

# **EXHIBIT N**

January 4, 2012

Steven Alan Magritz  
C/o Notary  
P.O. Box 342443  
Milwaukee, Wisconsin 53234

Marylou Mueller, Clerk of Court  
Ozaukee County Justice Center  
1201 S. Spring St.  
Port Washington, WI 53074

Dear Marylou Mueller,

Herewith this letter transmitted to you via <sup>private</sup> courier please find documents for filing in case no. **2011CF000236**.

1. A NOTICE OF FILING OF AFFIDAVIT.
2. An AFFIDAVIT (5 pages plus attachments)

**I request you provide my courier with certified copies of the Notice and the 5 pages of Affidavit (not the attachments).**

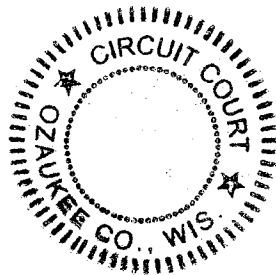
Further, I have requested the courier exam the aforesaid case file and obtain certified copies of specific documents therein.

Thank you for your assistance.

Very truly,

[Redacted Signature]

Steven Alan Magritz, victim and witness of crime.



STATE OF WISCONSIN } SS

OZAUKEE COUNTY  
I certify that this is a true and correct copy of a document on file and of record in my office and has been compared by me

Therese A. Wester  
Clerk of Courts (Deputy) Date

1-5-12

**EXHIBIT N**  
**Page 1 of 7**

2012 JAN -5 AM 9:05

2012 JAN -5 AM 8:59

CLERK OF CIRCUIT COURT

# NOTICE OF FILING OF AFFIDAVIT

To: Ozaukee County Circuit Court, Branch III, 1201 S. Spring Street, Port Washington, Wisconsin 53074.

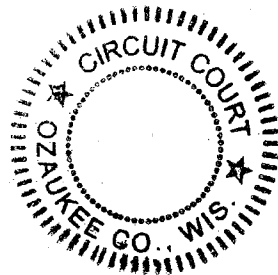
NOTICE IS HEREBY GIVEN that on December 9, 2011, Steven Alan Magritz, did file with the Ozaukee County Circuit Court, Branch III, 1201 S. Spring Street, Port Washington, Wisconsin 53074, Case Number 2011CF000236 an **AFFIDAVIT** titled **12/09/2011 REPORT OF CRIMINAL ACTIVITY BY VICTIM/WITNESS** a copy of which is attached hereto and incorporated herein by reference.

Further **NOTICE** is hereby given that you have 10 days from January 5, 2012 to rebut said Affidavit, point by point, lest you be deemed to accept and assent to the facts contained therein.

Dated: January 4, 2012.

[Redacted Signature]

Steven Alan Magritz  
Mailing in care of:  
Notary  
P.O. Box 342443  
Milwaukee, Wisconsin 53234



STATE OF WISCONSIN } ss

OZAUKEE COUNTY  
I certify that this is a true and correct copy  
of a document on file and of record in my  
office and has been compared by me  
Theresa A. Webster  
Clerk of Courts (Deputy) Date

1-5-12

**EXHIBIT N**  
**Page 2 of 7**

2012 JAN -5 AM 8:59

OZAUKEE COUNTY  
CLERK OF CIRCUIT COURT

2012 JAN -5 AM 9:05

OZAUKEE COUNTY  
CLERK OF CIRCUIT COURT

Steven Alan Magritz, victim and witness  
C/o Notary  
P.O. Box 342443  
Milwaukee, Wis. 53234

December 9, 2011

2011CF000236

**Re: Ongoing Criminal Activity by Public Officers**

To:

Governor Scott Walker; Lieutenant Governor Rebecca Kleefisch;  
Senator Glenn Grothman; Representative Daniel R. LeMahieu;  
J. B. Van Hollen, Attorney General; A. John Voelker, Director of State Courts;  
J. Mac Davis, chief judge; Marylou Mueller, Clerk of Court;  
Paul V. Malloy, Tom R. Wolfram, Sandy A. Williams, circuit court judges;  
Lt. Jeff Taylor; and *Unnamed Others*

Dear *Public Officers and Fiduciaries of the Public Trust*:

I have previously filed two (2) Affidavits of criminal activity by a victim and witness of crime, the first dated July 12, 2011, and an updated October 28 Affidavit adding paragraphs 13 and 14. **Both** Affidavits were filed with the Ozaukee County Sheriff, the Ozaukee County District Attorney, and the Ozaukee County Circuit Court (case number 2011JD0001).

