

Monroe A. Miller Jr.
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May 1, 2015

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Subject: Involvement in my being Arrested for Cyberstalking.

Mr. Sawyer,

This letter is in response to your letter of April 24, 2015 to Ken Hensen and Mark Zaffrann, entitled "Inquiries from Members of the Haywood County Republican Party Executive Committee". You were inquiring whether I, Eddie Cabe, Debbie King and Jeremy Davis were making inquiries on behalf of the Haywood County Republican Party. I believe Debbie King has made it crystal clear to you that her inquiry regarding requesting the last two (2) years minutes was her own. To clarify this aspect of your letter further, I did not seek permission nor even notify Ken Henson nor Mark Zaffrann of the e-mail I sent with simple questions to you and your first cousin, Mike Clampitt on April 21, 2015. I cannot speak for Eddie Cabe nor Jeremy Davis. By the way, I would like to add my name to the growing list of HCGOP members requesting copies of the last two (2) years minutes from the 11th District meetings.

Your letter reads like it was written by a lawyer. There are multiple aspects that I feel need to respond to at some point, but this letter will only focus on one (1) response that you made. Please be patient, I will get to your other responses shortly. In your first response, you indicated:

"First, an inquiry was made as to whether or not the undersigned was involved in any way in criminal and/or civil proceedings brought against HCGOP Executive Committee member Monroe Miller in Guilford County. The answer is no."

I don't have enough on Hunter Murphy at this point (other than exercising poor judgement for hiring Matthew Hebb as his campaign manager for his failed bid for running for a judge), but I do on you and Nathan Earwood, worthy of dual Grievances to the North Carolina Bar Association. Both Murphy and Earwood are on the e-mail copy list (Earwood's e-mail address courtesy www.ncbar.gov).

Here we go ...

A **WARRANT FOR ARREST** was issued by a Magistrate in Guilford County, M. A. Williams on 1/22/2015 against me. The complainant was **SAVANNAH SIMONE TEDESCO**. The charge was a criminal misdemeanor, Cyberstalking, N.C.G.S. § 14-196.3, Case File 15CR066789.

I have to tell you at this point, nobody likes to get arrested. I certainly did not.

What was the Charge? The following is lifted from the **WARRANT FOR ARREST**.

I, the undersigned, find that there is probable cause to believe that on or about the date of offense shown and in the county named above the defendant named above unlawfully and willfully did electronically communicate with **SAVANNAH SIMONE TEDESCO** repeatedly for the purpose of abusing, annoying, threatening, terrifying, harassing and embarrassing **SAVANNAH SIMONE TEDESCO** TO WIT: THE DEFENDANT SENT THE VICTIM NUMEROUS EMAILS STATING HOW “PREVIOUS PEOPLE WHO ATTEMPTED TO GET HIM TO STOP EMAILING THEM WERE UNABLE TO SUCCEED, LOST THEIR JOBS AND HOMES BECAUSE OF IT, AND IMPLIED HARM TO HER REPUTATION. THE DEFENDANT STATED THAT HS IS SENDING THE VICTIM’S INFORMATION TO THE FBI. THE DEFENDANT ALSO FORWARDED EMAIL TO THE VICTIM THAT HE HAD SENT TO OTHER PEOPLE.” ALL EMAILS ORIGINATED FROM THE DEFENDANTS EMAIL ADDRESS.

At the bottom of the box containing the above entered text, it reads -

“This act(s) was in violation of the law(s) referred to in this Warrant. This Warrant is issued upon information furnished under oath by the complainant listed. ...”

Let me call to your attention the following sentence in **SAVANNAH SIMONE TEDESCO’S** text:

HOW “PREVIOUS PEOPLE WHO ATTEMPTED TO GET HIM TO STOP EMAILING THEM WERE UNABLE TO SUCCEED, LOST THEIR JOBS AND HOMES BECAUSE OF IT, ...

“**Jobs**” implies plural, i.e. more than one person lost their job, and “**Homes**” implies plural, i.e. and more than one person lost their home. The two people that were referenced by this section of the complaint were -

- Jessi Stone, a reporter who, at the time, worked for the Mountaineer, a local paper, and
- Pat Smathers, a local lawyer, who has failed to pay property taxes.

I cited two examples in <http://haywoodtp.net/pubII/150120BlueHairedGirl.pdf> [temporarily removed from my website] of people who had threatened me before, as **SAVANNAH SIMONE TEDESCO** had just done.

- Jessi Stone, then assistant editor of the Mountaineer, threatened me. See: <http://haywoodtp.net/pubII/140702DialogWithBeckyJohnson.pdf> She no longer works for the Mountaineer, and now works for the Smoky Mountain News. No more threats from her since her new employment opportunity.
- Pat Smathers, a lawyer, threatened me from communicating to Bill Dechant (now deceased). That earned him a grievance with the North Carolina Bar Association. See: <http://haywoodtp.net/pubII/140829SmathersBarComplaint.pdf> . Additionally, he was called out for failing to pay Haywood County property taxes to the tune of \$63K and was being foreclosed on. See: <http://haywoodtp.net/pubII/141205SmathersForeclosure.pdf> . No more threats from this character.

