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UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

In Re: THOMAS OLIVER, Petitioner	Bk. No. 20-01053-LA7 Adv. No. 20-90093 BAP No. SC 21-1151 BAP No. SC 21-1182 No. 22-60019 No. 22-60020
THOMAS OLIVER, Appellant/Defendant v. ACTING UNITED STATES TRUSTEE, Appellee/Plaintiff/Criminal	**APPELLANT'S REPLY BRIEF**

In the BRIEF OF APPELLEE TIFFANY L. CARROLL, ACTING UNITED STATES TRUSTEE (hereinafter "answer"), I am called a "debtor." For at least the eighth time, stop referring to me as a "debtor." I am *not* a debtor, and it is offensive to refer to me as one!!!!!

As I fully predicted in my opening brief (hereinafter "brief"), "Appellee is going to rely heavily on the bogus court record in her opposing brief and ignore the misconduct and crimes of Mihelic, Adler, and others because my evidence is irrefutable." They didn't disappoint.

Page 1: AUST does not want an oral argument because she and Feuerstein say that "the issues are straightforward and uncomplicated." It is precisely because the issues are *not* "straightforward and uncomplicated" that an oral argument is mandatory. There has been rampant crime and off-the-rails corruption throughout this case and its predecessors. It has so many moving

parts and events happening behind the scenes that it may be one of the most complex cases in jurisprudence locally. Because of who I am—the greatest enemy to the world's largest crime syndicate (hereinafter "WLCS") this nation has ever known—it may be the most compelling case in the history of Amerika.[1] It has been so bad that I've been forced to write a second book and name all the perpetrators in it. A recorded oral argument is the only way to ensure that facts and evidence do not get swept under the rug.....yet again. I will not let it happen in this court as I did at the BAP.

Page 3: "For this exchange to work, debtors must provide a complete, honest, and accurate picture of their financial situation at the outset." Contrarily, it is the AUST (via Mihelic) who has not been honest.

Page 4: Feuerstein says they "need only prove one of the grounds for non-dischargeability under § 727(a)." They have proved zero and will continue to prove zero. While F.R.Civ.P. 37 says "facts be taken as established," case law also says that fraud, perjury, and other crimes are not allowed in civil proceedings and that a party will not benefit from its own wrongdoing. See *Battuello* and others on page 7 of my brief. Furthermore, the word "established" is used instead of "true." Every single ruling or order I've read in this case contains lies and/or omits information.

Page 5: Feuerstein's STATEMENT OF THE FACTS, true to form for Criminals in the case thus far, are not facts. A more appropriate title would be LIES AND DAMNED LIES. This will become apparent shortly. What Feuerstein presents is the classic recipe for "justice" today: add one large scoop of lies, sprinkle in a little bit truth, sift in one heaping scoop of corruption, and bake at room temperature long enough to fool the casual observer.

Page 6: Feuerstein quotes me as saying I have "not owned it since 2014," a true statement. Also on 3-ER-365, "Well, technically I don't have any creditors. They're actually a set of criminals, but they are listed, yes." I provided plenty of information in that particular meeting, which can be seen in the transcript (although it does contain many errors), including informing the

[1] Tom Scott, *Our American Injustice System: A Toxic Waste Dump Also Known as the World's Largest Crime Syndicate* (United States: Smart Play Publishing, 2022), proof that it is the world's largest, p. 1-5, www.oais.us.

Department of Injustice (hereinafter "DOI") of the fraud, crime, and corruption in the originating case, which they conveniently ignored. It is not "what [I] referred to as 'a foreign fraudulent judgment.'" It ***is*** a fraudulent judgment. I also said I have not owned the property "since 2014. And that's why I filed it. They're actually trying to take property that doesn't even belong to me [but provides about 40 percent of my income]." Mihelic then lied: "Well, if you owned property that no longer belongs to you, that property is required to be disclosed on your bankruptcy papers." 3-ER-360. Only property transferred within "2 years" prior to filing, not almost six years prior, needs to be disclosed according to 11 U.S. Code § 548(b). This is one of her dozens of lies.

Page 7: Criminals point to the answer I gave when Mihelic asked why I transferred property in 2014: "because I wanted to." Generally in life, people do things because they want to do them, so this was the perfect and obvious answer, just like it would have been had she asked why I transferred mutual funds years earlier. It fully answered her question but gave her absolutely no additional information at all. She followed with: "Did you owe anybody any money at the time that you transferred it to her?" I responded, "no." The DOI has provided exactly ***zero*** evidence to the contrary. 3-ER-368.

Next, Criminals point to their own lie-filled complaint to try to justify their case. 3-ER-317 to 329 contains exactly that complaint. They imply that when they write something in a document—specifically, their complaint here—it must be true. This would be laughable if it were part of an episode of the sitcom *Night Court*. It is difficult to believe they would even attempt such a maneuver after I've proved well over forty lies in their documents—fifty if the ones in this brief are included. Everything they've written, without exception, is brimming with lies. Even more detestable, their "declarations" have been repeatedly perjurious. I've proved all of this in mountains of prior filings, in my motion for judicial notice (hereinafter "motion"), in my second book, in blog posts, and elsewhere. Secondly, they try to invalidate the 2014 transfer by pointing out that the notarization was done at a later date when it was recorded. There are two dates on the deed: one when it was executed in 2014 and another when it was recorded in 2020. They

conveniently ignore the fact that Rhode Island law—and law in many states—does not require recordation in order for conveyance to be valid. See RI Gen. Laws § 34-11-1, § 34-11-2, and § 34-11-4. They also conveniently ignore the fact that four people witnessed the conveyance in July 2014 and later signed corresponding affidavits, which they leave out of their "record." The original deed, witnessed by those four people, can be seen in exhibit "E" of my motion for sanctions filed February 9, 2021 (doc. no. 97), in an email, which also includes several relevant affidavits among its fifty attachments, I sent Mihelic on November 2, 2020, and in exhibits "A" to "D." The two emails sent on this date comprise the initial disclosures.....that the DOI says I never sent.....but Mihelic contradicts this lie in an email on November 6, 2020. See exhibits "E" herein and "K" to "M" and "P" in my motion. Finally on this page, they again point to their own fraudulent complaint as "proof" of their claim that I "executed a [w]arranty [d]eed conveying the Palm Beach [p]roperty to [my] mother"—all with exactly zero evidence.

Page 8: Mihelic asked for non-existent documents. She was fully aware that no documents exist for managing real property and that I do not have any bank or brokerage accounts in my name. "[I]t had not yet been provided" for those very reasons. As proved in the previous paragraph, she received the relevant deed and affidavits on November 2, 2020. She also received tax information, so she essentially lied here.

Page 9: Feuerstein continues his lie with: "Mr. Oliver refused to cooperate in all aspects of the discovery process." Exhibits "E" to "G," "L" to "N," and "V" in my motion prove his statement untrue. At the bottom of this page, he spews several more lies.

Page 10: Feuerstein repeats Mihelic's lie that asking for the "number and duration of each call" is "protected by the attorney work product and attorney-client privileges." Case law nationwide—except in the *wildly* corrupt bankruptcy court here—illustrates that this is not so. See page 17 of my brief. Additionally, the information was *quite relevant* to show that Michaud contacted the DOI, and both he and the DOI's personnel committed additional crimes. At least *seven* forms of evidence now exist that prove a phone call or some other form of communication

was made. See page 21 of my brief in case no. 22-55229 filed in this court against three of the criminals. The fact that the DOI went out of its way to lie repeatedly and falsify court records is even more proof of the communication. Feuerstein then goes on to present misinformation regarding a "certificate of compliance" completely unrelated to the subpoena.

