



COMMONWEALTH OF PENNSYLVANIA
OFFICE OF ATTORNEY GENERAL

July 15, 1997

D. MICHAEL FISHER
ATTORNEY GENERAL

15th Floor, Strawberry Square
Harrisburg, Pa 17120
(717) 783-1111

Robert G. Kearns, Jr.
R.R. #3, Box 254A1
Hollidaysburg, PA 16648

Dear Mr. Kearns:

Your letter to the Attorney General has been referred to this office for reply.

Although we understand the great importance of the problem you describe in your letter, the Attorney General does not have authority under Pennsylvania law to act on behalf of the people involved in child support or custody cases or matters related to the legal actions which any of the parties is bringing.

Sincerely yours,

A handwritten signature in dark ink, appearing to read "D. DeVries", written over the typed name and title.

David J. DeVries
Chief Deputy Attorney General
Office of Civil Law



COMMONWEALTH OF PENNSYLVANIA
OFFICE OF ATTORNEY GENERAL

November 9, 1998

MIKE FISHER
ATTORNEY GENERAL

1600 Strawberry Square
Harrisburg, PA 17120
(717) 783-3014

Mr. Robert G. Kearns, Jr.
RR#3, Box 254A1
Hollidaysburg, PA 16648

Dear Mr. Kearns:

I am writing in response to your recent correspondence to the Office of Attorney General. Your letter was forwarded to the Criminal Law Division for reply. After reviewing your concerns, it has been determined that your complaint does not fall within the jurisdiction of this Office.

The authority of the Pennsylvania Office of Attorney General to investigate and prosecute is primarily derived from the Commonwealth Attorneys Act, 71 P.S. § 732-201 et seq., which limits the jurisdiction of the Attorney General to matters involving state employees, organized crime, narcotics, insurance fraud, Medicaid fraud, or matters arising out of the statewide investigating grand jury.

Although the Office of Attorney General is unable to assist you, I nonetheless thank you for bringing this matter to our attention.

Sincerely,

A handwritten signature in black ink, appearing to read "Stephen S. Cook".

Stephen S. Cook
Deputy Attorney General
Criminal Prosecutions Section

SSC/pjc
CLD981096



COMMONWEALTH OF PENNSYLVANIA
OFFICE OF ATTORNEY GENERAL

MIKE FISHER
ATTORNEY GENERAL

January 29, 2001

16th Floor, Strawberry Square
Harrisburg, PA 17120
(717) 787-6346

Robert G. Kearns, Jr.
RR#3, Box 254A1
Hollidaysburg, PA 16648

Dear Mr. Kearns:

I am writing in response to your recent correspondence to Attorney General D. Michael Fisher, as well as the attached private criminal complaints against Blair County court officials. The Office of Attorney General has no authority or jurisdiction to handle this matter.

The jurisdiction of the Office of Attorney General to investigate and prosecute is primarily derived from the Commonwealth Attorney's Act, 71 P.S. § 732-201 et seq., which limits the authority of the Attorney General to matters involving state employees, organized crime, narcotics, insurance fraud, Medicaid fraud or matters arising out of the statewide investigating grand jury. Accordingly, your complaint does not fall within the jurisdiction of this Office.

If you would like to pursue this matter further, you may wish to refer the private criminal complaints to the District Attorney's Office for approval. Please understand, however, that it will be up to the District Attorney's discretion as to whether the same will be approved.

I understand that you have complaints about the result in a custody proceeding in Blair County court. If that is the case, you may wish to speak with your domestic relations attorney. He or she should be able to advise you on the proper way, if any, to address your concerns. If you are not happy with your present attorney, we suggest that you contact the bar association referral service in your county or the Pennsylvania Bar Association in Harrisburg at (800) 932-0311.

Robert G. Kearns, Jr.
January 29, 2001
Page Two

Although this Office can be of no further assistance to you at this time, I nonetheless thank you for bringing this matter to our attention.

Very truly yours,

A handwritten signature in black ink, appearing to read "Heather M. Albright", with a long horizontal flourish extending to the right.

Heather M. Albright
Deputy Attorney General
Criminal Prosecutions Section

HMA/pjc
CLD010006

David B. Kearns
RR#3 Box 254A1
Hollidaysburg, Pa. 16648

January, 6, 2002

Attorney General Mike Fisher
16th Floor, Strawberry Square
Harrisburg, Pa. 17120

Dear Mike Fisher:

I am writing in regards to my brother's custody case (Frederick vs. Kearns--96 GN 2139) I believe this case should be of particular interest to you since it involves record tampering and criminal conspiracy by the presiding Blair County Judge, Hiram A. Carpenter and his court reporters. I am also a witness to this crime along with other spectators at the above captioned procedure.

