

Conversation with FBI Duty Agent

Recording Name:

[E19 FBI- COMPLAINT TO DUTY AGENT 060220.m4a]

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1 Speaker: FBI.

2 Bereki: Hi. Can I speak with the duty agent, please?

3 Speaker: Uh, this is the duty agent. How can I help you?

4 Bereki: Hi. My name's Adam Bereki, and I'm calling because on

5 the, uh, Department of Justice's website, they say

6 that to report criminal activity by public officials,

7 to call your local public FBI office, or your local

8 FBI --

9 Speaker: Okay.

10 Bereki: -- office. Um --

11 Speaker: Perfect.

12 Bereki: -- so, uh --

13 Speaker: Can I transfer you to my desk line really quick?

14 Bereki: No problem.

15 Speaker: I have you on the reception line.

16 Bereki: No problem.

17 Speaker: Fantastic. Give me one second --

18 Bereki: Okay.

19 Speaker: -- and then, I will speak with you.

20 Bereki: Okay. Thanks.

21 Speaker: FBI. Adam?

22 Bereki: Yes.

23 Speaker: All right. Perfect. How do you spell your last name

24 for me, please?

25 Bereki: It's B like boy, E-R-E-K-I.



1 Speaker: E-K-I. And your first name's Adam, A-D-A-M?

2 Bereki: Correct.

3 Speaker: Okay. So, you said you had information regarding
4 corrupt local public officials?

5 Bereki: Yes. Um, it -- just so you know, um, where I'm coming
6 from, I'm a retired cop from Huntington Beach and I
7 worked major fraud and forgery --

8 Speaker: Okay.

9 Bereki: -- so, I have a little bit of, uh, experience, if you
10 will. Um --

11 Speaker: Understood.

12 Bereki: -- uh, what I'm -- what I'm gonna share with you, in
13 my estimation, may seem like a -- a civil matter, but
14 it was a civil matter that became criminal, if that
15 makes sense.

16 Speaker: It does.

17 Bereki: Um, so, uh, what happened was, um, after I got retired
18 from law enforcement, um, I got into construction
19 business and, um, I was working for a wealthy family
20 and -- and was doing, uh, very high end, like, um,
21 custom design and building for their commercial and
22 residential spaces. Um, I got a license, a
23 contractor's license. Actually, I went and took the
24 test and passed all of the exams and all of that, and,
25 um, became what's called in the, um, construction law,



1 a qualifying individual. Um --

2 Speaker: Okay.

3 Bereki: -- and I did that for my construction company that was
4 called Spartan Construction. Um --

5 Speaker: S-P-A-R-T-A-N?

6 Bereki: Yes. And, um, long story short, what happened was,
7 um, this turned into a huge r- -- remodel project.
8 Uh, I was hired by them to do this huge remodel
9 project in Newport Beach. Um, the house was 60 years
10 old. It had not been built in a time when there was a
11 lot of codes. Um, there was a previous owner who had
12 sabotaged a lot of the structural elements of the
13 building. The project basically went way beyond cost
14 and time estimates. There were, uh, a lot of issues
15 that, uh, came up with the building department at the
16 city, and they didn't pay their final bill which was,
17 uh, about \$100,000.00 bucks.

18 Speaker: Okay.

19 Bereki: So, um, I tried to negotiate with them and even
20 reduced what was owed down to about \$20,000.00 grand.
21 They still wouldn't pay, so, um, I hired a lawyer and,
22 uh, we went to court. Uh, this was in 2017. Uh, when
23 we got to court, they claimed that they never
24 contracted with my company and that they contracted
25 with me, and that because I wasn't licensed, that I



1 had to give them a full refund. Well, that is
2 actually how it works under California law, and that's
3 what I'm actually calling about. So --

4 Speaker: Okay.

5 Bereki: -- I'm just gonna use round numbers for -- for the
6 sake of conversation, but --

7 Speaker: Sure.

8 Bereki: -- basically, these people got a \$1 million house, and
9 now the court is saying that I have to refund them \$1
10 million on top of that.

