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FEB - 5 2021

RICHARD W. NAGEL,  
CLERK OF COURT DAYTON, OH

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON

UNITED STATES OF AMERICA, : CASE NO.: 3:18-CR-00186  
Plaintiff, : JUDGE THOMAS M. ROSE  
V. : AFFIDAVIT OF BRIAN HIGGINS  
BRIAN HIGGINS, :  
Defendant. :

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State of Ohio  
County of Montgomery:

I, Brian E. Higgins, being fully cautioned and sworn, deposes and states as follows:

1. I am an adult over the age of 18 and competent to testify to the matters herein;
2. My attempt in exposing corrupt public officials began in 2004. First, low level Chicago Police Department officials, only to end up with the Department of Justice and Federal Bureau of Investigation protecting a sexual predator who operates a sophisticated criminal enterprise.
3. On or about August 3, 2010, Allied Services Group submitted a "double late" bid to the City of Chicago Chief Procurement Officer, Jamie Rhee for RFP Specification 78727, Transportation of Deceased bodies. (See attached hereto Exhibit A)
4. On or about August 3, 2010, Allied Service Group listed several "key" employees, to include Dan Wondaal, Chief Operating Officer and Charles Zohfeld, Site Supervisor to the City of Chicago. (See attached hereto Exhibit B)
5. On or about April 3, 2014, Paw Palace Enterprises, Inc dba Paw Palace, incorporated with the Illinois Secretary of State, listing Charles Zohfeld as President. Should be noted that

Paw Palace's address of 2739 Glenwood Dyer, Lynwood, Illinois 60411 is the same address listed for the sexual predator John Klaczak's Illinois Sexual Predator Registry. (See attached hereto Exhibit C)

6. On or about April 2, 2015, Pest Management Services, Inc. dba Pest Management, incorporated with the Illinois Secretary of State, listing Dan Wondaal as President. Should be noted that Pest Management, Inc. is owned by John Klaczak. (See attached hereto Exhibit D)
7. On or about April 2018, I began a sting operation of John Klaczak, a convicted sexual predator and the coconspirators that assisted in concealing crimes to include identity theft of the deceased, procurement fraud and most disturbing, Mr. Klaczak's propensity for committing sex crimes against young boys. Should be noted that Mr. Klaczak also houses another convicted sexual predator at his residence by the name of Stacy Gorgas. Mr. Gorgas also seems to like young children per Florida Department of Law. (See attached hereto Exhibit E)
8. On or about June 2018, inside operatives were able to capture Mr. Klaczak's pleasure for young boys, namely the volunteer children that tended to the rescue dogs of Paw Palace housed in a different area of the main facility.
9. On or about August of 2018, Mr. Klaczak solicited hosting a birthday party for 20-25 teenage boys on his sprawling 15-acre property. This party was to take place in the fall of 2018 even though the Illinois Sex Offender law strictly prohibit a convicted sexual predator being in the company of minor children. (See attached hereto as Exhibit F)
10. On or about October 10, 2018, Mr. Klaczak confirmed the party and charges for use of items such as coolers, tents, boat, DJ equipment for the sum of \$750.00 (See attached hereto as Exhibit G)
11. On or about February 13, 2019, I was contacted by the City of Chicago, Office of Inspector General investigator Ken Unterberg to discuss what evidence I had on Allied Service Group and John Klaczak. Should be noted that this is the third request from the City of Chicago Inspector General to provide evidence of John Klaczak and his criminal enterprise, to include fraud committed by City officials. (See attached hereto as Exhibit H)
12. On or about February 19, 2019, I met with the City of Chicago Inspector General's Office and was asked to turn over documents that I had in my possession that showed the criminal acts of City officials, to include Mayor Rahm Emanuel.
13. On or about March 19, 2019, the Cook County Inspector General's Office investigator, Thomas Galindo contacted me via email to discuss a "complaint" that I allegedly filed with their Office. Should be noted that I did not file a complaint with the Cook County Inspector General. (See attached hereto as Exhibit I)

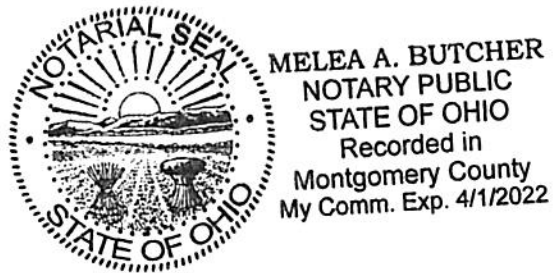
14. On or about March 21, 2019, Mr. Galindo asked if I had any documentation from the City of Chicago with John Klaczak's name on it and if so, to forward copies of the documents containing his name. I told him that I had an extensive record of Mr. Klaczak's relationship with the City and the Chicago Police Department, I ultimately gave Mr. Galindo a sampling of evidence. Mr. Galindo stated that he was going to follow up with me after he discussed this sensitive matter with management.
15. On or about April 10, 2019, after not hearing back from Mr. Galindo and realizing that there was a coverup, now with the Cook County Inspector General, I would be forced to elevate my muckrake findings. With no alternative left but to go to the FBI, I opted to go to the Dayton Resident Office as I was aware that Chicago FBI Special Agent in Charge Jeff Sallet and Chicago Police Superintendent Eddie Johnson had a friendship and the likelihood of yet another coverup was highly probable. **(See attached hereto as Exhibit J)**
16. On or about April 29, 2019, I got a hotel room in Dayton because FBI SA Andrew Grgan requested my presence at 0730 hrs. to be interviewed by agents from Chicago and I feared the possibility of getting stuck in rush hour traffic and running tardy. **(See attached hereto as Exhibit K)**
17. On or about April 30, 2019, I was arrested and shackled in a public corruption dragnet operation, dubbed Demolished Integrity. **(See attached hereto as Exhibit L)**
18. On or about December 15, 2020, AUSA Brent Tabacchi told me that "I have no right to meet with the FBI or any other law enforcement agency." This might be the most truthful statement to come out of the Governments mouth, I have a moral obligation to report crimes against Children.
19. On or about January 8, 2021, the AUSA filed a Motion In Limine (#1) and cites a 2d Cir. 2004 case, United States vs Michaud, in which "There is no constitutional mandate forbidding the use of deception in executing a valid arrest warrant." One would ask, why would there be a ruse in getting me to the Clys Rd offices of the FBI when I am reporting crimes against Children. Not only is the Government protecting sexual predators, the AUSA has engaged in prosecutorial misconduct by forging and altering documents containing my signature. **(See attached hereto as Exhibit M)**
20. On or about January 8, 2021, the AUSA filed a Motion In Limine (#1) in which the Government states, "Indeed, his efforts to disclose to law enforcement in Dayton, Ohio, dated information concerning crimes over which they have no jurisdiction or venue is doubly irrelevant." Did Mr. Tabacchi write this with a straight face? The last time I checked, the Federal Bureau of Investigation has multi-state (in some cases international) jurisdiction. In fact, one of the main missions of the Federal Bureau of Investigation is public corruption. I suppose that is only applicable for \$50,000 patios, \$2000.00 magnet on a truck, some cash in an envelope or in my case, a fish tank.

21. On or about February 1, 2021, NBC News has reported that former Mayor Rahm Emanuel is being considered for an ambassadorship (China or Japan) position by President Biden. The criminal acts and coverup of a sexual predator that Mr. Emanuel orchestrated while the Mayor of Chicago is certain to be of national interest. (See attached hereto as Exhibit N)

  
BRIAN E. HIGGINS

Sworn to before me, a Notary Public in and for the State of Ohio, and subscribed to in my presence by the said Brian Higgin, on this 5 day of February, 2021.

  
Notary Public





John Stamps  
President  
jstamps@alliedcleaning.net

# Services Group, Inc.

**SPECIALTY CLEANING**  
Hazard • Crime Scene Cleaning  
Bedbug Inspection/Treatment  
Commercial Pressure Washing  
Fire • Water • Mold  
Construction

Tel: 708-396-0200  
Fax: 708-396-0202  
Cell: 773-406-4613  
14150 S. Western Avenue  
Posen, IL 60469  
www.alliedcleaning.net

**Water • Mold • Bio-Hazard Cleaning**  
**tion • Power Washing • Property Preservation**  
*Green Cleaning & Restoration Service™*

Chief Procurement Officer  
City of Chicago  
Department of Procurement Services  
121 N. LaSalle, Room 403  
Chicago, Illinois 60642

RE: Bid Protest of RFP – Transportation of Deceased Persons - Specification No. 78727

Dear Jamie:

This request is to allow Allied Services Group's Bid package to be accepted and among the bidders for RFP Specification No. 78727 – Transportation of Deceased Persons, based on the rules and guidelines of the Bid Protest.

On July 27, 2010 the bid for the Transportation of Deceased Persons was due. As I was unclear to where the bid package was to be delivered, I called to get the right address and was told to go to 333 South State Street. I was sent to 3 different departments at that address before they realized I was at the wrong location. By then it was 4pm and I still had to get to the correct location to drop the bid package off.

Allied Services Group is a company with over 8 years experience in Transportation of Deceased Persons with contracts with Cook County and Metra with zero complaints and very low prices. We feel that with the knowledge and experience we already have in this department that we are more than qualified as bidders for this contract and should have the opportunity to be considered for this bid.

Once again, please accept our request to allow our Bid Package to be reviewed and processed. If you have any questions, or need any additional information, please feel free to contact me.

Respectfully Yours,

*John Stamps*  
John Stamps

*John Stamps*  
*CEO*

RECEIVED  
AUG 02 2010  
*John Stamps*

*John Stamps CEO  
Allied Services Group Inc.  
14150 S Western Ave  
Posen, IL 60469*

*office - 708-396-0200  
fax - 708-396-0202  
cell - 773-406-4613  
email - jstamps@alliedcleaning.net*

"OFFICIAL SEAL"  
DONNA A. KRUEL  
Notary Public, State of Illinois  
My Commission Expires April 21, 2014  
Commission No. 143261

EXHIBIT  
**A**



# Allied Services Goup, Inc.

**Fire • Water • Mold • Bio-Hazard Cleaning  
Reconstruction • Power Washing • Property Preservation**

*"Your Green Cleaning & Restoration Service"*

## Cover Letter

### Company Background:

Allied Services Group, Inc (ASG) was originally formulated as Stamps Construction in 2008. The company performed General Construction, Project Management and Consulting. In 2009, the name was changed to Allied Services Group, Inc to better serve our customers. Also in 2009, Allied Services Group, Inc acquired Allied Cleaning Services which specialized in the removal/transport of deceased persons. This acquisition was done to once again offer more services to our customers. With the combination of these companies, it has allowed ASG to become one of the largest, full-service removal/transport companies in the Chicagoland/Cook County area.

ASG currently operates 24 hours a day, seven days per week with 40 personnel. The services we provide include: Removal/Transport of Deceased Persons, Biohazard/Crime Scene Cleaning, Mold Remediation, Water/Flood/Fire Damage Cleaning, Property Preservation Services, Bed Bug Inspection/Removal as well as Full Reconstruction Services. Our client base for removal/transport of deceased persons consists of Cook County Sheriff's Department, Metra Commuter Rail, Union Pacific Railroad, Belt Railway and several local Police Departments. ASG's geographic coverage area includes the City of Chicago, the entire south suburbs and entire Cook County area.

