

Subject Name (Last, First, Middle Name)
GARCIN, STEVE DOUGLAS

Alias(es) - Maiden Name - Nickname
Reporting Officer
G. CLYMAN

Subject's Address(es)
Res. **2303 1/2 So. DETMUR ST., DENVER CO**

Age **55** Date of Birth **3/20/49** Place of Birth **CA** Sex **M** Race **W** Height **5'8"** Weight **180** Hair **BRN** Eyes **BLU** Marital Status **DIVORCED**

Scars - Marks - Tattoos

CONFIDENTIAL

Employer
Employer's Address

Emergency Notification
Address
Phone

Operator's License No. **92-079-9330** State **CO** Custody Date/Time
Custody Location
SID No. Geo-Code

Date/Time/Location of Occurrence
01/01/04 - 04/08/04

Location of Subject's Vehicle

Charge 1 ATTEMPT INFLUENCE PUB. SERVANT	Charge 2 FORGERY	Charge 3 OFFERING FALSE INSTRUMENT FOR RECORDING	Charge 4
Statute/Ordinance No. 18-8-306	Statute/Ordinance No. 18-5-102(d)(e)	Statute/Ordinance No. 18-5-114(1)	Statute/Ordinance No.
Summons/Warrant No.	Summons/Warrant No.	Summons/Warrant No.	Summons/Warrant No.

Custody Classification

Arrest Detention Welfare Placement Adult Juvenile

Report Status Multiple Arrests () Arrest Warrant Application Prosecution Report

Other Agency Assist Juvenile Filing

Subject's Actions

Resisted Uncooperative

Armed Combative

Assaulted Officer

Injury/Illness Treated Yes No Treated By Where Treated Date/Time Treated

Visible Injuries Has Been Drinking Yes No

CODE	F-Father	SF-Stepfather	M-Mother	SM-Stepmother	G-Guardian
Code	Name (Last, First, Middle)	Address	Zip Code	Phone (x=day)	
		Res.			<input type="checkbox"/>
		Bus.			<input type="checkbox"/>
		Res.			<input type="checkbox"/>
		Bus.			<input type="checkbox"/>

Person Notified of Juvenile Custody (Last, First, Middle) How Notified Relationship Date/Time Notified

Juvenile Released To (Last, First, Middle) Relationship Signature of Person Receiving Date/Time Released

Response to Rights Agency Action

Silent Released on Summons Detoxification Center

Acknowledged Mental Health Released, Pending charges

Waived County Jail Released, No charges

Statement Youth Center Other

Not Applicable Date/Time of Action

Signature of Person Receiving _____

Agency Name _____

Address _____

Telephone No. _____

Narrative

Officer Signature *[Signature]* Unit **711** Number **112** Supervisor Initials and Date Assigned To

NOTIFICATION OF PRIOR FELONY CASE

The following defendant has an active felony case in Jefferson County. Please assign the present case to the indicated court pursuant to the approved guidelines. If there are multiple cases and/or multiple defendants, the court indicated has the lowest-numbered active felony case.

DEFENDANT: Gartin, Steven

DATE OF BIRTH: 3/20/49

CASE NUMBER: _____

CURRENT DIVISION ASSIGNED: _____

FILED IN THE
COMBINED COURT

AUG 03 2004

JEFFERSON COUNTY
COLORADO

04CR2541

This case is being filed as a:

____ RETURN

WARRANT

____ SUMMONS

____ WARRANT UPON AFFIDAVIT

CO-DEFENDANT(S):

ACTIVE FELONY CASE NUMBER: 00CR3371

DIVISION ASSIGNMENT: 2

DOCKETED

WE WILL NOW CONSIDER THIS CASE ASSIGNED TO DIVISION: 2

FELONY COURT

Atty for Deft: Private Attorney Public Defender ADC appointed

Case No 04CR2541 Div Z
Deft Name Cartin

Atty Name _____ Reg # _____

Probable cause found for warrantless arrest: yes no Judge _____ Date _____

Non-est return on summons. Cont to _____ at 10:00 am

Arrest warrant ordered on affidavit. Date 08-05-2014 Bond 2500.00 Judge [Signature]

FIRST APPEARANCE / ADVISEMENT Date _____ Judge _____

Deft Appr'd pro se with ATD _____

Deft in custody on bond on summons on writ on warrant

advised of rights, nature of charges, right to PH / DH

advised of Protection Order per C.R.S. 18-1-1001

victim(s) / conds _____

DA to file complaint by _____ at 10:00 am

Deft given copy of complaint: read to defendant reading waived

Cont to _____ for filing demand for PH / DH

Deft found not indigent Deft found indigent PD fee waived PD apptd indigency deferred

P.D. conflict. ADC appointed _____

BOND SETTING Date _____ Judge _____

Bond set \$ _____ CPS PR PR co-signed by _____

Conditions:

Pre-Trial no weapons no contact w/ victim(s)

no alc/drugs EHM _____

Random UA / BA no driving w/o valid lic / ins _____

BOND MODIFICATION Date _____ Judge _____

Bond \$ _____ CPS PR PR co-signed by _____

Conds same

Pre-Trial no weapons no contact w/ victim(s)

no alc/drugs EHM _____

random UA / BA no driving w/o valid lic / ins _____

RETURN FOR FILING CHARGES Date _____ Judge _____

Deft. Appr'd pro se with ATD _____

Deft in custody on bond on summons on writ on warrant

no charges filed & bond discharged deft ordered released from custody

Deft given copy of complaint: read to defendant reading waived

Cont to _____ for filing demand for PH / DH. Waive App

Deft found not indigent Deft found indigent PD fee waived PD apptd indigency deferred

P.D. conflict. ADC appointed _____

DEMAND FOR PRELIMINARY HEARING / DISPOSITIONAL HEARING

Date _____ Judge _____

Deft appr'd on bond on summons in custody on warrant

Deft pro se with ATD _____

PH / DH set _____ am / pm

30 day waiver signed bond cont summons cont

Deft in custody, appearance waived by attorney jail notified DA to writ

WARRANT FOR ARREST

The People of Colorado vs GARTIN, STEVE DOUGLAS

The People of the State of Colorado to any officer duly authorized to execute warrants within the State of Colorado. You are commanded to arrest:

