

1 MICHAEL T. PURCELL, OSB #85309
 2 Attorney at Law
 3 520 SW Yamhill, Suite 422
 4 Portland, OR 97204
 5 503.241.8203 fax 503.241.1694
 6 mpurcell@mpurcell.net

7 For defendant Teresa J. Hutchens

8 UNITED STATES DISTRICT COURT
 9 DISTRICT OF ARIZONA

10 ALLEN G. HUTCHENS,
 11 Plaintiff,
 12 vs.
 13 TERESA J. HUTCHENS et al,
 14 Defendant

No. **CV 05-3580-PCT-DGC**
DECLARATION OF
MICHAEL T. PURCELL

15 I, Michael T. Purcell, under penalty of perjury, do solemnly declare:

16 1. I am the lawyer for defendant Teresa Hutchens in this matter. I
 17 make this declaration in support of her motion for summary judgment.

18 2. I have reviewed the docket for the case involving Allen Hutchens
 19 vs. Teresa Hutchens filed in the U.S. District Court for the Oregon, Case No. 04-
 20 cv-0281-ST. The record and docket contain entries which reflect the following:

21 a. On February 26, 2004, Allen G. Hutchens, *pro se*, filed a lawsuit in the
 22 US District Court for the State of Oregon, designated as Case Number 04-cv-
 23 0281-ST. Docket #1. Teresa J. Hutchens was a named defendant in that lawsuit.

24 b. Teresa J. Hutchens was represented in the Oregon lawsuit by
 25 attorney Foster A. Glass, OSB No. 75133. On September 6, 2005, Attorney
 26 Glass filed a motion to withdraw as Ms. Hutchens' attorney of record. Docket

DECLARATION OF MICHAEL T. PURCELL - 1

MICHAEL T. PURCELL, ATTORNEY AT LAW
 520 SW YAMHILL, SUITE 422
 PORTLAND, OREGON 97204
 503.241.8203 FAX 503.241.1694

1 | #102. The motion was granted and Attorney Glass's withdrawal was effective
2 | on September 8, 2007. Docket #106

3 | 3. On September 9, 2005, the court in the Oregon lawsuit entered the
4 | following order:

5 | Record of ORDER by Judge Stewart: Until further
6 | notice, the defendant Terrie Hutchens will proceed pro
7 | se and shall be notified of further proceedings c/o
8 | Lucy Hutchens, 801 Alder Rd., P.O. Box G, Vale, OR
9 | 97918.

10 | Docket #109.

11 | 4. On December 29, 2005, Teresa Hutchens filed a motion for a
12 | temporary restraining order against Allen Hutchens in that lawsuit. Docket #138.

13 | 5. On January 3, 2006 the honorable Janice M. Stewart, presiding
14 | judge in the Oregon action, granted Ms. Hutchens' motion and ordered that:

15 | [Allen Hutchens] shall not contact defendant, directly
16 | or indirectly by any means, at any place, including but
17 | not limited to her home and her place of employment,
18 | for any reason whatsoever. In this case and in any
19 | other case pending between the parties, plaintiff shall
20 | serve defendant by serving her attorney of record, if
21 | defendant has one; if defendant has not attorney of
22 | record, then plaintiff shall serve defendant c/o Lucy
23 | Hutchens, 801 Alder Rd., P.O. Box G., Vale, OR
24 | 97918.

25 | Docket 141 (excerpt from minute order).

26 | 6. On November 30, 2006, the Oregon court granted Teresa Hutchen's
27 | motion for summary judgment and entered judgment against Allen Hutchens on
28 | all his claims. Docket #242.

29 | //

30 | //

31 | //

DECLARATION OF MICHAEL T. PURCELL - 2

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7. Copies of all deposition transcript pages exhibits attached are true copies of the transcripts as I received them from the court reporter.

DATED this 22nd day of June, 2007

/s/ Michael T. Purcell

MICHAEL T. PURCELL, Applicant
520 SW Yamhill, Suite 422
Portland, OR 97204-1335
503.241.8203 fax 503.241.1694
mpurcell@mpurcell.net

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*** * * CERTIFICATE OF SERVICE * * ***

I served the attached **DECLARATION OF MICHAEL T. PURCELL** on the persons named below by mailing a true and correct copy by first class mail to that person's party's last known address. Served upon:

Plaintiff pro se ALLEN G. HUTCHENS
5200 Broken Arrow Drive
Kissimmee, FL 34746

Attorneys for City of Lisa Carol Stelly-Wahlin
Kingman and Officer Jones, Skelton & Hochuli
Bredenkamp 2901 North Central Avenue, Suite 600
Phoenix, AZ 85102

Assigned Judge Honorable David G. Campbell
United States District Court Judge
Sandra Day O'Connor U.S. Courthouse Suite 623
401 West Washington Street SPC 58
Phoenix, AZ 85003-2156

DATED this 22nd day of June, 2007.

/s/ Michael T. Purcell

MICHAEL T. PURCELL, OSB #85309
520 SW Yamhill, Suite 422
Portland, OR 97204-1335
503.241.8203 fax 503.241.1694
mpurcell@mpurcell.net

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

ALLEN G. HUTCHENS,)
)
 Plaintiff,)
)
 vs.) No. CV-05-3580-PCT-DGC
)
 TERESA J. HUTCHENS, et al.,)
)
 Defendants.)
)

Deposition of: ALLEN G. HUTCHENS

Date: Tuesday, January 16, 2007

Time: 8:53 a.m.

Place: Visiting Judge Jury Room

Mohave County Courthouse, 3rd Floor
401 East Spring Street
Kingman, Arizona 86401

Reported by: Karen Kovacs, Registered Professional
Reporter; Arizona Certified Court
Reporter No. 50175; California Certified
Court Reporter No. 6485; Nevada Certified
Court Reporter No. 550

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1 require the approval of the court? That is your
2 testimony?

3 A. Yeah. He said it would take -- he said he'd
4 have to get an okay from the judge. That's how he
5 worded it. I don't know how long it takes, if it takes
6 24 hours or what. I have no idea. I'm just not
7 knowledgeable in that stuff.

8 MS. LUSE: Gentlemen. Can I please, for the
9 court reporter's sake, I'm listening to you talk over
10 one another. I'm presuming you've had your deposition
11 taken before.

12 THE WITNESS: Three times.

13 MS. LUSE: Try to avoid talking over one
14 another or otherwise she's trying to take down --

15 THE WITNESS: That's right.

16 MS. LUSE: -- what both of you are saying at
17 the same time. It's going to be a long day if she has
18 to keep doing that.

19 THE WITNESS: Thank you very much.

20 MS. LUSE: Okay.

21 Q. (BY MR. PURCELL) Are you allowed to
22 communicate with the defendant while she's represented
23 by an attorney under your understanding of court rules?

24 A. Am I allowed to -- I think I called her.
25 We had a thing like that going on when I served her. I

1 wrote her three letters, a letter to ask her where she
2 wanted to be served, at her house or her home, and she
3 sent it back. She didn't answer it. So I sent her
4 another letter asking her the same thing, and thereafter
5 I sent her a couple letters, three letters, I think
6 total.

