

FILED  
04-30-2019  
CIRCUIT COURT  
DANE COUNTY, WI  
2018CV003122

STATE OF WISCONSIN

CIRCUIT COURT

DANE COUNTY

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LEONARD POZNER,

Plaintiff,

vs.

JAMES FETZER,  
MIKE PALECEK,  
and WRONGS WITHOUT WREMEDIES, LLC,  
Defendants.

CASE TYPE: DEFAMATION

**DEFENDANTS'  
MOTION FOR SUMMARY  
JUDGMENT**

CASE NO. 2018-CV-003122

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Defendant James Fetzer, pro se (and hereafter in the first person), pursuant to Wis. Stat. 802.08, respectfully moves for summary judgment on the Complaint. Defendants Mike Palecek and Wrongs Without Wremedies, LLC, join in this motion. My attestation to the truth of the factual statements herein appears by verification at the foot of this motion, and attached is the affidavit of Kelley Watt, establishing that the death certificate I had addressed and described as a fake, a fraud, or a fabrication in my publications, came from Plaintiff Leonard Pozner.

**FACTUAL BACKGROUND**

Plaintiff complains that I have published false statements about the document he has included in his Complaint as Attachment A, which he claims is the official death certificate of his deceased son, to whom he refers as "N.P". A copy of that document (virtually illegible in the version with which I was served) is attached hereto as Exhibit A.

Specifically, Plaintiff alleges, at Complaint ¶18:

There, Defendant Fetzer made the following false statement: "It [N.P.'s death certificate] turned out to be a fabrication, with the bottom half of a real death certificate and the top half of a fake, with no file number and the wrong estimated time of death at 11 AM, when 'officially' the shooting took place between 9:35-9:40 that morning." *That statement is false*, both in its particular fact and in the main point, essence, or gist in the context in

which it was made, *because N.P.'s death certificate is not a fabrication or forgery or fake.* [Emphasis added]

And at Complaint ¶19:

The Connecticut Department of Public Health maintains official death records for the State of Connecticut. The Connecticut Department of Public Health, Vital Records Division, issued an official death certificate for N.P. A true and correct copy of that death certificate (sensitive information redacted) is attached hereto as Attachment A. *The official death certificate attached hereto does not differ in any material respect from the one released publicly by Plaintiff.* [Emphasis added]

Referring to Exhibit A, Plaintiff further says, at Complaint ¶23 and ¶32, “N.P.’s death certificate is not a fabrication or forgery.”

The first problem with Plaintiff’s contentions is that, prior to being served with Plaintiff’s Complaint on 29 November 2018, I had never even seen Exhibit A, much less addressed its authenticity in any forum. Exhibit B, attached—not Exhibit A—is the document I have asserted, in my books, videos, and blogs, to be a fabricated death certificate of “Noah Pozner”. Exhibit B was provided me by a person named Kelley Watt, who obtained it from Plaintiff, as she attests in her affidavit. Plaintiff’s lead counsel, Mr. Zimmerman’s assertion that these two documents “do not differ in any material respect” is wrong. There are several material differences between Exhibit A and Exhibit B, as follows:

1. The version attached to Plaintiff’s Complaint, Exhibit A, bears a file number (handwritten 2012-07-078033) in a box at top right, and the signature of Debbie Aurelia, Town Clerk and Registrar for the Town of Newtown, certifying to the authenticity of the copy on its left-hand side. While it is a copy so poor as to be nearly illegible, there is no evidence of a seal over Debbie Aurelia’s signature on the left. (Her signature appears twice, at the bottom of the document and down the left-hand side.) If there were a seal on the original, then the certified copy should have shown that important feature.) On Exhibit A, there is also a certification by, and stamp of,

the Connecticut State Registrar of Vital Records, one Elizabeth Frugale, attesting to the authenticity of the copy. Thus, there are two certifications on Exhibit A. Exhibit B, by contrast, bears no signature or seal of either the state or town registrar certifying to authenticity of the copy. There is a faint dashed arc in the bottom-left corner of Exhibit B, which does not appear on Exhibit A.

2. Exhibit A bears a handwritten note across the top, saying “boxes 12 & 22 corrected as per Father 6-14-13 Leonard Pozner.” (Also, the handwritten reference to “Father . . . Leonard Pozner” does not correspond to the father’s name as *printed* on Exhibit A, which is “*Lenny* Pozner.”) Box 12 (decedent’s residence) and box 22 (decedent’s mailing address) then have the address “37 Alpine Circle” struck through, and “3 Kale Davis Road” typed in. Exhibit B does not bear these changes.

3. Exhibit B has, in its bottommost portion on the right, a box for the Social Security number, which is blacked out. This box appears blank on Exhibit A.

4. Exhibit B displays darkness gradients missing from Exhibit A. I have suggested it was created by combining the bottom portion of a real death certificate with the top portion of a fake (which appears to have been smoothed out digitally in Exhibit A).

The foregoing differences between the document that Plaintiff is suing me over, which he alleges to be the actual death certificate (Exhibit A), and the document I have alleged is fabricated (Exhibit B), are material. In addition, on its face, Exhibit B reveals the violation of several Connecticut laws, which means that Plaintiff’s claim for defamation fails. Exhibit B is a forgery, as I have maintained. I have made no statements whatsoever about Exhibit A, other than in the context of this suit, but will discuss it in this pleading, since it, too, is a fabrication.

## BOTH VIOLATE CONNECTICUT LAW

*A. Because Exhibit B is uncertified, it is a fake.*

The most obvious difference between the two documents is that Exhibit A is apparently certified (twice), while Exhibit B is uncertified.

In Connecticut, a certified copy of a death certificate may be issued at either the town or the state level. Conn. Gen. Stat. Sec. 7-36(5). The Town Clerk is the Registrar of Vital Statistics within the town, Sec. 7-37(a), in this case, Debbie Aurelia. The Town Registrar registers the original record and submits a certified copy to the State Department of Public Health and Vital Statistics, which then can also issue certified copies itself. Sec. 7-40 says, “The registrar of vital statistics in each town shall have an *official seal* that shall be provided by the town and *shall be used to authenticate certificates and copies of record*. . . .” [Emphasis added] Also, Sec. 7-36(7) says:

“Authenticate” or “authenticated” means *to affix* to a vital record in paper format the *official seal*, or to affix to a vital record in electronic format the user identification, password, or other means of electronic identification, as approved by the department, *of the creator of the vital record*, or the creator's designee, *by which affixing the creator of such paper or electronic vital record, or the creator's designee, affirms the integrity of such vital record*[.] [Emphasis added]

Debbie Aurelia’s signature at the bottom of the document is not the required certification of authenticity of the copy, but is rather her statement of when the certificate was received by her for recording, as required by Conn. Gen. Stat. Sec. 7-42. There is *no* certification of authenticity of the *copy* on Exhibit B: no attestation it is authentic by any official, town or state, and no official town seal.

