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IN THE SENATE OF THE LEGISLATURE OF THE STATE OF ALASKA – TWENTY FIFTH **LEGISLATURE**

RESPONSE TO SUBPOENA AD TESTIFICANDUM DATED **SEPTEMBER 12, 2008**

Mr. Todd Palin, in accord with AS 24.20.060, AS 24.25.010, Civil Rule 45(a) and Civil Rule 31, and in accord with the stipulated compromise reached between the Judiciary Committee through Sen. Hollis French and Mr. Palin on October 5, 2008, hereby appears, answers, responds and testifies as follows in response to the deposition upon written questions:

INTRODUCTORY STATEMENT

As an initial matter, and in response to Interrogatory # 31(b), it is an established fact that the trooper at the heart of these interrogatories - Mike Wooten - threatened the public On March 1, 2006, Colonel Julia Grimes, the Director of the Division of State safety. Troopers, issued a report finding that Mr. Wooten had used a Taser stun-gun device on his tenyear-old stepson (my nephew), had drunk beer both before and during the operation of his marked State Trooper patrol car, and had illegally shot a cow moose without a permit. (See Letter from Col. Julia P. Grimes, Division of Alaska State Troopers, dated March 1, 2006 ("Grimes Report").) Colonel Grimes's official report on behalf of the Alaska State Troopers concluded that Mr. Wooten's misconduct was "grave" and "demonstrate[d his] lack of judgment and a profound disrespect for the responsibilities of a law enforcement officer." (Id.) While two of Colonel Grimes's findings related to conduct involving my extended family, one

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did not. The Grimes Report recounted an incident involving Adrian and Marilyn Lane, who are not related to me. As Colonel Grimes reported:

> In June/July 2004, you stopped at the home of acquaintances of yours, Adrian and Marilyn Lane. They live in your same subdivision and on one occasion you pulled your marked trooper vehicle into their driveway. According to the statement of Adrian Lane, you walked into their garage, engaged in some social conversation and then went to a refrigerator located in his garage and helped yourself to a beer. Mr. Lane stated that he saw you drink the first beer and then state that you had to go, but that before you left you helped yourself to a second beer. He said you opened the beer and got into your marked trooper vehicle carrying the beer and drove away.

(Id.) Reviewing the totality of the circumstances, the Grimes Report noted that Mr. Wooten's "unacceptable conduct appears to have continued and even escalated," and "clearly indicates a serious and concentrated pattern of unacceptable and at times, illegal activity occurring over a lengthy period." (Id.) Noting that "a civilian investigated under similar circumstances would have received criminal sanctions," Colonel Grimes imposed a suspension that was "meant to be a last chance to take corrective action." (Id.)

In 2005 and early 2006, State Trooper Mike Wooten was the subject of a court-imposed Domestic Violence Protective Order. Some of this violent behavior, including a death threat, was directed at my sister-in-law Molly McCann (who was divorced from Wooten in 2006), my daughter, my nephew, and my father-in-law. Concerns about Wooten's behavior were aired both by me, members of my family and others before Monegan ever took office as Commissioner of Public Safety. There is absolutely nothing improper about lodging concerns about Trooper Wooten with Monegan or his predecessor—complaints about State Troopers are supposed to go to the Commissioner. Nor is there anything wrong with Mr. Monegan or his predecessor receiving information about threats specifically directed at me or my family. Todd Palin's Response to Judiciary Committee Subpoena Page 2 of 25

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Threats of violence against a public official, and his or her family, fall within the responsibilities of the Department of Public Safety. The Department of Law website instructs the public to raise trooper misconduct concerns with the Commissioner of DPS. In addition, we were specifically given the same instruction by our security detail to inform Mr. Monegan about our concerns with Trooper Wooten.

I was concerned about the lack of diligence from the Alaska State Troopers in the investigation as part of the issuance of the Domestic Violence Protective Order. investigating PSEA trooper would selectively take notes and turn off the interview tape when he interviewed my daughter Bristol and my wife. Troopers failed to interview many of the key witnesses: my wife and I had to retain a private investigator in order to conduct interviews to preserve witness accounts of Trooper Wooten misconduct.

I was not aware of the Grimes Report until July 2008, after Monegan left the government. The DPS never informed me or my wife that Wooten had been disciplined. All we knew is that Trooper Wooten would repeatedly tell Molly that no one would ever punish him because he was a trooper, and that Trooper Wooten continued to be assigned to patrol the neighborhood of my family, even after he had threatened to kill my father-in-law.

In 2007, I was in the Yetna River area, where I often spend time practicing snow machine racing, when I saw Trooper Wooten operating a snow-machine—even as he claimed to the Alaska State Troopers that he was fully disabled and unable to work. This typically dishonest disregard of the law offended me, and I offered photographs of Wooten's snowmachine use to the appropriate authorities. Wooten also went on a spending spree during his 2006 divorce, buying all sorts of expensive toys; then, instead of paying his debts honestly, he

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filed for bankruptcy, and left some local businesses unpaid. I believe this may have been his second bankruptcy.

All of this upset me, and I had hundreds of conversations and communications about Trooper Wooten over the last several years with my family, with friends, with colleagues, and with just about everyone I could—including government officials. (In fact, I talked about Wooten so much over the years that my wife told me to stop talking about it with her.) In response to the questions posed here, I have tried to remember as many of these conversations as I can, but it is possible that I have failed to recollect conversations about Trooper Wooten, since no one can be expected to remember every communication they have had over the course of several years.

I have heard criticism that I am too involved with my wife's administration. My wife and I are very close. We are each other's best friend. I have helped her at every stage in her career the best I can, and she has helped me. Few complained when Susan Knowles was helping Tony Knowles. Few complained when Nancy Murkowski helped Frank Murkowski. Frank Murkowski even issued a memo telling everyone his wife was his closest advisor and would travel wherever he went. It is unfair to apply a double standard against my wife just because she is the state's first female governor. Like most couples we talk about our jobs, our work, the issues of the day, and of course, our family. These discussions occasionally included Molly, Wooten, and matters going on with the State.

My concerns over Wooten were not why Monegan was reassigned. To the best of my knowledge based on information that I received from members of my wife's administration including Mike Nizich and Randy Ruaro, Monegan's dispute with the governor and her staff

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over budget issues and failure to fill trooper vacancies are the main reasons for Monegan's reassignment. Anyone who knows Sarah knows she is the Governor and she calls the shots.

I make no apologies for wanting to protect my family and wanting to publicize the injustice of a violent trooper keeping his badge and abusing the workers' compensation system. The real investigation that needs to be conducted for the best interests of the public at large is the Department of Public Safety's unwillingness to discipline its own. As was documented in the Grimes report about Trooper Wooten, and as shown in the settlements related to Trooper Spitzer, troopers who believe they are above-the-law endanger the public safety, tarnish the reputation of the vast majority of troopers who do not violate the law, and cost the public millions of dollars from lawsuits and jury verdicts issued against abusive troopers.

I am concerned about the fairness of this investigation. My wife has disclosed documents that demonstrate that she reassigned Mr. Monegan because of legitimate policy differences and disputes over the budget. Yet Mr. Branchflower, in a rush to judgment, has seemingly done nothing to investigate or verify these facts; he has failed to interview Karen Rehfeld, the Director of Office and Management & Budget who has first-hand knowledge about the budget disputes that resulted in Monegan's reassignment.

It is tragic that because Trooper Wooten told a false story to a blogger who repeated it, the legislature has allocated over \$100,000 of public money to harass me and numerous other innocents about the fact that I had legitimate concerns about my family's safety and the public safety. It disappoints me that some members of the legislature and the police union care more about political point-scoring, spending the public's money to try to portray our legitimate

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concerns about the troopers as something wrongful than about actually protecting the public safety.

GENERAL OBJECTIONS

Todd Palin objects to each and every one of the deposition interrogatories on the following grounds. These general objections shall be incorporated into each of Mr. Palin's responses to the individual deposition interrogatories set forth below.

- Mr. Palin has made diligent and reasonable efforts to respond to each and every deposition interrogatory as Palin understands and interprets the interrogatory. Branchflower subsequently asserts an interpretation of any interrogatory that differs from that of Mr. Palin's, Mr. Palin reserves the right to supplement his objections and responses.
- Mr. Palin objects to each and every deposition interrogatory to the extent it seeks 2. privileged information; information prepared in anticipation of litigation, constituting attorney work product, or disclosing mental impressions; conclusions, opinions, or legal theories of any attorney or other representative of Mr. Palin; information containing privileged attorney-client communications; and/or information that is otherwise protected from disclosure under applicable privileges, laws, or rules, including, but not limited to, spousal privilege, executive privilege, deliberative process privilege, the joint defense and/or common interest doctrines. Any disclosure of such protected or privileged information in response to the requests for production is inadvertent and is not intended to be, and shall not operate as a waiver of any privileges or protections; nor is such inadvertent disclosure or production intended to be, nor shall it constitute a waiver of the right to object to any use of such response, document, or of the information contained therein.

