

MARCEL B. MATLEY
DOCUMENT EXAMINATION
MATLEYHWXPRT@AOL.COM
SINCE 1985

(3092 CESAR CHAVEZ ST., 94110)
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SAN FRANCISCO, CA 94188
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FAX: (415) 824-0806
1-800-367-8403

November 23, 2017

VIA EMAIL TO:

Star Moffatt

@ StarMoffatt@gmail.com

RE: *Loyalty Oath of Office of the Honorable William J. O'Neil*

My file reference: 170800-A

Dear Ms. Moffatt

I am issuing this report at your request.

A. THE COMMISSION.

You asked that I examine a document titled "Oath of Office," the first two lines of text of which read: "I, William J. O'Neil, do solemnly swear (or affirm)...." A copy of this document is attached hereto as **Exhibit A**. You also asked me to compare **Exhibit A** to **Exhibits B** and **C**, two other Oaths of Office. All three exhibits are described in greater detail in the next section, Section B.

B. THE DOCUMENTS EXAMINED.

The following are descriptive observations for **Exhibits A, B** and **C**. Of emphasis is a comparative examination identifying features the latter two exhibits have in common which are lacking in the first of the three exhibits. It was represented to me that **Exhibit F**, discussed infra, memorializes how a copy of **Exhibit A** was obtained, while copies of **Exhibits B** and **C** were directly derived from copies obtained from the office of Arizona Secretary of State.

EXHIBIT A has no handwritten material nor is there any data as to either the occasion or cause for the Oath of Office except the second to last subordinate clause states "the Office of Presiding Disciplinary Judge." No other person but Honorable O'Neil and Honorable Rebecca White Berch, solely as administering the oath, are mentioned. **Exhibit A** has the stylistic characteristics of neither a form nor a format

*(From Marcel B. Matley to Star Moffatt, re Loyalty Oath of Office by Honorable William J. O'Neil.
My file reference 170800-A. Page 1 of 3 pages. November 23, 2017.)*

for a standardized document. The type is all capital letters in sans serif font of a uniform size. The text is of a single sentence broken into seven subordinate clauses which are centered down the page. The document is undated as well as unsigned by either Honorable O'Neil or Honorable Berch..

Exhibit B is a copy of Notice of Appointment of Arthur John Pelander III to judge of Arizona Supreme Court along with his Loyalty Oath of Office. **Exhibit C** is a copy of Notice of Appointment of Robert M. Brutinel to judge of Arizona Supreme Court along with his Loyalty Oath of Office. **Exhibits B and C** share the following characteristics:

a) The Notice of Appointment is in the upper portion of the document and the Loyalty Oath of Office in the lower portion.

b) The appointing officer, Governor Janice K. Brewer, is represented as having signed the Notice of Appointment, which is addressed to the Secretary of State.

c) The two exhibits have the indications of a standardized form with a standardized format.

d) The font is sans serif but varied in size according to function, mainly as to headings or designation of a signatory.

e) In the Lower portion, Loyalty Oath of Office, the appointee, a notary public, and the Secretary of State are all represented as having signed the document. The date and time of notarization are handwritten.

f) There are two texts that serve as statements of purpose for the document. The first is the Notice of Appointment and the second the Loyalty Oath of Office which the appointee is represented as having signed. Each is transcribed as a paragraph in standard format, not broken up in any way.

Except for use of a sans serif font, the term "Oath of Office," the naming of the office into which the appointee is entering, and the representation that Honorable Berch administered the oath, **Exhibit A** lacks all the features that I listed as common to **Exhibits B and C**.

C. CONCLUSION.

EXHIBIT D, attached hereto and of eight pages, is a copy of my current curriculum vitae setting forth my background as an examiner of documents and handwriting that qualifies me to undertake the comparative examination requested of me. My

*(From Marcel B. Matley to Star Moffatt, re Loyalty Oath of Office by Honorable William J. O'Neil.
My file reference 170800-A. Page 2 of 3 pages. November 23, 2017.)*

curriculum vitae also lists all my professional publications.

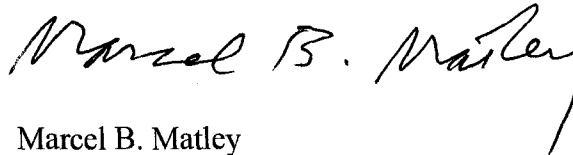
EXHIBIT E, attached hereto and of two pages, is a list of my testimonies for the past four years.

EXHIBIT F, attached hereto and of two pages, reproduces a series of emails that give the genesis of the copy of Honorable O'Neil's Oath of Office from which **Exhibit A** was ultimately derived.

This report was prepared as a partially pro bono task for an agreed fee of \$250.

If called upon to do so, I would testify under oath in a legal proceeding that all the statements and representations made herein are true and accurate to the best of my knowledge and belief, and I would be prepared to demonstrate and explain the cogent reasons for the opinions expressed herein. If court testimony is required, I would prepare appropriate court exhibits by which to illustrate and explain my observations, opinions and reasons.

