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6
7 **IN THE UNITED STATES DISTRICT COURT**
8 **FOR THE DISTRICT OF NEVADA**

9 UNITED STATES OF AMERICA

10 Plaintiff(s),

11 v.

12 CLIVEN D. BUNDY

13 Defendant.
14

Case No.

2:16-CR-00046-GMN-PAL-1

15 **DEFENDANT CLIVEN BUNDY'S MEMORANDUM OF LAW**
16 **IN SUPPORT OF MOTION TO DISQUALIFY**
JUDGE GLORIA NARRAVARO UNDER 28 U.S.C. §144

17 **I. INTRODUCTION**

18 Pursuant to 28 U.S. Code § 144, Bundy Cliven D. Bundy hereby respectfully moves for
19 disqualification of the Honorable Gloria Navarro and also respectfully asks Judge Navarro to recuse
20 herself. Bundy hereby presents this Memorandum and files the attached declaration and
21 corresponding certificate of filing in good faith by counsel. Bundy hereby respectfully demands the
22 transfer of this case to a different judge, immediately, as provided by 28 U.S. Code § 144 and
23 recusal of Judge Navarro in further proceedings.
24

25 ///

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II. STATEMENT OF FACTS RELEVANT TO MOTION

As set forth in Cliven Bundy's 28 U.S.C. §144 Declaration attached as **Exh. A**, Bundy is in solitary confinement for no reason, which is abusive and cruel and unreasonable punishment under the circumstances, being detained without bail.

Judge Navarro is a defendant in litigation with Cliven Bundy. Her husband is Chief Deputy District Attorney for Clark County, where both this prosecution and the underlying events took place. Senator Harry Reid and his son Rory Reid have had a high priority for years to steal the Bundy's land so that they can bundle it with other land and sell it for a huge profit to a Chinese company to build a solar power farm. The Reids own property near the Bundys' ranch. The Reids engineered this prosecution for their own personal profit by seizing the Bundys' ranch for their own use and lucrative project. They want to use the Bundy ranch to receive desert tortoises removed from the land where the energy farm is planned.

U.S. Senator Harry Reid has called upon the Office of the District Attorney for Clark County to prosecute Bundy and his family as "domestic terrorists." That call for prosecution at the state level is still pending and is still an open item for decision by Judge Navarro's husband. Judge Navarro has an incurable conflict of interest involving her husband, including possible impact upon her family (her spouse). This is a consideration under The Code of Conduct for United States Judges, Canon 2(B). Any pressure upon her husband's career as a prosecutor with the same case involved would weigh upon the free and unrestrained decision-making of any reasonable and normal human being. See Exh. B, article from Review Journal "Reid Calls Bundy Supporters Terrorists." Harry Reid in that same article is quoted as saying that he called upon local officials, specifically Sheriff Doug Gillespie, to get involved in a task force to "deal with Bundy." When law enforcement personnel set up a "task force" the idea is to investigate, arrest, and prosecute their

1 target, as well all know. And see See Exh. C, "Watch: Harry Reid's Son Wants to See Cliven
2 Bundy Taken Down."

3 Because of these obvious intentions by Harry Reid to get Cliven Bundy prosecuted
4 by local officials, Bundy's attorney Joel Hansen has sent a Request for Copies of Public Records to
5 the Sheriff and the Clark County District Attorney asking them to produce any and all public
6 records regarding the stand off and particularly any communications from Harry Reid asking for
7 prosecution. See **Exh. D.** Once again, the Chief Deputy District Attorney is this Judge's spouse.
8

9 Judge Navarro revealed her bias and prejudice (pre-judging the case in advance of the
10 evidence) as well as *ex parte* communications and personal knowledge outside of court by asking in
11 open court if Bundy's wife "was a defendant yet."

12 Mrs. Bundy's husband is being held in solitary confinement on baseless charges, resulting
13 from a political protest by hundreds of U.S. citizens who came of their own volition – not asked for
14 by Bundy – to defend the rights of U.S. citizens to own and farm land free from abuses by the U.S.
15 Government, Bureau of Land Management. Despite the chaos of large crowds of peaceful
16 protestors exercising their First Amendment rights guaranteed under the U.S. Constitution, making
17 it impossible for the allegations to be proven, Judge Navarro has not only denied bail but engaged in
18 cruel and unusual punishment of political prisoners by ordering Bundy in to solitary confinement.
19

20 Bundy's sons are also imprisoned as political prisoners for baseless allegations. And then
21 Bundy's wife and mother of those sons, under these heartbreaking circumstances, was left to take
22 care of everything outside of jail in their absence, is hit with the horrifying remark by Judge
23 Navarro "But she is not a defendant yet?" After suffering the trauma of having her husband and
24 sons in jail, Judge Navarro signaled on May 10, 2016, that she (Mrs. Bundy) would also be indicted
25 and arrested.
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1 In addition to the profound insult of this remark, it reveals the obvious pre-judging of the
2 merits of the allegations, such that Judge Navarro would imagine that Mrs. Bundy would of course
3 be indicted, too, because Judge Navarro assumes that the allegations must be true. Clearly, Judge
4 Navarro has already made up her mind that Cliven Bundy and his sons are guilty already.

5 But this remark also indicates that Judge Navarro may have had out-of-court, *ex parte*
6 communications about this case, most likely with her own husband as Chief Deputy District
7 Attorney for Clark County, leading Judge Navarro to believe that Mrs. Bundy will be indicted also
8 or at least that there is discussion about making a decision to indict Mrs. Bundy. In this regard, it is
9 irrelevant whether the prediction turns out to materialize or not. The fact that Judge Navarro is
10 privy to out-of-court discussions about the possibility that Mrs. Bundy might be indicted violates
11 the canons of conduct and creates a conflict of interest and disqualification in having out-of-court
12 information, *ex parte*, on the merits of the allegation and the evidence. At the very least, the
13 requirement to give public confidence and avoid the appearance of bias requires recusal.
14

15 Judge Navarro was appointed by President Barack Obama on the official nomination of
16 Senator Harry Reid. Both Obama and Reid have very strongly signaled their pre-judgment that the
17 Bundys are guilty and are "domestic terrorists." While Obama and even Reid counsel caution, to
18 wait for the evidence, on those whom they favor, Obama and Reid have already decided that the
19 Bundys are guilty. And they have communicated that conclusion in the strongest possible terms,
20 with extreme harshness and intensity, to Judge Navarro through public remarks.
21

22 Judge Navarro knows that her chief patron and the one who appointed her want her to come
23 down in this case a certain way. And the cruel and unusual punishment of treating Bundy like a
24 political prisoner, denying bail and leaving him to rot in solitary confinement, reveals that Judge
25 Navarro has received the instructions of Reid and Obama loud and clear and is carrying out those
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1 marching orders.

2 **III. ARGUMENT**

3 **A. The Governing Law**

4 Pursuant to 28 U.S. Code § 144:

5 Whenever a party to any proceeding in a district court makes and
6 files a timely and sufficient affidavit that the judge before whom the
7 matter is pending has a personal bias or prejudice either against him
8 or in favor of any adverse party, such judge shall proceed no further
9 therein, but another judge shall be assigned to hear such proceeding.

10 The affidavit shall state the facts and the reasons for the belief that
11 bias or prejudice exists, and shall be filed not less than ten days before
12 the beginning of the term at which the proceeding is to be heard, or
13 good cause shall be shown for failure to file it within such time. A
14 party may file only one such affidavit in any case. It shall be
15 accompanied by a certificate of counsel of record stating that it is
16 made in good faith.

