



1           JOHN is a pathological liar. I learned, after the fact, that almost every sentence that came  
2 out of his mouth was a lie. I watched him tell people repeatedly that he was a lawyer; he often  
3 used this to swindle and threaten people.

4           I declare under penalty of perjury under the laws of the State of California that the  
5 foregoing is true and correct.

6 DATE: 11-23-11

Randy Malm  
RANDY MALM

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Your Police, Our Community

**This incident has been reported to the Reno Police Department and is pending approval**

Reno Police Department  
455 E. 2nd Street  
Reno, NV 89502  
775-334-2550

**General Information**

Incident Type Harassment  
Tracking Number T12004956  
Report Date 06/21/2012 10:35 AM

*Trust Professor*

**Reporting Person Information**

Name Lauren, Whitney  
Home Address 2581 Rampart Terrace, Reno, NV 89519, US  
Home Phone 775-828-9445  
Email wlauren@sbcglobal.net  
Work Address 300 East Second Street, 1410, Reno, NV 89501, US  
Work Phone 775-325-6205  
Race White  
Sex Female  
DOB 07/14/1951

**Incident Information**

Incident Location 2581 RAMPART Terrace, RENO, NV 89519  
Incident Time (start) 06/20/2012 09:00 PM  
Incident Time (end) 06/21/2012 09:00 AM  
Location Type Residence

**Incident Description**

I am a 60 year old woman and in fear for my safety from a man named John Lynch who I previously worked with. He currently lives in California at 1032 Addison Circle, Petaluma, CA. Mr. Lynch has been arrested previously in Washoe County for domestic battery and I believe he spent time in jail in Colorado for embezzlement related to drug use. When I worked with Mr. Lynch I loaned him approximately \$20,000. I have a judgment against him and I have been trying to collect on that judgment. Mr. Lynch filed for bankruptcy in Nevada and again in California and both cases were dismissed by the bankruptcy courts, and he was barred from re-filing for bankruptcy by both courts. I recently had him served with an application to have my judgment recognized in California where Mr. Lynch resides. This morning, I read several e-mails Mr. Lynch sent to me yesterday. One of the emails contained within it an email that I purportedly sent to Mr. Lynch threatening him. I did not write or send that e-mail fabricated by Mr. Lynch. I am very concerned for my safety as it is obvious that Mr. Lynch will go to great lengths to harm me. I am currently subpoenaing the records from my email account to show that I did not send the email.

**Print This Report Close Window**

**From:** John Lynch (john.lynchiv@gmail.com)  
**To:** kernlawoffice@gmail.com;  
**Date:** Wed, June 20, 2012 8:59:18 PM  
**Cc:** wlauren@sbcglobal.net;  
**Subject:** Fwd: Judgement

Andrew,

Please see the harassment email below by creditor Whitney Lauren. Ms. Lauren is copied to this email for notification purposes only. I am very fearful of her threats below. Should I contact Sonoma County Sheriff or file CH papers?

Thanks.

John F Lynch IV

----- Forwarded message -----

**From:** whitney lauren <wlauren@sbcglobal.net>  
**Date:** Wed, June 20, 2012 at 1:33 PM  
**Subject:** Judgement?  
**To:** John Lynch <john.lynchiv@gmail.com>

John,

I will get you and the money you owe me. I will threaten your family and you.

I can hardly believe you are trying to file for bankruptcy. It does not look like it is working.

Whitney



**COLORADO  
DEPARTMENT  
OF PUBLIC SAFETY**

TO: DUNNING, MICHAEL

RE: LYNCH, JOHN F                      DOB: 041482    SOC: XXXXX2931

The Colorado arrest record for the person noted to follow

The Colorado Bureau of Investigation's database contains detailed information of arrest records based upon fingerprints provided by Colorado law enforcement agencies. Arrests, which are not supported by fingerprints, will not be included in this database. On occasion the Colorado criminal history will contain disposition information provided by the Colorado Judicial system. Additionally, warrant information, sealed records, and juvenile records are not available to the public.

***The results attached are based on a name search which may or may not be the subject of this inquiry. This search does not include a fingerprint comparison, which is the only means of positive identification.*** Since an arrest record may be established after this inquiry, an arrest record is only valid at the time of the current request. To ensure the most current available information in regards to subsequent arrest after an initial inquiry, it is recommended another query be made.

The results attached below are based on the criteria given.

Falsifying or altering this document with the intent to misrepresent the contents of the record is prohibited by law, and may be punishable as a felony when done with intent to injure or defraud any person.