### Company Principles:

Chief Executive Officer:	John Stamps	25 years
Chief Operations Officer:	Dan Wondaal	10 years
Chief Financial Officer:	Mohammed AbuGhoush	20 years
Site Supervisors:		
1.	Robert Slager	20 years
2.	Dan Newton	20 years
3.	Charles Zohfeld	10 years
4.	Joseph McGowan	10 years

Driver's Licenses: Will be provided upon award of contract via a print out from the Illinois Secretary of State website.

### Legal Name of Company and Location:

\* Allied Services Group, Inc.  
14150 S. Western Avenue  
Posen, IL 60469

EXHIBIT

B

tabbles

Office: (708) 396-0200  
Fax: (708) 396-0202  
24 Hour Emergency: (877) 570-1315

Form of Company: Corporation  
Fein Number: 33-1216958  
Date Company Formed: March 2008

Names and Telephone Numbers of Principal Contact Personnel:

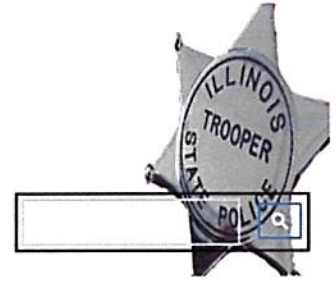
1. Mr. John Stamps – CEO  
Office: (708)396-0200  
Cell: (773)406-4613  
Email: [jstamps@alliedcleaning.net](mailto:jstamps@alliedcleaning.net)
  
2. Mr. Dan Wondaal – COO  
Office: (708)396-0200  
Cell: (708)932-6034  
Email: [info@alliedcleaning.net](mailto:info@alliedcleaning.net)

MBE/WBE Participation:

3 ASG will readily comply with all MBE/WBE requirements as directed in the scope of service for this RFP. ASG is dedicated to using MBE/WBE named companies as often as possible in all aspects of company business, not limited just to this RFP.

City of Chicago's Standard Contract Terms and Conditions:

ASG has read and understands all terms and conditions of the scope of service outlined in Exhibit 8 of this RFP.



- [OFFENDER REGISTRATION](#)
- [SEX OFFENDER REGISTRATION](#)
- [FAQs](#)
- [OTHER STATE SOR SITES](#)
- [TRANSITIONAL HOUSING](#)
- [IMPORTANT LINKS](#)
- [CONTACT US](#)

**Child Sex Offender Information**

**Name:** KLACZAK,JOHN W  
**Alias Name(s):**  
**Date of Birth:** 7/23/1963  
**Alias DoB(s):**  
**Height:** 6'00" **Weight:** 243 lbs. **Sex:** M **Race:** W  
**Address:** 2739 GLENWOOD DYER  
 LYNWOOD, IL 60411

**Crime Information**

[Sexual Predator](#) **VICTIM WAS 13 YEARS OF AGE**  
**OFFENDER WAS 35 AT THE TIME OF THE OFFENSE**

**Crimes:** AGGRAVATED CRIMINAL SEX ABUSE/VICTIM 13-18

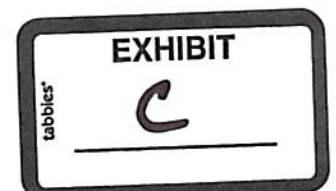
**County of Conviction:** Cook



[Back To List](#)   [Print This Record](#)

Print options may also be found under the 'File' menu from the browser or by pressing CTRL+P

Photo History





1/17/2007

Click on the picture to display it in the window above.

**Criminal History Information**

Criminal history information may be available for sex offenders on parole or mandatory supervised release through the [Illinois Department of Corrections](#). Click on The link, select 'inmate search' and type in the offender's name or other identifying information.

Additional information about a sex offender's conviction can be obtained by contacting the circuit clerk's office of the county in which the offender was convicted to get a copy of the offender's court case information. Additionally, criminal history information on an offender may be obtained through the [Uniform Conviction Information Act](#).

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[Governor JB Pritzker](#)

[Web Accessibility](#) [Missing & Exploited Children](#) [Amber Alerts](#) [Illinois Privacy Info](#)

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# 4 Paw Sake Rescue

*We are here for*

*Send you an email*

*Our Info*

- [Welcome](#)
- [About Us](#)
- [Available Dogs](#)
- [Adoption Application](#)
- [Volunteer](#)
- [Donations](#)
- [Upcoming Events](#)
- [Contact](#)
- [Successful Adoptions](#)
- [Local Support!](#)

Email: \*

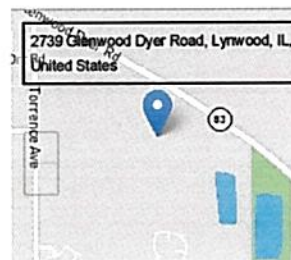
Check here to receive email updates

Name: \*

Subject: \*

Message: \*

2739 Glenwood-Dyer Road,  
 Lynwood, IL 60411  
 United States of America  
 Phone (708) 758-3647  
 Fax (708) 757-6119  
[info@4pawsake.com](mailto:info@4pawsake.com)



Submit





[Welcome](#)  
[About Us](#)  
[Available Dogs](#)  
[Adoption Application](#)  
[Volunteer](#)  
[Donations](#)  
[Upcoming Events](#)  
[Contact](#)  
[Successful Adoptions](#)  
[Local Support!](#)

## 4 Paw Sake Rescue

### How it all started!

On September 5th, 2014 [Paw Palace](#) officially opened their doors. Word quickly spread throughout the local and neighboring communities about the services we provided for dogs and their owners. The amenities that helped bring Paw Palace to life were: boarding, daycare, training, and grooming! One day a stray dog in need of a home was brought to us. We had not worked or handled stray dogs in our facility before but could not turn our back to a dog in need. We were able to retrieve information from the dog's microchip. The chip revealed that the dog "Cisco" was from Harvey, IL. We called the listed number and unfortunately the residence claimed to not own a dog named Cisco. After hearing this news we decided we were going to find a home for Cisco. We displayed Cisco's picture at our front desk in hopes of someone being interested in adopting him. Cisco was our first success story, which in turn lead to the founding of 4 Paw Sake Rescue!

Cisco



POWERED BY  
WebsiteBuilder

### Surrender Cases

Along with rescuing stray dogs that we have found or dogs that have been brought to us, 4 Paw Sake also takes in certain surrender cases. We understand that in some situations such as: insufficient funds to care for the dog, lack of proper nurturing environment, relocation, aggressiveness towards other dogs or humans, whatever it maybe. We want to make sure that the family exhausts all possible options to make the situation work for their dog. Please give 4 Paw Sake a call to discuss your situation, we would like to give you advice and information that may help in keeping or surrendering your dog.



Office of the Secretary of State Jesse White  
**CYBERDRIVEILLINOIS.COM**

## Corporation/LLC Search/Certificate of Good Standing

### Corporation File Detail Report

File Number	69511848
Entity Name	PAW PALACE ENTERPRISES, INC.
Status	ACTIVE

<b>Entity Information</b>
Entity Type CORPORATION
Type of Corp DOMESTIC BCA
Incorporation Date (Domestic) Thursday, 3 April 2014
State ILLINOIS
Duration Date PERPETUAL

<b>Agent Information</b>
--------------------------

**Name**  
BURBANK REGISTERED AGENT INC

**Address**  
5501 W 79TH ST, #300  
BURBANK , IL 60459

**Change Date**  
Monday, 12 June 2017

**Annual Report**

**Filing Date**  
Tuesday, 4 August 2020

**For Year**  
2020

**Officers**

**President**  
**Name & Address**  
CHARLES ZOHFELD 2739 GLENWOODDYER LYNWOOD IL 60411

**Secretary**  
**Name & Address**  
CHARLES ZOHFELD 2739 GLENWOODDYER LYNWOOD IL 60411

**Assumed Name**

INACTIVE  
ADVANCED DETECTION SERVICES

ACTIVE  
ADVANCED DETECTION SERVICES

[Return to Search](#)

[File Annual Report](#)

[Adopting Assumed Name](#)

[Articles of Amendment Effecting A Name Change](#)

[Change of Registered Agent and/or Registered Office](#)

(One Certificate per Transaction)

This information was printed from [www.cyberdriveillinois.com](http://www.cyberdriveillinois.com), the official website of the Illinois Secretary of State's Office.

Fri Feb 05 2021



(<http://www.pestmanagementservices.com>)

Contact Us Today: **855-855-BUGS**

Serving Chicago, Blue Island & Surrounding Areas.

(<https://www.facebook.com/pestmanagementservice/>)

(<https://plus.google.com/101258021470467585601/about>)

(<https://twitter.com/pestmgmtchicago>)

## About Us

(<http://www.pestmanagementservices.com/wp-content/uploads/2015/12/PestManagementLogo1.jpeg>)

Pest Management Services is a full service pest control company. Our number one goal is to ensure that our valued customers are left 100% satisfied. We strive to always do our best to meet all the pest control needs of all our customers and we know how much quality counts. Our staff and technicians are trained and licensed in the field of pest control and have be trained in house on what we expect as a company.



## About Pest Management Services: Family Owned Business

Pest Management Services is a family owned business and we do all that we can to serve with care and diligence. Each one of our qualified technician knows the best way to assess any infestation, large or small, and determine exactly what is needed. We also offer different programs to help suit what your specific needs might be. Our complete home pest service program is a great way to keep the pests away all year long.



## Contact Us Today

Call us today (<http://pestmanagementservices.com/contact-us/>) to find out more information.

### Our Services

Commercial Pest Control (<http://www.pestmanagementservices.com/commercial-pest-control/>)

Multi-Family Pest Control (<http://www.pestmanagementservices.com/commercial-pest-control/multi-family-pest-control/>)

Termites (<http://www.pestmanagementservices.com/termites/>)

High-Rise Pest Control (<http://www.pestmanagementservices.com/commercial-pest-control/high-rise-pest-control/>)

Bed Bugs (<http://www.pestmanagementservices.com/bed-bugs/>)

Mosquito Control Services (<http://www.pestmanagementservices.com/residential-pest-control/mosquito-control-services/>)

Residential Pest Control (<http://www.pestmanagementservices.com/residential-pest-control/>)

Contact (<http://www.pestmanagementservices.com/contact-us/>)

"When we had an unexpected bed bug outbreak, these guys came to the rescue. Discrete and effective, I'd definitely give them a 2 thumbs up!+

**R. Gilman**, Thomilson Co.



**Get A Free Pest Control Quote!**  
**Call Pest Management Services, Inc. Today for a FREE estimate!**

 **(708) 396-0200**  
**(855) 855-BUGS**



**Pest Management Services protects your business and home from unsightly and threatening pests.**

© 2021 Pest Management Services, Inc.

