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PR 21-0001

FILED

AUG 27 2021

Bowen Greenwood
Clerk of Supreme Court
State of Montana

FILED

AUG 26 2021

ANGIE SPARKS, Clerk of District Court
By: [Signature] Deputy Clerk

MONTANA FIRST JUDICIAL DISTRICT COURT,
LEWIS AND CLARK COUNTY

JOHN C. OPITZ,

Petitioner,

VS.

SHERRIE R. REED,

Respondent.

BDR-2010-248

MOTION FOR SUBSTITUTION OF JUDGE

Comes now, The Petitioner in this matter, John Opitz and Petitions The Court for substitution of judge. Judge McMahon has demonstrated through his actions, his statements, and his failures to act that he is neither able to function in an objective, impartial, or fair manner, nor is he able to act in a manner that is in the best interests of children.

Specifically Judge McMahon has demonstrated clear bias against John from the first moment he laid eyes on Dad until the present. Michael F. McMahon has refused to listen to a word John has to say and has demonstrated obvious and blatant collusion with the other party as clear as can be. The end result of the cumulative actions of Judge McMahon, Greg Daly, and Timothy Willis McKeon , and Meegan McKeon Dowd, has been to refute or destroy all the decisions and wisdom in the original Facts, Conclusions of Law and Decree of Dissolution. To do an end run around Reis judica and collateral estoppel. To destroy, in it's entirety, the original parenting plan, and the components of it which protect our children from harm, from unsafe persons in my

family and the terrible harm which has affected our children and my family through the destructive interactions of Sherrie and my biological family. A brief in support of this motion is filed herewith.

I would like a hearing before the Court on this Motion.

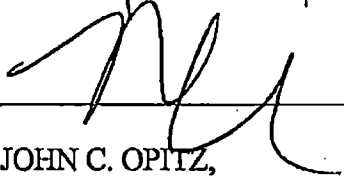
I have filed the following documents along with this Motion:

My Affidavit in support of this Motion.

A proposed Order for the Court's signature.

My Affidavit of Service, which indicates how I served copies of these documents on the opposing party.

Dated this 26 day of AUGUST, 2021.



JOHN C. OPITZ,

quite deliberately so, in every single category

In Timothy McKeon's own words, at the first of a series of calculated, kangaroo hearings, "I was asked to get involved in this case," he states on the record how his involvement began. He did leave out the part where he was asked to get involved By Greg Daly. This fact may not have been known to judge McMahon at that precise instant, but he certainly became aware of that, shortly thereafter. If he didn't already know. The subsequent actions of Judge McMahon leave no room for doubt that this is the case.

The only means Judge McMahon has allowed 'information' to come to him has been through secret ex parte communication between he and Greg Daly, and through that process, from Timothy Willis McKeon. And Meegan McKeon Dowd, and Sherrie Reed, and my children's and my stalker, Lea Opitz. This is troubling enough in and of itself, but when one learns, through almost public service announcements now, what some of the core of this stream of fantasy, illusion and vicious slander consists of, Dad could only recoil in horror. A rapist. Is that right? Judge McMahon believes John Opitz to be a rapist? Well, how did he come to that conclusion? Oh, by the same means Leo Dutton arrived at the same conclusion: Greg Daly. No wonder the Judge simply seethes with rage, hatred, and hostility towards dad, going on 4 years, while dad has done almost nothing wrong. Judge McMahon is beat red in the face, veins sticking out, fists clenched and upper lip quivering, like those of boys about to engage in a fist fight. I carried less rage for a substantially shorter period of time for the monster who almost killed my son. You could benefit from anger management classes and impartiality and objectivity 101 classes, your honor.

This has been the crux of it all. While Greg Daly has gone out of his way to have communication with my stalker, and my children's stalker, Lea Opitz, he has refused in the same manner he has refused to meet with me and an attorney for 4 years, to meet or speak with my mother and my two sisters who are not insane. Who are not pathological liars. Who don't have false memories. Who don't suffer from amnesia. Who aren't prodromal phase, wet the bed every night, alcoholics. Who haven't been fired from their job for the tacit inability to discern, enforce respect, or establish safe boundaries for children. Who haven't given keys to known felons and dangerous criminals, to secure areas, allowing these monsters access to children they never should have had. Putting children in extreme danger. Only Lea suffers from these glaring deficiencies and clear and present dangers to children. She is an unsafe person for children, as Greg Daly has

stated in writing. One of only a trifle of non-lies.

