

CASE NO. 2:07-cv-02513-GMS  
Manuel de Jesus Ortega Melendres, et al.  
VS. Joseph M. Arpaio, et al.  
PLAINTIFF'S EXHIBIT 2726  
DATE: \_\_\_\_\_ IDEN.  
DATE: \_\_\_\_\_ EVID.  
BY: \_\_\_\_\_  
Deputy Clerk

**From:** Brian Mackiewicz - SHERIFFX </O=MARICOPA COUNTY/OU=ELECTRONIC  
BUSINESS CENTER/CN=SHERIFF/CN=BM8>  
**Sent:** Thursday, September 4, 2014 6:56 PM  
**To:** ltick@earthlink.net  
**Subject:** elmers case summary.docx  
**Attach:** elmers case summary.docx

---

The Maricopa County Sheriff's Office is an Arizona State Certified Law Enforcement Agency, headquartered in Phoenix Arizona. Maricopa County is the fourth largest county in the United States, and has a total area of 9,224 square miles with a population of over four million. Deputy Sheriffs of the Maricopa County Sheriff's Office are delegated their law enforcement authority by the Maricopa County Sheriff.

Sheriff Joseph M. Arpaio was elected as Sheriff of Maricopa County in 1992 and has been reelected to an unprecedented sixth term in office. Sheriff Arpaio began his career as a federal narcotics agent infiltrating drug organizations from Turkey to the Middle East to Mexico, Central, and South America and to cities around the U.S.

His expertise and success led him to top management positions around the world with the U.S. Drug Enforcement Administration (DEA). He concluded his remarkable federal career as head of the DEA for Arizona. Sheriff Joe Arpaio has over five decades experience in law enforcement.

In August 2011, 250 citizens of Maricopa County, Arizona, petitioned Maricopa County Sheriff Joe Arpaio to investigate allegations President Obama's identity documents were forged. The citizens further alleged by endorsing the believed forgeries, Mr. Obama had raised questions about his constitutional eligibility to hold the office of President of the United States.

Under the Arizona Constitution and provisions of the Arizona Revised Statutes, the elected Sheriff of Maricopa County has the statutory authority to request assistance of the citizens of Maricopa County to assist him in the execution of his duty. Under Arizona Revised Statutes the Sheriff may form a "posse" and its certified members may be called upon to assist the Sheriff as he deems necessary. Certified Posse members are trained by the Maricopa County Sheriff's Office, are empowered to act as if the Sheriff himself were present when called upon to do so.

In October of 2006, Sheriff Joe Arpaio ordered the creation of the Maricopa County Sheriff's Office, Cold Case Posse (CCP). When the Cold Case Posse was created,

Sheriff Joe Arpaio appointed Michael Zullo as Commander and Chief investigator. Zullo has served in this capacity for the last eight years.

The Cold Case Posse was created to assist Maricopa County Sheriff's Office in investigations including active and Cold Case Homicides. Since its inception, the Cold Case Posse has been placed under the guidance and control of Major Crimes Division.

The Maricopa County Sheriff's Office Cold Case Posse consists of hand selected individuals with diverse skills consisting of professional experiences in conducting investigations, including individuals with backgrounds in Law Enforcement, Homicide investigation, Insurance Fraud Investigations, Military Service, Physicians, Computer Information Systems, Corporate CEO's, as well as attorneys who have participated in criminal and or civil litigation.

Upon activation by the Maricopa County Sheriff, Posse members of the Maricopa County Sheriff's Office are delegated their law enforcement authority by the Maricopa County Sheriff.

Under such activation, Sheriff Joe Arpaio granted full law enforcement authority of the Maricopa County Sheriff's Office to the investigators of his Cold Case Posse to conduct the investigation of the PDF file Birth Certificate of Barack Obama, and to report back to the Sheriff their findings for his ultimate disposition.

Sheriff Joe Arpaio directed Zullo as Lead Investigator to investigate the validity of the PDF file document which was released by the White House concerning President Obama's birth documents. Zullo was instructed to review the evidence, to determine whether and to what extent the complaint had merit, to investigate further in due course as necessary, and to report directly to Sheriff Joe Arpaio.

A five-member team of experienced investigators was selected. The team included former police detectives and attorneys (whom have received additional investigational

training by Maricopa County Sheriff's Office) who worked voluntarily and at virtually no expense to the taxpayer.

Based on Zullo's preliminary findings, which detected serious problems with the PDF document, Zullo advised Sheriff Arpaio he believed the best course of action to bring this investigation to a swift conclusion was to travel to Hawaii and interview the State of Hawaii Registrar, Alvin Onoka.

Mr. Onaka's official verification and signature is visible on the pdf document in question. Investigator Zullo also believed such a meeting needed to be witnessed by a sworn compensated Deputy Sheriff to insure the integrity of the investigation. Sheriff Arpaio was also concerned for Zullo's safety as the Sheriff had personally received several death threats as a result of his pursuit of the matter.

At the direction of Sheriff Arpaio, Zullo contacted me and explained the situation and briefed me on the status of his investigation. Investigator Zullo, a former law enforcement officer, was not unknown to me. He and I had previously worked together in years prior and he had assisted me on Homicide investigations I was conducting when I was assigned as a Homicide Detective to the Homicide Unit of the Maricopa County Sheriff's Office. I also trained members of the Cold Case Posse on homicide case management while assigned to the Homicide Unit.