The absence of certification on Exhibit B is a key feature that this death certificate was forged, since by law no one but an approved genealogical researcher or state or federal agency can obtain an uncertified copy. Conn. Gen. Stat. Sec. 7-51a (2012)<sup>1</sup> states:

*Copies of vital records. Access to vital records by members of genealogical societies. Marriage and civil union licenses. Death certificates. Issuance of certified copies of electronically filed certificates.* (a) Any person eighteen years of age or older may purchase *certified* copies of marriage and *death records*, and certified copies of records of births or fetal deaths which are at least one hundred years old, in the custody of any registrar of vital statistics. *The department may issue uncertified copies of death certificates for deaths occurring less than one hundred years ago*, and uncertified copies of birth, marriage, death and fetal death certificates for births, marriages, deaths and fetal deaths that occurred at least one hundred years ago, *to researchers approved by the department pursuant to section 19a-25, and to state and federal agencies approved by the department.* During all normal business hours, members of genealogical societies incorporated or authorized by the Secretary of the State to do business or conduct affairs in this state shall (1) have full access to all vital records in the custody of any registrar of vital statistics, including certificates, ledgers, record books, card files, indexes and database printouts, except for those records containing Social Security numbers protected pursuant to 42 USC 405 (c)(2)(C), and confidential files on adoptions, gender change, gestational agreements and paternity, (2) be permitted to make notes from such records, (3) be permitted to purchase certified copies of such records, and (4) be permitted to incorporate statistics derived from such records in the publications of such genealogical societies. For all vital records containing Social Security numbers that are protected from disclosure pursuant to federal law, the Social Security numbers contained on such records shall be redacted from any certified copy of such records issued to a genealogist by a registrar of vital statistics. [Emphasis added]

Thus, by law, *not even a parent can obtain an uncertified copy of a death certificate.* An uncertified copy is illegal, pursuant to Conn. Gen. Stat. Sec. 7-62a, which says:

*Illegal issuance of death certificates.* No person other than a registrar of vital statistics or the commissioner shall issue or cause to be issued *an uncertified copy of a certificate of birth, death, fetal death or marriage*, in accordance with the provisions of subsection (a) of section 7-51a. Any person who violates this section shall be fined not more than one hundred fifty dollars or imprisoned not more than one year, or both. [Emphasis added]

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<sup>1</sup> The italicized heading provided here came from the 2018 version; otherwise, the 2012 and 2018 versions of the statute are the same. All of the other statutes quoted from in this motion are the same in 2018 as they were in 2012, as well, unless a date is given in the citation.

Exhibit B, because it is uncertified, is a fake; and whoever created it or caused it to be created has committed a crime, punishable by fine or imprisonment or both.

*B. Exhibit B says no autopsy was performed, yet Plaintiff has submitted an autopsy report to the Court.*

Exhibit B has been falsified in another respect—and probably Exhibit A has, as well, although the entry cannot be read in my copy—which is that Box 39 asks, “Was an autopsy performed?” and “No” is checked. Yet, according to Plaintiff’s own submissions, then-Chief Medical Examiner H. Wayne Carver II M.D. did perform an autopsy. This is the post-mortem examination report accompanying Plaintiff’s MOTION FOR AN ORDER PURSUANT TO WIS. STAT. § 885.23— for genetic tests to establish paternity—a copy of which is attached here as Exhibit C.

Since Dr. Carver signed both on the same day, 15 December 2012, he is presumptively responsible for a material misrepresentation on the death certificate, a crime. The autopsy report was undoubtedly fabricated, too, but it suffices for this point that Plaintiff’s own evidence puts the lie to Exhibit B.

*C. The 26 December 2012 date of the town registrar’s receipt of the death certificate—on both Exhibit A and Exhibit B—is not legally compliant, meaning the child was buried without a permit, and that both death certificates are fake.*

The date on which Newtown Registrar, Debbie Aurelia, has written that she obtained the death certificate (her signature at the bottom), 26 December 2012, also violates the law. Conn. Gen. Stat. Sec. 7-62b(a) provides that a funeral director must complete and file a death certificate with the registrar *no more than five business days after death*, if filing a paper certificate, or *three business days after death, if filed electronically*, in order to obtain a burial permit. Death reportedly occurred on Friday, 14 December 2012, and five business days later is 21 December,

not 26 December 2012. “Noah Pozner” was reported to have been buried on 17 December 2012.<sup>2</sup> Thus, the death certificate was not registered as of 17 December 2012, and therefore there could not have been a burial permit when the boy, “N.P.,” was buried.

The responsibility of filing the death certificate with the Registrar is taken over by the Chief Medical Examiner’s Office, if he is conducting an inquiry, per Conn. Gen. Stat. Sec. 7-62b(b) and Sec. 19a-409. The latter, “Issuance of Death Certificates,” says, “Upon completion of the investigation the [medical examiner] shall file a death certificate, or a certificate supplementing that already filed, with the registrar of vital statistics for the town in which the death occurred . . .” Dr. Carver had 30 days to file a supplement, if he needed to, but both Exhibits A and B show that he did not need to. He completed his investigation approximately 24 hours after the putative homicide at 8:30 AM, insofar as his signature is on the death certificate and dated 15 December 2012, which jibes with the date of his post-mortem examination. But Debbie Aurelia attested that she did not receive the death certificate until 26 December 2012, 11 days later. Without that registration, the boy “N.P.” *has to have been buried without a burial permit.*

For these reasons, too, not only is Exhibit B a presumptive forgery, but so is Exhibit A.

*D. The time of death does not comport with the official narrative, and no declaration of death was made at that time (or ever).*

Both exhibits state the time death was pronounced as 11 AM. While Dr. Carver’s autopsy report also says death was determined by “paramedic” (unnamed) at 11 AM, as well as “All victims were pronounced at the scene on 12/14/12 at 1100 hours by EMS,” the official narrative says the shooting took place between 9:30 and 9:40 AM.

More importantly, the paramedic who declared “N.P.” dead at 11 AM is unnamed,

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<sup>2</sup> [www.legacy.com/obituaries/newstimes/obituary.aspx?n=noah-samuel-pozner&pid=161771326&fhid=4894](http://www.legacy.com/obituaries/newstimes/obituary.aspx?n=noah-samuel-pozner&pid=161771326&fhid=4894)

because there is no such person. The 7,000-page “Sandy Hook Elementary School Shooting Reports” of the Connecticut State Police on Sandy Hook contains an investigator’s interview with an EMT, Karin M. Halstead, a Captain at the Fire Department, saying that neither she nor any of her crew—the Search and Rescue Team—went inside Sandy Hook Elementary School on 14 December 2012. This means that no paramedic ever declared anyone dead inside the school. Exhibit D.<sup>3</sup> Bodies were not brought out of the school, according to Dr. Carver’s public statements, until sometime that night, under cover of darkness.<sup>4</sup>

There was no pronouncement of “Noah Pozner’s” death at 11 AM on 14 December 2012, so this statement on the death certificate is also false. And it is false on the autopsy report.

