

# Threat of Criminal Trespass

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From RobertSmithPA@protonmail.com <RobertSmithPA@protonmail.com>

To Kochka, Kevin S <kkochka@pa.gov>

Date Thursday, September 15th, 2022 at 3:49 PM

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Trooper Kochka,

It has been some time since we have communicated. I initially thought I would call you, but since I was not informed that I was being recorded and when requesting to get the recording of our conversation I was denied, writing was a better memorialization of communication.

It has been verified through an open records response that no document exists regarding a "criminal trespass warning" for John Miller, to preclude access to Octorara School Property. The supporting document received June 7th is attached for your reference.

Acting in good faith, I never returned to Octorara School based upon legitimate fear of Pennsylvania State Troopers lack of knowledge on the law regarding Trespass from public property and previous experience/evidence of encountering unreasonable officers. The fear is directly related to, if I did return and encounter unreasonable officer's, that they would aggress, physically restrain me using pain compliance torture devices (commonly called handcuffs), and unlawfully arrest (that's called kidnapping) me for "Criminal Trespass after warning", regardless of no evidence of such a warning.

The common practice of law enforcement is not to discuss, or be reasonable on the sidewalk, and send a citizen to a dungeon (police like to call this a holding cell), bring them before a magistrate, and resolve the issue in a court of law.

It is not reasonable for a citizen to enter a plea in such court when they are the victims of unlawful acts.

I want a very short, and direct response to the following.

If I desire to return to Octorara School District school board meeting (appropriate time, place manner) and want to retain my 4th amendment right, to exercise my 1st. Is it true, that you would act in your own capacity and arrest me? Or, respond to a call for service and subsequently arrest me?

The previous encounter with you at the school board demonstrated dereliction of duty. You did not obtain any sworn affidavits that supported I was in the process of committing a crime, a crime had occurred or a crime was about to occur. You also failed to initiate an investigation into my first request to affect a citizens arrest, or investigate the veracity of my accusations to warrant a citizens arrest.

The afore mentioned actions, a reasonable person would assume that they are not actually encountering an officer which swore an oath to protect and defend the PA and US Constitution, but an individual acting in their private capacity under color of law.

My attempts to reason with unreasonable public officials is well documented, and I am following the process as the Supreme Court has directed me. This has never been my choice, nor preference (this is also well documented). I just wanted to memorialize and document for the court, my continued attempts to reason with those who represent authority supported by an oath.

Regards,

Mr. Miller

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224.78 KB 1 file attached

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