Sincerely,  
Ronald C. Sloan, Director  
Colorado Bureau of Investigation

John W. Hickenlooper  
GOVERNOR

James H. Davis  
EXECUTIVE DIRECTOR

Colorado State  
Patrol

Colorado Bureau  
of Investigation

Division of  
Criminal Justice

Office of Preparedness,  
Security, and Fire Safety



Denver Office  
690 Kipling Street, Suite 3000  
Denver, Colorado 80215-5825  
(303) 239-4300  
Admin. FAX (303) 235-0568  
Invest. FAX (303) 239-5788  
[cbi.denver@cdps.state.co.us](mailto:cbi.denver@cdps.state.co.us)

Pueblo Office  
3416 North Elizabeth Street  
Pueblo, Colorado 81008  
(719) 542-1133  
FAX (719) 542-6411  
[cbi.pueblo@cdps.state.co.us](mailto:cbi.pueblo@cdps.state.co.us)

Grand Junction Office  
2797 Justice Drive  
Grand Junction, Colorado 81506  
(970) 248-7500  
FAX (970) 248-7464  
[cbi.grandjunction@cdps.state.co.us](mailto:cbi.grandjunction@cdps.state.co.us)

Durango Office  
160 Rock Point Drive, Unit B  
Durango, Colorado 81301  
(970) 375-1646  
FAX (970) 375-1619  
[cbi.durango@cdps.state.co.us](mailto:cbi.durango@cdps.state.co.us)



\*\*\* ATTN: KTI

COLORADO BUREAU OF INVESTIGATION - IDENTIFICATION UNIT  
690 KIPLING STREET, SUITE #3000, DENVER, COLORADO 80215 (303)239-4208

THIS IDENTIFICATION RECORD IS FOR LAWFUL USE ONLY AND SUMMARIZES  
INFORMATION SENT TO THE COLORADO BUREAU OF INVESTIGATION FROM  
FINGERPRINT CONTRIBUTORS IN THE STATE OF COLORADO.

UNLESS FINGERPRINTS ACCOMPANIED YOUR INQUIRY, THE COLORADO BUREAU OF  
INVESTIGATION CAN NOT GUARANTEE THIS RECORD RELATES TO THE PERSON IN  
WHOM YOU HAVE AN INTEREST.

IF THE DISPOSITION IS NOT SHOWN OR FURTHER EXPLANATION OF AN ARREST  
CHARGE OR DISPOSITION IS DESIRED, THAT INFORMATION MAY BE OBTAINED FROM  
THE AGENCY WHO FURNISHED THE ARREST INFORMATION.

ONLY THE COURT OF JURISDICTION OR THE RESPECTIVE DISTRICT ATTORNEY'S  
OFFICE WHEREIN THE FINAL DISPOSITION OCCURRED CAN PROVIDE A CERTIFIED  
COPY TO ANY SPECIFIC DISPOSITION.

STATE LAW GOVERNS ACCESS TO SEALED RECORDS.

BECAUSE ADDITIONS AND DELETIONS TO A CRIMINAL HISTORY RECORD MAY BE MADE  
AT ANY GIVEN TIME, A NEW INQUIRY SHOULD BE REQUESTED WHEN NEEDED FOR  
SUBSEQUENT USE.

\*\*\*\*\* IDENTIFICATION \*\*\*\*\*

NAME(S) USED:

LYNCH, JOHN FRANCIS

PHYSICAL:

SEX: M RACE: W HGT: 511 WGT: 160  
EYE: HAZ HAIR: BRO SKN:

DATE(S) OF BIRTH:

04/14/1982

PLACE(S) OF BIRTH:

MN

\*\*\*\*\* CRIMINAL HISTORY \*\*\*\*\*

=====  
Cycle 1 of 2 =====

----- ARREST -----

DATE ARRESTED 03/24/2005  
AGENCY DOUGLAS COUNTY SHERIFF OFFICE  
ARREST NUMBER 05A1423  
NAME USED LYNCH, JOHN FRANCIS  
CHARGE 01  
CHARGE LITERAL FRAUD AND ABUSE - COMPUTER COMPUTER CRIMES  
TYPE/LEVEL FELONY  
OFFENSE DATE 02/18/2005  
CHARGE 02  
CHARGE LITERAL LARCENY THEFT  
TYPE/LEVEL FELONY  
OFFENSE DATE 02/18/2005

=====  
Cycle 2 of 2 =====

----- ARREST -----

DATE ARRESTED 07/15/2005  
AGENCY DOUGLAS COUNTY SHERIFF OFFICE  
ARREST NUMBER 05A3319  
NAME USED LYNCH, JOHN FRANCIS  
CHARGE 01  
CHARGE LITERAL LARCENY OVER \$500 BUILD  
TYPE/LEVEL FELONY  
OFFENSE DATE 07/15/2005

DOCKET D0182005CR000319  
----- COURT -----  
CHARGE 01  
CHARGE LITERAL LARCENY THEFT/SERIES-\$500-\$15,000  
TYPE/LEVEL FELONY  
OFFENSE DATE 11/05/2004  
DOCKET D0182005CR000319  
COURT DISPOSITION DEFERRED SENTENCE  
DISPOSITION DATE 04/03/2006  
SENTENCE 50:00 H COMMUNITY SERVICE MUNITY SERVICE  
CHARGE 02  
CHARGE LITERAL - COMPUTER CRIME-SCHEME/DEFRAUD-500  
TYPE/LEVEL FELONY  
OFFENSE DATE 11/05/2004  
DOCKET D0182005CR000319  
COURT DISPOSITION DISMISSED BY DA  
DISPOSITION DATE 02/06/2006  
CHARGE 03  
CHARGE LITERAL - COMPUTER CRIME-UNAUTHORIZED ACCES  
TYPE/LEVEL MISDEMEANOR  
OFFENSE DATE 11/05/2004  
DOCKET D0182005CR000319  
COURT DISPOSITION GUILTY  
DISPOSITION DATE 04/03/2006  
SENTENCE 2:00 Y PROBATION 30:00 D JAIL 30:00 D WORK RELEASE

