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2 IN THE CIRCUIT COURT OF THE STATE OF OREGON
3 FOR THE COUNTY OF CLACKAMAS
4

5 TIMOTHY C. ROTE,

6 Plaintiff,

7 v.

8 ANDREW BRANDSNESS,
9 CAROL BERNICK,
10 OREGON STATE BAR (PROFESSIONAL
11 LIABILITY FUND),
12 ANTHONY ALBERTAZZI,
13 NENA COOK
14 PAM STENDAHL,
15 MAX ZWEIZIG,

16 Defendants.

Case No.: 18CV45257

PLAINTIFF'S DECLARATION
SUPPORTING REPLY AND CROSS-
MOTION FOR SUMMARY
JUDGMENT

17 I, TIMOTHY ROTE, do hereby declare:

18 1. I represent myself in the above-captioned case. I make this declaration on personal
19 knowledge and am competent to testify to the matters stated herein.

20 2. Attached hereto as **Reply Exhibit 1** is a true and correct copy of Sheno Payne's
21 webpage on representative verdicts, identifying therein on page 4, *Zweizig v Rote*, case
22 #18-35991. Payne admits that Rote lost that Appeal because he could not Compel
23 arbitration alone, as he was not a signatory to the employment agreement between
24 Zweizig and employer NDT. Brandsness represented NDT and failed to file a Motion to
25 Comepl arbitration even after having been ordered to do so.

26 3. Attached hereto as **Reply Exhibit 2** is a true and correct copy of my Federal Civil
Rights lawsuit filed on July 12, 2023 against Defendant Brandsness, his attorney Bernard
Moore, Judge Leslie Roberts and others alleging that the assignment by Roberts to my

1 cases was an act of collaboration between the Oregon Judicial Department and the other
2 named defendants, designed to deny due process and to retaliate for my many
3 publications critical of Oregon Judicial Department.

4 4. Attached hereto as **Reply Exhibit 3** is a true and correct copy of my Appeal to the 9th
5 Circuit in effort to set aside the Judgment secured by Zweizig in case 3:15-cv-2401.
6 Zweizig secured that Judgment by perjury and the subornation of that perjury by his
7 attorney Joel Christiansen. If successful, the economic damages against Brandsness
8 would be reduced considerably.

9 5. Attached hereto as **Reply Exhibit 4** is a true and correct copy of a news report from
10 reporter Julia Reinstein updating the Josh Duggar conviction and his current prison
11 sentence. Max Zweizig engaged in the exact same predatory behavior as Duggar, as the
12 Defendant, his attorney and the PLF very well knows. In spite of that knowledge of
13 Zweizig's criminal conduct, the PLF has taken up Zweizig's representation and the
14 Oregon Judiciary has taken up his protection.

15
16 **I HEREBY DECLARE THAT THE ABOVE STATEMENT IS TRUE TO THE BEST**
17 **OF MY KNOWLEDGE AND BELIEF, AND THAT I UNDERSTAND IT IS MADE**
18 **FOR USE AS EVIDENCE IN COURT AND IS SUBJECT TO PENALTY FOR**
19 **PERJURY**

20
21 DATED: July 14, 2023

22 */s/ Timothy C. Rote*
23 Timothy C. Rote
24 Plaintiff *Pro Se*
25 7427 SW Coho Ct. #200
26 Tualatin, OR 97062
(503) 272-6264

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I served the Plaintiff's Declaration on:

3 Foster Garvey
4 Attention: Matthew Yium
5 121 SW Morrison Street, 11th Floor
6 Portland, OR 97204
7 503.223.3939
8 matthew.yium@foster.com
9 Counsel for Bernick, Stendahl, Cook and PLF

10 FD Firm
11 Bernard S. Moore
12 2592 E Barnett Rd.
13 Medford, OR 97504
14 541.779.2333
15 moore@fdfirm.com
16 Counsel for Andrew Brandsness

17 Steele Law
18 Attention: Nathan Steele
19 125 NW Greeley Ave
20 Bend, OR 97703
21 541.647.1812
22 ngs@steelelaw.com
23 Counsel for Anthony Albertazzi

24 FBI Headquarters
25 Child Exploitation and Human Trafficking Division (CEHTTFs)
26 935 Pennsylvania Avenue, NW
Washington, D.C. 20535-0001

27 [] Via First Class Mail

28 [X] Via Email

29 [X] Via OECF Notification

30 DATED: July 14, 2023

31 /s/ Timothy C. Rote
32 Timothy C. Rote
33 *Plaintiff Pro se*

34
35
36
DECLARATION OF SERVICE