17 **B. Governing Legal Precedents and Principles**

18 An impartial judiciary is a fundamental component of the system of justice in the United
19 States. The right to a "neutral and detached judge" in any proceeding is protected by the
20 Constitution and is an integral part of maintaining the public's confidence in the judicial system.
21 *Ward v. City of Monroeville*, 409 U.S. 57, 61-62 (1972). *See also Marshall v. Jerrico, Inc.*, 446 U.S.
22 238, 243 (1980) ("powerful" constitutional interest in fair adjudicative procedure). Congress has
23 sought to secure the impartiality of judges by requiring them to step aside, or in some instances,
24 disqualify themselves, in various circumstances.

25 In order to preserve the integrity of the judiciary, and to ensure that justice is carried out in
26 each individual case, judges must adhere to high standards of conduct." *York v. United States*, 785
27 A.2d 651, 655 (D.C. 2001). "A judge should disqualify himself in a proceeding in which his
28 impartiality might reasonably be questioned. . . ." ABA Code Of Judicial Conduct Canon 3(C)(1)
see also Scott v. United States, 559 A.2d 745, 750 (D.C. 1989) (en banc).

1 The language of the Judicial Code leaves no doubt that that recusal process is to be self-
2 executing, as the judge should not unethically wait for a recusal motion to be filed. **"It is intended**
3 **to be used by a judge at the start of each case as a checklist to assist in deciding whether at**
4 **that point he should disqualify himself from any participation in the proceedings . . . [E]ven**
5 **before appraising participation in the case under the [Judicial Code], the judge should first**
6 **consult his own emotions and conscience, and pass an 'internal test of freedom' from disabling**
7 **conflicts."** Leslie W. Abramson, *Judicial Disqualification Under Canon 3 of the Code of Judicial*
8 *Conduct* 10 (2d ed. 1992).

10 Here, of course, the case has embarked on a dramatically new phase quite unrelated to the
11 past history of the case. At this juncture, the analysis should be applied.

12 Recusal is required when there is even the appearance that the court's impartiality may be
13 called into question, and "could suggest, to an outside observer, such a 'high degree of favoritism or
14 antagonism' to defendants' position that 'fair judgment is impossible.' *Liteky v. United States*, 510
15 U.S. 540, 555, 127 L. Ed. 2d 474, 114 S. Ct. 1147 (1994)); *See also Jackson v. Microsoft Corp.*, 135
16 F. Supp. 2d 38, 40 (D.D.C. 2001) (recusal was proper because the judge "ha[d] created an
17 appearance of personal bias or prejudice").

19 The disqualification statute, 28 U.S.C. §144, is **mandatory and**
20 **automatic**, requiring only a timely and sufficient affidavit alleging
21 personal bias or prejudice of the judge. The judge is a silent
22 defendant, unable to make findings on the truth or falsity of the
23 affiant's allegations, and truth must be presumed. *United States v.*
 Hanrahan, 248 F. Supp. 471, 474 (D.D.C. 1965)(Emphasis
 added); and the allegations may be based upon information and
 belief, *Berger v. United States*, 255 U.S. 22, 34, 65 L. Ed. 481, 41 S.
 Ct. 230 (1920).

24 *Brotherhood of Locomotive Firemen & Enginemen v. Bangor & Aroostook Railroad Co.*,
25 380 F.2d 570, 576 (D.C. 1967).

26 Courts have also held that a jurist is subject to disqualification when a conflict of interest or
27 extra-judicial bias toward the client's attorney becomes manifest. *Souder v. Owens-Corning*

1 *Fiberglas Corp.*, 939 F.2d 647, 653 (8th Cir. 1991). ("Bias against an attorney can reasonably be
2 imputed to a party."). In *Foster*, the court held that an attorney who files a motion for change of
3 judge in good faith is not required to prove actual prejudice by the judge. *State ex. rel. Strain v.*
4 *Foster*, 537 P.2d 547 (Ore. 1975). In *Hulme*, a judge who had a prior negative interaction with
5 litigant's counsel in other cases was held to be disqualified in a mandamus proceeding. *Hulme v.*
6 *Woleslagel*, 493 P.2d 541 (Kan. 1972). More importantly, however, courts have held that the facts
7 are legally sufficient to disqualify a judge where there has been prior conflict between the judge and
8 counsel, where there was severe antipathy on the part of the judge toward counsel, and where an
9 attorney filed a complaint or charges against the judge.
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11 In *James*, a judge was required to disqualify himself when an attorney for a litigant in the
12 medical malpractice case filed a motion alleging that the judge was biased against him because the
13 attorney had previously represented a client who had sued the judge when he was in private
14 practice. *James v. Theobald*, 557 So. 2d 591 (Fla. 1990). In *Brewton*, the court held that the judge
15 should be disqualified in an election-misconduct case because the partners of defendant's counsel
16 had brought about a bill of impeachment against the judge, and counsel for the plaintiffs had
17 appeared for the judge at the same impeachment trial. The court, in issuing a writ of prohibition
18 disqualifying the judge, said that prejudice of a judge toward counsel for a party may be of such a
19 degree as to effect a prejudice against the party itself. *Brewton v. Kelly*, 166 So. 2d 834 (Fla. 2d
20 DCA 1964). In *Hahn*, the court held that a change of judge should have been granted for bias when
21 the prosecuting attorneys in the action had previously prosecuted the judge and obtained a
22 conviction. *State v. Hahn*, 660 N.E.2d 606 (Ind. Ct. App. 1996).
23

24 Finally, in *Roberts*, a judge recused himself even though he stated he had no personal bias
25 against the litigant's attorney. The court there stated that the issue of what a reasonable person
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1 would think about a judge's impartiality should be approached from the viewpoint of the party to
2 the action. Recusal was necessary because the functioning of the justice system would be impaired
3 if counsel were to go to trial before a judge that counsel thought had a conflict of interest and was
4 biased against him. *Roberts v. Ace Hardware, Inc.*, 515 F. Supp. 29 (N.D. Ohio 1981).

5 Providing further definition and guidance, 28 U.S. Code § 455 also requires:

6 (a) Any justice, judge, or magistrate judge of the United States shall disqualify
7 himself in any proceeding in which his impartiality might reasonably be questioned.

8 (b) He shall also disqualify himself in the following circumstances:

9 (1) Where he has a personal bias or prejudice concerning a party, or
10 personal knowledge of disputed evidentiary facts concerning the
proceeding;

11 * * *

12 (4) He knows that he, individually or as a fiduciary, or his spouse or
13 minor child residing in his household, has a financial interest in the
subject matter in controversy or in a party to the proceeding, or any other
interest that could be substantially affected by the outcome of the
proceeding;

14 (5) He or his spouse, or a person within the third degree of relationship
15 to either of them, or the spouse of such a person:

16 (i) Is a party to the proceeding, or an officer, director, or
trustee of a party;

17 (ii) Is acting as a lawyer in the proceeding;

18 (iii) Is known by the judge to have an interest that could be
19 substantially affected by the outcome of the proceeding;

20 (iv) Is to the judge's knowledge likely to be a material
witness in the proceeding.