Sincerely,

A handwritten signature in black ink, reading "Marcel B. Matley". The signature is written in a cursive, flowing style. The first name "Marcel" is written in a larger, more prominent script, followed by "B." and then "Matley". The signature is positioned above the printed name.

Marcel B. Matley

LIST OF EXHIBITS

- A. Oath of Office, Honorable William J. O'Neil.
- B. Notice of Appointment and Loyalty Oath of Office, Honorable Arthur John Plander III.
- C. Notice of Appointment and Loyalty Oath of Office, Honorable Robert M. Brutinel.
- D. Current curriculum vitae of Marcel B. Matley, of eight pages, with list of professional publications.
- E. List of testimonies of Marcel B. Matley as an examiner of documents and handwriting for the last four years, of two pages.
- F. Series of emails showing the genesis of the copy of **Exhibit A** used as an exhibit herein.

COVER SHEET

EXHIBIT A

OATH OF OFFICE

**I, WILLIAM J. O'NEIL, DO SOLEMNLY SWEAR
(OR AFFIRM)**

**THAT I WILL SUPPORT THE CONSTITUTION OF THE
UNITED STATES**

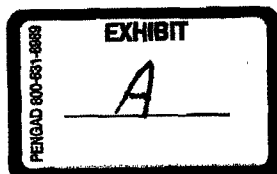
**AND THE CONSTITUTION AND LAWS OF THE STATE
OF ARIZONA;**

**THAT I WILL BEAR TRUE FAITH AND ALLEGIANCE
TO THE SAME,**

**AND DEFEND THEM AGAINST ALL ENEMIES,
FOREIGN AND DOMESTIC,**

**AND THAT I WILL FAITHFULLY AND IMPARTIALLY
DISCHARGE THE DUTIES OF THE OFFICE OF
PRESIDING DISCIPLINARY JUDGE**

**ACCORDING TO THE BEST OF MY ABILITY,
SO HELP ME GOD (OR SO I DO AFFIRM).**



Administered: January 11, 2011
By: The Hon. Rebecca White Berch
Chief Justice, Supreme Court of Arizona

COVER SHEET

EXHIBIT B



NOTICE OF APPOINTMENT

TO THE SECRETARY OF STATE:

This is to notify you that under the provisions of Arizona Constitution Article VI, Section 37 I have, this 28th day of July, 2009, appointed Arthur John Pelander III to be a judge of the Arizona Supreme Court at a salary as provided by law. This appointment is to begin the 5th day of September, 2009 and expire in accordance with AZ Constitution Article VI, Section 4.

Janice K. Brewer
 Appointing Official Governor

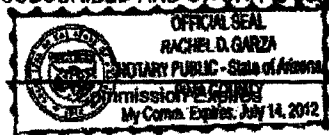
LOYALTY OATH OF OFFICE

(Please read A.R.S. § 38-231 on reverse side of this form)

I, A. John Pelander do solemnly swear (or affirm) that I will support the Constitution of the United States and the Constitution and laws of the State of Arizona; that I will bear true faith and allegiance to the same and defend them against all enemies, foreign and domestic, and that I will faithfully and impartially discharge the duties of my office according to the best of my ability, so help me God (or so I do affirm).

A. John Pelander
 Signature of Officer or Employee

SUBSCRIBED AND SWORN to before me this 14th day of August, 2009.



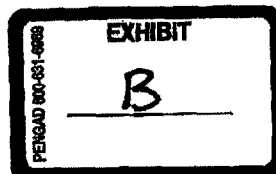
Rachel D. Garza
 Notary Public

Filed in the Office of the Secretary of State this 18th day of August, 2009 at

4:30 p.m.

Kelli Blumett

Secretary of State



COVER SHEET

EXHIBIT C

L11-02



NOTICE OF APPOINTMENT

TO THE SECRETARY OF STATE:

This is to notify you that under the provisions of Arizona Constitution Article VI, Section 37 I have, this 22 day of November, 2010, appointed Robert M. Brutinel to be a judge of the Arizona Supreme Court at a salary as provided by law. This appointment is to begin the 10th day of January, 2011 and expire in accordance with Article VI, Section 37, of the Arizona Constitution.

Janice K. Brewer
Appointing Official Governor

LOYALTY OATH OF OFFICE

(Please read A.R.S. § 38-231 on reverse side of this form)

I, Robert M. Brutinel, do solemnly swear (or affirm) that I will support the Constitution of the United States and the Constitution and laws of the State of Arizona; that I will bear true faith and allegiance to the same and defend them against all enemies, foreign and domestic, and that I will faithfully and impartially discharge the duties of my office according to the best of my ability, so help me God (or so I do affirm).

[Signature]
Signature of Officer or Employee

SUBSCRIBED AND SWORN to before me this 3rd day of January, 2011.