Party: GARTIN, STEVE D A.K.A. names follow on separate page

DOB : 3/20/49 Race: Caucasian Address: 2363 1/2 SOUTH DECATUR STREET
Hght: 5' 8" Hair: Brown DENVER CO
Wght: 180 Sex: M Eyes: Blue
DL : 920799330 CO SSN :



Charges:

- Cnt # 1 18-8-306 PUBLIC SERVANT-ATTEMPT TO INFLUENCE F4
2 18-5-102(1) (d) FORGERY-PUBLIC RECORD/FILED W/PUBLIC OF F5

** More Charges on next page **

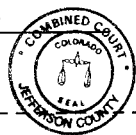
Pursuant to Rule 5, Colorado Rules of Criminal Procedure, the arrested person is to be taken before the nearest available county court, or shall be brought before this court, unless released on bond.

Warrant Issued To: Jefferson Cnty Sheriff Dept
Further Instructions: Bond Amt: 2,500.00 Type: Cash/Surety/Property
Expires:
WARR DIV W RETURN 10 DAYS 10AM 100 JEFFERSON COUNTY PKWY GOLDEN CRTRM 1B NC /K
ATTY GEN
BOND TYPE: Cash/Surety/Property

Dated: 8/09/2004

Clerk of Court
Combined Court, Jefferson County

Handwritten signature: Karen O. Eckert
DEPUTY CLERK



JUDGE/MAGISTRATE

DEPUTY CLERK

RETURN OF SERVICE

I certify I arrested this party on _____ at _____
Date and Time
_____ County, Colorado.
Location

Fees: _____ Officer _____

Mileage: _____

Return: _____

Warrant #: _____

DOCKET#: D0302004CR-002541-003 COMBINED COURT, JEFFERSON COUNTY

W

Additional offense(s) defendant has been charged with:

Cnt # 3 18-5-114(1)
Offering False Instrument/Recording 1 F5

Combined Court, Jefferson County

The People of Colorado vs GARTIN, STEVE DOUGLAS

CASE NO. 2004CR-002541 Name: GARTIN, STEVE D

Other names and birthdates this person has used:

<u>A.K.A. NAME</u>	<u>D.O.B</u>
GARTIN, STEVEN DOUGLAS	3/20/49
GARTIN, STEVE	3/20/49

County Court Jefferson County, Colorado Court Address: 100 Jefferson County Parkway Golden, CO	FILED IN THE COMBINED COURT AUG 03 2004 JEFFERSON COUNTY, COLORADO COURT USE ONLY
PEOPLE OF THE STATE OF COLORADO vs. STEVE DOUGLAS GARTIN Defendant	
David J. Thomas, District Attorney, #4901 500 Jefferson County Parkway Golden, CO 80401-6002 Phone Number: (303)271-6800 FAX Number: (303)271-6888 E-mail:	Case Number: 04SA10163 <i>04CR2511</i> Div.: <i>2</i> Courtroom:
COMPLAINT AND INFORMATION	

CHARGES:

COUNT 1: ATTEMPT TO INFLUENCE A PUBLIC SERVANT - Section 18-8-306, C.R.S. (F4) [24051]

COUNT 2: FORGERY - Section 18-5-102(1)(d), C.R.S. (F5) [1001D]

COUNT 3: OFFERING A FALSE INSTRUMENT FOR RECORDING IN THE FIRST DEGREE - Section 18-5-114(1), C.R.S. (F5) [10121]

 Warrant Ordered, Probable cause found Bond set at: \$2,500.00

Judge _____

Date _____

David J. Thomas, District Attorney for the first judicial district, of the State of Colorado, in the name and by the authority of the People of the State of Colorado, informs the court of the following offenses committed, or triable, in the county of Jefferson:

COUNT 1-ATTEMPT TO INFLUENCE A PUBLIC SERVANT (F4)

On or before April 8, 2004, STEVE DOUGLAS GARTIN unlawfully attempted to influence Honorable Leland Anderson and Honorable Stephen Munsinger, a public servant, by means of deceit, with the intent thereby to alter or affect the public servant's decision, vote, opinion, or action concerning a matter which was to be considered or performed by the public servant or the agency or body of which the public servant was a member; in violation of section 18-8-306, C.R.S.

COUNT 2-FORGERY (F5)

On or before April 8, 2004, STEVE DOUGLAS GARTIN with the intent to defraud State of Colorado, unlawfully and falsely made, completed, altered, or uttered a written instrument which was or which purported to be, or which was calculated to become or to represent if completed, a public record or an instrument, namely: court documents, filed, required by law to be filed, or legally file able in or with James Larson, Jefferson County Combined Courts, a public office or public servant; in violation of section 18-5-102(1)(d), C.R.S.

COUNT 3-OFFERING A FALSE INSTRUMENT FOR RECORDING IN THE FIRST DEGREE (F5)

On or before April 8, 2004, STEVE DOUGLAS GARTIN unlawfully and with intent to defraud, presented or offered a written instrument, namely: court documents entitled "Motion for Forgiveness and Petition to Seal", relating to or affecting real or personal property or directly affecting contractual relationships, to a public office or public employee, namely: Honorable Leland Anderson and Honorable Stephen Munsinger, with the knowledge or belief that the written instrument would be registered, filed, or recorded or become a part of the records of that public office or public employee, and knowing that the written instrument contained a material false statement or material false information; in violation of section 18-5-114(1), C.R.S.

All offenses against the peace and dignity of the People of the State of Colorado.

David J. Thomas,
District Attorney



MARK C. PAUTLER
Chief Deputy District Attorney
Registration No. 6438

COUNTY COURT, JEFFERSON COUNTY, COLORADO

COURT CASE NUMBER:

DIVISION:

ENDORSEMENT OF WITNESS(ES)

THE PEOPLE OF THE STATE OF COLORADO

vs.

Steve Douglas Gartin

Defendant.