Page 11: Feuerstein points out that I "attempted to make certain arguments," and that Adler essentially blocked them as she did with all oral motions/objections from me, but she sure as hell allowed them several times throughout the proceeding from Mihelic, one of which is shown on 3-ER-293 and 294. This is just one instance of Adler's bias. He cites L.R. 9013-7(b)(1) but somehow forgets to include the subsection immediately before it, L.R. 9013-7(a)(1), which says, "[A]ll motions and applications must be in writing," (emphasis added) after just admitting on the very same page that Mihelic was allowed her "oral motion to extend" time to respond to the subpoena, one of her many oral motions that were granted and one of at least seven or eight extensions of time for which she asked during this mockery of justice—all of which were outrageously granted. Finally on this page, he says that I failed "to comply with the local rule regarding oppositions." This is a BS statement. The WLCS, Southern California division, took its time to allow me to file electronically. It did not activate my ECF account until February 5, 2021, which is when I was able to begin filing *written* objections to everything. Thanks again to the WLCS, I couldn't afford to waste money filing documents replying to the nonsense that the DOI kept filing. Doctor Paul's quote on page 28 of my brief is again relevant: "There's a tradition in politics [or the WLCS], especially in recent history, that if you're guilty of something, the best way to treat it is: don't explain it, don't deny it or anything else, just accuse the opposition of doing it."[2] This is exactly what the DOI has done and continues to do.

Page 12: Feuerstein points to 3-ER-279 saying the "court rejected" the fact that I "had not received the email service of the motion." Adler could have rejected it all day long, but it still doesn't change the fact. Moreover, to my knowledge, the rules of court everywhere in the nation

[2] Dr. Ron Paul, *Ron Paul Liberty Report*, January 13, 2021.

say that service must be in person or by U.S. mail unless otherwise agreed. It was wrong for the "court" to admonish me when I said "I get plenty of emails," meaning emails that are sent to me arrive in my inbox and I should have received the one in question if it was really sent, and that "I don't believe I received" it. See 3-ER-278. Nonetheless, L.R. 9006-2 says "consent" is required for "[e]lectronic [s]ervice" and that "[f]acsimile and email service require such consent." Since I never gave consent to electronic service, the only other two options are personal service, which the DOI never did, or service by U.S. mail. I did not have ECF in the bankruptcy court at that time and would thus have not gotten electronic notifications either. Feuerstein says that the "court also advised [me] that [I] would be required to follow the same discovery rules that apply to all parties," even though the DOI has yet to follow pretty much all the rules and laws. They have violated at least fourteen federal criminal statutes.....that I've counted.....so far! He says that I could not "blow off the rules of the court," but Adler and the DOI certainly gave themselves *carte blanche* to do so—to allow themselves to ***repeatedly*** lie, falsify records, and commit other crimes. This is yet another illustration of Adler's bias and why she should have been removed from the case, if not imprisoned. Underscoring this, Adler had the b@lls to lie to me, "You have to follow the rules as the court sets them down and are public, because you are just like every other litigant. There are not special rules for people not represented by counsel." Feuerstein concludes this section with the statement, "The court then granted the United States Trustee's motion to quash," but he forgot the word "illegally" before the word "granted."

At the bottom of this page, Criminals change their tune. Instead of saying I never provided initial disclosures at all, they are now saying I "did not provide the required disclosures by the court-ordered deadline" (emphasis added). Originally, they said I "did not provide [my] initial disclosures." Period. See exhibit "K" in my motion or doc. no. 191 page 2. See also another instance of this lie, "As of this date, no discovery has been received except the tax return previously provided," in exhibit "P" in the same motion, which is also on page 3 of doc. no. 191. I was having computer problems at the time and needed a new computer not long afterward. I told Mihelic that

disclosures would soon be sent, and they were just a few days afterward. But it was fine for Mihelic to send her incomplete responses to my interrogatories days late and her incomplete responses to my requests for production of documents days late, and portions of her responses to my requests for production of documents *months* late, however, without any valid reason and even after the reminder email I sent her on December 2, 2020, five days before the deadline. See exhibit "F" herein and exhibits "G" and "I" in my motion. They key on the deadline for initial disclosures but omit the January 15, 2021, deadline for motions and responses to discovery. They filed motions on February 17 and 22, March 9, and May 25, 2021, and on other dates well after the deadline. They also provided transcripts from the 341 meetings to me on April 16, 2021, more than *three* months after the January 15 deadline, more than *four* months after the 30-day window to respond, and more than *nine* months after the last meeting was recorded, but again, the rules do not apply to the DOI, or more appropriately, the WLCS has provided them with a different set of rules.

Page 13: Begins with yet another lie: "[a]s of the date of filing this [m]otion, the [p]laintiff has not received any of the required [i]nitial [d]isclosures from the [d]efendant." See exhibit "L" in my motion. Criminals try to make it sound like I refused to communicate with them when they say, "the [A]UST attempted to meet and confer with the [d]efendant regarding the [i]nitial [d]isclosures." This is once again another lie. As I've repeatedly stated throughout the case in several documents, I refused to communicate *by phone or in person* in order to make it more difficult for Criminals to try to hide their lies. I was always open to email correspondence as can be seen from over 300 email communications shown in exhibit "G." Feuerstein says that I "did not file an opposition." This is because I had not yet been given ECF access and could not afford to be wasting money responding to their lies/nonsense. I have objected to everything that has been filed against me because everything is fraudulent. I did provide contact information for witnesses for whom I knew their addresses.....and the DOI never contacted them. This further reinforces the fact that this whole case has been a charade with a predetermined outcome. Also on 2-ER-211, Mihelic ties her previous record of two lies in one sentence: "We filed our motion to compel on November

2nd, and after that time we did receive some limited disclosures." As already proved, they received disclosures on November 2, 2020, and fifty documents can hardly be considered "limited." See exhibit "L" in my motion. Footnote 11, which is irrelevant, contains a quote that does not exist anywhere on 2-ER-193.

Page 14: Understand that the first quote on this page was made by Mihelic, a pathological liar, not me, and is further twisted by Feuerstein. He then says that Adler "found 'no credibility' to" me not knowing the addresses of my witnesses. This simply underscores her bias. She made this ridiculous statement without knowing that the affidavits were written by people I don't know well and that they were sent clear across the country. I've stated this in prior papers, including pages 12 and 13 of my brief. These affidavits were provided by people my mother knows and are shown in exhibits "B" to "D."

Page 15: In the next section on page 15, to correct Feuerstein, I provided a full response, not a "purported response." He is attempting to mislead. I addressed this topic on page 22 of my brief. While they said earlier that my "responses to the request for documents consisted of objections," (See exhibit "K" in my motion and doc. no. 191 page 2), now Feuerstein says I responded with three different responses, but he omits responses of "no such 'Answer' exists" and "No such 'Complaint' or 'Answer' exists" and that I said documents/information has already been provided and more. Again, Criminals change their tune—i.e., they lie. My responses to the DOI have always been appropriate. He then points to 2-ER-221, a motion filed by Mihelic, as if anything filed by her—or the DOI—is based on fact. Of course, I've repeatedly proved that *everything* they have filed has been riddled with lies and, much of the time, contains evidence of crimes. This "motion" is no exception. At least one lie is found on this very page alone! "As of the date of filing this [m]otion [December 14, 2020], the [p]laintiff had not received the [d]efendant's answers to [i]nterrogatories," which, of course, is yet another lie. I sent responses on December 8, 2020. See exhibit "M" in my motion. They basically admit their lie because Feuerstein acknowledges my "response on December 8, 2020," right on this very page of his

answer. The examples he gives on this page are of requests that provided no timeframe whatsoever for the respective request. Assuming the beginning of time is what was intended, my responses were quite accurate. I address such shoddy "work" on page 24 of my brief.