When both of my sisters arrived in town and stayed with my mom and I, Greg Daly did promise to meet with us all and get the true take on my family dynamics instead of relying only on the words of my stalker and Sherrie. He lied again and refused to meet. Instead we had a late night visitor in the form of one Lani Amnen Jeffrey, one of crazy Lea's best friends, who smashed the window and side of my sister Teresa's Escalade in. Causing more than enough damage to be a felony. My truck broke down from another act of sabotage the next day and there was a break in at my house. This is a remarkable and disturbing coincidence to have occurred. The disruption and conflict is clear to see. And the parties responsible more so. While we try to live in peace and extend the olive branch over and over to Sherrie, we are met with vicious lies and acts of violence and destruction of property. This is extremely traumatic to the children and Greg Daly just lies about the dynamics and continues to blame dad for everything or say it's this two parties are to blame nonsense. I have yet to lie about Sherrie Reed, to damage her property or anything like that. Her claims of me stalking her are just fabrications and lies. If she was really so convinced I am stalking her why did she move only two houses away from me to live, and why did she feel safe walking around the neighborhood? Why did she tell people we were getting back together? Why, when she lived 3 blocks from the main post office, did she get a mailbox right across the aisle from mine in the downtown post office? Or a personal mailbox from one of the many other options? These are actions where running into me is nearly guaranteed, not actions of someone trying to avoid me. When what people do and say is different you must believe what they do. On the other hand, The stalking that is perpetrated against me is as clear as day. There can be no better example. We resisted pressing charges against Lani in the hopes that Greg Daly would finally do his job and act as the mediator he was supposed to. Like he said he would. Give our mutual friend from childhood a break from being arrested and charged with a felony. This is a huge gesture of reconciliation. Daly did seem to feel somewhat remorseful when he learned about this incident and that every single vehicle and piece of equipment I had, in one way or another, had been sabotaged out of service. He said he'd give me all kinds of computer and surveillance equipment, for free, but that was just to head off being discovered for the crime of accepting this stolen property of mine Lea had stolen and the obvious implications from that which would leave no doubt he had never acted in the best interests of my children. And this type of bribing behavior is consistent with that of a sexual predator or other such personality

type. There was another chance here for healing dialogue that Daly ignored. The statute of limitations has not expired. Felony charges can still be pressed against Lani. Communication between she and Lea can prove felony stalking and Lea Opitz can be charged with felony stalking. Along with Sherrie Reed. And they probably should be. Its what they've done since 2010. While my crazy sister stalks my children and I, lies about me, steals my property and provides it in a manner to destroy my credibility, I refrain from having her charged with a felony there's little doubt she would be convicted of. These are extensions of peace and resolution, of forgiveness and moving on. Nothing like this has been reciprocal. If Judge McMahon is unaware of these things it is because he chooses to be. These very reasonable actions to pursue criminal charges have been resisted precisely because we want peace and we foolishly believed Greg Daly when Greg Daly said he would work it all out. He is nothing but a liar. We want peace and an end to the hostilities no one in this camp has started. And which we choose not to reciprocate or participate in. The true record of the case shows this to be true beyond any doubt. Daly said he would make this clear. He's done the opposite. He promised my crazy sister he would get even with me for her. While the veracity of that assertion itself can't be proven, his actions certainly indicate he hasn't been focused on doing much else. He simply lied about everything, he deliberately antagonizes me instead with the constant attacks of my son not being abused and the forensic interview proving the opposite. Then takes my righteous indignation and confusion to be a mental defect. Isn't that a daisy? Well played, stalkers assistant. And character assassin. For 8 years my son has been tortured by this. What sort of a monster does that? Daly lies to the schools to create an hostile environment against this father. And slanders me and lies about me to anyone and everyone he can.

Whatever all the reasons may or may not be, the bias, disparate treatment of the two parties by judge McMahon cannot be denied and cannot be tolerated. Judge McMahon admits in his own words, on the record, while spewing a torrent of personal insults against my attorney Rick Pyfer and myself, and untrue statements about me, concerning an act abuse against my son, that he had written an order not to file motions without the approval of Daly to prevent either or both parties from filing motions, but rather, to prevent only Dad from filing any pro se motions. There you have it. Judge McMahon admits in his own words, on the record, to having committed the following violations of

The Judicial Cannons of Ethics:

2.6 (A)

2.8 (B)

2.2 (5)

2.2. (1)

To help one party obtain unfair advantage over the other.

Judge McMahon is obviously not aware that John has never filed a single motion without not only clearing it with Greg Daly first, but only after having a detailed discussion with Greg Daly as to why the motion should be filed, and having reached the mutual agreement that it was the only effective way to get Sherrie to go along with whatever she was not. All of these conversations took place at my home, in the presence of my mother. I will reiterate again, my mother is a retired psychiatric nurse and an expert in the field of psychiatry. My mom also never lies. It is no small coincidence that Daly has refused to have any contact with my mom since, and has never asked my mother a single question.