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- Mr. Palin objects to each and every deposition interrogatory to the extent it seeks 3. to impose any requirement or discovery obligation beyond those required by the Alaska Rules of Civil Procedure, the Alaska Constitution, or any other applicable law or rules.
- Mr. Palin objects to each and every deposition interrogatory to the extent that it is 4. overbroad, unduly burdensome or seeks information that is neither relevant to the subject matter of the investigation, nor reasonably calculated to lead to the discovery of admissible evidence.
- Mr. Palin objects to each and every deposition interrogatory to the extent it may 5. be read as requiring the use of unreasonable data recovery processes.
- Mr. Palin objects to each and every deposition interrogatory to the extent that is 6. vague and ambiguous, or cumulative or duplicative of other requests for production, and would subject Mr. Palin to oppression, harassment, undue burden or expense.
- Mr. Palin objects to each and every deposition interrogatory to the extent it seeks 7. information that is (a) not in Mr. Palin's possession, custody, or control; or (b) publicly available.
- 8. Mr. Palin's responses to the deposition interrogatories are made without in any way waiving or intending to waive, but on the contrary intending to preserve and preserving:
 - a. The right to raise all questions of authenticity, foundation, relevancy, materiality, privilege and admissibility as evidence, for any purpose, of information identified in response to the request for production that may arise in any subsequent proceedings;
 - b. The right to object to the use of these responses in any subsequent proceeding;

- d. The right to object on any ground at any time to other interrogatories, requests for production, or other discovery involving the subject matter thereof.
- Mr. Palin objects to the Subpoena on the ground that the Judiciary Committee 9. lacks authority to issue subpoenas or otherwise investigate matters relating to the Office of the Governor, the Department of Administration, or the Department of Public Safety. Pursuant to Rule 20 of the Uniform Rules of the Alaska Legislature, the Judiciary Committee's jurisdiction is limited to "the programs and activities of the Alaska Court System and the Department of Law, and the legal and substantive review of bills referred to it for that purpose." Pursuant to Rule 20, the State Affairs Committee is the legislative committee with jurisdiction over the Office of the Governor, the Department of Administration, and the Department of Public Safety.
- Mr. Palin objects to the Deposition Interrogatories to the extent they seek 10. information protected from disclosure by the doctrine of executive privilege. As the spouse of the Governor, Mr. Palin regularly communicates with the Governor, and the communications are covered by the executive privilege. See, e.g., Association of American Physicians & Surgeons, Inc. v. Clinton, 997 F.2d 898 (D.C. Cir. 1993); In re Grand Jury Proceedings, 5 F. Supp. 2d 21 (D.D.C. 1998) ("The Court finds that conversations between the First Lady and [presidential advisers] Lindsey or Blumenthal fall under the executive privilege.").
- Mr. Palin objects to the Deposition Interrogatories to the extent that they seek 11. information protected from disclosure by the deliberative process privilege. The decision

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making process by which the Governor decided to reassign a public safety commissioner is inherently pre-decisional and deliberative, and the interest in confidentiality outweighs any purported public interest in disclosure. See, e.g., Gwich'in Steering Committee v. Office of the Governor, 10 P.3d 572 (Alaska 2000).

- Mr. Palin objects to the Deposition Interrogatories on the ground that the 12. Legislative Council lacked jurisdiction to authorize the investigation pursuant to which the Deposition Interrogatories were issued. The Legislative Council's authority to conduct investigations is limited to investigations in support of its statutory purpose to assist the legislature in reviewing, assessing, drafting, and revising legislation and providing administrative services to the legislature in connection with the development of legislation. See AS §§ 24.20.010, 24.20.060(2).
- Mr. Palin objects to the Deposition Interrogatories on the ground that the special 13. counsel engaged by the Legislative Council to pursue the investigation of which the Interrogatories are a part has a conflict of interest. On information and belief, former public safety commissioner Monegan was the supervisor of Special Counsel Branchflower's wife Linda Branchflower when both worked at the Anchorage Police Department. Branchflower publicly praised Mr. Monegan's appointment as public safety commissioner and received a contract under Mr. Monegan for the cold case unit from which she has financially benefited. And Special Counsel Branchflower essentially functioned as Mr. Monegan's attorney when Mr. Branchflower was a district attorney in Anchorage and Mr. Monegan was Anchorage police chief.

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- 15. Mr. Palin objects to the subpoena and to the Deposition Interrogatories to the extent they are interpreted to require the production of documents. At no time was there a vote to authorize a subpoena for the production of documents from Todd Palin.
- 16. Mr. Palin responds to these interrogatories in accordance with Mr. Palin's knowledge and best recollections at this time. While Mr. Palin believes that each of the answers below provides a complete and substantive answer to the question posed, Mr. Palin is continuing to search for information responsive to these interrogatories, and reserves the right to supplement, amend, or correct his response to each interrogatory with additional information should material arise that refreshes his recollection.

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Mr. Palin submits these responses to deposition interrogatories in full satisfaction 17. of the subpoena that was issued to him by the Senate Judiciary and served upon his attorney on September 12. 2008.

Subject to these objections, Todd Palin answers the Deposition Interrogatories as follows:

1. What communications have you had with Governor Sarah Palin Regarding Walt Monegan?

I first recall becoming aware of Walt Monegan during the transition phase in late 2006. I vaguely recall knowing that he was part of the DPS transition team. I do not recall if that knowledge came from discussions with Sarah but it may have. I was directed by Bob Cockrell, of the governor's security staff, to express concerns that I had about anyone who had made a threat against Sarah or her family to DPS. Pursuant to that instruction, I discussed Mike Wooten and the threats he had made against our family with Walt Monegan in late 2006 or early 2007. Sometime after this discussion, I mentioned to Sarah that I had talked to Walt Monegan about Mike. During the transition time Sarah and I had a short conversation about Walt. I recall discussing the fact that he was from rural Alaska, that he seemed respected in the law enforcement community, and that he could potentially help with communication and image problems that the troopers have historically had with rural communities.

I recall a discussion in the summer of 2007 when a friend's husband drowned in Lake Louise and she was upset with the way the body recovery was being handled. We called Monegan.

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On or about the fall of 2007, Sarah and I had a discussion regarding the resolution of the Trooper Spitzer taser incident that resulted in a lawsuit and a substantial jury verdict against the state of Alaska. It is possible during this discussion that Monegan's name came up.

Sarah and I talked about Sarah's plans to visit the rural communities in Alaska. Many rural communities in Alaska are accessible only by plane. The state uses a King Air Turbo Prop for such travel, which is managed by the Department of Public Safety. There were some discussions about Monegan related to travel and the lack of availability of the King Air Turbo Prop. It seemed like whenever Sarah needed this plane, it was unavailable. Our discussion was generally that Monegan didn't seem to understand how difficult it was to reschedule these trips on short notice and his failure to get on top of this issue was preventing Sarah from traveling to out-of-the-way rural bush communities to visit her constituents. We were concerned that the Department of Public Safety was retaliating against Sarah for selling the Murkowski jet that Department of Public Safety officials enjoyed using.

I recall asking Sarah about the claim of PSEA, the police union, that the DPS budget had been cut and she told me that it had actually been increased by two million dollars. She expressed frustration that Walt was not disputing this misinformation. Throughout 2008, I became aware from discussions with Sarah that she was becoming more dissatisfied with Monegan's work, particularly on budget matters, and lack of progress in achieving policy goals.

There was an email on June 30, 2008 from Monegan that had the annual AST 2007 report. I was aware that Sarah was not happy with the report. Sarah was having difficulty finding out who had actually authored it and who was going to take responsibility for it.

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In that same email, Monegan stated that he had heard a rumor from an unnamed source that Sarah was supposedly driving Trig, then around 9 weeks old, in her car without "an approved infant car seat" and that this situation could be "awkward." This odd and offensive email was forwarded to me. I was in Dillingham at the time. She was not happy with Monegan's false accusation or his implied threat that it was "awkward" as if he now needed to issue a citation. Sarah has always been a good mother and to accuse her of something like that was very offensive. Sarah responded that "I've never driven Trig anywhere without a new, approved car seat. I want to know who said otherwise—pls provide me that info now." (Emphasis added). I am not sure Monegan ever responded to the Governor's direct order. The next day it was learned through Kris Perry that this false allegation of her driving was really about a group tour of a Point McKenzie farm and a big diesel truck that everyone rode in on a private farm road without traffic at low speed. Sarah was not driving, she was a passenger with others, and it was like taking a shuttle. Later, the same false rumor was repeated on an anti-Palin blog.

In May of 2008, the troopers issued a poster that featured Mike Wooten on it. I arrived at Sarah's office shortly after the Department of Public Safety dropped off the poster there. Sarah and I discussed this later. It seems odd to me now, after Monegan claims all this "pressure" about Wooten, that in May 2008 he did not know what Wooten looked like.

From approximately June 19 until July 14, I was in Dillingham. Sarah was also traveling during part of this time. I do not believe that we had many conversations during this time about Monegan.

