

**Resler, Kevin (FHWA)**

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**From:** (b) (6)  
**Sent:** Tuesday, October 30, 2018 12:04 AM  
**To:** Resler, Kevin (FHWA)  
**Subject:** Re: Complaint of discrimination: #2019-0024 Camp D'ORvid v. Colorado Department of Transportation

(b) (6)



(b) (6)



Thank you

On Mon, Oct 29, 2018 at 12:47 PM (b) (6) wrote:

Yes that works.

Thank you

On Oct 29, 2018 12:33 PM, "Resler, Kevin (FHWA)" <[kevin.resler@dot.gov](mailto:kevin.resler@dot.gov)> wrote:

Good afternoon:

Would a call at 1:00 Mountain Time work for you?

Regards,

Kevin

**From:** (b) (6)

**Sent:** Monday, October 29, 2018 2:22 PM

**To:** Resler, Kevin (FHWA) <[kevin.resler@dot.gov](mailto:kevin.resler@dot.gov)>

**Subject:** Re: Complaint of discrimination: #2019-0024 (b) (6) Colorado Department of Transportation

It would be very good if you can call today before 2:30. (b) (6)

Thank you sir

On Mon, Oct 29, 2018, 9:54 AM Resler, Kevin (FHWA) <[kevin.resler@dot.gov](mailto:kevin.resler@dot.gov)> wrote:

Good morning:

My name is Kevin Resler, and I am the Title VI Coordinator for the Federal Highway Administration Office of Civil Rights. I am contacting you regarding the above-referenced complaint, which we received from the Colorado Dept. of Transportation. I would like to schedule a teleconference with you to discuss this complaint.

Please let me know what dates and times would work best for your schedule. If there are multiple persons necessary for this call, please let me know, and I can send our conference line information. If you have any questions, please let me know.

Regards,

Kevin

Kevin L. Resler  
National Title VI Program Coordinator  
Office of Civil Rights, HCR-20, Room E81-  
320  
1200 New Jersey Avenue, SE  
202-366-2925  
[Kevin.Resler@dot.gov](mailto:Kevin.Resler@dot.gov)



MAR 26 2019

In Reply Refer to: HCR-20  
DOT# 2019-0024

(b) (6)

**Subject:** Dismissal of Complaint DOT# 2019-0024

Dear (b) (6)

This letter is to inform you that the Federal Highway Administration (FHWA) Office of Civil Rights has determined that it will dismiss the above complaint, which alleges violations that may be related to Title VI of the Civil Rights Act of 1964, the U.S. Department of Transportation (USDOT) Title VI implementation regulations at 49 C.F.R. Part 21 and/or FHWA's Title VI regulations at 23 C.F.R. Part 200 (hereinafter Title VI). Title VI prohibits discrimination on the basis of race, color, or national origin in programs and activities receiving Federal financial assistance. To be accepted for investigation, a complaint must meet the jurisdictional requirements provided by 49 C.F.R. §21.11, as well as the legal standards discussed in the U.S. Department of Justice Title VI Legal Manual. First, complaints must be filed within 180 calendar days of the alleged discriminatory act, unless the time for filing is extended by FHWA. Second, the matters must concern recipients of federal financial assistance for a program or programs authorized under a law administered by FHWA. Finally, the complaint must describe an alleged discriminatory act or acts that, if true, would fall under FHWA's jurisdiction and potentially violate FHWA's Title VI regulations.

You allege the Huerfano County Road and Bridge Department in Colorado (Respondent), a current recipient of federal financial assistance from FHWA, intentionally discriminated against (b) (6) based on the national origin of the organization's members as (b) (6). Specifically, you allege Respondent employees used its vehicles and equipment to (b) (6) property, including its gate and fencing in the summer of 2018.

However, after careful consideration, FHWA has determined the allegations and facts in your complaint do not meet the minimum criteria from which FHWA could establish a case of disparate treatment or disparate impact under Title VI. For these reasons, this complaint will be dismissed by FHWA and closed with no further action.

If you have any questions, please contact Nichole McWhorter at (202) 366-1396.

Sincerely,



Nichole McWhorter  
Title VI Team Leader  
Office of Civil Rights

cc: John Cater, Division Administrator, FHWA CO Division Office  
Vershun Tolliver, Assistant Division Administrator, FHWA CO Division Office  
Nicole Bumpers, Civil Rights Program Manager, FHWA CO Division Office  
Jim Esselman, Senior Attorney-Advisor, FHWA Office of Chief Counsel  
Yvette Rivera, Associate Director, Equal Employment Opportunity Programs Division,  
Departmental Office of Civil Rights  
Kevin Resler, National Title VI Program Coordinator, FHWA Office of Civil Rights

**Camp D'ORvid at Casa D'El Arroyo**  
**25121 Hwy 69**  
**Gardner, CO 81040-0005**

**Fed ID#84-1606-555**  
**Colorado ID #98-15516-0000**

**(719) 746-2020**

Huerfano Commissioners,

We have written you twice in the last 10 years about your maintenance of the Arroyo Channel that runs through the middle of our property. In good faith we have appeared before the commissioners in 2004, 2008 and 2013 to address issues of gross prejudice and abuses to our rights and properties.

The first time we were shockingly told that we were the enemy by Charlie Montoya when we came to discuss our security after a felony arson, hate crime against our Jewish Organization.

The second time Cain's sidekick, Galusha threatened us with arrest for trying to fence and protect our property followed up with a joint vulgar un-Constitutional and unlawful assault by Sheriff Dept. and Road and Bridge with Cain personally removing fence posts with county back hoe, breaking their word and agreement made at that Commissioners' meeting.