I agreed with Zullo's assessment and purposed course of action and relayed the same to Sheriff Joe Arpaio.

Sheriff Joe Arpaio dispatched me and Zullo to Hawaii on May 19<sup>th</sup>, 2012. On Monday May 21<sup>st</sup>, 2012 Zullo and I made contact at with the Hawaii Department of Health located in Honolulu, Hawaii. Upon our arrival, we identified ourselves to security personal and advised we were there on an investigational matter requesting to speak with Mr. Onoka.

Security guards placed numerous phone calls before advising us Mr. Onoka does not meet with the public. I explained that we were here on official law enforcement business and we needed to speak with him.

After about a half hour had lapsed, an unknown female approached us at the security guards desk and identified herself as Hawaii Deputy Attorney General Jill Nagamine.

Reluctantly, Ms. Nagamine agreed to meet with us for about ten minutes and escorted us to a small meeting room. During the meeting it became obvious to both Zullo and I Ms. Nagamine was intentionally avoiding direct answers to questions posed.

At the conclusion of the meeting Zullo and I agreed something was very wrong with the exchange and tenure of the meeting. We both believed something was being hidden due to the defensive posture of the Deputy Attorney General. Her demeanor was troubling and not common with law enforcement interaction between agencies. Due to these findings, Investigator Zullo's investigation would continue.

Shortly thereafter, Investigator Zullo was contacted by Timothy Blixseth who requested a meeting with Zullo, and other officials within the Maricopa County Sheriff's Office regarding what he thought was criminal activity taking place within the jurisdictional boundaries of Maricopa County.

Timothy Blixseth was known to Zullo through introduction by Jerome Corsi. Mr. Corsi is an investigative journalist and was providing information pertaining to the investigation Zullo was working on.

Zullo conducted some preliminary background investigation regarding Mr. Blixseth. He discovered Mr. Blixseth was at one time listed on Forbes 400 billionaires. He also discovered he was in a bitter divorce with his estranged wife, Edra Blixseth and was in the middle of a very contagious bankruptcy proceeding. It was estimated Mr. Blixseth lost approximately half of his fortune in the divorce proceedings.

Skeptical of Mr. Blixseth's possible motive, Zullo informed Sheriff Joe Arpaio of the conversation and Sheriff Joe Arpaio requested my presence during the meeting.

In April, 2012, Investigator Zullo, Timothy Blixseth, Michael Flynn (Timothy Blixseth Attorney), and I (Detective Brian Mackiewicz #1227) met at the Maricopa County Sheriff's Office headquarters building. Timothy Blixseth provided some information in reference to what he believed was criminal activity being committed by his ex-wife Edra Blixseth.

Mr. Blixseth explained he believed Edra was opening fraudulent bank accounts within the State of Arizona to funnel money in an effort to conceal monies due to her Federal Bankruptcy.

Based on the limited information Mr. Blixseth provided, it was determined the Maricopa County Sheriff's Office was not going to investigate his allegations. He was counseled to take the matter to federal authorities.

Zullo continued to investigate the validity of the PDF file document that was released by the White house concerning President Obama's birth documents.

From April 2012 through October 2013 Timothy Blixseth would contact Zullo on occasion to ask if there had been progress in regards to the "Birth Certificate" investigation.

In October 2013, Zullo was again contacted by Timothy Blixseth via telephone. Timothy Blixseth stated he had some information he wanted to turn over to the Maricopa County Sheriff's Office pertaining to National Security concerns and violations of privacy concerning approximately 151,000 residents of Maricopa County.

During the conversation Blixseth told Zullo he was in contact with a person that had previously worked as a contractor for the Central Intelligence Agency (CIA) who had developed software being used to collect computer data containing private information on millions of unsuspecting American citizens.

Blixseth stated he was able to produce this information and the individual who created the software, on behalf of the government, had been trying to come forward as a “Whistleblower” on numerous occasions to the Federal authorities. His efforts were being hampered by the very agencies he was petitioning.

Blixseth also told Zullo this unidentified individual also had information pertaining to Zullo’s investigation regarding the Obama PDF birth certificate. This individual was concerned for his safety. Zullo told Blixseth he would need to know identity of the CIA contractor willing to come forward and he would like to speak with him directly before moving forward. Blixseth stated he would contact the individual to get his permission to release his name and permission for Zullo to contact him directly. Approximately ten minutes later Blixseth contacted Zullo via phone and provided the name and contact phone number for Dennis Montgomery.

Upon receiving the identity of Mr. Montgomery, Zullo performed a cursory background investigation on Mr. Montgomery. Zullo discovered some disparaging information pertaining to Mr. Montgomery in the form of news articles alleging Montgomery had swindled the United States government out of millions of dollars developing bogus software while working as a contractor for the government. The government separated from Montgomery. However, Zullo also discovered a news article reporting the United States government had in fact hired Montgomery back and preceded to once again pay him millions of dollars for his services, this after they had publicly severed ties with him. In a strange connection, Zullo discovered Mr. Montgomery was a partner in a software development company “Blxware” owned by Edra Blixseth, the estranged wife of Timothy Blixseth.



Zullo also learned that Montgomery was arrested in Nevada for failing to pay off a casino marker for approximately one million dollars. Strangely however, the case had not been fully adjudicated after several years.

Upon discovering this information Zullo made initial contact with Montgomery via phone. Montgomery relayed to Zullo he was a former CIA contactor who developed software for the United States government.