11 Speaker: Okay.

12 Bereki: So, my beef is that this law is highly
13 unconstitutional and unlawful, and now, what they're -
14 - they've done is, they've placed a lien on a house
15 that's in my name. It doesn't belong to me, but I'm
16 the -- the legal title holder, and they're trying to
17 take \$1 million from me against a wholly -- something
18 that's entirely -- it's theft, um, because they were
19 already given that money back. Um, so, let me -- the
20 statute is Business & Professions Code Section 7031,
21 subdivision B. And what it --

22 Speaker: Okay.

23 Bereki: What it says is that, basically, if you do work as an
24 unlicensed contractor, the -- the homeowner is allowed
25 to receive -- to -- to recover all of the compensation



1 paid. So, let's say you hire an unlicensed
2 contractor, you pay the guy to build a \$1 million
3 house for you, he builds the \$1 million house for you,
4 there's no problem, but then you go to court and say
5 hey, judge, I found out this guy was unlicensed, I
6 want \$1 million back, and the judge says --

7 Speaker: Got it.

8 Bereki: -- oh, okay. Well, here you go, here's another \$1
9 million. Um, and so, when I went to the appeals
10 process, uh, i- -- after my trial, I said to the
11 judges, I said wait a minute, you have to allow what -
12 - what they call in civil law, offsets for the value
13 of, uh, materials and services that were provided.
14 So, let's say this family gave me the \$1 million, and
15 then I went out and bought \$1 million in -- in wood,
16 and drywall, and roofing shingles, and all of that,
17 and I hired all the people to do it, I've literally
18 already returned their \$1 million to them.

19 Speaker: Right.

20 Bereki: And so, now the court is saying, no, you owe them
21 another \$1 million. Okay. So, I'm saying even if
22 that's true, that means that that's a fine to me,
23 because I've already given them -- it's -- it's not
24 something in civil law that's called remedial, like,
25 where if -- if I run into your care and cause



1 \$10,000.00 in damage, if I give you the \$10,000.00 to
2 fix your car, that's remedying the situation. But if
3 the court says to me, oh, no, you have to give this
4 FBI agent \$20,000.00, well, obviously, \$10,000.00 of
5 that is to repair your damages and \$10,000.00 is for -
6 - for punishment, or for --

7 Speaker: Right.

8 Bereki: -- some other means. Uh, so, these people went to
9 court and there was no -- there's -- the law doesn't
10 require them to present evi- -- any evidence of any
11 damage. So, it's no different than if, let's say I
12 got popped -- I got pulled over by some traffic cop
13 for driving without a license and the fine was \$1
14 million bucks. Now, no one in their right mind would
15 believe that that's legitimate, but, yet, this is
16 something California has been doing for nearly 70
17 years -- actually, more than that, and the courts
18 completely uphold it. And so, what they're doing is,
19 they're forcing I don't know how many people, now,
20 into bankruptcy, and, uh, they're literally
21 confiscating all of their property, stealing it, and
22 there's no -- it is totally, utterly unconstitutional.
23 So, just to give you what -- uh, what I'm sharing when
24 I say unconstitutional, in -- in California law,
25 there's, um, Article 1, Section 17 of the



1 Constitution, it's the excessive fines clause. And
2 what it --

3 Speaker: Right.

4 Bereki: -- basically says is, it says you can't be excessively
5 fined. And so, there's some criteria. There's a --
6 there's some tests that they have developed, um, and
7 one of them is, the fine has to be proportional to the
8 offense. So, what they do is, they say, okay, well,
9 what are the fines in neighboring jurisdictions and
10 what are the fines for similar offenses of that
11 nature? So, like, if we just go in California and we
12 say, okay, what's the fine for the first time offense
13 for driving without a license? Well, it's \$250.00
14 bucks, it's not \$1 million, and surrender your house
15 and all your life savings. Um --

16 Speaker: Right.

17 Bereki: -- so, if you go to the criminal punishment for
18 contracting without a license, that's Statue 7028.
19 The maximum financial penalty is \$5,000.00. So, how
20 they're getting \$1 million and they're doing this to
21 people over and over a- -- again is -- is absolutely
22 insane. So, I've gone through the civil process.
23 I've gone to the appeal court, I've gone to the
24 California Supreme Court, I've gone to the United
25 States Supreme Court. The California Supreme Court



