



March 29, 2007

Congressman Kevin McCarthy
4100 Empire Drive, Suite 150
Bakersfield CA 93309

Dear Congressman McCarthy,

Enclosed, please find the "Constituent Services Release of Information" form which I have signed as requested. First, I wish to thank you for taking the time to look at the very important issues explained below. As a registered Republican and resident of Ridgecrest, I supported you in the last 2 elections and am proud to be one of your constituents. As the top producing Advertising Account Executive for the Daily Independent for 3 years, Christina Cosner and I waged a friendly, competitive war while competing for the same advertising dollars when she was at the News Review and I am fortunate to count her as a friend. Additionally, I serve on the Board of Directors for the Ridgecrest Lions Club as elected by my peers, and I serve in this position alongside Ridgecrest Councilman Steve Morgan who originally invited me into the Lions and whom I also count as a close friend and mentor. Over the years, I have grown to appreciate all you have done for our community which is often overlooked in the shadow of Bakersfield and other communities, and for this I thank you. I now find myself in need and I hope you can assist me with an ongoing problem that continues to violate my civil rights, constitutional rights and has affected many other citizens as well.

A very brief background is as follows: I became involved with the Mann Foundation as a research subject in March of 1997 through Dr. Gerald E. Loeb who performed the implantation. The Mann Foundation was working to develop small implantable devices that would be used to reanimate a disabled limb or restore other functionality through electrical stimulation and these devices were millimeter in size and much smaller than the commercialized "BION" device publicly available. The devices became infected and I sought to have the devices removed and this began a process of discovery. I learned that the NIH contract Dr. Gerald E. Loeb and the Mann Foundation were operating under did not permit the use of human research subjects. I was forced to seek medical treatment from clinical medical personnel when the Mann Foundation began denying responsibility and stopped talking to me. Physicians have removed some of the Mann

Foundation devices on more than one occasion and I have provided copies of medical records to substantiate this and so that you know these are founded claims based on fact. What followed was eventual discovery that Mann's contractual work was much more than what was publicly presented and had heavy Defense ties that were primary to any medical or humanitarian application. When I obtained documentation through FOIA provisions that included evidence of felony criminal misconduct, civil rights violations and misappropriation of federal funding by Defense personnel and individuals associated with Defense Contractor Alfred E. Mann, these individuals began to engage in efforts of retaliation, "information warfare", financial warfare, false incarceration, and other misaligned efforts of damage control. What I have learned Congressman McCarthy is that this entire program is a Defense Special Access Program, or "SAP" that holds, or did hold a "waived" classification and was carved from the Defense budget. The instances of rights violations and criminal misconduct I have suffered are all attributed to abuse of SAP/National Security protections which are being misused by to cover up their misconduct and prevent evidence from being entered into public record. Abuse of National Security and Special Access protections have been used to compromise criminal investigations at the FBI, the LAPD, Ridgecrest Police department, remove public record and complaints from the FCC, have been used to intimidate my legal and medical personnel, and were even used

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to bring a “special” visiting judge into Ridgecrest for a Civil matter in which I sought a protective order. The protective order sought no monetary damages, only that they cease and desist their obstructionist behavior and leave me alone. This “special” judge was brought in because my statement and complaint contained sensitive “classified” information regarding Alfred Mann’s governmental contractual obligations and willfully did not provide enough time for process serving. My efforts medically and legally are necessitated by circumstance and the continual abuses that force me to seek resolution.

Although medical personnel have surgically removed some of the devices implanted by Dr. Gerald E. Loeb of the Mann Foundation, residual devices still remain and are a physical problem for me, and a technical problem for medical personnel. Individuals associated with Alfred Mann have criminally obstructed every effort of civil remedy or resolution. I have exhausted all normal means for resolving this problem including local law enforcement, the FBI, DOJ, and civil attorneys, and each failure is due to the misuse of the protections afforded under Special Access. The secrecy surrounding these efforts is permitting, and even encouraging, continued unlawful efforts to falsely incarcerate me or provoke criminal action in response to continued research and physical abuses and has progressed to where retaining legal counsel, medical personnel or employment just isn’t possible so long as these SAP protections are being invoked and used unlawfully. These individuals need to leave me alone first and foremost, but additionally, there is a need for disclosure and investigation to insure that disclosure of such programs is being made to the Legislative Branch in accordance with the Constitution and that such powers will not continue to be unlawfully misused against American Citizens in the future. The “waived” and “carved” classification is the blackest of black projects, however Defense Directive states that record retention for such programs is maintained for 1 year following the conclusion or transitioning of SAP.