CR NUMBER: 04-71

SAG

WITNESSES FOR THE PEOPLE:

1. Inv. Gary Clyman
CO State Attorney General
1525 Sherman Street
Denver, CO 80206
2. Inv. Donald L. Estep
Jefferson County Sheriff Off.
200 Jefferson County Parkway
Golden, CO 80401
3. Thomas C. Miller
1026 Lincoln Place
Boulder, CO 80302
4. James K. Larson
Jefferson County Combined
Courts
100 Jefferson County Pkwy.
Golden, CO 80401

WITNESSES

A. Linda Angove	B. Russell Bohner
C. Jim Burkhalter	D. Donna Clausen
E. Fred Cope	F. Nichole Dean
G. P. J. Doyle	H. Shannon Duesterbeck
I. Steve Evans	J. Debbie Farnum
K. Mike Gallagher	L. Dennis Goodwin
M. Cassandra Harris	N. Mike Harris
O. Michael Heylin	P. Kim Holmes
Q. John Lauck	R. George Mumma
S. Greg Neal	T. Bruce Norton
U. Deb Ohno	V. Tara Pacheco
W. Mike Russell	X. Jennifer Spelman
Y. Keith Sorci	Z. Pat Vondenkamp
1. Cliff Yablon	

District Attorney's Office
First Judicial District
500 Jefferson County Parkway
Golden, CO 80401-6020

People v. Steve Douglas Gartin

Case No.: 04SA10163

Defendant Information

DOB: 03/20/1949

Gender: Male

Race: White

Phone: Not Available

Weight: 180

Height: 5-08

Hair: BRO Eyes: BLU

Birthplace: Not Available

Address:

2363½ S. Decatur Street
Denver, CO 80236

Social Security Number

CONFIDENTIAL

Case Information

Arresting Agency: CO State Attorney General

Arrest Number: Not Available

Agency ORI Number: CO016015A

Agency Case Number: 04-71

Date of Arrest: Not Available

SID Number: 6916

NCIC Number: 761740K4

AFFIDAVIT FOR ARREST WARRANT

I, Gary Clyman, the Affiant, hereby state that I am a commissioned peace officer employed as a Criminal Investigator for the Colorado Attorney General, assigned to the Special Prosecutions Unit, Criminal Justice Section. I have been employed as an Attorney General Investigator since 1982, the past 19 years having focused on the investigation of complex crimes and organized criminal activity. I have probable cause to believe that

STEVE DOUGLAS GARTIN (DOB: 03/20/49, SSN: 208-200-1000, BRN, BLU)

CONFIDENTIAL

has committed the crimes of § 18-8-306, C.R.S., Attempt to influence a public servant (F4); § 18-5-102 (d)(e), C.R.S., Forgery (F5); and § 18-5-114(1), C.R.S., Offering a false instrument for recording (F5). The reasons for my belief are set forth below.

1. During 2000, Steve Gartin, Charles Clements, and Eric Mitchell were the subjects of a joint investigation by the Jefferson County Sheriff's Department, Colorado Attorney General, and the FBI Denver Field Office. The investigation involved the filing of fraudulent liens on private citizens, and related crimes. In the course of that investigation Sr. State Assistant Attorney General Marleen Langfield presented evidence on the case to the Statewide Grand Jury.
2. During the investigation, it was determined that there was an outstanding arrest warrant on CCIC for Gartin, which was based upon his FTA in Jefferson County, case 97M811. Concerned about potential threats and extortion attempts toward the victims in the ongoing investigation, Investigator Estep (JCSD) and Investigator Clyman (CO AG) elected to attempt to locate Gartin and arrest him on the outstanding warrant. This was also following consultation with Jefferson County DDA Dennis Hall and Sr. Assistant Attorney General Marleen Langfield. On September 19, 2000, Gartin was located at an address in Lakewood, CO, arrested by Lakewood Police without incident on that warrant, and transported to the Jefferson County Jail. Investigators Estep and Clyman then interviewed Gartin at the Jail, then later that evening obtained and executed a search warrant on Gartin's residence. Thereafter, on September 21, 2000 Jefferson County DDA Dennis Hall filed case no. 00CR2419, charging Gartin with one count of § 18-5-114(1), C.R.S., Offering a false instrument for recording (F5), based upon an Affidavit outlining facts connected to the ongoing investigation (filing a fraudulent lien). The court set bond at \$5,000 CPS. Gartin posted the bond the same date, then failed to appear at his next court date of October 24, 2000. A bench warrant was issued and bond set at \$10,000 CPS.
3. On December 15, 2000, Steve Gartin, Charles Clements and Eric Mitchell were indicted by the Statewide Grand Jury. Gartin was charged with multiple counts of

Offering a false instrument for recording (F5), Attempt to influence a public servant (F4), Criminal extortion (F4), Computer crime (F3), and Unlawfully carrying a concealed weapon (M2). The case was venued to Jefferson County District Court and filed there on December 19, 2000, (00CR3371), assigned to Division 2, Hon. Leland Anderson. Arrest warrants were issued for Gartin and the other defendants. The Jefferson County DA subsequently dismissed Case 00CR2419 on April 20, 2001 upon filing of the above indictment. That case was incorporated into the indictment.

4. On or about March 13, 2001 Gartin was arrested in California on the outstanding Colorado warrant issued in connection with the indictment. He was returned in-custody to Colorado and appeared before Judge Anderson. In 2002 the court, at Gartin's request, appointed attorney Thomas "Doc" Miller to represent Gartin. On April 8, 2002 Gartin, by and through his attorney Thomas Miller, entered into a plea agreement with the People, represented by AAG Marleen Langfield. Pursuant to the written Agreement, signed by Gartin, he pleaded guilty to Criminal extortion (F4), with a deferred judgment & sentence, and guilty to Offering a false instrument for recording in the second degree (M1). The court sentenced Gartin to one year probation on the misdemeanor concurrent.
5. The investigation into Gartin's activities revealed that he has expertise in martial arts knife fighting. Further, he is known to carry on his person multiple edged weapons. For example, upon his arrest in Lakewood on September 20, 2000 he had seven (7) knives of various sizes concealed on his person. Then, when he was later arrested in California in March 2001, he again had multiple knives concealed on his person.
6. Due to the inherent risks to law enforcement in the event of future contacts with Gartin, Inv. Clyman had entered into CCIC on May 17, 2002 a "Person of Interest Caution" concerning Gartin. This caution, accessible only to law enforcement, stated:

"Approach with caution. Subject is a martial arts expert and is known to carry multiple knives concealed on his person. If contacted notify Colorado Attorney General Special Pros Unit at 303 866 5672 or Inv Clyman at 303 807 7479."