1 and the United States Supreme Court, they don't have
2 to take your case. So --

3 Speaker: Right.

4 Bereki: -- when they deny your case, with thousands of other
5 cases, the judgment of the highest court, which, in my
6 case would be the appellate court, stands. So, I've
7 tried -- I -- I've called the FBI before, and the guy
8 -- the -- whoever I spoke with, the call taker, hung
9 up on me and told me that they don't accept complaints
10 like this. I tried calling Santa Ana PD, which is the
11 city where this happened, and they don't want anything
12 to do with it. I've made complaints with the Judicial
13 Council of California, they've not taken any
14 investigation into it. People have gone to the -- uh,
15 the legislature and made complaints with the
16 legislature, they're not doing anything about it, um,
17 and this was years ago that some of the complaints
18 have made -- that I -- I have records of. Um, I made
19 a recent complaint to the legislature and asked that
20 they, uh, make a criminal complaint about it as well,
21 and they won't even talk to me. They will not respond
22 to my messages anymore. I sent an email, or sent --
23 have sent multiple letters to the United States
24 Department of Justice. They won't do anything about
25 it and have not even responded to my letters. So, the



1 last thing I did was, I brought a case in federal
2 court and I said you need to look at this because this
3 is not getting out of California, and what they're
4 doing is majorly corrupt shit, and the judge threw my
5 case out and she said, well, you've already had your
6 chance in state court and we can't do anything about
7 it in federal court. And that's another lie because
8 that's not true, they can. Um, so, what's going on
9 here is that I -- I -- I mean, I'm starting to
10 experience, um, a lot of anxiety and panic attacks,
11 and these people, uh, potentially could take my whole
12 life savings, and earnings, and everything, and this
13 is -- this is criminal shit. I mean, th- -- anybody
14 who you talk to on the street says \$1 million for no
15 li- -- I mean, come on. Um, sorry, but, uh, I want to
16 just go back to one point that I mentioned about the
17 excessive fines clause and the -- the -- um, the
18 criteria that the court has to use.

19 Speaker: Okay.

20 Bereki: One of the criteria is that they have to take into
21 account your ability to pay. Well, they never did
22 that. They never, uh -- uh, assessed the proport- --
23 the -- the proportionality of the fine to the -- to --
24 to what I did, if I even did it, which I didn't. Um,
25 and -- and they have to make it proportional. And --



1 and if you read a lot of even federal law and state
2 law, they say the purpose is to deter the action, not
3 to financially destroy somebody. Well, what they're
4 doing is financially destroying me. And I'm going to
5 all of these state and federal resources that are
6 supposed to be here to help, and no one's helping.
7 Uh, and it's -- it's astonishing. Um, and so, I --
8 I'm reaching out to you guys again for help. Um, I
9 know it's a strange situation, but I -- I guess I'll
10 stop there and see what -- what insight you might
11 have.

12 Speaker: Yeah. So, couple of questions for you. When did you
13 retire from HBPD?

14 Bereki: 2008.

15 Speaker: 2008. Okay. How long were you with HBPD?

16 Bereki: About 10 years.

17 Speaker: Okay. Sworn law enforcement prior?

18 Bereki: I'm sorry?

19 Speaker: Were you sworn law enforcement prior to your time at
20 HBPD --

21 Bereki: No.

22 Speaker: -- or is that the only department you served with?

23 Bereki: No. Yeah. I served with them. Um, I was basically,
24 um, let go on a medical because of --

25 Speaker: Okay.



1 Bereki: -- um -- yeah, whatever.

2 Speaker: You figured what my next question was gonna be,
3 that's, wh- -- why did you resign, right?

4 Bereki: Uh, well --

5 Speaker: So --

6 Bereki: -- I -- I didn't resign, uh, I -- I medical --

7 Speaker: Oh. You're --

8 Bereki: Uh --

9 Speaker: -- medically retired?

10 Bereki: Yeah, yeah, yeah. And --

11 Speaker: Okay.

12 Bereki: -- the medical was because, um, I'm -- I'm bisexual,
13 and they harassed the shit out of me.

14 Speaker: Okay.

15 Bereki: Um, so, before going to court, they -- they settled
16 with a medical retirement and, basically, I -- I get a
17 full police pension, so.