21 * * *

22 Moreover, the Code of Conduct for United States Judges

23 **CANON 2** requires:

24 * * *

25 (B) Outside Influence. A judge should not allow family,
26 social, political, financial, or other relationships to influence judicial
conduct or judgment. A judge should neither lend the prestige of the
27 judicial office to advance the private interests of the judge or others
nor convey or permit others to convey the impression that they are in
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1 a special position to influence the judge. A judge should not testify
2 voluntarily as a character witness.

3 **CANON 3** requires:

4 * * *

5 (C) Disqualification.

6 (1) A judge shall disqualify himself or herself in a
7 proceeding in which the judge's impartiality might reasonably be
8 questioned, including but not limited to instances in which:

9 (a) the judge has a personal bias or prejudice
10 concerning a party, or personal knowledge of disputed
11 evidentiary facts concerning the proceeding;

12 * * *

13 (c) the judge knows that the judge, individually or as
14 a fiduciary, or the judge's spouse or minor child residing in
15 the judge's household, has a financial interest in the subject
16 matter in controversy or in a party to the proceeding, or any
17 other interest that could be affected substantially by the
18 outcome of the proceeding;

19 (d) the judge or the judge's spouse, or a person
20 related to either within the third degree of relationship, or
21 the spouse of such a person is:

22 * * *

23 (iii) known by the judge to have an interest that
24 could be substantially affected by the outcome of the
25 proceeding; or

26 (iv) to the judge's knowledge likely to be a material
27 witness in the proceeding;

28 **C. CASE MUST BE TRANSFERRED TO ANOTHER JUDGE IMMEDIATELY**

Nothing can create more of the appearance of a conflict of interest than when a presiding judge has a personal interest in the litigation or matters related to it. The applicable standard for recusal is whether a judge's participation in a lawsuit will create the *appearance* of bias and prejudice. *See Liteky v. United States*, 510 U.S. 540, 555, 127 L. Ed. 2d 474, 114 S. Ct. 1147 (1994)); *Jackson v. Microsoft Corp.*, 135 F. Supp. 2d 38, 40 (D.D.C. 2001), *supra*.

Pursuant to 28 U.S. Code § 455(a), Judge Navarro's impartiality may reasonably be questioned, because the Judge has a personal interest

1 Pursuant to 28 U.S. Code § 455(b)(1), Judge Navarro has personal knowledge of disputed
2 evidentiary facts concerning the proceeding.

3 To the extent that the Court determines the topic to be relevant at all, pursuant to 28 U.S.
4 Code § 455(b)(5)(iv), Judge Navarro's husband could be a witness as to events in Clark County.

5 **IV. CONCLUSION**

6 Pursuant to 28 U.S.C. § 144, the case must be transferred to a different judge, immediately,
7 and Judge Navarro should cease work on the case as required by the statute.
8

9
10 Dated: May 20, 2016

Respectfully submitted,

/s/ Joel F. Hansen, Esq.
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23
24 **CERTIFICATE OF SERVICE**

25 I hereby certify that on May 20, 2016, I electronically filed the foregoing document with the
26 Clerk of the Court by using the CM/ECF system, which will send a notice of electronic filing to
27 opposing counsel registered on CM/ECF.
28

/s/ Joel F. Hansen, Esq.
JOEL F. HANSEN, ESQ.

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10 **IN THE UNITED STATES DISTRICT COURT**
11 **FOR THE DISTRICT OF NEVADA**

12 UNITED STATES OF AMERICA

13 Plaintiff(s),

14 v.

15 CLIVEN D. BUNDY

16 Defendant.

Case No.
2:16-CR-00046-GMN-PAL-1

17 **CERTIFICATE OF COUNSEL OF FILING IN GOOD FAITH**
18 **IN SUPPORT OF CLIVEN D. BUNDY'S 28 U.S.C. 144 MOTION**
19 **FOR RECUSAL OF JUDGE GLORIA NAVARRO**

20 Pursuant to 28 U.S. Code § 144, in support of the affidavit and motion filed by Defendant
21 Cliven D. Bundy for the disqualification of the Honorable Gloria Navarro and immediate transfer of
22 the case to another judge, I hereby file this certificate that his affidavit is filed in good faith.

23 Cliven D. Bundy's affidavit, and corresponding motion with supporting exhibits are filed in
24 good faith. He and his counsel sincerely believe that he has been targeted improperly for
25 investigation and prosecution and that Judge Navarro has conflicts of interest prohibited by the rules
26 of judicial ethics and harbors an extrajudicial bias and prejudice against him.

27 Bundy's motion and affidavit are timely. He was arrested on February 11, 2016, and has
28 been in indefinite detention without bond and indeed in solitary confinement. He has been hindered

1 in assembling his legal team by rulings of Judge Navarro. These restrictions, especially being in
2 solitary confinement, have hindered his ability to prepare his legal defense. Some details
3 supporting and completing his statutory demand under 28 U.S.C. § 144 for recusal arose only on
4 May 3, 2016, and May 10, 2016.

5
6 Dated: May 20, 2016

Respectfully submitted,

/s/ Joel F. Hansen, Esq.

7
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19 *(Pro Hac Vice Application Pending)*

20
21 **CERTIFICATE OF SERVICE**

22 I hereby certify that on May 20, 2016, I electronically filed the foregoing document with the
23 Clerk of the Court by using the CM/ECF system, which will send a notice of electronic filing to
opposing counsel registered on CM/ECF.

24
25 _____
/s/ Joel F. Hansen, Esq.
JOEL F. HANSEN, ESQ.

EXHIBIT A

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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA

Plaintiff(s),

v.

CLIVEN D. BUNDY

Defendant.

Case No.
2:16-CR-00046-GMN-PAL-1

DECLARATION OF CLIVEN BUNDY
PURSUANT TO 28 U.S.C. § 144 MOTION

Pursuant to 28 U.S.C. § 1746, I, Cliven D. Bundy, hereby declare under penalty of perjury that the following is true and correct based on my personal knowledge and belief:

- 1) I am over the age of 18 years old and mentally and legally competent to make this affidavit sworn under oath.
- 2) Pursuant to 28 U.S.C. § 144, Judge Gloria Navarro cannot continue to preside over this case due to conflicts of interest and grounds for disqualification including those spelled out in this affidavit below.
- 3) Judge Navarro's personal interests in these matters would cloud the judgment of any reasonable, normal human being so as to deny me due process and a fair trial.
- 4) Due to her personal interests and conflicts of interest, Judge Navarro is required without discretion or qualification under 28 U.S.C. 144 to immediately suspend all involvement in the case and transfer the case to another judge for evaluation of recusal.
- 5) The Code of Conduct for United States Judges requires this case to be transferred to a different judge: *(Emphases added.)*

CANON 2 requires:

* * *

1 (B) Outside Influence. *A judge should not allow family,*
2 *social, political, financial, or other relationships to influence*
3 *judicial conduct or judgment.* A judge should neither lend the
4 prestige of the judicial office to advance the private interests of the
5 judge or others nor convey or permit others to convey the impression
6 that they are in a special position to influence the judge. A judge
7 should not testify voluntarily as a character witness.

8 **CANON 3** requires:

9 * * *

10 (C) Disqualification.