Congressman McCarthy, I am respectfully requesting your assistance with the following issues:

Department of Defense / DARPA

1. Inquire about this Special Access Program! First, I believe the SAP has been initiated without notification to Congress as required! Second, I know that SAP protections have been abused unlawfully in interacting with law enforcement, utility providers, and has been invoked to bring in special judges that has affected the outcome of civil matters including the recent one here in Ridgecrest. Defense directive, policy and record retention indicates that these materials must be retained for 1 year following the termination or transitioning of any SAP, so please do not be deterred by obstructionism. This SAP is unlawful and I respectfully ask that you demand disclosure of details.
2. They will absolutely not comply with FOIA statute. Aaron Graves has been completely obstructionist, pretends he cant comprehend 12pt Arial font, and insists on referencing an email communication that I have no record of. I want them to comply with FOIA statute and base their efforts on my written requests, not emails that I have no knowledge of! Copies of the FOIA requests are enclosed.
3. The “carved” aspect of Special Access in this situation may be being applied unlawfully. The contract I obtained under FOIA has Defense personnel William Tang applying for funding approved by congress for use by the NICHD to find cures and treatment for children’s disease. In this situation William Tang failed to disclose his Defense affiliations and William Heetderks at the NIH is approving the grant applications to facilitate removal of the project from the Defense budget. The nature of “waived” SAP’s indicates that only 8 members of Congress were notified. Does that mean the other 90+ members of Congress were led to believe that these funds would be used for sick Children? This needs to be looked at Congressman McCarthy and if this does not constitute misappropriation and fraud, we need to revise policy and procedure regarding Special Access.

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FBI / DOJ

1. The FBI will not enforce the law or investigate the Mann Foundation and this is true regardless of how compelling the evidence or how severe the crime, and is due to the government contractual obligations of the Mann Foundation which are protected under Special Access. I know the rules and conduct regarding introduction of evidence and the difference between direct and circumstantial evidence! What I have presented to the FBI is overwhelming and includes recovered medical devices, entire computers that have been compromised using Defense "syssec/getpass/acpi" proprietary resources, court transcripts, FCC documents, medical records and additional evidence obtained through FOIA provisions. They won't do anything with it. Agent Tony Sorenson had this evidence in his possession for months and assured me this was a solid case and that the FBI was going to get to the bottom of it, and that he was looking forward to "getting some convictions on this one". Then one day the entire box was shipped back to me and Agent Sorenson said he couldn't investigate and when I asked why, he said "I can't tell you". When I asked again, he reiterated that he couldn't disclose any details and hung up on me. He was upset about something but wouldn't tell me. This is not right Congressman McCarthy and I know what he was upset about. SAP protections were used to obstruct this investigation. The nature of these crimes falls clearly under the jurisdiction of the FBI and I want them to do their job. I need them to do their job because their failure to do so is allowing the Mann Foundation and Gerald Loeb to harm me physically as well as keep me from accessing any computing resources.
2. The DOJ will not comply with FOIA statute. I have had to appeal everything and they still will not comply. I have enclosed copies.
3. The Department of Justice is not responding to the problem. The Bush administration appointed Alberto Gonzales as Attorney General, and my correspondence to him which states that Special Access and Patriot Act abuses are being used unlawfully to affect my computer, affect my telephone communications, and that the Special Access abuses are even being used to unlawfully obstruct civil court filings, the responses and replies I am receiving instruct me to "seek civil remedy" or that the situation is for "local law enforcement". The nature of my complaint is that I can neither seek help from local authorities nor rely on civil remedy to the Special Access protections. This SAP is unlawful and was initiated by our Executive Branch of Government. I need help in resolving this Congressman!