**Locations**

BLUE ISLAND

CHICAGO

ALSIP

MARIONETTE PARK

CRESTWOOD

OAK FOREST

TINLEY PARK

ORLAND PARK

ORLAND HILLS

OAK LAWN

FRANKFORT

PALOS HEIGHTS

PALOS HILLS

## Contact Information



12761 Western Avenue  
Blue Island, IL 60647



(708) 396-0200  
(855) 855-BUGS

CONTACT US (<http://pestmanagementservices.com/contact-us/>)



Office of the Secretary of State Jesse White  
**CYBERDRIVEILLINOIS.COM**

## Corporation/LLC Search/Certificate of Good Standing

### Corporation File Detail Report

File Number	70121093
Entity Name	PEST MANAGEMENT SERVICES, INC.
Status	ACTIVE

<b>Entity Information</b>
Entity Type CORPORATION
Type of Corp DOMESTIC BCA
Incorporation Date (Domestic) Thursday, 2 April 2015
State ILLINOIS
Duration Date PERPETUAL

<b>Agent Information</b>
--------------------------

Name  
DAN WONDAAL

Address  
12761 WESTERN AVE  
BLUE ISLAND , IL 60406

Change Date  
Thursday, 2 April 2015

### Annual Report

Filing Date  
Thursday, 5 March 2020

For Year  
2020

### Officers

President  
Name & Address  
DAN WONDAAL 47 INDIANWOOD DRIVE THORNTON IL 60476

Secretary  
Name & Address  
SAME

[Return to Search](#)

[File Annual Report](#)

[Adopting Assumed Name](#)

[Articles of Amendment Effecting A Name Change](#)

[Change of Registered Agent and/or Registered Office](#)

(One Certificate per Transaction)

This information was printed from [www.cyberdriveillinois.com](http://www.cyberdriveillinois.com), the official website of the Illinois Secretary of State's Office.

Fri Feb 05 2021

SEARCH OFFENDERS  BY LOCATION  BY NAME  BY OFFENSE  BY COUNTY

# JOHN W KLACZAK

John W Klaczak



SHOW MAP

[View Criminal Record](#)

2739 GLENWOOD DYER, LYNWOOD, IL 60411

[Report an Error](#)

SHARE OFFENDER PROFILE



NEARBY REGISTERED SEX OFFENDERS



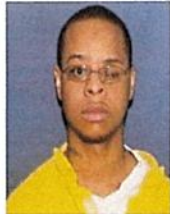
Get records about offenders Instantly get anyone's arrest record - Truthfinder.com



Stacy M Gorgas  
2739 GLENWOOD DYER, LYNWOOD, IL 60411



Ira Omar White  
20166 WILLOW, LYNWOOD, IL 60411



Christopher Radcliffe  
20060 MONTEREY, LYNWOOD, IL 60411



Larry Gentry  
20060 LAKEWOOD, LYNWOOD, IL 60411

IMPORTANT OFFENDER DATA

Offender Designation: Sexual Predator  
Perform a Criminal Background Check Instantly

PHYSICAL DESCRIPTION

Date of Birth: 7/23/1963  
Sex: M  
Height: 6'00"  
Weight: 243  
Race: W

OFFENSES

Crimes: 0010213 - AGGRAVATED CRIMINAL SEX ABUSE/VICTIM 13-18  
Conviction Location: Cook  
Victim Age: 13  
Age of Offense: 35

REGISTRATION DETAILS

Collected From: Illinois State Registry

Offender's Nearby Zip Codes

- 60425
- 60475
- 60476
- 60438
- 46321
- 60430
- 46311
- 60422
- 60466
- 60417

Offender's Nearby Cities

- Ford Heights, IL
- Sauk Village, IL
- Lynwood, IL
- Chicago Heights, IL
- Glenwood, IL
- Steger, IL
- South Chicago Heights, IL
- Dyer, IN
- Lansing, IL
- Willowbrook, IL

Offender's Nearby Counties

- Lake County, IN
- Will County, IL
- Cook County, IL
- Porter County, IN
- Kankakee County, IL
- DuPage County, IL
- Newton County, IN
- Jasper County, IN
- Kendall County, IL
- LaPorte County, IN



Ricky J Jauregui  
10 PENNY LANE, LYNWOOD, IL 60411



Antonio Earl  
19912 ORCHARD, LYNWOOD, IL 60411



Daniel C Kranz  
19901 S MONTEREY, LYNWOOD, IL 60411



Andre D Crump  
19808 MONTEREY AVE, LYNWOOD, IL 60411



Jeffery J Jennings  
19517 LAKE SHORE, LYNWOOD, IL 60411



**Florida Department of Law Enforcement - Sexual Offender / Predator Flyer**



**STACY MARK GORGAS**  
**Date of Image : 10/16/2014**

Primary Information	
<b>Designation :</b>	Sexual Offender
<b>Name :</b>	STACY MARK GORGAS
<b>Status :</b>	Released - Subject to Registration
<b>Dept of Correction# :</b>	Not Available
<b>Date Of Birth :</b>	09/26/1977
<b>Race :</b>	White
<b>Sex :</b>	Male
<b>Hair :</b>	Brown
<b>Eyes :</b>	Blue
<b>Height :</b>	5'09"
<b>Weight :</b>	208 lbs

STACY MARK GORGAS is registered as a Sexual Offender. Positive identification cannot be established unless a fingerprint comparison is made.



**CAUTION!** If you reached this flyer from any site other than FDLE's Florida Sexual Offender and Predator homepage, FDLE cannot guarantee the timeliness of the information you are viewing. To receive the most current information regarding registered sexual offenders or sexual predators registered with the State of Florida please conduct an "Offender Search" from FDLE's website located at <http://offender.fdle.state.fl.us/offender>



If further information is needed, please contact the Florida Department of Law Enforcement EIS-MPOR Offender Registration and Data Management at (1-888-357-7332) between the hours of 8:00am and 5:00pm, Monday through Friday.

Positive identification cannot be established unless a fingerprint comparison is made.

Any person who misuses public records information relating to a sexual predator, as defined in this section, or a sexual offender, commits a misdemeanor of the first degree. Please see 775.21(10)(c) for more information.

SEARCH OFFENDERS  BY LOCATION  BY NAME  SEARCH

# STACY M GORGAS

Stacy M Gorgas



SHOW MAP

[View Criminal Record](#)

2739 GLENWOOD DYER, LYNWOOD, IL 60411

[Report an Error](#)

SHARE OFFENDER PROFILE



IMPORTANT OFFENDER DATA

Offender Designation: Sexual Predator  
Perform a Criminal Background Check Instantly

PHYSICAL DESCRIPTION

Date of Birth: 9/26/1977  
Sex: M  
Height: 5'09"  
Weight: 265  
Race: W

OFFENSES

Crimes: 0995500 - CRIMINAL SEXUAL ASSAULT/FORCE  
Conviction Location: Cook  
Victim Age: 13  
Age of Offense: 23

Crimes: 0995600 - CRIMINAL SEXUAL ASSAULT/CANT CONSENT  
Conviction Location: Cook  
Victim Age: 13  
Age of Offense: 23

Crimes: 0995500 - CRIMINAL SEXUAL ASSAULT/FORCE  
Conviction Location: Cook  
Victim Age: 13  
Age of Offense: 23

REGISTRATION DETAILS

Collected From: Illinois State Registry

### Offender's Nearby Zip Codes

- 60425
- 60475
- 60476
- 60438
- 46321
- 60430
- 46311
- 60422
- 60466
- 60417

### Offender's Nearby Cities

- Ford Heights, IL
- Sauk Village, IL
- Lynwood, IL
- Chicago Heights, IL
- Glenwood, IL
- Steger, IL
- South Chicago Heights, IL
- Dyer, IN
- Lansing, IL
- Willowbrook, IL

### Offender's Nearby Counties

- Lake County, IN
- Will County, IL
- Cook County, IL
- Porter County, IN
- Kankakee County, IL
- DuPage County, IL
- Newton County, IN
- Jasper County, IN
- Kendall County, IL
- LaPorte County, IN

NEARBY REGISTERED SEX OFFENDERS



John W Klaczak

Ira Omar White

Christopher Radcliffe

Larry Gentry



- OFFENDER REGISTRATION
- SEX OFFENDER REGISTRATION
- FAQs
- OTHER STATE SOR SITES
- TRANSITIONAL HOUSING
- IMPORTANT LINKS
- CONTACT US

## Sex Offender Registry FAQs

What offenses are subject to Sex Offender Registration?

Other Qualifying Criteria for registration:

What is a Sexual Predator?

'Sexual predator' means any person who is convicted of a violation or attempted violation of the following sections of the Criminal Code of 1961, and the conviction occurred after July 1, 1999:

- Keeping a Place of Juvenile Prostitution;
- Juvenile Pimping;
- Exploitation of a Child;
- Child Pornography;
- Aggravated Child Pornography;
- Criminal Sexual Assault, if the victim is under age 12;
- Criminal Sexual Assault, regardless of the victim's age (if convicted on or after January 1, 2006);
- Aggravated Criminal Sexual Assault;
- Predatory Criminal Sexual Assault;
- Aggravated Criminal Sexual Abuse;
- Ritualized Abuse of a Child;
- Sexual misconduct with a person with a disability (if convicted on or after January 1, 2011);
- Kidnapping (if convicted on or after January 1, 2011);
- Aggravated Kidnapping (if convicted on or after January 1, 2011);
- Unlawful Restraint (if convicted on or after January 1, 2011);
- Aggravated Unlawful Restraint (if convicted on or after January 1, 2011);
- Child Abduction (if convicted on or after January 1, 2011);
- Conviction of first degree murder, when the victim was a person under 18 years of age and the defendant was at least 17 years of age at the time of the commission of the offense and the offense was sexually motivated as defined in Section 10 of the Sex Offender Management Board Act;
- Certified as a Sexually Dangerous Person pursuant to the Sexually Dangerous Persons Act or any substantially similar federal, sister state, or foreign country law;
- Found to be Sexually Violent pursuant to the Sexually Violent Commitment Act or any substantially similar federal, sister state, or foreign country law;
- Convicted of a 2nd or subsequent offense, after July 1, 1999 which would require registration pursuant to the Sex Offender Registration Act; or
- A conviction for an offense of federal law, Uniform Code of Military Justice, law of another state or foreign country that is substantially equivalent to any of the these offenses listed above.



**Fwd: Klaczak Party**

brianehigginsce.../Sent

**B** brian higgins <brianehigginsceo@yahoo.com>  
To: brianehigginsceo@yahoo.com

Feb 4 at 6:20 PM

Sent from my iPhone

Begin forwarded message:

**From:** brian higgins <brianehigginsceo@yahoo.com>  
**Date:** January 25, 2021 at 3:36:51 PM EST  
**To:** brianehigginsceo@yahoo.com  
**Subject:** Fwd: Klaczak Party

Sent from my iPhone

Begin forwarded message:

**From:** brian higgins <brianehigginsceo@yahoo.com>  
**Date:** November 27, 2020 at 11:48:12 PM EST  
[Redacted]  
**Subject:** Klaczak Party

Klaczak booking party for 13-14 y/o boys (20-30) at his house

Begin forwarded message:

**From:** brian higgins <brianehigginsceo@yahoo.com>  
**Date:** June 21, 2019 at 8:25:13 AM EDT  
**To:** BrianeHigginsceo@yahoo.com  
**Subject:** Fwd: Oct 14th Birthday Party

Sent from my iPhone

Begin forwarded message:

**From:** [Redacted]  
**Date:** October 18, 2018 at 3:09:57 PM EDT  
**To:** Brian Higgins <brianehigginsceo@yahoo.com>  
**Subject:** Fwd: Oct 14th Birthday Party

----- Forwarded message -----

**From:** [Redacted]  
**Date:** Sat, Oct 13, 2018 at 1:00 PM  
**Subject:** Re: Oct 14th Birthday Party  
**To:** <info@pawpalace.com>

Good morning John,

I'm not sure how to approach this so I'm just going to be frank. One of the mothers of a friend that will be attending apparently found your name on a sex offender list? Is this true?