In the case of the first hearing the concern was that Sherrie was violating the parenting plan by having contact with my family, the very first thing Greg Daly promised both my mother and I he would stop. He shook hands with both of us and promised to end that and keep her grandchildren safe. And Sherrie was also violating the order not to share information from the case with anyone other than lawyers and medical providers and so on. This is the same order Judge McMahon refused to acknowledge existed and refused to look at the order in my hand. The idea of having to resort to a gag order to get Sherrie to comply with these two provisions came out of that discussion with Greg and was agreed on with a handshake. I could not have presumed and would not have believed I was led into a trap designed specifically to destroy that order and to be put in the equivalent a legal restraining order as a response to mutually taking steps, in concert with the GAL, to protect my children and to encourage Sherrie to follow the rules. It was some kind of shock to learn what an appalling liar and skillful manipulator Greg Daly is. And that the purpose of this hearing was an attempt to legitimize the possession of, and sharing of my property stolen by Lea Opitz and provided to Greg Daly, by Sherrie Reed. His first litany of threats came shortly thereafter. And the War on Dad went from an undeclared cold war to open hostilities. Not once thereafter would Greg Daly ever meet with John or with John and his attorney, or listen to a

single concern or complaint with the exception of a meeting with Tiffany Evans where Greg Confirmed in Miss Tiffany's own handwriting that he would get and review the forensic interview and shut down the soul crushing false narrative Sherrie has repeated so many times to so many persons that this interview proves Max was not abused. As we all know, Daly just lied again. John is painfully aware that this lie is the backbone of the sinister accusations of delusional thinking Greg Daly utilizes to sway therapists and other essential persons and professionals to view Dad poorly and through a lens of distortion. It has been stated enough times by Sherrie that the judge concurs for Dad to presume this lie has been utilized against dad to judge McMahon as well. The judge has certainly read enough of John's writing to understand this has been a long standing concern of critical nature. Since no steps have been taken by the judge to discern the validity between Greg Daly's lies, and Dad's truthful statements, regarding this most serious of all concerns, that the judge is simply not ever going to take measures to learn the truth and make any fact based conclusions or decision that are in the best interest of my son. And that is also unacceptable and an act of abuse against my son.

It is useful to note here that I had agreed prior not to file any motions without a discussion with Daly first. I showed him the complaint against Sarah Larue I intended to file with ODC, and Daly ordered me not to. It still sits on the same shelf and hasn't been filed because I am still keeping my word that I would not. If I was going to defy Greg Daly and file anything at all, without his permission, it would have been that. Additionally, Daly hunted me down one day and demanded I file a motion. A response to Kakuk's motion for status report. I had read it. I threw it away. I couldn't have cared less. It was very important to Daly that I file a response. I couldn't imagine why. I didn't know what a status report was and I didn't care. It actually seemed an appropriate request of Kakuk but Greg knew best I reckoned and fired off the best response I could think up and filed away. Reading it I think makes it clear I supported Greg and was basically standing up for him. His fictitious and character assassinating report I had no choice but to respond to, as Greg Daly LIED IN WRITING TO THE COURT. A fact ignored and disregarded as irrelevant by Judge McMahon.

And violations of Canon 2.2 (1) and (4)

When I grew up the rule was if the boss couldn't believe everything you said he or she couldn't believe anything you said. There appears no threshold for judge McMahon's tolerance of Greg Daly's lies.

Any suggestion Daly made in secret that I just file motions to cause trouble is ludicrous and proof that Judge McMahon doesn't have the slightest grasp of the actual facts or dynamics of the case. The restraining order Sherrie filed against Rick Olson is another example of the gross misconception of John's true intentions. Dad reached out to McKeon and asked if he could help mom in any way. Dad made it clear if Mr. McKeon needed Dad there, he could bank on his presence and support. If it was not helpful for Dad to be there, Dad would stand clear. Dad wrote up a theoretical list of questions McKeon could ask Dad and a list of corresponding answers. It's no work of art but a sincere attempt to help. McKeon never did show up and explained later he already knew the outcome would be the 6 month TRO which was ordered. Opposing counsel knew the decision of The Court, prior to the hearing. Dad got played again. It is not lost on Dad that Judge McMahon used a more hostile tone against Dad, than against the violent batterer sitting before him with pictures and evidence of his violence and vitriolic statements of rage against mom. That's some kind of anger you hold for Dad your honor. And completely misplaced. You have some serious looking in the mirror to do I might suggest.

To summarise our confusion and consequent total loss of confidence in anything Greg Daly, Dad asked Daly to accomplish 3 primary things at the start of this horror and travesty of justice:

- 1.) Enforce the restraining order that Sherrie refused to obey.
- 2.) Enforce the provision of the parenting plan that prevents contact between my family and Sherrie.
- 3.) Shut down the soul crushing and heartbreaking false narrative of Sherrie that our son was not viciously abused by her boyfriend Jody Leroy Westfall.