\*\* CRIMINAL JUSTICE AGENCIES MAY NOT HAVE PROVIDED ALL ARRESTS, \*\*  
\*\* CHARGES OR DISPOSITIONS TO THE CBI. THIS RECORD SHOWS ALL \*\*  
\*\* ARRESTS, CHARGES & DISPOSITIONS THAT WERE PROVIDED, UNLESS \*\*  
\*\* ACCESS TO THEM HAS BEEN LIMITED BY COURT ORDER. \*\*  
\*FALSIFYING OR ALTERING THIS RECORD WITH THE INTENT TO MISREPRESENT\*  
\*THE CONTENTS OF THE RECORD IS PROHIBITED BY LAW, AND MAY BE \*  
\*PUNISHABLE AS A FELONY WHEN DONE WITH THE INTENT TO INJURE OR \*  
\*DEFRAUD ANY PERSON. \*  
----- END OF RECORD MEETING DISSEMINATION CRITERIA -----  
----- 10/30/2012 13:59MT -----

## **COLORADO CRIMINAL HISTORY INFORMATION SHEET**

### **1. WHO IS CRIMINAL JUSTICE/LAW ENFORCEMENT?**

"Criminal justice agency" means any court with criminal jurisdiction and any agency of the state or of any county, city and county, town, boards of institutions of higher education, school district, special district, judicial district, or law enforcement authority which performs any activity directly relating to the detection or investigation of crime; the apprehension, pretrial release, posttrial release, prosecution, correctional supervision, rehabilitation, evaluation, or treatment of accused persons or criminal offenders; or criminal identification activities or the collection, storage, or dissemination of arrest and criminal records information.

### **2. DEFINE LAWFUL USE OF THE RECORDS.**

Records shall not be used by any person for the purpose of soliciting business for pecuniary gain. The official custodian shall deny any person access to records of official actions and criminal justice records unless such person signs a statement which affirms that such records shall not be used for the direct solicitation of business for pecuniary gain.

### **3. WHO ARE FINGERPRINT CARD CONTRIBUTORS?**

Fingerprint card contributors are "Criminal Justice Agencies," as defined above (#1).

### **4. WHAT IS A DISPOSITION?**

"Disposition" means a decision not to file criminal charges after arrest; the conclusion of criminal proceedings, including conviction, acquittal, or acquittal by reason of insanity; the dismissal, abandonment, or indefinite postponement of criminal proceedings; formal diversion from prosecution; sentencing, correctional supervision, and release from correctional supervision, including terms and conditions thereof; outcome of appellate review of criminal proceedings; or executive clemency.

### **5. WHERE CAN I GET A DISPOSITION IF IT IS NOT POSTED TO MY CBI RECORD?**

You can get copies of your dispositions from [www.cocourts.com](http://www.cocourts.com) for a nominal fee. These records are also available from the courts in which you appeared. If your case never went to court, you may be able to get the records from the arresting agency itself (the police department or sheriff's office) or the district attorney's office in the jurisdiction where you were arrested.

### **6. WHAT JUVENILE RECORDS ARE RELEASED TO THE PUBLIC?**

The records of law enforcement officers concerning juveniles, including identifying information, shall be identified as juvenile records and shall not be inspected by or disclosed to the public. The only Juvenile records released to the public are those juveniles that have been charged as adults. DUI and minor traffic violations are also releasable if the juvenile is over 16 years old when the offenses occur. Juvenile registered sex offender records will also be released.

### **7. WHAT IS A SEALED RECORD AND HOW CAN I GET MY RECORD SEALED?**

A sealed record is available only to law enforcement, not to the general public. Any person in interest (party to the case) may petition the District Court to seal records by filing a civil action in the county in which any arrest and/or criminal records are filed. A separate civil case must be filed for each court case record you want sealed, unless both a county court case (F Case) and a district court case (CR case) were established as a result of the same offense. You can obtain information on sealing your record from the State Judicial website, [www.courts.state.co.us](http://www.courts.state.co.us), or from the courts in which you appeared.



**8.WHO DO I CONTACT IF I HAVE A DISPUTE WITH MY RECORD?**

Any person in interest who is provided access to any criminal justice records shall have the right to challenge the accuracy and completeness of records to which he has been given access, insofar as they pertain to him, and to request that said records be corrected. You can do a record challenge at CBI (for information on this procedure go to the website, [www.cbi.state.co.us/id](http://www.cbi.state.co.us/id) or call (303) 239-4208. You can also take your dispute directly to the arresting agency.