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I heard about Walt Monegan leaving state service after the fact. After the dispute arose and we learned that Monegan, or people on his behalf, were claiming he was fired because he would not fire Wooten, Sarah and I had numerous discussions regarding Monegan, and how inaccurate this was. We also discussed some of the reasons Sarah lost faith in Monegan, such as his lack of cooperation, his seeming unwillingness to defend the administration against false claims by PSEA, and his inability to coordinate his work with the Governor's office.

2. What communications have you had with Governor Sarah Palin regarding Mike Wooten?

Many over the years. Wooten was a threat to our family. He was dishonest. He was not a good man. He threatened to kill Sarah's dad. I often raised my concerns about Wooten, and what I thought was the unfairness of his remaining on the state troopers when he was obviously so unfit for the job. At some point Sarah told me to "drop it" and stop talking about the issue and I discussed it with her much less often. We also discussed Wooten's 2006 bankruptcy, which he declared after an extensive spending spree where he ran up tens of thousands of dollars of debt at local businesses. I thought that this was inappropriate for a police officer.

What communications have you had with Mike Tibbles regarding Walt 3. Monegan?

I do not recall specific conversations with Tibbles about Monegan other than about routine things such as scheduling the King Air and Monegan's leadership issues.

4. What communications have you had with Mike Tibbles regarding Mike Wooten?

Quite a few, so many I can not remember them all. Tibbles was chief of staff. I told him about Wooten being a threat to my family. I gave Tibbles the whole story about Wooten, gave him the packet of information I had collected about Wooten and informed him regularly

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of my serious concerns about Wooten. I also talked to him about the litigation over Trooper Spitzer and Trooper Osborne, and the jailed Trooper Scott. I spoke to him a couple of times about my questions whether Wooten was following the law on his workers' comp claim.

What communications have you had with Annette Kreitzer regarding Walt 5. Monegan?

I don't recall having any communications with Annette Kreitzer about Monegan.

What communications have you had with Annette Kreitzer regarding Mike 6. Wooten?

I don't recall having any communications with Annette Kreitzer regarding Mike Wooten.

- 7. What communications have you had with Brad Thompson about Walt Monegan? I don't recall having any communications with Brad Thompson about Walt Monegan.
- What communications have you had with Brad Thompson about Mike Wooten?

I believe I called Brad Thompson about Wooten possibly committing workers' comp fraud. I personally saw Wooten riding a snowmachine on the Yetna River trail when he was supposedly fully disabled from work. I took pictures. I was told Brad Thompson was maybe looking in to this. He confirmed that the case was being looked at.

9. What communications have you had with Mike Nizich about Walt Monegan?

I don't remember that many conversations with Nizich about Monegan. I think I talked with Nizich and got a general sense of his frustration with Monegan's lack of performance. After Monegan was reassigned I remember Nizich saying something to the effect that Kopp understood the direction of the department and the duties of a commissioner in short order whereas Monegan did not.

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10. What communications have you had with Mike Nizich about Mike Wooten?

I talked to Nizich and gave him the whole story about Wooten. I never asked Nizich to do anything about Wooten. He simply listened. This was probably in Juneau, but I am not sure, and I think it was in early 2008.

11. What communications have you had with Ivy Frye regarding Walt Monegan?

I remember talking with Ivy during the last session probably in Juneau during the PSEA negotiations. PSEA was publicly providing incorrect information about the Governor's public safety record and running untrue ads about the administration and I said to her something to the effect that "Walt's not doing anything about it."

12. What communications have you had with Ivy Frye regarding Mike Wooten?

I think I forwarded emails to Ivy about our communication with Col. Grimes, and gave her the Hacket information with the witness statements and the other information we had about Wooten. We became friends during the campaign because she was a hard worker. I am certain I talked to her several times about problems with Mike Wooten. We talked on the phone and in person. I don't recall details but it would have involved Wooten's actions and my feelings about that.

13. What communications have you had with Frank Bailey regarding Walt Monegan?

Probably several phone calls and in person discussions in Anchorage, but the conversations were more about DPS than about Monegan. We discussed problems with the system, the plane, and the lack of accountability in DPS.

14. What communications have you had with Frank Bailey regarding Mike Wooten?

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We had a lot of conversations about a guy who threatened my family and verbally assaulted my daughter. We talked about my concerns. We talked about Wooten possibly pulling over one of my kids to frame them, like throwing a bag of dope in the back seat just to frame a Palin. We talked about Wooten's statements or actions against Molly and Wooten being a ticking time bomb mentally and my concern for the safety of my father in-law and the rest of my family. I told Frank about my concerns about Wooten supposedly being disabled but at the same time riding snowmachines or motorcycles. I told him how I could not understand how a person like that could do all these things and still carry a gun and a badge. We communicated about Wooten being on shift but waiting in front of schools for 45 minutes while on duty running his kids around in a patrol car. Frank and I discussed Wooten a lot in the last few years, in person and over the phone and by email. I never asked Frank Bailey to call Rodney Dial for me about Wooten, but I repeatedly expressed my frustration to Frank about Wooten and, in my opinion, a flawed system that protected Wooten.

What communications did you have with Randy Ruaro regarding Walt 15. Monegan?

I may have had conversations about Monegan with Randy prior to July 2008, about routine matters such as the lack of availability of the King Turbo Prop. In July 2008 I spoke with Randy in the context of state infrastructure projects. During that conversation, we talked about other issues including that someone from Bethel had mentioned for DPS and Walt to use the returning Iraq vets in Bethel to fill law enforcement vacancies. There were a lot of vacancies and a need in rural Alaska. I got the sense that Randy was frustrated with Monegan about several issues particularly about not filling DPS vacancies. I think we talked about

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improving public safety in rural Alaska. I recall talking with Randy and getting the impression that Randy was very frustrated with Monegan.

What communications did you have with Randy Ruaro regarding Mike *16.* Wooten?

I told Randy that Wooten threatened to kill my father in-law. I told Randy about Wooten and gave him a rundown of what had occurred and his history. I wanted everyone to know about the risk Wooten was to my family in case anything ever happened. I am certain we spoke on the phone several times in which Wooten came up, and we talked about it in person.

17. What communications have you had with John Glass about Walt Monegan?

I do not recall having any communications with Glass about Monegan, though we may have discussed Monegan in the context of the issue of plane transportation. I spoke with Glass as a routine matter, so some of those conversations may have touched upon Monegan.

What communications have you had with John Glass about 18. Wooten?

I know John through the Iron Dog. We would talk shop. I spoke to Glass about Wooten when Glass was police chief of Wasilla. I told him "I hope you guys aren't considering hiring him." Glass said "Believe me, we already know" or something to that effect. I had other conversations with Glass in the Capitol Building probably around March or April 2008 about Wooten. I remember him saying: "I'm telling you as a friend, I love the Governor, but I am telling you, you stay away from this Wooten situation." I felt it was more of the same with troopers protecting a "brother" officer.

What communications did you have with Audie Holloway regarding *19.* Monegan?

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I do not recall talking with Holloway about Monegan, but I did tell Holloway that Monegan told me that Holloway had my papers from the Hackett private investigation.

What communications did you have with Audie Holloway regarding Mike *20*. Wooten?

My first contact was probably about April 2007, when I told him I had pictures of a trooper, Wooten, riding about 100 miles out of Wasilla on the Yetna River but was supposedly on worker's comp for months. I spend a lot of time out on the Yetna River using my snowmachine, and by coincidence saw Wooten there one day, and took photos. Holloway said "bring them on in" and later he took the pictures from me. In September 2007 I called Holloway and said "Walt said you had my papers." He said he did not remember anything about this. I ran down the Wooten situation for him since he said he did not remember this at all. I also told him that we were getting a lot of calls at the house about Trooper Spitzer and the state getting hit with a million dollar verdict because of him. He told me "I cannot talk to you about Trooper Spitzer but Trooper Spitzer did nothing wrong."

What communications have you had with other members of the Department of 21. Public Safety regarding Walt Monegan?

I don't recall having communications with anybody else in DPS about Monegan, but I can't say for sure. I may have discussed Monegan in the course of communications with Chuck Kopp.

What communications have you had with other members of the Department of *22*. Public Safety regarding Mike Wooten?

I recall Chuck Kopp talking to me about Wooten at the governor's picnic in Wasilla. We heard that Wooten was at the picnic, in uniform, armed and it was just after he made a threat to take "Sarah down" and my wife felt threatened. She talked with Kopp. Kopp was at

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the picnic at some point. Kopp handled the situation and Wooten, who was not assigned to work the picnic, was removed.

I spoke to Kim Peterson about Wooten on the information I dropped off for Holloway regarding the workers' comp fraud.

I told Bob Cockrell the full story about Wooten and how I thought he was a security threat to me and my family and that the security detail needed to know about Wooten's past in order to understand why Wooten was a threat. Cockrell told me to talk to the DPS commissioner (Monegan) about our concerns about Wooten.

Between August and December 2005, as a private citizen, I had several communications by e-mail and two by phone with Colonel Julia Grimes about Wooten. I may have also spoken to her in 2006; I don't recall if I spoke with Colonel Grimes in 2007.

In 2005 and 2006, as a private citizen, I spoke to Jim Cockrell twice about Wooten.