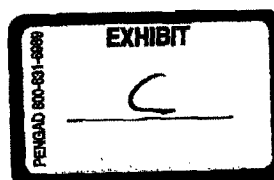
March 28 2014
Commission Expires

Mary C. Fontes
Notary Public
OFFICIAL SEAL
MARY C. FONTES
NOTARY PUBLIC - State of Arizona
MARICOPA COUNTY
My Comm. Expires March 28, 2014

Filed In the Office of the Secretary of State this 3rd day of January, 2011 at 2:08 p.m.

[Signature]

Secretary of State



COVER SHEET

EXHIBIT D

A and M Matley Examiner of Documents & Handwriting

MARCEL B. MATLEY
BOARD CERTIFIED, NADE
MATLEYHWXPRT@AOL.COM
SINCE 1985

(3092 CESAR CHAVEZ ST., 94110)
POST OFFICE BOX 882401
SAN FRANCISCO, CA 94188
WWW.HANDWRITINGEXPERTCONSULTANT.COM

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CELL: (415) 753-2832
FAX: (415) 824-0806
1-800-367-8403

Curriculum Vitae with Professional Publications of MARCEL B. MATLEY Examiner of Questioned Documents & Handwriting

PROFILE:

Marcel B. Matley has been a document examiner since 1985, providing a spectrum of services in the discipline. His experience includes evaluation of the work product of examiners to unearth their accuracy and/or their mistakes by establishing proper observation, logic, scientific theory and technical methods.

EXPERIENCE INCLUDES:

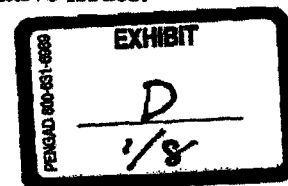
- Assistance in discovering erroneous, incomplete or incompetent opinions regarding documents and handwriting.
- Consultant to other document examiners.
- Handwriting authentication and signature verification, including numerals.
- Genuineness of logs, diaries, and other writings in series.
- Determination and demonstration of alterations, deletions or additions to documents.
- Formulation of questions for voir dire of opponent's document examiner.
- Preparation of pertinent citations for cross-examination from learned treatises.
- Identification of the writer of poison pen letters and anonymous writings.
- Examination of foreign scripts.
- Other aspects of questioned document examination.

CREDENTIALS:

- Board Certified, National Association of Document Examiners, October 2000.
- Vanguard Network, Board Certified Handwriting Professional, April 28, 1998.
- Certification with commendation, Paul de Sainte Colombe Center, January 28, 1981, with honorary Charter Membership Certificate, April 8, 1982.
- Consultant and mentor to other document examiners.
- Confidentially consulted by several public agencies on administrative issues.

REFERENCES:

Available upon request.



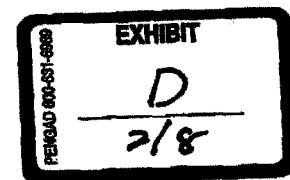
CLASSES AND LECTURES:

- Presentations at NADE Conferences:

- 2017, New Orleans, LA: *Formal Logic for the Document Examiner*.
- 2016, Portland, OR: *The Dangers of Falsely Based Expert Opinions...*
- 2015, Nashville, TN: *Reliability and Admissibility of Handwriting Expert Testimony*, jointly presented with Professor Michael Risinger and Dr. Carole Chaski. Also presented on case law about use of copies by handwriting experts.
- 2014, Honolulu, HI: *The Eight Directional Movements in Handwriting*.
- 2013, Omaha, NE: *Daubert is an Expert's Best Friend*.
- 2011, Montreal, Canada: *Knowing the Daubert Criteria*. Co-presented with J. Joseph.
- 2010, Portland, OR: *Rhythm in Handwriting: Its Determination & Value in Identification*.
- 2009, Boca Raton, FL: *Impeachment: Countering Incorrect Opinions*.
- 2008, Austin, TX: Pre-conference with Jacqueline Joseph, *The Two Pillars of Individuality and Identifiability in Handwriting*.
- 2007, Tucson, AZ: Pre-conference with J. Joseph, *Book Smarts for Document Examiners*.
- 2006, aboard Mariner of the Seas: *You're a what? Featuring techniques for inoculating the jury (including CD)*.
- 2004, Anaheim, CA: Pre-conference: *Daubert and Handwriting Expert*. Conference: *Kumho Case*.
- 2003, New Orleans, LA: *Humorous Moments in History of Handwriting Expertise*.
- 2002, Ann Arbor, MI: *Examination of Russian Birth Certificates*.
- 2001, Crawley, England: *Angle Value* [jointly with Maureen Ward-Gandy]; *A Case with the Kinderprint*.
- 2000, Albuquerque, NM: *How to Read Things Critically*.
- 1994, Concord, MA: *Answering Challenges on Voir Dire*.
- 1993, San Francisco, CA, two-day intensive course: *The Physiology and Forensic Identification of Handwriting*.
- 1992, Atlanta, GA: *Human Graphic Motor Sequence*.

