

1 it over the weekend.

2 THE COURT: Let's hear from you first, please.

3 MS. DUARTE: As to the first, Your Honor, a subpoena  
4 for Debra Yang. I don't think that the subpoena has a good  
5 faith basis.

6 Ms. Yang, as far as I know, as far as anyone working  
7 on the case is aware, has no knowledge of the case, would  
8 contribute nothing for either side by testifying. The only  
9 vague relationship that Mr. Sutcliffe himself has hinted that  
10 Ms. Yang may have had with the case is apparently he feels that  
11 at some point she was a judge that heard a matter in the  
12 "killercop" litigation back in the '90s, and that would have  
13 had nothing to do with the instant matter and would not be  
14 relevant.

15 THE COURT: Let's do these one by one.

16 What's your response, Mr. Sutcliffe?

17 MR. SUTCLIFFE: Thank you, Your Honor.

18 My response is that the government is confused.  
19 There was no "killercop.com" litigation.

20 THE COURT: What is the basis for attempting to  
21 effectuate summons and subpoena on Ms. Yang?

22 MR. SUTCLIFFE: The basis of that, Your Honor, is it  
23 goes to show motive to prosecute the accused on the -- the  
24 bogus charges have no basis at all in reality, based on the  
25 fact that the U.S. Attorney, who is now prosecuting me, was

1 directly attacked, verbally, for five years, on the Internet  
2 upon a website which received over 2 million hits a month and  
3 was internationally known. She was disparaged. She was  
4 accused of covering up for the prosecutor. She was accused of  
5 assisting the prosecutor in the theft of a tape that contained  
6 evidence of two officers of the LAPD who were trying to cover  
7 up for each other for their crimes. She was disparaged for  
8 letting the prosecutor off for stealing the tape, which the  
9 prosecutor admitted he had no authority to take the tape.

10 THE COURT: This is a different website than any  
11 website involved in this case?

12 MR. SUTCLIFFE: Yes, Your Honor.

13 THE COURT: And the officers are not involved in this  
14 case either; correct?

15 MR. SUTCLIFFE: They are involved in the case. Yes,  
16 they are.

17 THE COURT: Which officers?

18 MR. SUTCLIFFE: Officer Willis and Officer Katz.  
19 They've been directly involved in the investigation of  
20 "killercop.com" since its inception. They have --

21 THE COURT: I think I have heard enough.

22 I grant the government's motion to quash the subpoena  
23 on Ms. Yang. Her personal motive, even if it falls into the  
24 classification of motives that you ascribe to her,  
25 Mr. Sutcliffe, is irrelevant to the propriety and adequacy of