7 You filed a motion for protective order and the
8 claim was that I had repeatedly called her at her
9 workplace since she'd been there. At that time she had
10 been there about a year, and then later in her affidavit
11 she said I only called her August and September so I
12 don't know which one is right.

13 But at any rate, you got that -- what they call
14 a Restraining Order and I called or filed something with
15 the court asking the court in Oregon to make a decision
16 pertaining to a discovery. Donna, who's the secretary
17 whatever they call of Judge Stewart called and said that
18 Oregon does not have jurisdiction over Arizona
19 discovery. So as far as Arizona discovery from what
20 Donna told me that the judge said in Oregon, yes, I can
21 contact her, at least by mail.

22 I never have called her on the phone, anything
23 like that. I just -- when Mr. Foster was
24 representing her, I always went through Mr. Foster.
25 When it was to my knowledge he was no longer

1 the other one, but I really don't have any idea.

2 Q. I'm going to ask you to flip it upside down.

3 A. Upside down?

4 Q. Yes. Page 2?

5 A. Page 2 upside down. I guess it's two. Okay.

6 Q. Do you read the postmark on that letter, sir?

7 A. Yeah. That was September 1. It was after
8 August. August. Then came September and I sent her one
9 in August, she didn't answer so I sent her another one
10 September 1. You know, like I said, I sent her three
11 letters, I think, total. They weren't all sent at the
12 same time.

13 Q. May I inquire then, sir, why did you place the
14 words "Causing your brother James to have violated
15 Oregon law" on the outside of the second page of Exhibit
16 102?

17 A. Well, she had done something. James called me
18 and James seemed like a pretty nice person and, you
19 know, she gets people involved and stuff and James
20 called me and told me something he was doing and as I
21 remember I thought that it might be in conflict with
22 Oregon law. So I researched it and whatever it was -- I
23 don't remember what it was now, but he was really
24 violating Oregon law and I thought, well, why would she
25 do that, you know? Being she didn't open my letters, I

1 A. It was a Glock 17, nine-millimeter I had a
2 license to carry concealed.

3 Q. Did the license to carry concealed allow you to
4 discharge it in anybody's direction?

5 A. I think you know the answer to that. That's a
6 ridiculous question.

7 Q. I'll withdraw the question.

8 A. I'm not even going to answer it.

9 Q. Was there anybody else present when you were
10 discharging the weapon?

11 A. Yeah, there was. My wife and Evelyn -- I
12 forget her last name. And she testified that I didn't
13 have any pupils in my eyes and that --

14 Q. I'm just asking you simply, sir. Was anybody
15 else present?

16 A. Oh, I'm sorry. Okay. What did you say?

17 Q. Was there anyone present besides your wife and
18 yourself?

19 A. Evelyn and some people in the restaurant.

20 Q. Were there not approximately 50 people in the
21 restaurant, sir?

22 A. I don't know. I wasn't allowed to count them.
23 They put me in the police car.

24 Q. This was at Shoney's Restaurant?

25 A. Yeah, uh-huh.

1 Q. You worked at the Shoney's at some point in
2 time in your life?

3 A. I worked at Shoney's after the shooting
4 incident. I got out of prison, I went back to work as a
5 ticket auditor. They had 13 stores at that time.

6 Q. When you were discharging that pistol, did you
7 endanger anybody besides your wife?

8 A. I would guess so. There was people in the
9 restaurant. I would imagine it would be endangering
10 them.

11 Q. But you're not responsible for that?

12 A. I don't believe I have. Like I said, neither
13 does my wife or family. Matter of fact, neither does
14 one of the police officers. That was kind of ironic.
15 It was a Christian man. He was taking me -- saw me
16 later on. He was a Department of Correction, I'm sorry.
17 And he even told my wife -- he says -- he came over and
18 visited. We got to visit, you know, every week. My
19 wife would come visit me and he was sitting with her,
20 real nice guy. And he said, we all know that Allen
21 shouldn't be here. That was kind of nice, you know. So
22 those things happen.

23 Q. Did you inform Shoney's when you went to work
24 for them that you had been convicted of firing one round
25 of a pistol off?

1 A. No. They already knew it. I went to work
2 after I went to prison.

3 Q. I see. When was the last time you worked at
4 any job, sir?

5 A. Oh, let's see. Probably maybe eight years
6 or -- you're talking about working for somebody else.

7 Q. That's correct.

8 A. Oh, probably about eight years, I would think.

9 Q. Do you have any kind of business at this time?

10 A. No, I don't. I had a website called Personal
11 Sales that you know about, and I wasn't doing real good,
12 financially wasn't making any money at it, but I did --
13 was able to get that on the search engines number one
14 position and a lot of search engines and I was hoping --
15 this is before Teresa took my mother's money -- I was
16 hoping that I could finally after five years of working
17 hard on that website that I could get it to making some
18 money so it would help my wife, you know, in her -- with
19 her expenses of living, but mother kept talking to me
20 about doing this thing with Teresa.

21 And I told mom -- I said, you know, I got this
22 website, really like to work on it, not going to work on
23 it much if I got involved in something like that. But
24 she kept at me, so I did it. I wasn't able to work on
25 the website very much anymore, especially when you don't

1 know what you're doing, got to research, takes a lot
2 longer than it would for an attorney that knows what
3 they're doing, is knowledgeable. When you're not
4 knowledgeable, got to look things up, it takes a long
5 time to do what I'm doing.

6 Q. When was the last time you did any serious work
7 on the website?

8 A. On the website. Serious work, oh, Jeez, not
9 since I started with this mess.

10 Q. What date was that?

11 A. Oh, I don't remember the date.

12 Q. Do you remember the year?

13 A. Yeah. I quit working on the website right
14 after mother talked to me about it. Not after she
15 talked to me about it, but after I agreed to help her
16 get her money back. That was in -- see, Terry took the
17 money -- took all her money from the Washington Mutual
18 Savings, her life savings and her checking account in
19 May 2nd, 2002, I believe it was. That's when I stopped
20 working on Personal Sales.

21 Q. Okay.

22 A. I still have it on the website now. You can
23 still open it up. It's become more like a hobby now
24 because I don't want to close it up because it was kind
25 of dream that I wanted to help my wife, you know, with

1 expenses.

2 Q. Since May 2nd, 2002, have you been engaged in
3 any other kind of business, sir?

4 A. Have I been what?

5 Q. Since May 2nd, 2002 --

6 A. I heard that part.

7 Q. -- have you been engaged --

8 A. Engaged?

9 Q. Engaged.

10 A. Yeah.

11 Q. In any other kind of business?

12 A. Yeah. I tried to go to work with Ameriplan,
13 it's called, and I did that for a little while, but it
14 didn't work out. It's not an insurance. What do they
15 call that? It's called a discount healthcare thing and
16 it seemed pretty good, you know, when the multi-level
17 people told me about it. Of course, they're good
18 salesmen. So I tried that and -- but it didn't work. I
19 got Tony Santana in it, too. You might be interested
20 to know that. Although, I knew Tony before we got into
21 that.

22 Q. How long did this endeavor with Ameriplan, how
23 long did that endure?

24 A. Oh, let's see. Probably less than a year.

25 Q. What was the last time you stopped working on

1 that? I'm sorry. I'll withdraw that question. When
2 did you stop working on that?