The third time we faced a hostile Bobian and a member of our religious organization was assaulted on the steps of the Courthouse as we were leaving. We gave you Commissioners the 1973 *Spring Valley vs Cunningham* Supreme Court case that has been affirmed by the Colorado Court of Appeals (14CA0529) published decision; a full reversal of Appel's corrupt legal abuse and railroading.

For these reasons we cannot appear at another of your meetings in the Courthouse.

You have not responded to our requests to maintain the Arroyo, except by Roger Cain who previously told us many years ago he wanted to flood us out. It also explains why The Commissioners turned down Colorado State's offer to fund a bank stabilization plan that would have prevented the complete erosion of the channel that has occurred during this long period of zero maintenance. The County only needed to provide rock and the quarry is less than a mile away. We can only assume the refusal of the state funded bank stabilization plan was with the same malice and prejudice that this County has shown us for 20 years.

The deliberate lack of maintenance has endangered our improvements and property. We need either a disclaimer from the County that it no longer has any responsibility in maintaining the Channel, or Maintain the channel.

The other problem has to do with the County's 20 year systematic denial of our Constitutional right to the private, peaceable, and secure use of our property. What has been heinous about your denial of our rights is that You know we have been subjected to Hate Crimes. Commissioners have condoned, approved and participated in decade long violations of our Civil, Legal and Constitutional Rights.

Your local Road and Bridge Guys for 20 years, led initially by the hateful Billy Trujillo and Manual Archuleta, have damaged our fencing and gates systematically, yelled out “damn Jews” or gave us the finger as they drove by our property daily. Or used County equipment, like Trujillo who entered onto our property, dug holes and buried hundreds of bottles from his liquor store, or Archuleta entering onto our property with County equipment to steal sand which he sold privately to enrich himself, or of Newman illegally helping Choin steal millions of pounds of earth from our property damaging the Channel that the Corps of engineers established and endangering our property and the small Bridge under HWY 69.

We are writing you today knowing that everything the County has done to us directly or through its officials or employees before today have denied us and violated our rights. It has been hateful, malicious, reckless, wanton and willful.

YOU Commissioners need to decide whether from here forth you align with the hate, falsehood, malicious abuse of process, anti-Semitism, discrimination, hostility, dishonor, and corruption that has preceded this point exposing yourselves to personal liability or;

Reach out to us simply, with good intent to resolve our issues.

Bill Brunelli came here over a decade ago without any malice and we were able to quickly come to agreement for solution and resolution of our issues, which Brunelli said he could accomplish in 2 days. Unfortunately Cain told Brunelli to “stay the hell away from those damn Jews”. Because of County hatred and prejudice, you have exposed us to dozens of hate crimes and crimes of unlawful forcible entries, as well as hundreds of ordinary crimes causing great harm to our property and rights which is inexcusable.

It is inexcusable because we are the first Jewish Religious organization in the history of the County, and your employees and officials have participated in hate crimes, and an actual POGROM, to drive us out of Gardner.

We suggest that you have Max Vezzani contact us and arrange to meet at our property with Bill Brunelli or a suitable substitute who has not shown us hate or hostility. Solution is easy if your intent is finally good after 20 years.

A clean start, with intent to remedy the wrongs and harms this County and its employees have caused and to protect our Constitutional, Legal and Civil Rights going forward. This will also relieve you gentlemen of personal liability for your role in continuing the POGRAM, and the continuing denial of our rights as well as potential liability for damages resulting from your lack of maintenance due to malice. The only deputy we would trust is Joe Albano. We certainly have decades of reasons to have zero trust for Bruce Newman and his crew.

If Mr. Vezzani decides to take us up on our offer to quickly resolve most of our 2 decade long issues, we will provide him with more information to enable you Commissioners to rationally correct some ugly, ugly wrongs, quickly, and relatively painlessly. We have always brought good intent and honor, unfortunately we have been met previously with dishonor, falsehood, hate, corruption, prejudice, and abuse.

Garrett Sheldon told us 15 years ago that the County wants us to move because we are Jews and because of his conflicted nature of representation we will not deal with him. We will not deal with the County administrator, Galusha. In other words we do not want to deal with any County official or employees who have previously shown us hatred, hostility, dishonor or malice. Hope that is reasonable and does not create too much of a problem for you.

If we do not hear from you in the next 2 weeks we will have to assume you are still hostile with mal-intent, and that you have aligned with the 20 year Governmental policy of hate, that has systematically and heinously violated our Civil, Constitutional, Legal and Human rights, since our arrival in Huerfano County 2 decades ago.

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Gary Lensky

**Camp D'ORvid at Casa D'El Arroyo**  
**25121 Hwy 69**  
**Gardner, CO 81040-0005**

**Fed ID#84-1606-555**  
**Colorado ID #98-15516-0000**

**(719) 746-2020**  
**campdorvid@gmail.com**

Dear Sir,

This is the first time we are writing you. We have written previously and were basically told that the Governor's office does not get involved in these matters. For 20 years we have been trying to address the gross and oppressive discriminatory practices of Huerfano County Government, and attain the private, peaceable and secure use of our property.

We are the first Jewish organization in the history of Huerfano County and we have endured a 20 year siege against our property and rights, the kind of siege that is never supposed to happen in America. The kind of discrimination and oppression that is not supposed to take place in America. The kind of government abuse of power and corruption of law that is not supposed to take place in America. The kind of injustice that is not supposed to take place in America. The kind of shredding of the Constitution and Laws that is not supposed to take place.

