

Case Number TBD

FEDERAL ELECTIONS COMMISSION

***In Re:* FRIENDS OF DON BEYER (C00555888), THE VOICES OF THE AMERICAN FEDERATION OF GOVERNMENT EMPLOYEES SUPER PAC Super PAC (C00512293) and NATIONAL ACTIVE AND RETIRED FEDERAL EMPLOYEES ASSOCIATION POLITICAL ACTION COM (NARFE-PAC) (C00091561)**

Respondents

FORMAL COMPLAINT

MUR # 7691

From Major Mike Webb, Complainant

Major Mike Webb
 955 S Columbus Street, #426
 Arlington, VA 22204
 Phone: (856) 220-1354
 Email: Mike.Webb84@gmail.com
 Complainant

RECEIVED
 FEB 11 2014
 3 PM : 28

FORMAL VERIFIED COMPLAINT

Jurisdiction

1. Pursuant to 52 U.S.C. § 30106(b)(1),

The Commission shall administer, seek to obtain compliance with, and formulate policy with respect to, this Act and chapter 95 and chapter 96 of title 26. The Commission shall have exclusive jurisdiction with respect to the civil enforcement of such provisions.

Statement of Facts

2. Don Beyer, the incumbent in the 58th most reliable congressional district in the nation, and the top gaining Democrat congressional district in 2016, has been prolific in opposition to the Supreme Court decision in *Citizens United v. Federal Election Com'n*, 558 U.S. 310, 130 S. Ct. 876, 175 L. Ed. 2d 753 (2010), Patricia Sullivan, "Dem congressional candidate Beyer: 'We need to ban super PACs,'" *Washington Post*, April 12, 2014.
3. According to Don Beyer's official congressional website:

More than 76,000 federal employees call the 8th Congressional District home, a greater number than most states. They play critical roles in national security, transportation, commerce, food safety, and many other sectors. Thirty percent of the federal civil service is eligible to retire in the next three years.

4. Yet, on May 11, 2018, when the Merit Systems Protections Board (MSPB), under the leadership of Mark Robbins, now the General Counsel for the Office of Personnel Management (OPM), decreed a withdrawal policy without offering it for public comments, as required under the *Code of Federal Regulations (CFR)* and the *Administrative Procedures Act (APA)*, 5 U.S.C. § 553(b), as well as in derogation of the bright line rule of administrative law expressed in *N.L.R.B. v. Gordon-Wyman Co.*, 394 U.S. 759, 89 S.Ct. 1426, 22 L.Ed.2d 709 (1969), neither he nor the National Active and Retired Federal Employees Association (NARFE) said one word, presumably because on that same day, as in evidence at Exhibit A, MSPB received a Petition for Review, and that matter brought on appeal involved a request for an investigation of a whistleblower complaint, as is mandated under 5 U.S.C. § 1221(f)(3), pertaining to an attempted bribe offer, in violation of 18 U.S.C. § 201(b), *see U.S. v. Heard*, 709 F.3d 413 (5th Cir. 2013), a felony, punishable by fine and/or up to 15 years in prison, to a congressional candidate, a *quid pro quo* exchange that would be effected by operation of the *Hatch Act*, 5 U.S.C. § 7323(a)(3), upon corroborated evidence of being ordered by former President Barack Obama, as in evidence at Exhibit B, and intended to alter the outcome of the election in Virginia in 2016, where Hillary Rodham Clinton defeated Donald Trump by only five points, 49.75% to 44.43%, Staff, “2016 November General: Official Results,” *SBE*, November 17, 2016, in the crown jewel of Arlington in the kingmaker district that has decided the outcome of all statewide elections for the past two decades. Patricia Sullivan, “Arlington County Democrats continue to dominate region’s politics,” *Washington Post*, November 7, 2017 (“The voters there are so solidly blue that they are among the Northern Virginians who usually provide the margin of victory for Democrats who win statewide.”).
5. Beyer had sufficient motive as the heir apparent to ascendancy to the seat to be vacated by Tim Kaine if he was elected to the Vice Presidency, Patricia Sullivan, “No worries for incumbent Rep. Don Beyer in Va. as Election Day approaches,” *Washington Post*, October 24, 2016 (“A strong supporter of Democratic presidential nominee Hillary Clinton, Beyer has been mentioned as a possible replacement in the Senate for Tim Kaine (D-Va.), the vice-presidential nominee, if Clinton wins on Nov. 8.”); *see also* Katherine Frey, “If Kaine becomes vice president, McAuliffe can fill his Senate Seat,” *Washington Post*, July 23, 2016.
6. Moreover, despite the fact that under *Heard*, mere acquiescence is insufficient to withdraw from a criminal enterprise, and requires an openly notorious and conspicuous overt act, and despite the fact that, under *U.S. v. Climico*, No. S2 11 CR. 974-08 CM, 2014 WL 4230320, at *1–7 (S.D.N.Y. Aug. 7, 2014), false exculpatory statements can present strong circumstantial evidence to charge a criminal defendant, he avoided attempts by Complainant to expedite a request for information under the *Freedom of Information Act (FOIA)*, 42 U.S.C. §552/*Privacy Act*, 42 U.S.C. §552a, as in evidence at

Exhibit C, along with Tim Kaine, as in evidence at Exhibit D, who has retained the legal services of Perkins Coie, LLP, the best political law practice in the nation for his defense against a *pro se* litigant, as in evidence at Exhibit E, and has continued to be evasive ever since, including at a recent town hall when he was specifically questioned about the transaction during the Q&A, Congressman Don Beyer, “HAPPENING NOW: My town hall Wakefield High school. Tune in!” *Facebook*, July 8, 2019, <https://www.facebook.com/RepDonBeyer/videos/2586757508001169/>, including having his District Office Director, Noah Simon, to whom the Complainant was directed to contact, block him on LinkedIn, as in evidence at Exhibit F.

