

## You Have Been LIED to and the Truth Hidden:

### An Open Letter to the Businesses and Citizens of Lake Havasu City

On March 18, 2020, Mayor Sheehy issued a proclamation declaring the existence of a local emergency. The proclamation state in part: ***“the Mayor of Lake Havasu City, Arizona is authorized under the current circumstances by City Code 2.08.050, ARS 26-307, and or ARS 26-331. A, to proclaim that a local emergency exists”.***

The authority Mayor Sheehy refers to is **ARS 26-311** which states in part, ***“The Mayor or chairman of the board of supervisors, if authorized by ordinance or resolution, may by proclamation declare an emergency or a local emergency to exist.***

This proclamation specifically is a trigger event for the flow of State and Federal funds to local governments. Kingman, Bullhead City, and Lake Havasu City declared “local emergencies” within a day or two of a teleconference with the Governor’s office and **one week PRIOR** to the first Covid-19 case appearing in Mohave County (Lake Havasu).

- A. **ARS 26-301** defines “Local Emergency” “ as the *existence of conditions of disaster or of EXTREME PERIL to the safety of persons or property within the territorial limits of a county, city or town, which conditions are or are likely to be beyond the control of the services, personnel, equipment and facilities of such political subdivision as determined by its governing body”*
- B. Mayor Sheehy’s proclamation states as justification: ***It is proclaimed and ordered that in order to “FLATTEN THE CURVE” of the spread of the COVID-19 virus, keep our hospitals from becoming overwhelmed, and maximize available funding, as follows:***
  - a. ***Public places where 10 or more people are gathered ARE ASKED to take social distancing measures.***
  - b. ***Restaurants, retail food facilities, etc... ARE ASKED to take measures....***
  - c. ***All businesses ARE URGED to implement social distancing, limit purchases of essential items, etc...***
  - d. ***Members of the public ARE URGED to use social distancing, etc....***

These conditions (Hospital Strain) were not met at the time the proclamation was signed and have not been confirmed to exist to date.

According to Mayor Sheehy, this has always been about voluntary compliance. In his August 28 press release, Mayor Sheehy stated, ***“The continuation of this VOLUNTARY MEASURE can help reduce the risk for your friends, family and those most vulnerable in our community.”***

In other words, the Mayor and City Manager knew from the beginning they had no legal standing, nor did they wish to incur the liability associated with depriving citizens of their Constitutional rights. A confrontation with Officers and citizens could erupt in unjustified violence. How best to accomplish this and still meet requirements for funding?

An investigation will reveal that compliance metrics and benchmarks for funding were likely not being met, so Mayor Sheehy and City Manager Knutson, alone or in concert with others, decided to engage in a campaign of obfuscation, deceit and coercion to ensure compliance. This would ensure funding metrics could be met by prolonging the local emergency until at least the end of the Federal Fiscal year which ends in October, hence the repeated extensions of the proclamation until October 15<sup>th</sup>.

Voluntary compliance from “Non-essential” business owners and individuals were not happening as expected in spite of what was stated publicly. This is when it was decided to intentionally “dress up” the July proclamation to give a legal “tone” which continues to confuse both business owners and citizens to this day. Besides, if everyone is still walking around with masks, there must still be an emergency, right?

Pay close attention to the language in **the July 1<sup>st</sup> 2020 proclamation** where the Mayor and County Supervisors had mask proclamations delegated to them by Governor Ducey.

***“On or about June 12, 2020 a study was published that demonstrated the effectiveness of face coverings in preventing the transmission of COVID-19.”*** Please provide the citizens of Lake Havasu with the source for this assertion.

***“Whereas, per the authority mentioned previously, the Mayor of Lake Havasu City has determined that there continues to be a risk to the safety of people and property.”***

**NOTICE** the criteria has changed from conditions of disaster or of **extreme peril** to the safety of person or property to **“A RISK”**. Most importantly, observe the changes from the original proclamation where businesses and citizens “are urged” and “are asked” for compliance and the July 1<sup>st</sup> proclamation:

***“Effective July 3, 2020, all individuals within the jurisdiction of Lake Havasu City “ARE REQUIRED” to wear face coverings in all places of public accommodation where social distancing cannot be maintained”.***

***“Businesses that interact with the public MUST require employees to wear face coverings.”***

***“For individuals congregating outdoors with other people not within a small group of people they are closely and frequently associated with, FACE COVERINGS ARE REQUIRED when physical distancing is not maintained.”***

***“Private businesses and venues SHALL enforce this proclamation by asking any person failing to comply with the emergency proclamation to leave their premises.”***

The term **“REQUIRED”** means: “To ask for authoritatively or imperatively; demand”. - (Dictionary.com)

The term **“MUST”** means: “To be required or compelled to, as by the use or threat of force”. - (Dictionary.com).

