

Exhibit #12

42. On March 22, 2002, Mr. Gartin mailed a letter of apology to Colorado Attorney General Office's Special Prosecutor, Marlene Langfield for any inflammatory rhetoric of his in pleadings related to 00 CR 3371. (The letter of March 22, 2003 is attached hereto and incorporated herein as Exhibit E).
43. In that same letter, Mr. Gartin advised of his ongoing trepidation related to the investigation of AG Investigator Clyman and others.
44. Mr. Gartin and AG Investigator Clyman have a long and well-documented history resulting from the investigation and prosecution of Mr. Gartin in 00 CR 3371.
45. This history of discord includes numerous S.W.A.T. team arrests and confrontations with Mr. Gartin at his home, in residential neighborhoods, at a children's martial arts lesson, and on the national interstate highway system.
46. Mr. Gartin's life and the lives of numerous innocent persons have been put at risk as they were thrown to the ground, handcuffed, and had numerous firearms, including automatic weapons, pointed to their heads.
47. Mr. Gartin has also named AG Investigator Clyman, and Special Prosecutor of the Colorado Attorney General Office's Marlene Langfield in numerous legal filings contesting their conduct as unconstitutional and illegal in 00 CR 3011.
48. Mr. Gartin has named AG Investigator Clyman in a notice of intent to sue for his involvement in the S.W.A.T. team arrest identified in his Testimony.
49. Mr. Gartin has been menaced and threatened at every police encounter once he identifies himself and police officials search NCIC or CCIC data bases.
50. Mr. Gartin has been charged with serious crimes, based upon evidence found insufficient by the Jefferson County District Attorney's Office following Officer Gilstrap's conversation with AG Investigator Clyman.
51. Mr. Gartin is the Elder Brother of the YahSheuan Assembly.
52. As such, it is Mr. Gartin's religious belief and duty to ask forgiveness from this Honorable Court, the Colorado Attorney General Office's Special Prosecutor, Marlene Langfield, and AG Investigator Clyman for any act of Mr. Gartin that has incited these repeated life-threatening interactions and acts of intimidation against his person, the persons of any of his companions and/or fellow worshippers of the YahSheuan Assembly, and numerous innocent men, women, and children in Arizona, California, and Colorado.
53. These life threatening interactions stem from the data contained in NCIC and CCIC databases.

CONSTITUTIONAL ISSUES

54. AG Investigator Clyman has stated to Mr. Gartin's investigator that the information contained in NCIC and CCIC data bases is necessary for the safety of police officials.
55. AG Investigator Clyman has a vested interest in the continued intimidation resulting in life threatening actions of police officials by virtue of AG Investigator Clyman's potential defendant status in a law suit.
56. Since the encounter in Flagstaff, Arizona, Mr. Gartin has been so intimidated by the possibility of a police contact that he has put his automobile in storage.
57. Mr. Gartin is so intimidated by the repeated threats of death by armed police officials throughout the United States that he cannot leave his home, and is thus *ipso facto* sentenced to home detention, and he has suffered from continuing unemployment.
58. Mr. Gartin's friends, associates, business contacts, and fellow worshippers of the YahSheuan Assembly fear for their lives should Mr. Gartin come into police contact in their presence.