7. To deflect concerning issues, Beyer, was aware, as in evidence at Exhibit G, *see also* Staff, “Arlington Republican Emerges to Challenge Rep. Don Beyer in 2016,” *ARL Now*, December 23, 2015, of “anonymous” internet trolls from the beginning, as in evidence at Exhibit H, who engaged to deflect trolling, as in evidence at Exhibit I, and specifically discredit the bribery story, as in evidence at Exhibit I, who were the topic of a petition for writ of mandamus to obtain prosecution, as in evidence at Exhibit J, and who were granted immunity, while Complainant’s access to the courts was removed, without even affording procedural due process, as in evidence at Exhibit K.
8. Moreover, Mark Warner, who had agreed to assist in expediting the FOIA request, as in evidence at Exhibit L, has since refused to initiate an ethics investigation into the conduct of his colleague in the Senate, as in evidence at Exhibit M.
9. The policy, as in evidence at Exhibit N, was challenged in the Federal District Court for the Eastern District of Virginia because it unconstitutionally attempted to fraudulently induce federal employees to forfeit their appeal of right, as in evidence at Exhibit O, and had a proposal for repeal submitted, under 77 F.R. 198 §1200.4(a), by Complainant in October, as in evidence at Exhibit P, without the support of the Union nor Beyer, and is still pending at MSPB for disposition, just as the initial MSPB appeal, due to lack of a quorum, the longest in history, Nicole Ogrysko, “MSPB has never been without a quorum for this long,” *Federal Network News*, January 12, 2018; *see also* Susan Tsui Grundmann, “U.S. Merit Systems Protection Board Fiscal Year 2016 Annual Report: Message from the Chairman,” *MSPB*, January 6, 2017 (“With two vacancies, MSPB will lack a quorum preventing it from considering petitions for review and issuing reports of merit system studies.”).
10. Such unlawful conduct is consistent with the character of the first congressman from Virginia to demand an impeachment inquiry, Jenna Portnoy, “Rep. Don Beyer is first member of Congress from Virginia to call for impeachment,” *Washington Post*, May 22, 2019, as he permitted Donna Brazile to place the blame on Guccifer 2 leaks, alleged to be connected to Russian Collusion, Tyler Durden, “This Is How Much It ‘Costs’ To Get An Ambassadorship: Guccifer 2.0 Leaks DNC ‘Pay-To-Play’ Donor List,” *ZeroHedge*, September 14, 2016, despite the fact that his bundled contributions, totaling over a half million dollars to the Barack Obama Campaign, in potential violation of 18 U.S.C. § 210, for essentially purchasing a premier ambassadorship to Switzerland and Liechtenstein, had been reported in the open source, based upon reports compiled on Open Secrets

immediately after his appointment at the beginning of the Obama Administration. Noel Brinkerhoff "Ambassador to Switzerland and Liechtenstein: Who is Donald Beyer?" *AllGov*, August 9, 2009.

11. Yet, on March 30, 2019, as in evidence at Exhibit **Q**, and on September 30, 2019, as in evidence at Exhibit **R**, Beyer, through his Candidate Committee, Friends of Don Beyer, FEC Committee ID #: C00555888, accepted donations, totaling \$3,000, from The Voices of the American Federation of Government Employees Super PAC, filing FEC-1373679, FEC Committee ID #: C00512293, "a separate segregated fund," connected to a Labor Organization, since August 21, 2012, and located at 80 F Street, NW, Washington, DC 20001, as recorded on the Statement of Organization, filed on January 28, 2020, as in evidence at Exhibit **S**. Moreover, corroborating evidence from alternate sources confirm that it this entity was a Super PAC in the year prior to the disbursement, as in evidence at Exhibit **T**.

12. Under 52 U.S.C. §30116, pertaining to "Limitations on contributions and expenditures,"

(a) Dollar limits on contributions

(1) Except as provided in subsection (i) and section 30117 of this title, no person shall make contributions-

(A) to any candidate and his authorized political committees with respect to any election for Federal office which, in the aggregate, exceed \$2,000;

(B) to the political committees established and maintained by a national political party, which are not the authorized political committees of any candidate, in any calendar year which, in the aggregate, exceed \$25,000, or, in the case of contributions made to any of the accounts described in paragraph (9), exceed 300 percent of the amount otherwise applicable under this subparagraph with respect to such calendar year;

(C) to any other political committee (other than a committee described in subparagraph (D)) in any calendar year which, in the aggregate, exceed \$5,000; or

(D) to a political committee established and maintained by a State committee of a political party in any calendar year which, in the aggregate, exceed \$10,000.

13. It is clear that, according to the FEC explanation regarding "Contributions to Super PACs and Hybrid PACs,"

Political committees that make only independent expenditures (Super PACs) and the non-contribution accounts of Hybrid PACs may solicit and accept unlimited contributions from individuals, corporations, labor organizations and other political committees. They may not accept contributions from foreign nationals, federal contractors, national banks or federally chartered corporations.

14. As summarized by the Sunlight Foundation on January 31, 2012:

Traditional political action committees are bound by a \$5,000 annual limit on the size of contributions they can accept from individuals and are prohibited from accepting contributions from corporations and labor unions. A super PAC is freed from these restrictions under two conditions: The PAC must neither 1) give money directly to a candidate or other political committees that give directly to candidates, nor 2) coordinate how it spends its money with a federal candidate. As long as those two conditions are met, a super PAC may accept donations directly from corporate or union treasuries and in amounts that are limited only by the size of donors' bank accounts.


15. And, as stated by the FEC regarding, "Limits on contributions made by nonconnected PACs," "Super PACs cannot make contributions, and a Hybrid PAC cannot use funds from its non-contribution account to make a contribution."

Formal Allegations in Verified Complaint

16. Accordingly, the Complainant files this Formal Complaint to report an allegation that Beyer, through his Candidate Committee, Friends for Don Beyer, unlawfully accepted contributions from a designated Super PAC, specifically The Voices of the American Federation of Government Employees Super PAC, in amounts totaling \$3,000.

VERIFICATION

All the above statements are true to the best of my knowledge. I understand that a false statement in this Verified Complaint may subject me to penalties of perjury.