When Mayor Sheehy and City Manager Knutson still did not get the level of compliance necessary, Officers were sent out to those businesses that failed to close and coerced these owners/managers into compliance **UNDER THE COLOR OF AUTHORITY**.

**Section 242 of Title 18 U.S.C.** makes it a crime for a person acting under color of any law to willfully deprive a person of a right or privilege protected by the Constitution or laws of the United States.

No matter how professional and courteous the officers were, no matter how much they expressed regret for their involvement and lack of authority to enforce the closure- they ACTED UNDER THE COLOR OF AUTHORITY. This was done at the direction of the City Manager's office.

*Under color of authority is a legal phrase used in the US indicating that a person is claiming or implying the acts he or she is committing are related to and legitimized by his or her role as an agent of governmental power, especially if the acts are unlawful.-(Wikipedia)*

After moving the metric goalpost numerous times, the only metric that has been quantified and glorified by the CDC, Health Departments, media and Mayor Sheehy is "Positive Case Numbers". This is a contextless and absurd metric and which ensures a return to pre-Covid-19 conditions will never happen unless you stop testing. To illustrate this point, testing is now a requirement in many cases to meet elective surgery requirements, remain at work/return to work, and to visit elderly patients in care homes. Testing requirements will ensure positive case numbers continue to feed this false metric.

REMEMBER: The justification for the local emergency declaration and mitigation efforts was always "Hospital Strain". Remember, "15 days to flatten the curve"? State and Government officials and specifically, Mayor Sheehy and City Manager Knutson have been intentionally ignoring this metric in favor of one that has and will forever prevent "a return to pre-Covid life". Hospitals, State and Municipal governments, corporations, chosen businesses and the media have all been **monetarily incentivized** to continue this political scaremongering charade at the expense of its citizens and their Constitutional rights under the guise of an emergency that no longer exists.

Hospital Strain and other necessary metrics were intentionally ignored because an investigation into the financial and operational conditions of Havasu Regional Medical Center to date would reveal:

1. Havasu Regional likely never reached a critical level of resource scarcity or available beds that lasted for more than several days, even with whole wards dedicated to Covid-19 patients.
2. Intermittently furloughed nurses and other medical personnel during the Covid-19 outbreak.
3. Received and admitted patients from regional hospitals outside of Lake Havasu due to available bed space.
4. Failed to follow CDC and other best practices by ensuring nurses, doctors, and staff who tested positive for Covid-19 (or were suspected of having Covid-19) were medically cleared before returning to work. An investigation will reveal these health care providers were NOT required to produce a negative test for Covid-19 before returning to care for patients. How is this possible?

Mayor Sheehy and the City Manager's authority to implement and enforce Covid-19 mitigation measures must be revoked and rescinded **until it can be determined that conditions exist which are beyond the control of services, personnel, equipment, and facilities of Lake Havasu City per the proclamation.**

Moreover, the citizens of Lake Havasu have every right to demand answers to these questions since the truth has been willfully obfuscated, omitted, and dressed up to give a legal appearance through deceptive language and coercion under the color of law. As a politician, the Mayor has coerced compliance, then will point to the great job the City and businesses did in VOLUNTARILY reducing the number of "positive cases." Sorry Mayor, that is not voluntary compliance and moreover, correlation does not mean causation!

Once this deception is revealed to Lake Havasu citizens who can think clearly and see through the scare tactics being thrust on them by a complicit media and a tyrannical government, I suspect they will demand more than an Individual Development Plan for the City Manager and Mayor.

**Evidence and testimony are available to support these allegations.**

Written on behalf of concerned Lake Havasu City citizens

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