Jessi Stone had never requested that I stop e-mailing her, so that disqualifies her from that accusation / charge. It was never brought to my attention why Jessie Stone made a career change and moved to the Smoky Mountain News. It was an observation.

Pat Smathers did request that I stop e-mailing him. However, Pat Smathers is a lawyer, and therefore a public official, plus a lawyer for the Haywood County School System and Haywood Community College. So I continued to copy him on e-mails as they related to his position as a public official. When the information was posted in my website relating to his foreclosure proceedings, it was due to his failure to pay \$63K in Haywood County Property Taxes. Those properties were commercial properties that he had, not his home. Any Haywood County Taxpayer or **SAVANNAH SIMONE TEDESCO** can check on his current standing with his foreclosure. As far as I know, Pat Smathers is still practicing law and living comfortably in his home, so that disqualifies him from that accusation / charge.

As far as I am aware, no one has lost their “Jobs” and “Homes” **HOW “PREVIOUS PEOPLE WHO ATTEMPTED TO GET HIM TO STOP EMAILING THEM WERE UNABLE TO SUCCEED, LOST THEIR JOBS AND HOMES BECAUSE OF IT, ...** Isn’t **SAVANNAH SIMONE TEDESCO** supposed to back this up with evidence somewhere?

Consequently, this whole aspect of the charge is false. How was the Magistrate to know that? I mean, if I were the Magistrate, and I saw this sobbing woman [sobs in front of both the Civil Judge and Criminal Judge, presumably due to Autism Spectrum Disorder] and what she wrote, I would probably sign the **WARRANT FOR ARREST** myself! How would a Magistrate know that was false? That would allegedly be perjury, which is a criminal felony.

Who was **SAVANNAH SIMONE TEDESCO’S** lawyer(s), or did she come up with this fabrication on her own? No lawyer was present at either the Civil nor Criminal Hearings.

Then, a series of text messages came to my attention between **SAVANNAH SIMONE TEDESCO** and another un-named individual. The text messages were copied and a 21 page pdf file was created. This text messaging transpired shortly before the **WARRANT FOR ARREST** was issued on 1/22/2015. I will copy and paste portions of the text here. Notice I did not say “re-type”, I said “copy and paste”, and you being a lawyer, you must know that I have this in writing. [Editors Note: [ST] stands for **SAVANNAH SIMONE TEDESCO**, [-] is the un-named individual].

[ST] “My lawyer has advised me to cease contact and get a restraining order on the both of them”

[ST] nathan earwood...thats his name

[ST] “Monroe needs to stop messing with this blue haired girl. tell monroe the lawyer Nathan earwood, who is the secretry has the minutes”

[ST] “I have sent a request off to pat with no word back as you can see in Eddies email...and I'm working on contacting David and Nathan. Matt left a message with David today but he probably won't hear back from him soon because his father is very ill in the hospital. I don't have Nathan email yet, but I am hoping to get it from Pat.”

[-] “David Sawyer?”

[ST] “Yes”

[ST] I sincerely appreciate hearing that from someone besides todd poole that is lol

So, here we have two lawyers working with **SAVANNAH SIMONE TEDESCO** immediately prior to my being served with an arrest warrant. Which of you two advised her to put the following in her statement under oath?

HOW “PREVIOUS PEOPLE WHO ATTEMPTED TO GET HIM TO STOP EMAILING THEM WERE UNABLE TO SUCCEED, LOST THEIR JOBS AND HOMES BECAUSE OF IT, ...

This looks to me as though **SAVANNAH SIMONE TEDESCO** allegedly committed perjury, a felony. As I indicated, I don't have enough on Hunter Murphy yet (other than poor judgement), but I believe this is enough for the North Carolina Bar Association to sort out. When I create a Grievance, by the way, it does not get cloaked in secrecy. I blast it out on my website, www.haywoodtp.net . See the section under “Grievances against lawyers” in Interesting Stuff Archives.

As an FYI, my case was heard before Judge Samet in Guilford County District Court on 3/24/2015. After hearing all of my e-mails read as testimony in court, he indicated this was all political, admonished the plaintiff and ADA for not reading the entire statute and Dismissed the Case. Here is the portion of the statute he read to **SAVANNAH SIMONE TEDESCO** and the ADA. You should have been there...

§ 14-196.3. Cyberstalking.

(e) This section does not apply to any peaceable, nonviolent, or nonthreatening activity intended to express political views or to provide lawful information to others. This section shall not be construed to impair any constitutionally protected activity, including speech, protest, or assembly. (2000-125, s. 1; 2000-140, s. 91.)

I am in the process of having this criminal charge expunged from my record.

Thank you very much.

