

## Rebuttal to 7a (4) and (5)

### Attachment 7a(4) -- Use of Weapons

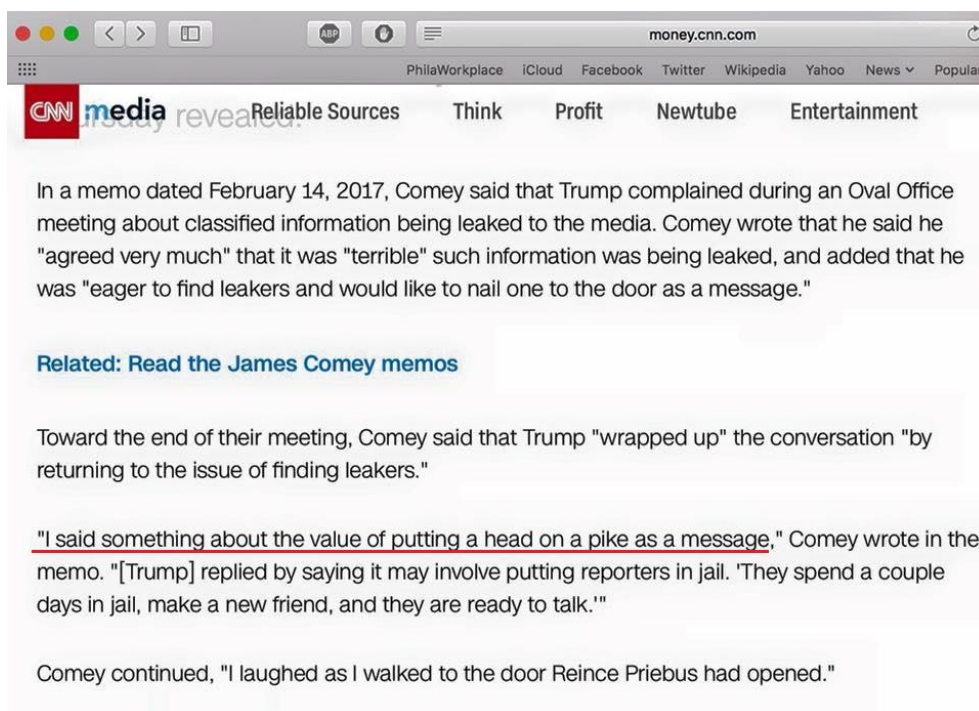
Johnson has threatened to use weapons against me, including, without limitation, an axe, a hanging rope, a suffocating pillowcase, a stick to hand over my "head on a stick", as well as cluster bombs.

### Attachment 7a(5) -- Harm or Injury

Johnson's threats have caused me to fear for my own safety and for that of my immediate family members, and I have suffered serious mental anguish and substantial emotional distress, as well as injury to my reputation, profession and occupation, including in my positions as an elected public official, school official and employee. Johnson's threats and harassing actions against me have caused me to suffer fear, shock, physical nausea, sleeplessness, apprehension, stress, worry, anxiety, nervousness, anger, shame, mortification, mental anguish, hurt feelings, humiliation, intimidation and embarrassment.

Tarvin's claims are absurd, perjurious and defamatory of me. The false narrative constructed by Tarvin was intentionally inflammatory in order to assure that the judge would grant the temporary restraining order, one that limits my free speech rights and second amendment rights thru blatantly false accusations.

Somehow she misinterpreted the post featuring the song "Axegrinder" "previously mentioned as a "Threat" to use an actual axe. "A hanging rope" and a "Pillowcase" was lifted from another conversation that had nothing to do with her and attributed to me as a "Threat". A "Head on a stick" is a common figure of speech meant to denote dissatisfaction with an unqualified politician and is in common use in the media, specifically with radio hosts John and ken and was recently used by FBI director James Comey in Conversations with President Donald Trump, per his recent book release.



The image is a screenshot of a web browser displaying a CNN article. The browser's address bar shows "money.cnn.com". The page header includes the CNN logo and the text "media Reliable Sources Think Profit Newtube Entertainment". The main content of the article is a quote from a memo dated February 14, 2017, where James Comey is quoted as saying that Trump complained about classified information being leaked to the media. Comey is quoted as saying he "agreed very much" that it was "terrible" such information was being leaked, and added that he was "eager to find leakers and would like to nail one to the door as a message." Below the quote, there is a link labeled "Related: Read the James Comey memos". Another quote follows, stating that toward the end of their meeting, Comey said that Trump "wrapped up" the conversation "by returning to the issue of finding leakers." A third quote is underlined and reads: ""I said something about the value of putting a head on a pike as a message," Comey wrote in the memo. "[Trump] replied by saying it may involve putting reporters in jail. 'They spend a couple days in jail, make a new friend, and they are ready to talk.'" A final quote at the bottom states: "Comey continued, 'I laughed as I walked to the door Reince Priebus had opened.'"

Tarvin has made disingenuous statements regarding threats to her 'family' knowing full well that the references to the "Tarvin Family" in my blog posts were concerned with her supporters, some of whom may have conspired with her to produce the "Evidence" of the "Allegations" against me. That is a crime in and of itself. I see elements of perjury, conspiracy and defamation of my character in all documents related to this false filing and pray for relief from the courts for these actual, real crimes.

All of my speech was directed towards Gina Clayton-Tarvin's capacity as an elected official. All of my criticism, satire and commentary exist entirely in this context. I bear no malice towards Gina Clayton-Tarvin as a human being, albeit a deeply flawed human being, but one just the same. In fact, I feel empathy for her, for going through the divorce process, and having her political initiatives soundly rejected repeatedly, including her attempt to get a restraining order against Raymond Herrera, which was immediately rejected by Superior Court Judge Craig Griffin, citing free-speech concerns and Clayton-Tarvin's position as an elected official, when he denied the request for a temporary restraining order April 3.2017

Tarvin's filing is entirely political in nature and has already restricted my right to comment on events of political importance in Huntington Beach at City Council meetings pertaining to Gina Clayton Tarvin's attempt to slander Gracey Larrea Van Der Mark with false charges of "Racism, and "Anti -Semitism" due to my fear of Gina Clayton Tarvin attempting to have me arrested for speaking at a recent meeting and has also limited my ability to participate in other meetings of City wide interest. This is nothing but a classic SLAPP suit that is now having the desired affect Gina Clayton-Tarvin was wishing to invoke. I ask the court to dismiss the Temporary Restraining order, restore my freedom of speech and movement and my 2<sup>nd</sup> amendment rights. In addition, I request that the court acknowledge this filing as a SLAPP filing so that I may proceed to move forward as such with Tarvin's related civil suit.