- Poster Sessions at NADE Conferences:

- 2017, New Orleans, LA: *Instances of Illogical Testimony*.
- 2016, Portland, OR: *Another Will Needed Improvement*. [Comparison of two versions of a Chinese handwritten will by use of color transparencies.]
- 2015, Nashville, TN: *Decipherment of an Obliterated Numeral*.
- 2014, Honolulu, HI: *Hand Etching on Brass Plate of Civil War Era Carbine*.
- 2012, San Diego, CA: *Fingerprint Case*.
- 2008, Austin, TX: *Alleged Chinese Suicide Note*.
- 2004, Anaheim, CA: *INS Case*.
- 2003, New Orleans, LA: *Daubert*.
- 2002, Ann Arbor, MI: *Examination of Russian Birth Certificates*.
- 2000, Albuquerque, NM: *Examination of Graffiti Writing*.



Continued on next page.

- 2017 National Institute of Science and Technology: International Forensic Science Error Management Symposium, Gaithersburg, VA, July 24-27, *The Central Solution to All Unreliability in Evidence*.
- 2003 AAHA/AHAF Joint Conference: *Alzheimer's and Handwriting; Linguistic Changes in the Normal Elderly* [based on two forensic cases and research in academic literature].
- 2002 AHAF Nor Cal Seminars: *Health and Handwriting*. March: *Toomey's 25 Health Clues*. April: *Review of Research Published in Medical Literature*.
- 1999 AAHA/AHAF Joint Conference, Post-Conference Workshop: *Physiological and Psychological Foundations* [of the production of handwriting]: *Forensic Applications*.
- 1998 Vanguard Pre-Conference: *Speed in Handwriting*.
- 1997 Vanguard Conference: *Physiology of Handwriting Exemplified by Writer's Cramp*.
- 1995 IGS-AFDE Joint Conference: *A Protocol for Research in Disguised Handwriting....*
- 1995 AHAF Symposium: *The Physiology of Handwriting*.
- 1993 ABFHA Conference: *Qualifications Impeachment*.
- 1990-1992, organizer, instructor and co-producer with Ted Widmer at the annual Seminar in Document Examination, in San Francisco.

MEMBERSHIPS:

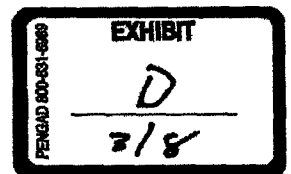
- National Association of Document Examiners (NADE).
- The Expert Witness Institute (EWI), London, England.
- American Handwriting Analysis Foundation (AHAF).
- Vidocq Society, Philadelphia, PA, Special Member.
- The American Society for Testing and Materials (ASTM). Committee E30.
- American Association for the Advancement of Science (AAAS).

COURT QUALIFIED WITNESS:

Federal Courts and state Courts in California, Hawaii, Illinois, New Jersey, Texas and Vermont; and Doha, Qatar. Four-year list of testimonies available upon request.

EDUCATION:

- American Academy of Forensic Sciences, Annual Meetings, Questioned Documents:
 - 2014, Seattle, WA, all-day workshop only, February 14: *Bias in Forensics....*
 - 2007, San Antonio, TX.
 - 2005, New Orleans, LA.
 - 2001, Seattle, WA.
 - 2000, Reno, NV.
 - 1998, San Francisco, CA. Saturday, attended Jurisprudence Section.
- Thermo Scientific, all-day seminar. *Spectroscopic Solutions*, June 20, 2012.
- Thermo Scientific, all-day, individual demonstration. *Nicolet IN-10, Ft-IR*, June 05, 2012.
- Thermo Scientific, all-day seminar. *Near-IR Seminar*, 2007.
- *Expert Witness Testimony that Wins*, presented by Phil Walker, JD, 2006.
- *Annual Conference*, NADE, May 19-21, 2005, Quebec, Canada.
- *Adobe Photoshop and Document Examination*, intensive workshop by Gary Herbertson,



July 16-17, 2005, Berkeley, CA.

- Thermo Scientific, all-day seminar. *Vibrational Spectroscopy*, 2005.
- Seminar on forensic features in handwriting of criminals, conducted by Ted Widmer.
- 2000 Vanguard post-conference, *Forensic Document Examination*, by Judith A. Housley.
- Oregon Criminal Defense Lawyers Association, Winter Conference, Portland, OR:
1999, *Dynamic Cross-Examination*.
1997, *Expert Witnesses*.
- Third Annual Conference for Testifying & Consulting Experts, San Francisco, 1996. Also pre-conference: *Preparing for Cross-Examination: Developing 'Active Listening' Skills*.
- Professional Education Systems, Inc., *California Evidence Workshop*, San Francisco, 1996.
- 1979-80 privately instructed by Rose Toomey, author of *Health Clues in Handwriting*.
- Immaculate Heart College, Los Angeles, CA. MALS, June 1963.
- San Diego State College, San Diego, CA, 1962-63. Graduate studies, Political Science.
- Immaculate Heart Seminary, University of San Diego, San Diego, CA, 1954-60.
Courses included Philosophy, Logic, Rational Psychology, History, Rhetoric.
- Saint Francis College, El Cajon, CA, 1952-54. Liberal arts, science.