Page 16: The very first sentence is a lie. I offered dates and times for depositions; they refused. I also address this issue beginning on page 21 of my brief. Criminals then set what I believe is a new record by lying in the first two sentences on a page of a document. Feuerstein falsely says in the second sentence, "When the [acting] United States [t]rustee reached out to attempt to set a date and time during business hours, Mr. Oliver 'responded that he would be available on three dates from 7:00 pm – 10:00 pm'" (emphasis added). My response for suggested times of 7:00 pm – 10:00 pm was given when they initially notified me that they wanted to conduct a deposition. After consulting the rules, which specify no time restriction and instead state that depositions can take place "at any time," I offered the dates and times that I did. See F.R.B.P. 7029, which is F.R.Civ.P. 29. They made no mention of "business hours" in their initial correspondence, and even if they did, I could have told them to pound sand. He then states that I did not "explain why [I] wished to start a deposition at 7 p.m." No rule or law requires me to do so, but the real reason is to make it as difficult as possible for them to proceed with their fraudulent case. I'm under no obligation to make it easy for the DOI—or any other criminal enterprise for that matter—to make me homeless.

One thing is certain now. Criminals *do* set an IGFA all-tackle record on this page. The first three sentences are lies; Feuerstein deliberately misquotes me in the third sentence. Again he points to their lie-filled motion, specifically 2-ER-221, and uses a quote from that saying I was going to "object to the [A]UST's request to conduct the deposition during business hours because it was '[my] right'." I mentioned nothing about business hours when I said I was going to object. The relevant portion of the true email thread, showing how I trapped Mihelic in one of her dozens of lies, is shown in exhibit "H." The DOI—and the entire WLCS for that matter—simply refuse to follow their own rules and laws, and objecting *to that* and any other egregious due process

violations are certainly well within my constitutional "right[s]." Additionally, this exhibit reveals two more lies since the DOI said that I "failed to cooperate with the [A]UST in scheduling" a deposition (2-ER-101) and that I "refused to" "identify dates" for a deposition "during normal business hours" (2-ER-108).

In the second paragraph, if not an outright lie, Feuerstein again misleads. He says my responses were "inadequate" and continues to point to their lie-filled motion. To the DOI, everything I provided has been inadequate, but the fact of the matter is that they have so skewed the playing field with their lies, fraud, and corruption, it is difficult—if not impossible—to meet any of their requests. On the very first page that Feuerstein points to, 2-ER-239 regarding their "efforts to resolve the discovery issues," Mihelic says my "responses were 12 days late." While Mihelic's requests were dated October 26, 2020, it is unknown if they were mailed on that date. Even if they were, F.R.Civ.P. 6(d) says that "3 days are added" for documents sent by U.S. mail. Therefore, the latest my responses could have been even if the requests were mailed on the date noted in them would be ten days. Nonetheless, her statement is still another lie.

If the case were taken to trial, Mihelic would have been impeached long ago. And if I were a prosecutor, she'd have been imprisoned long ago. This really is sickening to have to keep addressing misconduct in this case, and still nobody lifts a toxic finger to remedy any of it. In the second paragraph on 2-ER-239, hell-bent on a meeting, she says, "[T]he parties are required to meet and confer." Again this is untrue. During the height of the pandemic, Order of the Chief Judge 18-A precluded face-to-face meetings. In the third paragraph on 2-ER-239, Mihelic says, "I have not yet received your answers to our [i]nterrogatories." This is yet another lie since I've proved that I sent them in exhibit "M" in my motion. In just her one email, I have easily identified three lies. At the very bottom of the page, Feuerstein cites 2-ER-195, but the entire transcript, although it contains numerous transcription errors, beginning at 2-ER-183 should be read. I told Adler of Mihelic's lies and that I couldn't afford to mail paper copies. Adler said on 2-ER-189 she "cannot deal with complaints having to do with discovery if you never respond, and you haven't

responded," echoing Mihelic's lies. This proves that she did not read anything I submitted or that she was heavily biased towards the DOI. My complaints have to do with misconduct: lies, fraud, conspiracy to commit fraud, and other crimes. She refused to follow Canon 3(B)(6) as explained on page 16 of my brief and effectively spat in the face of justice during this hearing and throughout the case.

Page 17: At the top of this page, Feuerstein misquotes me. He says that I "went on to list what [I] felt were 'lies.'" In one of merely two examples I gave, it is not that I "felt" it was a lie, I've proved it is a lie beginning on page 21 of my brief.[3] Saying that depositions must be conducted during "business hours" when the rule clearly says otherwise is one lie I was illustrating as I've already done above and with exhibit "H." Because of the DOI's actions and how the case unfolded, I was rightly entitled to appointed counsel according to statutory and case law. The "problem was [not] 'self-inflicted'." It was inflicted by the WLCS in a variety of ways, one of which is that I had to wait many weeks for ECF. I explained that "I can't afford filing." Adler suggested "legal aid," to which I replied that nobody will touch the case because "there's too much corruption" and nobody is "willing to investigate." This was a test of Adler's mettle. She failed. She said "I can't help you," even though it was her job to do so according to Canon 3(B)(6). Feuerstein lies at the bottom of the page when he says I made the "demand" that my "deposition start at 7 p.m." Nowhere will it be found that I used that word. I offered that time when Mihelic first asked me.

Page 18: While Feuerstein does not make correct exact quotes, he illustrates how Adler failed to correctly appoint counsel as I've proved in my brief on pages 18 and 19.

Page 19: The first sentence is untrue. I explain in detail on page 6 of my motion. Feuerstein then cherry-picks quotes I made that, when taken in context, make perfect sense. On 2-ER-129 and 130, it's clear that Mihelic is coaching Adler on what "the court has considered," or in

[3]lie definition, https://www.merriam-webster.com/dictionary/lie
1b : an untrue or inaccurate statement that may or may not be believed true by the speaker or writer
2 : something that misleads or deceives

essence, what Mihelic and/or the DOI wrote for Adler who then marketed it as her own rulings and orders. Other than that, it can be seen that Mihelic uttered a lot of words, but didn't really say much. Regardless, if the evidence I've provided is examined—particularly exhibit "H"—and the full transcripts are read, it will be seen that Mihelic did not inform me of a "virtual" deposition until the April 1, 2021, hearing. Even Adler herself said (surprisingly) she found it a "little curious that Ms. Mihelic would violate a district court order for there to be other than in-person trials" on 2-ER-132. While the DOI may have "always set up to be a virtual deposition," they never informed me of this until the hearing. Feuerstein quotes their beloved "meet and confer process," but even if I did "meet" with Criminals, I would have never raised an issue about something I never knew. They failed to inform me by email or U.S. mail.