3 A. I don't know. I don't know exactly when I
4 stopped working on it.

5 Q. Was it before or after the situation here
6 occurred with the police report to Officer Bredenkamp?

7 A. It was after that I went to work that I tried
8 to sell this Ameriplan after I went to -- after this May
9 2nd. And it was after May 2nd that I quit it, but it
10 was less than a year that I tried it. When I say I
11 worked for them, that doesn't mean I worked, got up in
12 the morning and went to work at 9:00, worked till 5:00.
13 I was at my home, just run some adds, would answer the
14 phone. I didn't put a lot of time in it, probably not
15 over an hour a day or two hours. It isn't like a -- I
16 wouldn't want to disappoint you and think that, you
17 know, I worked full time when I really didn't. I didn't
18 hardly put any hours in it.

19 Q. I'm going to ask you some more terminology from
20 the Complaint. I'm not going to be too specific about
21 where it is.

22 A. Oh, it is.

23 Q. This is mainly for time reasons. What does the
24 term "severe emotional distress" mean to you?

25 A. I looked that up in the research. Again, the

1 A. I'm sorry. Okay. Go ahead now.

2 Q. Okay. Let's see if I can repeat my question
3 back.

4 It's my understanding that in the summer of
5 2005, or perhaps even earlier in 2005, that you had
6 contact with Teresa Hutchens at her place of employment;
7 is that correct?

8 A. Never been any contact because she wouldn't
9 open the letters.

10 Q. Okay. Did you have any telephone conference --
11 let me rephrase that.

12 Did you ever make any phone calls to Teresa
13 Hutchens' place of employment?

14 A. Yes.

15 Q. When was that?

16 A. That was in August, first part of August.

17 Q. Okay. Was there just one phone call that you
18 made to her place of employment or did you make more
19 than one?

20 A. I made, I believe, three total. Not in one
21 day. Over a period of time. August through, you know,
22 September, the first part of September.

23 Q. That was telephone calls?

24 A. Yeah. Yes.

25 Q. Okay. And you did on at least three occasions

1 A. I don't remember. Well, yeah. I pretty much
2 remember that's the one I recorded my side of it but
3 it's at home. Anyway, what I called him for is to see
4 if I could get a form from him because I was trying to
5 shortcut it. Rather than call the mayor, the attorney,
6 city attorney and press charges against Teresa Hutchens
7 for filing a false police report, I thought maybe the
8 police just had a form I could fill out, see.

9 Q. For what?

10 A. For filing a false police report. He said, no,
11 because it was a police report and it wasn't a
12 criminal -- it wasn't a criminal act or something, and
13 it wasn't a statute that wouldn't count. I said, what
14 does it account for lying? He said, "That's he said
15 versus what she said." And I said, "No, it isn't. I've
16 got proof that that case isn't closed like she told
17 you." And, you know, I can prove that.

18 He said, well -- what did he say then? God, I
19 don't know. Oh. He said -- I know what it was. He
20 said, "Well, that's something you'd have to prove." And
21 I said, "Well, I can do that." And he said, "Well, what
22 this boils down to is a litigation, civil litigation."
23 Oh, I remember him saying, "Okay. Sir, what do you want
24 from me?" I remember that was in the conversation. And
25 then I told him about that form and stuff and then I

Missouri, FL 34784

Aug

MERRI J. HUTCHENS
Attorney at Law
127 E. Beale Street
P.O. Box 1000
Kingman, MO 64402

ATTORNEY AT LAW
NOT KNOWN

Handwritten signature/initials

000013

FBI SERVICE OF COMPLAINT
AT YOUR WORK OR AT YOUR HOME

1 (EXHIBIT 2)

A. HUTCHENS
Exhibit # 102
Date: 1-16-07
Karen Kovacs 3 Pgs

Address: 1000-5th St
Kissimmee, FL 34784

D3S

Return to Sender

RETURNED

Return to Sender?

000014

CAUSING YOUR BROTHER
TO HAVE VIOLATED OREGON LAW

EXHIBIT 3

Alton G. Rutkowski
5200 Broken Arrow Drive
Kissimmee, FL 347846

MOTION
FOR CEASE AND DESIST ORDER
NOTICE OF INTENT TO LITIGATE

NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES

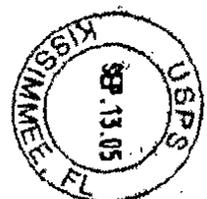
TERRI J. HUTCHESON
Madame Court Superior Court
179-~~179-179~~ Street
P.O. Box 179
AZ 85402

Handwritten: 10/21/05
11/15



EXHIBIT 41

Handwritten: 10/21/05
11/15
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07/08/2005	94	Motion for Leave to Amend the Second Amended Complaint. Filed by Allen G. Hutchens. (da,) (Entered: 07/08/2005)
07/11/2005	95	Record of ORDER by Judge Stewart: Plaintiff's Motion for Leave to Amend the Second Amended Complaint, #94, is being treated by the court as a motion to withdraw Plaintiff's second claim for intentional infliction of severe emotional distress (Second Amended Complaint) and GRANTING same, and deeming the Second Amended Complaint as containing only one claim for intentional interference with prospective inheritance. The Second Amended Complaint contains allegations that are sufficiently broad to support the full breadth of remedies that Plaintiff seeks; therefore, no amendment is necessary. NOTICE: If the pending Findings and Recommendation is adopted, Defendants' answer is due 10 days after receipt of the Order adopting the F&R. (da,) (Entered: 07/11/2005)
07/26/2005	96	Record of Order by Judge Stewart: referring Findings & Recommendation, #93, on Defendant's Motion to Dismiss, #89, to the Honorable Chief Judge Ancer L. Haggerty for consideration. No objections have been filed. (da,) (Entered: 07/26/2005)
07/27/2005	97	ORDER: It is ordered that Magistrate Judge Stewart's Findings and Recommendation 93 is adopted. It is further ordered that Defendant Teresa Hutchens-Collins' Motion to Dismiss Plaintiff's Second Amended Complaint [Doc. # 89] is GRANTED as to plaintiff's intentional infliction of emotional distress claim, and DENIED as to plaintiff's claim for intentional interference with prospective inheritance. Signed on 7/27/05 by Judge Ancer L. Haggerty. (md,) (Entered: 07/28/2005)
08/09/2005	98	Motion for Urgent Court Clarification. Filed by Allen G. Hutchens. (da,) (Entered: 08/09/2005)
08/09/2005	99	ORDER: Signed on 8/9/2005 by Judge Janice M. Stewart. Granting plaintiff's Motion for Clarification 98. To seek consequential damages of \$250,000 in addition to his other damages, plaintiff should file an amended complaint. Plaintiff has leave to file a Third Amended Complaint solely for the purpose of clarifying his damages. The Third Amended Complaint should not include those claims that have been previously dismissed and may not include any new claims. (St,) (Entered: 08/09/2005)
08/18/2005	100	Third Amended Complaint; Summons issued as to Terri Hutchens. Filed by Allen G. Hutchens against Terri Hutchens.(Kirk,) (Entered: 08/23/2005)
08/31/2005	101	Notice for Docket Entry of Defendants Acceptance of Third amended Complaint. Filed by Allen G. Hutchens.(Kirk,) (Entered: 09/01/2005)
09/06/2005	102	Motion to Withdraw. Filed by all defendants. (Glass, Foster) (Entered: 09/06/2005)
09/06/2005	103	Affidavit of Foster Glass in Support of Motion to Withdraw. Filed by all defendants. (Related document(s): Motion to Withdraw 102.)(Glass, Foster) (Entered: 09/06/2005)