11 (1) A judge shall disqualify herself or herself in a
12 proceeding *in which the judge's impartiality might reasonably*
13 *be questioned*, including but not limited to instances in which:

14 (a) the judge has a personal bias or prejudice
15 concerning a party, *or personal knowledge of disputed*
16 *evidentiary facts concerning the proceeding;*

17 * * *

18 (c) the judge knows that the judge, individually or as
19 a fiduciary, or the judge's spouse or minor child residing in
20 the judge's household, has a financial interest in the subject
21 matter in controversy or in a party to the proceeding, *or any*
22 *other interest that could be affected substantially by the*
23 *outcome of the proceeding;*

24 (d) the judge or the judge's spouse, or a person
25 related to either within the third degree of relationship, or
26 the spouse of such a person is:

27 * * *

28 (iii) *known by the judge to have an interest that*
could be substantially affected by the outcome of the
proceeding; or

(iv) to the judge's knowledge *likely to be a material*
witness in the proceeding;

6) Pursuant to 28 U.S. Code § 455(a), Judge Navarro's impartiality may reasonably be
questioned, because the Judge has a personal interest in governing the case because her
patron, Harry Reid, has communicated how he wants the case to turn out and he has a
personal financial interest in the outcome of this case.

7) Pursuant to 28 U.S. Code § 455(b)(1), Judge Navarro may have personal knowledge of
disputed evidentiary facts concerning the proceeding because her husband is Chief
Deputy in the Clark County District Attorney's office, and my case and other cases

1 related to the April 2014 standoff have been reported and investigated by the Clark
2 County Sheriff.

3 8) Pursuant to 28 U.S. Code § 455(b)(5)(iv), Senator Harry Reid and Rory Reid would be
4 likely witnesses as to the credibility, motivation, prejudices, and biases of witnesses.

5 9) Judge Navarro pledged to the United States Senate that she would recuse herself in cases
6 such as this, where the Clark County DA may be involved.

7 10) In the United States Senate Committee on her Questionnaire for Judicial Nominees,
8 Defendant Navarro stated with regard to "Potential Conflicts of Interest" that

9
10 My husband is a Chief Deputy District Attorney for Clark County.
11 Although he does not practice in federal court, individuals who he has
12 prosecuted or may in the future prosecute may be or become party or
13 petitioner in a federal court case. If I am confirmed as a judge, I
expect to recuse from any case where my husband has prosecuted a
party or petitioner.

14 11) While complications arise in professional couples, service as a federal judge requires
15 rising to a higher standard than the average citizen and requires assuring the public that
16 the administration of justice is fair and proper. To present to the public a general
17 reputation of fairness and integrity, the honor of being a federal judge and a part of the
18 system of justice requires avoiding the appearance of conflicts of interest, not bending
19 the rules to accommodate personal arrangements.

20
21 12) Defendant Navarro concluded by stating

22 If confirmed as a judge, I will handle all matters involving actual or
23 potential conflicts of interest.

24 13) Contrary to the representations Judge Navarro made to the Senate Judiciary Committee
25 during her confirmation process, Judge Navarro has not recused herself.

26 14) U.S. Senate Harry Reid, acting in concert with others, asked the Sheriff of Clark County
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1 to prosecute me and my family.

2 15) Beyond doubt this request is still pending.

3 16) Double-prosecution by both federal and state prosecutors has become a common-place
4 hardball pressure tactic, so that there is every reason to expect that the District Attorney
5 for Clark County for whom Judge Navarro's husband serves as Chief Deputy has not
6 foreclosed the possibility of prosecuting me under state law in addition to this federal
7 prosecution.

8 17) I have not been informed that the District Attorney for Clark County has rejected any
9 possibility of prosecuting me or my family.

10 18) A pending and unresolved decision whether or not to indict me and my family under
11 state law creates a much greater conflict of interest, not a lesser one.

12 19) How Judge Navarro's husband as a prosecutor might follow through on an indictment
13 and this involves the exercise prosecutorial discretion to initiate prosecution against me
14 or my family.

15 20) As long as the possibility remains open and not forever foreclosed that the office of the
16 District Attorney for Clark County may also prosecute me and/or my family, Judge
17 Navarro continues to have a conflict of interest, in that her husband may be involved or
18 have influence over whether or how to prosecute me under state law for the same
19 charges or essentially the same charges pending before Judge Navarro.

20 21) The fact that I am being prosecuted at the federal level does not in any way reduce the
21 conflict of interest with regard to the District Attorney for Clark County.

22 22) Also, Judge Navarro dismissively suggests that her husband "does not practice in federal
23 court." But her husband being a licensed attorney in Nevada means he could simply
24

1 walk in to the federal courthouse at any time and be admitted within hours to the federal
2 bar in this Court here. There is no barrier.

3 23) Judge Navarro's comment is misleading and disingenuous, since she suggests that there
4 is some meaningful distinction between her husband practicing here or not, when all that
5 would be required to practice in this Court would be a few sheets of paper and a day.

6 24) Furthermore, Judge Navarro is clearly placing burdens and constraints upon her
7 husband's career, which becomes a conflict of interest for her, too.

8 25) The federal requirement for recusal would not be cured by her husband recusing himself
9 within the District Attorney for Clark County's office, because the impact upon her
10 family also raises ethical concerns, conflicts of interest, and grounds for recusal.

11 26) The extent to which her husband's career is limited and impacted by Judge Navarro
12 continuing to preside on a case that may also be before the District Attorney for Clark
13 County's office affects Judge Navarro's own family.

14 27) The impact on a family member of presiding over this case is also separate grounds for a
15 conflict of interest.

16 28) The Code of Conduct for United States Judges requires in CANON 2 "(B) Outside
17 Influence. *A judge should not allow family, social, political, financial, or other*
18 *relationships to influence judicial conduct or judgment.*" (Emphasis added.)

19 29) Here, Judge Navarro's career is constrained by Judge Navarro presiding over this case.

20 30) Imagine if the evidence and the law presented before Judge Navarro required dismissal
21 of the charges against me, especially considering the confusion of crowds as reported in
22 the news in the events alleged. Judge Navarro's husband would then be under pressure
23 as Chief Deputy District Attorney, but would have his own ethical restrictions on
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1 carrying out his duties as Chief Deputy District Attorney. His career would be diverted
2 from its normal path, probably by recusal. Those considerations would weigh on any
3 normal and reasonable person, leading Judge Navarro to ensure conviction at the federal
4 level instead of dumping the controversy on her husband at the state level.

5 31) Are there federal judges whose spouse is not a prosecutor in the same County where I
6 and my family are being prosecuted who could take this case? I assume there are.

7 32) Are there federal judges who do not have a powerful sponsor and chief patron publicly
8 demanding my head on a platter and pre-judging the outcome of the case as a leading
9 U.S. Senator, calling me and my family “domestic terrorists?” Of course there are!

10 33) I suspect there are other, better choices from the standpoint of public confidence in these
11 widely-watched proceedings to preside over this case without raising concerns.

12 34) I would note that this prosecution arises (as reported in the news and in the allegations)
13 because patriots from all over the country – unasked by me – came to the defense of
14 ranchers precisely because they no longer trust the government. Pursuing this
15 prosecution in a way that feeds that mistrust is not a step in the right direction.

16 35) Therefore, Judge Navarro must recuse herself or be removed from this case, immediately
17 suspend all activity in the case, and transfer the case to another federal judge for
18 proceedings under 28 U.S.C. § 144.

19 36) The public – and there is widespread public notice of this case – cannot believe that the
20 federal judiciary is fair and interested in justice if there is the appearance of bias or
21 prejudice in the eyes of the average citizen. It is all the more disturbing when people do
22 not know what is actually happening inside judge’s chambers, making the average
23 person suspicious and disturbed even by surface appearances.
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1 37) The appearance of bias requires Judge Navarro to be recused.

