

1 Name: Russell Rope (Pro Se)
2 Address: #1607 POB 1198, Sacramento, CA 95812
3 Phone: 818-500-5592
4 Defendant in Pro Per,

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6 **THE SUPERIOR COURT OF CALIFORNIA**
7 **COUNTY OF LOS ANGELES**
8

9 PEOPLE OF THE STATE OF CALIFORNIA,) CASE NO. BA437791
10 Plaintiff,) NOTICE OF MOTION AND
11 vs.) PITCHES MOTION (CA Evidence
12 RUSSELL ROPE,) Code 1043-1046)
13 Defendant)
14) Next Hearing: January 15, 2016
15) Department: 33
16) Time: Between 8:30 AM & 4:00 PM
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18 1) This is a notice that on January 15, 2016 between 8:30AM and 4:00 PM in the courtroom of
19 Department 33 at Clara Foltz Criminal Justice Center of Los Angeles, Russell Rope will make a
20 pitches motion for access to all information contained in all personal files of all connected
21 officers and prosecutors at LAPD, LADOT, and DA in relation to case #BA427791 in
22 accordance with Evidence Code 1043 and 1045 EC.
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24 **MEMORANDUM OF POINTS AND AUTHORITIES**
25 **STATEMENT OF FACTS**
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- 27 2) The honest suspect/defendant did not commit a crime and is the real victim.
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29 3) Officers and prosecution are engaging in serious misconduct and criminal behavior.
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1 5) The alleged victim lied to LAPD.

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3 6) LAPD conducted two illegal searches and seizures at the suspect/defendant's residence and
4 the police report is full of discrepancies.

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6 7) The investigating detective lied and tried to coerce the suspect/defendant then intentionally
7 neglected investigation.

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9 6)The prosecution has been acting extremely shady, which is also the reason the defendant had
10 to fire the public defender. The DDA/DA office is lying about receipt of email and
11 attachments, stalling, neglecting complaints and requested help both before and after this
12 incident, and they are doing harder prove things to try and mess with the defendant's head; ex)
13 lame fashion statements and excessive and harassing exhibition of power.

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15 8) The defendant is a real big deal with valuable intellectual property and a private parking
16 garage. There was no motive for the defendant to commit a crime and serious motive for
17 LADOT/prosecution/etc.

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19 9) This entire incident was a setup entrapment that failed at generating the desired results, so the
20 LADOT officer lied to get out of being reported.

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22 10) LADOT intentionally evaded the subpoena because they are trying to cover up their crimes.

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24 11) LAPD provided a fake copy of the arrest warrant in response to the subpoena. The fake
25 warrant did not have the errors of the original warrant, which the suspect/defendant brought to
26 the attention of all of the officers while they were illegally searching his bedroom.

ARGUMENT

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12) The following Evidence Code authorizes access for defendant pro se to all of the requested information.

13) Evidence Code 1043-1045: “1043. (a) In any case in which discovery or disclosure is sought of peace or custodial officer personnel records or records maintained pursuant to Section 832.5 of the Penal Code or information from those records, the party seeking the discovery or disclosure shall file a written motion with... written notice... (b) The motion shall include all of the following: (1) Identification of the proceeding in which discovery or disclosure is sought, the party seeking discovery or disclosure, the peace or custodial officer whose records are sought, the governmental agency which has custody and control of the records, and the time and place at which the motion for discovery or disclosure shall be heard. (2) A description of the type of records or information sought. (3) Affidavits showing good cause for the discovery or disclosure sought... 1044. Nothing in this article shall be construed to affect the right of access to records of medical or psychological history where such access would otherwise be available under Section 996 or 1016. 1045. (a) Nothing in this article shall be construed to affect the right of access to records of complaints...”

1 **CONCLUSION**

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3 14) Specific Information Requested: First and foremost, any and all information regarding all
4 connected officers is relevant to the defense’s investigation, and while there is specific
5 information sought, all information is necessary for the purpose of not missing something
6 important that might otherwise be overlooked. Everyone involved in any aspect of the report,
7 arrest, and protection is suspect of conspiracy with entrapment and federal R.I.C.O. case #LA-
8 CV14-04900. Next, the defense is demanding the follow information: supervisor and
9 dispatcher names and records, complaint history, salary history, medical and psychological
10 records, all known phone numbers, addresses, names of relatives, etc. for the following
11 individuals: @ LADOT: Officer Chavez, Veronica Dominguez, “Aviles” (name of person
12 served); @ LAPD: Detective Rodriguez #34014?, Officer Schneider #38866, Officer Martin #
13 33342; @ DA: Deputy Destiny Ramsey and Patrick Cannon and all of their supervisors.
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15 15) Evidence of the defendant’s innocence and worse than entrapment is attached hereto as
16 Exhibits A through S and by this reference made a part hereof.
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18 16) Please either provide all of the requested information at the next hearing or immediately
19 dismiss.
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21 *Copyrighted then respectfully submitted this 4th day of January 2016
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