I'm not sure what the situation is but unfortunately we won't be able to have the party at Paw Palace. True or not true, even the idea has caused friction between the parents and I have to change party location.

I apologize, as you have been very accommodating.

Thank you for your time and again I apologize for the last minute changes but I have to do what is best for the unity of my family and their friends and family.

Regards,  
Dawn

Sent from my iPhone



> On Oct 12, 2018, at 6:05 PM, Info <info@pawpalace.com> wrote:

>  
> Dawn,  
> Can u give me a call please?  
> Thanks  
> John  
> 708-935-5341

> Sent from my iPhone

>> On Oct 11, 2018, at 6:01 PM, [REDACTED]

>>  
>> Hi John,  
>>  
>> My apologies for the late delay. Everything sounds great!

>> Party time: 2pm - 5pm  
>>  
>> Would you mind if we showed up around 1pm to set-up? There will be 20-25 guests.

>> Let me know if you need a deposit and how much.  
>>  
>> Thanks a bunch.

>> Regards,  
>> Dawn

>> Sent from my iPhone

>>> On Oct 10, 2018, at 7:39 PM, Info <info@pawpalace.com> wrote:

>>> Dawn,  
>>> Honestly, I thought you made other arrangements when I haven't heard from you! I am still ok with having the Party here! Can you tell me what times you were thinking? Approximately how many are attending!

>>> We can provide:

- >>> 1- boat
- >>> 1 lg tent 20x30, several pop up tents.
- >>> Grills
- >>> Coolers
- >>> DJ equipment
- >>> A minimal amount of fishing equipment, I would recommend bringing fishing equipment. Note: catch and release fishing only! Please no minnows! Night crawlers or wax worms work great!
- >>> Lg. Bon Fire!
- >>> All terrain vehicle/golf cart.
- >>> Rescue Dogs to walk and play with!

>>> Let me know how this sounds? I'm thinking cost wise, I would ask \$750.00. I have plenty of tables and chairs.

>>> Please let me know!  
>>> Thanks  
>>> John

>>> Sent from my iPhone

>>>> On Oct 10, 2018, at 10:10 AM, [REDACTED]

>>>> Good morning John,

>>>> My apologies for not getting back to you sooner. With regards to the twins birthday party on October 14th, 2018, would you be able to provide us with 3-4 tents & 4 long tables (picnic)? Also, do you provide fishing equipment or should we bring our own? Looking forward to locking this in as I have let time slip away from me a bit. Would you be able to get me a total amount for your services? If you could email me back with prices I will get the necessary deposit to you.

>>>> Hope you are having a great day & I look forward to hearing from you.

>>>> Kind regards,  
>>>> Dawn

**Follow Up**

brianehigginsce.../Inbox



**Kenneth Unterberg** <kunterberg@igchicago.org>  
To: brianehigginsceo@yahoo.com <brianehigginsceo@yahoo.com>

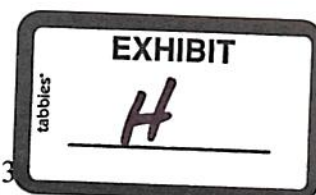
Feb 13, 2019 at 3:37 PM

Brian,

It was a pleasure talking to you. We are all set to meet next Tuesday, February 19, at 1:00pm. Please meet us at our office located at 69 W Washington St., Suite 1420, Chicago, IL. Should you need to reschedule, please feel free to email me or give me a call at (773) 478-8445.

Thank you,

Ken Unterberg  
Investigator  
Office of Inspector General  
City of Chicago  
740 N. Sedgwick  
Chicago, Illinois 60654  
(773) 478-8445



**Fw: Complaint - GSSP Enterprises**

brianehigginsce../Inbox



**Thomas Galindo (Inspector General)** <thomas.galindo@cookcountyil.gov>  
To: bhiggy3@aol.com <bhiggy3@aol.com>,  
brian.higgins@worldnet.att.net <brian.higgins@worldnet.att.net>  
Cc: brianehigginsceo@yahoo.com <brianehigginsceo@yahoo.com>

Mar 19, 2019 at 3:19 PM

---

**From:** Thomas Galindo (Inspector General)  
**Sent:** Tuesday, March 19, 2019 11:13 AM  
**To:** brianehigginsceo@yahoo.com  
**Subject:** Complaint - GSSP Enterprises

Mr. Higgins,

Please contact our office at your earliest convenience to discuss your complaint. Thank you for your assistance and cooperation in this matter.

Regards,

Tom Galindo  
Investigator  
Office of the Independent Inspector General  
69 W. Washington Street, Suite 1160  
Chicago, Illinois 60602  
Phone: (312) 603-1312  
Email: [thomas.galindo@cookcountyil.gov](mailto:thomas.galindo@cookcountyil.gov)





DEPARTMENT OF PROCUREMENT SERVICES  
CITY OF CHICAGO

MAY 08 2014

John Klaczak  
Allied Services Group, Inc.  
14150 S. Western Ave.  
Posen, IL 60469

**Subject:** Transportation of Deceased Persons  
**Specification Number:** 78727  
**Contract Number:** 25150  
**Modification Number:** 80048  
**Re:** 365 Day Time Extension

Dear Mr. Klaczak:

This is to advise you that the City of Chicago elects to extend the above-referenced Contract for 365 days under the same terms and conditions as the original Contract, all in accordance with the provisions in Article 4 Duration of Agreement, Section 4.3 entitled Agreement Extension Option. The extension will be effective September 1, 2014 through August 30, 2015. Your Agreement requires that you notify the City of any changes in ownership. Complete the online Economic Disclosure Statement (EDS) which includes a Disclosure of Retained Parties. Submit an electronically signed, one page EDS Certificate of Filing which validates that the EDS has been filed. Additionally, the Municipal Code of Chicago requires the disclosure of Familial Relationships with Elected City Officials and Department Heads. The web address to submit your EDS and Familial Relationships Disclosure is: <https://webapps.cityofchicago.org/EDSWeb>. Furthermore, transmit a current certificate of insurance naming the City of Chicago as an additional insured as required by your Agreement. Submit these documents within seven (7) calendar days of receipt of this letter.

If you have any questions concerning this matter, contact Larry L. Washington, Procurement Specialist at 312-744-8981, [larry.washington@cityofchicago.org](mailto:larry.washington@cityofchicago.org).

Sincerely,

Jamie L. Rhee  
Chief Procurement Officer

JLR/ilw

cc: File (Specification No. 78727)  
Monica Jimenez, Department of Procurement Services  
Zainab Adio-Saka, Department of Procurement Services  
Jero Medical Equipment Supplier  
C & O Auto Rebuilders, Inc.  
Taylor Made Industries  
Joel Brown

111 NORTH CASALE STREET ROOM 806 CHICAGO ILLINOIS 60602

BH - 0115

Screenshot 2021-02-05 at 1.11.29 AM.png

Download





AN IHG\* HOTEL

3

02-04-21

<b>Brian Higgins United States</b>	Folio No. :	<b>5114</b>	Room No. :	<b>426</b>
	A/R Number :		Arrival :	<b>04-29-19</b>
	Group Code :		Departure :	<b>04-30-19</b>
	Company :	<b>IHG Rewards</b>	Conf. No. :	<b>24113143</b>
	Membership No. :		Rate Code :	<b>IGCOR</b>
	Invoice No. :		Page No. :	<b>1 of 1</b>

Date	Description	Charges	Credits
04-29-19	*Accommodation	109.99	
04-29-19	State Tax	8.25	
04-29-19	City Tax	3.30	
04-29-19	Accommodation Tax	3.30	
04-30-19	MasterCard		124.84
	XXXXXXXXXXXX8181		
	<b>Total</b>	<b>124.84</b>	<b>124.84</b>
	<b>Balance</b>	<b>0.00</b>	

**Guest Signature:** \_\_\_\_\_

I have received the goods and / or services in the amount shown herein. I agree that my liability for this bill is not waived and agree to be held personally liable in the event that the indicated person, company, or associate fails to pay for any part or the full amount of these charges. If a credit card charge, I further agree to perform the obligations set forth in the cardholder's agreement with the issuer.

Holiday Inn Express & Suites Dayton Southwest  
2140 S. Edwin C. Moses Blvd  
Dayton, Oh 45417  
Telephone: (937)250-6400 Fax: (937)250-6401

Owned and operated by Ohio Hotels LLC





THE UNITED STATES ATTORNEY'S OFFICE  
SOUTHERN DISTRICT *of* OHIO

[U.S. Attorneys](#) » [Southern District of Ohio](#) » [News](#)

Department of Justice

U.S. Attorney's Office

Southern District of Ohio

FOR IMMEDIATE RELEASE

Tuesday, April 30, 2019

## **Current City Official, Former Dayton City Commissioner Among Those Charged With Fraud**

DAYTON – A federal grand jury here has returned indictments against a former Dayton city commissioner, a current city official and two Dayton businessmen, charging them with fraud and public corruption.

The indictments charge:

- **Joey Williams**, former Dayton City Commissioner, with bribery as a government official,
- **Roshawn Winburn**, current Director of Dayton's Minority Business Assistance Center, with wire fraud and public corruption,
- **Clayton Luckie**, businessman, with conspiracy to commit mail and wire fraud,
- **Brian Higgins**, businessman, with wire fraud.

Benjamin C. Glassman, United States Attorney for the Southern District of Ohio; Todd Wickerham, Special Agent in Charge, Federal Bureau of Investigation (FBI), Cincinnati Division, Ohio Attorney General Dave Yost and Ohio Auditor of State Keith Faber announced the indictments.

"The grand jury alleges that Winburn devised a scheme that deprived the people of Dayton of their right to the honest and faithful services of its public officials through bribery and the concealment of material facts and information regarding minority-owned, woman-owned and small disadvantaged businesses," U.S. Attorney Glassman said. He noted that the investigation is continuing.



Williams is charged with soliciting bribes worth more than \$5,000 as a government employee.

Williams served as an elected commissioner of the City of Dayton from 2001 until 2018. In 2015, Williams allegedly accepted a construction project at his personal home by an individual for a greatly reduced price in exchange for influencing the awarding of city contracts to that same individual.

The individual's business was subsequently awarded at least \$150,000 in contracts with both the City of Dayton and CityWide Development Corporation, a non-profit organization that functioned as a development and financing arm of the City of Dayton. CityWide routinely awarded thousands of dollars in contracts to private companies for the demolition of homes in Dayton.

It is alleged that Williams accepted more than \$50,000 in free benefits from the individual, including cash payments and the construction of a patio at his home.

In an attempt to conceal the fraud, Williams allegedly demanded the individual create a fake invoice, falsely reflecting that Williams had personally paid the individual more than \$50,000 for the home improvement project.

The grand jury charged Luckie with devising a fraudulent scheme to take advantage of programs offered by the federal and state governments to help disadvantaged businesses.