We are writing you because we are prisoners in a corrupt Colorado County and maybe you can help. We are prisoners, because we cannot sell our property since we have been defrauded of our legal title by the State of Colorado. We cannot leave, because we lost our insurance with our title, have had our fencing and gates repeatedly destroyed, our "neighbors" have repeatedly shown their animus and mal-intent and their willingness to join together to bear false witness, and we receive no law enforcement protection due to the corruption and animus of long time Sheriff Bruce Newman.

20 years ago I personally purchased a parcel in the town of Gardner, Colorado. The warranty deed proved defective as the 80 year old house barn and root cellar were all off or partially off the deed and the seller refused to honor the warranty. My quiet title action has been left un-adjudicated for 17 years. The now 100 year old house, barn and root cellar are still not on my legal deed.

This was my first real estate purchase and I came to Colorado, knowing no one. I spent over a year working in conjunction with the Huerfano County Assessor's department to try to determine the owner and titleholder of the adjacent property that the structures I had just purchased sat upon. Huerfano County Assessor Louise Sandoval finally found the sole titleholder of record that had been lost to the State Records for over 70 years. No taxes were paid and no claims were made by anyone during those 70+ years.

Following Statutory procedure Huerfano Assessor changed the status of the property from unlisted and owner unknown to Agnes Quillian as the sole titleholder of record. 6 years back taxes were assessed as the property was also placed on the tax rolls by the Huerfano Treasurer. We paid those taxes as the party in possession asserting ownership since the 80 year old house and other improvements I had just

purchased would have gone up for tax sale. Huerfano County Treasurer Shirley Zubal did not know how to issue a Treasurers Deed since the property had been off the tax rolls for so long, and Quillian had sold parcels from the original deed so there were no metes and bounds for the remainder.

We have faithfully paid the last 20 years of taxes assessed and collected by Huerfano County in the name of the State of Colorado since then, in addition to the back assessed taxes while being in possession. In November of 2001 we published a petition to quiet title against the sole titleholder of record, Agnes Quillian, according to Colorado State Records for the same metes and bounds that exist on the County and State Records today. In the years leading up to the petition for quiet title we found no information about the sole titleholder Agnes Quillian, no death certificate or probate or escheat or any information whatsoever. A decade later there was still no information. County officials have testified to this, as well as to the fact Agnes Quillian was the sole titleholder of record within the metes and bounds of my quiet title.

The complaint was published according to law as we hired licensed attorneys. It is case number 01CV91. During this time we formed a Colorado Corporation, have remained in compliance and began the process of IRS designation as a 501 (c)3 Religious organization which was permanently granted in 2006 by the IRS. We also obtained R-1 visas for several of our Religious Workers from Israel. My property was also leased to the Religious non-profit for \$1 per year. We received a Court decree for quiet title in 2002 and recorded our decree.

From here to today I will have to be abbreviated. To explain the 17 year railroading in the Colorado Courts we have received and the siege against our property rights and existence will overwhelm you and will take too long in this letter. It is a very ugly and shameful story of Colorado government and their discrimination and anti-Semitism as well as their treachery to the law and the Constitution. Your judiciary has failed the law, the Constitution, and any sense of fairness.

Here is our issue with you as the Governor of Colorado. Today our property sits in the name of Agnes Quillian with the same metes and bounds as our original quiet tile decree (minus 2 small adverse possession claims that District Court Judge Appel awarded to 2 litigants, after vacating our decree and order for publication in 2009, based on affidavits the Judge knew to be false, and ruling he had no jurisdiction over the lands of Agnes Quillian. Yes, how does a Judge take jurisdiction when he knows he has none? Appel did this also in 02CV38 where the sole titleholder of record, Agnes Quillian was not even a party to the Quiet Title suit.).

So what did I or we do wrong? Why have we been so cruelly punished? We filed a quiet title against the sole titleholder of record for the same metes and bounds that exists today as existed 17 years ago according to Colorado State Records. Because of our trust in the State Records and Officials we have invested over 100,000 hours in building and developing our legal property, removing 50,000 lbs of garbage off the previously vacant abused property, planting and maintaining 1,500 trees, spending hundreds of thousands of dollars in legal fees caused by the 17 year railroading we have received by the long term compromised and corrupt Huerfano Judge Claude Appel. We have been defrauded of our

legal title that we held for almost 7 years and was vacated 10 years ago based on knowingly false claims, and corruption of law, intelligence, and justice.

While the State has been putting a lien on our property for payment of taxes for 20 years , your District Judge and Court of Appeals Judge Booras called our property “no man’s land”. Your District Court even maniacally claimed that I fabricated Agnes Quillian, in spite of the 1908 Deed of Record from the County Clerk taken from the Bound Grantor Grantee indexes that was an exhibit in the 2 day trial for title in front of Judge Appel in 2002, in spite of the County records, and the testimony of Huerfano County Treasurer and Assessor. Your District Court Judge made many unprecedented, unconstitutional rulings in what we can only call his knowing and malicious attempts to turn the facts and law upside down. (How has the State allowed Judge Appel compromised by years of cocaine use to remain in office for decades?)

We do not say anything in this letter lightly. We have had the unenviable position of living for the past decade in Huerfano County Colorado with no rights whatsoever, no rule of law, in the middle of “no man’s land”, and anyone who associated with us also lost all their rights or were harassed. We have been forced to live as powerless hermits under siege, since we could not compromise anyone’s safety and rights by associating with us.