18 Speaker: Okay. Okay. Now, you said that you had sued, so a
19 couple of things I need to ask you. Uh, what's --
20 what was the lawyer that you used when you sued, what
21 was his or her name?

22 Bereki: Uh, I believe the l- -- uh, I'm -- I don't remember
23 the name of -- of who filed the lawsuit. Um --

24 Speaker: Do you remember the case number?

25 Bereki: I don't. I can look it up for you, um, while we're



1 talking.

2 Speaker: Yep. Go ahead and look that up. I'll -- I'll just

3 wait for you, uh --

4 Bereki: Okay.

5 Speaker: -- and we'll go through this.

6 Bereki: Okay. It's gonna take me a bit to fire up my

7 computer. Um, it's an Orange County case, I can tell

8 you that, Orange County civil case.

9 Speaker: Okay.

10 Bereki: Um, and it was out of the Central Justice Center.

11 Speaker: Okay. I'll tell you what. Um, rather than have you

12 just sit on the phone with me, if you want, you can

13 hang up and as soon as your computer -- if you find

14 the information, just give us a call right back. I'll

15 still be here.

16 Bereki: No, it -- it -- it's cool, if you don't mind. It's

17 only gonna take me about one minute, at most. Um --

18 Speaker: Yeah.

19 Bereki: -- do you --

20 Speaker: (Inaudible - 00:13:52) --

21 Bereki: -- have any other questions you can ask me? 'Cause I

22 can multitask.

23 Speaker: Um, largely, what I need to do is, I need to look at

24 the -- at the case before I would have any logical

25 questions that I would be able to ask you.



1 Berekhi: Okay.

2 Speaker: Everything else would be speculative on my part. Does
3 that make sense?

4 Berekhi: I -- I'm -- hang on o- -- I'm just curious here,
5 because you're asking about my law enforcement case
6 and not my -- the other case that I'm calling --

7 Speaker: Oh. I'm asking about -- no, I'm asking about your
8 Spartan Construction lawsuit, not about your
9 Huntington Beach --

10 Berekhi: Oh.

11 Speaker: -- (inaudible - 00:14:22) case.

12 Berekhi: Oh, oh. Yeah. I can give you the case number and I
13 can do all that for you, absolutely.

14 Speaker: That --

15 Berekhi: Um --

16 Speaker: That's what I need, yeah.

17 Berekhi: Okay.

18 Speaker: The --

19 Berekhi: Okay.

20 Speaker: -- (inaudible - 00:14:29) i- -- is -- unl- -- unless
21 you have a complaint about HBD- -- PD department, no,
22 no, I just wanted to know that.

23 Berekhi: Yeah.

24 Speaker: Uh, that's not what I'm interested in. I'm --

25 Berekhi: O- -- okay.



1 Speaker: -- interested in the case concerning --
2 Bereki: Okay.
3 Speaker: -- Spartan Construction.
4 Bereki: Okay.
5 Speaker: The unlicensed contractor --
6 Bereki: Okay.
7 Speaker: -- Section 7031.
8 Bereki: Yeah. No -- no problem. No problem. In fact, I have
9 a large number -- well, not a large number. I ha- --
10 I have an abbreviated thing of documents that I can
11 email you, if -- if that would make it easy, so I can
12 get you all this stuff, so you can look at it.
13 Speaker: The -- the best thing I can -- best thing would be
14 lawyer's name, case number. That would be the best
15 two things for me.
16 Bereki: Okay. So, uh, the lawyer's name, uh, is gonna be
17 Russo, R-U-S-S-O, and --
18 Speaker: Uh-huh.
19 Bereki: -- Duckworth, D-U-C-K-W-O-R-T-H.
20 Speaker: Uh-huh.
21 Bereki: And the case number is 30-2015-00805807.
22 Speaker: All right. Let me just make sure I have that right.
23 So, that's 30-2015 --
24 Bereki: Right.
25 Speaker: -00805807?