*E. Exhibit A is not a certified copy, since it is illegible and bears no raised seal.*

“Certified copy” is defined at Conn. Gen. Stat. Sec. 7-36(5) to mean:

. . . a copy of a birth, *death*, fetal death or marriage certificate that (A) includes all information on the certificate except such information that is non-disclosable by law, (B) *is issued* or transmitted by any registrar of vital statistics, (C) includes an *attested signature and the raised seal* of an authorized person, and (D) if submitted to the department, includes all information required by the commissioner[.] [Emphasis added]

Although, as noted, both state and town certifications of the copy appear on Exhibit A, there is no evidence of a raised seal accompanying either, and the signatures are not attested to. That means that not even this version—Exhibit A—putatively certified by the state, comports with the state’s own legal requirements of authenticity.

*F. Both Exhibits display typographical inconsistencies suggesting they are both fake.*

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<sup>3</sup>The last sentence of this interview says, “Halstead’s written statement is attached to that report.” It isn’t.

<sup>4</sup> See, e.g., [www.cbsnews.com/news/sandy-hook-victims-identified-bodies-removed-from-school-overnight](http://www.cbsnews.com/news/sandy-hook-victims-identified-bodies-removed-from-school-overnight)

To the extent to which they appear to be similar, the differences in font types, styles and sizes support my additional allegations of fabrication, which are presented in *Nobody Died At Sandy Hook: It was a FEMA Drill to Promote Gun Control* (Second Edition—Expanded and Revised; 2016). The verbatim text published on pages 182-183 of the 2nd edition of the book, for example, offers the following observations of Bob Sims:

(1) I am rather surprised, according to the copy you posted, that any branch of government was still using typewriters at all, when computers can do it so much better. However, the use of a typewriter in this case makes it much easier to spot fraud.

(2) For starters, can you see any reason for the government typist to change the ball back and forth on the IBM machine I must assume was being used, because I cannot think of a reason to go to the extra trouble, and what for?

(3) For example, look at the very top in Box 3, where the date is posted. Why is that type clearly smaller than the rest of the page? You would have to change the ball for this, but for what reason?

(4) Now look at the capital “A” in Box 12 for Residence (Alpine). It is identical to the capital “A” in Box 22 for Mailing Address (Alpine). It is also identical to the capital “A” in Box 33 for Funeral Home. This is totally as expected, is it not? Read on.

(5) Note that the capital “A” in question above in three different boxes has a small flag at its pinnacle. Compare that to the capital “A”, without the small flag in Box

4, Time of Death, Box 26, City or Town, Box 27, County of Death, and Box 39 [sic: 38], Time Pronounced, and in Box 46, Time of Injury.

(6) Compare Box 1, “Noah,” with Box 7, “November,” and you will clearly see that the spacing between the “N” and the “o” is quite different.

(7) Compare Box 1, the “N” in “Noah,” with Box 26, the “N” in “SANDY.” They are clearly different.

(8) Compare Box 1, “Samuel,” with Box 11, “Sandy,” and again, the spacing between the “S” and the “a” is clearly not the same.

(9) In fact, the entire spacing in Box 1 is unlike any other in the forged document. as reported on pages 182-183 of our book, the spacing between “N” and “o” in Box 1 and Box 7 is clearly different, which indicates fabrication and fakery.

(10) Compare the name “Pozner” in Box 1 with “Pozner” in Box 20, clearly not the same.

Because of the variation in spacing and fonts in the copy of Exhibit B, and the copy said to be certified by the State of Connecticut—Exhibit A—if the latter is the same as the former, then the latter is most likely inauthentic, too, and a fake prepared as such by the State of Connecticut.

## ARGUMENT

Plaintiff's first two counts are for defamation, Count One against all Defendants and Count Two against only me. The analysis of defamation in Wisconsin jurisprudence is as stated by the Wisconsin Supreme Court in *Torgerson v. Journal/Sentinel, Inc.*, 210 Wis. 2d 524, 534-35, 563 N.W.2d 472 (1997):

The elements of a common law action for defamation are: (1) a false statement; (2) communicated by speech, conduct, or in writing to a person other than the one defamed [referred to here as "publication"]; and (3) the communication is unprivileged and tends to harm one's reputation, lowering him or her in the estimation of the community or deterring third persons from dealing with him or her.

. . . If the challenged statements as a whole are not capable of a false and defamatory meaning, or are substantially true, a libel action will fail. *Meier v. Meurer*, 8 Wis. 2d 24, 29, 98 N.W.2d 411 (1959).

In *Meier*, the Wisconsin Supreme Court said, "In this state, if a statement be substantially true it cannot be the basis for a civil action for libel." *Meier*, 8 Wis. 2d at 29 (citations omitted).

For purposes of this motion only, I will hypothetically concede that the statements I made about Exhibit B might tend to harm Plaintiff's reputation, lower him in the estimation of the community, and deter third persons from dealing with him. Thus, the analysis proceeds to examine whether the other elements of the claim of defamation are met. They are definitely not.

*A. My statements were substantially true, so the claim of defamation cannot stand.*

I have established that Exhibit B is a forgery as a matter of law, since Plaintiff cannot lawfully have an uncertified death certificate in his possession. That feature already establishes the truth of my assertions. Numerous other features of Exhibit B support that conclusion, as well, those being the 11 AM time of death, supported by no pronouncement of any medical professional inside the school and contrary to the official narrative; Debbie Aurelia's receipt of the death certificate 11 days after the medical examiner dated it; the box for an autopsy checked "No", when an autopsy

report dated 15 December 2012 has been produced by Plaintiff himself; the apparent imitation of a circular seal on the bottom left of Exhibit B (which is not where the seal from the town should be placed, and *no seal is required for the registrar's statement of receipt of the record*); and the numerous font, pitch, type-size variations, and overall patchwork nature of the document itself. The element of falsity required to support a claim for defamation has not been met, therefore. Should we have made minor errors, “[s]light inaccuracies of expression are immaterial provided that the defamatory charge is true in substance[.]” *Fields Foundation, Ltd., v. Christensen*, 103 Wis. 2d 465, 486, 309 N.W. 2d 125 (Wis. App. 1981) citing *Lathan v. Journal Co.*, 30 Wis. 2d 146, 151, 140 N.W.2d 417, 420 (1966), quoting *Restatement of Torts* sec. 582 at 218 (1938). My statements about the fabrication of Exhibit B are true in substance, because forgery of it has been established as a matter of law. Truth is a complete defense to defamation. *Torgerson, supra*. Plaintiff’s first two counts, therefore, fail on this element alone.