We have experienced 5 false arrests, 2 dozen unlawful seizures or un-papered governmental operations of our property by your Huerfano County law enforcement, dozens of hate crimes, hundreds of “ordinary crimes”, had your Huerfano Road and Bridge employees or small mobs of locals repeatedly destroy our fencing and gates, the mobs coming also with heavy machinery and guns to steal and destroy.

In no uncertain terms your Orphan County has condoned and participated in siege against our property and existence. Because we are the first Jewish Organization in the history of Huerfano County it has to be called a pogrom, a 20 year pogrom of unlawful malicious government abuse and oppression.

**You cannot undo the wrongs and injustices committed against us by your local government, Huerfano County, but you can fix the ongoing wrongs and injustices.**

1. Facilitate in CDOT completing the fencing and gating of the perimeter of our property. This will provide us with the private, peaceable and secure use of our property for which we have been fighting for 20 years, and unlawfully and unconstitutionally damaged and denied by Huerfano County. (You broke it, you fix it)
2. Give us our legal title. Have the State Tax administrator or Treasurer issue us a deed for our legal property so we can sell our property. We have been defrauded of our title and the fraud is ongoing. (Your County cheated us, you make it right).

You can do the right thing and show yourself as a good man if you facilitate the 2 items above.

Either the State taxation and assessment Division through its Huerfano Offices has been defrauding us for 20 years or your Judicial Division has been defrauding us or the State has been committing ongoing unlawful takings on our property. You cannot expect us to have even an ounce of trust in your 3<sup>rd</sup> Judicial District to not intentionally try to waste another 17 years of our lives with corruption of law and facts. The last small claims case I had in the 3<sup>rd</sup> Judicial District took 9 months to get a decision when the law says immediately.

We are also attaching an open case from 2014 that Court has sua sponte made motion to dismiss, in which we are waiting many months for ruling. Our pleadings will help you understand, both the legal mess and mess on the ground created by the discrimination and wrongful acts and behavior of your local government.

We do not believe there is anything stopping the State from issuing us a deed. We have real issues with the current Huerfano County Treasurer Debra Reynolds, who has dealt with us discriminatory deceitfully, dishonorably and we believe unlawfully.

It is parcel number 36030. If the title is in the name of Agnes Quillian with the same metes and bounds (minus the small unknown adverse possession claims awarded in 2009)) as my recorded quiet title decree from 2002 then it should make no difference to the state whether the title is in my name or Agnes Quillian's name. It was in my name for many years before it was taken out of my name when we were defrauded of our decree in 2009 and put back in Agnes Quillian's name.

We now know that Agnes Quillian died in 1914 as an attorney found a death certificate a few years ago. Most States would call that abandoned if no claims are made through the titleholder or taxes paid for over 100 years. It is undisputed that we have paid the last 20 years of assessed taxes while being in possession, either in my own name or the name of Agnes Quillian, as well as the 6 years of back taxes assessed when the property was put back on the tax rolls.

Unless your heart is hardened, as it should make no difference to you or the State that the title to our property is in Agnes Quillian's name or mine. Please issue us a Treasurer's deed or tax deed or state deed for our property. This will let us know you are a good man not like the bad men here who have been hateful, unjust, and abusive of the power entrusted to them in the name of the State and the People.

The Governmental pogrom against our Jewish organization does not have to be a shocking government atrocity that could blow up the upcoming elections or your legacy. Simple as giving us Treasury or State deed to end the ongoing fraud.

Except for one Commissioner, virtually all the anti-Semitic hateful government actors have been Democrats. The problem is not about politics for us. It is that Colorado has behaved to me and our small Jewish Organization as an anti-Semitic Banana Republic. Such burdens your State has placed upon our religious organization and the practice of our religion and our life. Such burdens on our free speech, on our privacy, security and peaceful use and liberty. For 20 years we have been denied the rights

accorded to other citizens, been treated discriminatory and treacherously, had seen virtually every Constitutional guarantee violated as well as our human rights because we are Jews. 20 years of dual laws, 20 years of dual application of the law, 20 years of injustice. 20 years of harassment and intimidation by your County Law Enforcement.

In 2016 the Court of Appeals fully reversed Appel and upheld the existing clear and simple law of Spring Valley Estates vs, Cunningham. We have had higher rights to our property than anyone in the world since January of 1998. The Colorado Supreme Court once again punted in 2017 denying us certiorari, leaving our 17 year old quiet title case un-adjudicated. After 17 years your Courts gave us the rights we were entitled to 20 years ago if we were not treated so unequally.

17 years your Courts have left our property un-adjudicated, our lives and existence in limbo, denying us our Constitutional Rights, our Civil Rights, and our Human Rights along the way. Your Courts have failed the law, the facts, common sense, the Constitution for 17 years. It is GIGO. Garbage in-garbage out. If the trial Court Judge is compromised and corrupts the law and facts intentionally, the bureaucracy of the Judicial apparatus fails by deferring to the lower court, as displayed by our first COA Appeal.

We can say this assuredly since your County Sheriff sent deputies more than a half dozen times on "official government business" to tell us that "the Sheriff says you don't own your property and he spoke to the Judge, and the Judge says he's going to fix it." These threats began 2 years before the legal attack which defrauded us of our legal title. The judicial railroading has been obvious to all the attorneys involved in our case for 17 years, 2 of which wrote the books on Colorado Real Estate, and Colorado Quiet Titles, another of which is probably the finest lawyer in the state, who got harmed by entering the 3<sup>rd</sup> judicial district.