SPECIAL RESOURCES:

- Personal collection of more than 15,000 items in handwriting science, document examination and case law, along with current subscriptions.
- Developed proprietary databases exceeding 12,000 citations to forensic, academic and legal periodicals and to case reporters. These are all on-going projects.
- *Haas Atlas*, the most complete collection of typewriter fonts.
- NADE and AHAF maintain lending libraries of professional literature for members.
- Both standard tools and specialized equipment, details available upon request.

SPECIAL HONORS:

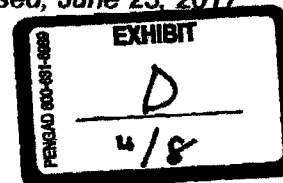
- AHAF Library renamed *Marcel B. Matley Handwriting Research Library*, June 09, 2012.
- First recipient of NADE Distinguished Service Citation, 2013 Conference, Omaha, NE.

PUBLICATIONS.

Periodical Articles in Legal Journals:

1. *At Issue*. San Francisco Association of Legal Assistants. 18:17+, June, 1991. Photocopies: traps for the too trusting.
2. *California Paralegal Magazine*. 3:10-11, July-Sept. 1991. So you never saw a forgery...or you just never caught it.
3. *California Paralegal Magazine*. 3:15-7, Oct.-Dec. 1991. Clues to authorship of the anonymous letter.
4. *National Paralegal Reporter*. Vol. 17, #2, Winter 1992. Preventing fraud with personal checks. NOTE: I have not seen the published version of this paper nor do I have a copy of the issue it appeared in. The above information is from the Internet.
5. *Practical Litigator*. 13:21-33, September 2002. Using and cross-examining handwriting

Curriculum Vitae, Marcel B. Matley, page 4 of 8 pages. Revised, June 23, 2017



experts. Available on Internet at:

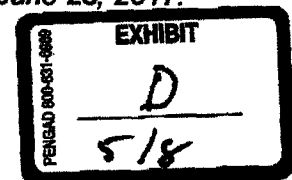
http://files.ali-aba.org/thumbs/datastorage/lacidoirep/articles/PLIT_PLIT0209-MATLEY_thumb.pdf

6. *The Recorder*. 120:1+, Jan. 29, 1996; 120:3, Feb. 23, 1996. A trail of ink; how forensic experts provide hard evidence of doctored documents. [Letter to editor]
7. *San Francisco Attorney's Magazine*. 1994:5-6, April-May 1994. More on forensic document examiners. [Letter to editor]
8. *San Francisco Attorney's Magazine*. 25:20-2, Feb.-March, 1999. The expert ambush: How to hold off your opponent until the cavalry arrives. [Reproduced by permission of The Magazine in www.ExpertPages.com/news, in June 1999.]

Periodical Articles in Forensic Journals:

9. *Evidence.com. Articles*. Oct. 19, 2001. Deposition of experts: Q & A. Illustrated as with handwriting experts. Co-authored.
10. *Forensic Expert Witness Association Newsletter*. 2004:3, 15-16, Summer 2004. Handling the handwriting expert (or any other expert).
11. *Forensic Science and Criminology*. 2(3), 2017. Logic for the document examiner. Available open access at the Journal's web site:
<https://oatext.com/Forensic-Science-and-Criminology-FSC.php#Archive>
12. *International Journal of Forensic Document Examiners*. 3:103, April-June 1997. Letter to editor.*
13. *International Journal of Forensic Document Examiners*. 3:105-13, April-June 1997.
Forensic handwriting identification: Is it legally a science? A review of court cases which hold handwriting examination to be a science.*
14. *International Journal of Forensic Document Examiners*. 5:146-74, Jan-Dec. 1999.
Case citations relating to court ordered exemplars and disguise of same as contempt of court and obstruction of justice; a discussion and interpretation.*
15. *Journal of Forensic Identification*. 42:189-91, March-April 1992.
Standardization of terminology for slant in handwriting. [Letter to editor]
16. *Journal of Forensic Identification*. 44:617-8, Nov.-Dec. 1994. Letter to editor re: "Eye-hand coordination: The logic of questioned document examination."
17. *The Journal of Questioned Document Examination*. 8:19-22, Winter 2000. The 1-to-1 adapter lens. A technical paper.
18. *Journal of the National Association of Document Examiners*. 12:15-8, Feb. 1991.
The law of document examination. [Legal research]
19. *Journal of the National Association of Document Examiners*. 17:15-27, Spring 1995.
The graphologist as expert witness; a survey of some reported cases.*
20. *Journal of the National Association of Document Examiners*. 17:28-33, Spring 1995. A case report. {Scott Doe et al. v. Kohn, Nast & Graff} NOTE: Marcel B. Matley was the unnamed author of the section on case law.
21. *Journal of the National Association of Document Examiners*. 19:12-23, Spring 1996.
A case of Chinese handwriting.*
22. *Journal of the National Association of Document Examiners*. 19:1-9, Dec. 1996.
Vox populi or a graphic ventriloquist? A case report of disguised signatures. Coauthored with

Curriculum Vitae, Marcel B. Matley, page 5 of 8 pages. Revised, June 23, 2017.



