

Kelly, Brian (USMS)

From: Joel Christiansen <joel@oremploymentlawyer.com>
Sent: Thursday, November 12, 2015 2:30 PM
To: Kelly, Brian (USMS)
Cc: Linda Marshall
Subject: Timothy Rote/Sitting Duck Portland

Brian,

Thanks for the call a few minutes ago. Per your request, Mr. Rote's address is 24790 SW Big Fir Road, West Linn, OR 97068.

Mr. Rote's ex-wife's name was Catherine Rote. My co-counsel, Linda Marshall, and I will let you know if we can track down her maiden name.

Please feel free to call my cell if you need anything further: 503-915-1094.

Joel

Joel Christiansen | VOGELE & CHRISTIANSEN
812 NW 17th Avenue, Portland, OR 97209
(p) 503-841-6722 (e) joel@oremploymentlawyer.com

Telephone call 11/12/15

Linda Marshal (attorney)

Mr. Joel Christiansen 503-915-1094 (attorney)

2001 Judge Jones handled a simple wage case with Tim Rote

Tim Fraudulently transferred money

Defendant wrote a letter to the judge and the judge they don't know what it contained

Recently in the last year Rote is writing a blog

Sitting duck blog within the last couple of days he posted information about Judge Jones

Congratulations Judge Jones our legacy is not always what we want it to be. (on post)

This fellow is following Judge Jones career and to make the statement is disturbing to the attorneys

TIM ROTE

Def arrested in 2004 sitting in his car sitting outside his former wife's house with latex gloves and a gun with the serial number rubbed off. He also a concealed carry permit. ?

Following the blog because he is harassing their client.

Not sure he is stable.

Current case with Judge Stewart.

Brown, Papak and Hernandez have all ruled against Mr. Rote.

url sittingduckportland.wordpress.com

He writes about Arbitrator corruption

Kelly, Brian (USMS)

From: [REDACTED]@ord.uscourts.gov
Sent: Friday, January 15, 2016 7:39 AM
To: Kelly, Brian (USMS)
Subject: RE: Nov 12th Life Time Achievement Award Dinner

I don't think I saved any of that information. I typed it up and gave it to you.

[REDACTED]
Judicial Assistant/Courtroom Deputy to the Honorable Judge Robert E. Jones
[REDACTED] Chambers
[REDACTED] Fax

Ability is what you are capable of doing.
Motivation determines what you do.
Attitude determines how well you do it.
You Holtz

From: "Kelly, Brian (USMS)" <Brian.Kelly2@usdoj.gov>
To: [REDACTED]@ord.uscourts.gov" <[REDACTED]@ord.uscourts.gov>
Date: 01/14/2016 03:46 PM
Subject: RE: Nov 12th Life Time Achievement Award Dinner

Ok, can you send me his attorneys name and contact info again.

Thanks,

Brian C. Kelly
PII, USMS
Portland, OR

[REDACTED] - Desk
[REDACTED] - Cell

-----Original Message-----

From: [REDACTED]@ord.uscourts.gov [mailto:[REDACTED]@ord.uscourts.gov]
Sent: Thursday, January 14, 2016 3:31 PM
To: Kelly, Brian (USMS)
Subject: Fw: Nov 12th Life Time Achievement Award Dinner

I do not want to respond to this email. I truthfully don't even know who called. I gave the information to you.

[REDACTED]
Judicial Assistant/Courtroom Deputy to the Honorable Judge Robert E. Jones
[REDACTED] Chambers

[REDACTED] Fax

Ability is what you are capable of doing.
Motivation determines what you do.
Attitude determines how well you do it.
Lou Holtz

----- Forwarded by [REDACTED]/ORD/09/USCOURTS on 01/14/2016 03:29 PM -----

From: <tim@rote-enterprises.com>
To: [REDACTED][@ord.uscourts.gov](mailto:[REDACTED]@ord.uscourts.gov)
Date: 01/14/2016 03:24 PM
Subject: Nov 12th Life Time Achievement Award Dinner

Hi [REDACTED]:

Apparently, in the afternoon of this big event someone from your office received a call about a blog post of mine, inferring that I intended to do some harm to The Honorable Robert E. Jones. The Marshals Service called me and I assured them that was not the case then and is not the case now, nor will it ever be.