20 years of our lives and mission of our Religious organization have been denied and stolen by the State of Colorado under an unacceptable hateful, unlawful unconstitutional governmental oppression. How is it not an unlawful government taking when your State takes Jurisdiction over my property and gives me title and rights and then your state says you have no jurisdiction and I have no rights, and anyone who associates with me has no rights and your private property is no man's land and that we cannot stop even people of mal-intent from violating our persons or property? And your law enforcement has assisted, condoned, and empowered the unlawful and unconstitutional assaults.

The sole titleholder we now know has been dead for 100 years and no claims made through her or taxes paid for 100 years except by me or our organization. Whose rights are the State representing? A quiet title is an action against a thing, the land, where we sued the sole titleholder of record for the legal title for the land we were possessing, claiming ownership to long unclaimed land of Agnes Quillian based on the now 100 year adverse possession of the improvements on the parcel I purchased over 20 years ago. I had paid the assessed taxes for 8 years before filing for the quiet title against the legal owner and titleholder according to State and County records for the past 20 years. How has the State substituted itself for the legal owner, Agnes Quillian or even someone claiming through the owner for 17 years.

There has never been a dispute to our ownership by the owner. This amounts to the State unlawfully taking our property without any compensation. Not even talking about the dozens of clearly unlawful,

un-papered government seizures, threats, acts of intimidation by the Huerfano County Sheriff or Road maintenance employees. How many times did your local law enforcement threaten us and taunt us that “we can do whatever we want to you, because you Jews and Israelis have no rights whatsoever”

Your State Court System has failed us, the law and the Constitution, as well as your local government, your law enforcement, your fire department, your road maintenance crews. We believe your Judiciary has failed the State also by calling our private property no man’s land. We do not believe the Treasury is defrauding us for 20 years by its records. No one has even claimed that the State and County Records are incorrect!

Because of the outrageous prejudice, unprecedented, unlawful , unconstitutional rulings of District Judge Appel, as well as his hateful presumptions based on facts he turned upside down, we believe we can prove that Sheriff Newman and the Courts, through Claude Appel, attorney Todd Kettlekamp and his clients including 3 former County employees conspired to knowingly defraud us of our property and rights. A malicious mugging under color of law. A rogue government.

We came as strangers to your State and have been treated as less than human because we are Jews and most of our members are from Israel, and have been denied Liberty, Equality and Justice. We do not deny the beauty of the land, but there is no beauty in the culture of Huerfano County. A culture of corruption, governmental abuse, dishonor, lying, and anti-Semitism, that we have had to endure daily for over 20 years.

The 20<sup>th</sup> Passover we celebrated in oppression earlier this year, the 20 year barrier of the siege your government has waged against us, has changed our consciousness. It has gone from unfair, unjust to evil. LET US GO. LET MY PEOPLE GO. Like our ancestor Yaakov we are not leaving without our wages. Our wages are our land, possessions, and title. We cannot leave without our title. The 20 years developing and cultivating the most beautiful property in the town under abuse and oppression. Your State has stolen 20 years of our lives and purpose; we cannot let you unfairly steal our land and investment of time and money in building and developing our property.

There are other things you can do above and beyond the above mentioned 2 items of giving us Treasurer’s or State deed, and providing the private peaceable and secure use of our property that the County/State has so long and wrongfully denied.

You could have the CBI investigate Sheriff Newman and the Huerfano County Sheriff’s Department for Civil Rights violations and crimes committed against us. We have dealt with agents who wanted to investigate, just needed someone with authority to ask them.

You could involve the DOJ. You could involve the attorney general. You could try to make Huerfano County a place where what has taken place here cannot happen again. As a local control state you do not have any governmental mechanisms to address abuse by local law enforcement or officials and the only recourse is through the courts where your Judges are not independent but part of the government administration and the politics and pressures and entwinements of local government. Certainly a rogue Sheriff like Newman should not have such undue influence over a compromised Judge like Appel.

Help us believe there are good, honorable and reasonable Americans in Colorado Government, outside of Huerfano County. If your records still show Agnes Quillian with the same metes and bounds, please give us our deed that was fraudulently and wrongfully taken away. Do not believe there is any legal precedent for private property to be ruled “no man’s land”, nor the outrageous affects those rulings have had on our religious organization, and all of our lives.

If our property is no man’s land then the State is fraudulently assessing and collecting taxes in my name and Agnes Quillian’s name for the past 20 years. If the State records are correct, then the treasurer’s deed, tax administrator’s deed or State deed to my property will remedy the ongoing fraud.

If you are amenable to working with us, to resolve issues associated with the Governmental failures and abuses committed by your local government Huerfano County in their systematic and ongoing oppression of our Civil, Legal, and Human Rights, we will be glad to assist and find simple solutions that solve problems effectively. No there is no solution to the hate and jealousy, but there are solutions so that we no longer have to suffer or have our lives impacted by the unconstitutional, unlawful and criminal acts committed against us. We will also be able to provide any additional information you may need to make an informed, reasonable decision or response.

We cannot apologize for being indignant. Personally I was taught Constitutional Law by a great authority who loved the Constitution, Milton Konvitz. My grandfather was a career NYC policeman, known as honest Abe, who had the strongest distaste for corrupt cops, and fought for this Country in WWI. More than 1500 people attended my father’s funeral, though he was an “ordinary” man known as the Bear. He fought for this Country in WWII.

How can we not resent the subversion and oppression we have endured? How can we not resent we can no longer say G-d Bless America? How can we not resent being under threat of arrest for a decade, every time we step off our front porch or water our trees on our own property? How can we not resent your government employees and officers stealing or assisting in the theft of thousands of dollars worth of our building materials? Or the dozens of unlawful, unconstitutional. unpapered “government operations” or seizures of our property?

