

Phone call between Adam Bereki and CHP Chris Gonzalez

Recording Name:

[E43- CHP CHRIS GONZALEZ 020222 RETURN CALL]

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1 Bereki: Hello. This is Adam.

2 Gonzalez: Hey Adam, it's Chris Gonzalez with the highway patrol.

3 Bereki: Hey, brother, how are you?

4 Gonzalez: Good. Hey, uh, so I -- I followed up the best I can
5 and everybody I talked to did -- they all are just
6 kinda like you need to get an attorney, 'cause we --
7 we can't open up a criminal investigation in that
8 respect. So that's (inaudible - 0:00:22).

9 Bereki: Um, do you -- did they tell you why, or do you know
10 why?

11 Gonzalez: The- -- they just found it's -- it sounds like it's,
12 you know, like you're saying, it's like a civil type
13 matter that has to be -- it has to be taken up in the
14 courts. So you're -- you'd have to go and build it --
15 build your case in the court.

16 Bereki: Well if they're -- if they're taking my property
17 without lawful authority, that's a crime. That's why
18 I -- I've called the police department to make a crime
19 report.

20 Gonzalez: And that's -- in you, uh -- uh, local area that --

21 Bereki: Well no, that -- that -- that -- that's -- that's why
22 I'm calling you as a police officer. You've the CHP.
23 You have police officer powers throughout the State of
24 California.

25 Gonzalez: Right. But there- -- there's no physical -- like



1 there's not a -- a physical person that's actually
2 taking your property, like a car or a bicycle or
3 anything like that.

4 Bereki: Oh -- oh yeah, they are. They -- they've -- th- --
5 that -- there's been a lien that's put on my property,
6 and it's -- it's, uh, about ready to go into
7 foreclosure process, and my, uh, ability to earn a
8 living, uh, my license, has been indefinitely
9 suspended. So I can't even work in my own profession
10 as a contractor.

11 Gonzalez: Right.

12 Bereki: So -- so deprivations of rights and property and money
13 have actually taken place. I mean hundreds of
14 thousands of dollars' worth. So, no, someone did not
15 come and, like, literally, like push me to the ground
16 and take something in that way. They're -- they're
17 exercising power that they don't have to take my
18 property, right? So -- so a judge -- I h- -- I -- I
19 would wholeheartedly agree that a judge has the
20 authority to take money, property, to put you in jail
21 and do all of that stuff if they follow the law. But
22 what they're not empowered to do is commit crimes and
23 then take your property. That's -- that's why, uh,
24 this is not a civil matter.

25 Gonzalez: Okay, so either way, it's -- it's my understanding



1 that you would have to get counsel, though.

2 Bereki: Y- -- y- -- no, I don't -- I don't need counsel to
3 make a crime report.

4 Gonzalez: Okay. It's -- 'cause you -- I mean it -- to me it
5 sounds like y- -- you're -- you know, you're more
6 knowledgeable about it, probably, than I am, so. Uh,
7 but that's --

8 Bereki: Well --

9 Gonzalez: -- people I've asked have explained, like what you and
10 I talked about. And maybe I haven't gotten the whole
11 story, but that's -- the way I explained it to
12 everybody else is they were, like (inaudible -
13 0:02:42) --

14 Bereki: So -- so let -- let's -- let's go back to -- to
15 something really simple, Chris.

16 Gonzalez: Okay.

17 Bereki: The penal code says that one person can't take another
18 person's property without lawful authority. That's --
19 that's, um, theft. It also says that you can't use
20 force or fear, force being any kind of force, whether
21 physical force, psychological force, or force of the
22 purported judicial power of a state. Y- -- private
23 people and public officials can't take people's
24 property without lawful due process. Do you agree
25 with me?



1 Gonzalez: I mean -- I understand that's what the law says. Um,
2 did -- did Mike -- you spoke to Mike Clements (ph)
3 yesterday?

