

EVIDENCE REPORT FOR APPEAL
Draft presented to Wynn Williams by Harmon L. Wilfred

IN THE HIGH COURT OF NEW ZEALAND
WELLINGTON REGISTRY

CIV 2005

UNDER Section 115 of the immigration
Act 1987
IN THE MATTER of an appeal from the decision of
the Removal Review Authority
Appeal No. AAS45984 dated 9
August 2005

BETWEEN **HARMON LYNN WILFRED** of
Christchurch, Company Director

Appellant

AND **THE CHIEF EXECUTIVE OF**
THE DEPARTMENT OF
LABOUR

WYNN WILLIAMS & CO
SOLICITORS
CHRISTCHURCH

Solicitor: P F Whiteside

Appellant's Solicitors
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All evidence herewith presented is referenced from the documentary web site www.luminadiem.com with narrative by section number as follows:

- 1. Evidence of political corruption and conspiracy against Harmon Lynn Wilfred. ref: documentary web site www.luminadiem.com Sections 1-30 and the Transcripts Section: Sections 1-16 with special emphasis on the following:**
 - **Background Summary**
 - **Case History Outline**
 - **Section 3, Suit Filed for Civil Rights, Case # 90-1892**
 - **Section 6, Gregory Craig Summary and Request for Assistance from his client, President Clinton**
 - **Section 21, Report and Affidavit re: Affirmative Evidence and Witness Interviews in Cooperation With El Paso County DA, Bob Harward**
 - **Parrish Letter to DA, Harward**
 - **Attorney Dale Parrish Affidavit Status Report**
 - **Critical Evidence Attachments**
 - **Case history, Section 25, Multiple Violations of Hague Commission Treaty, Canada / US**
 - **Case History, Section 27, Supplement to Case History, Conspiracy Theory, 3-Way Advantage**
 - **Case History, Sections 28 and 29**

The corruption and conspiracy issue started with the clear violation of my rights as a father in the divorce trial of June, 1990 and thereafter the continuing and multiple violations of my civil rights as this relates to the connections between this original divorce judgment and its use in every family court judgment and related county and federal family court criminal charge laid against me and dismissed thereafter. The evidence of political corruption and conspiracy is clearly established only when carefully reading and examining **all** 30 Case History Sections and 16 Transcript Sections within the Lumina Diem documentary web site including the Section commentaries and the attached PDF documents.

The information, accounts and commentaries contained therein establishes the clear nexus between the fabricated and now expired family court charges (please see the legal opinion attached and submitted to the RRA by NZ international attorney John Rutherford) and the illegal actions of the El Paso and Arapahoe County District Attorney's offices and the federal agencies ultimately involved, including the US and Canadian Justice Departments and the US CIA. I believe the appropriate legal term is the "preponderance of evidence".

The original and now expired family court charges and the ensuing multiple actions and violations of my rights under the International Hague Commission Treaty were taken against me by these respective government authorities. These actions were in retribution for me having taken a personal stand against

the political corruption of the embezzlement of billions of dollars and the violation of my civil rights:

- Blowing the whistle on the Colorado family court system and certain specific judges for the violation of my constitutional rights and rights as a father. Filed Case # 90-CV-1892 in Federal District Court, Oct 25, 1990.
- Blowing the whistle on the US Federal Government and their Agency, the RTC for their involvement in fraud, embezzlement and deliberate waste of billions of dollars during the financial failure of the US Savings and Loan system. US. Class Action Case #92-CV-2042 in Federal District Court, October 16, 1992.
- Blowing the whistle on John Suthers (currently the assigned Colorado State Attorney General) as the former El Paso County District Attorney and others in the El Paso County government and Justice System for his/their involvement and/or the cover-up of the embezzlement of funds from their own county pension fund relating to Class Action Case #92-CV-2042.
- Blowing the whistle on the US CIA and the office of the President under Bill Clinton, for their illegal involvement in fraud and embezzlement of Mitsubishi Bank funds targeted for humanitarian aid to Guatemala. See Case History, Sections 6, 7 and 27
- Blowing the whistle to the US Justice Department on the entire system at the local, state and federal levels for the gross violation of my rights as a citizen of the US for deliberately using my family dispute to discredit and ruin me financially, and make good on a promise by President Bill Clinton's attorney that if I should blow the whistle by taking my evidence to the US Justice Department I would "never see my children again".