Montgomery was very forthright about the derogatory information in the press concerning him. He contented the CIA planted a hit piece in the newspaper to destroy his reputation because he would not turn his software over to the government after he and Edra had a falling out over millions of dollars owed to him when they parted ways.

Montgomery attributed his arrest in Nevada to Edra Blixseth. He alleged she emptied the company bank account of five million dollars paid to the company by the government within minutes of the funds being deposited and violating an agreement with the government not to do so. The government was aware of her troubled financial affairs and this was problematic for the company.

According to Montgomery, Edra owed millions of dollars in personal debt. Of the five million dollars in the company account, one million dollars was owed to Montgomery. Montgomery knew the government funds were going to be deposited when he took out the marker. Edra's actions made it impossible for Montgomery to re-pay the money to the casino and he was subsequently charged and arrested.

Montgomery went on to explain he developed the software originally to assist the CIA and the National Security Agency (NSA) in deciphering secret coded messages digitally embedded in video clips released by Al Jazeera news agency.

He also told Zullo he developed other software and a multimillion dollar computer system known as “The Hammer” located in a government facility in Fort Washington, Maryland for the CIA.

Montgomery stated “The Hammer” and related software was originally intended to be used by the United States to surreptitiously breach protected computer servers of foreign governments in the Middle East and namely Al-Qaeda in a clandestine CIA operation to “Harvest” protected information vital in the government’s efforts to safeguard the interest of the United States in the ongoing War On Terror and to protect American citizens and American interests both domestically and abroad from potential terrorist attacks.

Montgomery told Zullo as time went on he became disillusioned when he was directed by government officials to use the very software and computer systems he developed to protect Americans, being used illegally against American citizens to surreptitiously breach the private computer files of United States financial institutions, including banks and brokerage accounts of millions of American citizens and American corporations.

Montgomery claimed he was instructed to breach the private cell phone records of United States citizens, private banking transactions and the highly private IRS information of millions of American citizens across the nation.

He also stated the government had breached private information of numerous federal judges, including the Chief Justice of the Supreme Court, John Roberts along with numerous United States Senators and members of Congress.

He went on to tell Zullo he had documentation of not only 151,000 residents of Maricopa County whose private information had been illegally obtained and archived, but he also had evidence of over 450,000 private financial and other records of private individuals within the entire state of Arizona.

Montgomery also stated the government routinely accessed attorney client privileged communications from private law firms within Maricopa County. He also told Zullo he had information showing the servers of the Maricopa County Sheriff's Office had been breached by the CIA. He also stated the servers of the Maricopa County Attorney's Office servers as well as the State Attorney General's Office had been breached.

Montgomery was emphatic the CIA was violating not only the law but the constitutional rights of all Americans. He stated no one was safe and there was no way to prevent the government intrusion. He explained to Zullo that the software he developed had the ability to breach a highly protected computer server and be undetected for as long as an hour and a half.

Once the computer was breached the software took control, without detection of the intrusion by the computer system firewalls, and deceptively assumed the credentials as the "System Administer". Once in the computer the software would then "harvested" or downloaded millions of data files. He claimed this could be done at will and was routinely being performed.

At the conclusion of the conversation, Zullo informed Montgomery he would contact Sheriff Arpaio to see how the Sheriff wanted to proceed. Montgomery insisted Blixseth come to Phoenix and meet with the Sheriff as his representative.

Zullo contacted Sheriff Arpaio and explained the situation. Sheriff Arpaio although skeptical on some level was justifiably concerned the private information of Maricopa County citizens had be compromised and agreed to a meeting with Blixseth. Zullo requested I also be present at the meeting.

A subsequent meeting was scheduled for Mr. Blixseth to come to the Maricopa County Sheriff's Office for a meeting with Sheriff Joseph M. Arpaio, Investigator Zullo, and I (Detective Brian Mackiewicz #1227).

In October 2013, Timothy Blixseth flew into Phoenix Sky Harbor Airport. Investigator Zullo picked Blixseth up at the airport and drove him to the meeting with Sheriff Joe Arpaio.

Investigator Zullo relayed while in route to the Maricopa County Sheriff's Office Headquarters, Blixseth reached into his sock and retrieved three computer thumb drives. Blixseth told Zullo the information on the drives was beyond comprehension and a threat to every American citizen. He also told Zullo, that Montgomery had evidence of tapering on President Obama's Birth Certificate.

Timothy Blixseth explained he has been in contact with an individual who was employed by a Federal Intelligence Agency. He explained when this person was employed he was commissioned to develop different software programs for the purpose of gathering large amounts of personal, governmental and highly sensitive data surreptitiously under a covert operation commissioned by the United States Government. Timothy Blixseth provided me with three different thumb drives and stated they contained information collected by the United States Government under the above mention covert operation. He further stated there were approximately 151,000 residents of Maricopa County who were victims of this operation.

When looking at the information contained on the thumb drives I could see what appeared to be names, and in some cases addresses, telephone numbers, and what looked like log-in information and partial passwords. With the information contained on the thumb drives I could not determine if the information was accurate, or correct. However, based on the quantity of the information contained on the thumb drives it would lead someone to believe this information had been obtained in mass quantities.

Based on the information learned in this meeting with Timothy Blixseth, Sheriff Joseph M. Arpaio directed Zullo and I go to the State of Washington to further investigate if the information contained on the thumb drives provided to us from Timothy Blixseth contained accurate information. Sheriff Joe Arpaio was concerned the identities of

approximately 151,000 Maricopa County residents were stolen and may have been compromised.