Luckie allegedly purported himself as affiliated with and authorized to speak on behalf of a disadvantaged business that provided administrative support services. He allegedly approached the owner of a demolition company in 2016 or early 2017 and offered Luckie's company's certification to help secure a demolition project from the City of Dayton.

He allegedly ordered magnetic signs with his company's name on it to put on the side of trucks belonging to the actual demolition company. He is accused of sending false invoices for thousands of dollars to the City of Dayton.

Higgins is charged with filing a fraudulent insurance claim in connection with water damage to the Meeker Residence, an 8,000 square-foot house in Dayton. It is alleged that Higgins received

more than \$100,000 in insurance claims that he used for his personal benefit rather than to repair water damage that occurred from a 600-gallon fish tank.

Higgins allegedly submitted invoices and repair cost estimates from a construction vendor to the insurance company in order to obtain money. According to the indictment, the vendor documents were false and misrepresented the status of repair work at the Meeker Residence.

U.S. Attorney Glassman commended the investigation of this case by the FBI, Ohio Attorney General's Bureau of Criminal Investigation (BCI) and the Ohio Auditor of State's Office, as well as assistant United States Attorneys Brent Tabacchi, SaMee Harden and Dominick Gerace, who are representing the United States in this case.

Indictments merely contains allegations, and the defendants are presumed innocent unless proven guilty in a court of law.

If you have any information related to the schemes alleged above, please contact the FBI's Dayton Public Corruption Tip Line at 937-291-5222.

###

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**Topic(s):**

Public Corruption

**Component(s):**

USAO - Ohio, Southern

**Contact:**

jennifer.thornton@usdoj.gov

Updated April 30, 2019



U. S. Department of Justice  
United States Attorney  
Southern District of Ohio

Brent G. Tabacchi  
Assistant United States Attorney  
Phone: (937) 225-2910  
Facsimile: (937) 225-2564

602 Federal Building  
200 West Second Street  
Dayton, OH 45402

January 21, 2021

BY: HAND DELIVERY

Anthony Cicero, Esq.

Re: Brian Higgins

Dear Mr. Cicero:

You have advised me that your client, Brian Higgins, wishes to meet with the United States Attorney's Office for the Southern District of Ohio ("this Office") for the purpose of making a proffer in connection with the above-referenced matter. This Office is willing to meet with you and your client under the following terms and conditions:

(1) You and your client understand that:

(a) this agreement binds only you, your client, and this Office; it does not bind any other law enforcement or prosecuting authority;

(b) law enforcement personnel will be present at the meeting as invited by this Office;

(c) this agreement is limited to the statements made by your client at meetings to be held on January 21, 2021, and does not apply to any statements made by your client at any other time, whether oral, written or recorded;

(d) any information provided by you on behalf of your client is covered by this agreement as if it had been provided by your client;

(e) this agreement does not provide any protections to your client not expressly set forth herein.



(2) Your client will respond truthfully and completely to any and all questions put to your client at the meeting;

(3) Except as otherwise provided in paragraphs four, five, and six herein, in the above-captioned case and in any other prosecution that may be brought against your client by this Office, this Office will not offer in evidence in its case-in-chief during any civil proceeding or criminal prosecution, or offer in evidence in connection with any sentencing proceeding for the purpose of determining an appropriate sentence, any statements made by your client at the meeting;

(4) Notwithstanding paragraph three above, this Office may use:

(a) information derived directly or indirectly from the meeting for the purpose of obtaining and pursuing leads to other evidence, which evidence may be used for any purpose, including any prosecution of your client; and

(b) statements made by you or your client at the meeting and all evidence obtained directly or indirectly from those statements for the purpose of cross-examination should your client testify, or to refute or counter at any stage of any criminal or civil proceedings (including this Office's case-in-chief at trial) any evidence, argument, statement or representation offered by or on behalf of your client in connection with any criminal or civil proceeding.

(5) This Office reserves the right to use any statements or information provided by your client in any prosecution for false statements, obstruction of justice or perjury;

(6) Your client's complete truthfulness and candor are express material conditions to the undertakings of this Office set forth in this letter. Therefore, if this Office should ever conclude that your client has knowingly withheld material information from this Office or otherwise not been completely truthful and candid, this Office may use against your client for any purpose (including sentencing) any statements made or other information provided by your client during the meeting. If this Office so concludes, it will notify you before making any use of such statements or other information.

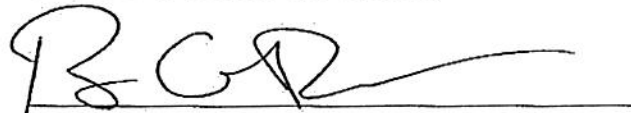
(7) No plea discussions or negotiations will occur during the meeting, and any statements made by your client during the meeting will not be "plea discussions" or any "related

statement" within the meaning of Rule 11(f) of the Federal Rules of Criminal Procedure or statements "made in the course of plea discussions"

within the meaning of Rule 410(4) of the Federal Rules of Evidence.

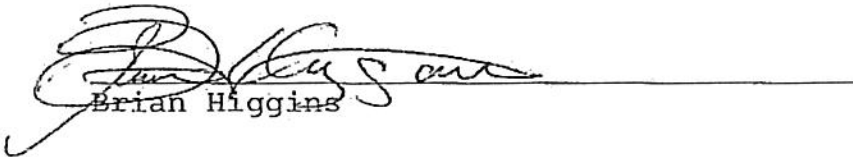
(8) No understandings, promises, agreements and/or conditions have been entered into with respect to the meeting or with respect to any future disposition of the charges or any civil action pending against your client other than those expressly set forth in this agreement and none will be entered into unless in writing and signed by all parties.

DAVID M. DEVILLERS  
United States Attorney



BRENT G. TABACCHI  
Assistant United States Attorney

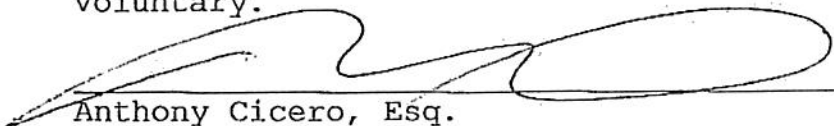
I, Brian Higgins, have read this agreement contained in this letter and carefully reviewed it with my attorney. I understand it, and I voluntarily, knowingly and willfully agree to it without force, threat or coercion. No other promises or inducements have been made to me other than those contained in this letter. I am satisfied with the representation of my attorney in this matter.



Brian Higgins

1-21-20  
Date

I am Brian Higgins's attorney. I have carefully reviewed every part of this agreement with my client. To my knowledge, my client's decision to enter into this agreement is informed and voluntary.



Anthony Cicero, Esq.

1-21-20  
Date

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON

UNITED STATES OF AMERICA, : Case No.: 3:18CR186TMR  
 :  
 Plaintiff, : MOTION IN LIMINE NO. 1:  
 : EXCLUSION OF IRRELEVANT  
 vs. : ARGUMENTS AND EVIDENCE  
 :  
 BRIAN HIGGINS, :  
 :  
 Defendant. :

Plaintiff United States of America, by and through its counsel of record, the United States Attorney's Office for the Southern District of Ohio, hereby files this motion in limine to preclude the defense from presenting irrelevant and immaterial arguments and evidence at trial. This motion is based upon the attached memorandum of points and authorities, the files and records in this case, and any further evidence or argument as may be presented at any hearing on this motion.

DATED: January 8, 2020

Respectfully submitted,

DAVID M. DEVILLERS  
UNITED STATES ATTORNEY

s/Brent G. Tabacchi  
BRENT G. TABACCHI (6276029 IL)  
Assistant United States Attorneys  
Attorneys for Plaintiff  
602 Federal Building  
200 West Second Street  
Dayton, OH 45402  
Telephone: (937) 225-2910  
Fax: (937) 225-2564



MEMORANDUM OF POINTS AND AUTHORITIES

I.

INTRODUCTION

The United States seeks a pretrial order, precluding defendant Brian Higgins from presenting certain irrelevant and immaterial evidence or arguments to the jury at trial. Throughout this matter, Mr. Higgins has submitted documents to the Court and raised in correspondence a series of claims unconnected to the merits of the mail fraud and witness tampering charges pending against him.

The issues irrelevant to his case have included: (1) information that he claims to possess concerning politicians in Chicago awarding a contract to a convicted sex offender, which he variously has styled as "Code of Silence", "What About the Children", or "Save the Children"; (2) his efforts to compel law enforcement in Dayton to secure a proffer for him with FBI agents in Chicago concerning "Code of Silence"; (3) the penalties affixed to his charge; (4) the number of days that have passed from his arrest to his trial date; (5) circumstances surrounding his arrest at the FBI in spring 2019; and (6) disparaging, personal attacks on members of the prosecution team. None of these matters prove relevant to any issue in this case within the meaning of Federal Rule of Evidence 401 ("Rule

401"). Moreover, even if arguably material, these issues are excludable under Federal Rule of Evidence 403; whatever de minimis probative value they may have is substantially outweighed by the risk of unfair prejudice, confusing the issues, misleading the jury, and wasting time. Higgins therefore should be barred from raising each of these matters at trial through argument or evidence.

## II.

### BACKGROUND

#### A. The Mail Fraud Allegations

Through a series of indictments, a federal grand jury has charged Mr. Higgins with mail fraud and witness tampering. See R. 57, Second Superseding Indictment. In general terms, the most recent charging instrument alleges that, during 2014 and 2015, Mr. Higgins lived at, and held a property interest in a home at 7240 Meeker Creek, Dayton, Ohio ("Meeker Residence"). See *id.* ¶ 5a. The property was in financial distress with its mortgage holder. See *id.* Mr. Higgins had not made a mortgage payment on the home in years; the house additionally had thousands of dollars in liens on it. See *id.* The home effectively was "upside down". To protect its interest in the property, the mortgage company placed forced insurance on the Meeker Residence. See *id.* ¶ 5b.

During mid-2014, Mr. Higgins filed a claim on the insurance policy, alleging that a large fish tank had leaked at the residence and caused thousands of dollars in damages to the property. See *id.* ¶ 5c. The indictment alleges that, rather than using the insurance money to repair the Meeker Residence as both the mortgage and insurance companies expected, Mr. Higgins improperly diverted substantial portions of these insurance funds for improper purposes, including to fund the opening of a new restaurant, to gamble at a casino, and to travel during 2014 and 2015. See *id.* ¶¶ 5e - 5k. The charging instrument further explained that Mr. Higgins took affirmative steps, as well as omitted material facts, to conceal these fraudulent activities from the mortgage and insurance companies.<sup>1</sup> See *id.*

**B. Mr. Higgin's Arrest**

In or around December 2018, a federal grand jury returned an under-seal indictment against Mr. Higgins concerning the above-described activities. (R. 5, Indictment). The Court issued an arrest warrant for Mr. Higgins at that time. (R. 9, Arrest Warrant dated 12/13/18 at 23).

During April 2019, while the arrest warrant was outstanding, Mr. Higgins cold-called the Federal Bureau of

---

<sup>1</sup> The indictment also alleges that Mr. Higgins attempted to tamper with and retaliate against, witnesses in this case. See R. 57, Second Superseding Indictment).