In light of all the false arrests and seizures and assaults against our property, being called “damn Jews” or “damn Israelis” routinely by your government employees and officers seems pretty minor. So many introduced themselves as “good Christians”, so many infected with such prejudice and animus to the Jewish People and the State of Israel.

How can we not see this as the sickness and age old disease of anti-Semitism. Jesus was a Jew, whose mother was a Jew, whose disciples were Jewish, whose teaching were Jewish, as the Dead Sea Scrolls have shown, and who loved G-d and the Torah. To hate the Jews means clearly to a rational being that they are self-hating Christians. It is irrational that a “good Christian” can hate what Jesus loved most. By definition an anti-Semite cannot be a good Christian.

Maybe we are stupid, but you could have hung signs; No Jews or Israelis, Jews or Israelis can’t own property, Jews or Israelis have no rights, Dual Laws, Dual Application of Laws, New Laws just for Jews or

Israelis, No Justice for Jews, No services or law enforcement protection for Jews, Jews or Israelis not welcome. We just came here to build a small religious retreat in the physical beauty of the Colorado mountains.

We have been grievously wronged. Please fix what you can fix, which is the ongoing fraud in denying us title, and the denial of our private, peaceable and secure use of our property. For the sake of your State, please do not push this aside or deal with it insincerely. Can Colorado call itself a State if it takes no responsibility for the criminal, unlawful and unconstitutional acts of its local governments? As Governor we ask for your administrative action, that is within your executive power to fix the fraud and cruelty of your State.

Sincerely,

Gary Lensky

#### Attachments

- 1) CDOT complaint form for Yom Kippur 2018
- 2) Letter to Mary Dugan, Region 2 CDOT
- 3) Letter to Huerfano County Commissioners
- 4) Affidavit 2014CV30044
- 5) Pleadings 2014CV3044

**Camp D'ORvid at Casa D'El Arroyo**  
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**Colorado ID #98-15516-0000**

**(719) 746-2020**  
**campdorvid@gmail.com**

CDOT  
Ms. Dugan,

It has been over a decade since we wrote you. We had severe problems with CDOT employees well over a decade ago, who had joined with the local Gardner Road and Bridge Crew led by Billy Trujillo to violate our rights, to damage our property, and to unlawfully and unconstitutionally harass and discriminate against us.

Mr. Harris was Regional Director back then. We remember him as a fine man and American who showed us no prejudice and tried to put a stop to the impermissible and outrageous prejudice that CDOT and Huerfano County road and bridge employees had shown us. He was successful with CDOT employees and there have been few problems since then with CDOT employees. There was no success with your subcontractor Huerfano County which has continued its hateful, discriminatory ways.

It is now 20 years you have funded Huerfano County in its anti-Semitic and anti-Israeli campaign against our organization. CDOT is committed to achieving full compliance with Title VI of the 1964 Civil Rights Act and all related non-discrimination laws. Through its policies, assurances and Procedures, CDOT makes every effort to ensure that no person is excluded from participation in, denied the benefits of, or otherwise subject to discrimination in any CDOT program or activity on the basis of race, color, national origin, sex, disability or age.

We have been exposed to over 300 ordinary crimes and more than 2 dozen hate crimes and 2 dozen unlawful takings of our property because we have been denied the private, peaceable and secure use of our property, which we have been in possession of for 20 years and have paid the taxes on for 26 years.

We do not hold CDOT responsible for the corrupt, anti-Semitic Huerfano County Sheriff Bruce Newman who has remained in power for 2 decades and denied us any law enforcement protection and used the power entrusted to him to function as a private militia to violate our civil, Constitutional and human rights.

Nor is CDOT responsible for Huerfano County Attorney Garrett Sheldon who when we complained about the violations to our Constitution and Civil Rights back in 2004, told us, "what don't you understand. We want you to move. We can't have a bunch of Jews or Israelis living in the middle of Gardner."

Nor is CDOT responsible for the Huerfano County Commissioners who declared us the enemy of the County when we appeared before them to discuss our safety and security after a felony arson in 2004 on our property which by definition is a hate crime against a religious organization.

Nor is CDOT responsible for the systematic actions and policy of Huerfano County to drive us out of the County, because we are the first Jewish Organization in the history of this Orphan County. CDOT is not responsible that the top officials of Huerfano County routinely calling us damn Jews or damn Israelis. CDOT is not responsible for the dishonorable, corrupt anti-Semitic culture of Huerfano County or its Government in a local control state.

But CDOT is responsible for funding the Huerfano County Road and Bridge Department, including the local Gardner Road and Bridge Department which has been weaponized against our property rights, Civil Rights and Constitutional Rights.

We are writing you for following reasons:

1. The Arroyo channel created by the Army Corps of Engineers that runs through our property and under the Highway 69 bridge has not been maintained in over a decade. We were told it is County's responsibility since CDOT's involvement requires an environmental study. We have written the Huerfano County Commissioners multiple times about the complete erosion of the Channel that was originally created by the Army Corps of Engineers. They have ignored all our requests for maintenance, which endangers our property and the small bridge itself which has filled in 65% from last maintenance.

2. The only response we have received was a decade ago from former Commissioner Cain, who told us he wanted to flood us Jews out. We had arranged with the State Water Conservation Board to fully fund a bank stabilization plan in this Arroyo. Commissioner Cain refused the grant/plan. The County's only obligation was to supply rock from its quarry 2 minutes away.

3. Huerfano County is a large recipient of CDOT Funding. Huerfano County has been grossly discriminatory and violative of our legal, Civil and Human Rights, because we are the first Jewish Organization in the History of Huerfano County, and most of our members are from Israel. The discrimination crossed the line long ago to an evil oppression.