7. On or about March 16, 2004, as a continuation of case 00CR3371, attorney Thomas Miller acting on behalf of defendant Steve Gartin filed with the court (Judge Anderson) a pleading captioned "Motion For Forgiveness and Petition to Seal" (see attached Exhibit 1). Gartin was requesting that the court order the removal from CCIC the above "Person of Interest Caution" pertaining to him. The document contained attached Exhibits "A" through "E", of which Exhibit "B" is relevant to the alleged offenses and described further below. Specifically, page 1 of Gartin's Exhibit B is a forgery of the orders of the court issued in case 97M811, as explained below.

Attached and incorporated herein to this Affidavit are the following exhibits:

Exhibit 1: First two pages of Gartin's "Motion for Forgiveness", see specifically paragraphs 8 & 9;

Exhibit 2: Gartin's "Exhibit B", (alleged herein to be a forgery of a court order);

Exhibit 3: Signed Jury Verdict form concerning Case 97M811 (contradicts Gartin's *Exhibit B* that the case had been dismissed);

Exhibit 4: Investigator's comparison of forged document.

8. Within these same pleadings (paragraphs 6-10) Gartin claimed that investigators acted to arrest him on September 19, 2000 based upon "erroneous grounds stemming from 97M811". (see paragraph 8 of pleadings, Exhibit 1). He goes on to state,

"The misdemeanor warrants arose from combined case numbers 97M811 and 97M812, which cases were dismissed on October 2, 1997, three years before the S.W.A.T. team arrest. (Exhibit B is attached hereto and incorporated herein)."
Emphasis added (see paragraph 9 of pleadings in Exhibit 1).

9. An examination of what is labeled as Gartin's "Exhibit B"(see attached Exhibit 2), and attached to the pleadings revealed a total of three (3) pages, described as:

Page 1:

Labeled at the top as "Exhibit B". Followed by what appear to be handwritten and signed notes, dated "10-2-97", stating, "*Case dismissed. Charging document did not comply with Rule 4.1. It did not adequately identify the alleged offense on the victim.*" (Judge) "*Tina L. Olsen*". Emphasis added.

Below that is a copy of the original Uniform Summons & Complaint No. 80221, Case no. 97M811, issued February 26, 1997 and signed by Inv. D.L. Estep. It identified the defendant as Steve Douglas Gartin, and the charge was concerning "Violation of a restraining order".

Below is a typewritten minute order dated 7/28/97 in which Judge Hoppin recused himself from the case and reassigned it to Division C. It bears what appears to be a stamped signature of (Judge) "Charles T. Hoppin".

Page 2:

Six (6) additional handwritten notes dated 2/27/97 (three times), 3/6/97, 4/25/97, and 5/5/97. The notes appear to be minute orders concerning the cases (possibly 97M811). The third note dated 2/27/97 states "case consolidated ("with" abbreviation?) 97M000812".

Page 3:

Contains both handwritten and typed minute orders dated 5/19/97, 5/27/97, 7/28/97, and 10/2/97. The last, a handwritten note signed "Tina L. Olsen", is virtually identical to the same order with the same date found at page 1 as described above. In fact, when the two documents are over-layed and held before a light, they completely match.

10. There is further evidence of the forgery of the 10/2/97 order found on Page 1 of Gartin's "Exhibit B" in reference to case 97M811. Slightly above the first line over the word "did" are two small markings that appear side-by-side as similar to "uu". In comparing this to the order found on Page 2 of "Exhibit B", it is noted that immediately above the handwritten order of Judge Tina Olsen is the (stamped) signature of Judge "Charles T. Hoppin". The bottom loops of the two "pp" in "Hoppin" match exactly the two small "uu" markings on Page 1. This would tend to indicate that Gartin simply copied the real order dated 10/2/97 found in case 97M812 (described further below) and fraudulently created a court order that was meant to appear representative of the official actions in 97M811. (See attached Exhibit 4 comparison)
11. On April 7 and 8, 2004 certified copies were obtained from the Jefferson County Combined Courts concerning Case numbers 97M811 and 97M812, respectively (both captioned "State of Colorado vs. Steve Gartin"). Each file contained the written minutes of proceedings and various orders of the court. Also included in each was a copy of the original Summons issued to Gartin on each case.
12. An examination of 97M812 reveals that the final minute order entered is the same handwritten note dated 10/2/97, dismissing the case, and bearing the signature of Judge Tina L. Olsen. It also has above it the same stamped signature of Judge Charles T. Hoppin as described in paragraph 9 above.
13. An examination of the court file for 97M811 reveals that Gartin knew that what he was presenting to the court in the form of his "Exhibit B" concerning the alleged dismissal of this case was false. Those minute orders begin dated 2/27/97 (as submitted by Gartin as Page 2 of his "Exhibit B"). However, they continue with three additional pages of minute orders which Gartin did not provide to the court, describing the following relevant events of the case:

9/25/97: The defendant (Gartin) FTA'd for trial, a bench warrant was ordered, and stayed when he appeared later that date. The trial was reset for 11/13/97.

11/13/97: Jury trial held. (There is no notation that Gartin was not present).

11/14/97: "Guilty verdict returned". Sentencing was scheduled for 1/6/98 (There is no notation that Gartin was not present. See also attached Exhibit 3, Jury Verdict form).

