

ATTACHMENT (A) to OPEN LETTER to the Residents and Citizens of Scituate, Massachusetts

16 September 2012

Information provided herein is in greater part documented on the www.accesstothecourts.org website. *That site was mysteriously expunged and all files destroyed in August 2008, just weeks before the Town of Scituate police officer Michael O'Hara perjured himself, as the lone prosecution witness in a Disorderly Conduct trial against Jeffrey L. Clemens – the featured victim of prejudice since the website was created on June 11, 2005. One law enforcement agency has the power to shutdown such a website – the FBI, whom received a copy of O'Hara's falsified Report in May 2005, for reasons to become obvious.*

Introduction

This matter involves a lawful visit to the Town of Scituate, a questionable 911 call, police violations of rights, including entering a vehicle and retrieving paperwork to read, police false reporting, and ongoing police cover up of a false arrest, false charging, and false reporting.

The Scituate Scandal

On May 12, 2005, Scituate Police Officers Tim Goyette and Michael O'Hara arrested Jeffrey L. Clemens, pulled over on and near 52 Old Oaken Bucket Road. No reason for the arrest was provided until the arrested man was at the station, where a charge of Disorderly Conduct was made. There are apparently no (written) witness statements from Tim Goyette, who had actually made the first physical move to arrest Jeffrey, after Michael O'Hara had told Mr. Clemens he was free to go. Tim Goyette had actually been the first officer to talk with a 911 caller, Sherry Laveroni. Mr. Goyette detained Mr. Clemens while Michael O'Hara (who had pulled Jeffrey over in his vehicle) went to speak with the 911 caller. Only a report by Michael O'Hara was ever produced.

The O'Hara Report – transcribed on the www.AccessToTheCourts.org website - was faxed by police to the US Secret Service on May 17, 2005 (the day summons were produced for two additional criminal charges against Jeffrey) and faxed to the FBI on May 27, 2005, about two weeks before a grand jury was empaneled. Evidence exists that show that information provided in a falsified FBI complaint (used to acquire an arrest warrant on May 24, 2005) was used at the June grand jury. To date, the US District Court refuses to release the grand jury transcripts. Apparently, they want to allow false and prejudicial statements in secretive grand juries, for some reason other than justice. This federal matter has as much to do with the Scituate Police as it has to do with retaliation for years of civil litigation (with a professional associate of the FBI) and recent allegations of judicial misconduct taken to the FBI and US Congress in 2004 by Jeffrey L. Clemens.

Analyses of the O'Hara Report have been around since the Board of Selectmen was alerted to police misconduct in 2005 and the Hingham District Court was presented an extensive analysis and proof, of

police perjury and false statements, in 2008, in a brief titled Motion for Injunctive Relief (as Jeffrey sat in Plymouth County House of Detention for a crime he did not commit). For example, at no time did the 911 caller state that Mr. Clemens had said he was a private investigator. She instead stated that he was a “strange man”, despite his clear introduction, “I am Jeffrey Clemens and I am here about a civil matter in California involving Robert Conrad.” Robert Conrad’s name was never mentioned in the O’Hara Report, though O’Hara mentioned the name over the police radio, logs of which were withheld 3 years.

The two additional criminal charges – Criminal Harassment and Unlicensed Private Investigator – were completely without merit and no facts asserted by the Scituate police provide an inkling of support. The two additional charges had other purposes, mainly to allow the continuation of a false Disorderly Conduct charge (the first), apparently to avoid false arrest accusations to stain the police department. What should one think if police said to a man to expect a summons in the mail for impersonating a private investigator, and then not be charged, only to arrest the man for disorderly conduct. Scituate solved that problem by simply charging Mr. Clemens with being an Unlicensed P-I, a ridiculous charge, but a helpful one in light of a false arrest for Disorderly Conduct involving allegations of a P-I charge.