The continuing result of this conspiracy of political and judicial abuse has placed me and my children in a legally dysfunctional and impossible "Catch 22" as illustrated in the following bullet points of information within the documentary:

Lumina Diem, Home Page and Introduction

Key PR Web press releases:

DEC 28, 2004 ... [Exiled U.S. Whistleblower Will Fight to Stay In New Zealand](http://www.prweb.com/releases/2004/12/prweb191384.php)
<http://www.prweb.com/releases/2004/12/prweb191384.php>

FEB 9, 2005...[Outraged American Whistleblower to Renounce His US Citizenship](http://www.prweb.com/releases/2005/2/prweb207469.php)
<http://www.prweb.com/releases/2005/2/prweb207469.php>

MAR 9, 2005 ... [Whistleblower and Former US Citizen Elated to be Free at Last](http://www.prweb.com/releases/2005/3/prweb216600.php)
<http://www.prweb.com/releases/2005/3/prweb216600.php>

Section 1

- Case history, résumé's and introduction to prosecutorial abuse in the US justice system.

Sections 2- 3

- The initial family court abuse started with my first family court case in 1990 where my civil rights were blatantly violated by the family court judge that included:
 - Denial of Transcripts
 - Denial of Due Process
 - Illegal Search and Seizure
 - Violation of Attorney Client Privilege
 - Violation of Religious Freedom

Sections 4- 7

- I challenged the violations of my civil rights pro se in US Federal District Court and the case was dismissed on the grounds that civil rights violated in state family courts cannot be protected or restored by the federal courts. Using this original case and judgment as a basis, in 1998 the Colorado family court and justice system laid charges against me in retribution for having blown the whistle on the DA's involvement in embezzlement that initially involved a 30 billion dollar class action suite against the federal agency, the Resolution Trust Corporation. These charges were laid in a bid for my extradition while living in Canada, which prompted Canadian Immigration to disallow me to work until these issues were concluded (ref Section 13). This also occurred while I was working with the US CIA on a covert operation as a financial contractor. The operation was compromised and further federal corruption inadvertently exposed as a result of my arrest on extradition in Canada. I offered all of my documents and files as evidence to the Canadian Court and ultimately even the US Securities and Exchange Commission to no avail.

Sections 8-29

- While challenging the charges from Canada through a mail, phone and legal campaign to the appropriate US and international authorities, in due course I set aside my extradition appeal and returned to the US on two separate occasions thereafter to challenge the charges and deal with all family court matters such as accumulating excessive child support and maintenance. The result of my efforts was to be illegally arrested for financial reviews and back child support (in violation of the international treaty) that I could not pay because I could not work without the family court "criminal" issues being challenged and concluded (Catch 22).

Section 30 and Update Attachments

- Having finally left North America in 2001 so I could legitimately work for my wife's estate and actually pay child support, After faithfully paying support for over 3 years, my US passport was taken by the US Embassy in August, 2004 upon renewal in New Zealand because I was not paying enough child support (even though the accumulated amount paid at that time was in excess of US \$160,000 and to date now exceeds US \$200,000) The quoted unpaid child support and maintenance bill required to be paid for the renewal of my passport was in excess of one million US dollars.
- With no ability to pay such a bill because I did not have any where near the income or the assets to justify such an order in the first place, I was placed in an untenable situation without a passport in New Zealand.
- Outraged as to the US foreign policy in Iraq and elsewhere in the world and my personal complaint and political retribution being exacted in the US family courts, I then renounced my citizenship on March 1, 2005 and placed myself under the only jurisdiction in New Zealand that was available without a passport, the Removal Review Authority to obtain residency.
- I have continuously maintained contact with the child support enforcement authorities in Colorado since my arrival in New Zealand and have since actually obtained approval for a reduction in child support currently under stipulation for court consideration.
- In order to effectively challenge the now expired family court charges for a formal dismissal as well as have my rights restored as a father, I must return to Colorado and go before the court.
- If I return to Colorado, as recently stated by the DA in El Paso County to Al Manco, my New Zealand Attorney, I will be further arrested and incarcerated until my case is heard. If history is any indicator of what comes next, I would expect further charges to be laid of an innocuous nature that would keep me in either state or federal jails for at least months if not years.
- While in jail for an indeterminate period of time by a state justice system that is clearly in conflict after having been confronted by my having blown the whistle on their part in a county pension fund embezzlement scheme, the child support and maintenance cannot be challenged or paid, therefore the Catch 22 is complete.
- As a result of this Catch 22, my children suffer, their mothers suffer, my wife suffers, our New Zealand business suffers, and I continue to live in fear of further retribution of the United States of America for having blown the whistle on the local, state and federal levels for the embezzlement of public funds and the violation of my civil and human rights.
- All of this for politically motivated and manufactured charges that are now beyond the statutory time limit, and child support and maintenance that is so outrageous that even the Colorado child support enforcement authority has recently approved a reduction in the amount in one case from US \$1,050 / month to their recommended \$50.00 per month.