2 38) At my hearing on May 10, 2016, appealing my indefinite detention without bail, my
3 counsel asked Judge Navarro for leave to have my wife sit at counsel's table to assist my
4 under-funded and over-worked counsel as a paralegal assistant and with keeping track of
5 information and documents.

6 39) Judge Navarro responded, in my hearing: **"But she [Mrs. Bundy] is**
7 **not a defendant yet?"**

8 40) This suggestion that my wife – already distraught and carrying the burdens of the rest of
9 my family outside of jail – will soon be indicted as well would be an offensive comment,
10 surely causing severe emotional distress to any wife of a man facing criminal
11 prosecution and mother of her sons also facing criminal prosecution merely for
12 peacefully defending their land.

13 41) But on deeper reflection, Judge Navarro is admitting that she has *ex parte* information
14 that an indictment of my wife is being discussed or is planned.

15 42) When Judge Navarro asked in open court in my presence and before the court reporter

16 **"But she is not a defendant yet?" Mr. Hansen, obviously taken aback,**
17 **responded, "I hope your saying**

18 **'yet' isn't something that's going happen in the future."**

19 43) Judge Navarro is a highly-trained and professional lawyer with the heavy
20 responsibilities and experience of a federal judge, not someone unskilled with language
21 and legal terms. While we might invent excuses for a lay person, she is a federal judge.

22 44) Therefore, Judge Navarro's public statement in court that my wife, Mrs. Bundy, may
23 soon be or is likely to be indicted is not an inexcusable, careless remark.
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1 45) Whether or not that prediction materializes, Judge Navarro appears to have had
2 communications or information outside of court proceedings causing Judge Navarro to
3 believe my wife would also be indicted (and relatively soon, imminently, asking “yet”).
4 46) Judge Navarro while presiding as a supposedly neutral decision-maker appears to have
5 advance knowledge – *ex parte* – of plans to indict my wife “Carol Bundy” or at least
6 discussions about possibly indicting her.
7 47) And this advance knowledge apparently comes from Judge Navarro’s own husband, who
8 is Chief Deputy District Attorney for Clark County, Nevada, and who would be involved
9 in discussions about whether or not to indict me and my family, including my wife,
10 under state law charges or to refrain from state law indictments because federal
11 indictments are pending.
12 48) At the very least, this comment reflects bias, that is pre-judgment. It appears that Judge
13 Navarro may have already decided that my wife should be indicted but has not been
14 indicted “yet.”
15 49) This indicates that Judge Navarro has already reached a conclusion about whether my
16 family is guilty, in advance of any of the evidence and in advance of any proceedings.
17 50) That request for my wife to sit with my attorney and assist him with taking notes is
18 memorialized and confirmed in Court’s “Minute Order” May 10, 2016, posted as Docket
19 # 389 in the Court’s ECF system for this case.
20 51) I have to conclude and state that I am now a political prisoner who is being punished for
21 exercising my First Amendment rights.
22 52) The May 10, 2016, hearing was appealing from my indefinite detention *in solitary*
23 *confinement* since I was arrested on February 11, 2016.
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- 1 53) There is a complete lack of any reason detention of any kind without bond. Given the
2 strong public commands and instructions from Senator Harry Reid and President Barack
3 Obama that I and my family should be treated as “domestic terrorists,” Judge Navarro’s
4 orders keeping me in detention, where I am I solitary confinement, are also evidence of
5 bias, prejudice, and deciding the case in advance.
- 6 54) This is the “sentence first, evidence later” style of justice made famous in the novel *Alice*
7 *in Wonderland*.
- 8 55) Judge Navarro deciding in advance to believe putative evidence that has not yet been
9 properly presented in court crosses the line from legitimate discretion by a judge to clear
10 and obvious bias and prejudice (pre-judging) by Judge Navarro.
- 11 56) Undeniably, Judge Navarro has already decided that I and my family are guilty.
- 12 57) If Judge Navarro does some soul searching and candidly expresses her current opinion,
13 as of the present, that she has already decided that I and my family are guilty and would
14 have to admit that.
- 15 58) Judge Navarro’s pre-judging is especially egregious where according to news reports
16 and the allegations, hundreds of people came from all over the country – unasked by me
17 – and the events alleged were in the midst of confusion and a large crowd of people
18 known and unknown.
- 19 59) A decision in advance (“sentence first, evidence later”) is not logical or reliable
20 concerning events arising from the confusion of mass of people in crowds. Accusations
21 about who did what have not been proven by any evidence at this stage.
- 22 60) Judge Navarro was recommended for appointment to the federal bench by Senator Harry
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1 61) Reid and then nominated by President Barack Obama in response to Senator Harry
2 Reid's request.

3 62) As revealed by numerous news agencies and sources, Senator Reid has engineered a
4 series of events to remove me and my family from my land so it can be sold for personal
5 profit and/or kickbacks by or Harry Reid and his son Rory Reid.

6 63) Senator Harry Reid, despite being on a limited government salary for decades, has
7 amassed a net worth of an estimated \$10 million.

8 64) Senator Reid could not have amassed a fortune of \$10 million on his government salary
9 alone without exploiting his position as a U.S. Senator.

10 65) Rory Reid is a Las Vegas lawyer who, according to these reports is in a secret, under-
11 the-table deal, being then negotiated by Rory Reid on behalf of himself and his father.
12 See, e.g., "Reports: Company Tied to Reid's Son Wants Land in Bundy Standoff,
13 Newsmax, Sunday, 13 April 2014., It has been widely reported and disclosed that Harry
14 Reid at all material times owned 93 acres near to the Bundy ranch in Bunkerville,
15 Nevada. See – "Busted: Harry Reid Owns 93 Acres Next to Bundy Ranch," Truth and
16 Action Report.

17 66) Senator Reid thus coveted his neighbor's property and chattels.

18 67) Senator Reid and Rory Reid were working to obtain my family's land so that they could
19 include it in a larger package and sell it to a Chinese company for a solar panel farm.

20 68) So Senator Harry Reid conspiring with Rory Reid and Barack Obama, illegally and
21 unethically misused the power of Harry Reid's U.S. Senate position to have me
22 prosecuted by the Obama administration in order to secure the land that was being
23 24 25 26 27 28

1 negotiated for sale for profit and/or illegal kickback to Harry Reid and his son Rory
2 Reid, with the complicity of President Obama.

3 69) Judge Navarro has acted in response to directions of President Barack Obama, including
4 his dark threats and intimidation, such as at the White House Correspondent's Dinner a
5 few weeks ago on May 2, 2016.

6 70) Speaking at the dinner and on national and international television President Obama
7 publicly stated:

8 "Michelle and I watched the Olympics – we cannot believe what these
9 folks do – death-defying feats – haven't seen somebody pull a "180"
10 like that fast **since Rand Paul disinvited that Nevada rancher from**
11 **this dinner.** (Laughter). **As a general rule, things don't end well if**
12 **the sentence starts, "Let me tell you something I know about the**
13 **negro."** (Laughter). You don't really need to hear the rest of it.
(Laughter and Applause). Just a tip for you – don't start your sentence
that way. (Laughter)."

14 *Id.* (emphases added).

15 71) Thus, President Obama clearly threatened that because he didn't like something I said,
16 "**things don't end well**" for people who say things Obama doesn't like.