1 Bereki: Yes.

2 Speaker: Okay.

3 Bereki: Um, and you have Business & Professions Code 7031, s-
4 -- subdivision B.

5 Speaker: Subsection B.

6 Bereki: Yes.

7 Speaker: Dealing specifically with discouraging an unlicensed
8 contractor.

9 Bereki: Yes. Okay. So, you see the -- you saw the word
10 discouragement. That's another little clue that I can
11 give you about something. In my research, they use
12 that name in -- in the case. They use that legal
13 buzzword, discouragement. They used it in the
14 complaint, the judge used it in his minute order that
15 he filed at trial, and the appellate court used it
16 repeatedly throughout their, uh, opinion. Um, do you
17 have access to appellate records? I can give you that
18 case number, too, if you want.

19 Speaker: Sure.

20 Bereki: Okay. It's G055 --

21 Speaker: Uh-huh.

22 Bereki: -- 075.

23 Speaker: 075.

24 Bereki: Right. And this case name might be called Humphries
25 v. Bereki, or Bereki.



1 Speaker: Okay.

2 Bereki: Okay. So, as I began to research what was going on
3 here, because of this atrocious judgment, what I
4 discovered was, there's, um -- I think it's -- how
5 it's done is, a group of judges have gotten together
6 and they -- they write something called restatement.
7 It's a restatement of the law, and it's very popular,
8 uh, in -- in both civil and criminal contexts, the
9 Supreme Court refers to it all the time. But there's
10 a section in there called Restatement Section 51.
11 It's, uh, of the laws of unjust enrichment and
12 restitution, and it defines what discouragement is,
13 and it says how a discouragement action is supposed to
14 work. So, really quickly, if a -- if a guy robs a
15 bank and he's unjustly enriched \$20,000.00 bucks by
16 the robbery, he has to make restitution to the bank or
17 discourage -- discourage means to give up --

18 Speaker: Yeah.

19 Bereki: -- the a--- the amount that he was enriched, meaning
20 the \$20,000.00 grand. If the court, however, orders
21 him to pay back \$40,000.00 grand, well, now he's been
22 ordered to discourage \$20,000.00 but he's been
23 penalized \$20,000.00. You --

24 Speaker: Correct.

25 Bereki: -- with me?



1 Speaker: Yep.

2 Bereki: Okay. So, a discouragement action in civil unlicensed
3 cases only applies to profits. So, if I go --

4 Speaker: When the --

5 Bereki: Are you with me?

6 Speaker: Yeah.

7 Bereki: Okay. So, if -- if that were the case, then, in my
8 case, in the trial court, in Superior Court, there
9 should have been a hearing to determine what my
10 profits were on the construction job. Well, that
11 never happened. There was never any evidence
12 presented that I even made one dollar. The evidence
13 they presented was that they paid me \$848,000.00 and
14 the judge said okay, give it all back to them. And my
15 company, Spartan, had filed a claim for about
16 \$82,000.00 in unpaid material and labor, and the judge
17 said I'm denying them from paying that to you. So,
18 ultimately, the c- -- the judge found that -- they
19 said I was the unlicensed contractor, and that because
20 I was unlicensed, I was not entitled to any of that
21 money which has resulted in basically a forfeiture of
22 \$930,000.00.

23 Speaker: Okay.

24 Bereki: So, they use the word discouragement, but they don't
25 actually look at what your profits are. They make you



1 re- -- they make you -- what they subject you to is an
2 in personam forfeiture, which is only to be done in
3 criminal proceedings. And in these civil trials,
4 there's no -- there's no right to counsel, uh, they
5 don't tell you about any of this. And so, when I went
6 to the appeal court, I said wait a minute, guys, time
7 out. Even if I did contract with them and I wasn't
8 supposed to -- first off, I was qualified by the
9 state. Second off, the judge had to, um, take into
10 account the amount of profits they -- that I had, and
11 the way that he would do that would be to account for
12 the amount of, uh, labor and materials that I put into
13 the project.

14 Speaker: Okay.

15 Bereki: And they said nope, that's not what discouragement is,
16 and then they cited two, uh, federal SEC
17 discouragement cases and neither of those cases have
18 anything to do with what they did. Those --

19 Speaker: Okay.

20 Bereki: -- cases say that you have to app- -- uh, allow for
21 profit. So, there's no evidence in my case that I
22 profited even a dollar, um, and, literally, like I
23 said, I've gone to all of these courts, and this has
24 been California's MO for -- well, the 7031(b) statute
25 was enacted in 2001 and the 7031(a) statute, which is



1 the one where I have to forfeit any, uh -- uh, any
2 money that I -- I mean, I can't sue them for it. That
3 was enacted all the way back in 1939.

