom. Seeking clarity, I attempted to contact my former attorney, Bruce Rivers, at 4:17pm via an unsuccessful phone call (*Exhibit I & V*). Bruce quickly responded via text, asking if he could call later. I agreed, providing my mother's cell phone number as an alternative contact to ensure I wouldn't miss his call due to the urgency of needing to confirm my arrangements for the court date (*Exhibit H & V*).

6:26pm - I have still not received the call I have been waiting for from Bruce and it is stressing me out as I still do not know my plans for the following day and so I send Bruce a text message "Can I do Zoom tomorrow? I kind of have to know what's going on..."

6:26pm - Bruce instantly replies to me with "No court"

6:27pm - Two additional text messages arrive from Bruce Rivers stating "I'll call you in the morning" and "Nothing has changed"

6:27pm - I reply right away with "K."

6:28pm - I follow up with another text to Bruce - "Otherwise if i try calling you... around lunch time? Between 12 and 1?"

6:30pm - I follow up with an additional text to Bruce - "You might not get ahold of me in the morning...so <u>as long as I know I don't have court</u> I'll try you late morning...afternoonish..(*thumbs up emoji*) Have a good night"

7:32pm - Bruce replies with "Xok" - which I assume means 'Ok.'

(Exhibit H & V)

January 16, 2024: Court Orders Flowing Without My Informed Consent or Knowing

A court order, drafted by Judicial Referee Danielle C. Mercurio, was officially signed by her at 8:27am, and subsequently by Judge Julia Dayton Klein at 9:22am on the morning of January 16, 2024. This timeline suggests the order was likely prepared in advance of that day. Considering the early morning signings, one might infer that the document's preparation was prioritized to be ready for such early execution, indicating a high level of procedural urgency or pre-planning.

This court order is notable as it begins with the following verbatim statement:

"This matter was scheduled to come before the undersigned Referee of District
Court on January 16, 2024. Tom Arneson, Assistant Hennepin County Attorney,
represented the plaintiff. Defendant was represented by Bruce Rivers, Esq.

Prior to the hearing, the parties agreed to a finding of incompetency entered
administratively."

This court order's initial statement starkly contrasts with the reality of my situation. As a key party mentioned, I never consented to any agreement on incompetency. Bruce Rivers communication of "No court" and "Nothing has changed" less than a day earlier led me to believe no such agreement or decision was pending, at least not one that I would've had the ability to actively contest on my behalf had I known that there was in fact the opportunity for me to do so. This miscommunication not only misled me but also deprived me of informed consent regarding the proceedings, undermining the integrity of the supposed agreement and the procedural fairness owed to me.

January 17, 2024: Judicial Referee Danielle C Mercurio's Multi-Day Court Dis-Order

Danielle C Mercurio's court order, likely prepared in advance due to its early morning signing on January 16, was officially submitted and filed into my case, 27-CR-23-1886, at 7:29am on January 17, 2024. This procedural step, occurring in the early morning hours, underscores the peculiar timeline and handling of the order. The fact that an order,

addressing a hearing initially scheduled for January 16 and involving decisions made without my informed consent is signed hours prior to the scheduled 1:30pm hearing, and then filed the following day, highlights procedural irregularities within the court's processing of my case. This anomaly further emphasizes my profound concerns regarding the integrity of the court's actions and my rights to due process.

CRITICAL EXAM REPORT IS NEVER PROVIDED DESPITE MULTIPLE REQUESTS

January 26th, 2024: Exam Report Requested From Bruce Rivers Never Flows My Way

I reach out to my former attorney, Bruce Rivers, in an attempt to gain access to the exam report prepared by Dr. Adam Milz, upon the realization of the unexpected and 'surprise' civil court hearing resulting from the January 16-17, 2024 court order prepared by Judicial Referee Danielle C Mercurio which includes the statement:

"the Defendant may be committed directly to an appropriate safe and secure facility"

12:51pm - I send Bruce Rivers a text message requesting that he send me Dr. Adam Milz's exam report from my 6 month psychological exam review that I completed with him over the two hour Zoom meeting that took place on January 3rd, 2024. I additionally text him my email address even though he already knows it.

(Exhibit H & V)

4:38pm - I follow up with an email to Bruce Rivers that simply states

"Bruce, Can you please email me my psychological evaluation report? Thank you.

~Matt"

This email is included as part of the supporting documents included with my 'Motion For Continuance' submitted to the court on January 30th, 2024 for my

civil case, 27-MH-PR-23-815, and is included as (*Exhibit Qb*) of the pro se 'Motion for Judicial Notice' I submitted to the court on April 3, 2024, pertaining to my criminal case, 27-CR-23-1886.

January 28th, 2024: Bruuuuuuce

After not receiving an email with the report or any further communication from Bruce Rivers I try calling him at 4:31pm and do not get ahold of him and so I send him a text message at 4:34pm that simply says "Bruuuuuuce" (*Exhibit H & V*)

January 29th, 2024: Matthew?

At 8:45am the following morning Bruce replies to my text with "Matthew?"

I reply 2 minutes later with "Yes" and "Tis me" but never receive any further response or reply from him.