National Institutes of Health (NIH)

1. I have a problem with William Heetderks who is the Director of Extramural Research at the NIBIB. First, Bush created the NIBIB and there is a conflict of interest in appointing Heetderks in this position. It cannot be disputed that Heetderks is the most significant contributor globally of submillimeter implantable device technology. In 1988 he authored an IEEE paper that is titled "RF Powering of millimeter and sub-millimeter sized neural prosthesis devices". As Deputy Director of the NINDS Laboratory of Neural Control, he was involved with almost every human implantation performed at the NIH including the research subject implanted in 1996 who later died prompting the NIH to abandon further intracortical electrode studies. The conflict of interest is that his entire career has been focused on developing implantable devices that are submillimeter in size. His position at the NIBIB allows him to dictate who does, and who does not receive funding to perform Mri and radiology research at universities and institutions across our nation. I have looked into this and the research he is funding seems heavily weighted at fMRI and other research that does not focus on the ability to localize smaller particle sizes. The research that could be used to localize the submillimeter devices developed by Heetderks includes ultra-high field studies using platforms such as the Bruker 6.4T or G.E. Medical 3.0T Signa systems and research in this field is promising and could effectively allow clinicians to find tumors much earlier, detect

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disease in much earlier stages. Such advances however would also allow clinicians to localize Heetderks submillimeter implantable technology. It is my educated opinion that Bush Administration appointed Heetderks is allowing his involvement with this Defense SAP to conflict with NIH mandate to serve in the best interest of public health. Heetderks is not directing any funding at ultra high field studies with emphasis on localizing smaller particle sizes.

2. I have a problem with the NIH and their previous research efforts in this area. The death of the research subject that caused the NIH to abandon further such efforts was titled "Feasibility of a visual prosthesis for the blind based on intracortical stimulation of the visual cortex", and the project was performed in-house by NIH personnel including F.T. Hambrecht, Ed Schmidt, M. Bak, William Heetderks, Gerald Loeb and others. This research is referenced heavily in scientific circles and by other research personnel and was even published in a medical journal. No publicly available documents disclose the death of the research subject however. I only learned of her death through FOIA request, which sought documents pertaining to Gerald Loeb, Alfred Mann, and Philip Troyk. I had to appeal for non-compliance in order to persuade the NIH to release the documents, and one of these documents mentions the death, and that additionally, they were unable to remove all of the implanted hardware, so at the conclusion of the research, they left intradural hardware implanted. I think this contributed to her death however the NIH is denying it. Now the NIH is saying there is no record of this research anywhere. Nothing. No record.
3. The NIH will not comply with FOIA statute. I have requested materials pertaining to the 1996 research efforts involving the research subject above, and have appealed for non-compliance. I am not getting any response or release of materials. Before I appealed for non-compliance, I discussed with FOIA Officers at the NIH how it is possible that they could have "no record" of such heavily referenced and published research. These FOI Officers at the NIH are typically very nice, hard-working women and are administratively skilled, and I absolutely believe them that there are no records. When I inquired about policy and the possibility that the records had been removed or sealed, I was told that either was not only possible, but probable and that the records could have even been removed by another agency outside of the NIH. This is what happened Congressman McCarthy. Hambrecht headed this study, and they left hardware implanted in this woman and killed her. This project, like the one that affects me, is a Defense "Special Access Project" and all the records have been sealed or removed by one our Defense or Intelligence agencies. The NIH still must comply with FOIA statute and I want the records! If they have been moved, then FOIA statute permits me to simply request the records from the agency that now possesses them. The NIH must release the records or tell me who has them. I am respectfully requesting your help Congressman McCarthy as they will not comply with my numerous polite requests.

Federal Communications Commission

1. Failure to respond to complaints. In 2002, I made numerous complaints to the FCC that the President of the Alfred Mann Foundation, Joseph Schulman who is FCC call sign K6BWA, was using 224 MHz spectrum unlawfully to facilitate research efforts at the Mann Foundation. In 2002, the FCC mandated that all repeaters and operators hold at minimum a Technician class Amateur license. The nature of the telemetry protocol used by the submillimeter devices developed under Mann's governmental contractual obligations is one of physics... laws of physics dictates that they must use RF spectrum between 216MHz and 490MHz, so Schulman's 224.840 MHz repeaters were obviously being used for Mann Foundation research. Not only was the Mann Foundation required to hold a license for each repeater, they were required to coordinate use of the spectrum with the local authority, in this case the ARRL. Also, because several repeaters were required, schulman was using FCC licenses obtained in the names of his Son and Wife as well as old friends. In one instance, I phoned Marvin Freedman who informed me