A. HUTCHENS

Exhibit # 103

Date: 1-16-07

Karen Kovacs 3 pgs

EX 4-10

		(Entered: 10/06/2005)
10/11/2005	116	Application for Leave to Proceed IFP with Attached Affidavit in Support. Filed by Allen G. Hutchens. (eo,) (Entered: 10/12/2005)
10/13/2005	117	Record of ORDER by Judge Stewart: Denying Plaintiff's Motion for Leave to Proceed in Forma Pauperis, #116, because Plaintiff has already paid the filing fee and defendant has filed an appearance. (da,) (Entered: 10/13/2005)
10/14/2005	118	Notice of Appearance of attorney Michael T. Purcell. Filed by Michael T. Purcell appearing on behalf of Terri Hutchens.(eo,) (Entered: 10/17/2005)
10/17/2005	119	CIVIL MINUTES: Record of Proceedings: Telephone Rule 16 Conference. ORDER: setting the following case schedule: Defendant to file Answer by 11/4/2005; Discovery to be completed by 1/31/2006; Written consents to Magistrate Judge due by 2/14/2006; Dispositive Motions due by 2/14/2006; Response to Dispositive Motions due by 2/28/2006; Replies to Dispositive Motions due by 3/14/2006; Dispositive Motions taken under advisement on 3/20/06; Pretrial Order due by 6/16/2006. ORDER: joint ADR report waived. Allen Hutchens (pro se) present as counsel for plaintiff(s). Michael Purcell present as counsel for defendant(s). Court Reporter: n/a. Janice M. Stewart presiding. (stewart2,) (Entered: 10/17/2005)

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10/27/2005 17:09:15			
PACER Login:	ah0471	Client Code:	
Description:	Docket Report	Search Criteria:	3:04-cv-00281-ST
Billable Pages:	9	Cost:	0.72

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(ER 4-17)

**CITY OF KINSMAN
POLICE DEPARTMENT**

2700 S. ARMY DEVINE AVE.
KINSMAN, N.J. 08401

NUMBER 00000000
CHIEF OF POLICE
862-798-3100

NARRATIVE

Page 1 of 2

CASE NUMBER
2005 00023731

KINSMAN POLICE
REPORT NUMBER 2005-00023731

MISDEMEANOR - OTHER

REPORTING OFFICER BREIDENKAMP, BRYAN,

VICTIMS:
HUTCHENS, TERESA JEAN 07/11/1960

CASE RELATED PEOPLE:
HUTCHENS, ALLEN G

NARRATIVE

ON 06/07/05 I RESPONDED TO THE MOHAVE COUNTY MEDIATION OFFICE AT 341 OAK ST AND CONTACTED TERESA HUTCHENS RE REFERENCE HARASSMENT.

VICTIM STATEMENTS:

HUTCHENS RELATED THE FOLLOWING: SHE HAD PREVIOUSLY LIVED IN OREGON AND HAD BEEN SUED IN FEDERAL COURT BY AN UNCLE SHE STATED WAS CRAZY. SHE IDENTIFIED THE UNCLE AS ALLEN HUTCHENS. SHE STATED THE LAW SUIT WAS OVER THE CONTROL OF AN ESTATE. SHE HAS GIVEN HER BROTHER POWER OF ATTORNEY. SHE HAS TRIED TO HIDE HER CURRENT LOCATION FROM ALLEN HUTCHENS BECAUSE HE HARASSSES HER OVER THE LAW SUIT WHICH HAS ENDED.

SINCE WORKING AT THE MEDIATION OFFICE, ALLEN HUTCHENS HAS REPEATEDLY TELEPHONED DEMANDING TO TALK TO HER AND HAS SENT SEVERAL ENVELOPES THROUGH THE MAIL. SHE ALWAYS RETURNS THE MAIL AS RETURN TO SENDER. HER SUPERVISOR HAS ASKED HER TO FILE THIS REPORT BECAUSE ALLEN HUTCHENS CONTINUES TO CONTACT THE OFFICE BY PHONE AND MAIL AFTER

TOLD NOT TO CALL THE OFFICE ANYMORE. TERESA HUTCHENS STATED SHE WANTED ALLEN HUTCHENS TO AT LEAST BE WARNED TO HAVE CONTACT WITH HER AND SHE WOULD WANT TO PURSUE CRIMINAL CHARGES IF THE UNWANTED CONTACT CONTINUED.

I CONTACTED ALLEN HUTCHENS BY PHONE AND IDENTIFIED MY SELF. I WARNED HIM NOT TO HAVE ANY FURTHER CONTACT WITH HIS NIECE TERESA OR THE OFFICE SHE WORKS AT. I ADVISED THIS WAS AT TERESA'S REQUEST AND IF HE WOULD CONTINUE THE UNWANTED CONTACT IT COULD BE LEAD TO POSSIBLE CRIMINAL CHARGES OF HARASSMENT. ALLEN HUTCHENS REQUESTED I SERVE HIM WITH A COURT ORDER NOT TO HAVE CONTACT WITH TERESA. I ADVISED I WOULD NOT BE DOING THIS AND I WAS CALLING HIM TO WARN HIM NOT TO HAVE CONTACT OR IT COULD LEAD TO CRIMINAL CHARGES, HE WAS NOT BEING

A. HUTCHENS
Exhibit # 105
Date: 1-16-07
Karen Kovacs 2005

EXHIBIT 1

000018

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

ALLEN G. HUTCHENS,)
)
 Plaintiff,)
)
 vs.) No. CV-05-3580-PCT-DGC
)
 TERESA J. HUTCHENS, et al.,) (PARTIAL TRANSCRIPT OF
) CROSS-EXAMINATION FROM
 Defendants.) PAGE 88, LINE 21 THRU
) PAGE 100, LINE 11)

Deposition of: TERESA J. HUTCHENS

Date: Tuesday, January 16, 2007

Time: 11:46 a.m.

Place: Visiting Judge Jury Room

Mohave County Courthouse, 3rd Floor
401 East Spring Street
Kingman, Arizona 86401

Reported by: Karen Kovacs, Registered Professional
Reporter; Arizona Certified Court
Reporter No. 50175; California Certified
Court Reporter No. 6485; Nevada Certified
Court Reporter No. 550

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1 Q. Any reason in your knowledge as to why they
2 would have called Mr. Hutchens?

3 A. No, they wouldn't have to my knowledge.

4 Q. Okay. Why did you call the City of Kingman
5 Police Department?

6 MR. HUTCHENS: I didn't hear that. I'm sorry.

7 MS. LUSE: Why did she call the City of Kingman
8 Police Department?

9 MR. HUTCHENS: Okay.

10 THE WITNESS: A number of reasons. I was
11 alarmed that Mr. Hutchens had apparently discovered that
12 I had relocated and concerned that he might adversely
13 impact my current employment, as he had threatened to do
14 in e-mails and letters and, in my opinion, had to an
15 extent contributed to succeeding in doing so in the
16 websites that he had posted, particularly the link to
17 the Martindale-Hubbell ad that he had set up.