(*Exhibit H & V*)

Exam Report Never Received:

Despite these multiple requests to my former defense attorney Bruce Rivers, in addition to my pro se filing of a 'Motion For Production Of Medical Records' into my civil court case, 27-MH-PR-23-815, on January 30, 2024 I have yet to receive the requested exam report prepared by Dr. Adam Milz which is critical for my defense. This January 30, 2024 'Motion for Production of Medical Records' is included as (*Exhibit Rb*) of the pro se 'Motion for Judicial Notice' I submitted to the court on April 3, 2024, pertaining to my criminal case, 27-CR-23-1886.

THE ONLY DISCOVERY MATERIALS I RECEIVED ARE FRAUDULENT

January, 2024: "You already have the discovery materials"

During a telephone conversation with my former attorney, Bruce Rivers, which occurred sometime during January 2024, I requested access to discovery materials pertinent to my case. Bruce's response to my request was, "You already have the discovery materials," delivered in a tone that suggested jest or a lack of seriousness. This assertion was inaccurate, as my efforts to obtain comprehensive discovery documents have been ongoing since the inception of my legal proceedings as is clearly established in the excerpt of hand written notes I had prepared prior to an in person meeting I had with Bruce Rivers at his downtown Minneapolis office shorlty before my March 1, 2023 meeting with Dr. Jill Rogstad.

(Exhibit R)

My sole instance of receiving discovery materials directly related to the incident on January 21, 2023, involved the manipulated documents sent by Michael Biglow, my court-appointed attorney, on August 3, 2023, as detailed and substantiated in my pro se 'Motion to Compel Discovery and Affidavit of Fact' I filed on April 4th, 2024, aiming to challenge the inadequacy and manipulation of the discovery materials I had been given.

MY HENNEPIN COUNTY MCRO CRIMINAL CASE HISTORY IS REPOPULATED

In early 2023, shortly after being charged following the incident on January 21, I conducted a search for my case on the Hennepin County Online MCRO court records system. To my surprise, this search showed a nearly clean slate, displaying only the recent charges and an insignificant past violation which I believe was a parking ticket but do not specifically recall. This result was unexpected but not unwelcome, as it reflected a significant period of my life where I had matured and moved beyond my fondness of partying during my younger years which had a habit of leading to various legal troubles. My last criminal legal issue prior to January 21, 2023 beyond

petty misdemeanor parking tickets, dates back to July of 2008, marking a long period of personal growth and significant responsibility in terms of the trust that was necessary for the many successful projects I oversaw during this time. My successful ability at overcoming the troubles of my past was something I actually took great pride in, and was in fact a topic of prior discussion and text exchanges with my former attorney, Bruce Rivers in which I directly asked him about the potential for expungement of my earlier legal issues. (*Exhibit H*)

This topic of thought, and subsequent conversation came to mind and was text to Bruce Rivers due to my desire to visit friends I now have in Canada as a result of my international travels, and all of the people I met during my time spent in Los Angeles and abroad during the years of 2014-2020.

A subsequent search of my criminal history on the MCRO system in early 2024 revealed a sudden re-population of my criminal history dating all the way back to 2002, which includes minor infractions such as five petty misdemeanor parking tickets spanning 2011-2012, an 'improper storage of litter' violation from 2003, a 'violation of party ordinance' from 2002, and a speeding ticket from 2002 which didn't even take place in Hennepin County.

(Exhibit U)

This unexpected re-population of my criminal history, including both minor and irrelevant past infractions, raises concerns about potential manipulation within the Hennepin County Court System. The appearance of previously absent records suggests a deliberate attempt to cast me in a negative light, possibly by someone with significant access to electronic records within the court system. This manipulation not only compromises the integrity of my case but also undermines the trustworthiness of the court's records as whole.

(Exhibit U)

A LANGUAGE ANALYSIS OF THE JANUARY 16-17, 2024 COURT ORDER

In conducting a thorough analysis of the language and structure of the January 16-17, 2024, court order regarding my case, it became apparent that the document is indeed prepped for the

MY DECISION TO PROCEED PRO SE

The procedural nuances and lack of informed consent surrounding the January 16-17, 2024, court order have significantly impacted my confidence in the legal representation provided to me by Bruce Rivers. This culmination of concerns regarding the handling of my case, including miscommunications about court appearances, mentions of 'powerful people keeping an eye on me', potential conflicts of interest involving his significant presence on YouTube via his 'CLR Bruce Rivers' channel, and decisions made without my direct involvement or consent, has compelled me to make a critical decision regarding my legal defense. Acknowledging the gravity of these issues and their potential impact on not only my rights and the progression of my case, but ultimately my personal freedom and future as a whole, I have chosen to dismiss Bruce Rivers as my defense counsel.

Moving forward, I've opted to represent myself pro se to ensure my defense is precisely aligned with my understanding of justice, fairness, and my interests. This decision emerges from recognizing the necessity of trusting the most reliable advocate I know—myself. By taking this step, I aim not only to challenge the charges against me but also to contest the determinations of incompetency and the allegations of mental illness presented in my civil case. This action underscores my commitment to addressing the procedural discrepancies and the significant issues around lack of informed consent. Facing what I perceive as external pressures and interventions that have influenced the progression of my case, I've concluded that representing myself is the most effective way to navigate these challenges moving forward. This approach not only grants me direct control over my defense but also positions me to confront and clarify the complex, sometimes opaque, circumstances surrounding my legal battles.

EXHIBIT SUMMARY

Below is a summary of the exhibits accompanying this affidavit. Each exhibit is carefully selected to substantiate the factual assertions made herein and to provide concrete evidence