On October 31<sup>st</sup>, Zullo and I went to the State of Washington and met with Timothy Blixseth. While meeting with Timothy Blixseth an unknown white male approached and introduced himself as Dennis Montgomery. Timothy Blixseth stated this was the individual who provided him with the information on the thumb drives.

Dennis Montgomery stated he did not feel very comfortable discussing things in a public place and would rather we meet him at his residence. Zullo, and myself followed Timothy Blixseth to Dennis Montgomery's home located at 3812 94<sup>th</sup> Northeast Yarrow Point, Washington.

When arriving at the home we entered through the garage. When I entered into the garage I could see the garage was not being used to park vehicles but rather being used as a computer room / storage area. I could see several racks containing different pieces of computer equipment. Dennis Montgomery stated the computer equipment inside of the garage and inside of the home was valued at approximately \$250,000 dollars.

Dennis explained he used to work for a company contracted by the federal government to create special computer software programs for the United States Department of Defense, and several different Intelligence Agencies. Dennis stated the information contained on the thumb drives was information collected when working under the government contracts.

Based on the information Dennis provided to me and Zullo, we asked Dennis if he would provide an audio and video taped interview concerning his history and how he became in possession of the data contained on the thumb drives concerning residents of the State of Arizona, and Maricopa County.

On November 6<sup>th</sup>, 2013, we conducted an interview with Dennis Montgomery. This interview was conducted inside of Dennis Montgomery garage located at 3812 94<sup>th</sup> Northeast Yarrow Point, Washington. Present for the interview was Michael Zullo, Dennis Montgomery, and I. This interview was audio and video recorded in its entirety. This interview was also transcribed in its entirety.

Based on the information disclosed in the interview by Dennis Montgomery it was apparent Dennis Montgomery was coming forward as a “Whistle Blower”. Dennis provided several documents in the first interview supporting the fact he had tried several different times, with several different Federal Governmental Agencies and they all ignored his request. It was also apparent some type of criminal activity had taken place and hundreds of thousands of residents in the State of Arizona and the County of Maricopa were victims.

On December 3<sup>rd</sup>, 2013, several people from the Maricopa County Sheriff’s Office had a meeting with The State of Arizona Attorney General, Tom Horne. This meeting was to present The Arizona State Attorney General, Tom Horne with some of the information concerning this investigation. After speaking with Attorney General Tom Horne he agreed to assign an Assistant Attorney General to the investigation.

On December 11<sup>th</sup>, 2013, a second interview was conducted with Dennis Montgomery. This interview took place at the State of Arizona, Attorney General’s Office located in Phoenix Arizona. Present for this interview were, Dennis Montgomery, David Smith (Legal Counsel for Dennis Montgomery), Assistant Attorney General Joseph Waters (Fraud and Special Prosecution Section, Criminal Division), Michael Zullo, and I. This interview was audio and video recorded in its entirety. This interview was also transcribed in its entirety so refer to the transcript. Please note prior to the interview taking place an “Agreement for Free Talk” document was presented by Assistant Attorney General Joseph Waters. After reviewing the document Dennis Montgomery and his Legal Counsel David Smith agreed to the terms located in the document and both signed and dated it.

The following is a summary of the interviews conducted on November 6<sup>th</sup>, 2013, and December 11<sup>th</sup>, 2013 with Dennis Montgomery. Note the information in the following summary is representative of all the information related to me during both interviews.

Dennis stated he met Warren Trepp in September 10, 1998 at his home located in Incline Village, Nevada. Warren Trepp asked Dennis to go in the software business with him, and they agreed to a 50-50 split of the company ownership. Warren agreed to put in 1.5 million and Dennis agreed to put in certain assets. Dennis said he wanted 1.5 million for the compression and 10 million for the pattern recognition technology. Warren said he only wanted the compression software, and passed on the pattern recognition technology. At the time Warren had no idea how valuable the pattern recognition technology would become. Warren Trepp and Dennis formed a company called Intrepid Technologies, LLC. The company's name was changed several years later to eTreppid Technologies, LLC, because of patent conflict issues.

Warren Trepp was still winding down his Drexel Burnham Lambert problems and had not agreed to the final terms and condition with the Security and Exchange Commission (SEC) and Department of Justice (DOJ). Warren and his attorneys continued to negotiate with the DOJ, and Warren kept away from the company while the negotiations with the government continued. Warren had his attorney, Doug Frye represent his interests in eTreppid during this time. As the company progressed, Warren decided to sell his house in Incline Village, and become more involved in the company and removed his attorney from operational control. Warren Trepp appointed himself as President and CEO of eTreppid Technologies LLC., in early 2001.

One of the first products being developed with the new technology was a digital video recorder (DVR) called RECORDIT. Warren approached his friend from the Drexel junk bond days, Kirk Kerkorian. Kirk at that time was the chairman of the MGM Resort properties, and suggested he try this DVR technology in the MGM Grand Casino, located in Las Vegas, Nevada. The MGM had 6,000 cameras and 6,000 video tape recorders.

The idea was to get rid of the 24,000 video tapes a day that had to be cataloged and stored off site, with digital electronic media.