*B. I made no statements about Exhibit A, so the element of publication is not met.*

The defamation claim also fails on the element of publication, because the statements excerpted from in *Nobody Died At Sandy Hook: It was a FEMA Drill to Promote Gun Control* (Second Edition—Expanded and Revised; 2016) and others on my blog about the death certificate of “N.P.” refer to a document which *even Plaintiff* does not identify as the death certificate and never mentions in his Complaint. There is no issue of material fact that I have ever published any statements whatsoever about Exhibit A, other than since I received the Complaint, since I had never seen it until I was sued. I made statements only about Exhibit B, which is materially different, the most significant reason being the absence of any certification whatsoever; but all the more given the plenitude of reasons recited here.

Although I do not need to address any claim of defamation occasioned by my comments about Exhibit A—since I have made none and the case must be dismissed already for that reason alone—I have gone further in this motion and established that Exhibit A is also a fabrication.

*C. Defendants' statements are privileged under the First Amendment, since Plaintiff is a limited purpose public figure.*

Although the analysis of the element of falsity ends with the conclusion that my statements are true, such that summary judgment must be granted, an additional defense to defamation is my First Amendment privilege. In a case alleging defamation of a public figure by a news media outlet, the plaintiff must show malice. “Where the defamation plaintiff is a public figure, the First and Fourteenth Amendments to the federal Constitution mandate that the plaintiff prove actual malice by clear and convincing evidence.” *Torgerson*, 210 Wis. 2nd at 535, citing *Masson v. New Yorker Magazine, Inc.* 501 U.S. 496, 510 (1991) citing *New York Times Co. v. Sullivan*, 376 U.S. 254, 279-80 (1964). The landmark Supreme Court case *New York Times Company v. Sullivan* set the bar extremely high for those public figures wishing to prove they have been defamed, as they must prove “actual malice” to recover for claims based on speech, and that a defendant was operating with knowledge that what he or she was saying was false, or with reckless disregard of whether it was true or false. In fact, the primary holding of *New York Times Company v. Sullivan* is that “to sustain a claim of defamation or libel, the First Amendment requires that the plaintiff show that the defendant knew that a statement was false or was reckless in deciding to publish the information without investigating whether it was accurate.” *Gertz v. Robert Welch, Inc.*, 418 U.S. 323 (1974), added to a plaintiff’s burden in proving defamation, ruling that plaintiffs must prove that a defendant “acted negligently or with an even higher level of *mens rea*,” meaning that a defendant actually *knew* he or she would be committing defamation.

“Leonard Pozner” is a public figure, as he admits to in his Complaint, where he states, “Prior to undertaking such responses, Plaintiff had no meaningful public presence.” Pozner goes on to admit that he has undertaken efforts to raise his public profile: “Plaintiff has undertaken efforts to respond to and debunk false statements and denigration of the memory of his murdered son.” Out of all the parents who claim to have lost children at the Sandy Hook Elementary School event, Pozner is arguably the most recognizable, as he has pushed his way onto the public stage, securing opinion pieces in some of the nation’s largest newspapers, and air time in front of the nation’s largest broadcasters. As part of his campaign, Pozner initiated and instigated a battle to get Professor James Tracy fired from his tenured teaching position at Florida Atlantic University, simply for publicly sharing his doubts and concerns about the official narrative of the Sandy Hook Elementary School event. This successful venture of his was extensively covered by the world’s print, broadcast and digital media. In many ways, Pozner is the face of the Sandy Hook Elementary School event.

While courts have ruled that there are two types of public figures recognized under defamation law—“all-purpose” and “limited-purpose”—Pozner clearly falls into the latter category, which is defined as individuals who “have thrust themselves to the forefront of particular controversies in order to influence the resolution of the issues involved.” *Gertz*, 418 U.S. at 345. Pozner is a textbook example of a “limited-purpose” public figure, as these are “individuals who deliberately shape debate on particular public issues, especially those who use the media to influence that debate.” As the courts have ruled that a limited-purpose public figure is “one who voluntarily becomes a key figure in a particular controversy,” Pozner’s actions since the Sandy Hook Elementary School event have established his limited-purpose public figure status. Additionally, insofar as the courts have ruled that public figures “who seek damages for

defamatory statements must show that the statements were made with actual malice—that is, with knowledge that the statements were false or with reckless disregard as to their falsity”—Plaintiff must establish actual malice by clear and convincing evidence.

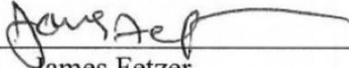
He will be unable to do so. Malice cannot be shown, as a matter of law, because the statements are true. Even if there are minor errors, any inquiry into whether they were published with reckless disregard for their truth or falsity is obviated by the fact that Exhibit B is a forgery due to the violations of Connecticut law revealed on its face.

There being no issue of material fact, the first two counts against the Defendants must be dismissed. As for Count Three, conspiracy, conspiracy is not a separate cause of action but a theory of liability predicated on the commission of the underlying tort. *Ferris v. Sauer et al.*, 2011 Wis.App. 134; *Segall v. Hurwitz*, 114 Wis. 2d 471, 482, 339 N.W.2d 333 (Ct. App. 1983). Plaintiff alleges that “Defendants acted together, as a cabal, to accomplish their defamation” and had a “meeting of the minds on the object or course of action underlying their recklessly defamatory publication.” Complaint ¶41. Since there was no defamation, let alone “recklessly defamatory publication,” this claim fails, too.

There being no material fact in issue as to any of the three claims for relief, judgment must be rendered for the Defendants as a matter of law.

**VERIFICATION OF JAMES FETZER**

I, James Fetzer, of age and duly sworn, state under oath that I have read the foregoing, and the factual statements made therein are true to the best of my knowledge, information, and belief.

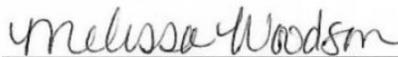
  
\_\_\_\_\_  
James Fetzer

STATE OF WISCONSIN    )  
  )  
COUNTY OF DANE        )

Subscribed and sworn to before me this 30 day of April, 2019, by James Fetzer.

WITNESS MY HAND AND OFFICIAL SEAL:



  
\_\_\_\_\_  
Notary Public

My commission expires: 7/6/2019

EXHIBIT A

Case 2018CV003122 Document 1 Filed 11-27-2018 Page 15 of 15

BOOKS 12 & 22 corrected as per Exhibit-14-11 Joseph Quizer

2012-07-078033

NOAH SAMUEL PUGH  
 November 20, 2009  
 Fairfield, Connecticut

VERONIQUE PATRICIA HALLER  
 3 Kaje Davis Road  
 Danbury, Connecticut 06422

BRANDY HASK  
 06482 FAIRFIELD

REDACTED 12/17/2012

Abraham I. Green and Son Funeral Home  
 98 Bethel St. Fairfield, Connecticut 06424

Multiple Gunshot Wounds

December 14, 2012 AM  
 Shooting  
 Secondary

H. Wayne Carter, II, M.D.  
 Office of the Chief Medical Examiner, 11 South Field Road, Danbury, CT 06424

December 26, 2012  
 Robert A. Avella

Elementary School

THE SEAL OF THE STATE OF CONNECTICUT IS AFFIXED TO CERTIFY THAT THE ABOVE IS A TRUE COPY OF A RECORD FILED WITH THE STATE OF CONNECTICUT DEPARTMENT OF PUBLIC HEALTH PURSUANT TO THE PROVISIONS OF THE GENERAL STATUTES OF CONNECTICUT.