17 72) Moreover, President Obama signaled that prosecution of me was intended as a political
18 ploy to both silence me and intimidate others from disagreeing with him. Obama clearly
19 indicates as being on his mind that a presidential candidate, Rand Paul, had invited me to
20 appear with Senator Paul at the White House Correspondents' Dinner. Obama clearly
21 reveals his mindset that prosecuting me was intended to silence me in political terms.

22 73) It is unmistakable that President Obama threatened and intimidated me and was clearly
23 gloating over imprisoning me for exercising my first amendment rights.

24 74) President Obama announced of "that Nevada rancher" that "that Rand Paul disinvited....
25 from this dinner" that "As a general rule, things don't end well if the sentence starts,
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1 “Let me tell you something I know about the negro.” (Laughter). You don’t really need
2 to hear the rest of it. (Laughter and Applause). Just a tip for you – don’t start your
3 sentence that way. (Laughter).”

4 75) To understand the reference, I had previously given a speech commenting on the
5 political decay of our once-great nation, especially in terms of legal rights and political
6 freedom once guaranteed by our Constitution and honest government officials.

7 76) I actually compared the horrible treatment of slaves and later freed but still-oppressed
8 Blacks – sympathizing with the ill treatment of Blacks in this country – and compared
9 how today a ruthless and corrupt government is spreading this same mistreatment once
10 visited upon Blacks more broadly to anyone and everyone who is not among the
11 government elite.
12

13 77) I compared the plight of “the negro” (meaning not any particular person, but the Black
14 race in general) that has been unfairly discriminated against, with the growing
15 enslavement of all U.S. citizens.
16

17 78) I pointed out how human greed and contempt for other people’s rights which caused the
18 horrific treatment of “the negro” historically are vices still found today.

19 79) I did not use the politically correct term working in the fields of cattle ranches, but meant
20 no disrespect. I sympathized with this country’s horrible treatment of some groups, as
21 clearly and unmistakably communicated in my speech.
22

23 80) The dominant theme of my remarks is that officials like President Obama and his abuse
24 of power have become the new oppressors of defenseless Americans.

25 81) Just as President Obama threw the maker of a silly You Tube video in jail to cover up
26 his complicity in the death of Ambassador Chris Stevens in Benghazi, Libya, Obama
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1 openly admitted before the Washington press corps and television audiences that he
2 succeeded in throwing me in jail because he did not like things I said.

3 82) And they laughed--Journalists who have been charged under the First Amendment to
4 help safeguard all our liberties laughed.

5 83) President Barack Obama – who appointed Judge Navarro -- was clearly giving
6 instructions to Judge Navarro to bend or break the rules to destroy me and abridge my
7 civil rights because of the exercise of my first amendment rights.

8 84) Similarly Senator Harry Reid has also given instructions to Judge Navarro to bend or
9 break the rules to destroy me and abridge my civil rights, by announcing;

11 “This particular episode of domestic terrorism has roots in Nevada,
12 I’m sorry to say,” Reid told his colleagues. “They were led by the
13 sons of Cliven Bundy. Cliven who, as we speak, is where he should
14 be — in jail.”

15 Reid said the Bundy patriarch has been “breaking federal laws for
decades,” adding, “I’m disappointed that some of my colleagues
supported this outrageous lawbreaker.”

16 Jeff German, Reid Attacks Bundys on Senate Floor, calls for Gold Butte Protection, Las Vegas
17 Review-Journal, April 7, 2016.¹

18 85) Senator Reid who got Judge Navarro appointed publicly communicated to her that I
19 “should be in jail” and that she should prejudge that I have been “breaking federal laws
20 for decades” and that I am a domestic terrorist.

21 86) Judge Navarro and her Magistrate Judge have kept me in detention, and I have been in
22 solitary confinement, which constitutes cruel and unusual punishment under the Eighth
23 Amendment to the Constitution, since I have done nothing to merit being held in solitary
24 confinement.
25

26 ¹ Accessible at: [http://www.reviewjournal.com/news/las-vegas/harry-reid-attacks-bundys-senate-](http://www.reviewjournal.com/news/las-vegas/harry-reid-attacks-bundys-senate-floor-calls-gold-butte-protection)
27 [floor-calls-gold-butte-protection](http://www.reviewjournal.com/news/las-vegas/harry-reid-attacks-bundys-senate-floor-calls-gold-butte-protection)

1 87) Judge Navarro and her Magistrate Judge have not permitted me to be released from
2 prison on bail, on the bogus grounds that I would be a threat to society and dangerous,
3 based only upon Senator Harry Reid's public announcement calling me a domestic
4 terrorist.

5 88) Last, but not least, I have sued several officials, including Judge Navarro for the
6 deprivation of my civil rights.

7 89) I explain first the independent grounds requiring recusal, set forth above.

8 90) But in addition, clearly, Judge Navarro should not continue to preside over the case
9 while also a defendant in litigation with me.

10 91) Therefore, I believe that it is mandatory and beneficial for the remaining aspects of this
11 case to be handled by a different judge.

12 92) I therefore move pursuant to 28 U.S.C. § 144 and 28 U.S.C. § 455(b)(1), et seq., that
13 Judge Navarro recuse herself from this case, or otherwise be disqualified.

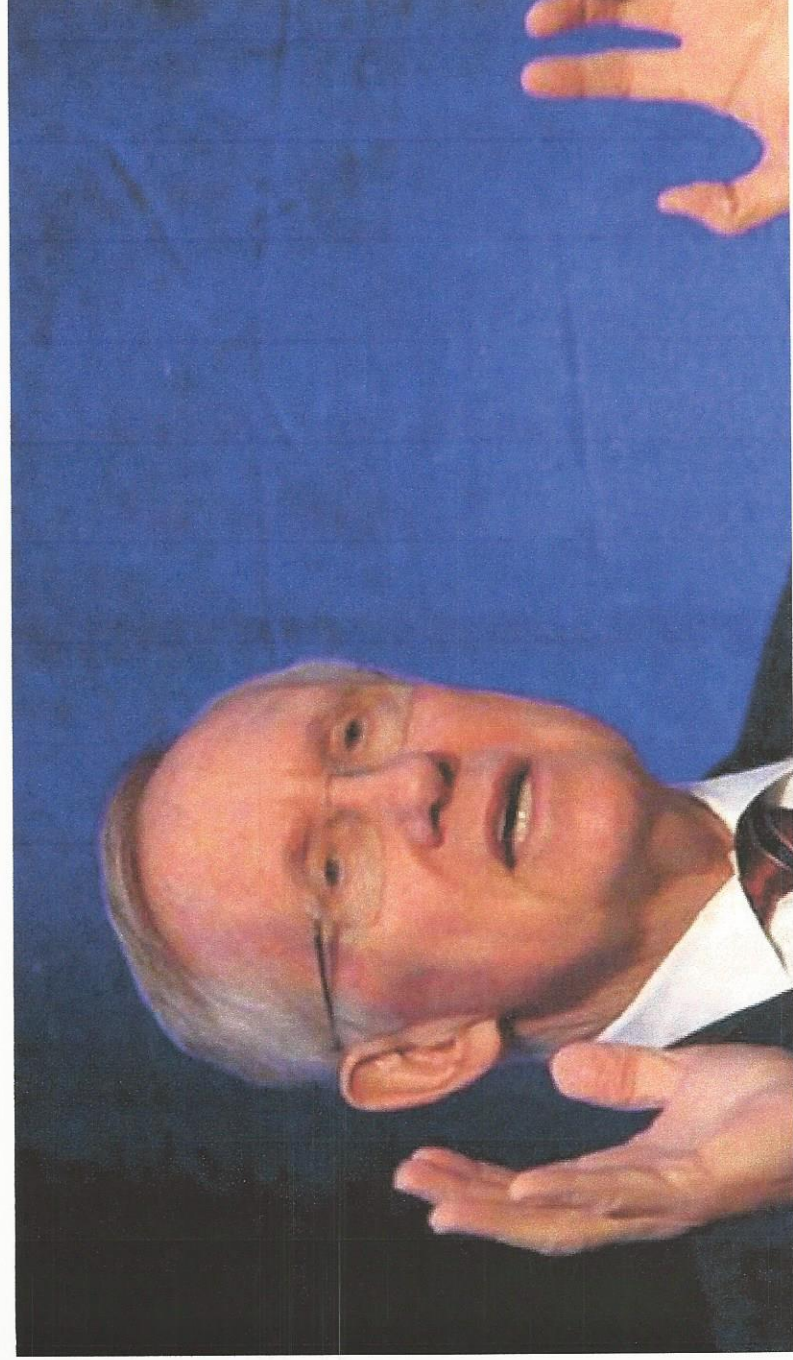
14 I hereby declare under penalty of perjury that the foregoing facts are true and correct to the
15 best of my knowledge and belief, so help me God.
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19 /s/ Cliven D. Bundy
Cliven D. Bundy