The MGM agreed to the test in late 2001. eTreppid placed 100 DVR's into the MGM surveillance room which ran parallel with their antiquated VCR technology it was designed to replace. Warren also asked if Dennis would add the pattern recognition software to test how well it tracked people and objects. Dennis agreed, and for the next few months he worked on debugging the new technology, and word spread how well the technology was working within the gaming community.

In mid-2002, Colonel Macbeth from the United States Air Force heard about eTreppid's technology and called asking if he could visit the MGM Grand Hotel so he could see the technology running first hand. After his visit Colonel Macbeth suggested they enter into a contract to test the technology on unmanned aerial vehicles (UAV). Colonel Macbeth was responsible for testing new UAV's for the United States Air Force. eTreppid agreed to a \$500,000 contract beginning eTreppid's work with the government.

The US Air Force began testing eTreppid technologies object and facial recognition technology called (FINDIT) at Eglin Air Force base in Florida on November 12<sup>th</sup>, 2002. This was eTreppid's first experience with the US Government. The testing involved the USAF and CIA UAV's locating various people and objects using FINDIT. The people and objects were hidden over a 10 square mile testing area located on the base. This program was successful and the USAF entered into an agreement with eTreppid to use the technology. The project was later identified as "DIVOT."

As the DIVOT project moved forward, the CIA decided to enter the picture. The CIA approached eTreppid on March 15, 2003 to build separate technology for them to be used only by them, to search for locating certain terrorists. The CIA called this project RAPTOR. eTreppid then morphed its FINDIT software into TRACKIT software designed for the CIA. The project was very successful and was implemented at Langley Air Force Base and the Predator Operation Command (POC) at Nellis Air Force Base



located near Las Vegas, Nevada. TRACKIT was very successful and the CIA purchased additional licenses in July 2003.

In early September the CIA and NSA delivered several videos of individuals they were looking for in project RAPTOR. While Dennis was analyzing the video tapes, he discovered embedded message in the Al Jazeera broadcast tapes which he deciphered to a longitude, latitude, and date located in Riyadh Saudi Arabia. Dennis notified the CIA management in email communications about the discovery. The CIA told us they would look into the findings.

On November 9<sup>th</sup>, 2003, a bomb went off in Riyadh Saudi Arabia killing many people at the exact location and date that was embedded in the Al Jazeera message. The next day the CIA, NSA, and USAF personnel showed up at eTreppid's offices demanding information on how they deciphered the message. Warren Trepp, Dennis, and USAF personnel decided to pursue this technology under a top secret program named "HANNAH". "HANNAH" was a Special Access Program (SAP) which required stringent government supervision and continuous US Government personnel around the clock at eTreppid's facility. Dennis was given a Top Secret clear clearance while the CIA told Warren Trepp he would not get the clearance given his involvement in the Drexel Burnham Lambert banking collapse in the 80's. The only thing holding up the processing of the data was eTreppid's insufficient computer processing horsepower.

In early December 2003, the Federal Bureau of Investigations (FBI) showed up at the eTreppid facility with two large blade servers. The FBI notified the CIA they were taking over the project. These blade servers were to be used on project HANNAH for processing Al Jazeera information being provided to eTreppid by CIA, and NSA field agents under the SAP clearance level. After the equipment was installed at eTreppid's facility, the CIA told the FBI to leave the eTreppid facility and not return. After heated conversations between the two groups, the CIA escorted the FBI out of the building, never to be seen again. PROJECT HANNAH and project RAPTOR were moving full speed ahead with the CIA. eTreppid processed data 24 hours a day and built a Sensitive

Compartmented Information Facility (SCIF) in the building for the CIA personnel. The SCIF contained an encrypted phone line tied directly to Langley Air Force base along with secure internet transmission lines.

On December 10, 2003, the CIA and NSA provided Al Jazeera video broadcasts dated 7/2001 and 8/2001. Just like eTreppid had in the past, they discovered embedded messages in the video broadcasts which contained 9/11 date and the Twin Tower coordinates in New York. The Deputy Director of CIA, Ed Charbonneau, ordered eTreppid to destroy the 9/11 information eTreppid had just discovered. Mr. Charbonneau told them he did not want the 9/11 commission to subpoena the information. eTreppid destroyed all but one copy and argued obstruction of justice with the CIA. The CIA assured eTreppid they had cover from the White House.

The NSA and CIA begin investigating eTreppid's deciphering technology in early 2004. The CIA asked eTreppid to build technology that would breach a networks firewall, retrieve information or documents without being detected. On January 28, 2004, eTreppid completed a product called **MEDUSA**. This product was designed and implemented under the direction of the CIA officials, George Tenet, Ed Charbonneau, Donald Kerr, John Brennan and various other NSA officials, including the NSA deputy director Mr. Wilcox. Etrepid's first target was Al Jazeera. The MEDUSA program was successful. Many documents were taken from Al Jazeera without their knowledge. The documents and data were couriered to the CIA by selected CIA agents. The CIA wired 2 million into eTreppid's bank account as a reward for their success with the program. The CIA wanted to buy the new technology from eTreppid, and agreed to enter a new contract for the technology while negotiations took place, they called the project SPEARIT.

The CIA ordered all Department of Defense (DOD) individuals to leave the facility. At this point only selected CIA agents were involved with the work.

Etreppid continued to work on projects HANNAH and SPEARIT over the next few months. The CIA continued to wire money into eTreppid's accounts and they continued to produce data.

Dennis explained most of the CIA targets under project SPEARIT were overseas during the first few months. In late April 2004, the CIA began entering US targets for harvesting, including the Department of Justice (DOJ), CITIBANK, AT&T, VERIZON, the FBI, and so on.