**9.WHAT ARE COURT FILING ON DOCKET ENTRIES?**

These entries on the CBI record are displayed electronically on the Colorado criminal history by the State Judicial Department. They are currently posted from district court cases and they are based on the court case number, the arrest number, the last name of the individual, and the arresting agency.

**10. WHAT IS DOC INCARCERATION SENTENCE?**

DOC Incarceration Sentence is not a new arrest entry on the criminal history. When a person is convicted of a crime and they are sentenced to the Department of Corrections, an entry is made into the criminal history showing the charge the person was convicted of and how long the jail sentence was.

**11. WHAT SEX OFFENDER INFORMATION WILL BE RELEASED WITH THE RECORD?**

For additional sex offender information please access the Colorado Sex Offender website, [www.sor.state.co.us](http://www.sor.state.co.us). The results of the CBI record check will show if the person being checked on is currently a registered sex offender. Sex offender charges do not necessarily require a person to register as a sex offender.

**12. DOES CBI RELEASE WARRANT INFORMATION? WHAT IS A FUGITIVE OF OTHER JURISDICTION ENTRY?**

CBI does not release warrant information to the public. If you know what agency the warrant is out of, you will need to contact that agency for the information. That agency may or may not be able to release the warrant information; depending on their policy regarding the release of such information. The website, [www.cocourts.com](http://www.cocourts.com), may also provide some warrant information. A Fugitive of Other Jurisdiction charge means that the person in question had a warrant out of one law enforcement agency and was arrested by another agency for that warrant. The person does not necessarily have an active warrant out for their arrest.

September 28<sup>th</sup> 2012

Dear Trust Executive Director,

On September 21, 2012, while investigating criminal charges against a former employee of the Mandelbrot Law Firm (John F. Lynch), we became aware that Mr. Lynch successfully filed a fraudulent claim for his own benefit with a large Asbestos Bankruptcy Trust (CRMC) and received payment in excess of \$26,000. Local authorities are investigating this theft and working with the applicable Trust to bring charges against Mr. Lynch.

In addition, Mr. Lynch is also being charged with Grand Theft, Embezzlement and Burglary from our office in Marin County, CA.

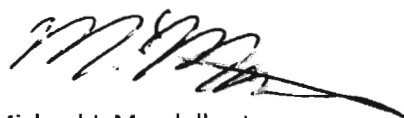
We feel it is our duty to notify all Asbestos Bankruptcy Trusts of these thefts so you can internally review your recent claim payments to see if your applicable Trust(s) has also been victimized.

Mr. Lynch, also a former employee of the Western Asbestos and J.T. Thorpe, Inc. Trusts, was familiar with filing practices for all Asbestos Bankruptcy Trusts. Here are the facts we are aware of, which he used to file a fraudulent claim:

1. The claims would have been filed on paper, not electronically
2. The claimant would have been purportedly representing themselves (either "Pro Se" or "In Pro Per"). No Attorney or Law Firm is identified on the claim form.
3. The claim we're aware of is a mesothelioma claim for an individual by the name of David E. Knight.
4. The SSN's used were 648-96-0213 and 386-25-5612.
5. DOB is 11/10/1950.
6. The beneficiary of the claim could be Kerry Knight, Kerry Hodges or Kerry Andrade, mailing address 1032 Addison Circle, Petaluma, CA 94952. Mr. Lynch also has known additional addresses in Petaluma, California and Reno, Nevada.
7. The claim would have been filed after November 2010.
8. Mr. Lynch did not use his own name anywhere on the claim (and not the name of the Mandelbrot Law Firm).

If you notice any such fraudulent claims, we urge you to contact your local authorities immediately. If you should have any questions, please contact me at anytime.

Sincerely,



Michael J. Mandelbrot  
Mandelbrot Law Firm



OFFICE OF THE DISTRICT ATTORNEY  
MARIN COUNTY, CALIFORNIA

Prevention ★ Prosecution ★ Protection

Edward S. Berberian  
District Attorney

Barry G. Borden  
CHIEF DEPUTY DISTRICT  
ATTORNEY

Robert R. Guidi  
CHIEF INSPECTOR

Peggy M. Toth  
ADMINISTRATOR

August 9, 2012

Michael Mandelbrot  
505 San Marin Drive , STE 200  
Novato, CA 94945

DA Reference Number: #250919  
Case Number(s): #NP12003705; CR181565

Re: VICTIM'S ADVISEMENT OF RIGHTS--MARSY'S LAW

Dear Michael Mandelbrot:

You have been identified as a victim within the meaning of the Victims' Bill of Rights of 2008: Marsy's Law. Charges have been filed in the above-mentioned case.

Victims Have the Right to Restitution: A victim of a crime, who incurs any economic loss as a result of the commission of that crime, is entitled to receive restitution directly from any defendant convicted of that crime. Restitution includes, but is not limited to, compensation for stolen or damaged property, medical expenses, mental health counseling expenses, wages or profits lost due to injury, lost wages or profits due to time spent as a witness or assisting the police or prosecution, actual and reasonable attorney fees incurred as a result of the defendant's conduct, and relocation expenses. If you believe that you are entitled to restitution, please retain all records related to your loss and expenses and submit documentation to the Marin County District Attorney's Office, Attn: Victim Assistance Unit (see address below), in the form of copies of bills, receipts, invoices, estimates, etc., so that the District Attorney can seek a court order for restitution. Please include the DA Reference Number and/or the case number with the documentation.