Elizabeth Prugale

ELIZABETH PRUGALE  
REGISTRAR OF VITAL RECORDS

7 14 2013

DATE OF ISSUE

EXHIBIT B

VS-406 404 STATE OF CONNECTICUT DEPARTMENT OF PUBLIC HEALTH		CERTIFICATE OF DEATH OFFICE OF THE CHIEF MEDICAL EXAMINER		STATE/FILE NUMBER	
1. DECEASED'S LEGAL NAME (Printed Name) (Last, First, Middle, Last)			SEX <input checked="" type="checkbox"/> MALE <input type="checkbox"/> FEMALE	3. ACTUAL OR PRESUMED DATE OF DEATH (Month/Day/Year)	4. ACTUAL OR PRESUMED TIME OF DEATH
Noah Samuel Pozner			December 14, 2012	11:00 AM	
7. Age at last birthday	8. SEX (Last, First, Middle)	9. DATE OF BIRTH (MM/DD/YYYY)	10. RESIDENCE (City, State or Foreign Country)		
6	M	November 20, 2006	Danbury, Connecticut		
11. RESIDENCE (City)		12. RESIDENCE (County)	13. RESIDENCE (Zip or Zip+4)		
Connecticut		Fairfield	Sandy Hook		
14. RESIDENCE (Street or PO Box)	15. ZIP CODE	16. COUNTY OF DEATH	17. DECEASED'S SEX AT TIME OF DEATH	18. DECEASED'S SPECIES (Name of fish, snake, mole, etc.)	
37 Alpine Circle	06482	Fairfield	<input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	None	
19. FATHER'S NAME (Full Name)			20. MOTHER'S NAME (Full Name)		
Lenny Pozner			Veronique Patricia Haller		
21. DECEASED'S RELATIONSHIP TO MOTHER		22. MOTHER'S ADDRESS (Street or PO Box)	23. MOTHER'S CITY (City or Town)		
Veronique Pozner		Mother	37 Alpine Circle, Sandy Hook, Connecticut 06482		
24. DEATH OCCURRED IN A HOSPITAL	25. DEATH OCCURRED IN A NURSING HOME OR OTHER CARE FACILITY	26. DEATH OCCURRED IN A HOME	27. DEATH OCCURRED IN ANOTHER PLACE		
<input type="checkbox"/> Hospital	<input type="checkbox"/> Nursing Home	<input checked="" type="checkbox"/> Home	<input type="checkbox"/> Other		
28. CITY OF DEATH (City or Town)	29. COUNTY OF DEATH	30. DEATH CERTIFICATE (Date)	31. DEATH CERTIFICATE (Time)	32. DEATH CERTIFICATE (Signature)	
SANDY HOOK	FAIRFIELD	12/17/2012	11:00 AM	[Signature]	
33. DEATH CERTIFICATE (Number)	34. DEATH CERTIFICATE (Date)	35. DEATH CERTIFICATE (Time)	36. DEATH CERTIFICATE (Signature)	37. DEATH CERTIFICATE (Signature)	
12-17604	12/14/2012	11:00 AM	[Signature]	[Signature]	
38. PART 1. Cause of death (Printed Name)	39. PART 2. Cause of death (Printed Name)	40. PART 3. Cause of death (Printed Name)	41. PART 4. Cause of death (Printed Name)	42. PART 5. Cause of death (Printed Name)	
Multiple Gunshot Wounds	None	None	None	None	
43. PART 6. Cause of death (Printed Name)	44. PART 7. Cause of death (Printed Name)	45. PART 8. Cause of death (Printed Name)	46. PART 9. Cause of death (Printed Name)	47. PART 10. Cause of death (Printed Name)	
None	None	None	None	None	
48. PART 11. Cause of death (Printed Name)	49. PART 12. Cause of death (Printed Name)	50. PART 13. Cause of death (Printed Name)	51. PART 14. Cause of death (Printed Name)	52. PART 15. Cause of death (Printed Name)	
None	None	None	None	None	
53. PART 16. Cause of death (Printed Name)	54. PART 17. Cause of death (Printed Name)	55. PART 18. Cause of death (Printed Name)	56. PART 19. Cause of death (Printed Name)	57. PART 20. Cause of death (Printed Name)	
None	None	None	None	None	
58. PART 21. Cause of death (Printed Name)	59. PART 22. Cause of death (Printed Name)	60. PART 23. Cause of death (Printed Name)	61. PART 24. Cause of death (Printed Name)	62. PART 25. Cause of death (Printed Name)	
None	None	None	None	None	
63. PART 26. Cause of death (Printed Name)	64. PART 27. Cause of death (Printed Name)	65. PART 28. Cause of death (Printed Name)	66. PART 29. Cause of death (Printed Name)	67. PART 30. Cause of death (Printed Name)	
None	None	None	None	None	
68. PART 31. Cause of death (Printed Name)	69. PART 32. Cause of death (Printed Name)	70. PART 33. Cause of death (Printed Name)	71. PART 34. Cause of death (Printed Name)	72. PART 35. Cause of death (Printed Name)	
None	None	None	None	None	
73. PART 36. Cause of death (Printed Name)	74. PART 37. Cause of death (Printed Name)	75. PART 38. Cause of death (Printed Name)	76. PART 39. Cause of death (Printed Name)	77. PART 40. Cause of death (Printed Name)	
None	None	None	None	None	
78. PART 41. Cause of death (Printed Name)	79. PART 42. Cause of death (Printed Name)	80. PART 43. Cause of death (Printed Name)	81. PART 44. Cause of death (Printed Name)	82. PART 45. Cause of death (Printed Name)	
None	None	None	None	None	
83. PART 46. Cause of death (Printed Name)	84. PART 47. Cause of death (Printed Name)	85. PART 48. Cause of death (Printed Name)	86. PART 49. Cause of death (Printed Name)	87. PART 50. Cause of death (Printed Name)	
None	None	None	None	None	
88. PART 51. Cause of death (Printed Name)	89. PART 52. Cause of death (Printed Name)	90. PART 53. Cause of death (Printed Name)	91. PART 54. Cause of death (Printed Name)	92. PART 55. Cause of death (Printed Name)	
None	None	None	None	None	
93. PART 56. Cause of death (Printed Name)	94. PART 57. Cause of death (Printed Name)	95. PART 58. Cause of death (Printed Name)	96. PART 59. Cause of death (Printed Name)	97. PART 60. Cause of death (Printed Name)	
None	None	None	None	None	
98. PART 61. Cause of death (Printed Name)	99. PART 62. Cause of death (Printed Name)	100. PART 63. Cause of death (Printed Name)	101. PART 64. Cause of death (Printed Name)	102. PART 65. Cause of death (Printed Name)	
None	None	None	None	None	
103. PART 66. Cause of death (Printed Name)	104. PART 67. Cause of death (Printed Name)	105. PART 68. Cause of death (Printed Name)	106. PART 69. Cause of death (Printed Name)	107. PART 70. Cause of death (Printed Name)	
None	None	None	None	None	
108. PART 71. Cause of death (Printed Name)	109. PART 72. Cause of death (Printed Name)	110. PART 73. Cause of death (Printed Name)	111. PART 74. Cause of death (Printed Name)	112. PART 75. Cause of death (Printed Name)	
None	None	None	None	None	
113. PART 76. Cause of death (Printed Name)	114. PART 77. Cause of death (Printed Name)	115. PART 78. Cause of death (Printed Name)	116. PART 79. Cause of death (Printed Name)	117. PART 80. Cause of death (Printed Name)	
None	None	None	None	None	
118. PART 81. Cause of death (Printed Name)	119. PART 82. Cause of death (Printed Name)	120. PART 83. Cause of death (Printed Name)	121. PART 84. Cause of death (Printed Name)	122. PART 85. Cause of death (Printed Name)	
None	None	None	None	None	
123. PART 86. Cause of death (Printed Name)	124. PART 87. Cause of death (Printed Name)	125. PART 88. Cause of death (Printed Name)	126. PART 89. Cause of death (Printed Name)	127. PART 90. Cause of death (Printed Name)	