***BOTH Affidavits remain unrebutted.***

The criminal acts complained of began in 2001, **have been ongoing**, and **continue to this present day**. The most recent acts were committed on or about December 1, 2011 and consist of tampering with and retaliating against a victim, witness, or informant in violation of 18 U.S.C. §§ 1512 and 1513 and Wis. Stats. §§ 943.43 and 943.45.

The original perpetrator of the criminal acts in 2001, Dennis E. Kenealy, has enlisted the aid of another attorney, Adam Y. Gerol, in perpetrating the latest criminal acts. Both Kenealy and Gerol are attempting to unlawfully use the force of violence inherent in the police power of the state in retaliation against your Affiant.

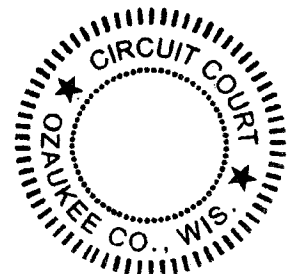
Attached please find an updated Affidavit adding paragraphs 15 and 16.

Sincerely,

[Redacted Signature]

Steven Alan Magritz, victim and witness of crime

**EXHIBIT N**  
**Page 3 of 7**



12/09/2011 REPORT OF CRIMINAL ACTIVITY BY VICTIM/WITNESS

**Re: Criminal Activity on the part of Dennis E. Kenealy, corporation counsel of Ozaukee County, Wisconsin**

Milwaukee county     )  
  )ss  
Wisconsin                )

2011CFO00236

1. I, Affiant herein, Steven Alan Magritz, state that I am competent and being of the age of majority affirm that my "yes" be "yes" and my "no" be "no" and that the facts stated herein are true, certain, correct, and not misleading and are made upon first hand knowledge except to those matters stated upon reason and belief which Affiant verily believes to be true.

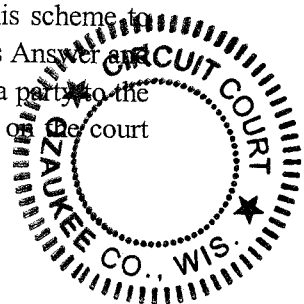
2. The following acts or omissions which occurred in Ozaukee County, Wisconsin, were knowingly and intentionally perpetrated by the Accused, Dennis E. Kenealy, with the intent to wrongfully deprive Affiant of his property valued in excess of \$700,000. The criminal acts of the Accused resulted in the taking by force of Affiant's property on October 20, 2001.

3. On February 7, 2001, the Accused, knowing that the (then existing) Taxation and General Claims Committee of Ozaukee County had no statutory authority (Wis. stats. §§ 59.02(1) and 59.52(12)) to authorize foreclosure on an alleged "tax certificate" in excess of \$10,000, intentionally, purposely, falsely represented to said Committee that said Committee had the statutory authority to authorize the Accused to file suit against Affiant and Affiant's property, in violation of Wis. Stat. § 946.12 **Misconduct in public office.**

4. On April 23, 2001, Affiant tendered payment in full, as evidenced by certified mail receipt and "green card", for the alleged tax to Ozaukee County Treasurer Karen L. Makoutz in the amount of Twenty-two thousand, six hundred thirty-four and 97/100 dollars (\$22, 634.97) by way of a certified promissory note, which was accepted by Makoutz. On or about April 23, 2001, the Accused intentionally removed Affiant's payment from the Ozaukee County Treasurer's office and thereafter concealed said payment in furtherance of Accused's scheme to steal Affiant's property, in violation of Wis. Stat. § 943.20 **Theft.**

5. On May 30, 2001, Affiant timely filed a Verified Answer and Counterclaim with the Ozaukee County Circuit Court by way of Registered United States mail RR 101 861 035 US, and, served the Answer and Counterclaim on Treasurer Karen L. Makoutz by way of Certified United States mail 7000 0520 0015 4077 0321, as evidenced by the mailing receipts and the signed "green cards".

6. On or about May 31, 2001, the Accused intentionally, purposely, in furtherance of his scheme to injure Affiant and steal Affiant's property, illegally removed, and thereafter concealed, Affiant's Answer and Counterclaim from the court files. The Accused enlisted Clerk of Court Jeffrey S. Schmidt as a party to the conspiracy, whereby Schmidt did **not** enter the receipt of Affiant's Answer and Counterclaim of the court



record sheet or docket sheet, as evidenced by certified copy of court record, in violation of Wis. Stat. § 943.20 **Theft**, as well as in violation of Wis. Stat. § 946.72 **Tampering with public records and notices**.