20 May 20th, 2016
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EXHIBIT B

REID CALLS BUNDY SUPPORTERS 'DOMESTIC TERRORISTS'



U.S. Sen. Harry Reid on Thursday called supporters of Bunkerville rancher Cliven Bundy "domestic terrorists" because they defended him against a Bureau of Land Management cattle roundup with guns and by putting their children in harm's way.

By LAURA MYERS LAS VEGAS REVIEW-JOURNAL

U.S. Sen. Harry Reid on Thursday called supporters of Bunkerville rancher Cliven Bundy "domestic terrorists" because they defended him against a Bureau of Land Management cattle roundup with guns and put their children in harm's way.

"Those people who hold themselves out to be patriots are not. They're nothing more than domestic terrorists," Reid said during an appearance at a Las Vegas Review-Journal Hashtags & Headlines event at the Paris Las Vegas.

He said, "I repeat: What went on up there was domestic terrorism."

The BLM shut down its weeklong roundup of Bundy's cattle Saturday after an armed confrontation with dozens of militia members who had traveled to Southern Nevada from across the country and from neighboring states.

Bundy has not paid federal grazing fees for 20 years and owes about \$1 million to the government.

Reid, the Senate majority leader, who is in Las Vegas during Congress' Easter recess, is known for not pulling punches. The senator said he talked last week with federal, state and local officials about Bundy as well as the Nevada Cattlemen's Association, which has not backed Bundy's personal battle but has expressed concerns about access to public land.

The senator said he spoke with Attorney General Eric Holder, FBI leaders and Clark County Sheriff Doug Gillespie. Reid said he understands there is a task force being set up to deal with Bundy, and Gillespie is involved as well.

"It is an issue that we cannot let go, just walk away from," Reid said.

Reid accused Bundy backers of bringing their children to protest the BLM so that federal authorities might harm them, which would prompt negative headlines around the world and hurt the government's case against the rancher.

"There were hundreds — hundreds of people from around the country — that came there," Reid said. "They had sniper rifles on the freeway. They had assault weapons. They had automatic weapons."

According to Reid, some protesters said they had "children and women lined up because if anyone got hurt we wanted to make sure they got hurt first, because we want the federal government hurting women and children. ... What if others tried

the same thing?"

No shots were fired during the confrontation.

Reid didn't have kind words for Bundy either, calling him a lawbreaker.

"Cliven Bundy does not recognize the United States," Reid said. "He says that the United States is a foreign government. He doesn't pay his taxes. He doesn't pay his fees. And he doesn't follow the law. He continues to thumb his nose at authority."

Bundy and his family did not respond to requests for comment on Reid's remarks.

Reid noted there are two court orders allowing the BLM to conduct the roundup of Bundy's 500 to 900 "trespass cattle," which have long roamed on federal public land that the Bundy family homesteaded in the 1870s. Some of the land includes habitat for the threatened desert tortoise, which the federal government is trying to protect by limiting grazing.

During the question-and-answer forum, Reid was asked by R-J columnist Steve Sebelius, the moderator, what might happen in the Bundy case and what should be done about supporters "who are willing to shed blood for the cause."

"I hope that's not the case," Reid said, turning somber. "I repeat, we are a country of laws. ... We can't let this happen."

If Bundy wins his battle with the BLM, it could set a precedent in which protesters and militias might come to the aid of other farmers and ranchers who have land disputes with the federal government, much like the Sagebrush Rebellion in the 1970s and 1980s. The federal government owns about 85 percent of Nevada land, and politicians, particularly states' rights conservatives, have argued the state should try to take back or buy back the property.

Nevada's 1864 constitution, however, cedes rights to the vast stretches of public land to the federal government.

"The people inhabiting said territory do agree and declare, that they forever disclaim all right and title to the unappropriated public lands lying within said territory, and that the same shall be and remain at the sole and entire disposition of the United States," the state constitution says in the ordinance section.

Reid noted many of the protesters care deeply about both the state constitution and the U.S. constitution.

"Nevada's constitution sets out very clearly the situation," Reid said.

Reid also addressed several other issues during the hourlong Q&A:

- On President Barack Obama's health care insurance law, Reid said it's a success with 8 million people signed up now, 6 million young adults on their parents' plans and 6 million new Medicaid recipients. He said that the president has delayed implementation of some parts of the law and "there's still a lot of things left to do," but it's working.

Asked whether there might be a single-payer system one day, Reid said, "Not in our lifetime."

- On the possibility that GOP Gov. Brian Sandoval might run against Reid in 2016, the senator said he praised the governor for implementing Obamacare despite troubles caused by Xerox with the Silver State Health Insurance Exchange.

"I admire Sandoval," Reid said, explaining they work together on Nevada interests, including economic development.

Sandoval, who is expected to win re-election this year, defeated Reid's son, Rory, in his first 2010 campaign. The governor has said he has no interest in leaving his gubernatorial job early, but the 2016 speculation about him continues.

"If Brian Sandoval wants to run against me a few years from now, he has a right to do it," Reid said. "I'm not a virgin. I've had a few races in my day. ... I'm not going to pick on him just to pick on him."

Asked whether Reid would rather work with a Democratic governor, he said, "Sure, I'd rather have a Democrat. But in the meantime, I'm going to continue to work with him the best I can."

- On the 2016 presidential race, Reid refused to say who his favorite White House hopeful is but mentioned Vice President Joe Biden and Hillary Clinton, the former secretary of state, U.S. senator and first lady.

"I love Hillary Clinton," Reid said. "I like Joe Biden. ... We'll see what happens."

- On U.S. Sen. Rand Paul, R-Ky., a potential GOP presidential candidate, Reid said he liked him. "He's a true believer."

- On Republicans in Congress, Reid spent some time criticizing GOP leaders, saying they won't cooperate.

"They have agreed to nothing," Reid said. "This has been very hurtful."

■ On increasing the minimum wage to \$10.10 an hour, Reid discounted critics who say it could cost jobs because businesses will be afraid to hire. He said during the Great Depression, the United States learned that higher wages help boost the economy.

"When people have money, they spend money," Reid said.