As part of the troopers' investigation into Wooten, Ron Wall interviewed me on or about August 18, 2005. I gave Wall a copy of my Hackett investigation report shortly thereafter at his request.

23. What communications have you had with Kris Perry regarding Walt Monegan?

I spoke with Kris Perry regularly, often many times a day, about everything going on that day. I know I spoke to her about Monegan not getting the King Air in shape and available for the Governor to visit the Bush communities. One issue with Monegan that I recall was the way he threatened the Governor about an "anonymous" complaint that she supposedly drove Trig without a car seat. I gave the details of this above.

24. What communications have you had with Kris Perry regarding Wooten?

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There were many conversations with Kris about Wooten. Kris is a family friend we have known for a long time. She probably knew about Wooten issues when they happened and we would have many contemporaneous discussions about the latest Wooten problem.

- 25. What communications have you had with Nicki Neal regarding Walt Monegan? I don't recall having communications with Nicki Neal about Walt Monegan.
- 26. What communications have you had with Nicki Neal regarding Mike Wooten? I don't recall having communications with Nicki Neal about Mike Wooten.
- 27. What communications have you had with Janice Mason regarding Walt Monegan?

I think we talked about Monegan whenever we tried to schedule the King Air. Monegan had difficulty getting the plane in service for us. We were all somewhat frustrated with this.

28. What communications have you had with Janice Mason regarding Mike Wooten.

I don't recall specifically having communications with Ms. Mason about Wooten, but I may have given her the full rundown about Wooten's misconduct at some time.

What communications have you had with any other member of the Palin 29. Administration regarding Walt Monegan?

On various occasions through-out the course of the Administration, I may have had some communications with various people about routine issues that would involve Monegan, such as scheduling the King Air, if he was going to come to a function or to the house, etc.

What communications have you had with any other member of the Palin 30. Administration regarding Mike Wooten?

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Clapp, Peterson, Van Flein, Tiemessen & Thorsness, LLC 711 H Street, Suite 620 Anchorage, Alaska 99501-3454 907) 272-9272 fax (907) 272-9586 This answer assumes that the other responses regarding administration members are not included in this response so I don't have to repeat everything. I talked to many people in the Palin Administration about Wooten, usually when there was some incident with Wooten or I was following up. I warned people about the threat this guy was to me and my family and in my opinion to the community at large. I talked to Talis Colberg, I think somewhere in late 2007, maybe early 2008, about the Wooten death threat against my family and if there was anything that could be looked into because of this. Talis told me a few days later that it was a personnel matter and it was resolved, but how it was resolved was not disclosed.

I spoke to Sharon Leighhow, and told her about Wooten being a threat. I spoke to Bitney about Wooten. I am certain I told Bitney the whole story about Wooten and probably expressed my candid opinion about Wooten's unfitness to be a cop.

31. What actions did you take involving Walt Monegan or Mike Wooten?

(a): Monegan: I had interactions with Monegan that are "actions" such as plane trips to Dillingham together; flying to New Stuyahok, flying to Bethel. I believe I first met Monegan after he was hired as a Commissioner. In the summer of 2007 we got a call from a friend whose husband was missing in Lake Louise, and she was frustrated about the lack of search effort by the troopers. I called Monegan. He said it was a "recovery operation" and that there was "no need for the wife to get all excited" and that he had "people on it."

Our security detail said I should keep DPS informed about any security issues. On the basis of this instruction, I met with Monegan sometime around late December 2006 or probably in January of 2007. I met with him at the Anchorage Governor's office to discuss Wooten. It was just me and him. It told him he needed to be aware of a trooper that has threatened my

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Anchorage, Alaska 99501-3454 Fiemessen & Thorsness, LLC Clapp, Peterson, Van Flein, 711 H Street, Suite 620

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I gave him information including the findings from Hacket interviews; family. communications between us and Col. Grimes, and statements from Gary Howe, and my daughter Bristol. Since Monegan was the top cop in the state, I wanted to make sure he had all information about Wooten's history in case something happened to a member of the Palin family or the general public by Wooten. He said he would "look into it." A week or two later, in passing (most likely in the Governor's office in Anchorage), Monegan saw me and followed up to our meeting saying the investigation "was over with." Monegan said "If you want to pursue this my recommendation is you talk to the ombudsman." Sometime later, I called Monegan, and told him about the snowmachine pictures. He told me to call Holloway about those photos.

Monegan never informed me about the substance of any investigation that had been done. I was told no details could be released. I assumed nothing had been done or that whatever was done internally must have been a slap on the wrist. Col. Grimes never told me and Monegan never told me. In fall 2007 I contacted Monegan to try to retrieve the packet of information I gave him. He told me to "call Audie."

Not until Wooten released, and then the ADN posted, his personnel records in July 2008 did I learn that there was a completed internal review by Col. Grimes and what was done. I learned that there was a ten-day suspension ordered, and that the union successfully reduced the suspension to five days. To my amazement Col. Grimes said that if any member of the public had done what Wooten did, they would be charged criminally. The lack of criminal changes and the reduction of the suspension to five days is a poor reflection on DPS, and undermines all the good, honest troopers who put their lives on the line.

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Clapp, Peterson, Van Flein, Tiemessen & Thorsness, LLC 711 H Street, Suite 620 Anchorage, Alaska 99501-3454 (907) 272-9272 fax (907) 272-9586 As Monegan has stated, I never told him to fire Wooten. My understanding was that he was in charge of receiving any kind of complaint about a trooper. That was his job. At no time did Monegan tell me he felt "pressure" nor would I expect the top law enforcement officer in our state to feel "pressure" to do anything he did not think was right. He holds himself out as a man of integrity. I would assume he would tell me if he thought I said or did anything he was uncomfortable with or was unethical. He never filed an ethics complaint or reported anything. He never said anything.

- (b) Wooten: My introductory statement regarding Trooper Wooten is fully incorporated by reference in this answer. I also incorporate my discussions with others about Wooten. In addition, as to Wooten, I watched him drive a snowmachine and then tip one over to work on it, all while he was supposedly fully disabled. I took a picture of Wooten. I gave a file of information to Monegan. Monegan was head of DPS and it was his job to receive complaints about troopers. I complained about Wooten using a trooper car for personal business since I saw him using the patrol to bus his kids around to multiple schools during working hours. I inquired about Wooten's workers comp status to Brad Thompson. I made a complaint about what I thought was a possible workers comp fraud issue.
 - 32. Are you in possession of any other information, including the actions and communications of others, regarding the events and circumstances surrounding the termination of Walt Monegan? If so, describe that information in detail.

Walt Monegan was, to the best of my knowledge, not terminated. He was offered a reassignment and he resigned rather than accept the reassignment. I am also in possession of the publicly-available information about the termination of Walt Monegan and press reports of

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State of Alaska

Department of Public Safety Division of

Alaska State Troopers

Frank Murkowski, Governor William Tandeske, Commissioner

March 1, 2006 - REVISED

Investigator Michael Wooten Wildlife Investigations Unit Alaska Bureau of Investigation 5700 E. Tudor Road Anchorage, AK 99507

Re: Suspension

DOA Personn

Employee Records Section

Dear Investigator Wooten:

On April 11, 2005, an administrative investigation was initiated regarding allegations of improper conduct committed over a two-year period that occurred between yourself and various members of your immediate and extended family. I have reviewed the entire file, to include the "Memorandum of Findings", all recordings and interviews conducted in this administrative investigation. The pertinent sections that were sustained include the following:

OPM 101.070(A) OPM 101.070(B) OPM 101.060(F)	Unbecoming Conduct (three incidents) Personal Conduct (three incidents) Failure to Perform Duties Properly, Use of Government Property (one incident)
OPM 101.070(C) OPM 101.070(F) OPM103.030(A)	Conformance to Laws (two incidents) Use of Alcohol (one incident) Operation to be prudent and lawful (one incident)

A summary review of the circumstances sustaining these violations include the following:

- Using a Taser on your ten-year-old stepson, Payton (in a training capacity);
- Shooting a cow moose to fill a permit issued to your wife Molly, in violation of statute; and
- Drinking beer before, and subsequently during the operation of a marked Alaska State Trooper patrol vehicle.

The judgment you have demonstrated and the choices you have made during these violations is of grave concern. The use of your department issued Taser on a ten-year old child, your stepson, Payton demonstrated extremely poor judgement and a conscience choice you made to violate the department's standards of conduct. You have been entrusted by the department not only to be responsible in handling and deploying your own issued Taser when dealing with the public, but, further, as a Taser instructor, you have been well trained in the application and risks associated with use of the weapon on a child. During this investigation, you admitted to using your department issued Taser on Payton, which is a clear violation of policy.

This event is not mitigated by the fact that it occurred within your immediate family. In addition to any expectation he had as member of your household, he is also a member of the general public and as such, will likely now have a diminished view of the department and you as a representative of the

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Michael Wooten March 1, 2006 Page 2

department. This is unacceptable. Your lapse of proper judgement and unacceptable conduct is very serious in nature and on it's own, this matter warrants corrective action.