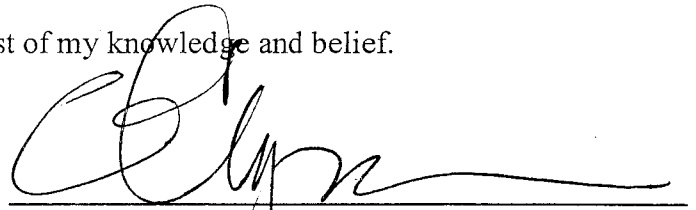
1/6/98: Defendant does not appear. Bench warrant to issue. (This is the same warrant upon which Investigators and officers relied, as found at the time in CCIC, to arrest Gartin on September 19, 2002).

14. Based on the above, it appears that Gartin and/or his agent copied the two notations from 97M812, a case that was dismissed by the court, onto a page with the summons from 97M811, to falsely make it appear that 97M811 was also dismissed by the court. Authentic court records on each of those cases reveal that Gartin was tried and convicted in 97M811.
15. Gartin's attorney, Thomas Miller sent correspondence dated May 16, 2004 to Ms. Langfield and Judge Anderson, addressing in part the "exhibits attached to the Motion for Forgiveness and Petition to Seal which I filed on behalf of my former client, Steve Douglas Gartin." Within the letter he states that "The exhibits for Mr. Gartin's pleading ... were provided to me by Mr. Gartin." He also stated, "My review of the Register of Action, provided in Ms. Langfield's response, caused me to doubt the authenticity of those exhibits filed in the Motion for Forgiveness and Petition to Seal."
16. On June 4, 2004 I contacted Mr. Miller by telephone concerning these documents. He stated that Steve Gartin provided all the exhibits attached to the "Motion for Forgiveness and Petition to Seal". He began receiving these from Gartin over a period of months, beginning in about January or February 2004. This includes the documents that made up his "Exhibit B", although he could not recall a specific date he obtained those. He said that the number of documents provided by Gartin increased as the scheduled hearing date approached. Mr. Miller said that each time Gartin wanted to provide additional documents, he (Miller) had to meet Gartin at his residence, 2363 1/2 S. Decatur, Denver, CO. No one else was present during those meetings.
17. When I asked Miller if he could discuss any conversation that took place between he and Gartin concerning these documents, he stated that he would like to cooperate, but needed to consult with his legal counsel, Kevin Massaro. Mr. Massaro subsequently told me that he has advised Mr. Miller that he cannot violate the attorney-client privilege without either a waiver from Gartin, or upon order from a judicial officer.
18. On April 6, 2004 I contacted James K. Larson (DOB: 03/20/46), a Deputy Clerk in the Records Section for the Clerk of the Combined Court, Jefferson County, CO. I identified myself to him and showed him a 2002 color booking photograph of Steve Gartin, without revealing the name. I asked Mr. Larson if he recognized the person. He looked at the photo and without hesitation said, "That's Steve Gartin". He explained that he had become familiar with Gartin having filed numerous unusual pleadings in a case before Judge Anderson, and described Gartin's typical demeanor as "overly friendly". He said that Gartin also occasionally came to the court to retrieve files for examination. Mr. Larson told me that the last time he had personally seen Gartin retrieve a court file from the Records Section was approximately 3-4 weeks prior (early March 2004). He recalled that Gartin was alone and had requested


a file pertaining to one of his own old cases, but Mr. Larson could not recall anything about which case. He said that Gartin was then provided the file and allowed access to the copy area within Records. Mr. Larson did not see what Gartin did with the file or what copies were made. The area is not monitored by any sort of video surveillance, and no permanent record is maintained as to who accesses specific court files.

19. The matter concerning the "Motion for Forgiveness and Petition to Seal" on case 00CR3371 was heard before the Hon. Stephen Munsinger in Div. 11 of the Jefferson County District Court on April 8, 2004. Gartin was present and represented by Mr. Miller. Present for the People were AAG Marleen Langfield, as well as Inv. Estep and Inv. Clyman. The court heard brief arguments and then dismissed the matter. On about April 15, 2004 Gartin filed a Motion to Withdraw his guilty plea in 00CR3371. There has been no further ruling by the court as of the date of this Affidavit.

The above-stated facts are true to the best of my knowledge and belief.


Investigator Gary Clyman

Subscribed to and sworn before me this 9th day of July, 2004.


Notary Public

My Commission expires 9/13/06.

County Court Jefferson County, Colorado Court Address: 100 Jefferson County Parkway Golden, CO	FILED IN THE COMBINED COURT AUG 03 2004 JEFFERSON COUNTY, COLORADO COURT USE ONLY
PEOPLE OF THE STATE OF COLORADO vs. STEVE DOUGLAS GARTIN Defendant	
David J. Thomas, District Attorney, #4901 500 Jefferson County Parkway Golden, CO 80401-6002 Phone Number: (303)271-6800 FAX Number: (303)271-6888 E-mail:	Case Number: 04SA10163 C4CR2541 Div.: 2 Courtroom:
COMPLAINT AND INFORMATION	

CHARGES:

COUNT 1: ATTEMPT TO INFLUENCE A PUBLIC SERVANT - Section 18-8-306, C.R.S. (F4) [24051]

COUNT 2: FORGERY - Section 18-5-102(1)(d), C.R.S. (F5) [1001D]

COUNT 3: OFFERING A FALSE INSTRUMENT FOR RECORDING IN THE FIRST DEGREE - Section 18-5-114(1), C.R.S. (F5) [10121]

Warrant Ordered, Probable cause found Bond set at:

Judge *[Signature]*

Date 08-05-2004

\$2500.00

David J. Thomas, District Attorney for the first judicial district, of the State of Colorado, in the name and by the authority of the People of the State of Colorado, informs the court of the following offenses committed, or triable, in the county of Jefferson:

COUNT 1-ATTEMPT TO INFLUENCE A PUBLIC SERVANT (F4)

On or before April 8, 2004, STEVE DOUGLAS GARTIN unlawfully attempted to influence Honorable Leland Anderson and Honorable Stephen Munsinger, a public servant, by means of deceit, with the intent thereby to alter or affect the public servant's decision, vote, opinion, or action concerning a matter which was to be considered or performed by the public servant or the agency or body of which the public servant was a member; in violation of section 18-8-306, C.R.S.