18 In my experience with him and the goings on in
19 the Oregon litigation I was concerned, gravely concerned
20 that he might begin to conduct himself in the same way
21 in my new community and regarding my new employment
22 situation. And I'm self-supporting of three children.
23 And I was concerned because my supervisor at that time
24 was unhappy with the fact that the personal mails and
25 calls were coming in and that they had been upsetting to

1 other staff. I was concerned that the other -- that the
2 staff members were alarmed and concerned and
3 uncomfortable and I wanted it to stop. And the
4 suggestion was made by my supervisor at the time and by
5 my family members that I file an injunction for
6 harassment or seek a protective order and that I contact
7 the police and because my boss said, "Go ahead and do
8 it. It's related to work. I want you to do it." I
9 went ahead and contacted the police officers and filed
10 the report.

11 Q. (BY MS. LUSE) What was your goal, if you will,
12 for filing the report in the first place?

13 A. To make a record kind of -- initially to make
14 an official record that that was happening.

15 Q. That what was happening?

16 A. That he was contacting me at work.

17 Q. Meaning the letters and phone calls?

18 A. Allen -- yes. That Allen was contacting my
19 place of employment. To appease my family members who
20 wanted me to take some action.

21 Q. So if you would take me through what occurred.
22 I assumed you contacted a non-emergency number, City of
23 Kingman Police Department. Take me through that, that
24 whole process, please.

25 A. My recollection is I contacted non-emergency

1 protection and he contacted me it would be a felony and
2 there was something they could do about it, so I went
3 and got the forms and considered doing that.

4 Q. Did you ever do it?

5 A. I did not ever do it.

6 Q. Why not?

7 A. Because that would have given him another forum
8 in which to harass me in and we would have just another
9 court we were doing this in, frankly.

10 Q. Had you ever met Officer Bredenkamp before he
11 came and conducted the interview on September 7th, 2005?

12 A. Not to my knowledge.

13 Q. Did you ever instruct Officer Bredenkamp to
14 threaten or put the fear of God in the plaintiff?

15 A. No. I can't imagine instructing a police
16 officer to do anything.

17 Q. Was there any plan or discussion between you
18 and Officer Bredenkamp with regard to causing the
19 plaintiff problems in his Oregon case?

20 A. No.

21 Q. In any way did you and Officer Bredenkamp have
22 any intent to derail the plaintiff in his pursuit of a
23 claim against you in the Oregon case?

24 A. No. I just wanted him to stop contacting me at
25 work.

1 TERESA J. HUTCHENS
2 c/o Lucy Hutchens
3 801 Alder Rd.
4 P.O. Box G
5 Vale, OR 97918
6 541.473.3540 (msg.)

7 Appearing for herself

8 IN THE DISTRICT COURT OF THE UNITED STATES
9 IN AND FOR THE DISTRICT OF ARIZONA

10 ALLEN G. HUTCHENS,

11 Plaintiff,

12 vs.

13 TERESA J. HUTCHENS et al,

14 Defendant

No. CV 05-3580-PHX-DKD

AFFIDAVIT OF TERESA J.
HUTCHENS IN SUPPORT
OF MOTIONS TO
DISMISS, EXTEND TIME,
AND FOR PROTECTIVE
ORDER

15 State of Arizona)
16 County of Mojave) ss

17 I, Teresa J. Hutchens, being first duly sworn, depose and say:

18 1. I am the defendant in this case. I make this affidavit based on the best
19 of my knowledge and belief in support of the following motions:

- 20 a. Motion to Dismiss for Lack of Jurisdiction;
21 b. Motion for Additional Time to Respond to Complaint; and
22 c. Motion for Protective Order.

23 2. The plaintiff is the elder brother of my father, John Norman Hutchens,
24 now deceased. I am employed as a full-time mediator with the courts of Mojave
25 County Arizona. I am a member of the state bar Oregon and have been so since 1986. FA

26 3. The plaintiff is currently suing me in the U.S. District Court of Oregon,
alleging that I interfered with an expectation that he would inherit approximately

AFFIDAVIT OF TERESA J. HUTCHENS IN SUPPORT OF MOTIONS - 1

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1 \$6,700 from his mother, Juanita Wright, who was my grandmother. The plaintiff is
2 also seeking \$250,000 in consequential damages for mental distress in that case.

3 4. For some time I was represented by an attorney in the Oregon matter, Mr.
4 Foster Glass. Mr. Glass withdrew from representing earlier this year.

5 5. The plaintiff Allen^{Hutchens} contacted me at my officeⁱⁿ August and September, 7^H
6 while to my understanding, I was still represented by Foster Glass. After Foster Glass
7 withdrew, the plaintiff sent ~~one~~^{two} or ~~two~~^{three} mailings to my work address. The last two of 7^H
8 the three mailings contain inflammatory language in large bold print on the outside.

9 These appeared to be clearly intended to adversely impact me at work. He also
10 ~~called and spoke with admin, str, hr staff asking about me, will.~~^{He also} 7^H

11 6. The County Court employee policies prohibit getting personal mail at the
12 office. The plaintiff made the secretary very uncomfortable and told her several false
13 ~~false~~ allegations about the dispute between us that is currently being litigated in
14 Oregon. The plaintiff asked how long I had been here; asked what my job was and
15 who exactly I worked for. He said he thought I was still living and working in Bend.

16 7. The plaintiff has made numerous threats to ruin me and destroy my
17 career, including posting a defamatory website about me concerning my previous
18 practice of law in Bend, Oregon. In light of the threats he had made about ruining me
19 and the web page, I was genuinely mortified that he would contact my employers or
20 start doing things here in Kingman, which would interfere with my employment here.

21 8. At my request my brother, James N. Hutchens, who has my power of
22 attorney, emailed him and requested that the plaintiff not ~~to~~ contact me at work and
23 to go through him, or through my mother, Lucy Hutchens. The plaintiff went out of
24 his way to thumb his nose at that request and his tone on the e-mails got more
25 blatantly defamatory. In essence, the plaintiff was saying that my brother "could not
26 tell him what to do and I'll contact her at her work if I want to."

//

1 9. The plaintiff also called my workplace after my brother emailed him and
2 requested that he not do that. The staff told the plaintiff they were instructed not to
3 talk to him and not to put his calls through to me or my voice mail. I don't think he
4 called after that, but he did send another mailing at work. That prompted me calling
5 the police--after my Boss told me it was harassment and inappropriate for her staff to
6 be being bothered like that and told me to file a police report.

7 10. The police officer came to my office during office hours while the
8 supervisor was present in the office and interviewed me.

9 11. After Mr. Glass withdrew as my attorney, there was a status conference
10 in Portland and both the plaintiff and I participated by telephone. During this
11 conference, the plaintiff complained to Judge Stewart that he had been contacted by
12 the police about what I viewed as his efforts to harass me in Arizona at my work.

13 12. I recall that Judge Stewart told the plaintiff only to contact me through
14 my mother or my brother, and not to contact me directly. The plaintiff then circulated
15 an email to our mutual relatives that he was going to sue me and the City of Kingman.