But I would like to find out who made the call. Would you share that with me please.

Tim Rote

Kelly, Brian (USMS)

From: [REDACTED] (USMS)
Sent: Friday, August 12, 2016 9:20 AM
To: [REDACTED] (USMS); [REDACTED] (USMS)
Cc: Kelly, Brian (USMS); [REDACTED] (USMS)
Subject: FW: Inquiry
Attachments: [REDACTED].doc

Brian,

Pursuant to our conversation, I am forwarding you the letter that was sent to the USMS Wanted tip email inbox. IOD CIB monitors that and sends leads. This, of course, is not a lead but a request to be removed from the district list maintained at the screening station.

As you are also named in it, I am sending to the ACDUSM and JSI in the event the district determines they need to handle this subject using different personnel.

IOD has not contacted the sender beyond the automated response every email gets that the message was received and they may be further contacted if necessary. That should come locally as IOD would not get involved in a local judicial security matter.

§

I also did not forward to JSD OPI as any interaction with them can be done via your district if you wish to do that.

If the sender contacts the tipline again, we'll continue to send to Oregon.

§

[REDACTED] please file this received email in the closed archive. Thanks!!!!

[REDACTED]
Chief
U.S. Marshals Service
IOD Criminal Intelligence Branch
[REDACTED]

From: [REDACTED] (USMS)
Sent: Friday, August 12, 2016 9:52 AM
To: [REDACTED] (USMS)
Subject: FW: Inquiry

Good morning Chief,

I am monitoring the tip-line this week. This email was filed on the USMS wanted tip-line in care of the AD.

Thanks-[REDACTED]

From: tim@rote-enterprises.com [mailto:tim@rote-enterprises.com]
Sent: Thursday, August 11, 2016 6:02 PM

To: USMS Wanted (USMS)
Subject: Inquiry

August 11, 2016

Mr. [REDACTED]
Assistant Director
Investigative Operations

Mr. [REDACTED]

I am writing you about an issue of some import to me. A few weeks ago I went to the U.S. District Court in Oregon to file a Judges copy of a motion. I was detained after going through security. I was detained because I'm on a watch list. My photo and information is on a dedicated page in a three ring binder at the security station.

While I don't know for sure why I am on the watch list, I suspect it is because of action taken by two attorneys representing an opposing party in litigation pending in Federal Court. I called your agents once my business was done and inquired as to why I was on the list and was told it would be investigated and I would be called. I am more than happy to meet with the U.S. Marshal's service.

I suspect I am on the watch list because Judge Jones asked that I be put on it. In 2001 Judge Jones and I had a bit of disagreement on a matter over him presiding in a trial, possibly involving a family member. The issue passes and arose again in 2010 in an unrelated arbitration. In that arbitration opposing counsel, Linda Marshall, implored the arbitrator to contact Judge Jones about his opinion of me. While the behavior was outrageous there is some evidence that Judge Jones influenced the outcome. I had refuted that conclusion until recently. In 2015 I published a blog on the arbitration including the evidence of arbitrator failures and corruption.

One of the blog post, Chapter 19, concluded that arbitrators are effectively above the law because they are so seldom reversed and take great liberty with evidence, either accepting or dismissing it. At the end of that blog I noted that Judge Jones was receiving a lifetime achievement award at a dinner in his honor and wished him well. I also noted that our legacies are not always what we wanted them to be. I know mine is not.

The opposing attorneys then contacted Judge Jones deputy and intimated that my blog post was a veiled threat to come to Judge Jones' dinner to do him so kind of harm. Brian Kelley from your office contacted me early that evening to determine if I intended to come to the dinner and if I further had some intention to do Judge Jones harm. I assured him I did not. My attorney was with me and assured him also in a separate call. Brian was very professional.