- The end result is exactly what President Bill Clinton's attorney; Gregory Craig promised me in Toronto in November of 1999 in the presence of my now wife Carolyn Dare Wilfred, "If you take your case and evidence of state and federal corruption and conspiracy to the US Justice Department, you will never see your children again".
- The evidence of the danger to me personally should I return to the US are illustrated in:
 - The multiple incarcerations and violations of the Hague Commission Treaty that have occurred to date by the State of Colorado with the Federal Government's participation.
 - The "unfair" situation of my returning to be instantly incarcerated upon my arrival in the US. (See attorney Al Manco's affidavit)
 - The threat of potential harm by the CIA for having blown the whistle on the Mitsubishi transaction is best described by the e-mail message of agent Michael Austin dated April 21, 1998 and listed in Section 7, PDF B page 18, "*Nobody is going to admit to this deal... the people that are involved won't let the deal be blown by someone screwing up... They will go as far as to eliminate the problem...*"

2. Evidence of financial contractor status for the Mitsubishi transactions as this relates to the CIA. Ref: Section 6, 7,9,17, 18, 19, 20, 27

As the Mitsubishi note transaction was from the very beginning a covert CIA operation involving multi-billion dollar bank notes that were originally issued in the mid to late 1960's on behalf of Central American countries and ultimately used for US and Central American covert operations such as the financing of the Iran Contra arms deals, I was sworn to secrecy under my original military top secret security clearance and given the directive of culpable or plausible deniability. In international covert circles, this directive is often issued in lieu of documented evidence or otherwise of CIA involvement where there is deliberately no information made available to confirm such involvement that names the agency (the "company"), or in this case the US President's involvement in the transaction. In a well documented article written by Carlos Salinas in July, 1998 Advocacy Director for Amnesty International, "Human Rights and Intelligence Reform" (<http://www.fpif.org/briefs/vol3/v3n20hri.html>) Mr. Salinas describes US covert operations as this relates to plausible deniability as follows:

Covert action is yet another intelligence operation. Not limited to gathering information, a covert action is any operation in which the hand of the U.S. is to remain hidden. A key concept for such actions is that of plausible deniability—the ability of [even] the president to disavow any U.S. knowledge of involvement in the action. The legal basis for covert actions is derived from the National Security Act of 1947, which states that as part of its role the agency will perform "other functions and duties related to intelligence"... Secrecy is safeguarded by the

National Security Act's protection of "intelligence sources and methods from unauthorized disclosures." This secrecy has resulted in the public's ignorance about the type and magnitude of past and current intelligence operations.

In the case of the covert operations involving the transaction of Mitsubishi Certificate of Commercial Obligation, Certificate #47029, this was indeed specified to me as a CIA covert operation ultimately involving President Bill Clinton. As such, there were no documents officially provided or issued that would identify the CIA or the President as participants. All documents and information provided in Section 7 of the Lumina Diem documentary are under the names of the unofficial individuals and entities participating in the transaction. Although the principle individuals involved included CIA agents named in the documentation, again there is no official indication of their CIA assignment or capacity.