16 13. I do not know why the police officer wrote that the Oregon case was
17 over, I did not tell him that. It is possible he may have misunderstood my description of
18 ~~Judge Stewart's order.~~ ^{FK}

19 14. I am seeking to hire a lawyer who is admitted to practice in this court.
20 I am myself not familiar with federal practice. ^{in AZ} I have filed a motion to dismiss on
21 jurisdictional grounds, but there may be other motions that could be directed against
22 the complaint, or additional arguments available on the jurisdictional issue of which
23 I am unaware, and have not had sufficient time to investigate.

24 15. For the reasons I have stated, I believe the plaintiff is abusing the civil
25 process to unnecessarily embarrass me at work and interfere with my job. I wish the
26 court to order that the defendant have no further contact with me of any kind, for any

1 reason, and that unless the court permits otherwise on subsequent motion, any further
2 contact with me regarding my case be made through my mother, or my lawyer if I can
3 find one to represent me. Allen Hutchens has been convicted of ^{AI} ~~a felony assault on another of his family members with a~~ ^{AI}
4 ~~circum.~~ ^{circum.} ~~I am very concerned that my residence not be discussed,~~ ^{to him.}
DATED this 17 day of December, 2005

5 
6 TERESA J. HUTCHENS, appearing for herself

7 SUBSCRIBED AND SWORN before me this 19 day of December, 2005

8 
9 Notary Public for Arizona



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IN THE DISTRICT COURT OF THE UNITED STATES
IN AND FOR THE DISTRICT OF ARIZONA

ALLEN G. HUTCHENS,
Plaintiff,

vs.

TERESA J. HUTCHENS et al,
Defendant

No. CV 05-3580-PHX-DKD
PROTECTIVE ORDER

Based on the motion and affidavit of the defendant, and the pleadings on file with the court, and the court being fully advised in the premises, it is hereby ORDERED that:

1. The plaintiff shall neither contact nor attempt to contact the defendant Teresa Hutchens for any reason whatsoever, at home, at work, or any place else, by any means or medium, including direct and indirect means.

2. Copies of documents actually filed with this court pursuant to this case number may be sent to the defendant at her mother's mailing address as shown below so long as she is unrepresented.

TERESA J. HUTCHENS
c/o Lucy Hutchens
801 Alder Rd.
P.O. Box G
Vale, OR 97918
541.473.3540

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3. Once counsel appears for the defendant, such documents shall be sent to counsel.

4. This order shall not affect the proceedings currently pending between the plaintiff and the defendant Teresa Hutchens in the U.S. District Court for the District of Oregon.

5. Any party may move at any time for good cause shown to modify or vacate this order.

ORDER DATED this _____ day of _____, 20_____

District Court Judge/Magistrate

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* * * **CERTIFICATE OF SERVICE** * * *

I served the attached **PROTECTIVE ORDER (FORM OF)** on the party or attorney's named below by mailing a true and correct copy to the party's last known address. Served upon:

ALLEN G. HUTCHENS
5200 Broken Arrow Drive
Kissimmee, FL 34746

DATED this 19th day of December, 2005.


TERESA L. HUTCHENS, Appearing for herself

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

ALLEN G. HUTCHENS,)
)
 Plaintiff,)
)
 vs.) No. CV-05-3580-PCT-DGC
)
 TERESA J. HUTCHENS, et al.,) (PARTIAL TRANSCRIPT OF
) CROSS-EXAMINATION FROM
 Defendants.) PAGE 54, LINE 9 THRU
) PAGE 71, LINE 14.)

Deposition of: BRYAN A. BREDEKAMP

Date: Tuesday, January 16, 2007

Time: 2:36 p.m.

Place: Visiting Judge Jury Room

Mohave County Courthouse, 3rd Floor
401 East Spring Street
Kingman, Arizona 86401

Reported by: Karen Kovacs, Registered Professional
Reporter; Arizona Certified Court
Reporter No. 50175; California Certified
Court Reporter No. 6485; Nevada Certified
Court Reporter No. 550

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1 Q. Okay. What is the purpose of the report?

2 A. The purpose of this report was --

3 Q. Can I ask you about reports in general and then
4 maybe about this one in specific?

5 A. What is your question?

6 Q. In general what is the purpose of writing a
7 police report?

8 A. To document information.

9 Q. Is it generally required that you have a
10 verbatim transcription in every report?

11 A. Absolutely not. Very few reports have a
12 verbatim transcription.

13 Q. Okay. Is it -- well, let me go back through.
14 And in this case whenever you initiate contact with
15 somebody, do you always write a police report?

16 A. No.

17 Q. And what were the reasons for writing a police
18 report in this case?

19 A. Teresa Hutchens had stated that she was -- she
20 felt as though she was being harassed by Allen Hutchens.
21 She stated that it was bothering her work and that she
22 wanted a report for information to document this and
23 that she did want him to be warned not to have further
24 contact with her.

25 Q. And the report was designed to accommodate that

1 MR. PURCELL: I am done, but --

2 MS. LUSE: Generally you want to wait until
3 after I've finished, but if you want to go next, go for
4 it.

5 MR. HUTCHENS: You can do it if you want to. I
6 have to make notes on what you say, too.

7 MS. LUSE: That's okay. It's up to you.
8 Whatever you want.

9 MR. PURCELL: Faster if you --

10 MR. HUTCHENS: Go ahead and wait for you, then
11 I have to go back again and forget, so I'll just say
12 this came from Mr. Purcell, then I'll go with yours
13 also.

14 EXAMINATION

15 BY MS. LUSE:

16 Q. Officer Bredenkamp, if you would explain to me
17 how it was that you came to respond to the Mohave County
18 mediation office.

19 A. There was a call entered into our dispatch
20 computer. On my laptop computer we have a screen called
21 a catch screen which shows the calls that are pending.
22 There was a call pending. Either I saw it on the
23 computer screen or dispatch dispatched me to that
24 address to speak with Ms. Teresa Hutchens by radio,
25 either which case I can't remember exactly.

1 I responded to her office to speak with her
2 there.

3 Q. And on what information did you base your
4 decision to contact Mr. Hutchens?

5 A. My decision to speak with Mr. Hutchens was
6 based on the totality of the statements given to me by
7 Teresa Hutchens and the fact that she had an envelope in
8 her possession addressed to her at her work address with
9 Mr. Hutchens's name and address in the return top
10 left-hand corner of the envelope to support her
11 statements that she had been receiving mail there and
12 that she did not want to receive any further contact at
13 her work.

14 Q. So the complaint by Ms. Hutchens essentially
15 revolved around her receiving telephone calls and
16 correspondence at her place of employment?

17 A. That's correct.

18 Q. Presuming what appears to be the case now that
19 there was a lawsuit that was currently -- well, not
20 currently that was pending at the time you took this
21 report in Oregon between Mr. Hutchens and Teresa
22 Hutchens, would that have made your decision to contact
23 Mr. Hutchens any different?

24 A. I would still have contacted Mr. Hutchens.

25 Q. Why is that?

1 trying to say I think I hung up because he just
2 continued to yell at me and wouldn't listen to me.