 Michael D. Webb, a/k/a Major Mike Webb
 1210 S. Glebe Rd, #40391
 Arlington, Virginia 22204
 Phone: (856) 220-1354
 Email: GiveFaithATry@gmail.com

Executed on: 2-3-20 (Date)

Subscribed, acknowledged and sworn to before me, the undersigned Notary Public in the
 County of District of Columbia ^{SS - District of Columbia s.s.}, in the Commonwealth of Virginia, this
3rd day of February, 2020.


 NOTARY PUBLIC

My commission expires: 09/30/2023 Registration Number: N/A

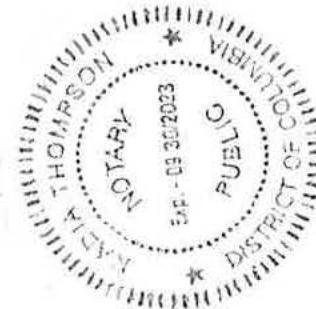


TABLE OF EXHIBITS

<u>Exhibit</u>	<u>Description</u>
A.	MSPB Petition for Review
B.	Attempted Bribe
C.	Beyer and DoD FOIA
D.	Kaine and DoD FOIA
E.	Kaine and Perkins Coie LLP
F.	Noah Simon
G.	Someone at Don Beyer
H.	Deflect Trolling
I.	Flex Able and Bribe
J.	Writ of Mandamus
K.	Unlawful Order
L.	Warner Assistance
M.	Warner Refusal
N.	Withdrawal Policy
O.	Federal Action to Challenge Policy
P.	Policy Repeal Proposal
Q.	March 30, 2019 Donation
R.	September 30, 2019 Donation
S.	Super PAC Statement of Organization
T.	Open Secrets Confirmation of Super PAC

***In Re: FRIENDS OF DON BEYER (C00555888), THE
VOICES OF THE AMERICAN FEDERATION OF
GOVERNMENT EMPLOYEES SUPER PAC Super
PAC (C00512293) and NATIONAL ACTIVE AND
RETIRED FEDERAL EMPLOYEES ASSOCIATION
POLITICAL ACTION COM (NARFE-PAC)
(C00091561)***

Formal Complaint re: Unlawful
Super PAC Contributions

**U.S. MERIT SYSTEMS PROTECTION BOARD****Office of the Clerk of the Board**1615 M Street, N.W.
Washington, D.C. 20419-0002Phone: 202-653-7200; Fax: 202-653-7130; E-Mail: mspb@mspb.gov**May 11, 2018**

Notice to:

Mike Webb
1210 S Glebe Road
#40391
Arlington, VA 22204Re: Mike Webb v. Department of Defense
MSPB Docket Number: DC-3443-18-0299-I-1

The Board acknowledges May 11, 2018 as the filing date of the appellant's petition for review. The agency may file a response, or file a cross petition for review, on or before June 5, 2018. A cross petition for review differs from a response because it also disagrees with the initial decision. If a cross petition for review is filed, any response must be filed within 25 days after the date of service of the cross petition. Any response or cross petition for review is limited to 30 pages or 7500 words, whichever is less.

The appellant may file a reply to the response to the petition for review within 10 days after the date of service of the response. A reply may not be more than 15 pages or 3750 words, whichever is less, and is limited to the factual and legal issues raised in the response to the petition for review. A request to submit any pleading in excess of the limits described above must be submitted in accordance with 5 C.F.R. § 1201.114(h) and will be granted only in exceptional circumstances.

The filing date of any submission described above is the date the document is postmarked, if mailed; the date the document is received by the Board, if personally delivered; the date the facsimile of the document was sent; or the date of electronic submission, if filed via e-Appeal. All submissions must be served on each party and representative and must include a certificate of service. The parties are informed that the Clerk of the Board may reject any submissions that do not substantially conform to the

Exhibit A

From: [REDACTED]
 Sent: Wednesday, February 10, 2016 7:59 AM
 To: [REDACTED]
 Subject: Your Conditional Job Offer [REDACTED] - Mr. Webb
 Signed By: [REDACTED]

Greetings Mr. Webb,

Congratulations! You have been selected for the position of
 procurement Analyst; [REDACTED],
 [REDACTED], via vacancy announcement [REDACTED], duty location
 Washington, DC.

If you accept this position, our conditional job offer to you is GG-13 step
 1, total salary \$92,145 which already includes base of \$73,846 and locality
 of \$18,299.

Please advise of your decision to either accept or decline the conditional
 job offer by close of business 13 February 2016. If you have any questions

non-refundable filing fee of \$500.00 (Five hundred dollars and zero cents), with the 8th
 Congressional District Republican Committee Treasurer, or his designee, accepting applications
 at 110 Shooters Court, Alexandria, VA, 22314, no later than 5:00 PM Eastern Standard Time
 (EST), Friday, February 12th, 2016 (postmark shall not count). The filing fee shall be payable to
 the 8th District Republican Committee.

**Filing for Delegate and Alternate of the 8th Congressional District Republican Committee
 to the 2016 Republican National Convention**

Any person who desires to seek election as the Delegate from the 8th District Congressional to
 the Republican National Convention must file a signed written statement to that effect, along
 with a non-refundable filing fee of \$500.00 (Five hundred dollars and zero cents), with the 8th
 Congressional District Republican Committee Treasurer, or his designee, accepting applications
 at 110 Shooters Court, Alexandria, VA, 22314, no later than 5:00 PM Eastern Standard Time
 (EST), Friday, February 12th, 2016 (postmark shall not count). The filing fee shall be payable to
 the 8th District Republican Committee. Alternate Delegates will be the next highest vote
 recipients on the same ballot.

Filing for Presidential Elector of the 8th Congressional District Republican Committee

Any person who desires to seek the election as Republican Presidential Elector from the 8th
 District Congressional must file a signed written statement to that effect, along with a non-
 refundable filing fee of \$2,500.00 (Two thousand five hundred dollars and zero cents), with the
 8th Congressional District Republican Committee Treasurer, or his designee, accepting
 applications at 110 Shooters Court, Alexandria, VA, 22314, no later than 5:00 PM Eastern
 Standard Time (EST), Friday, February 12th, 2016 (postmark shall not count). The filing fee shall
 be payable to the 8th District Republican Committee.