None	None	None	None	None	
128. PART 91. Cause of death (Printed Name)	129. PART 92. Cause of death (Printed Name)	130. PART 93. Cause of death (Printed Name)	131. PART 94. Cause of death (Printed Name)	132. PART 95. Cause of death (Printed Name)	
None	None	None	None	None	
133. PART 96. Cause of death (Printed Name)	134. PART 97. Cause of death (Printed Name)	135. PART 98. Cause of death (Printed Name)	136. PART 99. Cause of death (Printed Name)	137. PART 100. Cause of death (Printed Name)	
None	None	None	None	None	
138. PART 101. Cause of death (Printed Name)	139. PART 102. Cause of death (Printed Name)	140. PART 103. Cause of death (Printed Name)	141. PART 104. Cause of death (Printed Name)	142. PART 105. Cause of death (Printed Name)	
None	None	None	None	None	
143. PART 106. Cause of death (Printed Name)	144. PART 107. Cause of death (Printed Name)	145. PART 108. Cause of death (Printed Name)	146. PART 109. Cause of death (Printed Name)	147. PART 110. Cause of death (Printed Name)	
None	None	None	None	None	
148. PART 111. Cause of death (Printed Name)	149. PART 112. Cause of death (Printed Name)	150. PART 113. Cause of death (Printed Name)	151. PART 114. Cause of death (Printed Name)	152. PART 115. Cause of death (Printed Name)	
None	None	None	None	None	
153. PART 116. Cause of death (Printed Name)	154. PART 117. Cause of death (Printed Name)	155. PART 118. Cause of death (Printed Name)	156. PART 119. Cause of death (Printed Name)	157. PART 120. Cause of death (Printed Name)	
None	None	None	None	None	
158. PART 121. Cause of death (Printed Name)	159. PART 122. Cause of death (Printed Name)	160. PART 123. Cause of death (Printed Name)	161. PART 124. Cause of death (Printed Name)	162. PART 125. Cause of death (Printed Name)	
None	None	None	None	None	
163. PART 126. Cause of death (Printed Name)	164. PART 127. Cause of death (Printed Name)	165. PART 128. Cause of death (Printed Name)	166. PART 129. Cause of death (Printed Name)	167. PART 130. Cause of death (Printed Name)	
None	None	None	None	None	
168. PART 131. Cause of death (Printed Name)	169. PART 132. Cause of death (Printed Name)	170. PART 133. Cause of death (Printed Name)	171. PART 134. Cause of death (Printed Name)	172. PART 135. Cause of death (Printed Name)	
None	None	None	None	None	
173. PART 136. Cause of death (Printed Name)	174. PART 137. Cause of death (Printed Name)	175. PART 138. Cause of death (Printed Name)	176. PART 139. Cause of death (Printed Name)	177. PART 140. Cause of death (Printed Name)	
None	None	None	None	None	
178. PART 141. Cause of death (Printed Name)	179. PART 142. Cause of death (Printed Name)	180. PART 143. Cause of death (Printed Name)	181. PART 144. Cause of death (Printed Name)	182. PART 145. Cause of death (Printed Name)	
None	None	None	None	None	
183. PART 146. Cause of death (Printed Name)	184. PART 147. Cause of death (Printed Name)	185. PART 148. Cause of death (Printed Name)	186. PART 149. Cause of death (Printed Name)	187. PART 150. Cause of death (Printed Name)	
None	None	None	None	None	
188. PART 151. Cause of death (Printed Name)	189. PART 152. Cause of death (Printed Name)	190. PART 153. Cause of death (Printed Name)	191. PART 154. Cause of death (Printed Name)	192. PART 155. Cause of death (Printed Name)	
None	None	None	None	None	
193. PART 156. Cause of death (Printed Name)	194. PART 157. Cause of death (Printed Name)	195. PART 158. Cause of death (Printed Name)	196. PART 159. Cause of death (Printed Name)	197. PART 160. Cause of death (Printed Name)	
None	None	None	None	None	
198. PART 161. Cause of death (Printed Name)	199. PART 162. Cause of death (Printed Name)	200. PART 163. Cause of death (Printed Name)	201. PART 164. Cause of death (Printed Name)	202. PART 165. Cause of death (Printed Name)	
None	None	None	None	None	
203. PART 166. Cause of death (Printed Name)	204. PART 167. Cause of death (Printed Name)	205. PART 168. Cause of death (Printed Name)	206. PART 169. Cause of death (Printed Name)	207. PART 170. Cause of death (Printed Name)	
None	None	None	None	None	
208. PART 171. Cause of death (Printed Name)	209. PART 172. Cause of death (Printed Name)	210. PART 173. Cause of death (Printed Name)	211. PART 174. Cause of death (Printed Name)	212. PART 175. Cause of death (Printed Name)	
None	None	None	None	None	
213. PART 176. Cause of death (Printed Name)	214. PART 177. Cause of death (Printed Name)	215. PART 178. Cause of death (Printed Name)	216. PART 179. Cause of death (Printed Name)	217. PART 180. Cause of death (Printed Name)	
None	None	None	None	None	
218. PART 181. Cause of death (Printed Name)	219. PART 182. Cause of death (Printed Name)	220. PART 183. Cause of death (Printed Name)	221. PART 184. Cause of death (Printed Name)	222. PART 185. Cause of death (Printed Name)	
None	None	None	None	None	
223. PART 186. Cause of death (Printed Name)	224. PART 187. Cause of death (Printed Name)	225. PART 188. Cause of death (Printed Name)	226. PART 189. Cause of death (Printed Name)	227. PART 190. Cause of death (Printed Name)	
None	None	None	None	None	
228. PART 191. Cause of death (Printed Name)	229. PART 192. Cause of death (Printed Name)	230. PART 193. Cause of death (Printed Name)	231. PART 194. Cause of death (Printed Name)	232. PART 195. Cause of death (Printed Name)	
None	None	None	None	None	
233. PART 196. Cause of death (Printed Name)	234. PART 197. Cause of death (Printed Name)	235. PART 198. Cause of death (Printed Name)	236. PART 199. Cause of death (Printed Name)	237. PART 200. Cause of death (Printed Name)	
None	None	None	None	None	
238. PART 201. Cause of death (Printed Name)	239. PART 202. Cause of death (Printed Name)	240. PART 203. Cause of death (Printed Name)	241. PART 204. Cause of death (Printed Name)	242. PART 205. Cause of death (Printed Name)	
None	None	None	None	None	
243. PART 206. Cause of death (Printed Name)	244. PART 207. Cause of death (Printed Name)	245. PART 208. Cause of death (Printed Name)	246. PART 209. Cause of death (Printed Name)	247. PART 210. Cause of death (Printed Name)	
None	None	None	None	None	
248. PART 211. Cause of death (Printed Name)	249. PART 212. Cause of death (Printed Name)	250. PART 213. Cause of death (Printed Name)	251. PART 214. Cause of death (Printed Name)	252. PART 215. Cause of death (Printed Name)	
None	None	None	None	None	
253. PART 216. Cause of death (Printed Name)					