7. On August 8, 2001, in a hearing before judge Joseph D. McCormack, the Accused, in furtherance of his scheme to injure or defraud Affiant and steal Affiant's property, and while in possession of Affiant's payment as well as Affiant's Answer that the Accused had stolen from the court files, intentionally, purposely, knowingly, falsely represented to the judge that Affiant had not paid the tax and falsely represented to the judge that Affiant had not filed an Answer to the Complaint, and, submitted to the judge for signing an Order and Judgment with the false representations, in violation of Wis. Stat. § 946.65 **Obstructing justice**, Wis. Stat. § 943.39 **Fraudulent writings**, Wis. Stat. § 946.12 **Misconduct in public office**, Wis. Stat. § 946.32 **False swearing**.

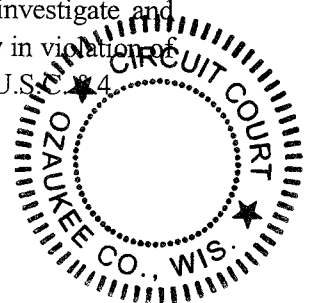
8. On August 10, 2001, the Accused, in furtherance of his scheme to wrongfully deprive Affiant of his property, recorded with the Register of Deeds two documents (no. 684564 and no. 684565) relating to a security interest in or title to Affiant's private property, knowing that the contents or any part of the contents were false, a sham, or frivolous, in violation of Wis. Stat. § 943.60 **Criminal slander of title**.

9. On or about September 24, 2001, the Accused, in furtherance of scheme to injure or defraud or wrongfully deprive Affiant of his property, removed and thereafter concealed, Affiant's Claim against Ozaukee County (and report of criminal activity of the Accused) that had been served upon Ozaukee County Clerk Dobberpuhl by Sheriff's Deputy G. L. Speth, in violation of Wis. Stat. § 943.20 **Theft**, Wis. Stat. § 946.72 **Tampering with public records and notices**.

10. On December 11, 2001, three others and Affiant visited the office of the clerk of court to inspect the case file to determine how judge Joseph D. McCormack could have legally granted a default judgment against Affiant when Affiant had not only filed a Verified Answer and Counterclaim, but Affiant also had paid in full the alleged taxes. Affiant confronted clerk Schmidt with the Postal Service "green card" evidencing receipt of the Answer and Counterclaim, and demanded to know why the Answer was not in the file and why the court record sheet did not reflect receipt of the Answer by the court. Schmidt immediately reached down, grabbed a phone, called Kenealy, and stated, "Dennis, Steve Magritz is here looking for the Answer to the Summons and Complaint on the foreclosure. Would you look for it in your office?"

11. After Affiant's December 11, 2001 confrontation with Jeffrey S. Schmidt, Affiant's Verified Answer and Counterclaim, which had been "missing" from the court file for over six (6) months, and which Dennis E. Kenealy had concealed from judge McCormack, and by which concealment Kenealy had fraudulently obtained a default judgment, mysteriously "reappeared" in the court file without any explanation whatsoever, as evidenced by court certified copies of the envelope and Answer and Counterclaim.

12. On October 20, 2003, Affiant filed with Ozaukee County District Attorney Sandy A. Williams an "Affidavit of Criminal Report and Probable Cause By Witness and Victim of Criminal Activity" regarding the crimes against Affiant perpetrated by public officers. Sandy A. Williams refused to investigate and refused to prosecute the crimes perpetrated by her fellow public officers, a **dereliction of duty** in violation of Wis. Stat. § 946.12 **Misconduct in public office**, and **Misprision of felony** in violation of 18 U.S.C. § 4

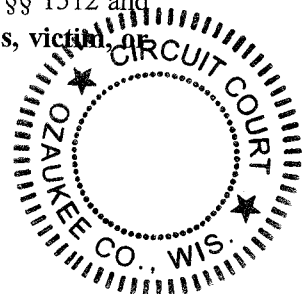


13. On November 5, 2007, Affiant's "Verified Amended Motion To Vacate A Void Judgment", (the Judgment entered on August 9, 2001 by Joseph D. McCormack) was "heard" by Judge Andrew T. Gonring. Affiant gave testimony under penalty of perjury regarding the crimes of Dennis E. Kenealy. Both Kenealy and Karen Makoutz were present, and neither rebutted Affiant's sworn testimony. Prior to the hearing, Gonring's clerk refused to allow Affiant to file a written, sworn affidavit in support of Affiant's Verified Motion. During the hearing Gonring himself refused to allow Affiant to file the written, sworn affidavit, and further, denied a motion moving Gonring to perform his required duties as judge, a **dereliction of duty** in violation of Wis. Stat. § 946.12 **Misconduct in public office**, and **Misprision of felony** in violation of 18 U.S.C. § 4.

14. Affiant paid Court Reporter Tamara A. Hardy valuable consideration for a transcript of the aforesaid November 7, 2007 hearing. Affiant praeciped Hardy to make thirty-six (36) corrections to the official transcript. Hardy refused to make the corrections to the transcript, in violation of Wis. Stat. § 946.72 **Tampering with public records and notices** and in violation of Wis. Stat. § 946.12 **Misconduct in public office**.