**Filing for Republican Candidates for the 2016 Republican Party Nomination for the Office
 of U.S. House of Representatives**

Any person who desires to seek the nomination of the Republican Party for the 2014 8th District
 Congressional election must file a signed written statement to that effect, along with a non-
 refundable filing fee of \$3,500.00 (Three thousand five hundred dollars and zero cents), with the
 8th Congressional District Republican Committee Treasurer, or his designee, accepting
 applications at 110 Shooters Court, Alexandria, VA, 22314, no later than 5:00 PM Eastern
 Standard Time (EST), Friday, February 12th, 2016 (postmark shall not count). The filing fee shall
 be payable to the 8th District Republican Committee.

Uncontested Offices

No nominations shall be accepted from the floor of the District Convention. If, at the
 convention, any office, other than Republican nominee for the U.S. House of Representatives,
 has fewer than or an equal number of candidates for offices to be elected, all legally filed
 candidates for that office shall be deemed to be elected.

Exhibit B-1

(S)(X)10 USC 424

From: (S)(X)10 USC 424

Sent: Wednesday, December 30, 2015 3:33 PM

To: (S)(X)10 USC 424

Cc:

Subject: Declaration of Job Offer Ref: (S)(X)10 USC 424

Classification: UNCLASSIFIED//~~FOUO~~

(S)(X)10 USC 424

(S)(X)10 USC 424

Reference (S)(X)10 USC 424 (b)(6)

(S)(X)10 USC 424 has accepted a position with another federal agency. There are two alternate applicants remaining: Mr. Webb and (S)(X)10 USC 424. Do you wish to proceed with making a job offer to the next alternate selection or does (S)(X)10 USC 424 management request to cancel and re-advertise the position due to a change in mission requirements.

Please advise - thanks.

V/R

(S)(X)10 USC 424

Classification: UNCLASSIFIED//~~FOUO~~



Exhibit C

UNITED STATES SENATE
WASHINGTON, DC 20540-5001
OFFICE OF THE CLERK
U.S. SENATOR
TIM Kaine
100 S. 1st Street, Suite 1000
Arlington, VA 22204-3567
Phone: 703/261-6000
Fax: 703/261-6001
Email: tim.kaine@sen.kaine.senate.gov

United States Senate
WASHINGTON, DC 20540-5001

August 16, 2017

Major Mike Webb
4600 S Four Mile Run Dr Apt 1128
Arlington, VA 22204-3567

Dear Major Webb:

Thank you for taking the time to contact me concerning the difficulties you are experiencing. I appreciate hearing from you.

While I would like to be of assistance to you in this matter, it is a long standing tradition of Congress to allow the member of Congress who initiated your case to complete their casework inquiry.

Your letter indicates that you are currently working with Congressman Don Beyer's office. I have communicated with Rep. Beyer's office and was informed that they have received your inquiry. Accordingly, you should forward all communication to Congressman Beyer's office as they are working on your case.

Again, thank you for writing. I am confident that you will be hearing from the office of Rep. Beyer soon.

Sincerely,



Tim Kaine

Exhibit D-1

11:47



All Inboxes

 13 Messages
casework
From: **Gwen Mason**

casework

Hide



To: GiveFaithATry...

Cc: Anna Przebinda

November 19, 2018 at 6:11 PM

Dear Mr. Webb,

I am a caseworker in Senator Tim Kaine's office. From what I understand of your file, your DOD/ MSPB case needs to go to the U.S. Department of Agriculture, based on information we have received from the agencies. (Anna handles DOD; I handle USDA).

At the risk of trying your patience, I would respectfully ask that you complete this Privacy Release Form for the USDA – just to make sure we have the paperwork in order in case the Department does not honor your previous form.

However, based on your November 6th email to Anna, I could not tell if you no longer wish to pursue this action or if there was another issue at hand that you wished to bring to Senator Kaine's attention. If however, I am correct that you wish to pursue it, I will get this up to the USDA as quickly as I can.

Thank you.

**Anna Przebinda**

11/5/18



To: Mike.Webb84@g... Details

Good afternoon,

The congressional liaison is not clear about your request. What is the appeal for? Is it for Security Clearance, pay or medical benefit?

Thank you,

Anna I. Przebinda

U.S. Senator Tim Kaine

757-518-1674222 Central Park AveVirginia Beach, VA 23452**See More****Exhibit D-2**

v.
TIMOTHY MICHAEL KAINE,
Respondent.

HEARING DATE: January 11, 2019

NOTICE OF DEMURRER

PLEASE TAKE NOTICE that upon the accompanying demurrer and brief in support of same, and upon all prior proceedings, pleadings, and filings in the above-captioned action, Respondent Senator Timothy Kaine will move this Court on January 11, 2019, at 10:00 a.m., or as soon thereafter as Respondent may be heard, at the Arlington County Circuit Court, 1405 N. Courthouse Rd., Arlington, Virginia 22201, for an Order (a) sustaining Respondent's demurrer pursuant to Virginia Code § 8.01-273; (b) dismissing and denying Petitioner's Petition for Preliminary Protective Order with prejudice; and (c) granting such other relief as the Court may deem necessary.

DATED: December 27, 2018

Respectfully submitted,

PERKINS COIE LLP



Exhibit E



Why Don chose to ignore my requests to expedite a FOIA to document this suspect transaction, and why Tim Kaine chose to toss the hot potato back to Don, raises a reasonable inference of culpability. That it took a narrative of the underlying politics of the heir apparent to a Senate seat after a certain person assumed the Vice Presidency, now frustrated, and leaving an aspiring congressman with only one seat to assume, to convince Mark Warner to act decisively is just politics. Plain and simple.

But, as you can imagine an offending agency then became very cooperative with a private investigation into a federal crime. And they produced immediately a deliberative process document that plainly states that that same job was still being offered for a requirement that no longer existed. No requirement and offered to a man who was not qualified? Dude!

The deflection from an incompetent

You haven't received a response yet.