Any inquiry you wish to make with regard to this matter can be directed to the Marin County District Attorney's Victim Assistance Unit at telephone number (415) 473-2968; Fax number (415) 473-3719; or by mail, in care of the Marin County District Attorney's Office, Attn: Victim Assistance Unit, 3501 Civic Center Drive, Room 130, San Rafael, CA 94903.

Very truly yours,

EDWARD S. BERBERIAN  
DISTRICT ATTORNEY

Burglary  
of  
Mandelbrot Firm  
by Lynch

## DECLARATION OF MICHAEL R. DUNNING

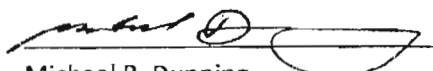
STATE OF CALIFORNIA

I, Michael R. Dunning, do hereby swear the following is true and correct:

1. I was born on 6/27/1978.
2. I have been employed by the Mandelbrot Law Firm from March 1<sup>st</sup> 2006 until present. I hold the position of Manager and am responsible for the day-to-day operations of the firm.
3. I was present during the hiring of John F. Lynch and managed his duties throughout his employment at the Mandelbrot Law Firm from November 1<sup>st</sup> 2010 until June 29<sup>th</sup> 2012.
4. I was present during Mr. Lynch's deposition on September 14<sup>th</sup> 2012 and have reviewed the transcript from this deposition. I have personally witnessed several acts of perjury by Mr. Lynch and can attest to the following instances of perjury given during his deposition.
5. Page 45, line 3. Perjury. The Mandelbrot Law Firm has always followed Trust procedures.
6. Page 46, line 3. Perjury. Litigation materials were never intentionally withheld. Before April 2012, they were not required as part of the claim. When the Trust retroactively implemented this policy in April 2012, the Mandelbrot Law Firm obtained and provided all available litigation documents.
7. Page 48, line 23. Perjury. Mr. Lynch states there are inner office emails that instruct him to intentionally withhold documents. Such documents do not and have never existed.
8. Page 50-53. Perjury. Mr. Lynch speculates he has information proving we file unreliable claims.
9. Page 54, line 7. Perjury. Mr. Lynch states that 90% of our claims contained false information. This is clear perjury. The Mandelbrot Law Firm has never intentionally filed a claim with fake information.
10. Page 58, line 22. Perjury. Mr. Lynch states that Social Security Records were intentionally withheld after the Trust had requested them
11. Page 60, page 19. Perjury. Mr. Lynch states that depositions were intentionally withheld after the Trust had requested them.
12. Page 66. Perjury. Mr. Lynch states he suspected the Mandelbrot Law Firm of fraud years ago but then pursued a position in our office and worked for 20 months without ever voicing this opinion.
13. Page 70, line 12. Perjury. Mr. Lynch states he made no derogatory statements about Ms. Sara Beth Brown. In actual fact, Mr. Lynch spoke frequently about her habits, hours worked, vacations to Mexico and her work ethic in general.
14. Page 80, line 25 – page 81, line 3. Perjury. Mr. Lynch specifically told me that our claims containing Economic Loss Reports were specifically targeted in an effort to reduce our high value claims.
15. Page 83, line 23. Perjury. Mr. Lynch state's he did not know he was one of the highest paid employees. Mr. Mandelbrot had this conversation with him and I followed up via email. See attached Exhibit A.

16. Page 84, line 15 – page 85, line 2. Perjury. Mr. Lynch states his duties did not change when he was asked to be a Senior Claims Processor. As a Senior Claims Processor Mr. Lynch held weekly meetings with three staff he was supervising and mentored junior staff. These responsibilities were not part of his prior role.
17. Page 85, line 6-7. Page 92, line 13. Perjury. Mr. Lynch states he did not file claims. Filing claims was his main responsibility.
18. Page 88, line 11 – page 89, line 22. Page 90 line 4 - 16. Perjury. I have been in attendance at all Mandelbrot Law Firm meetings. At no point during these meetings did Mr. Mandelbrot instruct staff to intentionally withhold supporting claim documents such as Social Security or Military Records in an effort to mislead or defraud the Trust.
19. Page 100, line 21 – page 103, line 25. Perjury. Mr. Lynch denies any knowledge of the audit or advising on how to handle. Mr. Lynch was very involved, knew of all proceedings, spoke of it often and offered advice on how to handle.
20. Page 104, line 24 – page 105, line 19. Perjury. Mr. Lynch makes false statements regarding his thoughts on the audit.
21. Page 109, line 9. Perjury. Mr. Lynch states he has no information about his criminal charges. He has appeared in court on at least one occasion on these charges.
22. Page 110, line 14. Perjury. Mr. Lynch states he didn't know about the child support notices. Mr. Lynch not only knew about it, he interfered with the notices and tried to have the Mandelbrot Law Firm submit a false claim. See attached Exhibit B.
23. Page 110, line 22 – page 112, line 10. Perjury. Mr. Lynch states he does not know how the child support documentation ended up in his desk drawer. I personally recovered the document from this drawer after his resignation on June 29<sup>th</sup> 2012.
24. Page 115, line 7. Perjury. Mr. Lynch states he did not live at 21 10<sup>th</sup> St, Apt 9 in Petaluma. The address is not technically correct, the letter was misstated. Mr. Lynch resided at 21 10<sup>th</sup> St, Petaluma. I visited him at this address on many occasions.
25. I believe Mr. Lynch's accusations about the Mandelbrot Law Firm are clear perjury. The Mandelbrot Law Firm has always provided all relevant information with every claim as required by the Trust TDP and Matrix. If any information was not submitted it was due to the Trust not requiring those documents at that time and never a deliberate attempt at falsifying claims. Since Trust rules were retroactively implemented, we have had to go back several times to older claims which were pending for many months, if not a year or more to supply additional information. If that additional information was available, we would supply it and if not would make every effort to obtain it. If any inconsistencies were found in this process, we would withdraw the claim. There has been no deliberate deceit of the Trusts by Michael J. Mandelbrot, the Mandelbrot Law Firm or any of its employees.