4 Speaker: Okay.

5 Bereki: Um, so, yeah. That's where I'm at.

6 Speaker: Okay. So, Adam, when you worked at HBPD, did you work
7 with the FBI at all?

8 Bereki: Uh, Secret Service. So, no.

9 Speaker: Okay. So, a little bit about how we work is, I can
10 tell you, I'm gonna write this up but I'm not gonna
11 know where it's gonna go after that. Okay? I'm just
12 being completely straightforward with you.

13 Bereki: Cool.

14 Speaker: And I don't want to change expectations or -- 'cause
15 that's something I can't do.

16 Bereki: Cool.

17 Speaker: Once it's out of my hands, I won't know -- I don't
18 know if anybody else here necessarily will know
19 immediately, but I will write it up. I'm gonna need a
20 little more information from you.

21 Bereki: Okay.

22 Speaker: Like, uh, current address.

23 Bereki: 818 Spirit, like holy spirit, and it's not drive or
24 anything, it's just Spirit.

25 Speaker: Okay.



1 Berekı: And that's Costa Mesa.
2 Speaker: Costa Mesa.
3 Berekı: 92626.
4 Speaker: Phone number?
5 Berekı: (949) --
6 Speaker: Is this, um, 6693 number the best number to contact
7 you at?
8 Berekı: Yes.
9 Speaker: Is that your cell phone?
10 Berekı: Yes.
11 Speaker: Okay. Perfect. And you said when you called us
12 before, nobody took your information, nobody --
13 Berekı: Well --
14 Speaker: -- said anything --
15 Berekı: -- I -- I told the guy, the call taker -- I don't know
16 if he was an agent or not. I told him basically the
17 same story I told you, and he said to me r- -- the FBI
18 doesn't do that and, basically, if you stay on the
19 line with me any longer, or something to that -- or
20 ask me another question, I'm gonna hang up on you. So
21 --
22 Speaker: Okay.
23 Berekı: -- I went to ask him another question and he hung up
24 on me.
25 Speaker: And he hung up.



1 Bereki: Yeah.

2 Speaker: Well, I apologize for that. Um, and Adam, can I get
3 your date of birth, please?

4 Bereki: Sure. 6/18/79.

5 Speaker: Okay. So, um, I will take this up. When it comes to
6 law, and case law, and everything else, uh, I am not
7 sure what we are going to be able to do. I'm being
8 honest with you, I don't know. So, we're -- I'll --
9 I'll write it up and it'll get routed to where it
10 needs to go.

11 Bereki: Okay.

12 Speaker: Okay?

13 Bereki: Do you have -- um, could I have your last name or, um,
14 is there a case number that you have or anything?

15 Speaker: I do not have a case number with us, uh, and it's
16 policy for us not to use our individual names,
17 especially with everything going on right now in the
18 last week or so.

19 Bereki: Okay.

20 Speaker: For officer safety.

21 Bereki: Okay.

22 Speaker: Uh, but if you need to call back, you can just say
23 that you called in on this day and spoke with the duty
24 agent.

25 Bereki: Okay. All right.



1 Speaker: Uh --

2 Bereki: So, there's some way you can look up in your system

3 that I called?

4 Speaker: Uh, short answer is yes.

5 Bereki: Okay. Cool. Um, do you have any recommendations for

6 any other agency that might be able to help me,

7 because, as I realize, you're uncertain about where it

8 may go or what may happen, what -- who I may be able

9 to contact that can give me -- I -- I -- I mean, I --

10 as far as I'm --

11 Speaker: I understand.

12 Bereki: -- concerned, I'm making a crime report. And so, I'm

13 -- I want something done about it, and I -- I --

14 Speaker: I understand.

15 Bereki: -- un- -- I know where --

16 Speaker: (Inaudible - 00:23:57) --

17 Bereki: -- you're coming from, but I -- I -- this is --

18 Speaker: Basically, he- -- here -- here's -- while I -- while I

19 won't disagree with you that you're making a crime

20 report, uh, because it's gone through the court

21 process and it's been a settled, adjudicated case law,

22 I don't know what we can or cannot do with that other

23 than look at it esoterically, in terms of your

24 specific case.