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that he was indeed a friend of Schulmans, but that he had no knowledge of the use of his FCC license insisting that he had not been active as a radio operator for many years. This contradicted the information on public record at the FCC and ARRL and indicated Schulman was using these licenses unlawfully. This allowed me to obtain detail regarding the infrastructure and draft the complaint to the FCC about the unlawful licensing activity as well as the unlawful research activity. The FCC would not respond to the complaints. Schulman was investigated by Detectives from the LAPD in 2002 who told me that Schulman insisted that the 224.840MHz hardware was a hobby and for recreational use only and had nothing to do with research efforts at the Mann Foundation.

2. False information and special treatment following Bush's pick for Chairman. In 2006, the Bush Administration appointed Kevin Martin as Chairman of the FCC. Only weeks after Chairman Martin's appointment, the Alfred E. Mann Foundation submitted a "confidential and sensitive application requesting special treatment and exemption for experimental use of a BION transponder" to the FCC. In this confidential disclosure, the Mann Foundation requests an exemption from licensing requirements specifically referencing a need for "216 – 225 MHz". After falsifying information to the FCC and ARRL, and then obstructing justice by telling LAPD Detectives that the "224.840MHz repeaters were unrelated to research at the Mann Foundation", the Mann Foundation then admits it all in a confidential disclosure to Chairman Martin. This request for special treatment was granted and gave the Alfred Mann Foundation permission to continue its unlawful behavior, only now with no accountability or license required! Of course this isn't publicly available and I had to find out through FOIA request. Most disturbing is the way the special request portrays Mann's work as humanitarian efforts to develop "medical " technology, when their efforts are focused on Defense and Intelligence application of these implantable devices. This is fact and complete disclosure of Mann's government contractual obligations will substantiate this.
3. FOIA compliance. My FOIA request to the FCC sought details about Mann's special request to the FCC and about official record in regards to the numerous complaints made in 2002 about the Mann Foundation. The reply is included in the FCC section of my enclosed binder, and states that the FCC has no record of any complaint made by me or against the Mann Foundation in 2002 or any other time. I know these records were removed as part of Special Access and National Security. I made these requests via Priority Mail and still have the delivery confirmation. Additionally, these requests were made via email, facsimile transmission and by US mail general delivery. I still have all the original complaints and have enclosed some of them in the binder for your reference. Regarding the Mann "confidential and sensitive request for exemption", much of it was redacted. I have enclosed a copy of this as well. The redaction is not because of "competitive interests" and the Mann Foundation has patented every aspect of this technology including the "Suspended Carrier" telemetry protocol. The redaction is made because of Special Access and the Mann Foundation involvement in deploying this technology for Defense and Intelligence application. If the Mann Foundation is conducting itself in a lawful manner, why can't it do so under the same licensing requirements as everyone else? To grant a total exemption from licensing requirements is extremely rare if unheard of at the FCC and there is something wrong here Congressman McCarthy. I have no competing interests or business ventures that prevent the FCC from releasing the redacted information to me, and I have requested administrative appeal and review, but this request is being ignored and I have heard nothing.

National Security Agency (NSA)

1. I understand that Alfred E. Mann and Joseph H. Schulman have ties to Michael Hayden at the NSA and this relationship plays a role in Mann's governmental contractual obligations. Mann has always been a Defense contractor with his first contracts coming in the form of developing Tank weapons guidance for