Dennis stated he became concerned the CIA was breaking the law and beginning to use the technology against Americans. Warren Trepp was also concerned about the ramifications of doing this, he wrote directly to Mr. Charbonneau of the CIA expressing concerns in May of 2004.

In Late May 2004, the CIA agreed to buy all of the technology for \$100 million and began drawing up the contracts. In late August 2004, Warren Trepp changed the amount to \$500 million. The CIA told Trepp he was extorting them for their involvement in document harvesting under project SPEARIT. The negotiation became so heated at one point, Warren Trepp called George Tenet, and told him to pay the amount or leave the building. The USAF took over the project after the Presidential election in November 2004.

In early 2005, Dennis stated he went on a cruise with Warren Trepp and friends. When on the trip he saw Warren Trepp give congressman Jim Gibbons \$100,000.00 for his campaign to run for governor of Nevada. Dennis told Warren it was a foolish thing to do, and he was required to report it to the United States Government, which he did. Dennis stated he reported it to Paul Haraldsen, the security officer for the CIA, when he returned home.

In early 2005, the CIA removed the blade servers from the facility. The USAF requested eTreppid move the work to one of their secure facilities. They USAF agreed to pay

millions monthly for the technology to continue running at eTreppid's facility until an agreement could be reached for moving the technology to their secure facility.

Dennis stated in late 2005, after watching the technology being abused for years, against Americans, he decided to quit. On January 6, 2006 Dennis told Warren Trepp he was done, and wanted his half of the company which he was owed. Dennis stated Trepp wouldn't not pay the money, and locked Dennis out of the facility. Dennis said Warren had one of his many Bonnano mob friends threaten him and his family. Warren demanded Dennis work for at least 4 more years with eTreppid, and then he would consider Dennis's offer to settle. At this point, Warren Trepp had kept the 30 million plus they had received from the CIA. Warren Trepp sought a preliminary injunction against Dennis for working until the matter was litigated. Warren sued Dennis for theft of eTreppid's intellectual property, and Dennis counter sued Warren Trepp and the United States Government for copyright violations. Dennis hired Mike Flynn as legal counsel to represent him since he represented himself as an expert in copyright litigation and had won several copyright suits based on his representation of Mike Love vs. the Beach Boys.

In late February 2006, Dennis stated he received a telephone call from the CIA telling him the FBI had obtained a search warrant for his home, and may arrest him for being in possession of classified material. The CIA asked him to destroy all of the harvesting data immediately. Dennis stated he did not destroy the data, but moved it to a secure location. When the FBI came to Dennis's home several days later, Dennis stated he suggested they call George Tenet or John Brennan and gave them their office and cell numbers. The FBI mocked him and handcuffed him while they searched his home and later a storage unit located off site. Dennis stated he demanded to talk to a lawyer, and suggested they talk to CIA. The FBI told him the CIA was not cooperating in their investigation. Dennis stated most of the search warrant was redacted by the US government. Dennis stated he believed the search warrant was ordered by the US attorney Daniel Bogden at the request of congressman Jim Gibbons and Warren Trepp. Magistrate Valerie Cooke and Judge Brian Sandoval (now Governor Sandoval) executed the warrant against him.

In early April 2006 Michael Sandoval, Chief Executive Officer (CEO) of Azmyth LLC, approached Dennis to go to work for him and his partner Edra Blixseth in Bellevue, Washington for their new startup company named Opspring. They agreed to pay Dennis \$100,000.00 per month to help them develop similar technology to eTreppid Technologies LLC, compression and pattern recognition technology. Dennis stated he began to work in Bellevue, Washington while he made arrangements to move his family from Reno to Bellevue. Dennis stated he moved his family to Bellevue, Washington in early November 2006, before Judge Cook's ruling was released.

Over the next few months Mike Flynn fought the illegal search warrant and seizure of Dennis's property while the civil litigation was stayed by Judge Pro until the outcome of the search warrant was decided. Throughout the summer of 2006, Jim Gibbons campaigned for Governor with Warren Trepp's help while the battle over Dennis search warrant was heard in sealed hearings.

In late September 2006 the US Government found out Judge Cooke was going to rule against the US Government and take them to task for producing false information and altered documents to the court in order to obtain a search warrant against Dennis. Dennis believed the US Government knew they over reached their authority in the search warrant matter, while violating his 4<sup>th</sup> amendment rights. The US Government, filed John Negroponte's in camera, sealed declaration to Judge Sandoval, invoking the State Secrets Privilege against Dennis Montgomery. In late October, 2006, Dennis countered the US Government motion by filing a sealed letter to Judge Sandoval outlining some of the CIA work at eTreppid's facility. Judge Sandoval immediately recused himself from all of Dennis Montgomery's matters. Dennis believed Judge Sandoval did not want the data harvesting programs to be exposed on his watch.

On November 2<sup>nd</sup>, 2006, Jim Gibbons was elected Governor of Nevada. On November 28<sup>th</sup>, 2006, Magistrate Valerie Cooke released her ruling in Dennis Montgomery's case. She ordered all Dennis's documents unsealed and ordered all materials seized from him

returned. She told Daniel Bogden if he appealed the matter on behalf of the US Government she would hold him in contempt. Daniel Bogden decided not to appeal, and was fired by the Bush administration in December 2008 along with 7 other US attorneys.