25 Bereki: I totally --



1 Speaker: But --

2 Bereki: -- get where you're coming from. I totally --

3 Speaker: Because --

4 Bereki: -- get it.

5 Speaker: -- we -- we are s- -- uh, as you know, law enforcement

6 -- code of law enforcement, specifically, is Executive

7 Branch. We are not legislative, we -- and we are not

8 judicial. We do not adjudicate the law nor do we

9 create the law. We merely enforce the law as it is.

10 Bereki: Correct.

11 Speaker: And violations of the law.

12 Bereki: Correct.

13 Speaker: So --

14 Bereki: So --

15 Speaker: -- given this, s- -- what -- what'll end up having to

16 happen is, if anybody is able to do anything with this

17 from our side, if there's anything we can do, the

18 first thing we're gonna do is -- is talk to your

19 attorneys, uh, and look at the case file. That's the

20 first thing anybody would do, to try and figure out

21 what they're --

22 Bereki: Okay. They -- that law firm is no longer representing

23 me, just so you know.

24 Speaker: Okay.

25 Bereki: No -- no one is representing me right now. I -- I --



1 well, the other aspect of part of the punishment
2 that's been here, that I'd like you to add, is that
3 they suspended my license. So, I cannot work to
4 afford an attorney and I can't even work in my
5 profession now.

6 Speaker: Okay. Hold on a second, Adam. Y- -- you were
7 unlicensed when you did the work, but you're licensed
8 now?

9 Bereki: No. Okay. When I -- when I got the license, I became
10 a qualifying indivi- -- individual for a contractor's
11 license, and that license was held in my name and in
12 the company's name, Spartan's name. But under the
13 licensing law, they don't consider me licensed, they
14 only considered the company licensed. So, that's why,
15 when I went to court, they said I was unlicensed.
16 Does that make sense?

17 Speaker: Yes. So, Spartan Construction, itself, was un- -- was
18 licensed, but you were unlicensed?

19 Bereki: Correct. And they said they contracted with me and
20 not Spartan.

21 Speaker: Okay. Let me ask you this. Based on -- did you have
22 signed contracts?

23 Bereki: I did, but some of the things that they used as
24 evidence had -- were just emails between me and them
25 without my company name and logo on it. And so --



1 Speaker: Oh, boy.

2 Bereki: -- that was some of the evidence they relied upon.

3 Yes.

4 Speaker: Yeah. Okay. Now, it's starting to make sense. Oh,
5 boy. Okay.

6 Bereki: Yes.

7 Speaker: I can't -- okay.

8 Bereki: So -- so, even if -- even if this case has been
9 adjudicated, even if I'm a so-called unlicensed
10 contractor, I know that -- I hear you when you say
11 you're Executive Branch, and you deal with the law,
12 and you're not judicial, but here's the thing. The --
13 the highest law of our land, as you well know, says
14 that excessive fines shall not be imposed. So, I get
15 where you're coming from, that you can't do that, you
16 can't adjudicate cases and all of that stuff, but here
17 it s- -- it's -- the law literally says that judges
18 cannot do this, and they're doing it. And they're not
19 just doing it to me, there's -- I know I can't -- I
20 mean, five people I've spoken to, I -- there's another
21 person that's calling me in desperation because he's
22 going before the court in one of these actions and his
23 lawyer's not doing anything about it. And I've also
24 called the court to try to find out if their system
25 can research how many of these cases actually exist,



1 but they don't even have a system where you can type
2 in the cause of action to find out how much of this
3 has actually been done, and this is statewide. Uh --