Page 20: Impressively, Feuerstein mentions the "doctoring of court records" I experienced in the People's Republic of Massachusetts and their manipulation here: blatant falsification, but he quotes the wrong record. The quote is found at 2-ER-134. The DOI and WLCS remain defiant to remediate the fraud and instead continue to perpetuate the fraud, mostly likely because fraud is now standard operation procedure for the WLCS. Because it's so pervasive, the entire WLCS would collapse if it were disinfected. They took the path of least resistance.

Page 21: It should be noted that the order was written *after* the hearing and thus carries more weight. Unfortunately for Mihelic, she did not write this order the way she intended. After Mihelic's lack of email responses and generally evasive responses and after seeing my message being read clear across the country, I had legitimate reason to suspect foul play. Additionally, there was no way I could contact Adler just before the deposition to get clarification: Is the deposition virtual like the order says, or do I have to appear like the first order improperly said in violation of 18-A? The WLCS makes it impossible to contact judges, so any overriding input was absent. I called the reporter, who told me they conduct virtual depositions "all over the world" without the parties ever setting foot in the office and that those depositions can be recorded. Based on this information and the *written* court order, I knew there was no reason anyone needed to be physically

present at the office other than the reporter. Feuerstein repeats, "If you do not appear at the court reporter's office.....you will be in violation of at least two court orders." Only ***one*** order—the first—mentioned physical presence at the office. All Mihelic had to do was provide me login credentials, and she could have had her "deposition." It's that simple. See also pages 21 to 23 in my brief. It took 17 pages of "facts," but Feuerstein finally makes an undisputed true statement at the very bottom when he says I said, "I just don't trust you criminals." After reviewing the facts and evidence, it would be abundantly clear to any sane person why.

Page 22: The motion Feuerstein points to is another one brimming with lies. I filed a 2-paragraph answer, 3 if Jefferson's quote is included. I didn't fail "to participate in the early conference," I refused to give up my constitutional rights to a jury trial on issues so triable and didn't like the fact that the DOI was essentially given many more opportunities during discovery since they had already asked for (and received) mountains of evidence. See, for example, the fifty attachments shown in exhibit "L" in my motion. The scales of "justice" are supposed to be balanced, not lopsided. My "discovery tactics" were to actually *follow* the law—unlike Appellees who don't, which is why they are criminals, not give them anything more than to which they are entitled, and not help them win their fraudulent case because they can't beat me fair and square. Footnote 2 in their "motion" complains about not following F.R.B.P. 7008, but Criminals haven't followed any rules and laws.....when not to their advantage. There are too many lies to list. I've already addressed initial disclosures, sanctions, responding to requests for documents and interrogatories, deposition scheduling, and more. Feuerstein says I "failed to appear at the most recent pre-trial conference." There were at least 10 to 15 meetings and hearings. I missed one. He says I was "no longer participating in the pre-trial process" (emphasis added). Earlier, the DOI said I "failed to participate" (emphasis added). See 2-ER-90, 100, 104, 151, and elsewhere. Which one is it? One of the drawbacks of lying—as these two statements illustrate—is keeping track of the lies, which could avoid such contradictory statements.

Page 23: Feuerstein nails it on this page, but several others have also proved themselves to be criminals and also belong in prison. I address the jaw-dropping footnote on page 16 of my brief. The website he mentions already existed. The rest of the page highlights all the misconduct I've brought to light.....and the complete disregard of it by the DOI and WLCS.

Page 24: Feuerstein points to yet another document overflowing with lies. "[T]he [d]efendant admitted that he recorded a deed to his real property transferring title to his mother immediately prior to filing bankruptcy in order to avoid collection." 2-ER-074. I said no such thing. I mentioned nothing about a deed, but that it was *my mother's* property, which I *transferred* to her in 2014, and that I *filed bankruptcy* to block collection of a *fraudulent* judgment and prevent theft of 40 percent of my income, which has pushed me well into extreme poverty, and theft of a property owned by someone who owes no debt to anyone. Mihelic actually asked, "You filed this bankruptcy in order to stop somebody from collecting a fraudulent judgment against you?" (emphasis added) 3-ER-359, 360. I confirmed this. In footnote 1 on 2-ER-073, they say I "never informed the [A]UST that the attorney's signature was omitted from the copy of the Requests for Admission." No burden falls upon me to do so. If Mihelic asked why I didn't respond, I would have told her. Mihelic says the "Parent [j]udgment was a final judgment," as if that's relevant. 2-ER-074. Courts across the nation have ruled that fraudulent judgments are void and that "debts" incurred by such means are to be waived. See pages 31 and 32 of my brief. This page, as already proved, is replete with lies.

Page 25: This page continues the lies, fraud, and corruption and attempts to hide evidence of misconduct and crimes. It also illustrates the imposition of sanctions based on the preceding and my complete disgust with the WLCS. After Adler did nothing (remedial) and the long train of corruption continued full-steam ahead, I further berated the WLCS as shown on the next page. When someone gets pissed enough, flashes of brilliance certainly can occur. The audio version is far superior.

Page 27: The application for default judgment is also brimming with lies. On 2-ER-045, for instance, Mihelic says I "transferred Rhode Island real estate to [my] mother shortly before the petition date." Also on 2-ER-045, she asked if I filed bankruptcy to block a "fraudulent judgment" (emphasis added), but failed to investigate the fraud, probably because she knew she'd be committing the same crimes in this case, which she and other members of the DOI definitely did. Then on 2-ER-046, she says I "deed[ed] the Rhode Island [p]roperty to [my] mother in 2014." I filed chapter 7 on February 28, 2020—nearly 6 years afterward. Also on this page, she says "I knew I was going to be [a] target," as if this is some big revelation. Anyone who takes on the entire WLCS is going to be a target, particularly when he put the names of criminals in his first book and even more names in his second book. Both list several of their crimes. The DOI has certainly targeted me as I predicted. On 2-ER-048, she makes a statement about me writing a certain section of the book, and not my coauthor—with exactly zero proof. Like all her documents, she then continues to substantiate this one based on her wild allegations and lies.

Also on page 27, Feuerstein lists four bullet items, most of which I've already proved false or misleading. Regarding the one where he claims I did not list a "financial interest" in my first book, the form does not say to list *future* income-bearing interests. There are no detailed instructions on what to list. In fact, the examples it gives in item 53 on schedule A/B are "Season tickets, country club membership," all things with *current* financial value. If items with no current financial value should have been listed, then the form is deliberately misleading and therefore unconstitutional. Regardless, the number I would have correctly entered at the time is $0. He mentions "supporting facts," but nobody at the DOI has shown they know what the word "facts" means. Lastly, there was no need for me to reveal I had written an accurate and eviscerating book about the WLCS, which if the DOI knew existed, they would have attacked me full force, and they did. Towards the bottom of this page, Feuerstein underscores just how blatant and egregious Adler's, the BAP's, and the DOI's misconduct has been and how incredibly pissed I am that nobody is doing anything whatsoever to correct it.

Page 29: Feuerstein continues with more nonsense. The case should have never made it to the BAP because the DOI should have never filed its fraudulent complaint. To make the statement that I failed to pay "sanctions" is ludicrous. Whether the bankruptcy court gave me a "full and fair opportunity to respond" is untrue, particularly at the beginning of the case when I did not have ECF and particularly since no entity of the WLCS has given me a "full and fair" investigation of the fraud, corruption, and crime surrounding this case and its predecessors. It is me who has been more than "frustrated" by inaction.

