

**IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
THIRD JUDICIAL DISTRICT AT KENAI**

DAVID HAEG,

Applicant,

v.

STATE OF ALASKA,

Respondent.

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)
)
)
) POST-CONVICTION RELIEF
) Case No. 3KN-10-01295CI
) (formerly 3HO-10-00064CI)
)
)
)

2012 JUN 23 11 03:33

CLERK OF COURT

(Trial Case No. 4MC-04-00024CR)

**1-23-12 MOTION TO SUPPLEMENT EVIDENCE THAT JUDGE BAUMAN BE
DISQUALIFIED FOR CAUSE (CORRUPTION) AND 1-23-12 MOTION THAT
EVIDENTIARY HEARINGS BE HELD ON HAEG'S MOTIONS TO
DISQUALIFY JUDGE BAUMAN AND TO STRIKE JUDGE BAUMAN'S 1-3-12
ORDERS**

VRA CERTIFICATION: I certify this document and its attachments do not contain the (1) name of victim of a sexual offense listed in AS 12.61.140 or (2) residence or business address or telephone number of a victim of or witness to any offense unless it is an address identifying the place of a crime or an address or telephone number in a transcript of a court proceeding and disclosure of the information was ordered by the court.

COMES NOW Applicant, David Haeg, and hereby files motions to supplement the evidence that Judge Bauman must be disqualified for corruption and that evidentiary hearings be held on Haeg's motion to disqualify Judge Bauman for cause and on Haeg's motion to strike Judge Bauman's 1-3-12 orders.

Prior Proceedings

- (1) On 1-5-11 Haeg filed a Motion for Hearing with Judge Bauman in response to the state's Motion to Dismiss – a hearing that is **required** if requested and which is required to be held within 45 days of it being requested.
- (2) On August 3, 2011 Judge Bauman asked for briefing from the state on Haeg's motion for hearing.
- (3) On August 23, 2011 the state filed a 47-page opposition to Haeg's request for the required hearing.
- (4) On January 3, 2012 Judge Bauman granted most of the state's motion to dismiss –without ever ruling on Haeg's over year old motion for the required hearing or holding the required hearing.
- (5) On 1-13-12 Haeg filed a motion that Judge Bauman must be disqualified for corruption. In his motion Haeg claimed Judge Bauman (in addition to violating other laws, rules, and cannons to deny Haeg mandatory open-to-the-public hearings):

“has almost certainly falsified the sworn affidavits he is required to submit to be paid – since it is unlikely he has gone without pay for the over 6 months since he was required to have decided Haeg's motion for a hearing according to AS 22.10.190 (which requires a judge to swear under oath that no item submitted for an opinion or decision is older than 6 months – and Haeg's motion for a hearing is over a year old).”
- (6) On January 18, 2012, after his motion that Judge Bauman must be disqualified for cause, Haeg obtained a copy of Judge Bauman's

affidavit for the pay period ending on the last day of December 2011

– in which Judge Bauman claims no issue presented to him for an opinion or decision is older than 6 months. See attached affidavit.

- (7) On January 23, 2012 Haeg filed a criminal complaint against Judge Bauman. See attached criminal complaint.
- (8) On January 23, 2012 Haeg filed an Alaska Commission on Judicial Conduct complaint against Judge Bauman. See attached complaint.

Discussion

Haeg just obtained new evidence that Judge Bauman is in fact falsifying affidavits in order he may be paid – just as Haeg claimed might be happening in his January 13, 2012 motion. Because this new evidence is material to Haeg's claim Judge Bauman must be disqualified for corruption, it should be allowed to supplement Haeg's claim.

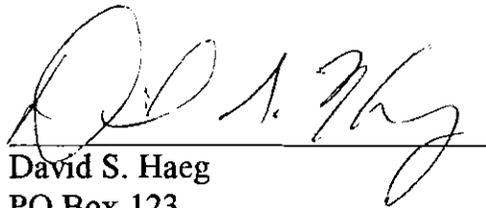
In addition, because of the evidence against Judge Bauman, which now includes committing felony perjury so he can be paid while he is violating Haeg's right to prompt decisions and Haeg's right to mandatory hearings, Haeg should be granted an evidentiary hearing on his motion to disqualify Judge Bauman and on his motion to strike Judge Bauman's January 3, 2012 orders.

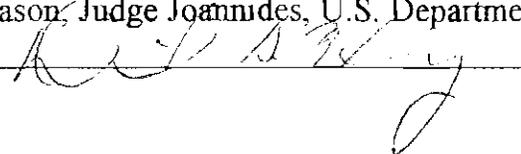
Conclusion

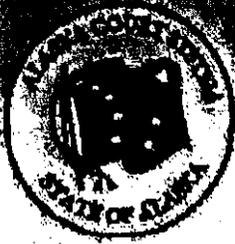
In light of the above Haeg respectfully asks the court to: (1) supplement the record of Haeg's case with the attached copy of Judge Bauman's affidavit, the attached copy of Haeg's criminal complaint against Judge Bauman, and the

attached copy of Haeg's Alaska Commission on Judicial Conduct complaint against Judge Bauman; (2) order an evidentiary hearing be held on Haeg's motion to disqualify Judge Bauman for cause; and (3) order an evidentiary hearing be held on Haeg's motion to strike Judge Bauman's January 3, 2012 orders.