3 Q. Okay. About how long -- well, strike that.

4 How long do you think -- let me ask it anyway.

5 How long do you think your conversation with Mr.

6 Hutchens lasted?

7 A. The September 7th --

8 Q. Yes, the first one.

9 A. -- conversation? I could only guesstimate and
10 say that it was somewhere between three and five
11 minutes.

12 Q. You didn't time it, though?

13 A. Absolutely not.

14 Q. You met with Teresa Hutchens and took her
15 statement on September 7th, 2005; correct?

16 A. Correct.

17 Q. And during that time she provided you with
18 information that you've placed in this report?

19 A. Correct.

20 Q. That is of the same date?

21 MR. HUTCHENS: I'm sorry. I didn't hear your
22 question.

23 Q. (BY MR. HUTCHENS) He provided information that
24 was placed in his report?

25 MR. HUTCHENS: Who's "he," though?

1 Q. Now, you mentioned Mr. Hutchens was
2 argumentative. Can you please take us back to the best
3 of your recollection to that phone conference that you
4 had on September 7th, 2006. And first thing I want to
5 ask is what was the purpose of your phone call to
6 Mr. Hutchens?

7 A. First off, to clarify. You said the phone
8 conversation 2006.

9 Q. I did, didn't I? Sorry.

10 A. The phone conversation was September 7th, 2005.

11 Q. Thank you.

12 A. The purpose of that phone conversation was,
13 first, offer to let him know there had been a police
14 report filed, he acknowledge he mailed that envelope,
15 and to let him know Teresa Hutchens desired no contact
16 with him in any way, shape or form if she felt she was
17 being harassed. And I gave him a warning if the person
18 feels like they're being harassed, he cannot continue to
19 contact that person because then it is harassment. He's
20 been warned that they can consider this contact to be
21 harassment and he should not do that anymore.

22 Q. What was Mr. Hutchens' response to this?

23 A. That he wanted me to issue him a court order
24 saying that he could not have contact with her or else
25 he won't abide by any warning?

1 Q. What was your response?

2 A. My response was just to advise him that if he
3 continued to contact Teresa Hutchens and continued to
4 harass her in that manner after being warned and it was
5 being documented in a police report he was being told
6 not to contact her, then if she did file another police
7 report then it could be that he could face a misdemeanor
8 harassment charge.

9 Q. Did Mr. Hutchens have any response to that?

10 A. He stated, "I'm in Kissimmee, Florida," and
11 "Are you going to come get me?"

12 Q. What was your response?

13 A. That, no, I was not. That that was only a
14 misdemeanor charge.

15 Q. And did he have any additional comments with
16 regard to what you were telling him about the
17 misdemeanor charge?

18 A. He was asking me what else would happen if he
19 continued to have this contact with her, which he was
20 now saying was a legal correspondence. But I told him
21 that she was indicating that it was felt to be
22 harassment on her part, and I told him that if it did
23 ever get to the point where further police reports were
24 made because of contact, and if it came to the point.
25 where a misdemeanor charge was filed, if he continued to

1 make contact and harass after that point I advised him
2 of the Arizona state law of aggravated harassment, that
3 if a person either has a court order against them or if
4 they've been arrested for harassment against the same
5 victim, that that is then a felony

6 Q. Did you explain what that meant?

7 A. He, again, was asking if I was going to come
8 arrest him. I said, no, I'm not. If these things
9 continued to happen what would happen is the police
10 reports would continue to be filed and written, that the
11 police reports would be sent to the Mohave County
12 Attorney's Office, would -- would then review those
13 reports and makes a determination on what would be
14 needed?

15 Did you explain to Mr. Hutchens that you were
16 not in a position to determine whether or not a person
17 would be arrested, extradited or sent to prison?

18 A. I told him, yes, I did. I never made any claim
19 that I was doing that or that I had any power to do
20 that. I explained to him that the police reports would
21 have to go to the Mohave County Attorney's Office who
22 would decide whether or not there was a crime that they
23 were interested in filing on, and then because of the
24 distances involved between the victim and the defendant.
25 in such a hypothetical situation they would have to

1 decide whether the case was strong enough that they
2 would want to file for felony charges and approve
3 extradition from a person outside of the State of
4 Arizona back to Mohave County. And that then it would
5 just go to the normal court procedures.

6 Q. Now, you've mentioned the term "argumentative."
7 Is there -- can you explain to us what you mean by that
8 and perhaps give us an example?

9 A. During the first phone conversation on
10 September 7th, 2005, Mr. Hutchens repeatedly tried to
11 interrupt me while I was trying to explain a position or
12 a point, would raise his voice to speak over me, never
13 used any curse words or profanity that I can recall, but
14 continue to argue with me. And told me that I don't
15 have power and that I'm outranked by other courts and
16 Federal entities. And I was trying to explain to him
17 that I was dealing with a complaint of a harassment
18 misdemeanor, which he was not being arrested for, and I
19 was trying to give him a warning for that and that he
20 needed to stop having contact with Teresa Hutchens. And
21 he continued to verbally raise his voice to a volume
22 well exceeding mine and speak over me, and that's what I
23 meant by the argumentative.

24 And at that point after a while not being able
25 to get Mr. Hutchens to truly understand what I was

1 A. Because it was being alleged that he was
2 harassing and it was unknown to me the contents or the
3 purpose of the envelope that I saw in Mrs. Hutchens
4 possession.

5 Q. And it was -- the issue was again with regard
6 to the contact phone calls and correspondence to her
7 place of employment; correct?

8 A. Correct.

9 Q. You made a comment -- well, strike that.
10 Based upon your testimony today there were two
11 occasions for you to call Mr. Hutchens; correct?

12 A. Correct.

13 Q. The first one pertained to the information that
14 you imparted in your police report that we have looked
15 at and the second phone conversation had to do with your
16 returning Mr. Hutchens' phone call; is that correct?

17 A. That's correct.

18 Q. At any time either during the first
19 conversation that you had with Mr. Hutchens on September
20 7th, 2005 or the second conversation that you had on
21 September 26th, 2005, was there any indication that the
22 telephone call on the part of Mr. Hutchens was taking
23 place over a speaker phone?

24 A. There was not.

25 Q. And why is it do you feel there was a speaker

1 MS. LUSE: She.

2 MR. HUTCHENS: Who's he?

3 MS. LUSE: You want me to repeat the question?

4 MR. HUTCHENS: Yeah. I didn't hear you.

5 Q. (BY MS. LUSE) During the course of your
6 conversation with Teresa Hutchens you were provided with
7 certain information that you had placed in this report
8 that is report number 2005-00023731; is that correct?

9 A. That's correct.

10 Q. Okay. Are you frequently in a position of
11 taking reports from individual civilians?

12 A. Yes. That's the main point of my job.

13 Q. You lucky person you. When you're taking
14 reports and interviewing individuals, what is your
15 training telling you to be observant for?