Jacqueline Joseph.*

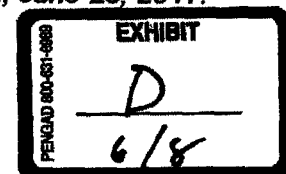
23. *Journal of the National Association of Document Examiners*. 21:1-5, Spring 1998.
The making of one's own exemplars; the post litem motam rule as illustrated by California.*
24. *Journal of the National Association of Document Examiners*. 21:15-30, Spring 1998.
The Vincent Foster "suicide note." Did Strategic Enterprises' purported experts prove it forged?*
25. *Journal of the National Association of Document Examiners*. 21:5-11, Winter 1998.
How to prove a genuine signature is forged while trying to prove it to be genuine. A study in the multiplication rule of probability theory. *
26. *Journal of the National Association of Document Examiners*. 22:11-15, Fall 1999.
Comparison of handwriting in federal court by the trier of fact.*
27. *Journal of the National Association of Document Examiners*. 22:11-15, Fall 1999.
Handwriting research: Cast a wide net. [Annotating selection of scientific papers on handwriting from *American Journal of Occupational Therapy*.]*
28. *Journal of the National Association of Document Examiners*. 31:10-32, Spring 2013.
There is more to *Daubert* than *Daubert*: Explanations and critical commentary as illustrated principally through handwriting expertise.*
29. *Medical-Legal News*. 2008:9, May/June 2008. *Daubert* in English for medical-legal witnesses: How courts will view you. [The Publication retained the copyright.]
30. *NADE News*. Number 2:3-5, 2016. Preliminary review of case law on admissibility of qualified or inconclusive expert opinions.*
31. *National Document Examiner*. 2:11-18, 1992. The difference a difference makes: Variations in handwriting identification.*
32. *National Document Examiner*. 2:26-9, 1992. Questioned document case #2.
33. *Scientific Sleuthing Review*. 18:9, Summer 1994. Touting the good. [Letter on dating inks]
34. *Scientific Sleuthing Review*. 23:17, Spring 1999. Letters to Editor. [Cites and quotes review of Dines, *Document Examiner Textbook*, jointly authored with Katherine Koppenhaver and published in *Communique* of January 1999.]
35. *Scientific Sleuthing Review*. 28:11, Fall 2004. Book review. *Expert witness handbook*, Dan Poynter, Santa Barbara, CA; Para Publishing, 2005, 3rd ed.

Periodical Articles in Other Journals:

36. *AHAF Journal*. 31:1, 8-9, 12, Nov.-Dec. 1998. The dilemma of ataxic handwriting.
37. *Ewitmess.com. Articles*. Site M, 10/19/2001. Deposition of Experts: Q&A. Illustrated as with handwriting experts. Co-authored.
38. *International Handwriting Analysis Review*. 1:40, Spring 2002. Book review. *Alpha beta: How 26 letters shaped the Western World*, by John Man. (Also published in *Communique*.)
39. *The Vanguard*. 1998:10, October-December, 1998.
40. *The Newsletter of the National Association of Document Examiners*. Previously titled: *The Communique*. Various issues.

NOTE: These are small items and snippets of information of sundry kinds. This publication was of a topical and ephemeral nature, and I did not retain a file of it nor a list of my various contributions except for my formal articles which are listed below.

Curriculum Vitae, Marcel B. Matley, page 6 of 8 pages. Revised, June 23, 2017.



41. *Communique*. 19:1, January 1999. Book review. *Document examiner textbook*, by Jess Dines. Review co-authored with Katherine Koppenhaver.
42. *Communique*. 11:3, November 2001. Book review. *Questioned documents, a lawyer's handbook*, by Jay Levinson.
43. *Communique*. 17:3, Winter 2007. Book review. *Forgery: Consulting Science Experiments*, by Kenneth G. Rainis.
44. *Communique*. 17:4, Fall 2007. Book review. *Your questions...my answers. The scientific examination of questioned documents with case histories*, by Ron R. Brown. (Also published in *The Vanguard*. 2008:11, January-March, 2008.)
45. *The Vanguard*. 2002:6-7, January-March, 2002. Government vs graphologically trained document examiners.
46. *Vidocq Journal*. 9:1+, February, 1998. Murders they wrote.
47. *Vidocq Journal*. 9:6, May 1998. Letter to the editor. [Regarding the Jon Benet Ramsey Murder Case]

NOTE: Letters and papers have been submitted to journals which never replied as to acceptance or rejection, so there may be published materials I am unaware of.