The deflection from an incompetent anonymous troll with a easily discoverable AOL account doesn't help your case, nor the decision by Judge Newman to dismiss the petition for writ of mandamus to compel the Commonwealth Attorney, Theo Stamos, to bring charges against an Internet Stalker, engaging in illegal anonymous harassment against a homeless, bankrupted, internationally notorious veteran with a service connected disability for a major depressive disorder, as we need only recall the circumstances that motivated Vince Foster to suicide, according to Snopes, if not the conviction of Michelle Carter in the first successful prosecution for incitement to suicide by text, to reasonably predict the outcome of this conduct in reckless disregard for human life. So, why the good judge not only dismissed the case but also imposed an unconstitutional prefilng injunction without even affording procedural due process, I cannot say.

You haven't received a response yet.



recall the circumstances that motivated Vince Foster to suicide, according to Snopes, if not the conviction of Michelle Carter in the first successful prosecution for incitement to suicide by text, to reasonably predict the outcome of this conduct in reckless disregard for human life. So, why the good judge not only dismissed the case but also imposed an unconstitutional prefilng injunction without even affording procedural due process, I cannot say.

But, now, two years into litigation of this matter, I now have the regretful task to move for criminal contempt against the MSPB for their handling of this fiasco and introduction of fraud to the court in legal arguments a first year law student would not make.

As I said to Don in the beginning: come clean and LEED resolve this problem.

You haven't received a response yet.



ⓧ Failed to send message

Read Ahead Packet

It's academic. <https://www.facebook.com/1627367344173811/posts/2494415634135640?s=100000592114088&v=e&sfns=mo>



Exhibit F



Text Message
Jun 24, 2015, 9:44 AM

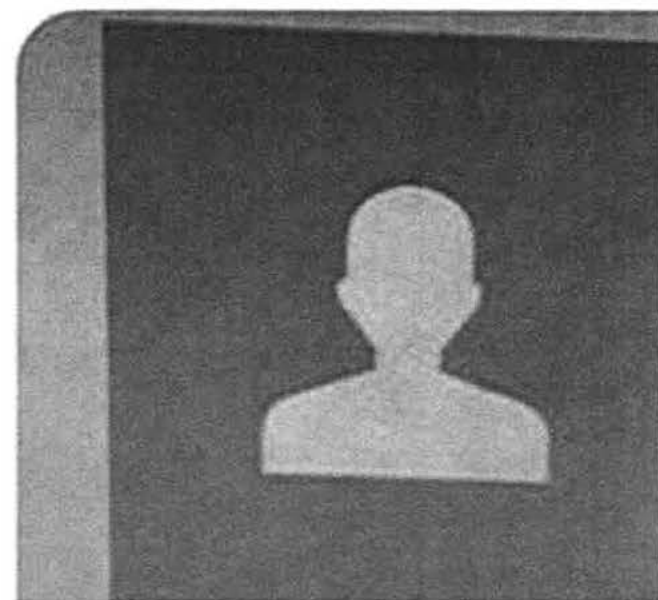


Exhibit G

AT&T LTE 08:40 7%



Notifications



Flex Able @Scooterocket · 15h

Replying to

@2016MikeWebbVA...

What's improper, the application or the offer based on it?



Flex Able @Scooterocket · 15h

Replying to

@2016MikeWebbVA...

Good to decline job if application contained

AT&T LTE 16:39 12%



Notifications



All

Mentions



Flex Able @Scooterock... · 28m

Replying to

@2016MikeWebbVA...

The conditional offer was based on statements in your application about your qualifications and your self-assessment. DID YOU EXAGGERATE?



Exhibit I

**AFFIDAVIT IN SUPPORT OF ISSUE OF AN INFORMATION RE: 47 U.S.C. § 223(c)
VIOLATOR IN CONSPIRACY TO COMMIT MURDER**

1. This day, the undersigned, Michael D. Webb, Affiant, hereinafter referred to as "Webb," personally appeared before me, the undersigned Notary Public in my jurisdiction below, and, being duly sworn, stated.
2. Pursuant to Va. Code § 19.2-217,

An information may be filed by the attorney for the Commonwealth based upon a complaint in writing verified by the oath of a competent witness, but no person shall be put upon trial for any felony, unless an indictment or presentment shall have first been found or made by a grand jury in a court of competent jurisdiction or unless such person, by writing signed by such person before the court having jurisdiction to try such felony or before the judge of such court shall have waived such indictment or presentment, in which event he may be tried on a warrant or information. If the accused be in custody, or has been recognized or summoned to answer such information, presentment or indictment, no other process shall be necessary; but the court may, in its discretion, issue process to compel the appearance of the accused.

"Duffy Taylor" and Various Aliases

3. As indicated in a previous affidavit to support an information, filed on October 15, 2018, the underlying tortious claims against O'Grady, but defended by private counsel, retained at public expense, by a school board operating currently with a \$16 million deficit, even while, from new lavish headquarters anticipating spending at least one million dollars on a name change, while a new proposed high school does not even have space for a single classroom of a comprehensive high school, include most seriously, beyond the grand larceny of a personal computer that was stolen and reported to the Arlington County Police Department in June 2017, include at least 19 anonymous harassment emails that were transmitted to two school accounts, in violation of 47 U.S.C. § 223(c), which creates a Class E Felony, punishable by fine and/or up to two years in prison for each transaction.

COMMONWEALTH ATTORNEY
RECEIVED

NOV 16 2018

ARLINGTON, VIRGINIA

PETITION FOR WRIT OF MANDAMUS

IN THE CIRCUIT COURT OF THE CITY OF RICHMOND, VIRGINIA	
Major Mike Webb, d/b/a Friends for Mike Webb and Major Mike Webb for Congress Plaintiff	Petition For Writ of Mandamus
vs.	Case No. TDD
Reid Smith, The Arlington Public School Board, Theo Stamos and The Commonwealth Attorney Defendants	COMMONWEALTH ATTORNEY RECEIVED NOV 16 2018 ARLINGTON, VIRGINIA

PETITION FOR WRIT OF MANDAMUS

1. And, comes now to the court the *Pro Se* Plaintiff, Major Mike Webb, also known as "Michael D. Webb," d/b/a Friends for Mike Webb and Major Mike Webb for Congress, hereinafter referred to as "Webb," to bring an action in petition for a Writ of Mandamus against the Arlington Public School Board, hereinafter "APS Board" and the Commonwealth Attorney for the County of Arlington, in accordance with Va. Code § 8.01-644, which provides that an "application for a writ of mandamus or a writ of prohibition shall be on petition verified by oath, after the party against whom the writ is prayed has been served with a copy of the petition and notice of the intended application a reasonable time before such application is made."