Contact Laura Myers at lm Myers@reviewjournal.com or 702-38ve?7-2919. Find her on Twitter: @lmyerslvj.

EXHIBIT C

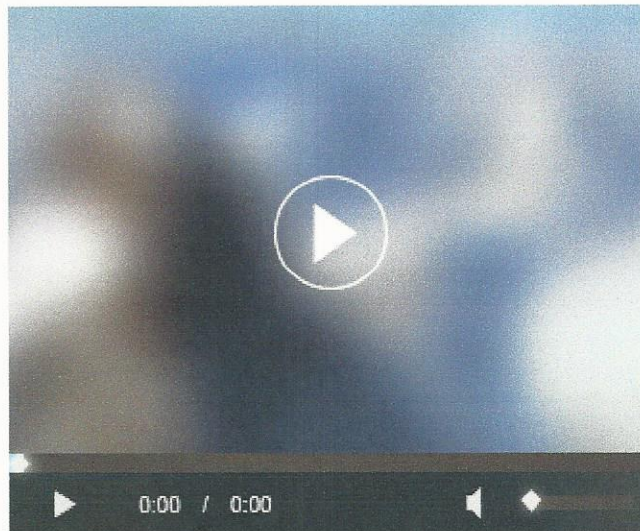
Watch: Harry Reid's Son Wants To See Cliven Bundy Taken Down

According to the younger Reid, Cliven Bundy is "not a victim and he's not a hero."

B. Christopher Agee

April 16, 2014 at 11:08am

Advertisement - story continues below



Just one day after his father, Senate Majority Leader Harry Reid, declared the Bundy Ranch standoff is "not over," Rory Reid appeared on a local NBC affiliate to [express](#) his desire to see patriarch Cliven Bundy prosecuted.

The stalemate between federal Bureau of Land Management agents and the ranching family came to a head Saturday when hundreds of protesters showed up in support of the Bundys. Armed officers

threatened the assembly of cowboys and state militia members after employing physical attacks against members of the Bundy family.

BLM action stemmed from the accusation that Bundy failed to pay grazing fees for his cattle over the past two decades. Regardless of the alleged crime, however, millions of Americans were incensed by the excessive force displayed by federal agents on the scene.

EXHIBIT D

JOEL F. HANSEN
R. SCOTT RASMUSSEN †
JONATHAN J. HANSEN
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May 20, 2016

To: Clark County District Attorney
Email: dainfo@clarkcountyda.com
Fax: (702) 455-2294

To: Clark County Sheriff Joseph Lombardo/Las Vegas Metropolitan Police Department
Office of Public Information
400 S. Martin Luther King Blvd
Las Vegas, NV 89106

Dear Sirs,

Pursuant to Nevada Revised Statute § 239.010, set forth below, request is hereby made of you that you prepare a copy or copies of any and all complaints made, letters, emails, or faxes sent or received, and/or documents reflecting communications to or from or contact of any kind with your office(s) to or from any of the following: Senator Harry Reid, Rory Reid, Federal Judge Gloria Navarro, her husband Brian Rutledge, President Barack Obama, the U.S. Dept. of Justice, Loretta Lynch, Eric Holder and/or any agent or person acting on their behalf, regarding Cliven Bundy, Ammon Bundy, David H. Bundy, and/or Melvin Bundy, and/or any member of Cliven Bundy's family, and/or any of the other Defendants in the Federal Criminal Complaint being pursued by the U.S. Department of Justice, viz: Micah McGuire, Gregory P. Burleson, O. Scott Drexler, Richard R. Lovelien, Steven A. Stewart, Ryan W. Payne, Todd C. Engel, Eric J. Parker, Jason Woods, Peter T. Santilli, Gerald Delemus, Blaine Cooper, Brian Cavalier, and/or Jerome W. Nelson, and/or regarding the events of the "stand off" which occurred near Bunkerville, Nev., in April of 2014 at or near the Bundy Ranch, involving federal authorities and numerous private citizens;

Please include any documents or complaints of any kind submitted to the Clark County Sheriff (METRO) by Cliven Bundy, or Ammon, David, Ryan, or Melvin Bundy, or other members of the Bundy family after the "stand off" occurred regarding the behavior of the Sheriff or of federal officers or private citizens before, during, or after the "stand off;"

Also please include any and all complaints, documents, letters, communications, emails, faxes, or documents of any kind, including electronically transmitted or stored

HANSEN RASMUSSEN

May 20, 2016

Page 2 of 3

documents, regarding Cliven Bundy, members of the Bundy family, or any private citizen, regarding the "stand off" at the Bundy ranch which refer in any way to Senator Harry Reid, Judge Gloria Navarro, Loretta Lynch, Eric Holder, or anyone from the U.S. Dept of Justice, or to President Barak Obama, or to any agents of any of the named individuals.

NRS §239.010 provides:

1. . . . [A]ll public books and public records of a governmental entity must be open at all times during office hours to inspection by any person, and may be fully copied or an abstract or memorandum may be prepared from those public books and public records. Any such copies, abstracts or memoranda may be used to supply the general public with copies, abstracts or memoranda of the records or may be used in any other way to the advantage of the governmental entity or of the general public. This section does not supersede or in any manner affect the federal laws governing copyrights or enlarge, diminish or affect in any other manner the rights of a person in any written book or record which is copyrighted pursuant to federal law.

. . . .

3. A governmental entity that has legal custody or control of a public book or record shall not deny a request made pursuant to subsection 1 to inspect or copy or receive a copy of a public book or record on the basis that the requested public book or record contains information that is confidential if the governmental entity can redact, delete, conceal or separate the confidential information from the information included in the public book or record that is not otherwise confidential.

4. A person may request a copy of a public record in any medium in which the public record is readily available. An officer, employee or agent of a governmental entity who has legal custody or control of a public record:

a) Shall not refuse to provide a copy of that public record in a readily available medium because the officer, employee or agent has already prepared or would prefer to provide the copy in a different medium.

(b) shall, upon request, prepare the copy of the public record and shall not require the person who has requested the copy to prepare the copy himself or herself.

Pursuant to this statute, please thoroughly search for and locate any and all of the referenced documents, make copies of them, and then notify myself, Joel F. Hansen, so that I can arrange to pick them up, or you can email them to me or place them on a disc, if that would be more convenient for you. As the statute also provides,

HANSEN RASMUSSEN

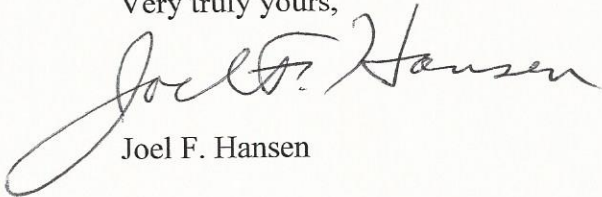
May 20, 2016

Page 3 of 3

Please provide the requested documents within one week (7 days) of the date of this letter. Also, please be aware that if there is a charge for making copies of these documents, my office is prepared to pay those charges. However, if the charge is going to be more than \$100, please notify me before making the copies so that I can come to your office and inspect the documents to decide which ones I need. Also, please notify me when the documents are ready, and the cost, and I will send someone to pick them up.

Thank you very much for your anticipated professional courtesy in this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Joel F. Hansen". The signature is fluid and cursive, with a large loop at the end of the last name.

Joel F. Hansen

JFH:ls

cc: Larry Klayman
Carol Bundy