### EXHIBIT C

REPORT OF INVESTIGATION  
ME-102 (revised 1/5/08)

Document 58

Filed 03-25-2019

Page 2 of 6

M.E. CASE NO.  
12-17604

State of Connecticut  
OFFICE OF THE CHIEF MEDICAL EXAMINER  
11 Shuttle Road, Farmington, Connecticut 06032  
(860) 679-3980

DECEASED	Name (First, Middle or Maiden, Last) Noah Pozner		Age 6	Race White	Sex <input checked="" type="checkbox"/> male <input type="checkbox"/> female
	Last Residence (No., Street) 37 Alpine Cir		Town Sandy Hook	State CT	Zip Code 06482
INJURY (if any)	Place of Injury N/A		Date of Injury		
DEATH	Place of Death (No., Street) 12 Dickerson Drive		Town Sandy Hook		State CT
	Reported By (Name) Sgt. James Thomas		Affiliation CT State Police Central District Major Crime		
	OCME Investigator Notified Date _____ Time _____		OCME Notified Date _____ Time _____		
	Arrival at Scene Date 12/14/12 Time 1605	Departure from Scene Date 12/14/12 Time 2330	Death Determined By Paramedic	Date 12/14/12 Time 1100	
	Deceased Identified By (Name) CT State Police		Address (Street, Town, State)		
INFORMANT	Other Informants (Names)				
<p><b>CIRCUMSTANCES OF DEATH</b> (Include when deceased last seen alive and pertinent medical and occupational history)</p> <p>On 12/14/12 at 1115 hours Sgt. James Thomas of Connecticut Central District Major Crimes informed me that there were at least twenty fatalities at the Sandy Hook Elementary School as a result of a shooting. The extent of the shooting was not known until Dr. Carver assessed the scene and it was reported that there were two child victims at Danbury Hospital and twenty-five at the scene. Once at the scene we generated case numbers for each victim, tagged each victim with a case number, and once positive identifications were made the victims information was appropriately added. All victims were pronounced at the scene on 12/14/12 at 1100 hours by EMS. The following facts and circumstances were provided by police personnel and from personal observation.</p>					
EXTERNAL EXAMINATION	Deceased Examined At Sandy Hook Elementary School			On (Date) 12/14/12	
<p>Briefly describe position of body, estimated height &amp; weight, eye color, hair characteristics, scars, tattoos, blemishes, &amp; signs of injury or disease. Note signs of death, including rigor mortis and lividity. In homicides or suspicious deaths, record appearance of clothing.</p> <p>The body is that of a white male approx. 6 years. Decedent is supine on the floor in classroom eight.</p> <p>Head hair is dark brown He is clad in a red and black hooded sweat shirt with Batman on the front, black sneakers with red and gray, white socks and underwear. There are two EKG tabs on the upper chest and two on the lower torso.</p> <p>There are injuries noted to the right lower mouth and chin area.</p>					
CERTIFICATION	I certify that I made an external examination of the deceased on the date shown.				
	Date 12/15/12	Name of Investigator Louis. Rinaldi	Signed 		

MLC

Case 2018CV003122

Document 58

Filed 03-25-2019

Page 3 of 6



**STATE OF CONNECTICUT**  
**Office of the Chief Medical Examiner**  
11 Shuttle Road, Farmington, CT 06032

**M.E. CASE NUMBER: 12-17604-Pozner, Noah**

Date of Death: **12/14/2012**  
County of Death: **FAIRFIELD**

Time of Death: **11:00 AM**  
City of Death: **SANDY HOOK**

This is to certify that **H. Wayne Carver, II, M.D., Chief Medical Examiner**, performed a postmortem examination on the body of **Noah Samuel Pozner** at the Office of the Chief Medical Examiner on **12/15/2012 at 8:27 AM**.

**EXTERNAL EXAMINATION:**

The body is that of a well-developed, well-nourished, preadolescent male. The body is 47 inches tall and weighs 61 pounds.

The body is received clothed in a red Batman sweatshirt, black pants, white underpants, white socks and black athletic style shoes.

Just lateral to the wound tract, in the clothing, a small caliber bullet jacket is recovered. It is inscribed "852".

Internal examination is not performed in keeping with the wishes of the family as expressed to the undersigned through a representative of the funeral home. In addition, all clothing is packaged and placed in the body bag and all disposable personal protective equipment, which is contaminated with blood, similarly packaged and placed in the body bag.

The head is covered with approximate 1 ½" to 2" long straight brown hair. The eyes are light brown. The pupils are mid position and equal. The corneas are clear. The conjunctivae are present. The native teeth are present. Injuries to the face will be described below.

The chest is symmetrical.

The abdomen is flat. The genitalia are those of a preadolescent circumcised male.

The upper extremities show injuries to be described below.