In December of 2006, the Wall Street released an article exposing Gibbons and Trepp relationship. Dennis stated they did not name him in the article but it was obvious it was him who blew the whistle.

On December 10<sup>th</sup>, 2006, Edra Blixseth filed for a divorce from Tim Blixseth. Several months later Edra Blixseth discovered Michael Sandoval had embezzled 10 million dollars from her. On March 20<sup>th</sup>, 2007 Edra Blixseth and Michael Flynn confronted Michael Sandoval about the missing funds. Michael Sandoval admitted to the theft and turned Opspring over to her along with a personal note for 10 million dollars. Edra Blixseth moved Opspring's main office to Rancho Mirage, CA near her home, and renamed the company Blxware.

The civil litigation proceeded against Warren Trepp throughout 2007. Dennis fired Mike Flynn in July 2007, when Edra Blixseth and Michael Flynn could not resolve differences and Michael Flynn became adversarial to Dennis. At the request of Edra Blixseth, Dennis used the Liner law firm in Los Angeles, CA to represent him in his civil litigation against Warren Trepp. Edra Blixseth was using this law firm in her divorce against Tim Blixseth.

The US Government issued a protective order in the civil litigation, which greatly reduced discovery and the ability to litigate the matter. The federal court assigned Judge Philip Pro to the civil litigation Trepp and Dennis were litigating.

On May 10<sup>th</sup>, 2008, Judge Pro ordered Dennis to meet with US Government attorneys at the DOJ offices in Washington, DC regarding the technology, classified programs, and the data collected within the programs. No DOJ attorneys were allowed in the meetings given the security clearance required to discuss the eTreppid matters. Dennis stated he

met with two groups of people. In the first room there were three individuals from the USAF and Office of Director of National Intelligence (DNI) office. They told Dennis they were interested to get the eTreppid Technology up a running, and would enter an initial \$10 million agreement to start the contract. In the second room Dennis met an attorney for the CIA. Dennis was asked to brief her on the various CIA programs he was involved with at the eTreppid facility in Reno, Nevada. Dennis told her about all of the programs including project SPEARIT, which involved the data harvesting of information including Americans. She was very upset after Dennis told her about the program and work the Government was involved with. Dennis stated he also told her about two video tapes provided to him by the CIA for forensic analysis.

Dennis said the first tape showed a Blackwater interrogation of a Middle Eastern individual that died during the interrogation. The Middle Eastern individual was an American asset working for the CIA undercover in Iraq. The forensic analysis was to determine some of the identities of the individuals in the room, and specifically identify the Blackwater individual involved in the torture. Dennis stated the video was distributing. The second tape showed a night execution of Staff Sgt. Matt Maupin. The video showed a group of individuals watching Matt Maupin being shot in the head. Dennis was asked to authenticate the video. Dennis later discovered one of the individuals in the crowd was a CIA field agent. When Dennis authenticated the execution tape, he was immediately ordered to destroy both tapes, which Dennis states he DID NOT do.

In early 2009, BLXWARE entered a contract with the Office of Director of National Intelligence (DNI) and the USAF at a secret facility in Fort Washington, Maryland. This time the US Government purchased a 5 million dollar super computer that was made up of high-end Tesla supercomputers. They named this computer the "HAMMER". The Hammer could process thousands of times faster than the blade servers at eTreppid. The HAMMER held over a thousand terabyte disks in a storage array. The HAMMER could hold over 100 billion records. Dennis said it became very apparent to him the MEDUSA software would be controlling a harvesting monster. Dennis stated they brought the

HAMMER on line in February 5, 2009 and harvested more data on one day than they collected in a week at eTreppid. The HAMMER was directly connected to the NSA computers in Fort Meade, Maryland. Dennis believed this was General Clapper's new weapon to collect and harvest data. General Clapper was now in the control of a weapon of immense horsepower in his own secret protected facility. General Clapper was there when HAMMER went online. Dennis stated while he was at Fort Washington he would see General Clapper at least once a week. Dennis stated he was assured by the Fort Washington personnel that the CIA was not involved. After 3 days working at the facility, Dennis said he saw many of the CIA agents in the building who were at also at the eTreppid facility in Reno. Dennis believed this was just another CIA project disguised as an USAF /DNI project. During 2009 – 2010, Dennis stated he removed over four hundred drives, which represented billions of collected records from the Fort Washington facility.

In late 2009, John Salvatori asked Dennis to harvest the Florida State voter registry located in the Florida Secretary of State's computers. Dennis stated he was also asked to burn the harvested information on DVD's. John Salvatori told Dennis he was taking all the information to General Clapper. Sometime later, he stated he was provided a new set of data to upload to the Florida Secretary of State's computers to replace their existing data with this new data. Dennis stated some of the software programs using the HAMMER were called TARPON, COURIER, DRAGNET, THOR, etc.

Dennis stated on July 16, 2009, he was arrested for writing a bad gaming marker in Nevada. Dennis believes this was Jim Gibbons, Governor of Nevada, retaliation against him for whistleblowing on his true relationship with Warren Trepp. Dennis stated he was released several days later. No trial date has ever been set.