The issue of the wildlife violation has even deeper ramifications. As a hunter and certainly, a law enforcement officer you knew or should have known the conditions for the drawing permit and the hunt. The fact that you are currently assigned as a wildlife crimes investigator exponentially exacerbates this violation as it is absolutely contrary to your current assignment. During the investigation, you maintained that these actions were not inappropriate, and that you didn't consider these actions a violation of the law.

A review of the appropriate administrative code for this violation (5AAC 92.050(a)(5) states: (5) except as provided in (6) of this subsection, a permit is nontransferable.... In addition, Alaska statute 16.05.420 (C) states: (c) A person to whom a license, tag, or sport fishing vessel registration has been issued under this chapter may not alter, change, loan, or transfer the license, tag, or sport fishing vessel registration. A person may not use a license, tag, or sport fishing vessel registration that has been issued under this chapter to another person. Based on the facts presented the investigation, there is no question that you violated these provisions, and in fact committed an unclassified misdemeanor offense. During our conference on 2-9-06, you finally did admit that the conduct was illegal. On its own, your conduct in this matter warrants corrective

In response to your lapse in judgement and improper conduct, you will be reassigned from the Wildlife Investigations Unit (WIU). Effective immediately, you will be reassigned to the Anchorage Services Unit

In June/July 2004, you stopped at the home of acquaintances of yours, Adrian and Marilyn Lane. They live in your same subdivision and on one occasion you pulled your marked trooper vehicle into their driveway. According to the statement of Adrian Lane, you walked into their garage, engaged in some social conversation and then went to a refrigerator located in his garage and helped yourself to a beer. Mr. Lane stated that he saw you drink the first beer and then state that you had to go, but that before you left you helped yourself to a second beer. He said you opened the beer and got into your marked trooper vehicle carrying the beer and drove away.

Marilyn Lane stated that on this same occasion, she walked into the garage after you had arrived and although she did not see you get the first beer, she saw you drinking a beer and engaging in social conversation with her husband Adrian. She further stated that she left the garage and came back a little later, and at that time observed you with an open beer in your hand. She said that she saw you get into your marked trooper vehicle with the beer in hand, still chatting and drive away.

Mr. and Mrs. Lane both stated that they were arnazed that you would drink a beer and drive your trooper vehicle, and stated that they discussed with each other the fact that it was inappropriate and that you had better watch out or you could get into trouble. The Lanes recounted this story only after being asked about the incident by Sgt. Wall. I was concerned about this incident and conducted a follow-up interview with the Lanes. They stated to me, that they liked you and had been friends of the Heath family for years and for that reason, they did not report it to anyone. They also stated to me that under no circumstances would they ever be untruthful about their observations of you that day, and that their prior relationship with the Heath family did not have any influence over their statements.

The issue of drinking alcoholic beverages (beer) prior to operating, and then during the operation of a marked patrol vehicle not only exposed the Department to liability, but further demonstrates your lack of judgement and a profound disrespect for the responsibilities of a law enforcement officer. We as police officers are held to a higher standard of conduct and duty than the average citizen. We routinely contact and prosecute those who are either driving under the influence or who have open

Michael Wooten March 1, 2006 Page 3

containers of alcohol in the vehicle while driving. Your conduct in this incident demonstrates a lack of good character, and a disregard for the law you are sworn to uphold. If you had been involved in an incident or an accident immediately following this event, your actions would have not only involved criminal liability, but also exposed the Department to great discredit, embarrassment and additional civil liability. Of greater importance is the fact that because of your actions, the integrity of every other State Trooper is in question. This is unacceptable.

To gain a complete understanding of how the aforementioned sustained violations relate to your performance with the Alaska State Troopers, I have reviewed your personnel file and identified the following actions:

•	12-27-01	Warning for filing personal documents written on DPS report forms with the Court in
		reference to a personal issue;
•	1-5-04	Reprimand for negligent damage to a state vehicle;
•	1-24-05	Instruction in reference to driving complaints of speeding, unsafe lane changes, following too closely, and not using turn signals while operating a state vehicle;
	4-14-05	Instruction for being absent without leave;
•	6-24-05	Instruction for reimbursement for personal cell phone calls;
•	10-12-05	Suspension for violation of traffic law;
•	11-16-05	Memorandum of Expectations to clarify duty hours, tardiness and personal

business during duty time.

The history noted above indicates a significant pattern of judgment failures, during which you have repeatedly shown yourself incapable or unwilling to maintain a demeanor demonstrating or embracing departmental expectations for your proper and appropriate conduct. The history bears out your failure to change or correct your behavior or your inability to behave according to our canons of police ethics and rules of conduct. Your unacceptable conduct appears to have continued and even escalated. The findings of the administrative investigation indicate that in addition to the events addressed above, that activity sustained in the investigation was occurring concurrently. The record clearly indicates a serious and concentrated pattern of unacceptable and at times, illegal activity occurring over a lengthy period, which establishes a course of conduct totally at odds with the ethics of our profession.

The Alaska Department of Public Safety expects that employees will hold themselves to the highest professional and personal standards, on and off duty. As a state trooper, you are expected to exhibit conduct that instills public and professional confidence in the integrity of our organization. The events and behavior sustained during this Administrative Investigation not only brings discredit to the department by having a trooper violate law, but also documents a continued course of conduct rife with poor judgment and violation of policy. It is nearly certain that a civilian investigated under similar circumstances would have received criminal sanctions. These events are unacceptable, constitute a gross deviation from our department's standards, and will not be tolerated.

Based on the totality of this review and your past history, you will be suspended for five working days. You are hereby suspended on March 6, 2006 through March 10, 2006.

During your period of suspension, you are to turn in your duty weapons, Taser, SERT gear and credentials. You will be prohibited from driving a state vehicle and shall have no authority of office (OPM 111.070 (D)(E).

This discipline is meant to be a last chance to take corrective action. The Department views your continued misconduct and the violation of the Law and OPM sections to be very serious. You are hereby given notice that any further occurrences of these types of behaviors or incidents will not be tolerated and will result in your termination. You must comply with the Law, the OPM and direction given you.

Michael Wooten March 1, 2006 Page 4

You are hereby advised of your rights under the PSEA Collective Bargaining Agreement.

Sincerely,

Colonel Julia P. Grimes

Director

cc: Commissioner William Tandeske, DPS
Assistant Commissioner Gretchen Pence, DPS
PSEA

Public Protection Management Services, Div. of Personnel, DOA Public Protection Technical Services Supervisor, Div. of Personnel, DOA

Personnel File

IN THE DISTRICT SUPERIOR COURT FOR THE STATES	語的類	TRIAL COURTS ACTHIND DISTRICT SLIMER
Molly J. Mc Cany Petitioner DOB 11/26/66	l l	1 1 2005
Petitioner DOB_1/26/66_	Clerk of the	The Courts
v		Jopa
	PA-0	5-210CI
Respondent DOB 8-28-72 EX PARTE PRO		
	Y ORDE	
The above-named petitioner has filed a petition requesting a 20-day eunder AS 18.66.110(a). This court makes the following findings and order allegations in the petition.	k parte pr r based or	otective order u:
testimony of petitioner. Tape # Log #		· · · · · · · · · · · · · · · · · · ·
FINDINGS		
1. The court finds probable cause to believe that the relationship	between	petitioner and
respondent is that of:		
a. persons who are current or former spouses.		
h persons who live together or who have lived together.		alati anghin
d. persons who presently have or previously had a dating the persons who are related to each other up to the fourth whether of the whole or half blood or by adoption, concivil law.	degree of	consanguinity,
e persons who are related or formerly related by marriag	8	
f. persons who have a child of the relationship. g. minor child and a person in a relationship described in	a through	e, above with
the minor child's parent, or the minor children of described in a through g. above.	persons in	a relationship
[AS 18.66.990(5)]		
2. The court finds probable cause to believe that the respond involving domestic violence against the petitioner. 18.66.990(3)]	[AS 18	66.110(a) and
An ex parte order is necessary to protect the petitioner from 18.66.110(a)]		
Petitioner has certified in writing the efforts made to petition. [AS 18.66.110(a)] Respondent was	notify res	spondent of the notified.
Page 1 of 6		
DV-110 (9/04)(st.4) EX PARTE PROTECTIVE ORDER (20-DAY ORDER)		AS 18.66.100990