Page 30: Nothing on this page is "undisputed." The property was transferred for $1. It was also not illegal since the property was transferred in 2014. My first book had not yielded me any income at the time of chapter 7 filing. The court did not make a "clear error." It deliberately allowed Mihelic and the DOI to commit crimes unfettered and let them truly write all the (lie-filled) court orders and rulings. The actions of those involved have been revolting. "Mixed questions of fact and law are reviewed *de novo*." The plethora of laws violated involve both civil and criminal, so the panel must review *de novo*. The real standard of review is *In Re Tri-Cran, Inc.*, *H.K. Porter Co.*, and *Dotson* as explained on pages 30 and 31 of my brief.

Page 31: "The bankruptcy court did [ ] abuse its discretion in entering default." This is clear from the evidence in my brief, in my motion, in my books, on my website, here, and elsewhere. Feuerstein piles on the lies and argues nonsense on this and the following two pages. If Criminals had followed all the rules and laws, his points would be relevant. But they didn't, so they're not. It was the DOI that obstructed discovery by blocking access to phone records and delivering transcripts months late, among other things. There was only one "hearing" on April 29, 2021.

Page 35: Feuerstein misleads again. It's not that I "did not know [I] had to appear" for the deposition. Mihelic wrote the second order so that nobody—other than the reporter—had to appear at the office. He says that I "unilaterally . . . substituted [my] own judgment" for the court's, but this is not true based on the clear wording of the order. See exhibit "R" of my motion or page 2 of

doc. no. 141. Mihelic failed to respond to multiple email questions in violation of the aforementioned order. See exhibit "AA" in my brief. By the time she did at the 11th hour, it would have been impossible to contact Adler for "clarification." I've tried multiple times to contact judges but have never been able to reach them in their little ivory towers. It should not be this way. The lies continue on page 36. I sent initial disclosures on November 2, 2020. See page 5 of my motion. I could not possibly pay "monetary sanctions" since my income was at the poverty line. Now, because of the WLCS and DOI, it is well below extreme poverty at -$497 per month. *In re Pryor* concerns a debtor. For at least the ninth time, I am not a debtor.

Page 37 *et seq*: Feuerstein says that "the factual allegations of the complaint will be taken as true." Not when it was written by an entity that has lied over 50 times they won't. And on the next page, "the relevant 'facts'" were always in dispute. He says it is also "undisputed" that I made a "false oath" regarding the Rhode Island property. I've already proved this claim is a lie beginning on page 3 herein. It is also not "undisputed" that I failed to disclose my first book. I've also already addressed this on page 15 herein. Although Criminals claim I made fraudulent statements, they prove exactly ***zero*** of them. On the other hand, I have proved they participated in fraudulent acts several dozen times. Immediately following the quote Feuerstein cites from *In re Hoblitzell* is: "The defendant's false oaths enumerated above are material because they concern the defendant's assets, the disposition of assets, and the business dealings which caused or contributed to the defendant's insolvency." None of that applies here. The chapter 7 was filed to protect a property that provided about 40 percent of my income from theft by a criminal, not a "creditor," who obtained a *fraudulent* judgment, and who—along with several others—are now being sued in a different court. On page 41, he cites to Mihelic's default application but forgets the word "lie-filled" before the word "default." He quotes page 4 of my brief but leaves out "and the loss of approximately 40 percent of my income as manager of that property." All income in excess of $23.57 per month is exempt from attachment according to 15 U.S. Code § 1673. For the last time, property transferred in 2014 was not required to be disclosed anywhere.

Additional Points

In addition to all the preceding, whereby the DOI failed to prove I did anything wrong or illegal, I have proved in a mountain of documents—including my motion—that these reprehensible maggots have committed multiple crimes. They should be not *rewarded* but instead *excoriated*, if not imprisoned.

The DOI makes no mention whatsoever in their answer of their misconduct and outright criminal acts, nor did they file an objection to my motion, which elucidates their gross misconduct and criminal acts. That's because the ***real*** facts and evidence are irrefutable, and they would look foolish further exposing their own crimes. It is precisely these crimes that negate any potential substance to their claims. Even if Criminals' allegations were true, they are completely irrelevant as proved beginning on page 30 of my brief.

On 3-ER-278, Adler says she is "not clairvoyant" but then on 3-ER-279 she says, "What's going to happen next is that the United States trustee is probably going to bring some sort of a motion to strike your answer or to call for your case to be dismissed." For not being "clairvoyant," Adler sure called the predetermined outcome well over a year before it happened. This also reinforces my point that no matter what I did, the DOI would have found a way to block the discharge of the fraudulent debt; if not during discovery, then via default; if not by default, then via summary judgment; if not via summary judgment, then via bench trial. It is crystal clear that nothing was going to stop them and their evil plot.

What I've done throughout this entire fiasco is not defraud creditors (because there are none), but try to block injustice. To again quote *Valley Engineers Inc*. from my motion, "There is no point to a lawsuit, if it merely applies law to lies. True facts must be the foundation for any just result."

CONCLUSION

As stated in my brief.

November 23, 2022

Thomas Oliver
401-835-303
tomscotto@gmail.com

When the legislative or executive functionaries act unconstitutionally, they are responsible to the people in their elective capacity. The exemption of the judges from that is quite dangerous enough. I know no safe depository of the ultimate powers of the society, but the people themselves. - **Thomas Jefferson**

QUITCLAIM DEED

I, Thomas Oliver of 116 Rocky Brook Way, Wakefield, Rhode Island 02879, for consideration paid of one dollar and no cents ($1.00), grant to Norma Oliver of 6920 Bernadean Blvd., Punta Gorda, Florida 33982 with quitclaim covenants, an absolute and indefeasible fee simple title in and to that parcel of real property, a separate freehold, being unit number twenty-six (26) referenced in the Declaration of Condominium, Rocky Brook Condominium, recorded in the Land Evidence Records of the Town of South Kingstown at Book 1218, Pages 349-432, and as shown on plats and plans recorded therewith, together with all dimensions at floor level and elevations of floors and ceilings. References are also made to the Declaration for further identification and description.

Together also with the Limited Common Elements appurtenant thereto.

Subject to and together with the easements, rights, and all other matters as outlined in a deed from Meadowbrook Commons Associates, LLC to David J. Ragan dated May 18, 2006, and recorded in the Land Evidence Records of the Town of South Kingstown in Book 1238, Page 302.

To have and to hold the same, together with all the rights, privileges, and appurtenances thereto belonging unto and to the use of said heirs and assigns forever.

For title see deed dated May 18, 2006, and recorded in the Land Evidence Records for the Town of South Kingstown in Book 1238, Page 302.

Executed on this 18th day of July, 2014

Thomas Oliver

In the presence of:

WILLIAM DOIRON

David M STOTTLEBERRY

Julie Eldridge

SUSAN M. GILICH

STATE OF RHODE ISLAND
WASHINGTON COUNTY SUPERIOR COURT

ALYSSA PARENT, INDIVIDUALLY AND D/B/A SUN DAYS TANNING ETC., Plaintiff v. THOMAS OLIVER, INDIVIDUALLY AND D/B/A BR ENTERPRISES, Defendant	DOCKET NO. WC-2016-0053

AFFIDAVIT OF DAVID M. STOTTSBERRY

I, David M. Stottsberry, declare under oath as follows:

1. I am at least a part-time resident of Florida.
2. I personally know Norma Oliver and was at her home on July 18, 2014, to celebrate her birthday.
3. On that day, July 18, 2014, I witnessed the signing by Thomas Oliver of the QUITCLAIM DEED conveying the property located at 116 Rocky Brook Way, Wakefield, RI 02879, to Norma Oliver.

