

August 28, 2016/Revised December 13, 2016/Revised December 18, 2016/Revised February 18,2017

Dear Friend:

This information is being sent to request that you investigate the use of UCOP lawyers preparing civil "protection orders". I believe these lawyers, funded indirectly on State funded salaries, routinely prepare matters against UC faculty/former faculty. Their purpose is a denial of rights. For most tenured faculty, emeritus offices are a right not attainable with this fraud.

Your investigation may show excessive "pro bono" (undeclared) use of (indirect)State-funded salary UCOP legal time preparing civil matters. In a way, it is a form of undeclared pro bono work. This work is not related to official UC business matters. Often the faculty have already been severed. Thus the work is not related to current faculty but former faculty, for most. To summarize, this complaint is for excessive use of UCOP legals (paid indirectly on State funds) for private civil matters. RIC1110397 is the origin and lists the people and UCOP lawyers involved in a complaint against me. It's not a uniform complaint; its independent anecdotes I call departing "homages". The complaint consists of "homages" constructed in a manner as follows:

The fraud in construction simply means one staff member works to obtain an "homage" from one faculty member. This is replicated by the MSO or AA for the Department. The MSO tells the Chair it's for **space reclamation**. A blank page may be signed by the Chair. The other staff member collects another "story" from a second faculty member. Faculty may be told it's for "**a staff award**". Now you have four pages. The Chair never figures out the document created goes before a judge.

The paired-documents are combined to make a "protection order" with the four pages. See information **and be sure to listen to** voice memos and statements at my web site. The felony fraud is to tell faculty "it's for a staff award" and **not disclose its for a judicial document**.

Your investigation is to confirm the issues above and: You would also need to determine if UCOP made excessive use of their time while on State funded salaries on this form of **civil matter**. This is undeclared "pro bono" work on State time. Further, one must examine other "protection orders" of similar kind by the same lawyers. Please investigate the total counts across the State of California associated with this waste, fraud, and abuse. Note my "officer pumping counts" complaint at [brettfleisch.com](http://brettfleisch.com)

UCOP lawyers misuse of protection orders such as RIC1110397 are a possible Bylaw violation and a means of short-circuiting academic rights by administrators and UCOP. Moreover, management by executive administrative offices e.g. AEVC William Kidder (one such administrator at all UC branches) implicates administrators managing civil protection orders against former UC faculty to deny emeritus rights. (There is a version of William Kidder on each

UC campus in the list at my "fixitgate link"; these administrators were listed at that link as of 8/26/16). Note these faculty/administrators are on State funded salaries(indirectly), as well.

Administrators are on the protection orders in many cases. I assume they are **legally responsible** for the possible nonsense called an "homage"<sup>1</sup>. But the **investigations of the victims are defective**, I surmise. The creators of the nonsense (and how it is created) should be investigated. Moreover, the chain of approvals are defective because there was no investigation of the correct parties nor the construction methods. This also includes administrators that perform administrative resolutions for faculty, some that are tenured; the later a Bylaw violation in my case. The EVC offices manage "contempt of court" and "whistleblower" complaints to throw the faculty under the bus, a true conflict of interest(COI) and showing of administrative incompetence.

Additional details about law enforcement involvement includes signatures for civil orders made on the administrative approval chains; these are later defended as "to support law enforcement" in both budgetary matters and legal arguments once signed. Recall UCOP lawyers buttress the fraud more carefully explained at my web site as "to protect the campus" because they obtained law enforcement signatures. I argue law enforcement has the same COI that the Hestrin letter implies (see [brettfleisch.com](http://brettfleisch.com) letter from DA)

Finally, these matters may be "shopped" in courtrooms so that ADAs sign the civil orders. Nonetheless, the policy statement for DA Hestrin and presumably all ADAs in this county (that are not abusing their authority) is explained in the DAs letter. This letter should apply equally well in all counties. This letter is a two edged sword showing lack of prosecution of the "misuse" felony which I believe belongs primarily to UCOP lawyers and administrators. See [brettfleisch.com/DA.pdf](http://brettfleisch.com/DA.pdf) The victims should be examined as having undergone an 18 USC 242/241 violation. There are felonies in the order itself: obstructing justice, creation of them in a fraudulent manner, denial of rights, and lastly possible hiding administrative fraud. In my case, someone fired me. The Synopsis.pdf on this web site and associated precedent cases (in the references) show the dismissal was involuntary and a staff member likely fired me.

Recall their is fraud in obtaining the "homages" from faculty explained in the prose at my web site in "packinglist". "Why use an homage?" at [brettfleisch.com](http://brettfleisch.com) has theories that also touch on this matter. I suspect staff are fired for this fiasco but the error repeats. Poorly designed Charges committees with ad hoc members are a concern. Varying members may never see the repeating fraud. In addition, not issuing biannual redacted reports to improve matters is common. These issues are touched on in my voice memos. Overall, several policies in place buttress matters. Once staff are fired for this matter, they get a protection order and disappear.

Despite this, the faculty are duped as are the Kidders at each campus who don't understand the implications of civil orders on State funded salaries. This repetitive act on former faculty

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<sup>1</sup> See [brettfleisch.com](http://brettfleisch.com) "What's an homage?"

besmirches them on departure. Nontenured or tenured faculty may never work in the United States once besmirched by these protection orders. When (former) faculty depart these protection orders begin. Often nontenured faculty change institutions twice and the protection order could "red flag" a faculty member moving a second time to industry or academia.

The lack of press coverage probably means investigations that are defective. Public information source investigations are possible without using payroll action forms (PAFs) decades old. UC Catalogs of past years are authoritative. Nonetheless, rumor has it that investigations are thrown out with no findings using only current year catalogs. My voice memo discusses.

One rumor is the investigations across all campuses are so defective as to argue there are no protection orders on former faculty; they checked using the current catalog and found they had no protection orders on faculty. Another misses the **cross-purposing** in the documents that are created as the pages are assembled. Some create the documents for one reason and others for other purposes; I call this cross-purposing.

In addition, lack of **transparency** in where the assembled document goes -- possibly with a disclosure form is nonexistent. This lack of transparency buttresses the paperwork fraud. In fact, Chairs may be given completely different reasons than other faculty for signing these documents as I stated. The documents have so much fraud, some creators are never told the document creation is for a judge to sign to deny emeritus rights. Additionally, the investigations are so defective starting at the victim instead of the construction methods it's shocking; they investigate the misdemeanor but completely miss the felonies. Petroski might have declared the UC System an example for his book -- as one that would collapse from such fraud and stupidity. The construction methods are hidden and when found out what happens faculty may be told it's "all legal" despite the felonies I identified. Defective investigations that look at misdemeanors and start at the victim rather than the construction methods and miss the felony for these protection orders abounds.

Thank you.

Further details and voice memos at [www.brettfleisch.com](http://www.brettfleisch.com)

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See also:

Henry Petroski

To Engineer Is Human: The Role of Failure in Successful Design