I was requested by Michael Austin, former US Navy Seal and Navy Cross medal recipient (awarded personally by President Ronald Reagan) and CIA operative for covert operations to provide my financial expertise and contacts as a financial intermediary to assist in the transacting of this note on behalf of the country of Guatemala by simply making formal introductions to my global financial contacts and then backing away. I was therefore never a principle in the transaction nor did I have any direct involvement. This was at a time when a major hurricane had destroyed much of Guatemala's infrastructure. My official contract and payment was through an international trust based in Luxembourg with offices in Boca Raton, Florida under the name Bay State Trust through its Trustee, Marilyn Perry. Section 7 provides many informal and some official references to all of the individuals and entities involved, including President Clinton and in one instance, "the company". Otherwise, there is no way of confirming the CIA's involvement without first hand testimony of its agents and/or contactors which will never happen for obvious reasons. In the words of Carlos Salinas in the subject article:

"The CIA, in particular, is notorious for encouraging (or associating with) those engaged in torture, ill-treatment, disappearances, and extrajudicial executions."

I am personally willing; however to provide sworn affidavits and under oath testimony to all of the information provided herein and within the Lumina Diem documentary if this is helpful. As for my two children, Danielle and Isaac Wilfred having were placed back into child abuse by the politically corrupt Colorado state political and court system in cooperation with the federal justice system as a form of political retribution against me; as such, I will continue to pursue their safety and well being with every reasonable and legal means possible from New Zealand. I am their father.

- 3. A record of child support payments, including the most recent payments and evidence demonstrating that a reduction in the payment order has been approved by the Colorado child**

enforcement authorities; even so that the higher rate being paid has continued uninterrupted.

Lumina Diem, Section 30- Continued Efforts from New Zealand

- PDF H Wilfred Child Support Record, NZ to Oct, 05
- PDF Record: Approved Child Support Reduction
- E-Mail Record, Support effort from NZ, 2001 through 2003

Please also see attached documentation with affidavit from attorney Al Manco, Barker & Associates referencing all correspondence and activity with Colorado Child Services through 2004 and 2005 to date.

4. Child abuse evidence by the mother, Dearna Garcia Wilfred.

Lumina Diem, Section 15- Affidavits / Including Maternal Child Abuse Submitted in Dearna Wilfred Case

5. My personal role in the various New Zealand companies and charitable organizations

Wilfred Investments Limited:

Position: Co-Director, share holder and Investment Portfolio Manager

I personally oversee and manage the investments of Wilfred Investments, including the technology companies of Combined Technology NZ Limited, of Christchurch, New Zealand and its Canadian wireless technology counterpart SuperBT Incorporated of Ontario, Canada, <http://www.superbt.com>. I am constantly evaluating other investment opportunities for Wilfred Investments to expand its global New Zealand portfolio.

Please see attached corporate certificates and financials

Combined Technology NZ Limited: www.combined-tech.com

Position: Director, Marketing and Sales, Business and Product Development, Financial and Investment Management

Director: I maintain a daily interface with Damon Rutherford as Operations Manager to oversee the financial performance of the company as well as making decisions on policy and day to day operations.

Marketing and Sales: Overseeing the sales force management for overall organization and results as well as setting up sales plans and assisting with

the larger clients. I also oversee all promotions and the writing of advertising brochures, editorials and press releases. Currently there are two full time sales contractors.

New Business and Product Development: Overseeing all new business opportunities as this relates to new markets, global distributors, contract joint ventures and new IT compatible products. This includes the setting of all pricing plans and distributor / agency offerings for powerline and VoIP products. Our latest venture with our equipment manufacturer and soft ware developer Koncept USA www.konceptusa.com has provided for our Australian joint venture operating under the name Koncept VoIP www.koncept-voip.com.

Financial and Investment management: Provides the management of all financial programs with respect to reporting to the family estate and the funding of additional working capital as required.

Please see attached corporate certificates and financials

Powerline Communications Limited: www.powerlinecom.net

Position: Member, Board of Directors, Director of Business Development.