Investigation in Dayton, Ohio, and indicated that he wished to provide information to it concerning alleged public corruption in Chicago, Illinois. See Ex. A, Higgins 1/5/2021 Letter to Tamara Sack. Knowing the existence of the outstanding warrant, FBI requested that Mr. Higgins come to its offices ostensibly to discuss his allegations; in reality, the agency intended to arrest him at its facility, eliminating the need to locate him. See *id.*

On April 30, 2019, Mr. Higgins arrived at the FBI in Centerville, Ohio, with an attorney. Agents proceeded to arrest Mr. Higgins on the outstanding warrant. They did not either question him or obtain any statements from him at that time. Nor did they collect any physical evidence from Mr. Higgins. In sum, the arrest on the outstanding warrant occurred years after the conduct alleged in the indictment and yielded no evidence that the United States intends to introduce at trial. Despite that, Mr. Higgins has fixated on his arrest - apparently linking it to what he terms "Code of Silence" (discussed below) and expressing displeasure that he was not arrested at his personal residence.<sup>2</sup> See *id.*

---

<sup>2</sup> Mr. Higgins oddly has complained that other "related" defendants were arrested at their homes. Assuming that Mr. Higgins was referencing, among others, RoShawn Wiburn, Joey Williams, Steve Rauch, or Joyce Cameron, none were arrested at their personal residence.

C. **Mr. Higgin's Repeated References to "Code of Silence",  
"What About the Children" and the "CHILDREN"**

Since his arrest, through documents filed with the Court and correspondence to the United States and various government agencies and officials, Mr. Higgins repeatedly has fixated on what he variously has termed "Code of Silence", "What About the Children" and the "CHILDREN" (collectively "Code of Silence"). See, e.g., Ex. A, Higgins 1/5/2021 Letter to Tamara Sack; Ex. B, Higgins 1/6/2021 Letter to Brent Tabacchi; Ex. C., Higgins 12/30/2020 Email to Tamara Sack (entitled "The Children" and indicating that he "will be forced to talk about the CHILDREN") (emphasis in original); R. 59-1, Higgins 12/28/20 Letter to Tamara Sack. Although his description of "Code of Silence" morphs, the gravamen of his allegations center on a contract that he claims the City of Chicago (and specifically now-indicted Alderman Edward Burke) awarded to businesses in the late 2000s or early 2010's apparently as a result of bribery; Mr. Higgins alleges that a former Thornton, Illinois, firefighter and convicted sex offender named John Klaczak was affiliated with one of the companies that received this contract.<sup>3</sup> Mr. Klaczak's criminal activity was well-documented

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<sup>3</sup> Notably, based on publicly available information as well as a video on a website that he has repeatedly referenced, it appears that Mr. Higgins (or a company that he owned) at one time held the contract that he claims the City of Chicago improperly awarded to this individual over a decade ago in a different

and received extensive attention in the mid-2000s to early 2010s. See, e.g., *Wragg v. Village of Thornton et al.*, 604 F.3d 464 (7th Cir. 2010) (detailing the section 1983 action filed by one of Klaczak's victims and the events giving rise to it). Based on his own statements, over the last decade, Mr. Higgins already has made these allegations public by, among other things: filing a civil action in Chicago concerning this matter, see Ex. A, Higgins 1/5/2021 Letter to Tamara Sack (explaining and attaching qui tam lawsuit that he filed against Klaczak and others, of which the Illinois Attorney General was aware and moved to dismiss); sending correspondence to various law enforcement and public figures concerning his claims; and maintaining a website detailing his allegations. See generally Exs. A - C.

Through his communications, Mr. Higgins now amorphously attempts to link these allegations of corruption in Chicago to a claim that he wishes to help the "CHILDREN". Hinting that he has information concerning, at a minimum, a victim of Klaczak's past sexual abuse, he has demanded that law enforcement in Dayton arrange a meeting with authorities in Chicago to discuss the matter. For instance, in correspondence, Mr. Higgins referenced by name one of the now-adult victims from Klaczak's

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jurisdiction.

mid-2000 conviction and tacitly questioned why the United States would not tell this person's story. See Ex. C, Higgins 12/30/2020 Email to Tamara Sack (entitled "The Children" and referencing one of Klaczak's victims). Notably, as detailed in published federal cases from the 2010s, law enforcement in the Chicago area has known the identity of this victim for over a decade, and his harrowing story previously has been made public; Klaczak, in fact, was convicted for his actions against this individual. See, e.g., *Wragg v. Village of Thornton et al.*, 604 F.3d 464 (7th Cir. 2010). Mr. Higgins has threatened to hire a "publicist" to generate negative coverage of what he falsely characterizes as government inaction concerning the already well known story of this victim; Mr. Higgins offered to refrain from doing so if the United States agreed to dismiss his case. Ex. C., Higgins 12/30/2020 Email to Tamara Sack (entitled "The Children" and indicating that his "final offer stands").

Whenever Mr. Higgins has been pressed concerning how these claims relate to the charges against him, he largely repeats a mantra that he wants to help the children. He has provided no explanation how these claims -- which relate to temporally and geographically distant events -- connect to his case.<sup>4</sup>

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<sup>4</sup> Mr. Higgins has now started referencing random meetings that he had with a priest in Chicago concerning Code of Silence and allegations directed now at that priest concerning child abuse. See Ex. B, Brian Higgins 1/6/2021 Letter to Brent Tabacchi.

D. Mr. Higgins' Raises Additional Irrelevant Matters

At various proceedings and through his correspondence, Mr. Higgins has raised a series of matters that prove irrelevant before a jury. He variously has emphasized: (1) the statutory penalties affixed to the charges against him; (2) the number of days that he has been pending trial - all based on continuances that he requested and to which he agreed; and (3) the unidentified members of the government and media were watching this case. He has further engaged in ad hominem attacks on the prosecution team, contending, for instance, that they have engaged in a coverup of the "Code of Silence".

III.

ARGUMENT

A. General Principles

"The accused does not have an unfettered right to offer testimony [or argument] that is incompetent, privileged, or otherwise inadmissible under standard rules of evidence." *Taylor v. Illinois*, 484 U.S. 400, 410 (1988). A "defendant's right to present a defense [therefore] is not absolute[;]"

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This new "disclosure" shares a common theme with all of Mr. Higgins alleged information. It concerns reports from another state about which he generally has no personal knowledge; rather, he collects and attempts to repackage as "secret" intel what, in reality, is long-known or otherwise publicly available reporting and media accounts concerning instances of alleged child abuse in Illinois - not Ohio.

criminal defendants do not have a right to present evidence [or argument] that . . . [is] irrelevant or immaterial." *United States v. Humprey*, 608 F.3d 955, 962 n.3 (6th Cir. 2010); see also *United States v. Buendia*, 907 F.3d 399, 402 (6th Cir. 2018) (district court properly excluded evidence that defendant used ill-gotten funds to benefit others).

Any evidence or argument that he wishes to tender to the jury must comport with Federal Rules of Evidence 401 and 402; it must make a fact of consequence in determining the action more or less probable than without its admission. See Fed. R. Evid. 401; see also Fed. R. Evid. 402 ("Irrelevant evidence is not admissible"); *Buendia*, 907 F.3d at 402 (evidence is irrelevant and therefore excludable where it "made no fact of consequence more or less probable"). Typically, relevant evidence has some logical connection - whether temporal or spatial - to the charges against a defendant. See *United States v. Ozuna*, 561 F.3d 728, 738 (7th Cir. 2009) (excluding as irrelevant allegations of agent misconduct as they had no connection to charges against defendant that arose from a temporally distinct incident involving a different agent); *United States v. Hamid*, 143 Fed. Appx. 683, 686-87 (6th Cir. 2005) (irrelevant whether co-defendant was an informant and received favorable treatment from government as it had no bearing on defendant's guilt or innocence); *cf. Tompkins v. Philip Morris USA, Inc.*, 362 F.3d

882, 900-01 (6th Cir. 2004) (discussing necessity of temporal link between evidence and point to be proven for it to be relevant).

Even if a piece of evidence proves relevant, it nevertheless must be admissible under Federal Rule of Evidence 403. Under that provision, a court should exclude otherwise relevant material if "its probative value is substantially outweighed by a danger of one or more of the following: unfair prejudice, confusing the issues, misleading the jury, undue delay, [or] wasting time." Fed. R. Evid. 403. Unfair prejudice arises when evidence "tends to suggest decision on an improper basis." *United States v. Schrock*, 855 F.3d 327, 335 (6th Cir. 1988). While this rule favors admissibility, it compels the exclusion of evidence when its de minimus value is eclipsed by the risk that it will cause a jury to act on a basis other than a defendant's guilt or innocence. See *United States v. Perez*, 86 F.3d 735, 736 (7th Cir. 1996) ("The defendant has no right to invite the jury to act lawlessly").

**B. Mr. Higgins' Should Be Barred from Presenting Evidence or Argument Concerning his "Code of Silence" Allegations as They Are Inadmissible at Trial**

Although Mr. Higgins has spent considerable time sending correspondence and submitting documents concerning what he has termed "Code of Silence", these matters are inadmissible under Rules 401 and 403. His allegations of corruption in Chicago

over a decade ago or his purported knowledge concerning Klaczac's offenses against minors have no connection to his guilt or innocence in this case. These claims are irrelevant to whether he engaged in mail fraud or witness tampering and, in any event, create a substantial risk of confusing the issues and misleading the jury even if they had some as-yet-explained nexus to this case.

The charges contained in the indictment bear no temporal, geographic, or substantive connection to his allegations regarding what he has named "Code of Silence." The grand jury has returned an indictment, alleging that Mr. Higgins engaged in mail fraud in Dayton, Ohio during 2014 and 2015. It further concluded that, after the return of the original charges and production of discovery to him, he engaged in efforts during 2020 to retaliate against witnesses through filings in Ohio state court.

Mr. Higgins' contention that officials in Illinois improperly awarded a Chicago-city contract over a decade ago to a registered sex offender in that state has no relevance to the charges in this case. His claims that he has information that will help the "CHILDREN" -- including a long-identified victim of this sex offender -- has no impact on his guilt or innocence of fraud and witness tampering. These matters have no bearing -- temporally, geographically, or substantively -- on his conduct

in Dayton, Ohio concerning an insurance claim in 2014-2015 and subsequent alleged efforts to tamper with witnesses in 2020. That plain fact renders irrelevant his decade-old information concerning alleged corruption and purported activities of sex offenders in another state. It makes no fact germane to the charges against him more or less likely. He should therefore be barred from presenting any evidence or argument concerning "Code of Silence" to the jury.

Even if these matters have some-as-yet-to-identified relevance to the charges against him, their de minimus probative value would be substantially outweighed by unfair prejudice, confusing the issues, misleading the jury, and wasting time. Mr. Higgins allegations are squarely designed to distract from his charged criminal conduct - the subject of this case - and to generate a visceral response from the jury unmoored from his guilt or innocence of fraud and witnesses tampering. Indeed, his own writings seem to acknowledge that his statements are designed to create a subterfuge diverting attention from the charges against him. Rule 403 prohibits such efforts, and his attempts to invoke "Code of Silence" before a jury should be prohibited.