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the Army, satellite solar panels under Mann's first company "Heliotek/Spectrolab" and these relationships with the Army continue today through relationships like Hayden at the NSA and Col. Geoffrey Ling at DARPA. The Special Access protections that have been used to remove public record at these other agencies and to obstruct investigation by the FBI and protect the Mann Foundation from criminal prosecution have also been used to bring in special judges to oversee civil procedures. The facts are that I have overwhelming, compelling direct evidence that is capable of exposing this criminal misconduct as well as details regarding this program to use implantable medical devices in domestic Defense and Intelligence operations. I have been falsely arrested just days before civil proceedings against the Mann Foundation causing "default judgment", I have had special visiting judges deviate from judicial process, I have been denied due process and equal protection of the law. Only weeks after purchasing a 10-gun safe to hold a brand new unaffected computer and recovered medical devices, Police entered my home based on an "anonymous" phone call and when they asked to search the safe, I told them that would be fine as long as they allow me to see the warrant. They arrested me for "under the influence" and searched my safe anyway. I was never convicted and the case dismissed in "the interest of justice", but the arrest remains on my record. When I was released from the custody, my keys (which were in my pocket at the time of arrest and should have been booked into property) were dangling out of the door of the now open safe and evidence had been stolen and my computer had new BIOS and firmware flashed onto hardware that I am to this day unable to correct. Not only did they say I was under the influence, they arrested everyone in the house for "under the influence" just because they had to empty the house to do their dirty work. No convictions resulted at all. My first day in court had Kern County Sheriff Mike Scott arrest me again for "under the influence" yet again, no conviction resulted after a blood sample came back negative, however while in custody, Mike Scott and another Deputy went to my Apartment and went through all of my belongings including evidence in this case. The result is an inaccurate skew on public record according to this situation and the instances of removing records from other agencies, affecting public record, instances of false arrest in which there remains record of arrest, but no conviction due to lack of evidence, and instances where my employers, Physicians, Attorneys and other people who play a critical role in helping me through this situation have been served with National Security Letters (NSL's) is precisely what is referred to as "Information Warfare" and is exactly inline with what Gen. Michael Hayden became involved in at Kelly Air Force base in Texas. The "Information Warfare" tactics developed here by Hayden are immensely more evil than a "smear campaign", causes irreparable harm to the lives of those targeted by it. The tactics used against me are so precisely similar to what was studied and developed by Hayden at Kelly AFB, I am certain that Hayden's ties to Alfred Mann, Col. Geoffrey Ling, and those involved with this SAP contract are quite close and that the NSA is involved with this Special Access Program.

2. Every time I attempted to draft a letter Congressman McCarthy, including those to yourself and other members of Congress, I would suffer remote intrusion and catastrophic data destruction. I am a Microsoft Certified A+ Technician and I know how access to my computer was being facilitated. The access was not traditional like the FBI would use to monitor broadband and emails etc. What was being waged against my data was not monitoring, it was destructive and facilitated through a little known method that uses residential electrical wiring to network computers together and proprietary Defense "syssec/getpass" technology. This is more than simple "hacking" or virus activity and it has unlawfully been used to prevent my progress in compiling evidence and has been used unlawfully to prevent me from contacting the Legislative branch and members of Congress.

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Judicial Process

1. Gerald Loeb of the Mann Foundation obtained a temporary and a permanent restraining order against me without presenting any evidence at all! This was done by invoking the protections of Special Access. I was not even served notice of the hearing! I thought this was unlawful! I was served a copy of the orders after it was already done and the “special” visiting judge had ruled. I have enclosed a copy of the court transcript. It looks suspiciously fabricated, every signature from the court reporter, to the judge, to the clerk looks like the same handwriting. Additionally, I might be wrong, but I think the name of the CSR “Frances Inafuku” is inaccurate. I could not locate a CSR with this name anywhere in Los Angeles County. Regardless, this proceeding was done under Special Access and did not permit me to contest or oppose the restraining order, or even hear my side.
2. Joseph Schulman of the Mann Foundation obtained a restraining order against me without Special Access protections and the result had him divulging sensitive information under cross-examination about the use HAM radio hardware for telemetry and for research purposes at the Mann Foundation. Additionally, Schulman and his Attorney made efforts to portray me inaccurately forcing the judge to threaten to cite the Attorney with contempt on 4 different instances and eventually forced to call a recess and scold the attorney privately. I have enclosed transcripts from this proceeding and in addition to being very informative about Schulman’s character, you will see that the judge had a significant problem understanding why Schulman and Loeb’s case weren’t combined. Schulman’s Attorney mentioned that it was because Loeb’s judge was a “special” visiting judge, but the judge didn’t catch-on and remained puzzled why the cases weren’t combined. The reason was special access, and what happened in court with Schulman on cross would have been increased 10-fold had I had the opportunity to put Loeb on cross. That is why Special Access was invoked for Loeb.
3. The judicial process has been abused to further the special access program agenda. I was falsely incarcerated just prior to the hearing in the civil lawsuit against the Mann Foundation, filed in Los Angeles County in 2002. I was falsely arrested in order to gain access to my keys, my safe and the new unaffected computer. I had just purchased the safe after repeated break-ins at my old apartment allowed my computer to be compromised, and was now placing a new computer inside the safe when I was at work. Sentry, the manufacturer of the safe would only provide keys to the safe owner and required a statement signed by notary as to safe ownership. I was able to come home to an unaffected computer and because I am Microsoft Certified, was able to identify, recognize and block their many attempts to access my data from outside or traditional intrusion techniques. Having everyone in the home falsely arrested and carted off to jail emptied the home and Ridgecrest Police Officers who were compromised intentionally did not book my keys into property and this permitted unrestrained access to my safe and computer. The computer was compromised. I know it because I am a Certified Technician and I checked it when I got home. I don’t have to tell you this is highly illegal Congressman McCarthy, and up until this point, I was a very strong supporter of our Police Department. In fact, I was heavily involved in “Citizens for Measure Q”, aided Ron Carter in his efforts, raised funding for PEAR advertising and even helped erect signage for this local measure intended to help our local Police. Of course being falsely arrested not once, but TWICE, changed this. And to say there was no harm because the arrests were unfounded and did not result in conviction is not enough. The harm was that the arrests allowed individuals illegal access to my belongings and evidence in this case! This is why I really need your help Congressman McCarthy. I can’t even seek Civil remedy as the next item explains.
4. The Special Access protections continue to be used to bring in special judges. One such judge named Barclay was brought into Ridgecrest to oversee a simple restraining order in which I sought injunctive relief. No monetary damages were sought, only that I be left alone and that my communications stop