This conversation occurred in the presence of my mother. Greg Daly disagreed on no part of that. He shook hands with both my mother and I and promised everything would be back in order very soon. My mom could tell he was lying. I could not. She has been working in the field of psychiatry for many decades with some of the finest minds in that modality. Mom and I talked to both sister Teresa and Santi prior to, and immediately after the meeting. All 3 of these wise women have excellent memories and unassailable character. They don't lie. Greg Daly made no attempt to follow through on one of these promises. It took over a year to get the other goal of the right of first refusal accomplished. Something Tiffany Evans described as "like pulling teeth."

Greg Daly constantly lied and said he was working on "The Big Three," but in actuality he was

doing the opposite. He did everything in his power to destroy the veracity of John, as he continues to do, lying to the judge in secret, lying to the school, the therapists, the children's medical providers and this has all been perfectly fine with Judge McMahon. The letter I wrote to Greg Daly, when his actions spoke so much louder than his lies, that I had no choice to confront him with what I knew to be true with a couple of educated guesses thrown in to cover all bases. That letter. Yes Judge McMahon did admit to the record. But then he removed it, saying on the record, "it had been withdrawn." It most certainly was not withdrawn. Not by me. Not by my attorney. Judge McMahon removed it in line with his other actions which are to change the record of the case to reflect poorly on Dad and glowingly on mom. And Greg Daly. Like Greg Daly wants him to. And Timothy Willis McKeon wants him to.

Judge McMahon has refused to provide this litigant with a single piece of discovery yet he himself hints at the these things he has seen but will not allow this litigant who is being battered and slandered by them "in on the secret." Judge McMahon has refused to honor my attorney's discovery requests of the other party and of Greg Daly, the GAL. Judge McMahon has subsequently refused to honor my lawyers motions to compel this discovery and rules against me every single chance he can and continues to "hint" at the secrets that have been shared with him by the other party and by Greg Daly. "These mental health problems," the Judge says out loud, alluding to absolutely nothing that is of substance that has been submitted and continues to deliberately antagonize this father with the outrageous behavior the other party and Daly have carried on for 4 years now.

Greg Daly has lied to the process server who attempted to serve my lawyers discovery requests on Daly at his home. He stated he was not Greg Daly but has been identified by the process server, from photographs of Greg Daly, as being Greg Daly. This is a crime:

MCA 45-7-302, Obstructing a Peace Officer or Public Official.

Again, Judge McMahon is aware that this crime has been committed by Greg Daly and has been ignored along with Judge McMahon's refusal to allow this litigant to review a single thing that has been used to disparage and impugn him in secret. This has been the pattern of collusion and misconduct by Judge McMahon for more than 4 years. This is unacceptable.

There is no doubt this "secret evidence" is simply fabricated or illegal to have been obtained or possessed for a large number of reasons. Tapes of mine were stolen from me by my stalker, Lea Opitz and almost without question, presented to McMahon by Greg Daly as a form of character

assassination evidence. This material is more than 40 years old, consists primarily of statements and utterances by a juvenile. Further, this is stolen property which has been stolen by my stalker, a person Daly is supposed to protect my children from. It was then transported across state lines to be provided for illegal purposes to Greg Daly. This material is protected under the Montana Constitution and a citizen's right to privacy. It is also part of child therapy processes and protected by HIPAA laws. These were all violated and broken. It simply isn't possible for Judge McMahon to be unaware of these facts. Greg Daly has broken the law in many instances and confirms this when he states in writing to the judge "he's going to need immunity on this one." I believe the judge is as well if he is going to retain his position of judge. Here is another of many crimes committed by Greg Daly:

Specifically the crime: 45-7-207 Tampering with or fabricating physical evidence.

(a) alters, destroys, conceals, or removes any record, document, or thing with purpose to impair its verity or availability in the proceeding or investigation;

A forensic interview was administered on my son at AWARE and was performed by Paula Samms. This interview did conclude that my son was physically abused by mom's then partner, Jody Leroy Westfall. Sherrie has stated over and over again that the interview proves the opposite and Mr. Daly obviously has gone along with this mind boggling lie for reasons that will never make sense to rational, decent people unless one looks carefully at all of the reasons for what can be described as an all out war on dad, and dad's veracity. Greg Daly promised to destroy dad, and "flush him down the toilet." It's clear Judge McMahon views himself as the porcelain bowl to accomplish exactly that. Judge McMahon is aware, or bloody well should be aware that the forensic interview does prove that my son was abused. There is no question the judge is aware of my concerns regarding the deliberate misinterpretation and likely destruction of this evidence by Greg Daly and both attorneys for mom, Timothy Willis McKeon and Meegan McKeon Dowd. There is no possibility he is not aware that this constitutes the just mentioned crime. It is my most grave concern that that Judge McMahon has taken his clear hatred of me to being involved in obtaining and destroying this evidence himself. I shudder at the thought. However, there is no possibility that Judge McMahon is not aware that Daly does this and takes it another step further and uses his lies about the forensic interview, and mom's announcement to the world about it, to antagonize dad, to provoke a response and then to attack dad's mental