Signed under the Penalty of Perjury.

  
Michael R. Dunning

## Megan Emmerich

---

**From:** John Lynch [john@asbestoslegalcenter.org]  
**Sent:** Friday, November 05, 2010 1:29 PM  
**To:** 'Michael R Dunning'  
**Subject:** RE: car

Yes he did and I agree with your insight.

**From:** Michael R Dunning [mailto:dunning@asbestoslegalcenter.org]  
**Sent:** Friday, November 05, 2010 1:27 PM  
**To:** 'John Lynch'  
**Subject:** RE: car

Don't know if Mike mentioned it but your salary is substantially higher than most of the staff so best not to discuss with anyone.

*Mandelbrot Law Firm/Asbestos Legal Center  
505 A San Marin Drive, Suite 200  
Novato, CA 94945  
Tel (415) 895 5175  
Fax (415) 895 1328  
[www.asbestoslegalcenter.org](http://www.asbestoslegalcenter.org)*

**From:** John Lynch [mailto:john@asbestoslegalcenter.org]  
**Sent:** Friday, November 05, 2010 1:18 PM  
**To:** 'Michael R Dunning'  
**Subject:** RE: car

Yes, for the first 6 months. After 6 six months it increases to 65. So on an annual basis I told them 65.

**From:** Michael R Dunning [mailto:dunning@asbestoslegalcenter.org]  
**Sent:** Friday, November 05, 2010 1:15 PM  
**To:** 'John Lynch'  
**Subject:** car

They called asking for your salary. 55?

*Mandelbrot Law Firm/Asbestos Legal Center  
505 A San Marin Drive, Suite 200  
Novato, CA 94945  
Tel (415) 895 5175  
Fax (415) 895 1328  
[www.asbestoslegalcenter.org](http://www.asbestoslegalcenter.org)*

## Michael R Dunning

---

**From:** John Lynch <[john.lynchiv@gmail.com](mailto:john.lynchiv@gmail.com)>  
**Sent:** Tuesday, May 15, 2012 8:05 AM  
**To:** Michael Dunning  
**Subject:** Re: DCSS

I completely understand the employers position, it's Family Code. However, the information is not for the Courts (as stated below) and this is why I would have appreciated the notification.

I'm sure everything was filled out correctly. For example, any bonuses were not reflected as a total annual income. But rather, the annual salary and YTD bonuses were declared separately, as stated in Family Code 17512.

On Tue, May 15, 2012 at 7:13 AM, Michael Dunning <[dunning@asbestoslegalcenter.org](mailto:dunning@asbestoslegalcenter.org)> wrote:  
We have a responsibility to the court to provide whatever info they request. If the form asked for your complete income, that would have been given.

On May 14, 2012, at 7:12 PM, John Lynch <[john.lynchiv@gmail.com](mailto:john.lynchiv@gmail.com)> wrote:

I should have informed you earlier, but I need to know about this stuff.

Income verification for support only reflects the base salary amount. I'll be back to Court in two seconds now.

I would have appreciated an email given I was out of town. My counsel could have directed the rest.

I'll be in early, so we can discuss anytime.

----- Forwarded message -----

**From:** Andrew Kostick <[andrew@asbestoslegalcenter.org](mailto:andrew@asbestoslegalcenter.org)>  
**Date:** Mon, May 14, 2012 at 6:45 PM  
**Subject:** RE: DCSS  
**To:** John F Lynch <[john.lynchiv@gmail.com](mailto:john.lynchiv@gmail.com)>

John.

I completed that form with Michael and I believe that I included the bonus information. I can talk to you about it tomorrow.