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being obstructed. The judge willfully did not provide enough time for process serving even though I explicitly indicated that process serving for out of County Defendants required extra time such as in the case of Cook County Illinois Sheriff who requires 15 days on their end to facilitate serving. I was given 12 days to serve everyone and this turned into 10 days when it took two extra days for the court to give me the ruling because they couldn't "figure out how to enter the special judge's initials into our computer system". In our little town of Ridgecrest where an Advertising Salesperson for the Daily Independent sought a simple restraining order against a Defense contractor, the court had to be emptied and a special visiting judge brought in. I hope you can see how important it is that someone help because I'm in over my head. I need these people to leave me alone.

In closing Congressman McCarthy, it is obvious the secrecy of Special Access Programs is violating my civil and constitutional rights. The classification of "waived" and "unacknowledged" status of the program prevents me from ending the continual string of rights violations. Additionally, the secrecy of "waived" and the accompanying minimized Congressional reporting requirements circumvents our separation of powers and our system of checks and balances. It is my opinion that 8 members hardly constitutes "disclosure" or "reporting" to the Legislative Branch as the Constitution and statute require. It leaves you uninformed and not in a position to assist your constituents when they are victimized and appeal to you for help. I really need your help with this Congressman McCarthy. I have provided the supporting documentation, copies of medical records that show Physicians in L.A. and Drummond have removed devices and treated foreign body infections, court transcripts, copies of grant applications, and other correspondence to substantiate everything I have stated above. Additionally, you can ask Christina Cosner about my character. She is a remarkable person with exceptional people skills and I count her as a friend. I also must compliment you on your selection for an aid in Bakersfield. Andy is a good guy and represents you well. Please know that I am willing to comply with any request, or do anything in my power to assist you in inquiring or investigating on my behalf.

Sincerely,

David A. Larson
P.O. Box 773
Ridgecrest CA 93556-0773
760 793-8653

Source documents and reference contained in the enclosed binder is as follows:

1. **FBI / DOJ:** Correspondence
2. **FBI / DOJ:** FOIA
3. **FCC:** Correspondence
4. **FCC:** Mann "confidential" FCC disclosure
5. **FCC:** FCC FOIA
6. **NIH:** Correspondence
7. **NIH:** NIH FOIA
8. **DoD / NIH:** Research Contract (waived/carved?)
9. **DoD / DARPA:** Threatening phone call from DARPA
10. **DoD / DARPA:** FOIA
11. **Judicial:** Judicial obstructionism in the courts under special access
12. **RPD/LAPD:** Compromised law enforcement under special access
13. **Dead Woman:** Swept under rug
14. **Misc / Other**
15. **Medical Records & Documentation:** Mann Devices removed by Physicians

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