health and to say it is a sign of delusional thinking for dad to believe the interview says exactly what it does say. Or to be legitimately concerned and reasonably angry at this state sanctioned child abuse and denial of abuse that continues to deeply wound and affect my son. Going on eight years now! These are appalling and very sinister actions that do constitute crimes that I demand be investigated by objective law enforcement at the state level or higher. My son did disclose he was abused. Judge McMahon is also aware that when confronted about this, in the presence of my son's therapist, Tiffany Evans, that Greg Daly denied all his and Sherrie's efforts to refute this. He also promised to implore the judge to make the interview available and to cease and desist in these appalling acts of child abuse he himself, in conjunction with mom, was committing. Tiffany confirms this in writing. Of course Daly lied there as well and did no such thing. His statements to both Tiffany and I and his stated agreement to clear the air should be taken to demonstrate that at no time did he suggest or believe that the forensic interview contained anything other than my son's disclosures that he was abused. But almost immediately after, having secured from me, a motion to withdraw a entirely true, fact based response, to the lies in writing he had submitted, he doubled down on that false narrative instead and also began lying with mom about a car accident that occurred in Kalispell in which my daughter was seriously injured. There it a police report that establishes beyond all doubt that this occurred but Daly keeps lying with mom and interfering in the medical care my daughter requires as a result. This is crime #2:

MCA 45-7-208 Tampering with public records or information.

(c) purposely destroys, conceals, removes, or otherwise impairs the verity or availability of a record, document, or thing;

There is no question this crime has been committed by Greg Daly. He should face charges. Judge McMahon couldn't care less. He supports all of the law breaking and misconduct by Daly and Sherrie and her lawyers, and has assisted in covering their tracks as well. Judge McMahon has made it abundantly clear that he is not interested in any abuse that has happened to my child, that he couldn't care less about any law or rule breaking done by mom, Daly or either McKeon lawyer, or the Sheriff, and that he will not refrain from allowing them to abuse my son, or from breaking the law. Judge McMahon has it on for dad. He hates dad. He's made that very clear. He has ignored all evidence that dad is an excellent father, a decent man, and a respectable person, and law abiding citizen.

While this reality cannot be denied, the reasons for it are unclear because every single thing Judge McMahon does is in secret. Whatever lies are told, he accepts as the truth. Whatever false evidence or accusations are presented he accepts without question, despite any laws that were broken in obtaining the evidence, and in the face of overwhelming evidence that Greg Daly is patently dishonest and simply wants to destroy dad by any and all means necessary. Judge McMahon couldn't care less what the consequences are having to live with an abusive mother and her neverending cadre of abusive partners for my child.

Judge McMahon is aware that credible reports of a pattern of sexual harassment against Greg Daly exists and that irrefutable evidence also exists that show Greg Daly and Timothy Willis McKeon have committed witness intimidation to shut one of these mothers up. He demonstrated that he is troubled or concerned by the imminent reality that these two will face criminal charges for it, by personally removing from the file the letter I wrote to both McMahon and Greg Daly where I point this fact out. McMahon admits to doing, on the record, and said the letter "had been withdrawn." Either myself or my attorney are the only ones who could have motioned The Court to withdraw the letter and neither of us did. I demand it be returned to the record of the case. I stand by every word in that letter and did not, would not, and will not apologize to Greg Daly or anyone else for having told the truth and of having stood up for a perfectly wonderful young mother who had already exhausted all options known to her, to protect herself from Greg Daly and his terrifying sexual pursuits of her. I'm a father of many daughters and this is precisely the kind of reprehensible behavior I cannot and will not tolerate. Ever. I thought Judge McMahon had daughters himself and was precisely the kind of proverbial safe person a vulnerable citizen could reach out to, for safe harbor and protection. I couldn't have been more wrong. I apparently mistook Michael F. McMahon, as a safe person, an advocate for terrorized and abused persons, and as a decent father, and a father of daughters. I would not have believed, and could not have been implored to believe this, except by the actions of Judge McMahon himself. It has broken my heart to very reluctantly accept that reality. He is so blinded by rage, hatred, bitterness and desires for revenge on, for what is only an illusion in his mind, that he cannot safely, or in any other capacity, perform his duties of judge adequately. Greg Daly himself, in front of a witness told me that this young mother doesn't lie, that she can be believed 100%. That removed all doubt from my mind that Daly really would make unannounced visits and demand entry to her home at all hours of the night, midnight and later, with alcohol on his