4. With your funding the Huerfano County Road and Bridge department has maliciously damaged or destroyed our fencing, gates and trees planted on our property with impermissible hate on dozens of occasions. They have done everything to prevent the private, peaceable and secure use of our property including many unlawful takings of our property.

5. Huerfano County Employees led by Commissioner Cain tore off the gate Regional Director Harris had placed at our front entrance at Highway 69.

6. For 2 decades we have been denied police protection (which CDOT has no responsibility), and denied the private, peaceable and secure use of our property. We have previously verified with former 30 year Huerfano Planner Drew Nigrini, County Clerk Benine and the County Roads Book, with Steve Channel, long time Huerfano building and zoning, and with Huerfano County Planning Commission that none of the roads are dedicated.

7. That none of the accesses on the interior of our property are lawful and violate Huerfano County Land Use Development regulations or CDOT regulations for access.

Colorado State has been assessing and collecting taxes on our property for 26 years. We have paid those 26 years of taxes and have been in possession for 20 continuous years. The property had been off the tax rolls for the better part of a century previously. We received a quiet title decree against the sole titleholder of record in 2002.

CDOT is not responsible for the legal attack on our quiet title in 2009 led by William Trujillo and Manuel Archuleta, former Huerfano County road and bridge employees, who joined with 3 other "neighbors" to knowingly make false claims to defraud us of our title.

We will not go into the sordid details of the railroading we received by long time District Court Judge Claude Appel and decade long false-findings, unconstitutional, unlawful, and unprecedented rulings. Suffice it to say that Appel was finally fully reversed by the Colorado Court of Appeals in 2016, even with his knowingly false "fact" finding and hateful presumptions that had turned the facts completely upside down. The Court of Appeals has upheld the existing law that we have had higher rights than anyone in the world to our property since 1998.

We will not go into the sordid details of the denial of law enforcement protection and fire protection that has taken place. Nor can we begin to detail the abuse of the long time Sheriff Bruce Newman of the power entrusted to him of the dozens of unlawful, unconstitutional seizures of our property, of the 5 false arrests and threats of arrest if we water our trees or try to defend our property or persons.

What has gone on here for 20 years has been heinous and is a cancer to the Heart and Soul of America and the Constitution. And CDOT has funded the weaponization of the Huerfano County Road and Bridge Department against the private and peaceable and secure use of our property. You have funded their destruction of our fencing and gates and destruction of trees planted on our perimeter to provide privacy. You have funded their harassment and unlawful takings of our property. You have done this for 20 years.

We would like to believe that CDOT administration, not the employees that were friends and patrons of Gardner road and bridge foreman, and bar and liquor store owner William Trujillo, and were behaving so improperly before Mr. Harris stepped in years ago, are fair and honest and un-hateful Americans.

We believe it would take very little for CDOT to become good guys as opposed to the primary funders of the bad guys. It would be for CDOT to solve and resolve the 2 major property issues we are facing, quickly and effectively.

8. The peaceable, private, secure use of our property. The access issues can be easily resolved as are obvious to all who have viewed the situation like Mr. Harris, Bill Brunelli former County Road supervisor, Steve Channel, former Building inspector and zoning and planning, and Drew Nigrini, former County planner. The solution is obvious and easy.

We need your help here because after 20 years the only fencing and gates we have that are still standing are those placed by CDOT on Highway 69. The rest has been unlawfully and maliciously destroyed by the Huerfano County Road department or others again and again. We were somewhat piqued when CDOT removed our fencing and replaced it 15 years ago but it is the only fencing still standing. The Colorado Court of Appeals specifically gave us the right to replace our fencing and gates that were repeatedly damaged and destroyed by Huerfano County Road and Bridge and our "neighbors".

The fencing we replaced was destroyed within 2 days. We have no law enforcement and a Judge who will not enforce any of our rights. CDOT fencing on the perimeter of our property solves this problem and would make you good guys. If there is damage to fencing, we can report it to you, and we are sure you will not be denied law enforcement services as we have.

9. Solve the arroyo channel problem. We are attaching letter we sent to Huerfano Commissioners. They claim they responded but we never received their response. They have told one of our members that the County has no responsibility for the channel or the bridge. If this is so, we need a disclaimer from CDOT that you have no responsibility in maintaining the channel that has filled in under the small bridge on Highway 69. Remember we are just across the highway from the Gardner post office.

We only have small equipment and will only be able to protect our own structures that have been threatened by the complete washing away of the 12 ft plus high arroyo channel maintenance last done by Huerfano County over 10 years ago, and cannot protect your bridge.

If you are responsible for the channel that flows under your bridge and was created by the Army core of Engineers 80 years ago, then it needs repair. We believe the next large flow in the channel could easily damage your bridge. The arroyo channel has needed maintenance for the past 8 years as 50% of the channel has eroded 100%.

As we mentioned previously the Water Conservation Board had approved a bank stabilization plan over a decade ago, where the County just had to provide rock from the County Quarry 2 minutes away. Without a bank stabilization plan the sand hills wash away with a few large flows in the channel over a 5-6 year period.

So the cost for CDOT to become good guys is the arroyo maintenance which last time took 2 large loaders 2 days and estimate another half day to full day because of the complete erosion of the channel. The perimeter of our property that intersects with the State Road system is over  $\frac{3}{4}$  mile. You know the cost per mile for fencing. The other cost could be standing up to Huerfano County with the power of your purse for the Title VI violations, crimes, and unconstitutional acts that this subcontractor has exposed you to, if they try to subvert either of these issues of our security and privacy or the channel maintenance.