I, David M. Stottsberry, declare under penalty of perjury under the laws of the state of Florida that the foregoing is true and correct.

Executed this 17 day of Sept., 2020

David M Stottsberry

Exhibit B

STATE OF RHODE ISLAND
WASHINGTON COUNTY SUPERIOR COURT

ALYSSA PARENT, INDIVIDUALLY AND D/B/A SUN DAYS TANNING ETC., Plaintiff v. THOMAS OLIVER, INDIVIDUALLY AND D/B/A BR ENTERPRISES, Defendant	DOCKET NO. WC-2016-0053

AFFIDAVIT OF JULIE ELDRIDGE

I, Julie Eldridge, declare under oath as follows:

1. I am at least a part-time resident of Florida.
2. I personally know Norma Oliver and was at her home on July 18, 2014, to celebrate her birthday.
3. On that day, July 18, 2014, I witnessed the signing by Thomas Oliver of the QUITCLAIM DEED conveying the property located at 116 Rocky Brook Way, Wakefield, RI 02879, to Norma Oliver.

I, Julie Eldridge, declare under penalty of perjury under the laws of the state of Florida that the foregoing is true and correct.

Executed this 15 day of Sept., 2020 Julie Eldridge

Julie Eldridge

STATE OF RHODE ISLAND
WASHINGTON COUNTY SUPERIOR COURT

ALYSSA PARENT, INDIVIDUALLY AND D/B/A SUN DAYS TANNING ETC.,	DOCKET NO. WC-2016-0053
Plaintiff	
v.	
THOMAS OLIVER, INDIVIDUALLY AND D/B/A BR ENTERPRISES,	
Defendant	

AFFIDAVIT OF SUSAN M. GILICH

I, Susan M. Gilich, declare under oath as follows:

1. I am at least a part-time resident of Florida.
2. I personally know Norma Oliver and was at her home on July 18, 2014, to celebrate her birthday.
3. On that day, July 18, 2014, I witnessed the signing by Thomas Oliver of the QUITCLAIM DEED conveying the property located at 116 Rocky Brook Way, Wakefield, RI 02879, to Norma Oliver.

I, Susan M. Gilich, declare under penalty of perjury under the laws of the state of Florida that the foregoing is true and correct.

Executed this 17 day of SEPT, 2020

Susan M. Gilich

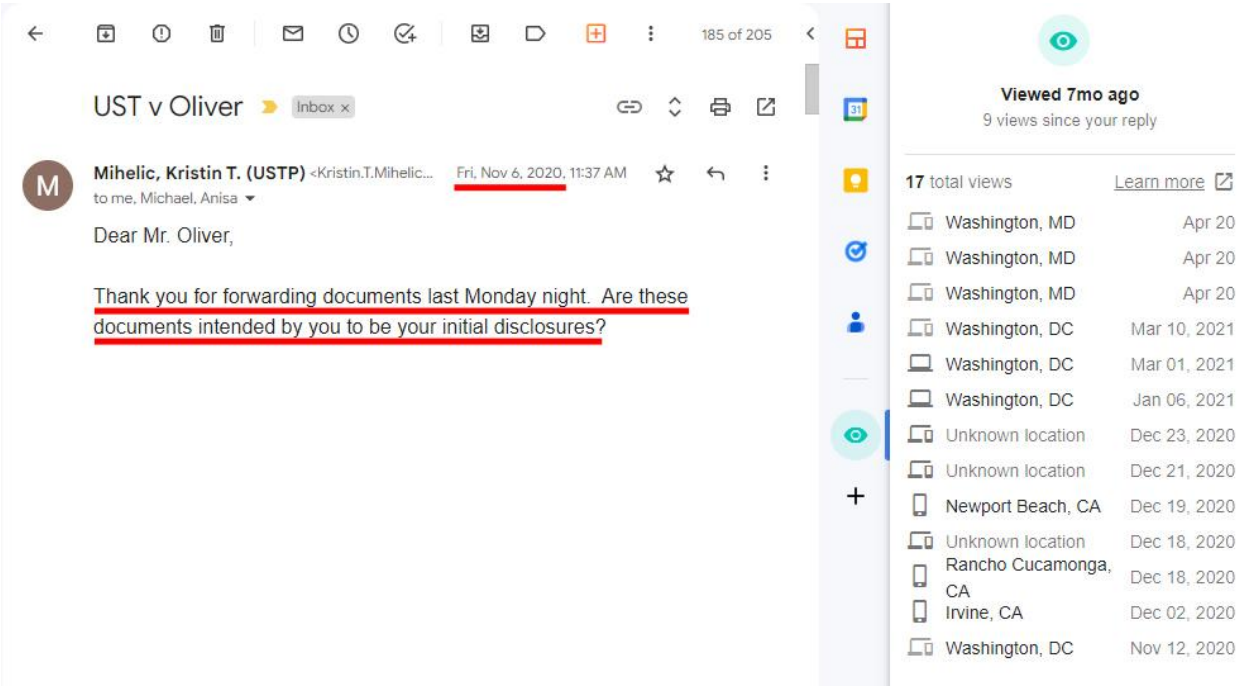
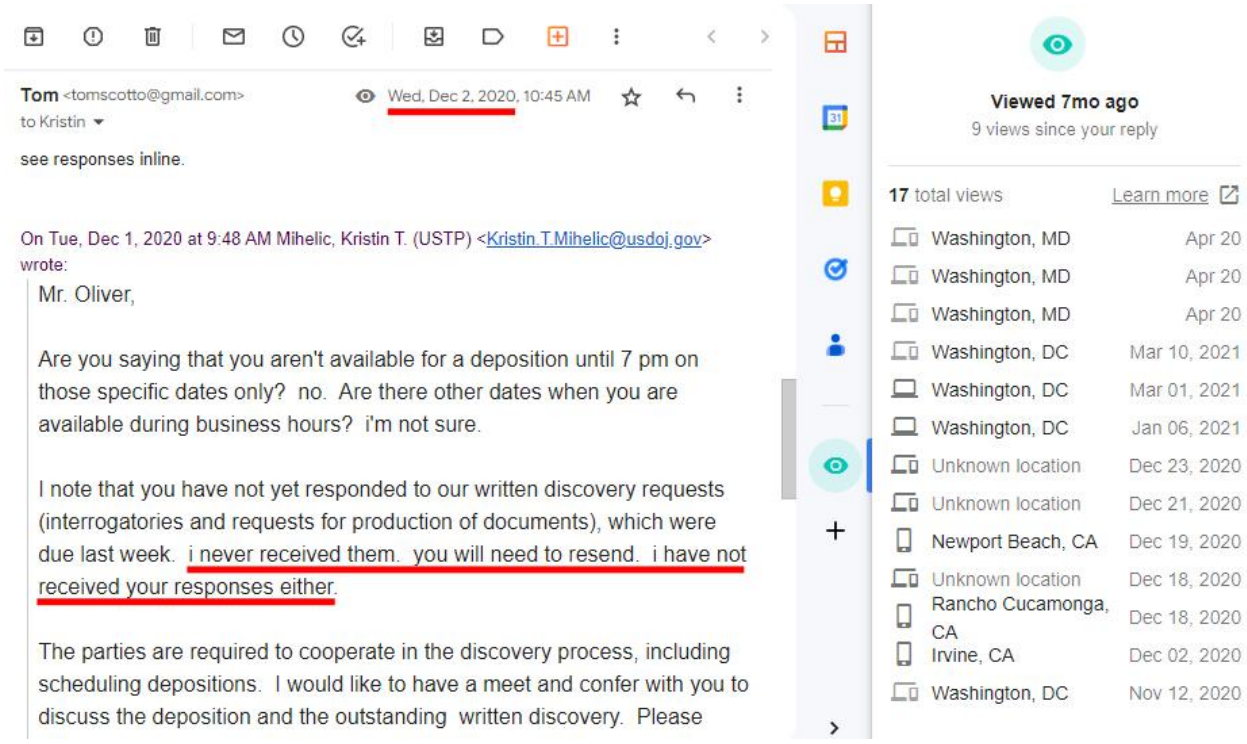