**C. Mr. Higgins Should Be Barred from Presenting Evidence or Argument at Trial Concerning Not Only His Efforts to Provide Information/Cooperate with Law Enforcement Concerning "Code of Silence" but also the United States' Response to Those Overtures**

Mr. Higgins should be barred from presenting evidence or arguments to the jury concerning his efforts to compel law enforcement in Dayton to arrange a proffer with the FBI in Chicago concerning his allegations related to "Code of Silence". Nor should he be permitted to characterize as a "coverup" law enforcement's declination to do so. These allegations are irrelevant to whether he engaged in mail fraud or witness tampering and, in any event, create a substantial risk of confusing the issues and misleading the jury.

First, for the reasons largely described above, Mr. Higgins' attempts to cooperate or provide information to law enforcement concerning "Code of Silence" is irrelevant to this case. Indeed, his efforts to disclose to law enforcement in Dayton, Ohio, dated information concerning crimes over which they have no jurisdiction or venue is doubly irrelevant. They simply shed no light on whether he committed the crimes alleged in the indictment against him. Law enforcement's decision to meet or not meet with an individual equally lacks import concerning whether he has committed the crimes with which he is charged. Accordingly, Mr. Higgins' efforts to disclose alleged

information concerning other criminal activity and law enforcement's reactions thereto are irrelevant under Rule 401.

Second, any such claims are inherently misleading, create a risk of confusing the issues, and will waste time. Mr. Higgins' assertions improperly suggest that a defendant has the right to meet with law enforcement for the purpose of disclosing purported crimes. However, it is well-settled that a defendant has "no constitutional right to cooperate with" law enforcement. See *Nyhuis v. Kildow*, 19 F.3d 19 (Table), 1994 WL 84922, at \*1 (6th Cir. 1994); *United States v. Vargas*, 935 F.2d 1260, 1263 (10th Cir. 1991) (defendant has no absolute right to cooperate); *United States v. Jacobs*, 914 F. Supp. 41, 43 (E.D.N.Y. 1995) ("The defendant has no absolute right to cooperate or offer to cooperate"); cf. *Boss v. United States*, 2007 WL 1875864, at \*2 (W.D. Mich. June 28, 2007) (no constitutional right to cooperate). His efforts to suggest that law enforcement has an obligation to meet with him creates a false impression that authorities in Chicago and Dayton have acted improperly in declining his overtures; this is the exact type of evidence that Rule 403 seeks to bar.

For similar reasons, he should be precluded from characterizing his inability to obtain a meeting with law enforcement in Chicago as a "cover up." It once more improperly suggests that law enforcement has an obligation to meet with any

individual who makes random allegations of criminal activity - regardless of the age and reliability of the claims or an agency's jurisdiction over them. (As noted above, his allegations concern matters over which neither courts nor law enforcement in Dayton have jurisdiction; neither can compel agencies that might have authority over such matters to meet with him). In short, these allegations represent nothing more than an improper effort by Mr. Higgins to distract from the substance of the criminal allegations against him. Accordingly, he should be barred from raising at trial claims that he attempted to apprise law enforcement concerning "Code of Silence" as well as the United States' response to those overtures.<sup>5</sup>

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<sup>5</sup> Moreover, if Mr. Higgins were permitted to raise these issues, it would create a trial within a trial - one wholly disconnected from the charges against him. The United States would have to explain that Mr. Higgins is not making new claims; through his own correspondence, he tacitly concedes that he previously has raised these allegations in public filings and letters to other government officials over the past decade; that he keeps re-presenting these matters suggests that no one has deemed them credible. He hints at having information only known to him, but then reveals in correspondence information that he appears to have gleaned from public information, not personal knowledge. He has in this case been found in contempt, been alleged to have committed new crimes while on bond and made spurious allegations in court.

D. **The Circumstances of Mr. Higgins' Arrest are Irrelevant and Immaterial to His Case**

Mr. Higgins repeatedly invokes the circumstances surrounding his arrest, again suggesting that they were somehow linked to "Code of Silence." However, his arrest and the circumstances surrounding it - all of which occurred several years after the conduct giving rise to the indictment - are irrelevant under Rule 401. See *United States v. Kellar*, 394 Fed. Appx. 158 (5th Cir. 2010) (circumstances of arrest irrelevant to income evasion charges).

In certain situations, the circumstances of an arrest may prove relevant at trial. For instance, if police obtain incriminating statements from a defendant at the time of his arrest or obtain items of evidentiary value from him when executing an arrest warrant, this event might be germane to the criminal charges against him. See, e.g., *United States v. Ruiz-Chavez*, 612 F.3d 983, 987 (8th Cir. 2010) (cash and firearm recovered at time of arrest relevant to drug conspiracy charges). Mr. Higgins' arrest raises no such issues.

Here, the FBI arrested Mr. Higgins at its offices several years after the events giving rise to the fraud charges. It gathered no items of evidentiary value from him at his arrest. It obtained no statements that the United States intends to

introduce at trial. The circumstances of his arrest therefore provide no insight concerning his intent to defraud (or lack thereof) when he submitted his insurance claim several years earlier.

The Fifth Circuit's decision in *United States v. Kellar*, 394 Fed. Appx. 158 (5th Cir. 2010), is instructive. Charged with income tax violations between 2001 and 2008, the defendant sought to admit evidence at trial concerning the circumstances of her arrest by federal agents in 2008. See *id.* at 162. Specifically, according to the defendant, in executing her arrest warrant, agents "kicked in the door" to her home, "dragged her", refused to let her use the restroom unaccompanied, and allegedly touched her in an "inappropriate manner." *Id.* at 161. When she attempted to testify concerning the circumstances of her arrest at trial, the United States objected that the matter was irrelevant under Rule 401, and the district court agreed. In affirming the exclusion of the arrest evidence, the Fifth Circuit observed that the event had "no bearing on whether she willfully failed to pay her income taxes." *Id.* at 162. The court further noted that her arrest occurred after her indictment, and it therefore had no nexus to her state of mind at the time of the alleged offense. See *id.*

Like *Kellar*, the circumstances of Mr. Higgins' arrest have no bearing on the allegations against him in the indictment.

That event makes no more or less likely that he had an intent to defraud his mortgage company and insurer. Predating his alleged efforts to tamper with witnesses, his arrest provides no insight on his intent in filing a civil action against individuals who provided information against him. The circumstances of his arrest are wholly irrelevant to this case and should be excluded. See *Kellar*, 394 Fed. Appx. at 164 (circumstances of arrest irrelevant under Rule 401).

To be sure, Mr. Higgins has emphasized that agents lured him to FBI offices on a ruse. However, "[t]here is no constitutional mandate forbidding the use of deception in executing a valid arrest warrant." *United States v. Michaud*, 268 F.3d 728, 733 (9th Cir. 2001) (proper for agents to engage in trickery to arrest someone); see also *United States v. Alejandro*, 368 F.3d 130, 137-38 (2d Cir. 2004) ("There is no constitutional mandate forbidding the use of deception in executing a valid arrest warrant"). To permit him to raise his arrest merely to present evidence of this entirely proper ruse would confuse the issues, mislead the jury and waste time. It therefore inadmissible under Rule 403.

**E. Mr. Higgins Should Be Prohibited from Disclosing the Statutory Penalties to the Jury**

Mr. Higgins has repeatedly taken issue with the statutory penalties attached to the charges against him. However, those

penalties are irrelevant to a determination of his guilt, and therefore he should be prohibited from discussing them at trial.

"It is axiomatic that it is the exclusive function of juries to determine whether defendants are guilty or not guilty, . . . . [It] has no concern with the consequences of a verdict, either in the sentence, if any, or the nature or extent of it." *United States v. Davidson*, 367 F.2d 60, 63 (6th Cir. 1966). The Sixth Circuit Pattern Jury Instructions confirm this rule, advising: "Deciding what the punishment should be is [the] job [of the Court,] not [the jury.] It would violate [the jurors'] oaths . . . to even consider the possible punishment in deciding [their] verdict." Sixth Circuit Pattern Jury Instruction 8.05.

Given that jurors should base their verdict upon the evidence against an individual -- not the potential punishment that he confronts -- courts should foreclose a defendant from disclosing to a jury the potential penalties that he faces if convicted. *United States v. Bilderbeck*, 163 F.3d 971, 978 (6th Cir. 1999) (district court properly granted motion in limine limiting cross examination concerning potential penalties). Because this matter is irrelevant and creates a substantial risk of unfair prejudice as well as confusion of the issues, the Court should bar Mr. Higgins from disclosing to the jury. See *Bilderbeck*, 163 F.3d at 978.

F. **Mr. Higgins Should Be Barred From Raising the Delay Between His Arrest and Trial**

Mr. Higgins has repeatedly emphasized the number of days that have transpired between his arrest and trial date. That fact has no bearing on his guilt or innocence; it provides no information that impacts any material matter in the case. It is there irrelevant. Alternatively, such claims therefore appear intended to mislead; Mr. Higgins and his counsel have sought and received multiple continuances in this matter. He cannot now complain to the jury concerning time for which he asked.

G. **Mr. Higgins Should Be Barred from Making Personal, Ad Hominem Statements Concerning Members of the Prosecution**

A defendant - whether through testimony or serving as his own counsel - cannot make "personal attacks on the prosecutor" before a jury. *United States v. Young*, 470 U.S. 1, 8 (1983). Because a "criminal trial does not unfold like a play with actors following a script", "unfounded and inflammatory attacks on opposing advocate" have no place in such proceedings. *Id.* Expressing his "negative feelings about [the legal team] and the criminal justice system ha[s] nothing to do with any the facts needed to convict him." *United States v. Evans*, 908 F.3d 346, 354-55 (10th Cir. 2018) (court properly precluded defendant from making statements to jury complaining about the criminal justice system, counsel at trial, or the court). Accordingly, Mr. Higgins should similarly be barred from making such statements.

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was served on defendant's counsel this 8th day of January 2021 via the Court's ECF System.

s/Brent G. Tabacchi  
BRENT G. TABACCHI  
Assistant United States Attorney

January 5, 2021

Ms Tamara Sack, Esq.  
130 West Second Street # 310  
Dayton, Ohio 45402

Tamara -

In the words of Saint Thomas Aquinas, there are two types of laws, just and unjust. "An unjust law is a human law that is not rooted in eternal law and natural law."