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	PROTECTIVE ORDER
,	
HEREBY	ORDERED THAT:
	's request for an ex parte protective order is GRANTED, and it is order
that:	s request for an ex parte protective order is dicarding, and it is or at
	respondent not threaten to commit or commit acts of domestic viole
a.	stalking or harassment. [AS 18.66,100(c)(1)]
	respondent not be in the physical presence of, telephone, contact or other
/ La v.	communicate directly or indirectly with petitioner except: Yhouse
	her afformen in fonding divous of
-	[AS 18.66.100(c)(2) & (16)]
	respondent leave and stay away from any residence of petitioner.
\	Respondent is not to be within feet/miles of petitioner's residen
ι	[AS 18.66.100(c)(3) & (4)]
ير (آيدا	a delimination of contract the follow
d.	additional locations:
	petitioner's school petitioner's place of employment
	the following places frequented by petitioner or a member of
	household!
	Place Name of Household Me
	Te eland Middle School Pattante Can
	194 and Middle School
	The Pre-School Mekinley Wa
. •	Pally & House, Hendy House
	The Pre-School Mekinley Wa
	The Pre-School Miking Was Pally's House, Hendy House Bxceptions:
. (25)	The Pre-School Mckin long Was Pally's House, Hendly House Exceptions: [AS 18 66 100(c)(4) & (16)]
√ €.	The School Makin by Was Pally's House Bxceptions: [AS 18.66.100(c)(4) & (16)] respondent not enter or follow a vehicle in the possession of proccupic
5 0 e.	The Fig. School Makin long William Pally House, Hearth's House Exceptions: [AS 18.66.100(c)(4) & (16)] respondent not enter or follow a vehicle in the possession of proccuping petitioner. [AS 18.66.100(c)(5) & (16)]
e.	The School Pally's House, Hearth's House Exceptions: [AS 18.66.100(c)(4) & (16)] respondent not enter or follow a vehicle in the possession of petitioner. [AS 18.66.100(c)(5) & (16)] petitioner shall have possession and use of:
f.	The School Marking Was Parks House Bxceptions: [AS 18.66.100(c)(4) & (16)] respondent not enter or follow a vehicle in the possession of proccupic petitioner. [AS 18.66.100(c)(5) & (16)] petitioner shall have possession and use of: the following vehicle and all keys to it: # 1997 Toy Compared to the following vehicle and all keys to it:
₹ f.	The School Manufus War Park House Bxceptions: [AS 18.66.100(c)(4) & (16)] respondent not enter or follow a vehicle in the possession of proccuping petitioner. [AS 18.66.100(c)(5) & (16)] petitioner shall have possession and use of: the following vehicle and all keys to it: Description + 2001 Ford Expedition
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e. f, 2 of 6 10 (9/04)(st.4	Exceptions: [AS 18.66.100(c)(4) & (16)] respondent not enter or follow a vehicle in the possession of proccupic petitioner. [AS 18.66.100(c)(5) & (16)] petitioner shall have possession and use of: the following vehicle and all keys to it: Description \(\sum \) AD \(\tag{F3} \) \(F

	g.	respondent not possess or use controlled substances. [AS 18.66.100(c)(11) & (16)]
	h.	respondent pay \$ 0000 per month for the support of the petitioner while this order is in effect, beginning on 149/105 [AS 18.66.100(c)(12)]
• .	i.	respondent may return once to the residence located at
		essential personal belongings, clothing, and
•		[AS 18.66.100(c)(16)]
		respondent not sell or dispose of any personal property of the petitioner, any property jointly held, or any disputed property. [AS 18.66.100(c)(16)]
	☐ k.	other
-	 -	
	· · · .	
2:	Child Cu	stody/Visitation/Support. [AS 18.66.100(c)(9) & (12)]
	It is furt	ner ordered that:
•	$_{\rm a}$ ρ	shall have temporary dustody of the child(ren
•	liste	halow (name and date of hirth)
· •		1491 - Making Wooten
		1/8/03, 1722/01
	<u></u>	
	b	may not remove the child(ren) named in paragraph 2.6
		the State of Alaska, except
,		
		a a series of the series of th
	c. Visit	ation. The court finds that the safety of the child(ren) and petitioner can be protected. Therefore, visitation shall be allowed per AS 25.20.061
.•		follows:
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AS 18.66.100-.990

**** NOTICE TO RESPONDENT ****

Violation of this order may be a misdemeanor, punishable by up to one year of incarceration and up to a \$10,000 fine. [AS 18.66.130(d)(1) & AS 11.56.740] If you violate this order, you can be arrested by a peace officer without a warrant. [AS 18.65.530 & AS 12.25.030(b)]

If you are convicted of assault in the fourth degree committed in violation of this order, you will be sentenced to at least 20 days in jail. [AS 12.55.135(c)]

If you are ordered to have no contact with the petitioner or to stay away from the petitioner's residence, vehicle, or other place designated by the court, an invitation by the petitioner to have the prohibited contact or to be present at or enter the residence, vehicle, or other place does not in any way invalidate or nullify the order. [AS 18.66.130(d)(2)]

***** NOTICE TO BOTH PARTIES *****

While this protective order is in effect, both petitioner and respondent

- must keep the court informed of a means of contacting you (address and phone) so the court can notify you should there be any further action in this case (ask for confidentiality if necessary); and
- 2. have a continuing duty to inform the court in writing of pending civil actions or domestic violence criminal actions involving either the petitioner or the respondent. [AS 18.66.150(b)]

WRIT OF ASSISTANCE

TO: You a	Any Peace Off re commanded t	ficer, State of Ala- to use every lawfu	ska il means to er	iforce the ab	ove ord	er. You sh	all:	
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	escort and assist petitioner to safely obtain possession of the items listed in paragraph 1.f. of this order.							
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Page 5 DV-1 EX PA	10 (9/04)(st.4)	VE ORDER (20-DA)	(ORDER)				AS 18.6	6.100990

MODIFICATION

Either party may ask the court to change or end this order. A form for making this request (form DV-135) is available at the court clerk's office.

<u>EFFECT1</u>	<u>VE DATES</u>
This order and writ will be in effect for 20 da order.	ays unless modified or dissolved earlier by court
4/11/05	June 2
Effective Date and Time	Judge Magistrate
	DWOLL
	Type or Print Name
In-Court Distribution on above date: Petitioner Respondent	Other Distribution: I certify that on 4-11-02 copy of this Order was given or mailed to: X Petitioner
In-Court Clerk:	Respondent Local police/AST at
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Page 6 of 6 DV-110 (9/04)(st.4) EX PARTE PROTECTIVE ORDER (20-DAY ORDER)

AS 18,66,100-.990



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Department of Lav

Frequently Asked Questions

Department of Law > Frequently Asked Questions



I want to complain about my local police department or a state trooper. Who can help me?

I have a complaint about another state agency. Can you help?

Where can I file a complaint about my attorney?

I have a problem with a business. What are my remedies?

I want to report a scam.

What are Alaska's laws governing charitable solicitations?

How can I register to solicit charitable donations?

Does Alaska have a No-Call List or Black Dot Law allowing me to opt out of receiving telemarketing calls?

I want to make a complaint against an Assistant District Attorney or an Assistant Attorney General.

I was ordered by the Court to pay a fine or restitution. I was awarded restitution paid to me by the Court. Can you help?

I have questions about my child support case. Who can I call?

I have a problem with my landlord (or tenant). What can I do?

I want to file a civil, criminal or small claims case. I want to appeal a case.

I want copies of my court records or the final judgment in my case.

How do I contact the Alaska Court System?

How can I get a copy of a record from a state agency?

I would like to report child abuse or neglect. Who do I call?

I want to respond to a crime.

I want to complain about how the judge acted in my case.

I have a problem with my utility. Who can help me?

Can I get an attorney general's opinion on this legal matter?

Where can I find out what the laws are concerning carrying a concealed weapon in Alaska?

What are Alaska's laws governing sex offender registration? How can I find out if one of my neighbors is registered?

Who are my legislators?

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I have a legal question. Can you help me?

The Attorney General's Office and Department of Law staff cannot provide legal advice to private citizens or organizations, but only to agencies and employees of the state.

Read More ...

- About the Attorney C
- About the Departme
- Civil Division
- Criminal Division
- Administrative Service
- Regional District Atto

- Look to see if any of the following frequently asked questions address your question.
- If you need a private attorney, the Alaska Bar Association Lawyer Referral Service can help you find one with the expertise you need. There is no charge for the referral. In Anchorage call 907-272-0352. Long distance calls within Alaska may be made toll free by calling 1-800-770-9999. If you are calling from outside Alaska, please call 907-272-0352. Hours are 8:30 a.m. 12:00 noon and 1:00 p.m. 4:00 p.m., Monday through Friday.
- Law Library: www.Alaskalawhelp.org

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I want to complain about my local police department or a state trooper. Who can help me?

Complaints against a state trooper must be filed in writing with the Juneau Office of the Commissioner. Complaints may be mailed to: Office of the Commissioner, PO Box 111200, Juneau, AK 99811 or faxed to (907) 465-4362. These complaints will be reviewed by the Commissioners office and forwarded to the appropriate parties.

Complaints about local police agencies should be directed to that agency's Internal Affairs section or the chief of police. You can find contact information for your local police agency at the following:

http://justice.uaa.alaska.edu/rlinks/lawenforcement/ak_localpds.html

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I have a complaint about another state agency. Can you help?

The Department of Law has no jurisdiction over other agencies. You should to take your complaint to the commissioner of the department in question. The state Ombudsman's Office is another avenue. The Alaska State Ombudsman investigates complaints against state government agencies and employees.

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Where can I file a complaint about my attorney?

All attorneys who practice in Alaska must be licensed by the Alaska Bar Association. The Bar is also responsible for attorney discipline. Visit the Bar's Ethics and Discipline web site at http://www.alaskabar.org/index.cfm?ID=4852 for information on your rights and responsibilities as a client, and how to file a grievance against a member of the Alaska Bar.