Monroe Miller
HCGOP Precinct Chair, Allens Creek

p.s. My question to you in my 4/21/2015 e-mail -

- Where did Mike4House report this on his official contribution documents? (An omission would be a Class I Felony under § 163-278.14 which states that no 'anonymous' contributions may be given.) [re: <http://www.ncleg.net/gascripts/statutes/statutelookup.pl?statute=163-278.14>]

seems to have opened Pandora's Box. It has been brought to my attention that now Clampitt has a whole bunch of “discrepancies” to explain.

cc: Hunter Murphy
Nathan Earwood
Debbie King, HCGOP Precinct Chair
Eddie Cabe, HCGOP Precinct Chair
Jeremy Davis, HCGOP Finance Chair
Ken Henson, HCGOP Executive Chair
Mark Zaffrann, HCGOP Executive Vice Chair

enc: Davis Sawyer letter of 4/24/2015, imported from a pdf file into this document.

Eleventh Congressional District
Republican Party

April 24, 2015

VIA Electronic Mail

Haywood County Republican Party
Kenneth Henson, Chair
Mark Zaffrann, Vice Chair

Re: Inquiries from Members of the Haywood County Republican Party Executive Committee

Gentlemen,

Over the past few days, various members of the 11th Congressional District Executive Committee have received inquiries from several members of the Haywood County Republican Party Executive Committee. These have included Monroe Miller (Chairman, Allens Creek Precinct, HCGOP), Eddie Cabe (Chairman, Beaverdam 1 Precinct) and Debbie King (Secretary, HCGOP). In addition, Facebook postings from Jeremy Davis (HCGOP Finance Chair) have been made to one or more Facebook accounts making inquiry.

It is unclear whether these inquiries are being made on behalf, or with the authority, of the Haywood County Republican Party. And, as there has been no formal showing as to what authority they are acting upon, this letter is being sent to you as officers of the HCGOP and members of the 11th Congressional District Republican Executive Committee. Moreover, inasmuch as several of these inquiries relate to the Haywood County Republican Party, a response to the Party is appropriate.

The inquiries and responses are set forth below.

First, an inquiry was made as to whether or not the undersigned was involved in any way in criminal and/or civil proceedings brought against HCGOP Executive Committee member Monroe Miller in Guilford County. The answer is no.

Second, an inquiry was made as to whether the undersigned was involved in "sending" Matthew Hebb, Michael Lyons, or Leo Phillips to "fix" the Haywood County Republican Party. This question is premised upon the idea that someone sent one or more individuals to Haywood County to "fix" a situation there. I do not know that that occurred. But, if it did, the undersigned did not take part in "sending" those persons.

Third, a inquiry has been made regarding donations made by the 11th District Republican Party to James Michael Clampitt, a candidate for the North Carolina House in 2012 . Prior to the 2012 election, the 11th District Republican Party Executive Committee met and, during that regularly scheduled meeting, authorized the disbursements of District money to two candidates in connection with the 2012 election. One such candidate was Mr. Clampitt, who was to receive \$2,500.00. In accordance with the directive of the 11th District Executive Committee, a check was tendered to Mr. Clampitt's campaign for that amount. This donation was reported by the 11th District Republican Party on campaign-finance reports. The candidate designated to receive the other donation advised that his campaign was sufficiently funded and disbursement of the money was not necessary. Therefore, no check was tendered in that case.

Similarly, prior to the election of 2014, the 11th District Executive Committee again met, at a regularly scheduled meeting, and directed that certain sums of District money be donated to the campaigns of Michelle Presnell, Mark Crawford and Mr. Clampitt. Each of these donations was to be for \$600. Again, in accordance with that directive, checks were tendered to the campaigns of those three individuals. In addition, \$2,000 was allocated to a get out the vote effort, which was directed, in large part, to getting out the vote in Haywood

County.

Fourth, a inquiry has been made regarding the filing of reports by the 11th District Republican Party with the North Carolina State Board of Elections. Specifically, reference is made to letters received from the State Board of Elections, dated April 18, 2014 and May 9,2014. In May 2014, it came to the attention of the undersigned that one or more reports had not been timely filed by the 11th District Republican Party treasurer. As a result, I contacted the N.C. State Board of Elections and made inquiry as to the matter. I was advised by Board personnel that the Board's primary interest was to secure the filing of the reports. They were in fact filed. With respect to the penalty notices, I was advised by Board personnel to submit an appeal of the penalty to the State Board of Elections. This appeal was submitted. The State Board has taken no further action in pursuance of the penalty. The 11th District Republican Party has paid no money to the State Board of Elections as a result of these notices.

We have also received inquiry regarding the family relationship between the undersigned, and James Michael Clampitt. We are first cousins, a fact which has been well known to members of the 11th District Republican Party Executive Committee and North Carolina GOP officials for years.

Inquiries have also been made regarding minutes of the 11 th District Republican Party meetings for the past two years. That matter is under review and will be addressed at the next regularly scheduled 11th District Republican Party Executive Committee meeting. The matters discussed above will also be addressed at that meeting.

Thank you for your attention. At your convenience, please advise whether the inquiries referenced above were made under the authority of the Haywood County Republican Party.

Respectfully,
David A. Sawyer

Chair, 11 th Congressional District Republican Party

Angela Moore, 11 th District Vice Chair
Matthew Wechtel, 11 th District Vice Chair

P.O. Box 1963, Bryson City, North Carolina 28713