The Government has gone on the record as stating that the FBI (Chicago) have no interest in listening to crimes against the CHILDREN. In fact the Government is quoted as saying that, "I have no right to meet with the FBI or any other law enforcement agency." When is a moral obligation, a right? Am I not an American? Are we not to do right when we see wrong? What we have is the Government in on the Code of Silence. SEE 12/15/20 RECORDING

What I find interesting, is that this is similar to what the former Illinois Attorney General Lisa Madigan wrote in her request for dismissal to my 2017 Qui Tan complaint against public corruption in Chicago. The Illinois Attorney General in that case, based her decision for the dismissal in my complaint as to the "uphill battle" I would have. After seeing no alternative to protect the CHILDREN and to report public corruption, I went to the FBI on April 10, 2019 and again on April 30, 2019 for a "second interview." The misstep the FBI made was when they forgot to "interview" me. In order to recover from such an elementary misjudgment, they created a sham "meeting" on January 21, 2020 where the Government/AUSA forged my signature on an alleged "proffer." SEE 2017 QUI TAN DISMISSAL RESPONSE SEE SA GRAGAN 302's SEE JANUARY 21, 2021 PROFFER

It was in this "meeting" that I was asked to wear a wire on a sexual predator as well as, testify against the former powerful Chicago Alderman Edward Burke (not noted in SA Freeman/Keemple 302). I was assured of a meeting within two weeks. Now it is the Government's position that "I have no right to meet with the FBI or any law enforcement." This is probably the most factual statement that has come from the Government. In fact the Government attempted intimidation (superseding indictment) to get me to plea to any crime that is acceptable, I refused. Also in the recorded meeting, Mr. Tabacchi was adamant that I had alleged in my civil complaint that the Confidential Human Source stole "forty one thousand dollars." This is not factual. It truly appears as though the Government/AUSA are not only protecting the Code of Silence, they do not possess the facts of this case. SEE 12/15/20 RECORDING (10:20/12:07 min) SEE FLOW CHART SEE INITIAL CIVIL COMPLAINT SEE CIVIL AMENDED COMPLAINT

When I refused to take the "midnight offer" of pleading to an offense that is "acceptable to me," the Government levied yet additional charges of witness tampering and wire fraud. In fact, the Government wishes to theorize that I for some reason wish to intimidate the Confidential Human Source(s) in my case from testifying against me. Nothing could be farther from the truth. In fact, I wish to confront my accusers in a court of law (including the rogue AUSA) and have a jury of my peers decide my guilt. SEE SACK 12/16/20 EMAIL

Theodore Roosevelt was quoted, "There should be relentless exposure of and attack upon every evil man, whether politician or businessman, every evil practice, whether in politics, business or social life. I have a moral obligation to report and defy any unjust law; therefore; I will continue my mission of exposing the Government and all parties that are in on the Code of Silence.

It is for these reasons that I must continue to muckrake for the CHILDREN. SEE ESRATI AFFIDAVIT SEE HIGGINS AFFIDAVIT

Respectfully,

Brian

[www.whataboutthechildrenrahm.com](http://www.whataboutthechildrenrahm.com)

P.S. The satire of this whitewash, is that one of the "priorities" of the FBI are to "*combat public corruption at all levels.*"

cc: U.S. Senator Sharrod Brown  
VIA FedEx  
U.S. Congressman Michael Turner  
VIA FedEx

Brent -

As an American, watching what is unfolding before my eyes, I feel compelled to write you a note. As tragic as today's events are, I see the foreshadowing of what is to come, and the world is watching. When the Code of Silence is revealed, it will expose the Government and the protection of sexual predators.

As you are aware, Father Pfleger is on the "memory board." Two years ago, I went to Father Pfleger's office to report crimes against the children. Yesterday, Father Pfleger was removed from St. Sabina parish on allegations of sex crimes against children. SEE FATHER PFLEGER VISIT SEE 1/5/21 FATHER PFLEGER

When the world realizes that the United States Government has no interest for the children (human trafficking), I predict you will be assigned to the USAO-AK office, if you don't lose your license first. I will extend the offer of sitting down with you one final time (by Friday January 8, 2021) as this country is in peril and there will be no recovery.

Brian

**Tabacchi, Brent (USAOHS)**

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**From:** brian higgins [REDACTED]  
**Sent:** Wednesday, December 30, 2020 7:13 PM  
**To:** Tamara Sack; Code of Silence  
**Cc:** Tabacchi, Brent (USAOHS); DeVillers, David (CRM); Ellis, Corey (USAEO); Division, Criminal (CRM); marie\_ [REDACTED]  
**Subject:** The Children

Tamara -

In the words of Sir Walter Scott... "Oh, what a tangled web we weave, when first we practice to deceive." It appears that the Government's (Mr. Tabacchi's) motion(s) are attracting more eyes on this case. Things are moving faster than predicted. The end is imminent, we will be forced to talk about the CHILDREN. My final offer stands, very soon this case will take on a life of its own.

I will continue to pray for all involved, this doesn't seem to have a good ending. Stephen Wragg Jr is ready to tell his truth as we are securing a publicist for the world to see what the Government (Mr. Tabacchi) thinks of the CHILDREN.

Respectfully,

Brian

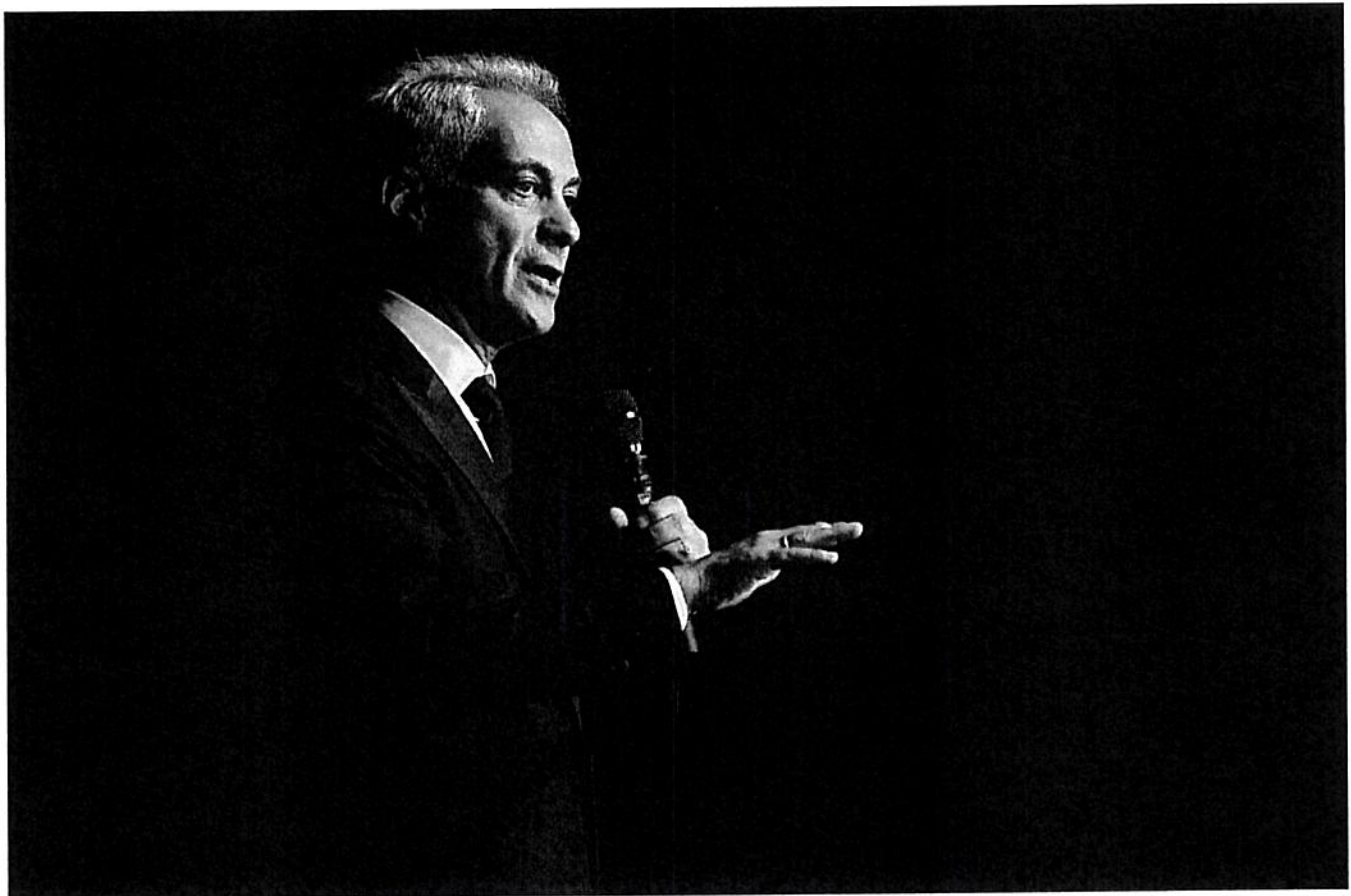
[www.whataboutthechildrenrahm.com](http://www.whataboutthechildrenrahm.com)

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WHITE HOUSE

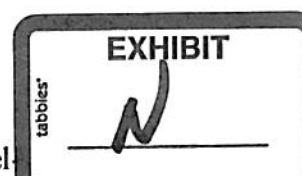
## **Biden administration eyes Rahm Emanuel for ambassadorship**

China and Japan are among the diplomatic posts the well-known Democrat could be chosen for.



— Rahm Emanuel, then the mayor of Chicago, speaks at the Navy Pier Ballroom in Chicago on Sept. 20, 2018. Matthew Stockman / Getty Images for The Laver Cup file

Feb. 1, 2021, 9:41 PM EST



**By Josh Lederman and Carol E. Lee**

WASHINGTON – President Joe Biden is considering former Chicago Mayor Rahm Emanuel for a high-profile ambassadorship, potentially to China, three people with knowledge of the discussions said.

Becoming the U.S. ambassador to Japan is another option that Biden administration officials have discussed with Emanuel, one of the people with knowledge of the discussions said.

Emanuel, who became White House chief of staff when Barack Obama took office as president, has a reputation as a sharp-tongued political street fighter. He has clashed at times with progressive Democrats.

He is also a well-known figure in Democratic politics who would bring notoriety to an ambassadorship. Biden is considering him for a key diplomatic position as administration officials look to fill dozens of vacancies in capitals across the world, with decisions expected in coming weeks.

There is precedent for selecting boldface-name political figures to represent the U.S. in both Beijing and Tokyo. Obama selected Utah Gov. Jon Huntsman, a Republican, as ambassador to China – a move Emanuel played a role in as White House chief of staff. Long-serving former Sen. Max Baucus, D-Mont., also filled the role in Beijing during Obama's second term, and he was succeeded by former Iowa Gov. Terry Branstad during the Trump administration.

Japan – a U.S. ally – has come to appreciate, and even expect, a flashy name as its ambassador, seeing it as a sign of the importance an American president places on the relationship. Caroline Kennedy served in the role during Obama's first term, for instance. Former Vice President Walter Mondale was U.S. ambassador to Japan during the Clinton administration, and former Senate Republican leader Howard Baker of Tennessee was in Tokyo during President George W. Bush's administration.

Another person familiar with the discussions said Emanuel's name had also been floated internally for U.S. ambassador to Israel. But, this person said, the idea was deemed unworkable because of Emanuel's notoriously rocky relationship with Israeli Prime Minister Benjamin Netanyahu, dating to his time as Obama's chief of staff.

**Recommended**

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WHITE HOUSE

**Defense Department sending 1,000 troops to assist with vaccinations**



DATA GRAPHICS

**Biden promised 150M shots in his first 100 days. Track the progress.**

Emanuel and the White House didn't comment. A State Department spokesman didn't respond to a request for comment.

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Emanuel was a Democratic member of Congress when Obama named him chief of staff in 2009. He left the White House to run for mayor of Chicago in 2011 and served in the role until 2019 after having decided not to seek a third term. He was reported to have been considered by the Biden team to be transportation secretary but ultimately wasn't nominated for a Cabinet post.

It's unclear how some Democrats might react to Emanuel's getting a critical ambassadorship. Often, such roles go to key political allies and fundraisers or to experts in a particular country or region.



Josh Lederman



Josh Lederman is a national political reporter for NBC News.



Carol E. Lee



Carol E. Lee is an NBC News correspondent.