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I have a problem with a business. What are my remedies? I want to report a scam.

HACKETT'S LEGAL INVESTIGATIONS

LEONARD J. HACKETT

771 N. NORTHSHORE DRIVE WASILLA, ALASKA 99654-6544 (907) 176-7343 CELLULAR (907) 229-3503

FAX (907) 357-7343 TOLL FREE (888) 798-7343

Todd & Sarah Palin Todd & Sarah Palin DATE: 06/27/2005, By Mail (Alaska) TOTAL NO. OF PAGES INCLUDING COVER:

RE:

Palin: Interview and statement of Chris Brightbill, DOB 10/1/70

MESSAGE:

FAX NUMBER:

Mr. Brightbill works at the Mugshot Saloon for owner, Ted Anderson, as the evening bar manager and bartender. He works from 6:00 p.m. to 6:00 a.m. His home phone is 357-4521. His mailing address is HC35 Box 5503-A, Wasilla, Alaska, 99654.

Please see Mr. Brightbill's statement of 6/17/05 regarding the March 25/26 incident at the Mugshot Saloon located on the Parks Highway in Wasilla, Alaska.

Chris is an outdoorsman. He loves to hunt and fish. He's concerned about going to court and having Mike Wooten give him a hard time out in the woods or shooting him. He feels Wooten is a loose cannon and "The troopers need to do more background checks" on these people before they turn them loose with the power and authority that they have.

He indicates he was not the one that called the cops on Wooten.

Brad Jackman is the individual who Wooten was having a problem with. Jackman is in his mid-20s. He is going to call him and give him my number and ask him to call me. If he doesn't contact me in the near future, I'll take steps to contact him.

Chris indicated that Wooten wanted to be the hero in this matter of Brad and his girlfriend arguing and he wanted a confrontation. Brad does not think that Wooten should be a trooper in that position because of his behavior. He indicates both Brad and Wooten were drunk.

He described Wooten as the big, tall guy who was with Paul, who's known to him, and they'd been in the bar approximately an hour prior to the confrontation between Wooten and Jackman. Wooten was being an asshole and it was none of his business sticking his nose where he was sticking it.

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I would suggest that you subpoen a Mr. Brightbill if you want to have his testimony or do a deposition to be used at trial if he's not available.

Since I interviewed him telephonically, I cannot tell you how he would present to a jury. I will be going in to show him Wooten's picture to confirm that's who we're talking about and I will do an addendum memo in regards to the above.

CONFIDENTIALITY NOTICE.

CONFIDENTIALITY NOTIC

STATEMENT OF CHRIS BRIGHTBILL June 17, 2005

LH: Chris, can you pronounce your full name for me so we can make sure the recorder's working properly?

CB: Chris Brightbill.

LH: Once second.

(Off record)

LH: Okay, Mr. Brightbill, my name's Leonard Hackett. I'm a legal investigator working on the Mike and Molly Wooten divorce matter. Can you pronounce your full name and spell your first and last name for me and give me your middle initial?

CB: Chris Brightbill, C-h-r-i-s B-r-i-g-h-t-b-i-l-l. No middle initial.

LH: All right. And you realize I'm recording this and I have your permission to do so?

CB: Yes, I do.

LH: And sir, are - can you tell me where you work?

CB: Mugshot Saloon.

LH: And what's your position there?

CB: I'm the nighttime manager.

LH: And what time do you work typically?

CB: 6:00 to 6:00.

LH: Okay. And back in March of 2005, either the evening of the 25th or the early morning hours of the 26th, do you remember having a client in your bar, a patron, that got in — was trying to get into a scuffle with another patron?

CB: Yes, I do.

LH: Okay. And one of the individuals was a Mike Wooten, a fish and game trooper. Do you know -- do you remember this incident?

CB: Yes, I do.

LH: Okay. And can you tell me who your patron was that was being involved in this situation?

CB: Brad Jackman.

LH: Okay. Can you tell me about what time it was that this situation developed?

CB: I believe it was about 2:30, 3:00 o'clock.

LH: Okay. Can you tell me basically what happened, where these guys were in the bar in relationship to each other and what was going on?

CB: They were both sitting over at tables near the pool tables. And Brad and his girlfriend were arguing and Mike Wooten decided to get in the middle of it and started to -- he was standing up and pointing at Brad, telling him not to eyeball him. And.....

LH: And how was his demeanor when he was doing that?

CB: He was chest blown out, and shoulders back, standing up straight in a defensive manner.

LH: And why was he yell -- was he raising his voice when he was talking to this person?

CB: Yeah, his voice was elevated.

LH: Was he -- you said in a defensive mode. Was he picking a fight or looking for a fight?

CB: Yes.

LH: Okay. And were these people -- did they have anything to do with this Wooten character, or was he just.....

CB: No. No, he was just getting in the middle of it. It was none of his business.

LH: Was he acting aggressive towards this Brad person?

CB: Yes.

LH: Okay. And had you seen Wooten in there before?

CB: No.

LH: Did you know who he was with?

CB: I -- yes, I know the guy that he was with.

LH: Do you remember his name?

CB: Paul.

LH: Okay. And how long had they been in the bar prior to this incident, do you know?

CB: Maybe an hour.

LH: Okay. And what happened after he was yelling at this Brad character?

CB: I got Brad out the back door just to avoid a confrontation with the guy, just to appease him. And then he came up to me and flipped his badge out and told me who he was, and that he was a state trooper and I told him that I really didn't care if he was a state trooper or not, that I just needed to avoid this confrontation and I would take care of it. And.....

LH: Okay. Had you not intervened, what do you think would have been the outcome as the thing escalated?

CB: I think they would have -- I think they would have been fighting.....

LH: Okay.

CB:if I wouldn't have got Brad out.

LH: Do you feel that this trooper was abusing his position and authority in regards to the behavior in your bar?

CB: Yes.

LH: Do you think he should be in the position of being a licensed trooper?

CB: No.

LH: And why not?

CB: Because troopers shouldn't act like that. Wherever they go, whatever they're doing they shouldn't blow up like that.

LH: How many years you been in the bar business?

CB: Nine.

LH: Okay. And I'm assuming you've dealt with a lot of different kinds of people.

CB: Yes.

LH: How would you categorize this guy in regards to his overall behavior?

CB: Not behavior becoming of a state trooper.

LH: Okay. Was he out of control?

CB: Yes.

LH: All right. Once again, this is Leonard Hackett speaking with Chris Brightbill. Once again, Mr. Brightbill, you realize I recorded this and I had your permission to do this.....

CB: Yes.

LH:recording? Okay, thank you. And for identification purposes, could you give me your date of birth and place of birth, please?

CB: 10/1/70, Redding, Pennsylvania.

LH: All right. I'm going to conclude the tape at this time. Please stay on the line, let's make sure everything came through, okay?

CB: Okay.

LH: One second

(Off record)

END OF TAPE RECORDING

ACKETT'S LEGAL INVESTIGATIONS

Leonard J. Hackett

771 N. Northshore Drive Wasilla, Alaska 99654 Office 907.376.7343

Fax 907.357.7343 Toll Free 888.798.7343

June 27, 2005

Mr. Chris Brightbill HC35 Box 5503-A Wasilla, AK 99654

SUBJECT: Wooten

Dear Mr. Brightbill:

Enclosed please find a copy of your June 17, 2005 statement in the abovereferenced case. Please keep this document in a safe place for future reference.

If anybody contacts you regarding this case, call me at 376-7343. If I am not in, leave a message and I will get back to you as soon as possible.

Sincerely,

Leonard J. Hackett

Lemand Hackett

Legal Investigator

Enclosure

Todd & Sarah Palin

jC

HACKETT'S LEGAL INVESTIGATIONS

LEONARD J. HACKETT

771 N. NORTHSHORE DRIVE WASILLA, ALASKA 99654-6544 (907) 376-7343 CELLULAR (907) 229-3503

FAX (907) 357-7343 TOLL FREE (888) 798-7343

TO: Todd & Sarah Palin Leonard Hackett DATE: 6/28/2005, Bywaid (Alaska) FAX NUMBER: TOTAL NO. OF PAGES INCLUDING COVER: 5

Palin: Interview and statement of Greg L. Goodale, DOB 6/13/66

MESSAGE:

Mr. Goodale is the solid waste division manager for the Matanuska-Susitna Borough Landfill. His office is located at the landfill cast of the booth where you check in and pay before dumping refuse. His phone number is 746-2841.

Please see Mr. Goodale's statement regarding his encounter with Mike Wooten at the borough dump in the spring of 2005. His employee, Barry Lowe, had to call Mr. Goodale because, "Mr. Wooten didn't feel that person, Mr. Lowe, gave him resolution of his problem."

During the interview, Mr. Goodale indicated that Mr. Wooten had pointed out the fact that he was a state trooper. He didn't believe the borough had a basis in law for assessing the \$5.00 fee that they were trying to get for an uncovered load. As far as he knew (and he wasn't there at the onset of this conversation with his employee), he was using his trooper position to point out that he knew the laws and the statutes and it was an unauthorized charge. He understood the rules because he was a trooper. (I believe that this is the tact that Trooper Wooten took after being confronted with Mr. Goodale, but not with Goodale's subordinate).