16 MR. HUTCHENS: Form.

17 MS. LUSE: That was good.

18 THE WITNESS: My training.

19 MS. LUSE: You can answer the question.

20 THE WITNESS: Well, I'm not sure for what
21 you're speaking of, from that person or from something
22 else.

23 MS. LUSE: See, that's what you object. That
24 was a very good point. Let me see if I can rephrase it.

25 MR. HUTCHENS: See, I'm learning. I'm getting

KINGMAN POLICE

2730 E. ANDY DEVINE AVENUE • KINGMAN, AZ 86401

Main Office: (928) 753-2191

Fax Number: (928) 753-2542

SEPTEMBER 12, 2005

ALLEN HUTCHENS
5200 BROKEN ARROW DR.
KISSIMMEE, FL 34746

DEAR MR. HUTCHENS,

ON 9-12-05, I WAS ADVISED THAT YOU ARE REQUESTING A COPY OF KINGMAN POLICE REPORT #05-23731, INVOLVING YOU AND TERESA HUTCHENS. IN ORDER TO OBTAIN A COPY OF THIS REPORT, YOU WILL NEED TO COMPLETE THE ENCLOSED REPORT REQUEST FORM AND RETURN IT ALONG WITH PAYMENT IN THE AMOUNT OF \$2.00. TO THE KINGMAN POLICE DEPARTMENT. A PERSONAL CHECK IS ACCEPTABLE AND SHOULD BE MADE PAYABLE TO: KINGMAN POLICE DEPARTMENT. PLEASE ADVISE ME IF YOU HAVE ANY QUESTIONS.

SINCERELY,



SANDRA WILLIAMS
RECORDS SUPERVISOR
(928) 753-2191

000042

B. BREDEKAMP
Exhibit # 2
Date: 1-16-07 4 PM
Caren Kovacs

NARRATIVE

Page 1 of 2

CASE NUMBER
2005 00023731

KINGMAN POLICE
REPORT NUMBER 2005-00023731

MISEMEANOR OTHER

REPORTING OFFICER BREDENKAMP, BRYAN, .

VICTIMS:
HUTCHENS, TERESA JEAN 07/11/1960

CASE RELATED PEOPLE:
HUTCHENS, ALLEN .

NARRATIVE

ON 09/07/05 I RESPONDED TO THE MOHAVE COUNTY MEDIATION OFFICE AT 541
OAK ST AND CONTACTED TERESA HUTCHENS REFERENCE HARASSMENT.

VICTIM STATEMENTS:

HUTCHENS RELATED THE FOLLOWING: SHE HAD PREVIOUSLY LIVED IN OREGON
/) HAD BEEN SUED IN FEDERAL COURT BY AN UNCLE SHE STATED WAS CRAZY.
:) IDENTIFIED THE UNCLE AS ALLEN HUTCHENS. SHE STATED THE LAW SUIT
WAS OVER THE CONTROL OF AN ESTATE SHE HAS GIVEN HER BROTHER POWER OF
ATTORNEY. SHE HAS TRIED TO HIDE HER CURRENT LOCATION FROM ALLEN
HUTCHENS BECAUSE HE HARRASSES HER OVER THE LAW SUIT WHICH HAS ENDED.

SINCE WORKING AT THE MEDIATION OFFICE, ALLEN HUTCHENS HAS REPEATEDLY
TELEPHONED DEMANDING TO TALK TO HER AND HAS SENT SEVERAL ENVELOPES
THROUGH THE MAIL. SHE ALWAYS RETURNS THE MAIL AS RETURN TO SENDER.
HER SUPERVISOR HAS ASKED HER TO FILE THIS REPORT BECAUSE ALLEN
HUTCHENS CONTINUES TO CONTACT THE OFFICE BY PHONE AND MAIL AFTER

TOLD NOT TO CALL THE OFFICE ANYMORE. TERESA HUTCHENS STATED SHE
WANTED ALLEN HUTCHENS TO AT LEAST BE WARNED TO HAVE CONTACT WITH HER
AND SHE WOULD WANT TO PURSUE CRIMINAL CHARGES IF THE UNWANTED CONTACT
CONTINUED.

I CONTACTED ALLEN HUTCHENS BY PHONE AND IDENTIFIED MY SELF. I WARNED
HIM NOT TO HAVE ANY FURTHER CONTACT WITH HIS NIECE TERESA OR THE
OFFICE SHE WORKS AT. I ADVISED THIS WAS AT TERESA'S REQUEST AND IF
HE WOULD CONTINUE THE UNWANTED CONTACT IT COULD BE LEAD TO POSSIBLE
CRIMINAL CHARGES OF HARASSMENT. ALLEN HUTCHENS REQUESTED I SERVE HIM
WITH A COURT ORDER NOT TO HAVE CONTACT WITH TERESA. I ADVISED I
WOULDN'T BE DOING THIS AND I WAS CALLING HIM TO WARN HIM NOT TO HAVE
CONTACT OR IT COULD LEAD TO CRIMINAL CHARGES, HE WAS NOT BEING

EXHIBETS

000043



**CITY OF KINGMAN
POLICE DEPARTMENT**

2730 L. ANDY DEVINE AVE.
KINGMAN, AZ. 86401

ROBERT DEARIES

CHIEF OF POLICE

928-752-2181

NARRATIVE

Page 2 of 2

CASE NUMBER

2005 00024731

CHARGED. ALLEN WAS TELLING ME I COULD NOT GIVE HIM THIS ORDER
BECAUSE I DID NOT OUTFRANK THE FEDERAL COURTS. WHEN ALLEN BECAME
ARGUMENTATIVE I ENDED THE CONVERSATION.

NO FURTHER, O/P BREIDENKAMP.

000044

KINGMAN POLICE DEPARTMENT
REQUEST FOR POLICE REPORT

Requesting Party: ALLEN G HUTCHENS

Contact Person if Firm: _____

Address: 5200 BROKEN ARROW DR Phone: 321-443-3807
KISSIMMEE, FL 34740

Case Number: H05-23731 Date/Time of Incident: UNKNOWN

Type of Incident: CLAIMED HARASSMENT

Subjects Involved: TERRI HUTCHENS / ALLEN HUTCHENS

Documents Requested: ALL RELATED DOCUMENTS, RECORDINGS, NOTES, REPORTS AND ACTIONS

Location of Incident: CLAIMED IN KINGMAN AZ

Requesting Parties Relationship to Incident: ACCUSED

Signature: [Handwritten Signature] Date: 09-12-05

ADMINISTRATION USE ONLY
APPROVED _____ DISAPPROVED _____ INFO EXCISED _____

FEE SCHEDULE
A. A MINIMUM \$2.50 RESEARCH FEE WILL APPLY IF THE CASE NUMBER IS NOT PROVIDED, WITH A MAXIMUM FEE OF \$10.00 PER HOUR.

DATE COMPLETED: _____
RESEARCH FEE: _____
REPORT FEE: _____
CLERK: _____
APPROVING SUPERVISOR: _____

- B. 1-5 PAGES: \$2.00
- C. 6-15 PAGES \$5.00
- D. 16 PAGES OR MORE \$5.00 + \$.30 PER PAGE
- E. RESEARCH FEES ARE NON-REFUNDABLE.
- F. FAX REQUESTS TO 928-753-2542. PAYMENT IS DUE UPON PICKUP
- G. AUDIO TAPES \$10.00
- H. VIDEO TAPE REPRODUCTIONS \$25.00
- I. DIGITAL PHOTOS DOWNLOADED TO A DISK \$5.00

UPDATED 03/02/05

EXHIBIT 3

000045