4 Bereki: Yeah.

5 Gonzalez: Um, one thing we would try to do is we -- we'll bring
6 in our supervisor, and --

7 Bereki: Uh-huh.

8 Gonzalez: -- and have like a -- they were talking about maybe
9 having a conference call with you.

10 Bereki: Okay.

11 Gonzalez: And see -- 'cause it's -- I mean honestly you're --
12 this is just all out of our wheelhouse, like we don't
13 do that here where I work. So they -- they're -- you
14 -- to them it sounds like you've already explored a
15 lot of your options. And so they're -- they're like
16 in the past (inaudible - 0:03:53) people do, and that
17 was the route they took. Um --

18 Bereki: So did you -- did you talk with Mike yesterday?

19 Gonzalez: I talked to him today.

20 Bereki: Oh, okay. Okay.

21 Gonzalez: Uh, and then, uh, so we're -- we're both kinda like --
22 you know, this is all the routes that we've -- we
23 would recommend to take that -- that we know, like
24 within our knowledge base. And so our -- we've
25 contacted our supervisor and he's willing to talk with



1 you about it also. So --

2 Bereki: Okay, well I -- I'm delighted -- I'm delighted to talk
3 with him, but --

4 Gonzalez: Mm-hmm.

5 Bereki: -- I'm -- I'm just not sure where the disconnect is
6 happening because I -- I -- I get that your -- your
7 detail may not be assigned to -- to do certain
8 activities, but the basis of executive jurisdiction,
9 which is where the police fall under, they have a duty
10 to investigate all, uh, criminal complaints, and all,
11 uh, complaints for deprivations of constitutional
12 rights. That's your job as a police officer. So --

13 Gonzalez: And I -- and what -- and what I would do is I would --
14 the rest route for you is actually to contact our, uh
15 -- I would just be pawning you off on another CHP
16 office and I'm trying not to do that. Uh, but me,
17 personally, I'm not gonna be able to do the
18 investigation, so we would have to send you to the CHP
19 office, and I think that's where, uh -- that our
20 supervisor would probably direct you to. Um --

21 Bereki: Okay. So, um --

22 Gonzalez: I mean -- I mean -- like, you just basically got the
23 wrong office, right? Like the wrong -- we don't do
24 investigations here.

25 Bereki: Well -- I -- I don't know if I have the wrong office



1 because Mike seems to think that, um, no one on -- no
2 law enforcement officer on the planet, I think were
3 his words, are going to, um, do this investigation.
4 And he's --

5 Gonzalez: Mike has a lot more experience than I do, so if h- --
6 if he's, uh -- if that's what he's telling you he may
7 be right.

8 Bereki: W- -- w- -- w- --

9 Gonzalez: So, but --

10 Bereki: Okay. So how do I talk to your supervisor, then?

11 Gonzalez: Uh, so he's -- he's in meetings right now. Um, I
12 think they will call you.

13 Bereki: Okay.

14 Gonzalez: So, uh -- I'll -- I'll send him a no- -- a message
15 that, you know, I -- I talked to you and I -- you're -
16 - you would wanna talk to him now. So --

17 Bereki: Okay, that would be great, Chris. All right, well
18 thank you for your hard work and -- and I appreciate
19 it, and y- -- you know, my feeling is you guys have a
20 duty to take a report and to investigate and intervene
21 in this, but, um, you know, we'll see what your
22 supervisor says. So --

23 Gonzalez: Yeah, it -- I think he's just gonna -- I think you
24 just got the wrong people within our department. You
25 know, we would -- we just need to get you in touch



1 with the right people.

2 Bereki: Okay.

3 Gonzalez: So --

4 Bereki: All right.

5 Gonzalez: And it's hard -- we wanna help, but I think we're just

6 not the people to do it.

7 Bereki: O- -- okay. Well that's fine. If that's what he

8 thinks, then -- then we'll go there. But, yeah,

9 there's a whole difference between getting me to the

10 right person and, um, saying that the CHP isn't gonna

11 do anything at all, that -- you know what I'm saying?

12 Gonzalez: Right. Right.

13 Bereki: Okay, so thank you, Chris. I appreciate your time.

14 Gonzalez: Sure.

15 Bereki: Ok- --

16 Gonzalez: And, uh, I'll let him know that we talked and then,

17 uh, I expect hopefully, uh, they can get to you today.

18 Bereki: Uh -- o- -- okay. I- -- I'll look for a call.

19 Gonzalez: All right, Adam.

20 Bereki: Thank you. Take care, brother.

21 Gonzalez: Sure.

22 Bereki: Okay.

23 Gonzalez: You too.

24 Bereki: Bye.

25



TRANSCRIBER'S CERTIFICATE

I, Brian T. Henderberg, do hereby certify that the foregoing transcript is a full, true, and correct statement of the audio file provided to me titled " E43- CHP CHRIS GONZALEZ 020222 RETURN CALL ".

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