Mr. Goodale indicated that Trooper Wooten was agitated and trying to be somewhat intimidating. He continued to try to intimidate Mr. Goodale to no avail. As you can see from the statement, Mr. Goodale toned this down somewhat.

There's no video of this encounter.

I will be interviewing and recording a statement of Mr. Lowe when he returns to work early next week.

Mr. Goodale is a very tall, confident, nice looking young man. He would make a credible

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witness, but he did tell me "I will not be a witness for either party in this matter." Consequently, if you want to use his testimony, you are going to have to subpoen him for deposition and/or trial. His mailing address for your witness list is 350 E. Dahlia Ave., Palmer, Alaska 99645.

THIS TRANSMISSION IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTHFIED THAT ANY DISCLOSURE DISTRIBUTION OR COPYING OF THIS INFORMATION IS STRICTLY PROHIBITED. IF YOU HAVE, RECEIVED THIS TRANSMISSION IN FEBRUR HEASE NOTHEY US MANIFOLATED BY THE FEHOME



STATEMENT OF GREGORY L. GOODALE June 15, 2005

LH: This is Leonard Hackett. Today's date is the 15th of June 2005. I am speaking with Greg L. Goodale, solid waste division manager for the Matanuska-Susitna Borough facility. Mr. Goodale, would you pronounce your full name and spell your first and last name for me, please?

GG: It's Gregory Lawrence Goodale, G-r-e-g G-o-o-d-a-l-e.

LH: And sir, I'm talking to you today regarding an incident involving a gentleman by the name of Michael Wooten, who's an Alaska State Trooper. And I'm working in regards to a divorce matter. Do you remember Mr. Wooten?

GG: Yes, I do.

LH: Can you tell me the last time you had contact with him, what time of the year it was and what was the reason for contact with him?

GG: Spring of 2005. He had a complaint about a charge that he was charged for an unsecured load at the landfill.

LH: And what's the dollar amount that he was complaining about, sir?

GG: \$5.00.

LH: All right. And can you tell me what his problem with it was?

GG: He didn't feel that we had the right to charge him for the unsecured load.

LH: Okay. And did he tell you what that was based on?

GG: He didn't believe that our ordinance met the Alaska State Statute.

LH: And did he say how come he knew that statute?

GG: He had identified himself as a trooper to the attendant and that's how he based his knowledge of the statute.

LH: Okay. And what was his demeanor? How was he behaving during this exchange with your employee?

GG: I wasn't there for the exchange with the employee. The exchange with me, he wasn't happy about getting charged the \$5.00 and basically I had to just explain to him that it was based on borough ordinance and he wasn't happy about it, but he paid it and left the site.

LH: Was his behavior - was he trying to intimidate you or your employee? Was he agitated, anything like that?

GG: Well, like I said, I wasn't there for the exchange with the employee, but he's a large person, so I think he carries himself in that type of demeanor. Again, he was not happy when he arrived at my doorstep, so.....

LH: Okay. And the reason you were called was why?

GG: Because the attendant didn't feel like they could resolve the problem with just between the two of them.

LH: And is that policy for them to then get you involved?

GG: Yes, that's our policy.

LH: Okay. Once again, this is Leonard Hackett speaking with Mr. Goodale. Once again, Mr. Goodale, you realize I recorded this and I had your permission to do so?

GG: Yes, you did.

LH: And sir, for identification purposes, could you give me your date of birth and place of birth, please?

GG: Yes. 6/13 of 1966, Seattle, Washington.

LH: All right. I'll conclude the tape at this time. Thank you

(Off record)

END OF TAPE RECORDING

MACKETT'S LEGAL INVESTIGATIONS

Leonard J. Hackett

771 N. Northshore Drive Wasilla, Alaska 99654 Office 907.376.7343 Cell 907.229.3503 Fax 907.357.7343 Toll Free 888.798.7343

June 27, 2005

Mr. Greg L. Goodale Matanuska-Susitna Borough 350 E. Dahlia Palmer, AK 99645

SUBJECT: Wooten

Dear Mr. Goodale:

Enclosed please find a copy of your June 15, 2005 statement in the above-referenced case. Please keep this document in a safe place for future reference.

If anybody contacts you regarding this case, call me at 376-7343. If I am not in, leave a message and I will get back to you as soon as possible.

Sincerely,

Leonard J. Hackett Legal Investigator

Leonard Hackett

Enclosure

cc: Todd & Sarah Palin

jС

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HACKETT'S LEGAL INVESTIGATIONS

LEONARD J. HACKETT

771 N. NORTHSHORE DRIVE WASILLA, ALASKA 99654-6544 (907) 376-7343 CELLULAR (907) 229-3503

FAX (907) 357-7343 TOLL FREE (888) 798-7343

FAX MEMORANDUM/COVER SHEET

	FAX MENTO		
T0.		FROM: Leonard Hacke	ett
Todd & Sara	h Palin	DATE: 2/2005,	2:55P (Alaska)
FAX NUMBER:		TOTAL NO. OF PAGES IN	Systand.
FAX NO.			

RE:

Palin: Wasilla PD Officer Chris Watchus Interview

MESSAGE:

Officer Watchus is currently with the Mat-Su Drug Unit. You can reach him by calling the Wasilla PD main line at 352-5401 and they will transfer you to the drug unit office.

Officer Watchus was interviewed on 8/17/05 and had the following to say regarding a moose hunt he was on with Mike Wooten and Molly Wooten back in the fall of 2003:

- 1. They had one permit.
- 2. Mike shot the moose twice, once broadside in the shoulder and then shot it a second
- 3. He didn't give Molly a chance to shoot.
- 4. He helped them load it in a pickup and he does not know what happened to it after that or where it was taken

THIS TRANSMISSION IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN THE USE OF THE U THIS TRANSMISSION IS INTENDED UNLY FOR THE USE OF THE INDIVIDUAL OR ENTITE TO WHICH IT IS ADDRESSED AND MAT CONTAIN INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU AR HEREBY NOTIFIED THAT ANY DISCLOSURE, DISTRIBUTION OR COPYING OF THIS INFORMATION IS STRICTLY PROHIBITED. IF YOU HAVE ADDRESSED THAT ANY DISCLOSURE, DISTRIBUTION OR COPYING OF THIS INFORMATION IS STRICTLY PROHIBITED. RECEIVED THIS TRANSMISSION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE.

FRANK H. MURKOWSKI

Governor



P.O. Box 110001 Juneau, Alaska 99811-0001 (907) 465-3500 Fax (907) 465-3532

STATE OF ALASKA OFFICE OF THE GOVERNOR JUNEAU

MEMORANDUM

TO: Linda Perez

Administrative Director

DATE: July 13, 2004

FROM: James F. Clark

James F. Clark
Chief of Staff
Office of the Governor

SUBJECT: First Lady

In addition to her duties as First Lady of the State of Alaska, Mrs. Murkowski serves as a senior advisor to the Governor on many of the issues concerning the State and its citizens. In this capacity, Mrs. Murkowski participates in business meetings, discussions and conferences which requires Mrs. Murkowski to accompany the Governor to meetings and conferences held in other communities, states, and countries.

Ces a general rule of honey dorant go a don't go - That the way it Coos in the Senate for Twenty Two years o that's how it will be as Cong as I'm governor

Re: two things

From: gov.sarah@yahoo.com

Sent: Monday, June 30, 2008 10:43 PM

To: Nizich, Michael A (GOV)

Subject: Re: two things

What are details of the report? Who, what, where, what was I supposedly driving, etc?

Sent from my BlackBerry device from Cellular One

From: "Nizich, Michael A (GOV)" <mike.nizich@alaska.gov>

Date: Mon, 30 Jun 2008 22:42:59 -0800

To: ExternalEmailgsp<gov.sarah@yahoo.com>

Subject: RE: two things

Governor, Randy and I have been going over the report and its probably not something we want to have circulated just yet. I will get a summary to you but if you need to respond to Walt just tell him it is still being reviewed.

From: gov.sarah@yahoo.com [mailto:gov.sarah@yahoo.com]

Sent: Mon 6/30/2008 9:41 PM **To:** Monegan, Walt C (DPS)

Cc: Nizich, Michael A (GOV); Goode, Kelly C (GOV); Kel Goode; Perry, Kristina Y (GOV)

Subject: Re: two things

I've never driven Trig anywhere without a new, approved carseat. I want to know who said otherwise- pls provide me that info now.

-----Original Message-----From: Walt Monegan To: Governor Sarah Palin Sent: Jun 30, 2008 2:19 PM

Subject: two things

Governor-

1st - Have you read/approved the 2007 AST Annual Report to be made public?

2nd – Via a soon-to-be-retiring legislator, we have received a complaint that had you driving with Trig not in an approved infant car seat; if so this would be awkward in many ways.

Please know that I am trying to help...

-Walt

Sent from my BlackBerry device from Cellular One