While this level of criminal activity in our courts may not be predominant, any instance of record tampering by judges is against public policy and grossly violates the Constitutions of the United States and Pennsylvania. As painful as it may be for you to hear of this type of abuse of power and judiciary corruption, this criminal activity and trampling of peoples rights should not be tolerated by the states top law enforcement officer.

Our country is at war fighting foreign terrorists, but we need people like you to fight the terrorists who wear black robes and took the form of judges in our homeland family courts.

You might ask how serious is this alleged record tampering of custody case transcripts? After reviewing the extensive transcripts in my brother's case, we found approximately 300 alterations of material statements primarily in testimony of Children and Youth Services and expert witnesses of the psychiatric profession. If Judge Carpenter had left the testimony in its original context these expert witnesses were exposed for perjury, misdiagnosis of a psychological condition of a child and malpractice. Wherefore this judge could not have made a ruling in favor of the mother. His fraudulently devised ruling has allowed my niece to suffer indignities beyond human comprehension. This judge has left her vulnerable to the continuing maltreatment and persuasions of the "witch doctors" that have all but destroyed this child's mind through the enforcement powers of CYS. Why in America should this kind of corruption be allowed to destroy an emotional bond and relationship between a father and his daughter? The child's own testimony before this judge and a guardian ad litem said she wanted to live with her dad because he wouldn't hurt her like her mother does.

I am aware that within the last year you were contacted about this case and you have suggested that this case be brought to the attention of the Blair County District Attorney's Office. While this may be prudent procedure when it encompasses crimes not involving a county judge, this advice doesn't fit the criteria in this case for obvious reasons. It would more than likely be a conflict of interest and this D.A. will eventually become a private attorney who will have to practice law again before a court he may have investigated and prosecuted. It would most likely mean political and professional suicide!

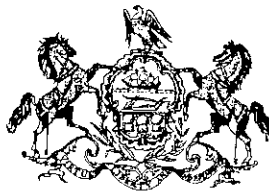
In shirking his duties to address my brother's criminal complaint, the D.A. responded to my brother's request for an investigation by writing across the board that the judge and his court reporters enjoy judicial immunity. You know as well as I do that court reporters are not immune from prosecution for committing the crimes of tampering with public records or fabricating physical evidence. That is why they are bonded. And you know judges are not immune from crimes they commit acting under the color of law. Altering testimony is not a judicial act protected under the jurisdiction of the court. Given the D.A.'s response, I and my family would call this determination a fraud to cover up a serious crime. This act in no way is preserving the public trust in our judiciary. It just undermines it and sinks it deeper. In fact, in Blair County there is no trust in our court system, just ask former Judge Norman Callan.

It is a sad day in America when a judge crosses over the line from adjudicating a custody procedure to becoming a child abuser and criminal sitting on the bench. Why is my brother and innocent niece the victims of a serious crime committed against them by an institution that it is to provide fairness and justice? They have both been put through heinous psychological abuse and it should not be their responsibility or the general public's to hire an attorney or bear the astronomical financial burden and hardships to clean out this abuse of judicial power. As you know, and as my brother has discovered after spending tens of thousands of dollars, private attorneys are scared to death to file criminal charges against a court.

Therefore, I am respectfully requesting your office to conduct a full and thorough investigation into the criminal activities of the Blair County Court system.

Sincerely,

David Kearns



COMMONWEALTH OF PENNSYLVANIA
OFFICE OF ATTORNEY GENERAL

January 10, 2002

MIKE FISHER
ATTORNEY GENERAL

16th Floor, Strawberry Square
Harrisburg, PA 17120
(717) 787-6346

David B. Kearns
RR#3, Box 254A1
Hollidaysburg, PA 16648

Dear Mr. Kearns:

I am writing in response to your recent correspondence to Attorney General D. Michael Fisher, requesting that the Office of Attorney General conduct an investigation into your concerns. The Office of Attorney General has no authority or jurisdiction to handle this matter.

The jurisdiction of the Office of Attorney General to investigate and prosecute is primarily derived from the Commonwealth Attorneys Act, 71 P.S. § 732-201 *et seq.*, which limits the authority of the Attorney General to matters involving state employees, organized crime, narcotics, insurance fraud, Medicaid fraud or matters arising out of the statewide investigating grand jury. Accordingly, your complaint does not fall within the jurisdiction of this Office.

If you would like to pursue this matter further, you may wish to contact your local law enforcement agency or the District Attorney's Office. Please understand, however, that it will be up to the District Attorney's Office to determine whether any criminal action is appropriate.

Although this Office can be of no further assistance to you at this time, I nonetheless thank you for bringing this matter to our attention.

Sincerely,

A handwritten signature in black ink, appearing to read "Eric R. Augustine".

Eric R. Augustine
Deputy Attorney General
Criminal Prosecutions Section

ERA/pjc
CLD020049