breath, high on something, and blatantly ogling her breasts. That she insisted he tell her when he was coming over prior so she could put on something 'proper' as she typically had fairly skimpy things on with just her kids and she felt vulnerable in that regard. He never respected her wishes in that regard and continued to show up unannounced. He took photographs of her in that condition even after she pleaded with him not to. She said no. He refused to listen. She knew what he was doing was wrong and needed a witness to protect her. She demanded Daly only make visits when her boyfriend was there. Daly did the opposite and made certain to only appear when the boyfriend was gone and asked her lurid questions like if this was a serious boyfriend or just a "fuck buddy." That term was extremely offensive to her. He told her he had lots of fuck buddies. And that was cool. This made her physically sick. He offered to buy her a car if she broke up with her boyfriend. This was very frightening to her. She hadn't been on any client list from the health department in years and had tried unsuccessfully to get him to stop stalking her and harassing her sexually. She had no idea why he was still in her life 7 years later and lived in terror of his next incursion into her space. She said many more things but I believe this is enough to understand why I reached out to the judge in the only manner I could since he had illegally taken my right to file anything. I thought he would help this poor girl. No. He just let Greg Daly go terrorize her some more. Greg Daly committed witness intimidation in at least 2 instances here. The first when he confronted her after Tim McKeon had shared the email I sent to him asking if he could protect this girl from Daly. And then Daly forced this girl to participate in a series of actions designed to entrap the same cop this girl had originally asked for help from Daly. These are both 10 year felonies that there is no question Daly has committed. This same cop is aware of at least 3 young mothers who have been harassed and stalked by Daly in this manner. The cop in question has not once ever been proven to have lied. His skills in listening to victims enabled the FBI to arrest a multi state serial killer no one else could catch. He listened carefully to a child everyone else had ignored. McMahon participated in covering up crimes committed here. Crimes of sexual harassment which are alleged by Timothy Willis McKeon as something he specializes in, and which were committed by Greg Daly, and the witness intimidation committed by both Timothy Willis McKeon and Greg Daly. The claimed distinction of McKeon to be an expert of sort, concerning sexual abuse victims was only intended to go so far as to extend validity to the horrifying false claim of rape, or sodomy, or whatever lie Sherrie Reed told in secret, and to be some sort of opinion one could rely on, while illegally reviewing or

listening to my property which was stolen by my stalker and used against me by the worst High School bully I've ever met, in the form of Michael F. McMahon, and his fellow bully, Leo Dutton. Any actual experience or claimed prowess in the area of sexual abuse victims has been conclusively determined to be nothing more than a farce and piss poor justification for the crimes that have been committed by these men.

Sadly, the Chief law enforcement officer in Lewis and Clark County has assisted the criminal Greg Daly, GAL, and judge McMahon in what can only be described as an all out war on this father and his children. And has broken the law as well. He too has viewed and is in possession of, this stolen property, and these statements by a juvenile. What was a simple matter to mediate a healthy outcome for, has become a national posterchild of, and centerpiece for, the discussions on the terrible harm GAL's can and have caused to our children, as well as perhaps the most splendid accomplishment of a U.S. citizen's stalker manipulating the US legal system to harm their victim, and a world class case of a false rape claim causing incalculable harm. Sheriff Dutton admits as much in a public Facebook post. He states the difficulty he has dealing with rapists. This makes it very easy to understand how he could be manipulated to view a decent, law abiding citizen poorly when presented with a seemingly credible false rape allegation and illegally obtained material which, if misinterpreted, could tend to support the false claim. This father has been unable to provide another reason for the misconduct towards, and the disdain for, this father.

For years now, from the first time, both of these prior mentioned incompetent professionals, Judge McMahon, and Sheriff Dutton, were made aware of the existence of illegal evidence. Illegally obtained, illegally transported across state lines, this father has come to be known in this community as a rapist. Additionally, to be "crazy" and to be some sort of problem or danger the powers that be need to get rid of, or destroy by any other means. Or so it appears. This "evidence" was provided by my stalker, who is the stalker of my children more importantly. There is a restraining order against this person that my ex violated routinely, traumatizing our children. Greg Daly asked Dutton not to investigate the restraining order violations by mom and Sheriff Dutton broke the law and did exactly that. Civil rights violations were committed by LCSO and were reported the the AUSA. Judge McMahon is aware that these crimes were committed and is not bothered by that and has participated in this same law breaking. Or so it appears. It is clear to this father Dutton was manipulated by Greg Daly with evidence illegally

obtained and illegally possessed and illegally transported across state lines. This father does not believe Sheriff Dutton to be aware of those details or how he was conned and manipulated by Daly. This illegal evidence, combined with likely and probably a teary, and seemingly sincere false allegation of rape by my ex wife, form the basis for, and are the catalyst of the despicable debacle of treachery and crimes against children committed by both The First District Court of Montana and the Lewis and Clark County Sheriff's Office, among many others.