Director: I maintain direct communications and report to the Chairman of the Board as to all new business opportunities in process or being considered. Powerline Communications Limited is 50% owned by Combined Technology NZ Limited and functions as the Powerline Technology arm of the organization presenting internet data transmission on the outdoor power line utility grids. New Zealand projects to date include a full outdoor technology trial in 2003 in Auckland with United Networks, since purchased by Vector, and a successful survey and testing of our modems in June of 2004 in Ashburton with Electricity Ashburton. Currently there has been a total of \$280,000 invested in outdoor technology trials and surveys through Powerline Communications with no active projects at this time.

Director of New Business Development: The latest projects being considered are the continuation of the Ashburton Electricity project for internet data transmission on the power lines and the Government of India, Ministry of Communications, project for providing the combination of Powerline and VoIP telephony technologies to remote regions of India in joint venture with India Telecom. A representative of the Indian government will be in New Zealand this month for meetings with me and the CTNZ attorney to further this project.

Please see attached corporate certificates and financial

Light of Day Limited / Lumina Diem Limited: www.luminadiem.com

Position: Member of the Board of Directors of these related companies targeted toward investments in media and publishing opportunities, Director of Public Relations, Writer, Editor and Web Designer. Light of Day is the investment and promotional company and Lumina Diem separately maintains the primary ownership of the duo's key assets to date, the biography of Harmon Wilfred entitled "The Usarian Dream", the 12 chapter introduction of which is posted on the web site, www.harmonwilfred.com and two additional web sites; the foundational documentary site under www.luminadiem.com and a new international interactive internet court venue under www.courttopublicjustice.com. The court venue has been created and promoted as a media / public opinion interactive site.

Director: Oversee all activities of the company with respect to management, marketing, financial management and media and public relations. Also oversees all contractor relations

Director of Public Relations: Interfaces with contractors and media organizations with regard to media interviews and press releases.

Writer, Editor and Web Designer: Compose and submit all media releases, editorials and web design and content for publishing. There are three web sites composed of over 1000 pages of documented and personal data including a biography. "The Usarian Dream" is now being published in Bilingual Magazine, a Chinese / English international publication distributed throughout Australasia, Singapore, China and Canada.

Please see the attached corporate certificates and bank account records

La Famia Foundation NZ:

Position: I am the Chair and thereby a member of the Board of Trustees of this New Zealand charitable trust established to provide community funding and expertise toward the nurturing and strengthening of the New Zealand family. The primary objective of La Famia is to promote accountable and sustainable community sourced and based "family management" programmes through its academic training and resultant professional agency of networked family care professionals.

I and my fellow trustees, Carolyn Wilfred and Meri Gibson are currently working with MP Lianne Dalziel and her recommended agencies and services to establish La Famia as an interface on behalf of the Christchurch community to all governmental and private social service agencies. La Famia has employed a team of professionals including Meri Gibson, Trustee (Chair of the Rainbow Children's' Trust); Carolyn Wilfred, Trustee, Jim Gillanders (Counselor, Te Rito Arahi), Head Manager; Dr Vaughan Hedley

(Osteopath), Family Manager, and Tuku Browne, Early Childhood Specialist and Family Manager.

Financial Coordinator: I am in charge of coordinating all financial contributions and keeping the books and bank accounts for the organization.

Please see attached Charitable Trust company certificates, La Famia Summary and bank account records.

Other participation in New Zealand charitable organizations:

The Champion Centre: The Christchurch Early Intervention Trust

Position: Member of the Board of Directors, 2002. I was elected Chair of the Board, 2002, 2003 in charge of the Management and Oversight of all promotional activities with respect to fund raising events. I wrote and launched the new business plan for 2002-2003 and provided my Marketing and Financial expertise in reorganizing certain employment and fund raising standards to achieve an unprecedented \$425,000 for the fiscal year. Total contributions made from the Wilfred family estate for the period to the Christchurch Early Intervention Trust was approximately \$125,000. We have since continued our participation through charity dinners and events.

The Rainbow Children's Trust:

My wife and I have directed Wilfred Family Trust contributions to the Rainbow Children's Trust through regular attendance at all fund raising activities over the last 2 years.

The Annual Children's Charity Ball:

My wife and I have purchased tickets and attended this charity function for the last two years in a row, 2004, 2005 and plan on continuing our support this year and in years to come.