4 Speaker: I understand.

5 Bereki: -- so, it -- it -- it's -- it's a -- I c- -- uh, like
6 I said, I -- I -- I hear you, totally, it -- hey, this
7 case has been adjudicated, we can't interfere with the
8 court stuff, but, now, wait a minute. If the law says
9 that judges can't steal, and judges are stealing,
10 that's a problem, and -- and they're doing it, and it
11 -- it's not even a legitimate process. Even if you
12 tried to call it discouragement, you have to go after
13 profits. If it's not discouragement, it's a fine, and
14 it says it has to be reasonable. They can't take your
15 house, and your car, and everything you own. So,
16 there's -- I -- you know, like I said, I hear you, but
17 there's a problem. So -- and -- and -- and anybody
18 that tries to do anything about this gets shut down in
19 the court. There's no one -- the legislature is not
20 helping, the local police department is not helping,
21 the federal court is not helping. The procedure
22 that's there with the Judicial Council of California,
23 they're not doing an investigation. Somebody has to
24 step up and do something, and it just can't -- I --
25 that's why I asked you again for -- for help, because



1 it just can't be something that kind of goes, mm,
2 well, you know, already adjudicated. I- --
3 technically speaking, in law, it hasn't been
4 adjudicated because the court was -- never had
5 authority to issue a fine like this, it's
6 unconstitutional.

7 Speaker: All right. I will --

8 Bereki: So.

9 Speaker: I'm in a position where I will neither agree nor
10 disagree with you, that is not my role here.

11 Bereki: I totally understand. I'm just -- just tr- -- you're
12 you're being so patient, and, um, listening so
13 intently, and it -- and it -- it feels, to me, like
14 you understand very much what I'm saying. So, uh --
15 uh -- uh, you know, at this point, it's -- it's out of
16 my hands, but, uh, you know, I -- I appreciate your --
17 your patience and, um -- anyways. In -- in answer to
18 my last question, is there anyone else that you could
19 refer me to?

20 Speaker: I am gonna preface this by saying by no means are you
21 to construe this as legal advice, and I don't want you
22 to take offense to this.

23 Bereki: Got it.

24 Speaker: Okay?

25 Bereki: Got it.



1 Speaker: Your best option is -- first off, for the FBI, just in
2 general, for our investigations, they take a -- a
3 substantial amount of time. That -- that's -- that's
4 how they work. And I'm not saying that this will be
5 investigated or won't be investigated. Uh, you're
6 getting a lot of qualifiers from me, but I have to do
7 that, okay?

8 Bereki: Got it.

9 Speaker: It's policy. So, your best option, if you could find
10 a way to make it work, if there are numerous
11 individuals that are affected by this that want to
12 move forward, is to maybe thinking about finding an
13 attorney for a class action type of issue. I know
14 that's gonna sound really annoying to you, probably
15 because of the financial situation you find yourself
16 in as a result of this, but that may be your fastest
17 recourse mechanism if there are other individuals and
18 you could find a way to do that. You asked if there
19 was anyone else I could refer you to, that would be my
20 best non-legal recommendation.

21 Bereki: I -- I -- I hear where you're coming from. I'm
22 pursuing those avenues, but I'm actually looking for
23 someone within a government agency that can stop the
24 unlawful behavior of the government.

25 Speaker: Oh. I would not have a name or an organization to



1 direct you to regarding this, other than who you've
2 already contacted.

3 Bereki: Uh, is -- is there a number that you can give me or a
4 con- -- uh, contact at the US DOJ? Um -- something --

5 Speaker: There --

6 Bereki: -- like that?

7 Speaker: Uh -- uh -- uh, there is not a number I can give you.
8 You can call their main number, you can call the main
9 USDOJ number, and you can just easily find it on the
10 internet, and you can ask to talk to -- uh, ask them
11 if they have somebody there for the complaints or
12 somebody that you could speak with regarding this.
13 That may be an option.

14 Bereki: Okay. But beyond that, you and the DOJ are the only
15 ones that could, if anything, do anything?

16 Speaker: No, I didn't say that. I just said I don't know of
17 anyone.

18 Bereki: Okay. Fair. Fair. Um, okay.

19 Speaker: All right, Adam?

20 Bereki: Cool. Thank you for your help.

21 Speaker: All right.

22 Bereki: I appreciate it.

23 Speaker: Thank you.

24 Bereki: Okay.

25 Speaker: Bye.



1 Bereki: Bye.

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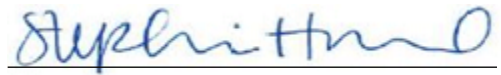
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