



December 30, 2008

Kasey Clark, General Manager/ Chief Counsel
CSLEA
2029 H St.
Sacramento, CA 95811

To Whom It May Concern:

I am in receipt of your correspondence dated December 22 2008 titled "Confirmation of Appearance Before CSLEA Disciplinary Hearing Committee".

I would request an open hearing at your office.

Please accept this correspondence as my formal Statement of Defense.

I entered State service on July 3, 2006 with the Medical Board of California. No one from the CSLEA contacted me to solicit union membership. So I made the contact and became a full member. Being from traditional law enforcement I recognize the usefulness of the union and legal defense.

Point 1:

There is no mention on the "CSLEA MEMBERSHIP APPLICATION" of any requirement to adhere to or even the existence of any CSLEA By Law's or Constitution (Attachment).

Point 2:

I have never been provided with or seen CSLEA By Law's or Constitution from the union.

Point 3:

Section 2.5 A "Orientation" of the latest CSLEA contract states:

"Up to one (1) hour shall be made available during the orientation of employees new to Unit 7 for orientation to the collective bargaining contract. In each such instance, a representative designated by CAUSE shall conduct such orientation to the Contract and all CAUSE functions and services." (Attachment)

Alan Irish was and I believe still is the CSLEA union representative to the Medical Board of California. This portion of the contract was never fulfilled by him or any representative of the CSLEA.

*I am asking your assistance in making Irish available at the hearing as he is your agent for this process.

Point 4:

Your correspondence of December 5, 2008 had an attachment titled "Severance Campaign against California Statewide Law Enforcement Association (CSLEA)." (Attachment). This is a letter to "Unit 7 Member" from the affiliate board Presidents who are against the severance campaign. I have never received or seen this letter before.

Point 5:

I attended a union meeting on January 27, 2008 here in Fresno that was facilitated by Richard Carrillo, now CSLEA Senior Vice President. Also in attendance were CSLEA Attorney's Ryan Navarre and Larry Friedman. Carrillo, Navarre or Friedman made no mention of the severance campaign either in support or against it. No comments were made that anyone in support of the severance campaign could be disciplined for violating the CSLEA By Law's or Constitution.

As of this date I have only received specific excerpts of the By Law's and Constitution.

Many thanks in advance for your time and consideration in this matter of mutual importance.

Regards,

Brandon Shoemaker