Jurisdiction

2. In accordance with Va. Code § 22.1-2(A)(3), APS Board is an integral component part of "a system of free public elementary and secondary schools established and maintained as provided in this title and administered by the Board of Education, the Superintendent of Public Instruction, division superintendents and school boards," and, in accordance with Va. Code § 2.2-3713, "[i]n a case involving a board, bureau, commission, authority, district,

IN THE CIRCUIT COURT OF ARLINGTON COUNTY

MAJOR MIKE WEBB,
ULTRA FRIENDS OF MIKE WEBB
and MAJOR MIKE WEBB FOR
LEGISLATION
Plaintiff,

CL19-221-00

CL19000221-00
M
EQ

vs.
JULIO STAMOS,
and THE OFFICE OF THE
COMMONWEALTH ATTORNEY
Defendant.

**FINAL ORDER DENYING PLAINTIFF'S PETITION FOR WRIT OF MANDAMUS
AND PRE-FILING INJUNCTION AGAINST PLAINTIFF MAJOR MIKE WEBB**

THIS MATTER came before the Court on the Plaintiff's Petition for Writ of Mandamus filed on January 23, 2019. In this order, the Court will consider whether to impose a pre-filing injunction against Plaintiff Major Mike Webb for engaging in a practice of vexatious litigation. For the past year, Plaintiff has filed numerous pleadings in this Court, all of which have been meritorious. In the interest of preserving judicial resources and protecting awaiting defendants, the Court feels compelled to address Plaintiff's habitual filing of manifestly unjust.

UPON CONSIDERATION WHEREOF, the Court concludes that Plaintiff's conduct in this matter, along with his petitions in previous cases, illustrate Plaintiff's lengthy history of filing "vexatious and frivolous actions in this Court. Plaintiff has expended significant judicial resources in drafting, reviewing, hearing arguments, and disposing of Plaintiff's frivolous petitions.

IT APPEARS THAT, according to Virginia Code § 8.01-271.1, all pleadings must be "well grounded in fact and ... not interposed for improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation." This good faith requirement puts a "high degree of accountability" on both attorneys and *pro se* litigants. See *Shipe v. Hamer*, 180 Va. 480, 484, 695 (2017).

IT FURTHER APPEARS that this Court has the authority of imposing a "leave of court" requirement on litigants, requiring them to obtain permission from this Court before filing cases or appeals. See *Switzer v. Switzer*, 273 Va. 326 (2007). The Virginia Supreme Court has previously applied this leave of court requirement to litigants who excessively burden a Court's judicial resources with vexatious and frivolous litigation. See *Adkins v. CP/IPS Arlington Hotel LLC*, 293 Va. 446 (2017).

ORDERED, ADJUDGED, and DECREED that Plaintiff's Petition for Writ of Mandamus is denied and, in order to prevent Plaintiff from continuously filing frivolous petitions in this Court, it is necessary to impose a pre-filing injunction against Plaintiff Major Mike Webb in this Court.

IT IS FURTHER ORDERED that Major Mike Webb is prohibited from filing any petition, motion, pleading, or other filing in this Court, or any case or matter of Plaintiff's in this Court, without (1) obtaining the services of a practicing Virginia attorney, whom filing would be subject to Virginia Code § 8.01-271.1, or (2) obtaining express authority from the Chief Judge of this Court to file any *pro se* pleading.

IT IS ORDERED that the Clerk of the Court is directed to send a copy of this Order to the parties.

IT IS SO ORDERED.

ENTERED THIS 10th DAY OF Feb., 2019.

William T. Nevers, Jr.
Chief Judge William T. Nevers, Jr.
Circuit Court of Arlington County

Images are dispensed with pursuant to Va. Sup. Ct. Rule 1:13.

SEAL

A COPY
TESTE PAUL FERLUSON
BY
DEPUTY CLERK

Exhibit K

***** AT&T LTE 10:58 74%

1...8

Multiple inquiries from several Congressional offices can delay the agency's ability to review and respond to your concern. Therefore, in a longstanding tradition, congressional courtesy will be to allow Congressman Beyer's office to continue with their efforts on your behalf.

Please let my office know if we can be of assistance in any other federal matter that is of concern to you.

Sincerely,
MARK R. WARNER
United States Senator



***** AT&T LTE 10:58 74%

1...8

of Congressman Don Beyer's office regarding this matter. Please note that multiple inquiries from several Congressional offices can delay the agency's ability to review and respond to your concern. Therefore, in a longstanding tradition, congressional courtesy will be to allow Congressman Beyer's office to continue with their efforts on your behalf.

Please let my office know if we can be of assistance in any other federal matter that is of concern to you.

Sincerely,



***** AT&T LTE 10:58 74%

1...8

From: **Sen. Mark Warne...**

To: givefaithatry@gm... Hide



Responding to your inquiry

Today at 09:36

Dear Mr. Webb,

Thank you for taking the time to contact me with your concerns regarding the Department of Defense. I appreciate the trust and confidence you have shown in me by bringing this matter to my attention.

It appears that you are actively seeking the assistance



Exhibit L



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CONTACT SENATOR WARNER

To send us your question, comment or concern, please complete the form below:

*Note: Fields marked with an * are required.*

Please use the form below to send me your questions, comments or concerns. If you need assistance with a federal agency please do NOT use this form, but visit [Assistance Page](#).

Please note: Some popular email spam filters accidentally mark our emails as junk mail. Please check your settings to ensure that you receive our reply.