COUNT 2-FORGERY (F5)

On or before April 8, 2004, STEVE DOUGLAS GARTIN with the intent to defraud State of Colorado, unlawfully and falsely made, completed, altered, or uttered a written instrument which was or which purported to be, or which was calculated to become or to represent if completed, a public record or an instrument, namely: court documents, filed, required by law to be filed, or legally file able in or with James Larson, Jefferson County Combined Courts, a public office or public servant; in violation of section 18-5-102(1)(d), C.R.S.

COUNT 3-OFFERING A FALSE INSTRUMENT FOR RECORDING IN THE FIRST DEGREE (F5)

On or before April 8, 2004, STEVE DOUGLAS GARTIN unlawfully and with intent to defraud, presented or offered a written instrument, namely: court documents entitled "Motion for Forgiveness and Petition to Seal", relating to or affecting real or personal property or directly affecting contractual relationships, to a public office or public employee, namely: Honorable Leland Anderson and Honorable Stephen Munsinger, with the knowledge or belief that the written instrument would be registered, filed, or recorded or become a part of the records of that public office or public employee, and knowing that the written instrument contained a material false statement or material false information; in violation of section 18-5-114(1), C.R.S.

All offenses against the peace and dignity of the People of the State of Colorado.

David J. Thomas,
District Attorney



MARK C. PAUTLER
Chief Deputy District Attorney
Registration No. 6438

COUNTY COURT, JEFFERSON COUNTY, COLORADO

COURT CASE NUMBER:

DIVISION:

ENDORSEMENT OF WITNESS(ES)

THE PEOPLE OF THE STATE OF COLORADO

vs.

Steve Douglas Gartin

Defendant.

CR NUMBER: 04-71

SAG

WITNESSES FOR THE PEOPLE:

1. Inv. Gary Clyman
CO State Attorney General
1525 Sherman Street
Denver, CO 80206

2. Inv. Donald L. Estep
Jefferson County Sheriff Off.
200 Jefferson County Parkway
Golden, CO 80401

3. Thomas C. Miller
1026 Lincoln Place
Boulder, CO 80302

4. James K. Larson
Jefferson County Combined
Courts
100 Jefferson County Pkwy.
Golden, CO 80401

WITNESSES

- | | |
|---------------------|------------------------|
| A. Linda Angove | B. Russell Bohner |
| C. Jim Burkhalter | D. Donna Clausen |
| E. Fred Cope | F. Nichole Dean |
| G. P. J. Doyle | H. Shannon Duesterbeck |
| I. Steve Evans | J. Debbie Farnum |
| K. Mike Gallagher | L. Dennis Goodwin |
| M. Cassandra Harris | N. Mike Harris |
| O. Michael Heylin | P. Kim Holmes |
| Q. John Lauck | R. George Mumma |
| S. Greg Neal | T. Bruce Norton |
| U. Deb Ohno | V. Tara Pacheco |
| W. Mike Russell | X. Jennifer Spelman |
| Y. Keith Sorci | Z. Pat Vondenkamp |
| 1. Cliff Yablon | |

District Attorney's Office
First Judicial District
500 Jefferson County Parkway
Golden, CO 80401-6020

People v. Steve Douglas Gartin

Case No.: 04SA10163

Defendant Information

DOB: 03/20/1949

Gender: Male

Race: White

Phone: Not Available

Weight: 180

Height: 5-08

Hair: BRO

Eyes: BLU

Birthplace: Not Available

Address:

2363½ S. Decatur Street
Denver, CO 80236

Social Security Number:

CONFIDENTIAL

Case Information

Arresting Agency: CO State Attorney General

Arrest Number: Not Available

Agency ORI Number: CO016015A

Agency Case Number: 04-71

Date of Arrest: Not Available

SID Number: 6916

NCIC Number: 761740K4

COUNTY COURT, JEFFERSON COUNTY, COLORADO

AFFIDAVIT FOR ARREST WARRANT

I, Gary Clyman, the Affiant, hereby state that I am a commissioned peace officer employed as a Criminal Investigator for the Colorado Attorney General, assigned to the Special Prosecutions Unit, Criminal Justice Section. I have been employed as an Attorney General Investigator since 1982, the past 19 years having focused on the investigation of complex crimes and organized criminal activity. I have probable cause to believe that

STEVE DOUGLAS GARTIN (DOB: 03/20/49),
BRN, BLU)

CONFIDENTIAL

has committed the crimes of § 18-8-306, C.R.S., Attempt to influence a public servant (F4); § 18-5-102 (d)(e), C.R.S., Forgery (F5); and § 18-5-114(1), C.R.S., Offering a false instrument for recording (F5). The reasons for my belief are set forth below.

1. During 2000, Steve Gartin, Charles Clements, and Eric Mitchell were the subjects of a joint investigation by the Jefferson County Sheriff's Department, Colorado Attorney General, and the FBI Denver Field Office. The investigation involved the filing of fraudulent liens on private citizens, and related crimes. In the course of that investigation Sr. State Assistant Attorney General Marleen Langfield presented evidence on the case to the Statewide Grand Jury.
2. During the investigation, it was determined that there was an outstanding arrest warrant on CCIC for Gartin, which was based upon his FTA in Jefferson County, case 97M811. Concerned about potential threats and extortion attempts toward the victims in the ongoing investigation, Investigator Estep (JCSD) and Investigator Clyman (CO AG) elected to attempt to locate Gartin and arrest him on the outstanding warrant. This was also following consultation with Jefferson County DDA Dennis Hall and Sr. Assistant Attorney General Marleen Langfield. On September 19, 2000, Gartin was located at an address in Lakewood, CO, arrested by Lakewood Police without incident on that warrant, and transported to the Jefferson County Jail. Investigators Estep and Clyman then interviewed Gartin at the Jail, then later that evening obtained and executed a search warrant on Gartin's residence. Thereafter, on September 21, 2000 Jefferson County DDA Dennis Hall filed case no. 00CR2419, charging Gartin with one count of § 18-5-114(1), C.R.S., Offering a false instrument for recording (F5), based upon an Affidavit outlining facts connected to the ongoing investigation (filing a fraudulent lien). The court set bond at \$5,000 CPS. Gartin posted the bond the same date, then failed to appear at his next court date of October 24, 2000. A bench warrant was issued and bond set at \$10,000 CPS.
3. On December 15, 2000, Steve Gartin, Charles Clements and Eric Mitchell were indicted by the Statewide Grand Jury. Gartin was charged with multiple counts of

Offering a false instrument for recording (F5), Attempt to influence a public servant (F4), Criminal extortion (F4), Computer crime (F3), and Unlawfully carrying a concealed weapon (M2). The case was venued to Jefferson County District Court and filed there on December 19, 2000, (00CR3371), assigned to Division 2, Hon. Leland Anderson. Arrest warrants were issued for Gartin and the other defendants. The Jefferson County DA subsequently dismissed Case 00CR2419 on April 20, 2001 upon filing of the above indictment. That case was incorporated into the indictment.