Preventing our further oppression or exposure to crime (we have had dozens of hate crimes as well as hundreds of ordinary crimes) and the flood channel are both matters of public safety. We have been burning for 20 years. We are yelling fire. We need to know what CDOT is and what it stands for. We know what the Huerfano County Road and Bridge Department is. We encourage

you to involve Denver. We encourage you to act with some expediency. We encourage you to have someone rationale, intelligent and un-hateful contact us in addition to your Title VI investigation.

Someone like Mr. Harris can see the problems and solutions in 15 minutes. Please show us that CDOT is run by fair-minded Americans, who follow the law, and are not infected by the diseases of inequality and government abuse like Huerfano county. Please show us you understand and practice the principles and guarantees of the Constitution, and even without Timothy Harris, you will rationally and reasonably deal with the issues that Huerfano County's malice and perfidy to the Flag and the Constitution and laws have dragged CDOT into. And quickly, please.



STATE OF COLORADO

Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>

### Fwd: Title VI Complaint

Lancaster - CDOT, Debra <debra.lancaster@state.co.us>  
To: Eboni Younger-Riehl - CDOT <eboni.riehl@state.co.us>

Fri, Oct 5, 2018 at 4:04 AM

For you?  
Debra E. Lancaster  
HQ Civil Rights and Business Resource Center



**COLORADO**  
Department of Transportation  
Office of the Chief Engineer

P [303.757.9234](tel:303.757.9234) | F [303.952.7088](tel:303.952.7088)  
2829 W Howard Place, 1st FL, 139, Denver, CO, 80204  
[debra.lancaster@state.co.us](mailto:debra.lancaster@state.co.us) | [www.codot.gov](http://www.codot.gov)



"Please consider the environment before printing this email."

----- Forwarded message -----

From: (b) (6)  
Date: Thu, Oct 4, 2018 at 11:13 PM  
Subject: Title VI Complaint  
To: <[dot\\_civilrights@state.co.us](mailto:dot_civilrights@state.co.us)>

#### Title VI Complaint Form

Contact: (b) (6)  
Name: [Redacted]  
Address: [Redacted]  
Phone: [Redacted]  
Email: [Redacted]

*Basis of Complaint:*

Race, National Origin, Retaliation

*Who discriminated against you?*

Name: Gardner Road and Bridge crew  
Name of Organization: Huerfano County Government

Address: Main Street

City: Walsenburg, Zip: 81089

*How were you discriminated against?*

(b) (6)

Attaching letter that was being prepared to send to Ms. Dugan 1 week before this latest incident.

*Where did the discrimination occur?*

(b) (6)

*Dates and times discrimination occurred?*

(b) (6)

*Were there any other witnesses to the discrimination?*

Name	Organization/Title	Work Telephone	Home Telephone
(b) (6)			

*How would you like to see this situation resolved?*

(b) (6)

*Have you filed your complaint, grievance, or lawsuit with any other agency or court?*

Not Yet.

*Do you have an attorney in this matter?*

Not yet in this matter.

Signed: (b) (6)

Date: October 4, 2018

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**2 attachments**

(b) (6)

A large black rectangular redaction box covers the majority of the page content below the '2 attachments' header.



STATE OF  
COLORADO

Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>

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## Re: Complaint received 10/5/18

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Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>

Wed, Oct 10, 2018 at 8:03 AM

To: (b) (6)

(b) (6)

Thank you for providing all of the supplemental information required to give CDOT and the Federal Highway Administration (FHWA) context for your complaint. As discussed on the phone this morning, CDOT is required to forward all discrimination complaints related to our funding from FHWA, to FHWA. FHWA will then decide on whether CDOT will investigate the complaint or if FHWA will investigate the complaint. I will be in contact with you to inform you of their response.

Sincerely,

**Eboni Younger-Riehl**  
Civil Rights Specialist, Title VI and Division of Transit & Rail Liaison  
Civil Rights & Business Resource Center



**COLORADO**  
Department of Transportation  
Office of the Chief Engineer

P 303-757-9072 | C (b) (6) | E [eboni.riehl@state.co.us](mailto:eboni.riehl@state.co.us)  
2829 W. Howard Pl. 1st FL, Denver CO, 80204  
[www.codot.gov](http://www.codot.gov) | [www.cotrip.org](http://www.cotrip.org)

On Wed, Oct 10, 2018 at 7:39 AM (b) (6) wrote:

Dear Eboni,

Thank you so much for your call today. It is nice feeling like we are dealing with a human being which happens so very rarely.

Attached is the letter we sent by email to the governor.

Sincerely,

(b) (6)

Corporate Secretary

On Wed, Oct 10, 2018 at 7:00 AM Younger-Riehl - CDOT, Eboni <[eboni.riehl@state.co.us](mailto:eboni.riehl@state.co.us)> wrote:

Dear (b) (6),

This letter serves as confirmation that we received the submission of your discrimination complaint on October 5, 2018. My name is Eboni Younger-Riehl and I will be handling the investigation of your complaint. I will be contacting you within the next couple of days, with a phone call or an email regarding any follow-up questions or concerns on this matter. In the meantime, please feel free to contact me with any questions or concerns that you may have at [eboni.riehl@state.co.us](mailto:eboni.riehl@state.co.us) or 303-757-9092.

Sincerely,

**Eboni Younger-Riehl**  
Civil Rights Specialist, Title VI and Division of Transit & Rail Liaison

(b) (6)

Civil Rights & Business Resource Center



**COLORADO**  
Department of Transportation  
Office of the Chief Engineer

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