Property of mine was stolen, by my stalker, Lea Opitz and provided to Greg Daly who then shared it with Sheriff Dutton and Judge McMahon. . There is only a small possibility that both or either the Judge or the Sheriff did not understand that this was stolen property. And that this stolen property had been transferred across state lines. Both of these gentlemen did know, or should have known, that this property contained statements or utterances by a juvenile, making it illegal to possess or inspect by anyone. Greg Daly did know, as did the stalker, that not only did this property contain statements from a juvenile, these statements were made as part of a therapy process, and that they were covered by the HIPAA laws as well. These facts were all known to Timothy Willis McKeon, who had spoken to the stalker about it at length, and who could not possibly be unaware of the timeline of the creation of this property and these realities, and that these were utterances by a juvenile. And no other possibility existed. Using stolen property, transferred across state lines, containing statements, made by a juvenile, in the horrible process of putting the trauma of two home invasions and the brutal and terrifying rape of his mother together in some manner to be free of the trauma, terror, and horror. This young man was victimized again, shamed, and persecuted for trying to heal. In whatever way he could find. 40 and more years ago when there was precious little help in these circumstances. My mother, the actual rape victim, traumatized again, in the most reprehensible and vile manner. By the police and The Court. And the person supposed to protect her grandchildren. All of these persons do know, and cannot deny, the property was created either in his own home, with the reasonable expectation of privacy, and/or in the property of his child therapist. Having or inspecting this property violates the Constitution of The State of Montana. So federal laws were broken. State laws were broken. And HIPAA violations were committed. And these things were done with the knowledge that they were working with a stalker, whose only intention was to harm the victim, i.e., this father, and his children. Trying to legitimize their illegal and unethical conduct, a mock hearing was held where the standing order, of The First District Court of Montana, not to share

any information was denied to exist by Judge McMahon, going so far as to refuse to look at the very same order that was in my hand, in Court that day. This, according to the group think here, should protect the individuals, from having illegally possessed, viewed, and shared this property, who simply must have known perfectly well what they were doing was wrong. None of them seem to care about anything like that, bending the law, doing an end run around the law, creating ways to break the law, without generating attention, to obtain the desired outcome, that's one thing they appear to excel in. Mr. Daly is aware that he has broken the law deliberately and he makes that clear when he writes to the judge that "he will need immunity, on this one." As I stated prior. People don't ask for immunity when they haven't broken the law. The only question is how many laws, sir? And how many times? And which ones?

Mr. Daly has never complied with the rational and legally binding obligations he has, to this father, in this matter, in part or in whole. He has violated routine discovery requests and threatened retaliation, in the form of lies, to be told to The Court, for being asked to. The threats he has carried through on, but he has complied with zero legal obligations on any part of his involvement where he is legally required to, from day one. Here is what Daly said to me after claiming he would now treat me as a danger due to something soon to be disbarred attorney Timothy Willis McKeon had said to him. This would be the illegal evidence I have just described. Obviously. I demanded an answer and an explanation. My insistence that a man in this country has a right to confront his accuser was met by macabre laughter and the following threats:

(Daly)

"If that's how you want to play it, it will fundamentally affect how I write my report and you will regret it!"

"I will tell the judge you are paranoid, that you are delusional, that you represent a threat to yourself and others." "I can convince anyone this is true, I've done it before. You don't want to fuck with me boy. I can have you placed in an institution where I chair the board of the committee to see if you ever get released. You can die there. I can say that you threatened me and have you sent to prison on my word alone. Want me to call my good friend Leo Gallagher, get that process started? Call my friend Leo Dutton, have him send some boys out to arrest you? You could get shot down like a dog in that process. Does that sound good to you? I will say you resisted, you represented a danger, the brave deputies defended themselves. How do you want to

play it boy? I will destroy you!"

He also promised to destroy my business and my reputation. My business relationship with the former judge in the case, The Honorable Jeffrey Sherlock. He would also see to it that I would be barred from owning firearms, and lose my privilege to go hunting. Ever again. "You will never be able to hunt elk with your son or your daughter in this life, I can promise you that, boy. Do you really want to play with me, dad?" These are some of the never ending threats that Daly has made to me to entice my silence about the crimes he is committing, destroying my ability to raise my son and daughter, my good name and reputation, to make a living, and for Daly to defend himself from consequence when the law, common sense, and the good Lord have finally had enough of the lies, and the ruined lives, catch up to him, and take him to task. My ex has threatened me with a firearm on not less than 3 occasions. There are witnesses who can and will confirm this. Something my ex has consistently denied, however she admits different, privately. She confirms having a loaded gun in her hand, during one of these events, and admits pointing it to her own head, which she did. Even when confronted with her own statements, in writing, admitting this, Daly refused to acknowledge the extreme danger mom's mental illness and criminally reckless behavior represents and sticks with, "dad is a threat." And refuses to say why or how. Evidence, words from her own mouth, in writing, put the gun in her hand, and point it at her head. And Daly ignores that. And that during the event described the handgun was pointed to the thin wall, behind which, were two of our daughters sleeping. They could easily have perished.