I declare under penalty of perjury the forgoing is true and correct. Executed on January 23, 2012. A notary public or other official empowered to administer oaths is unavailable and thus I am certifying this document in accordance with AS 09.63.020. In addition I would like to certify that copies of many of the documents and recordings proving the corruption in Haeg's case are located at: www.alaskastateofcorruption.com


David S. Haeg
PO Box 123
Soldotna, Alaska 99669
(907) 262-9249 and 262-8867 fax
haeg@alaska.net

Certificate of Service: I certify that on January 23, 2012 a copy of the forgoing was served by mail to the following parties: Peterson, Judge Gleason, Judge Joannides, U.S. Department of Justice, FBI, and media.
By: 



ALASKA COURT SYSTEM

AFFIDAVIT

For the pay period ending on the last day of December, 2011.

I, being first duly sworn, state that to the best of my knowledge and belief no matter currently referred to me for opinion or decision has been uncompleted or undecided by me for a period of more than six months.

Signature: Carl Bauman, Date: 1-5-2012, Title: Carl Bauman, Address: 125 Trading Bay Drive #100, Print Name: Superior Court Judge, Kenai, AK 99611

Subscribed and sworn to or affirmed before me at Kenai, Alaska, on 1/3/12.



Signature of Notary Public, Clerk of Court, or other person authorized to administer oaths.

My commission expires: with office

I certify under penalty of perjury that the foregoing is true, that this statement is being executed at Alaska, and that no notary public or other official empowered to administer oaths is available.

Date and Signature lines

INSTRUCTIONS

This affidavit must be signed before a notary public, postmaster, or any other person authorized by AS 09.63.010 to administer oaths. If there is no one available who is authorized to administer oaths, you should sign and date the statement certifying that the affidavit is true (AS 09.63.020).

An affidavit must be completed at the end of each pay period. Pay periods end on the 15th day and the last day of each month. The completed affidavit must be sent to the Division of Finance in Juneau at the end of each pay period:

Mail: P. O. Box 110204, Juneau, Alaska 99811-0204; Fax: (907) 465-5639; Scan and Email: DOA.DOF.PR.Affidavits@alaska.gov

Alaska State Troopers

January 23, 2012

This is a formal criminal complaint against Kenai Superior Court Judge Carl Bauman for falsifying a sworn affidavit. See attached copy of Judge Bauman's affidavit.

The official court documents proving Judge Bauman's affidavit is false are located in the court record of David Haeg's PCR case 3KN-10-01295CI.

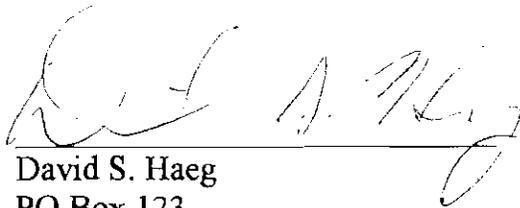
The courthouse in Kenai, Alaska currently holds these records.

The attached 1-5-11 Motion for Hearing is a copy of one of the court records proving Judge Bauman's perjury.

The attached copy of the 1-13-12 Motion to Disqualify Judge Bauman for Cause (Corruption) identifies other court records proving Judge Bauman committed perjury and provides evidence why he did so and that he did so knowingly.

In addition the 1-13-12 Motion identifies other mandatory rules, cannons, and rights Judge Bauman violated during the same criminal enterprise.

I declare under penalty of perjury the forgoing is true and correct. Executed on January 23, 2012. A notary public or other official empowered to administer oaths is unavailable and thus I am certifying this document in accordance with AS 09.63.020.



David S. Haeg
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Alaska Commission on Judicial Conduct

1029 W. 3rd Ave., Suite 550, Anchorage, Alaska 99501
(907) 272-1033 In Alaska (800) 478-1033 Fax (907) 272-9309

Marla N. Greenstein
Executive Director
E-mail: mng@ccjcd.state.ak.us

Complaint About An Alaska State Court Judge

Date: 1-23-12

Name of Judge: Carl Bauman

Court: Supreme _____ Appeals _____ Superior X District _____

Court Location: Kenai, Alaska

Case Name (if Relevant): David Haeg v. State of Alaska

Case Number (if Relevant): 3KN-10-01295 CI

Your Name: David Haeg

Use of your name: If the box below is not checked, the Commission will proceed at its own discretion.

() The Commission may use my name in any communications with the judge related to the Commission's disciplinary functions.

Your Telephone No: 907-262-9249 Same
(Day) (Evening)

Your Address: PO Box 123
Soldotna, AK 99669

Your Signature: [Signature]

Please specify exactly, in your own words, what action or behavior of the judge is the basis of your complaint. Please provide relevant dates and names of others who witnessed the action or behavior.
You may use additional paper, or reverse side if necessary.

Judge Bauman has broken numerous laws, rules, and judicial canons including falsifying a sworn affidavit, to unjustly and unconstitutionally cripple David Haeg's ability to expose the ongoing corruption and conspiracy infecting his case. This corruption and conspiracy now includes Judicial Conduct investigator Marla Greenstein.

See the attached copy of Judge Bauman's affidavit and the attached motion to disqualify Judge Bauman for the specific dates, instances, and court records proving Judge Bauman's corruption.