It is worthy to note that though the three charges are related and result from the same incident on May 12, 2005, the Assistant District Attorneys made sure that the charges were tried SEPARATELY, with the first trial being for the Disorderly Conduct charge...a charge that ONLY involves the officers as witnesses and not the 911 caller. Convenient, for this allowed a prejudiced conviction and a 6 month sentence, all before the trials for the other two charges. [Attachment B]

Another reason for the two additional charges is simple – the open charges were used by federal authorities as a pretext to detain Mr. Clemens...months long...which in turn served to prejudice the state proceedings against Mr. Clemens, and thus help cover up the Scituate police misconduct. Lt. John Rooney’s refusal to turn over the 911 call (and radio logs) for over three years was also helpful to the police, as it kept the police inconsistencies in sworn statements from coming to light.

For years, Mr. Clemens did not know that Tim Goyette was indeed familiar with private detectives (a fellow one of which was a defendant in a civil case that Mr. Clemens was researching on May 12, 2005), as Tim’s brother-apparent Robert F. Goyette is a licensed Private Investigator in Massachusetts.

Tim Goyette’s father, Robert A. Goyette, had been a police officer and a police chief in several New England towns. But, notably, in the 1970’s Robert A. Goyette had been a police officer assigned to the Drug Intelligence Unit of the Criminal Bureau of the Massachusetts Attorney General Office (MAGO). MAGO is the same agency that refused to investigate the crimes of Goyette, O’Hara, and the Town of Scituate counsel Stephen C. Pfaff (in civil litigation over the false arrest matter and subsequent malicious prosecution matter), after criminal complaints submitted by the undersigned. In the 1970’s, the 911 caller’s father, Gerald (Jerry) Laveroni, had been an agent with the Drug Enforcement Agency. Jerry Laveroni has admitted to engaging in illegal wiretapping and had supposedly resigned from the DEA due to improprieties and illegal agency conduct that was condoned there.

Research was to eventually tie Tim Goyette and his apparent brother Robert F. Goyette to executive (and personal) protection firms and to Gavin Debecker & Associates, civil defendant in plaintiff Clemens' cases since 1998, for a provably false citizen arrest in 1997 for trespassing for which Clemens was exonerated. Gavin Debecker & Associates is a security and threat management firm with professional ties to the US Marshals, FBI, and Secret Service, agencies proximate to the Scituate Scandal.

More information would be revealed, if it were not necessary to protect Jeffrey L. Clemens, who sits in prison because of the imperative of covering up police, attorney, and judicial misconduct....done to not disturb the public *belief that the courts are impartial and independent and the attorneys are held to high professional standards, and that police are honest and public serving...*not true in our culture of dishonesty and prejudice and absolutely not true in the proceedings spawned by Scituate Police.

References

- A1) O'Hara Report, dated May 12, 2005 [transcribed on ATTC website; analyzed in a letter to the Town of Scituate Board of Selectmen on August 17, 2005...residents should contact the Board]
- A2) Motion for Injunctive Relief, filed in Hingham District Court in 2008 [proving falsity of police suggesting the reason for the police to withhold discovery from a criminal defendant and public information – the 911 phone call – from the public] – the motion was never ruled on
- A3) 911 Call at about 4:15 pm on May 12, 2005 [recorded by the Scituate Police Department]

Conclusion [The Scituate Scandal]

Two Scituate police officers made serious mistakes of judgment on May 12, 2005. The associated perjury is by definition a crime. The Scituate Police Department, led by Lt. John Rooney, engaged in a criminal cover up. They were willing to collude and influence federal authorities, whose effects would serve to further cover up the police crimes and undermine the ability of Jeffrey L. Clemens to defend against three false charges from the department. Such corruption only seems to have corrupted those charged with overseeing the police, agencies such as the state and federal attorney generals, the FBI, etc., but really the corruption flows the other direction as well. The root cause of police misconduct is judicial misconduct, and there is no shortage of examples of judicial misconduct since the fateful day of May 12, 2005 in Scituate. If the citizens of Scituate fail to make their police accountable, then the fallout from the emerging disgrace of dishonesty and prejudice throughout the legal system will leave a legacy of disgrace for the town, a legacy of indifference to justice, a legacy of irresponsibility, and a legacy of incivility.



Jonathan A. Clemens, Founder
Access To The Courts (.org)