Prefix *	First Name *	Last Name *
Major	Major	Webb
Address 1 *		
1011 Arlington Blvd		
Address 2		
#727		
City *	State *	Zip Code *
Arlington	Virginia	22209
Phone *	Email *	
8562201354	GIVEFAITHATRY@gmail.com	
Topic *		
Civil Service		
Please type the subject of your message: *		
Mark Robbins, General Counsel for OPM		
Please type your message: *		
I have submitted, in compliance with the Administrative Procedures Act, as well as the Code of Federal Regulation regarding the MSPB, a request for public comment to repeal the unlawful action 31. I am requesting that you demand not just the resignation of Mark Robbins from OPM but to recommend his prosecution under 18 U.S.C. 241 for conspiracy to violate		
Would you like a response? *		
Yes		
<input type="button" value="Submit"/>		

Exhibit M



Exhibit N-1

THE VICE CHAIRMAN



U.S. MERIT SYSTEMS PROTECTION BOARD

Policy Regarding Clerk's Authority to Grant Requests to Withdraw Petitions for Review

The Board's Manual on Organization Functions & Delegations of Authority (Delegations Manual) states that the Merit Systems Protection Board (the Board) has delegated adjudicatory authority to the Clerk of the Board "to grant a withdrawal of a petition for review when requested by a petitioner." See Delegations Manual, § 2.3.5.1 (Delegations of Adjudicatory Authorities to the Clerk of the Board). In practice, the Clerk has traditionally exercised this delegated authority only when such a request is made early in the process, before the record on petition for review has closed. See 5 C.F.R. § 1201.114(k). All other requests to withdraw have been adjudicated by the full Board.


In light of the unprecedented, lengthy period of time that the Board has been without a quorum and therefore unable to rule on requests to withdraw petitions for review, the current practice has been carefully reviewed. Consistent with the ministerial role of the Clerk of the Board, the Clerk may now exercise the delegated authority to grant a withdrawal of a petition for review when requested by a petitioner if there is no apparent untimeliness of the petition, *see Walls v. Merit Systems Protection Board*, 29 F.3d 1578, 1582 (Fed. Cir. 1994) (setting forth the factors that the Board considers when deciding whether good cause exists to waive filing deadlines), and if no other party objects to the withdrawal, *see Kravitz v. Office of Personnel Management*, 75 M.S.P.R. 44, 47 (1997) (holding that "the Board may dismiss an appeal based solely on an appellant's request, provided that the opposing party would not be prejudiced"). If the petition for review appears to be untimely or if another party objects to the withdrawal request, the Clerk is unable to grant the request because the issues raised must be adjudicated by the full Board.

Additionally, if a request to withdraw is made as part of a settlement agreement that the parties wish to enter into the record for enforcement purposes, the Clerk cannot grant that request because it requires findings that must be made by the Board. Specifically, before accepting a settlement agreement into the record for enforcement purposes, the Board must determine whether the agreement is lawful on its face, whether the parties freely entered into the agreement, and whether the parties

understand the agreement's terms. See, e.g., *Stewart v. U.S. Postal Service*, 73 M.S.P.R. 104, 107 (1997); *Mohoney v. U.S. Postal Service*, 37 M.S.P.R. 146, 149 (1988). The Clerk, however, may exercise delegated authority to grant a withdrawal made in fulfillment of a settlement agreement that has not been entered into the record for enforcement by the Board and that the parties do not intend for the Board to enforce.

When the Clerk of the Board grants a request to withdraw a petition for review, the order granting the request will be the final order of the Board for purposes of exercising further review rights, including filing in court.

This policy is hereby adopted and effective immediately, May 11, 2018.


Mark A. Robbins, Acting Chairman
Merit Systems Protection Board

* Because the office of Chairman currently is vacant, the functions of the chief executive and administrative officer of the Merit Systems Protection Board are vested in the Vice Chairman pursuant to 5 U.S.C. § 1203(b).

Case Number TBD

UNITED STATES COURT OF APPEALS
FOR THE FEDERAL CIRCUIT

In Re: MAJOR MIKE WEBB,
Petitioner,

PETITION FOR WRIT
OF MANDAMUS

From the United States Merit Systems Protections Board
Webb v. Department of Defense, Docket Number DC-3443-18-0299-1-1

Jennifer Everling, Acting Clerk of the Board

(Webb v. Merit Systems Protection Board, Record Number 2019-1130)

Major Mike Webb
1011 Arlington Boulevard, #727
Arlington, VA 22209
Phone: (856) 220-1354
Email: Mike.Webb84@gmail.com
Pro Se Petitioner

TO THE CLERK OF THE ABOVE-ENTITLED COURT:

Service of process has been attempted by commercial process servers, specifically Patriot Process Service, 3900 Jerimantown Road Suite 300, Fairfax, Virginia 22030, on the parties to this action; however, Merit Systems Protection Board has abruptly changed its policy with regard to acceptance of court papers since September 16, 2016, and has offered the pretext to the commercial process server that an appointment must be made to complete service of process. The commercial process server agreed that it was evident that MSPB was attempting to avoid acceptance of service, and is continuing to attempt to complete the same, to no avail, actions indicative of obstruction of justice, as codified at 18 U.S.C. § 1512(b)(2)(C)), which, in relevant part, provides that "[w]hoever... engages in misleading conduct toward another person, with intent to... evade legal process summoning that person to appear as a witness, or to produce a record, document, or other object, in an official proceeding... shall be fined under this title or imprisoned not more than 20 years, or both.

-1-

Case 1:19-cv-00257-CMH-TCB Document 9 Filed 03/25/19 Page 1 of 2 PageID# 113

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA

Alexandria Division

MICHAEL D. WEBB,
Plaintiff,

v.

U.S. MERIT SYSTEMS PROTECTION
BOARD,
Defendant.

Civil Action No. 1:19-cv-257

ORDER

This matter comes before the Court on Plaintiff's Motion for Temporary Injunctive Relief.

Plaintiff filed a Complaint in this Court on March 4, 2019 seeking a declaration that a policy maintained by Defendant is unconstitutional as applied to him, among other theories of legal injury. The policy at issue allows Defendant's clerk to grant requests to withdraw petitions for review without the need for approval by the entire Board and makes the order granting withdrawal requests the final order of the Board for purposes of further review rights. Plaintiff now seeks a temporary injunction that would preliminarily "fine the policy" "unconstitutional as applied."