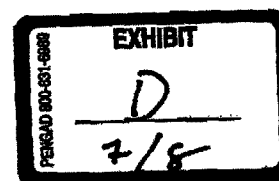
BOOKS AND MONOGRAPHS:

48. *Admissibility of handwriting expertise: A survey of post-Daubert cases*. Third edition, 2013.*
49. *Check forgery, a simple guide*. San Francisco, Handwriting Services of California, 1988.
50. *Forgery: Detection and defense. A guidebook for legal professionals*. Handwriting Services of California, San Francisco, 1988.*
51. *Oh, my aching arm! The cause and cure of general writer's cramp. A monograph in the physiology of handwriting*. San Francisco, Handwriting Services of California, 1997.
52. *QDE Index: Periodical articles in English on document examination, handwriting expertise and expert testimony*. [Formerly: *Witnessing to the truth of documents*] First edition, 1990, San Francisco, Handwriting Services of California. Latest edition 2008.*
53. *Testing the Reliability of Expert Opinions in Texas: Guidelines from Kelly, du Pont/Daubert and Their Progeny*, San Francisco, A & M Matley, 2004.*

Series, Studies in Questioned Documents:

54. 1. *Photocopies in Document Examination*. 1990.*
55. 2. *Exorcism of Ignorance; a Reply From a Handwriting Expert*. 2nd ed.: *In the Exercise of*
56. 3. *Logged Entries: Made Separately or Sequentially?* 1990.*
57. 4. *Exemplars for Comparison*. 1990.*
58. 5. *Health and Handwriting, an Annotated Bibliography*. 3rd ed. 2000.*
59. 6. *Employing and Examining of the Expert*. 1992.
60. 7. *Reliability Testing of Expert Handwriting Opinions*. 1992.*
61. 8. *Signature Disguise by Change of Slant*. 1992.*
62. 9. *Examination of Russian Birth Certificates*. 2002.

NON-PRINT MEDIA:

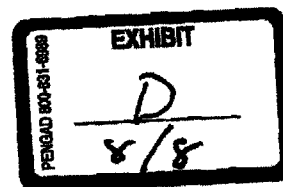


63. *"Black Diaries" Attributed to Sir Roger Casement; The Audrey Giles Report*. This item was requested by Kevin Mannerings and Nigel R. Bradley, April 21, 2002. Critical evaluation of The Giles Report shows it to be an unreliable exercise and actually supportive of forgery of the Black Diaries rather than proof of their genuineness.*
64. *Complete Defeat for Foes of FDE: The Courts Have Spoken*. CD, 2006. [Limited edition of 100 copies for complementary distribution.]
65. *You're a What? Featuring Techniques for Inoculating the Jury*. CD, 2006. [Limited edition of 40 copies for distribution at 2006 NADE Conference.]
66. *Book Smarts for the Document Examiner, Featuring the QDE Index*. Pre-conference presentation with Jacqueline Joseph at NADE Conference, May 20, 2007, Tucson, AZ. DVD, 2007.
67. *The Two Pillars of Individuality and Identifiability in Handwriting*. Presented with J. Joseph on April 21 and 22, 2008, at the NADE Conference in Austin, Texas. DVD, 2008.*
68. *Affidavit by Marcel B. Matley*. Filed in Immigration Court, San Francisco, CA, April 21, 2006, regarding documents signed by Lieutenant Colonel Jerry B. Killian in reference to service in Texas Air National Guard by President George W. Bush, setting forth falsehood of purported proof that such documents were forged.*
69. *A critical evaluation of: "On the Discriminability of the Handwriting of Twins."* 53 *Journal of Forensic Sciences*, 430-446 (March 2008), by Sargur Srihari, Chen Huang and Harish Srinivasan.*
70. *Daubert is an Expert's Best Friend*. NADE Conference, April, 2013, Omaha, NE. DVD.
71. *Charging Once More into the Crossfire: An Informal, but Technically Accurate Paper on Documents Related to Lt. George W. Bush While Serving in Texas Air National Guard*. A privately issued, open-access publication. October 29, 2015.*

CONTRIBUTIONS TO BOOKS AND MONOGRAPHS:

72. *Carta & Inchiostri; tecniche di accertamento*. A cura di Pacifico Cristofanelli e Silvio Lena. 1999, AGI, Ancona, Italy.
 Pages 204-209: Indagine critica sulla datazione della pasta biro. Traduzione e adattamento de Silvio Lena. [Original English title: "Dating ballpoint inks; a survey and critique."]

*These items are posted open access at <https://archive.org>.