4. On or about March 13, 2001 Gartin was arrested in California on the outstanding Colorado warrant issued in connection with the indictment. He was returned in-custody to Colorado and appeared before Judge Anderson. In 2002 the court, at Gartin's request, appointed attorney Thomas "Doc" Miller to represent Gartin. On April 8, 2002 Gartin, by and through his attorney Thomas Miller, entered into a plea agreement with the People, represented by AAG Marleen Langfield. Pursuant to the written Agreement, signed by Gartin, he pleaded guilty to Criminal extortion (F4), with a deferred judgment & sentence, and guilty to Offering a false instrument for recording in the second degree (M1). The court sentenced Gartin to one year probation on the misdemeanor concurrent.
5. The investigation into Gartin's activities revealed that he has expertise in martial arts knife fighting. Further, he is known to carry on his person multiple edged weapons. For example, upon his arrest in Lakewood on September 20, 2000 he had seven (7) knives of various sizes concealed on his person. Then, when he was later arrested in California in March 2001, he again had multiple knives concealed on his person.
6. Due to the inherent risks to law enforcement in the event of future contacts with Gartin, Inv. Clyman had entered into CCIC on May 17, 2002 a "Person of Interest Caution" concerning Gartin. This caution, accessible only to law enforcement, stated:

"Approach with caution. Subject is a martial arts expert and is known to carry multiple knives concealed on his person. If contacted notify Colorado Attorney General Special Pros Unit at 303 866 5672 or Inv Clyman at 303 807 7479."

7. On or about March 16, 2004, as a continuation of case 00CR3371, attorney Thomas Miller acting on behalf of defendant Steve Gartin filed with the court (Judge Anderson) a pleading captioned "Motion For Forgiveness and Petition to Seal" (see attached Exhibit 1). Gartin was requesting that the court order the removal from CCIC the above "Person of Interest Caution" pertaining to him. The document contained attached Exhibits "A" through "E", of which Exhibit "B" is relevant to the alleged offenses and described further below. Specifically, page 1 of Gartin's Exhibit B is a forgery of the orders of the court issued in case 97M811, as explained below.

Attached and incorporated herein to this Affidavit are the following exhibits:

Exhibit 1: First two pages of Gartin's "Motion for Forgiveness", see specifically paragraphs 8 & 9;

Exhibit 2: Gartin's "Exhibit B", (alleged herein to be a forgery of a court order);

Exhibit 3: Signed Jury Verdict form concerning Case 97M811 (contradicts Gartin's *Exhibit B* that the case had been dismissed);

Exhibit 4: Investigator's comparison of forged document.

8. Within these same pleadings (paragraphs 6-10) Gartin claimed that investigators acted to arrest him on September 19, 2000 based upon "erroneous grounds stemming from 97M811". (see paragraph 8 of pleadings, Exhibit 1). He goes on to state,

"The misdemeanor warrants arose from combined case numbers 97M811 and 97M812, which cases were dismissed on October 2, 1997, three years before the S.W.A.T. team arrest. (Exhibit B is attached hereto and incorporated herein)." Emphasis added (see paragraph 9 of pleadings in Exhibit 1).

9. An examination of what is labeled as Gartin's "Exhibit B" (see attached Exhibit 2), and attached to the pleadings revealed a total of three (3) pages, described as:

Page 1:

Labeled at the top as "Exhibit B". Followed by what appear to be handwritten and signed notes, dated "10-2-97", stating, "*Case dismissed. Charging document did not comply with Rule 4.1. It did not adequately identify the alleged offense on the victim.*" (Judge) "*Tina L. Olsen*". Emphasis added.

Below that is a copy of the original Uniform Summons & Complaint No. 80221, Case no. 97M811, issued February 26, 1997 and signed by Inv. D.L. Estep. It identified the defendant as Steve Douglas Gartin, and the charge was concerning "Violation of a restraining order".

Below is a typewritten minute order dated 7/28/97 in which Judge Hoppin recused himself from the case and reassigned it to Division C. It bears what appears to be a stamped signature of (Judge) "Charles T. Hoppin".

Page 2:

Six (6) additional handwritten notes dated 2/27/97 (three times), 3/6/97, 4/25/97, and 5/5/97. The notes appear to be minute orders concerning the cases (possibly 97M811). The third note dated 2/27/97 states "case consolidated ("with" abbreviation?) 97M000812".

Page 3:

Contains both handwritten and typed minute orders dated 5/19/97, 5/27/97, 7/28/97, and 10/2/97. The last, a handwritten note signed "Tina L. Olsen", is virtually identical to the same order with the same date found at page 1 as described above. In fact, when the two documents are over-layed and held before a light, they completely match.