-----Original Message-----

From: John F Lynch [mailto:[john.lynchiv@gmail.com](mailto:john.lynchiv@gmail.com)]

Sent: Saturday, May 12, 2012 2:43 PM

To: Andrew Kostick

Subject: DCSS

Andrew,

You will be receiving or may have already received an income verification for child support. The forms will be included, so it is self explanatory.

Bonuses are subject to performance, and therefore, non-reportable income.

Since I am 100% paid on support DCSS will not input a wage assignment. Most likely....

John F Lynch IV

Sent from my iPhone. Please excuse any misspellings.

CONFIDENTIAL AND PRIVILEGED COMMUNICATION E-MAIL NOTICE - This transmission

may be: (1) Strictly confidential. If you are not the intended recipient of this message, you may not disclose, print, copy or disseminate this information. If you have received this in error, please reply and notify the sender (only) and delete the message. Unauthorized interception of this e-mail is a violation of federal criminal law.

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John F Lynch IV

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John F Lynch IV



## DECLARATION OF MEGAN L. EMMERICH

STATE OF CALIFORNIA

I, Megan L. Emmerich, do hereby swear the following is true and correct:

1. I was born on March 17, 1986.
2. I was employed by the Mandelbrot Law Firm/Asbestos Legal Center from August 2008 until June 2012 and I held the position of Claims Processor.
3. John F. Lynch was my colleague from the time that he was hired at the Mandelbrot Law Firm/Asbestos Legal Center until the time that I left the Mandelbrot Law Firm/Asbestos Legal Center, as well as my appointed supervisor from approximately December of 2010 until June of 2012.
4. John F. Lynch ran quality check on the claims that I put together during the time that we were simultaneously employed by the Mandelbrot Law Firm/Asbestos Legal Center and never advised me that he believed anything submitted was fraudulent.
5. I have read the full deposition transcript of Mr. John F. Lynch IV dated September 14, 2012 and have found numerous accounts of false testimony stated by Mr. John F. Lynch in relation to the happenings at the Mandelbrot Law Firm/Asbestos Legal Center. I have listed the mentioned false testimony below.
6. Page 54, line 7: Mr. Lynch declares that ninety percent of the Mandelbrot Law Firm claims contained false information. To my knowledge, the Mandelbrot Law firm did not intentionally file false claims. In my nearly four years with the firm, I personally worked with and filed well over one hundred claims. I never came across a single claim that I believed contained false information.
7. Page 53, line 11: Mr. Lynch attests that interrogatories submitted to the Trust by the Mandelbrot Law Firm to evidence exposure to J.T. Thorpe products or sites were untrue and knowingly false. To my knowledge, the Mandelbrot Law Firm only submitted claims for individuals who had clear exposure to J.T. Thorpe products. Clients were mailed verification pages to sign, and were instructed to read through the interrogatories before signing the verifications to make sure that everything stated by the Mandelbrot Law Firm in the interrogatories was true.
8. Page 91, line 1: Mr. Lynch indicates that Mr. Mandelbrot told employees to withhold military records from claims. To my knowledge and recollection, Mr. Mandelbrot never told anyone at the firm, including myself, to withhold military records from claims.

9. Page 147, line 7: Mr. Lynch indicates that I, Megan Emmerich, would agree that the Mandelbrot Law Firm submitted unreliable or untrue claims, and that the evidence in support of those claims was unreliable. I do not agree that the Mandelbrot Law Firm submitted unreliable or untrue claims to any Trust, or that the evidence in support of those claims was unreliable.
10. Page 89, line 8: Mr. Lynch indicates that I, Megan Emmerich, was present during a conversation when Mr. Mandelbrot told his staff to withhold military records and "other things." I do not recall Mr. Mandelbrot ever telling me, or any other member of the Mandelbrot Law Firm staff, to withhold military records or "other things."
11. I believe that Mr. Lynch's accusations against the Mandelbrot Law Firm/Asbestos Legal Center are completely false. Having been an employee of the Mandelbrot Law Firm/Asbestos Legal Center for almost four years, I experienced the Trust requirements change numerous times over those years. Mike Mandelbrot and the employees of the Mandelbrot Law Firm did everything in our power to submit as much information, and as many documents as we had available, in support of our claims. If we found that a claim did not contain enough information to validate it, we would promptly withdraw the claim. During the time that I was employed by the Mandelbrot Law Firm, I never submitted, and did not hear of any other employee at the Mandelbrot Law Firm submitting, fraudulent claims to the Trusts.

Signed under the Penalty of Perjury.