In early December 2009, Dennis received a call from the DNI, telling him an article was coming out about him concerning him conning the US Government. The US Government told Dennis they knew Tim Blixseth and Mike Flynn were behind the article and told him to ignore it. Several months later, the New York Times came out with a



similar article. Dennis called Carlotta Wells at the DOJ, and told her was going to respond to these articles. Dennis stated Carlotta Wells told him “If the US Government wants to release false information about a leaked classified program to give cover to the program, they will”. She also said that Dennis fortified his 1<sup>st</sup> amendment right when he received his top secret clearance. Additionally she stated if he violated the US Government state secrets privilege, he would be prosecuted for treason. Carlotta Wells told Dennis you may not respond or talk to the press about your work under any circumstance.

In the spring of 2010 the US Government decided to have Dennis collect information for the HAMMER outside of their building. They were becoming concerned about the work being conducted on the HAMMER leaking out. Dennis stated he agreed, and purchased a 1 gigabit symmetrical line to a virtual private network (VPN) into the Hammer. Dennis stated the bandwidth cost approximately \$12,000.00 per month. This enabled Dennis to monitor the HAMMER and download the data at will.

In late October 2010 Dennis stated he decided he no longer wanted to work for the US Government and ceased working for them.

On March 28, 2012, Edra Blixseth brought the CIA and a member of SOCOM (Special Operation Command) to the office in Palm Desert, CA. The CIA requested the company to enter a new contract to continue the prior work on US government surveillance projects. Edra setup a new shell company to run the new contract. After several weeks, Dennis stated he decided to separate from Edra and her negotiations with the CIA. Dennis stated he was done with being used by the CIA to carry out this kind of work.

Dennis said when he saw James Clapper and John Brennan lying before congress in March 2013, it was time to blow the whistle on the US surveillance programs he had worked on. Dennis stated he decided he was going to file whistleblower complaints through the proper channels.

In June 2013, Edward Snowden began releasing classified documents about US government surveillance programs.

In early June 2013, Dennis decided to give a taped interview to Charles Pillar of the Sacramento Bee before he had surgery on a brain aneurysm. Dennis said he wanted to get something on the record in case he died during surgery. Dennis said he did not give him any classified documents or data.

During June and July of 2013, he filed whistleblower complaints with the Office of Special Counsel, who then sent him to the Inspector General of the CIA. Both offices denied his requests.














Dennis stated he filed whistle blower complaints with the Department of Justice, Inspector General of the Central Intelligence Agency, Department of Defense, United States Air Force, Director of National Intelligence, Inspector General of the Internal Revenue Service, Department of Homeland Security, and many others. Dennis stated he did not file a whistle blower complaint with the NSA. Dennis stated all of his whistleblower complaints were denied.

In the summer of 2013, the Office of Special Counsel suggested Dennis contact his congressional representatives to help him. Dennis said he immediately contacted Senator Murray (D), Senator Cantwell (D), and congresswoman Suzan DelBene (D) all from the State of Washington where he resides. They referred him to the U.S. Senate Select Committee on Intelligence. Over several months they promised to help Dennis but failed to do so.

After all of Dennis efforts failed with the US Government, he decided to go the State Attorney General's direct. Dennis said that is when Tim Blixseth contacted Sheriff Arpaio for him in hopes to have someone help in his attempt have someone listen to his whistle blower complaints.

On February 20<sup>th</sup>, 2014 Dennis Montgomery provided investigators from the Maricopa County Sheriff's Office some digital evidence with the file name 2014.02.20. This file contained approximately 44 GB of information, which consisted of 380 Files, and 16 folders. When opening the file it was split into two separate folders, Data, and DOCS. When opening the data file it consisted of three sub-folders, Business, Name, and Phone. When opening these folders they contained PDF type files. The PDF files were all labeled at the top, "PROJECT DRAGNET MASTER DATABASE RECORDS". When looking in the PDF files they contained thousands of pages of information split up in the following columns. ID/First/Last/Business/Address/City/State/Zip/Tel 1/Harvest 1/Harvest 2/ Date/Last IP

When opening up the file labeled, DOCS it contained the following folders: CIA Harvest Profiles, CIA Watermarks, Important Docs, News, and Whistleblowers Docs. When opening the files named CIA Harvest Profiles it contains the following folders which are all PDF type files:

 corp.siemens	1/27/2014 9:44 AM	Adobe Acrobat D...	148 KB
 corp.target.stores	12/27/2013 1:10 PM	Adobe Acrobat D...	230 KB
 corp.yumbrands-cia	1/3/2014 11:19 AM	Adobe Acrobat D...	2,740 KB
 email.hotmail	2/7/2014 5:30 PM	Adobe Acrobat D...	702 KB
 hispanicbusiness	2/4/2014 6:51 AM	Adobe Acrobat D...	2,412 KB
 spearit.aibanks-report-cia	10/7/2013 2:59 PM	Adobe Acrobat D...	54,321 KB
 spearit.aibanks-report-cia-page	10/7/2013 3:08 PM	Adobe Acrobat D...	48 KB
 spearit.aicalls-003	9/19/2013 8:00 AM	Adobe Acrobat D...	31,159 KB
 spearit.aicalls-004	9/19/2013 8:29 AM	Adobe Acrobat D...	31,536 KB
 spearit.maricopa	11/3/2013 6:45 AM	Adobe Acrobat D...	296 KB
 spearit.mariposa.cities	11/3/2013 9:27 AM	Adobe Acrobat D...	48,388 KB
 spearit.phones-13a	9/9/2013 10:40 AM	Adobe Acrobat D...	105,016 KB
 wa.harvested.names	1/8/2014 10:01 AM	Adobe Acrobat D...	7,264 KB