185 of 205
UST v Oliver
Inbox ×
M
Mihelic, Kristin T. (USTP) <Kristin.T.Mihelic...
Fri, Nov 6, 2020, 11:37 AM
to me, Michael, Anisa
Dear Mr. Oliver,
Thank you for forwarding documents last Monday night. Are these documents intended by you to be your initial disclosures?
Viewed 7mo ago
9 views since your reply
17 total views
Learn more
Washington, MD Apr 20
Washington, MD Apr 20
Washington, MD Apr 20
Washington, DC Mar 10, 2021
Washington, DC Mar 01, 2021
Washington, DC Jan 06, 2021
Unknown location Dec 23, 2020
Unknown location Dec 21, 2020
Newport Beach, CA Dec 19, 2020
Unknown location Dec 18, 2020
Rancho Cucamonga, CA Dec 18, 2020
Irvine, CA Dec 02, 2020
Washington, DC Nov 12, 2020

Exhibit E



Tom <tomscotto@gmail.com> Wed, Dec 2, 2020, 10:45 AM
to Kristin

see responses inline.

On Tue, Dec 1, 2020 at 9:48 AM Mihelic, Kristin T. (USTP) <Kristin.T.Mihelic@usdoj.gov> wrote:

> Mr. Oliver,
>
> Are you saying that you aren't available for a deposition until 7 pm on those specific dates only? no. Are there other dates when you are available during business hours? i'm not sure.
>
> I note that you have not yet responded to our written discovery requests (interrogatories and requests for production of documents), which were due last week. i never received them. you will need to resend. i have not received your responses either.
>
> The parties are required to cooperate in the discovery process, including scheduling depositions. I would like to have a meet and confer with you to discuss the deposition and the outstanding written discovery. Please

Exhibit F

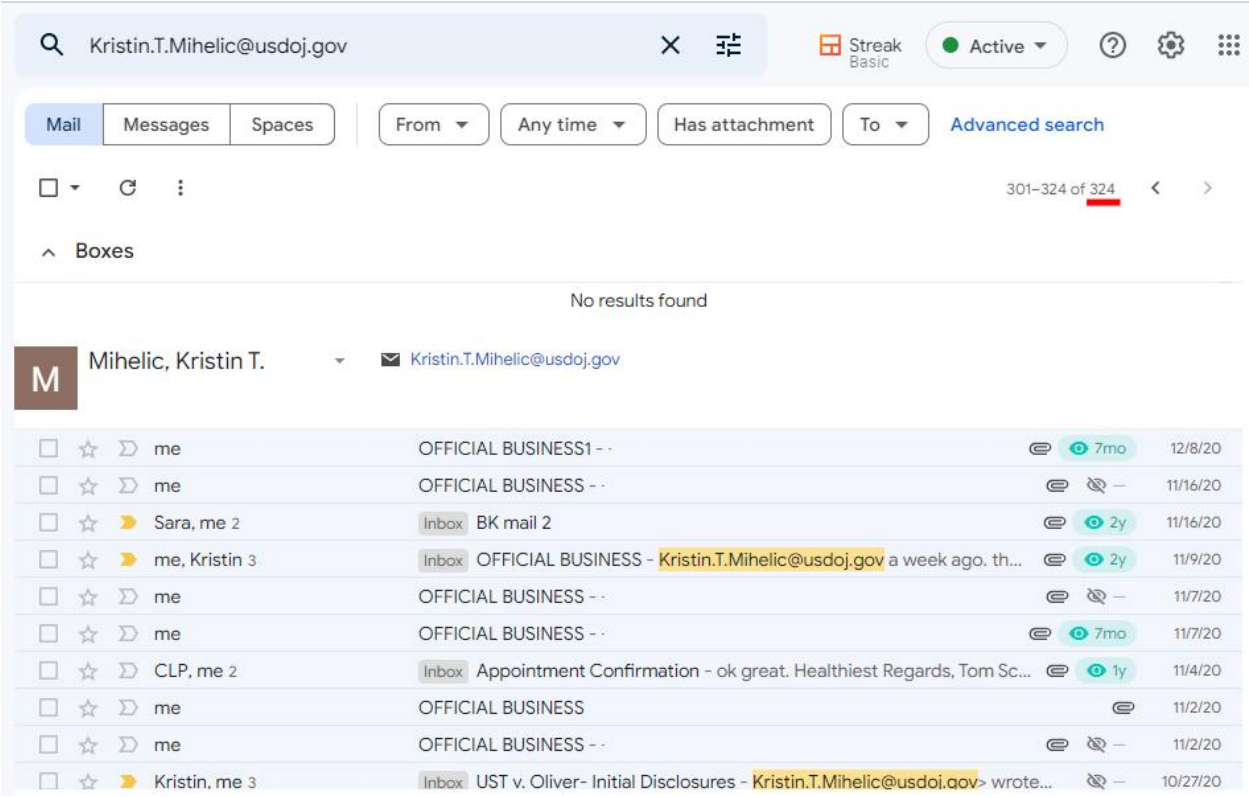

Kristin.T.Mihelic@usdoj.gov
Streak Basic
Active
Mail
Messages
Spaces
From
Any time
Has attachment
To
Advanced search
301–324 of 324
Boxes
No results found
M
Mihelic, Kristin T.
Kristin.T.Mihelic@usdoj.gov
me OFFICIAL BUSINESS1 - - 7mo 12/8/20
me OFFICIAL BUSINESS - - 11/16/20
Sara, me 2 Inbox BK mail 2 2y 11/16/20
me, Kristin 3 Inbox OFFICIAL BUSINESS - Kristin.T.Mihelic@usdoj.gov a week ago. th... 2y 11/9/20
me OFFICIAL BUSINESS - - 11/7/20
me OFFICIAL BUSINESS - - 7mo 11/7/20
CLP, me 2 Inbox Appointment Confirmation - ok great. Healthiest Regards, Tom Sc... 1y 11/4/20
me OFFICIAL BUSINESS 11/2/20
me OFFICIAL BUSINESS - - 11/2/20
Kristin, me 3 Inbox UST v. Oliver- Initial Disclosures - Kristin.T.Mihelic@usdoj.gov> wrote... 10/27/20