  
Megan L. Emmerich

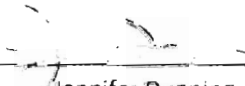

STATE OF CALIFORNIA            )  
  )  
COUNTY OF SONOMA            )

**AFFIDAVIT**

I, Jennifer Dunning, declare that the following is true and correct under the penalty of perjury under the Laws of the State of California:

1. My name is Jennifer Kate Dunning.
2. I reside at 2272 Wolfberry Way, Santa Rosa, CA 95404.
3. My date of birth is August 30, 1974.
4. I am employed at the Mandelbrot Law Firm/Asbestos Legal Center in the capacity of a Claims Processor. I began employment on July 1, 2007.
5. John F. Lynch IV was my colleague at the Mandelbrot Law Firm/Asbestos Legal Center, also in the capacity of a Claims Processor, from November, 2010 until June, 2012.
6. I have read the full deposition transcripts of Mr. John F. Lynch IV dated September 14, 2012 and find several statements of perjury by John F. Lynch IV therein.
7. Page 53, line 7 - Perjury: To my knowledge, the interrogatories that were submitted to the Trust by the Mandelbrot Law Firm to evidence exposure to J.T. Thorpe sites or products have been truthful.
8. Page 54, line 7 – Perjury: To my knowledge, 100% of the claims submitted to the J.T. Thorpe, Inc. trust by the Mandelbrot Law Firm have contained truthful evidence to substantiate payment.
9. Page 58, line 22 – Perjury: To my knowledge, social security records have never been intentionally withheld from the Trust.
10. Page 60, line 19 – Perjury. To my knowledge, the Mandelbrot Law Firm has never intentionally withheld prior litigation materials from the Trust after the Trust has requested them.
11. Page 88, line 11 – Perjury: I attended all company meetings during the time Mr. Lynch worked at the firm. During these meeting, at no time were the Claims Processors instructed by attorney Michael J. Mandelbrot to withhold portions of military or social security record documents which could contradict and/or disprove previously claimed exposure.

Affiant says nothing further.

  
\_\_\_\_\_  
Jennifer Dunning  
  
\_\_\_\_\_

Date

**DECLARATION OF MICHAEL J. MANDELBROT IN SUPPORT OF PERJURY CHARGES AGAINST JOHN F. LYNCH**

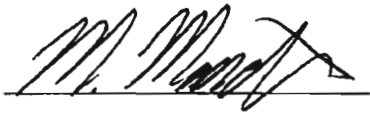
STATE OF CALIFORNIA

1. I was born on October 10, 1968.
2. From 1994 to the present time, I have been an Attorney in good standing with all Courts of the State of California.
3. My office is the Mandelbrot Law Firm, located in Novato, California.
4. I employed John F. Lynch from November 1, 2010 until June 29, 2012 when Lynch resigned with various criminal charges pending.
5. The Mandelbrot Law Firm is currently involved in a contentious lawsuit with the J.T. Thorpe, Inc. Trust.
6. I was present during the deposition of John Lynch on September 14, 2012 in Sonoma County in which testimony was given in Mandelbrot v. J.T. Thorpe, Inc. lawsuit.
7. In addition, I have read the transcript from the deposition of Mr. Lynch on September 14, 2012.
8. On September 14, 2012, Mr. Lynch, while under oath, willfully provided false testimony concerning matters material to a judicial proceeding (committed perjury).
9. Perjury by Mr. Lynch on September 14, 2012 includes, but is not limited to, the testimony referenced below.
10. Page 45, line 3 - Perjury. Fact: The Mandelbrot Law Firm has always followed the Trust procedures.
11. Page 46, line 3 – Perjury. Fact: The Mandelbrot Law Firm has never intentionally withheld documents.
12. Page 48, line 23 – Perjury. Fact: No e-mails have ever existed that instructed him or anyone to intentionally withhold documents.
13. Page 54, line 7 – Perjury. Fact: The Mandelbrot Law Firm has never filed a claim with false information.
14. Page 58, line 22- Perjury. Fact: Social Security records have always been provided to the Trusts when available.
15. Page 60, line 19 – Perjury. Fact: Depositions have always been provided to the Trust when available.
16. Page 66 – Perjury. Fact: The Mandelbrot Law Firm has never committed fraud and Mr. Lynch's own writings (see Exhibit A to the deposition) show he had no reason to suspect as such.
17. Page 80, line 25 and Page 81, line 3 – Perjury. Fact: Mr. Lynch had previously indicated to me that the Mandelbrot Law Firm was specifically targeted.
18. Page 85, line 6-7; Page 92 – Perjury. Fact: Mr. Lynch's main responsibility at my office was the filing of Claims.
19. Page 88, line 11; Page 89, Line 22; Page 90, lines 4-16 – Perjury. Fact: I have never instructed my staff at any meetings to withhold documents such as Social Security Records or Military Records.

In Fact, I have specifically instructed my staff to produce said documents with every claim. I have never attempted to mislead or defraud the Trust.

20. Page 100, Line 21; Page 103, Line 25 – Perjury. Fact - I personally spoke with Mr. Lynch extensively about the audit. Mr. Lynch was involved in gathering documents and calling witnesses for the audit prior to his resignation.
21. As indicated above, Mr. Lynch's testimony on September 14, 2012 contained numerous instances of perjury. This was clearly an effort to maliciously and materially harm my Law Firm. As a result of the perjury of Mr. Lynch, I have recently received 3 additional lawsuits.
22. I urge you to prosecute John F. Lynch on Felony Perjury Charges.

Signed Under Penalty of Perjury.

A handwritten signature in black ink, appearing to read "M. Mandelbrot", written over a horizontal line.

September 27, 2012

Michael J. Mandelbrot, Attorney