COVER SHEET

EXHIBIT E

MARCEL B. MATLEY
DOCUMENT EXAMINATION
MATLEYHWXPRT@AOL.COM
SINCE 1985

(3092 CESAR CHAVEZ ST., 94110)
POST OFFICE BOX 882401
SAN FRANCISCO, CA 94188
www.handwritingexpertconsultant.com

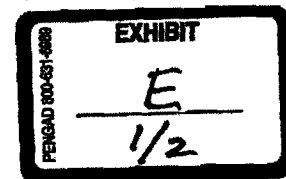
PHONE: (415) 824-1330
CELL: (415) 753-2832
FAX: (415) 824-0806
1-800-367-8403

TESTIMONIES OF MARCEL B. MATLEY

As an Examiner of Documents and Handwriting

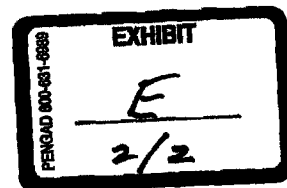
For Last Four Years

- Deposition, *Jones, et al., v. Walker, et al.*, Superior Court, Marin County, Case No. CIV 1100029, January 20, 2012. Called by Defendant.
- Court testimony, *Antoine v. Florida, et al.*, Alameda County Superior Court, Case No. RG10511019, March 22, 2012, The Honorable Ronni J. MacLaren, Judge presiding. Called by Plaintiff.
- Court testimony, *In re the Estate of James E. MacIsaac*, District of Chittenden, Probate Court, Burlington, VT, Case No. 33889, May 24, 2012, The Honorable Susan Fowler, Judge presiding. Called by Contestant.
- Court testimony, *Baldish Gill v. Daljit Gill*, Hendricks County Superior Court, Cause No. 32D03-1012-CT, September 04, 2012, The Honorable Karen M. Love, Judge presiding. Called by Plaintiff.
- Deposition, *Aghaee v. Mattu*, San Francisco, CA, February 04, 2013. Called by Plaintiff.
- Deposition, *Tan v. Tran*, San Mateo County Superior Court, Case No. CIV 496893, August 08, 2013, Walnut Creek, CA. Called by Plaintiff.
- Deposition, *Kulusich v. Ho*, Santa Clara County Superior Court, Case No. 111-CV-212229, September 11, 2013, San Jose, CA. Called by Defendant.
- Deposition, *Estate of Leon Savoy*, Alameda County Superior Court, Case No. RP 13682275, February 26 and March 24, 2014, Oakland, CA. Called by Contestant.
- Court testimony, *Rodriguez v Steele, et al.*, Los Angeles Superior Court, Case No. SC120499, May 23, 2014, The Honorable Michael P. Linfield, Judge presiding. Called by Plaintiff.
- *Association of Taxicab Operators, USA, v. Walaal Corp., et al.*, Dallas County District Court, Cause No. DC-14-03638. Retained by Plaintiff.
 - Deposition. April 13, 2015, Dallas, TX.
 - Court testimony, December 08, 2015, District Court, Dallas County, Dallas, TX., The Honorable Dale B. Tillery, Judge presiding.



- Court testimony, *People v. Andrino*, Stanislaus County Superior Court, Case No. 1486897. Preliminary Hearing, March 31 and April 01, 2016. The Honorable Richard Distaso, Judge presiding.
- Court testimony, *In Re The Yocham Family Trust dated 5-19-2004*, Case No. PR-15-00051, November 14, 2016. Superior Court, Hollister, CA.

(Revised: November 21, 2017.)



COVER SHEET

EXHIBIT F

From: Star Moffatt <starmoffatt@gmail.com>
To: Matleyhwexprt <matleyhwexprt@aol.com>
Subject: Fwd: Fw: Oath of the PDJ
Date: Wed, Nov 22, 2017 11:17 am
Attachments: Judge Oath.pdf (36K)

Good morning Mr. Matley.

Below you will see my source of where I obtained O'Neil's Oath of Office, which was forwarded to my by Gail Fry of Civic US News. I declare that I had contacted Gail Fry and asked if she would seek obtaining O'Neil's Oath for me, because I felt it would be a conflict of interest, if I had asked for it myself, since O'Neil had disbarred Jeffrey Moffatt (Husband).

In your report, use the attached Oath, that is affixed with this email and discard the one previously sent in error. You will see in the bottom right hand corner of the Oath of O'Neil, reads administered by "Rebecca White Berch, Chief Justice, Supreme Court of Arizona," ...

In closing, I will answer your other question in a few minutes.

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

From: **Gail Fry** <civicanews@yahoo.com>
Date: Thu, Feb 4, 2016 at 11:23 AM
Subject: Fw: Oath of the PDJ
To: Jeffrey- <jeffreymbajd@hotmail.com>, Star Moffatt <starmoffatt@gmail.com>

On Thursday, February 4, 2016 8:45 AM, "McQueen, Amanda" <amcqueen@courts.az.gov> wrote:

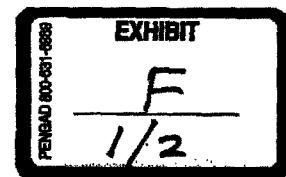
Ms. Fry,

Attached is the oath of Judge William J. O'Neil. There is no charge for this PDF. I will be shredding your blank check.

If you need anything else please email officepdj@courts.az.gov

Thank you,

Amanda McQueen
Disciplinary Clerk



Office of the Presiding Disciplinary Judge
1501 W. Washington, Suite 102
Phoenix, Arizona 85007
602-452-3436