Exhibit O

15 September 2019 By: Major Mike Webb

TO: USC 424
 FROM: [REDACTED]
 DATE: Wednesday, December 26, 2018 3:31 PM
 SUBJECT: Decision of Job Offer Ref - [REDACTED] - [REDACTED] USC 424

Classification: UNCLASSIFIED//~~FOUO~~

TO: USC 424

Reference:

USC 424

USC 424

USC 424

USC 424

USC 424

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Proposed Policy Repeal

MSPB Withdrawal Policy, 11 May 2018

Office of the Clerk of the Board
 1015 4th Street, N.E.
 Washington, D.C. 20002-4242
 Phone: (202) 451-1000 Fax: (202) 451-1001 E-Mail: clerk@merit.gov

October 1, 2019

Notice to:

Ms. Webb
 1120 1st Street East
 #1011
 Arlington, VA 22204

Dear Ms. Webb:

This letter acknowledges your September 16, 2019 petition submitted pursuant to 5 C.F.R. § 1201.4, which has been docketed as CB-170-19-0010-Z-1. Your petition will be processed in accordance with the Board's regulation at 5 C.F.R. § 1201.4(b), which states that:

No public proceedings will be held on the petition before its disposition. If the MSPB finds that the petition contains adequate justification, a rehearing proceeding will be initiated on a final rule will be issued as appropriate under the Administrative Procedure Act. If the Board finds that the petition does not contain adequate justification, the petition will be denied by letter or other means, with a brief statement of the grounds for denial. The Board will consider new evidence of any later acquired, significant position for rehearing will not be considered.

Jennifer Taveling
 Acting Clerk of the Board

Exhibit P

Contributor information

Name	THE VOICES OF THE AMERICAN FEDERATION OF GOVERNMENT EMPLOYEES
City and state	WASHINGTON, DC, 200011528
Year to date	\$2,000.00

Contribution information

Amount	\$2,000.00
Receipt date	March 30, 2019
Report year	2019
Memo	
Reported on	Form 3 on line 11C
Election type	PRIMARY

Recipient information

Committee	FRIENDS OF DON BEYER
Political party	DEMOCRATIC PARTY
Type	House
State	Virginia

Contributor information

Name	<u>THE VOICES OF THE AMERICAN</u> <u>FEDERATION OF GOVERNMENT EMPLOYEES</u>
City and state	WASHINGTON, DC, 200011528
Year to date	\$3,000.00

Contribution information

Amount	\$1,000.00
Receipt date	September 30, 2019
Report year	2019
Memo	
Reported on	Form 3 on line 11C
Election type	PRIMARY

Recipient information

Committee	<u>FRIENDS OF DON BEYER</u>
Political party	DEMOCRATIC PARTY
Type	House
State	Virginia



Federal Election Commission
UNITED STATES OF AMERICA

An official website of the United States Government

Calendar



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Select data type ◀

DATA TYPE

Processed

Raw

This data has been categorized and coded by the FEC. The FEC's multi-step process can take days (for electronic filings) or weeks (for paper filings).

Edit filters(3)

RECIPIENT NAME OR ID

☒ FRIENDS OF DON BEYER
(C00555888)

CONTRIBUTOR DETAILS

Name or ID

☐ federal employees

☒ "voices"

Receipts

Export

Reset filters ✕

Viewing 2 filtered results for:

Data type: processed

FRIENDS OF DON BEYER (C00555888) ✕

2019-2020 ✕

"voices" ✕

Contributor name	Recipient	Election	State	Receipt date	Amount
THE VOICES OF THE AMERICAN FEDERATION OF GOVERNMENT EMPLOYEES	FRIENDS OF DON BEYER	PRIMARY	DC	09/30/2019	\$1,000.00
THE VOICES OF THE AMERICAN FEDERATION OF GOVERNMENT EMPLOYEES	FRIENDS OF DON BEYER	PRIMARY	DC	03/30/2019	\$2,000.00

Results per page: 30

Showing 1 to 2 of 2 entries

Feedback

Exhibit R-2

About this committee

TWO-YEAR PERIOD

2019-2020 ▼

Committee information

Committee name: THE VOICES OF THE AMERICAN FEDERATION OF GOVERNMENT EMPLOYEES

Mailing address: 80 F STREET, NW
WASHINGTON, DC 20001

Treasurer: COX, JEFFREY DAVID MR.

Committee type: Super PAC (Independent Expenditure-Only)

Statement of organization:  [Current version \(PDF\)](#)
FEC-1373679
Filed 01/28/2020

Exhibit S

Voices of the AFGE

Summary

Donors

Expenditures

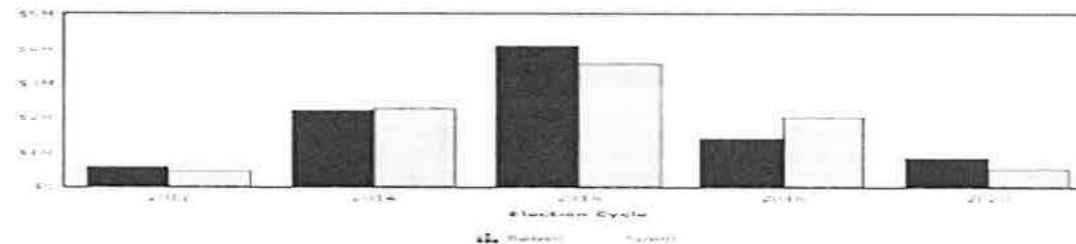
PAC to PAC/Party

Independent Expenditures

NOTE: This committee is a super PAC. Click here to view its independent expenditures.

SPENDING BY CYCLE

Party Split by Cycle



2018 PAC Summary Data

Select a Cycle: 2018

Total Receipts	\$1,416,328
Total Spent	\$2,026,808
Begin Cash on Hand	\$650,740
End Cash on Hand	\$40,260
Debts	\$0
Independent Expenditures	\$0
Date of last report	December 31, 2018