This is another crime:

Intimidation

45-5-203. Intimidation. (1) A person commits the offense of intimidation when, with the purpose to cause another to perform or to omit the performance of any act, the person communicates to another, under circumstances that reasonably tend to produce a fear that it will be carried out, a threat to perform without lawful authority any of the following acts:

- (a) inflict physical harm on the person threatened or any other person;
- (b) subject any person to physical confinement or restraint; or
- (c) commit any felony.

Again, Judge McMahon couldn't care less. He has essentially promised to assist Greg Daly in this regard. My count is more than 30 years in possible prison time for the felonies that have

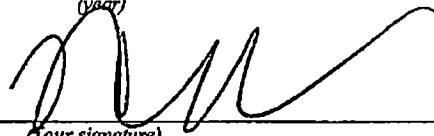
been committed by Greg Daly so far. And counting. None of this appears to concern Judge McMahon.

This nightmare I find myself in now, and which I see my children suffer in, is far worse than any previous horror I have survived, and does not appear to have an end until the objective Greg Daly describes as "mom's desire to completely annihilate dad" is finalized. Daly attributes that sentiment as being shared by me also, which it is not. I have not just extended the Olive branch to mom, but have grown an entire orchard of Olive trees to bring about peace for my children and their parents. This has been in no way reciprocal. Greg Daly continues to burn the orchard down, and deny his despicable deeds. I submit the letter I wrote to Tim McKeon, and the talk I had with him as evidence of my sole desire to have peace with mom, and to help in any way I can.

While Judge McMahon has successfully stood up for the stalker of my children and I, successfully defended the monster that beat my son almost to death, and exonerated and participated in the denial of abuse by Sherrie and her partners, he has done nothing for my children except to harm them and interfere in the nurturing and healing process that has been disrupted by Sherrie, her sleazy lawyers and the GAL for 8 years. He has also protected Greg Daly from being charged with crimes that could result in more than 30 years in prison. The most significant dynamic affecting my son, as agreed by both his therapist, Tiffany Evans and our former family therapist Phyllis Reynolds, the other therapists, and everyone else including the honorable Jeffrey Sherlock, who adjudicated this matter, is that Sherrie refusing to admit our son was abused. Not only has Greg Daly refused to implore mom to address and remedy this soul crushing reality, he has participated with mom in denying the abuse and has broken the law to accomplish this despicable feat. And the road map of misconduct tends to indicate, in glaring fashion that Judge McMahon has participated in this crime, or stands ready to do so, to teach this rapist lesson. And make certain before Greg Daly is charged with witness intimidation, as he should be, this witness to that matter will severely impugn to credibility. Can anyone reasonably suggest, with this dynamic, the GAL can or has functioned neutrally or in the best interests of children? That suggestion is preposterous and diametrically opposed by the facts and his actions.

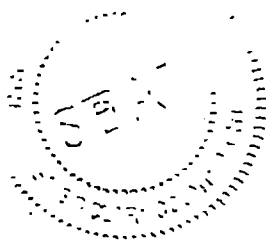
This series of pieces of paper Meegan McKeon Dowd has described as a final parenting plan we have both agreed on, which we have not, is simply an attempt to remove these parts of the current parenting plan that Sherrie refused to abide by. And which Greg Daly refused to enforce. This is as blatant an attempt at an end run around Reis judica and collateral estoppel as can be found. Not to mention it tends to lessen the criminal component of the bad actions of the GAL, Sherrie Reed, both Mckeons, and Judge McMahon. 6 years of lies. 6 years of blatant child abuse ignored and covered up. The total destruction of my biological family dynamics with no possibility of recovery. This is all Judge McMahon has managed to accomplish. That and allow slander to run me into the ground. Destroy my health and business. Judge McMahon has failed miserably to perform his duties and obligations as judge in any meaningful manner. He had been a gun for hire. A barkeep who runs a rigged game at his saloon. He has done the opposite of serving the best interests of children. Shame on you sir. This is a demand for your immediate substitution.

DATED this 26 day of AUGUST, 2021.
(date) (month) (year)


(your signature)

State of Montana
County of Lewis & Clark

SIGNED AND SWORN (OR AFFIRMED) to before me on August 26th, 20 21
by John C. Opitz



Meegan
Notary Public for the State of _____
Printed name of notary _____
Title or rank: _____
Residing at deputy clerk of district
My Commission Expires: _____