15. On or about December 1, 2011, the Accused, Dennis E. Kenealy, caused to be filed in Ozaukee County Circuit Court a petition for injunction against Affiant who has been exhausting administrative remedies **for a pending lawsuit in the federal venue**. Kenealy has thus provided **evidence** of his **ongoing scheme** to steal Affiant's private property by tampering with and retaliating against a victim, witness and informant in violation of Wis. Stats. §§ 943.43 and 943.45, and, 18 U.S.C. §§ 1512 and 1513, **Tampering with a witness, victim, or an informant** and **Retaliation against a witness, victim, or an informant**.

16. On or about December 1, 2011, Adam Y. Gerol, d/b/a district attorney, acting in concert with Dennis E. Kenealy, caused to be filed in Ozaukee County Circuit Court a malicious prosecution against your Affiant by attempting to convert Affiant's right to correct the public record into a crime. **Gerol, who is highly trained in the law, knows, should know, or has reason to know** that Affiant has the right, *and the duty*, to correct the public record by way of filing a Confirmation Deed regarding Affiant's purchase of Affiant's private property. **A Confirmation Deed is used for the correction of mistakes in prior deeds**, 23 Am Jur 2<sup>nd</sup> Deeds § 11 *Confirmation Deeds* (Online Edition November 2011). The purpose of a correction deed is to admit mutual error and change the original instrument to conform to the true intent of the parties, *Neblett v. Placid Oil Co.*, 257 So. 2d 167 (La. Ct. App. 3d Cir. 1971). A mistake in the omission of parties may be corrected by a deed of correction to effectuate the intention of the parties. *Cox v. Tanner*, 229 S.C. 568, 93 S.E.2d 905 (1956). Further, "Acceptance of a **confirmation deed** may be shown by the acts of the grantee clearly indicating an intent to accept." 23 Am Jur 2<sup>nd</sup> Deeds § 151 (Online Edition November 2011). Further, the Wisconsin Department of Revenue states, "If you need to re-record your deed at the Register of Deeds **to correct error(s)** on the deed, then you will need to complete a new **eRETR** in order for you (sic) documents to be accepted" (<http://www.dor.state.wi.us/ust/retn3.html>). The Wisconsin Department of Revenue **requires** that the previous deed being corrected be re-recorded with the confirmation (corrected) Deed, which Affiant did, *and which Gerol omitted in his Complaint*. **Gerol's evil intent is thus evidenced by his purposely withholding information from the court and public officials** by "failing" to file the entire 4 page Confirmation Deed with his Complaint against your Affiant. Adam Y. Gerol is tampering with, and retaliating against, a victim, witness and informant in violation of Wis. Stats. §§ 943.43 and 943.45, and, 18 U.S.C. §§ 1512 and 1513, **Tampering with a witness, victim, or an informant** and **Retaliation against a witness, victim, or an informant**.



17. Affiant promises to work with local prosecutors prosecuting this case in bringing prosecution against the Accused, Dennis E. Kenealy.

Further Affiant saith not,

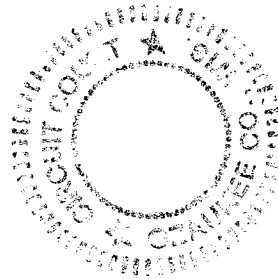
As an interested party, and Victim, Non-attorney, Witness:

[Redacted signature box]

Steven Alan Magritz, victim and witness of crime  
(414) 502-9707  
C/o Notary  
P.O. Box 342443  
Milwaukee, Wisconsin 53234

STATE OF WISCONSIN }  
OZAUKEE COUNTY } SS

I certify that this is a true and correct copy of a document on file and of record in my office and has been compared by me  
Jude Demery 1-09-2012  
Clerk of Courts (Deputy) Date

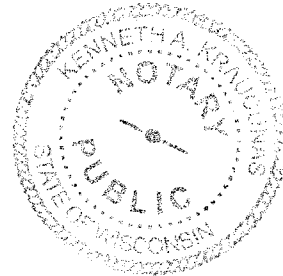


I, a Notary Public in and for the State of Wisconsin, certify that Steven Alan Magritz did appear before me and being sworn upon oath and in my presence did affix his signature to this 12/09/2011 Report of Criminal Activity By Victim/Witness, at Milwaukee, Wisconsin on this the 9<sup>th</sup> day of December, 2011.

[Redacted signature box]

Kenneth A. Kraucunas - Notary Public

My Commission Expires: 6-2-2013



**EXHIBIT N**  
**Page 7 of 7**