10. There is further evidence of the forgery of the 10/2/97 order found on Page 1 of Gartin's "Exhibit B" in reference to case 97M811. Slightly above the first line over the word "did" are two small markings that appear side-by-side as similar to "uu". In comparing this to the order found on Page 2 of "Exhibit B", it is noted that immediately above the handwritten order of Judge Tina Olsen is the (stamped) signature of Judge "Charles T. Hoppin". The bottom loops of the two "pp" in "Hoppin" match exactly the two small "uu" markings on Page 1. This would tend to indicate that Gartin simply copied the real order dated 10/2/97 found in case 97M812 (described further below) and fraudulently created a court order that was meant to appear representative of the official actions in 97M811. (See attached Exhibit 4 comparison)
11. On April 7 and 8, 2004 certified copies were obtained from the Jefferson County Combined Courts concerning Case numbers 97M811 and 97M812, respectively (both captioned "State of Colorado vs. Steve Gartin"). Each file contained the written minutes of proceedings and various orders of the court. Also included in each was a copy of the original Summons issued to Gartin on each case.
12. An examination of 97M812 reveals that the final minute order entered is the same handwritten note dated 10/2/97, dismissing the case, and bearing the signature of Judge Tina L. Olsen. It also has above it the same stamped signature of Judge Charles T. Hoppin as described in paragraph 9 above.
13. An examination of the court file for 97M811 reveals that Gartin knew that what he was presenting to the court in the form of his "Exhibit B" concerning the alleged dismissal of this case was false. Those minute orders begin dated 2/27/97 (as submitted by Gartin as Page 2 of his "Exhibit B"). However, they continue with three additional pages of minute orders which Gartin did not provide to the court, describing the following relevant events of the case:
 - 9/25/97: The defendant (Gartin) FTA'd for trial, a bench warrant was ordered, and stayed when he appeared later that date. The trial was reset for 11/13/97.
 - 11/13/97: Jury trial held. (There is no notation that Gartin was not present).
 - 11/14/97: "Guilty verdict returned". Sentencing was scheduled for 1/6/98 (There is no notation that Gartin was not present. See also attached Exhibit 3, Jury Verdict form).

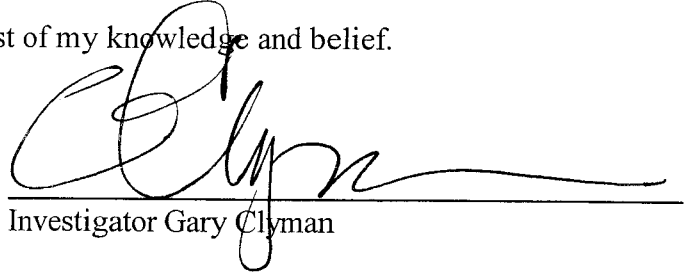
1/6/98: Defendant does not appear. Bench warrant to issue. (This is the same warrant upon which Investigators and officers relied, as found at the time in CCIC, to arrest Gartin on September 19, 2002).

14. Based on the above, it appears that Gartin and/or his agent copied the two notations from 97M812, a case that was dismissed by the court, onto a page with the summons from 97M811, to falsely make it appear that 97M811 was also dismissed by the court. Authentic court records on each of those cases reveal that Gartin was tried and convicted in 97M811.
15. Gartin's attorney, Thomas Miller sent correspondence dated May 16, 2004 to Ms. Langfield and Judge Anderson, addressing in part the "exhibits attached to the Motion for Forgiveness and Petition to Seal which I filed on behalf of my former client, Steve Douglas Gartin." Within the letter he states that "The exhibits for Mr. Gartin's pleading ... were provided to me by Mr. Gartin." He also stated, "My review of the Register of Action, provided in Ms. Langfield's response, caused me to doubt the authenticity of those exhibits filed in the Motion for Forgiveness and Petition to Seal."
16. On June 4, 2004 I contacted Mr. Miller by telephone concerning these documents. He stated that Steve Gartin provided all the exhibits attached to the "Motion for Forgiveness and Petition to Seal". He began receiving these from Gartin over a period of months, beginning in about January or February 2004. This includes the documents that made up his "Exhibit B", although he could not recall a specific date he obtained those. He said that the number of documents provided by Gartin increased as the scheduled hearing date approached. Mr. Miller said that each time Gartin wanted to provide additional documents, he (Miller) had to meet Gartin at his residence, 2363 1/2 S. Decatur, Denver, CO. No one else was present during those meetings.
17. When I asked Miller if he could discuss any conversation that took place between he and Gartin concerning these documents, he stated that he would like to cooperate, but needed to consult with his legal counsel, Kevin Massaro. Mr. Massaro subsequently told me that he has advised Mr. Miller that he cannot violate the attorney-client privilege without either a waiver from Gartin, or upon order from a judicial officer.
18. On April 6, 2004 I contacted James K. Larson (DOB: 03/20/46), a Deputy Clerk in the Records Section for the Clerk of the Combined Court, Jefferson County, CO. I identified myself to him and showed him a 2002 color booking photograph of Steve Gartin, without revealing the name. I asked Mr. Larson if he recognized the person. He looked at the photo and without hesitation said, "That's Steve Gartin". He explained that he had become familiar with Gartin having filed numerous unusual pleadings in a case before Judge Anderson, and described Gartin's typical demeanor as "overly friendly". He said that Gartin also occasionally came to the court to retrieve files for examination. Mr. Larson told me that the last time he had personally seen Gartin retrieve a court file from the Records Section was approximately 3-4 weeks prior (early March 2004). He recalled that Gartin was alone and had requested

a file pertaining to one of his own old cases, but Mr. Larson could not recall anything about which case. He said that Gartin was then provided the file and allowed access to the copy area within Records. Mr. Larson did not see what Gartin did with the file or what copies were made. The area is not monitored by any sort of video surveillance, and no permanent record is maintained as to who accesses specific court files.

19. The matter concerning the "Motion for Forgiveness and Petition to Seal" on case 00CR3371 was heard before the Hon. Stephen Munsinger in Div. 11 of the Jefferson County District Court on April 8, 2004. Gartin was present and represented by Mr. Miller. Present for the People were AAG Marleen Langfield, as well as Inv. Estep and Inv. Clyman. The court heard brief arguments and then dismissed the matter. On about April 15, 2004 Gartin filed a Motion to Withdraw his guilty plea in 00CR3371. There has been no further ruling by the court as of the date of this Affidavit.

The above-stated facts are true to the best of my knowledge and belief.


Investigator Gary Clyman

Subscribed to and sworn before me this 9th day of July, 2004.


Notary Public

My Commission expires 9/13/06.