In response I sued the attorneys for defamation, civil conspiracy and a few other claims. In preparing for the case I contacted Judge Jones deputy and received another call from Brian Kelley telling me not to call or email them. Now I hope you understand that the conversation between the deputy clerk and the opposing attorneys is potentially material to my case. I should point out that there is no doubt in my mind that the attorneys contacted Judge Jones to influence other litigation pending and painted a threatening picture to advance their interests. I did not and do not advocate violence. Moreover until that contact it seemed unlikely that Judge Jones

had influenced any of my litigation. But since that time, following the lead by these attorneys, they appear to know something I do not. Moreover they have claimed they reached out to Judge Jones because of information I had recently acquired regarding Judge Jones' influence. That of course was not true.

But now as a result of their spurious behavior I am on a watch list and I can only surmised that this is because of the intimation to the deputy clerk. And so I want to know when and why I was put on the watch list. If this needs to follow a protocol request as in a Freedom of Information request, let me know.

I'd like to be taken off the list. I can imagine that the attorneys did not envision that the deputy would publish their misleading and defamatory statements to the U.S. Marshals service, but they were published and were discovered.

My blog on this 7 year arbitration and now 5 year post arbitration litigation speaks to issues of some concern to the public and as a blogger I am a member of the media. It would be contrary to public policy to be put on a watch list for publishing my findings on arbitration and judicial corruption. I know Judges hate being examined in such a forum as a blog, but that is the price of free speech and that speech cannot be silenced through punitive actions when focused on a judge and especially not on a Senior U.S. Federal Judge who can still influence the outcome of pending litigation.

Thank you for your consideration.

Very truly yours,

s/ Timothy C. Rote
Timothy C. Rote



COURT FACILITY INCIDENT REPORT

CASE NUMBER: 1665-1112-0339-V		FID: 9941437		SUBJECT NAME: ROTE,TIM	
DATE OF REPORT: 11/12/2015		DATE OF INCIDENT: 11/12/2015		REPORTED BY: KELLY,BRIAN (5755)	
ARREST/DETENTION: No	REPORTING DISTRICT: 65 - OREGON	INCIDENT LOCATION: MARK O. HATFIELD U.S. COURTHOUSE 1000 SOUTHWEST THIRD AVENUE PORTLAND, OR 97204	TIME OF INCIDENT: 09:30		
TYPE OF INCIDENT: Preliminary Protective Assessment					
TYPE OF REPORT: (Initial, Followup, or Addendum) Initial					
DESCRIPTION OF INCIDENT: BRIAN KELLY on 11/12/2015: ROTE continued by saying that his comment was read out of context but that he understood the USMS's standpoint. ROTE then said that there was nothing for the USMS to be concerned about and that if the USMS needed to speak with him on anything to give him a call. The call was then ended. PII KELLY will continue to monitor the blog and continue to mitigate any future inappropriate communication from ROTE. BRIAN KELLY on 11/12/2015: On 11/12/2015 Judge Jones chambers notified the USMS about a post on the blog of Tim ROTE. ROTE is the defendant in a civil case (14-cv-406-ST). The post references Judge Jones receiving a lifetime achievement award today and the comment "Perhaps more often than not our legacies are not what we wanted them to be." The FBI was notified of the blog and the recent comments. The USMS will also be vigilant for ROTE at the ceremony. PII KELLY spoke with both ROTE and his attorney, Jeffrey HASSON (503-784-2220). ROTE explained that he has the upmost respect for Judge Jones, but the plaintiffs attorneys keep bringing up "a dust up" that ROTE had with Judge Jones 14 or 15 years ago. ROTE even admitted that JONES was correct in how he handled/treated in incident years ago. ROTE went on to say that he would alter the blog. PII KELLY told him that he didn't have to do that, but wanted to make sure to mitigate any problems that may arise in the future.					