Exhibit G

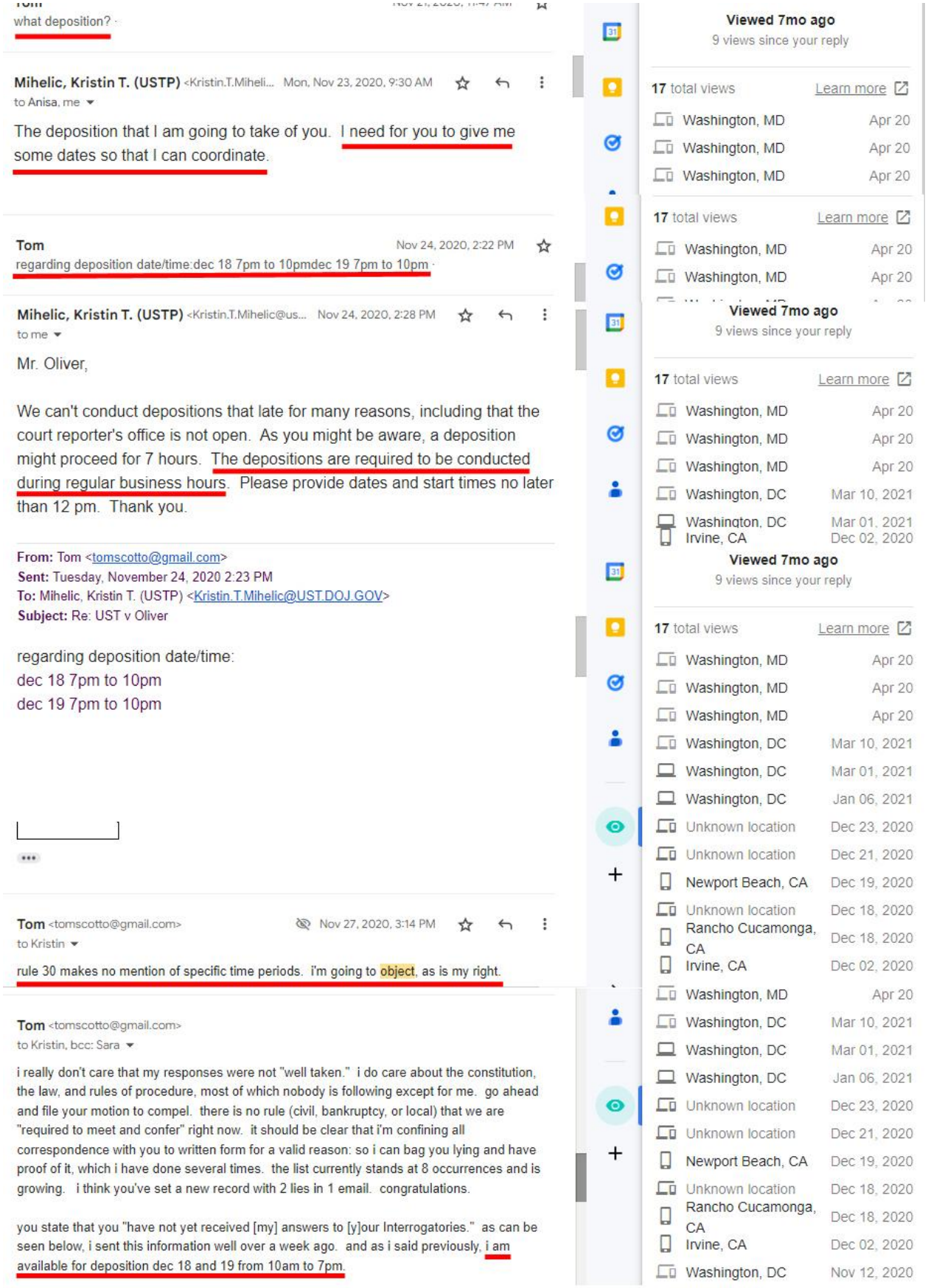

what deposition?
Mihelic, Kristin T. (USTP) <Kristin.T.Miheli... Mon, Nov 23, 2020, 9:30 AM
to Anisa, me
The deposition that I am going to take of you. I need for you to give me some dates so that I can coordinate.
Tom Nov 24, 2020, 2:22 PM
regarding deposition date/time:dec 18 7pm to 10pmdec 19 7pm to 10pm
Mihelic, Kristin T. (USTP) <Kristin.T.Mihelic@us... Nov 24, 2020, 2:28 PM
to me
Mr. Oliver,
We can't conduct depositions that late for many reasons, including that the court reporter's office is not open. As you might be aware, a deposition might proceed for 7 hours. The depositions are required to be conducted during regular business hours. Please provide dates and start times no later than 12 pm. Thank you.
From: Tom <tomscotto@gmail.com>
Sent: Tuesday, November 24, 2020 2:23 PM
To: Mihelic, Kristin T. (USTP) <Kristin.T.Mihelic@UST.DOJ.GOV>
Subject: Re: UST v Oliver
regarding deposition date/time:
dec 18 7pm to 10pm
dec 19 7pm to 10pm
Tom <tomscotto@gmail.com> Nov 27, 2020, 3:14 PM
to Kristin
rule 30 makes no mention of specific time periods. i'm going to object, as is my right.
Tom <tomscotto@gmail.com>
to Kristin, bcc: Sara
i really don't care that my responses were not "well taken." i do care about the constitution, the law, and rules of procedure, most of which nobody is following except for me. go ahead and file your motion to compel. there is no rule (civil, bankruptcy, or local) that we are "required to meet and confer" right now. it should be clear that i'm confining all correspondence with you to written form for a valid reason: so i can bag you lying and have proof of it, which i have done several times. the list currently stands at 8 occurrences and is growing. i think you've set a new record with 2 lies in 1 email. congratulations.
you state that you "have not yet received [my] answers to [y]our Interrogatories." as can be seen below, i sent this information well over a week ago. and as i said previously, i am available for deposition dec 18 and 19 from 10am to 7pm.
Viewed 7mo ago
9 views since your reply
17 total views Learn more
Washington, MD Apr 20
Washington, MD Apr 20
Washington, MD Apr 20
17 total views Learn more
Washington, MD Apr 20
Washington, MD Apr 20
Viewed 7mo ago
9 views since your reply
17 total views Learn more
Washington, MD Apr 20
Washington, MD Apr 20
Washington, MD Apr 20
Washington, DC Mar 10, 2021
Washington, DC Irvine, CA Mar 01, 2021 Dec 02, 2020
Viewed 7mo ago
9 views since your reply
17 total views Learn more
Washington, MD Apr 20
Washington, MD Apr 20
Washington, MD Apr 20
Washington, DC Mar 10, 2021
Washington, DC Mar 01, 2021
Washington, DC Jan 06, 2021
Unknown location Dec 23, 2020
Unknown location Dec 21, 2020
Newport Beach, CA Dec 19, 2020
Unknown location Dec 18, 2020
Rancho Cucamonga, CA Dec 18, 2020
Irvine, CA Dec 02, 2020
Washington, MD Apr 20
Washington, DC Mar 10, 2021
Washington, DC Mar 01, 2021
Washington, DC Jan 06, 2021
Unknown location Dec 23, 2020
Unknown location Dec 21, 2020
Newport Beach, CA Dec 19, 2020
Unknown location Dec 18, 2020
Rancho Cucamonga, CA Dec 18, 2020
Irvine, CA Dec 02, 2020
Washington, DC Nov 12, 2020

Exhibit H