Case 2018CV003122

Document 58

Filed 03-25-2019

Page 4 of 6



**STATE OF CONNECTICUT**  
**Office of the Chief Medical Examiner**  
11 Shuttle Road, Farmington, CT 06032

**M.E. CASE NUMBER: 12-17604-Pozner, Noah**

**EVIDENCE OF INJURY:**

1. There is a gunshot wound to the right shoulder blade 11" from the top of the head and 4" to the right of the posterior midline. It consists of a round hole ¼" in diameter surrounded by a slightly skewed margin of abrasion, which is wider laterally than medially. The gunshot wound passes from right to left and slightly forward. It passes through both chest cavities. Needle aspiration demonstrates hemothorax in both chest cavities, as does X-ray. The wound tract exits through a wound of exit 11" from the top of the head and in the posterior axillary line, ½" from the apex of the axilla and re-enters the arm through a wound of entrance ½" x ¼" with irregular rectangular abrasion and exits the arm through a short wound of exit on the lateral aspect of the arm 12" from the top of the head surrounded by a 1" irregular margin of abrasion. Just lateral to this, in the clothing, a deformed small caliber bullet is recovered.
2. There is a gunshot wound to the extensor aspect of the left thumb consisting of a ¼" round hole surrounded by a roughly round margin of abrasion surrounded by soot deposits, a total of 3" in diameter and powder stipple abrasions a total of 2" in diameter. It passes through the thenar eminence for a distance of ¾" and leaves the thumb through a ½" irregular stellate laceration.
3. There is a gunshot wound across the lower lip and anterior face. There is irregular marginal abrasion on the left corner of the mouth. There is almost complete destruction of the lower lip and a jagged exit 2" in diameter in the anterior portion of the right horizontal ramus of the jaw. X-ray examination reveals no retained projectiles in this wound.

**LABORATORY PROCEDURES:** Specimens submitted for toxicologic analysis: Cardiac Blood and Vitreous.

**ANATOMIC DIAGNOSIS:**

GUNSHOT WOUND OF CHEST  
BILATERAL HEMOTHORAX  
RE-ENTRANCE INTO LEFT ARM

GUNSHOT WOUND OF HAND  
INJURY TO SOFT TISSUE  
SOOT DEPOSITS AND POWDER STIPPLING ADJACENT TO WOUND OF  
ENTRANCE

**POSTMORTEM COMPLETED AT: 8:53**

**POST MORTEM REPORT**

**Page 2 of 3**

Case 2018CV003122

Document 58

Filed 03-25-2019

Page 5 of 6



**STATE OF CONNECTICUT**  
**Office of the Chief Medical Examiner**  
11 Shuttle Road, Farmington, CT 06032

**M.E. CASE NUMBER: 12-17604-Pozner, Noah**

**CAUSE OF DEATH:**

MULTIPLE GUNSHOT WOUNDS

**MANNER OF DEATH:**

HOMICIDE

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This is a true statement of the postmortem findings upon the body of **Noah Samuel Pozner**.

A handwritten signature in black ink, appearing to read 'H. Wayne Carver, II'.

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**H. Wayne Carver, II, M.D.**  
**Chief Medical Examiner**  
**29 January 2013**



Office of the Chief Medical Examiner  
State of Connecticut  
11 Shuttle Road Farmington, CT 06032  
(860) 679-3980

**TOXICOLOGY REPORT**

DATE OF REPORT: 2/28/2013

<b>LAB NUMBER:</b> L12-1851	<b>DECEASED:</b> Noah Samuel Pozner	<b>ME CASE NUMBER:</b> 12-17604
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SPECIMENS SUBMITTED BY: Dr. H. Wayne Carver

Sample Type	Amount	Received	Received By	Sample Type	Amount	Received	Received By
Blood, Cardiac	50 mL	12/18/2012	V. Dawson	Vitreous	1 mL	12/18/2012	V. Dawson
DNA Label		12/18/2012	V. Dawson	DNA Label		12/18/2012	V. Dawson

**ANALYTICAL FINDINGS**

No toxicology analyses were requested.

**EXHIBIT D**

**STATE OF CONNECTICUT, DEPARTMENT OF PUBLIC SAFETY-  
INVESTIGATION REPORT (DPS-302-E) (REVISED 2/3/06)**

Page 1 of 1

Report #: 1200704559 - 00255486

Report Type: Initial Report:  Prosecutors Report:  Supplement:  Re-open:  Assist:  Closing: Attachments: Statements:  Teletype:  Photos:  Sketchmap:  Evidence:  Other: 

CFS NO 1200704559	INCIDENT DATE 12/14/2012	TIME 09:41	INCIDENT DATE 12/14/2012	TIME	PRIMARY OFFICER JEWISS, DANIELE	BADGE NO 0336	INVESTIGATING OFFICER FLYNN, WILLIAM A.	BADGE NO 0644
INCIDENT ADDRESS 00012 Dickinson Dr Newtown 06482					APARTMENT NO	TOWN CD	TYPE OF EXCEPTIONAL CLEARANCE Not Applicable	CASE STATUS Active
STATUS CODE C=COMPLAINANT V=VICTIM A=ARRESTEE J=JUVENILE H=OTHER M=MISSING W=WITNESS O=OFFENDER D=DRIVER S=SUSPECT P=POLICE OFFICER T=TOT								
STATUS	NAME	SEX	RACE	D.O.B.	TELEPHONE	ADDRESS	OP STATE & NO.	
W	Halstead, Karin M	F	W	03	Cell 03	18-20 Riverside Rd Sandy Hook CT	CT	

Interview of Karin Halstead, First Responder, Fire Fighter with Sandy Hook Volunteer Fire Company

**ACTION TAKEN:** On Saturday December 15, 2012 at approximately 1520 hours, Detective Andre Roy and I met with Karin Halstead at the Sandy Hook Fire House located at 18-20 Riverside Road in Sandy Hook. The purpose of this meeting was to obtain a written statement from Halstead regarding her actions as a first responder during the Sandy Hook shooting incident. Det. Roy and I were given the use of the Chief's office for the purpose of this interview.

In a verbal and later in a written statement, Karin Halstead states, "My name is Karin M. Halstead and I am a 15 year member of the Sandy Hook Vol. Fire & Rescue Co. Inc. I hold the position of EMS Captain. On Friday Dec 14, 2012 while at work at 5 Riverside Rd, Sandy Hook, I received a call that there was a shooting at Sandy Hook School. At approx. 10am my FD pager went off, dispatching me to Sandy Hook School for the incident. I drove my personal vehicle to the station. I got on the rescue truck with Chief Bill Halstead, Captain John Jeltema, Lt. Ryan Clark & F.F. Pete Barresi. We responded to the scene @ 12 Dickenson Dr. Sandy Hook, CT. Once the vehicle stop, I exited the vehicle & started taking medical equipment off the Rescue Truck. My crew then started to gather information about what was needed. I was told that there was a patient with a gunshot wound. I walked to the patient, [REDACTED] 04, with F.F. Pete Barresi & Lt. Ryan Clark. I rendered medical care to [REDACTED] 04 with my fellow firefighters and then turned medical care over to Chelsea Fowler of N.V.A.C. I returned to the rescue truck and stood for further patients. I was never given anymore patients. Myself & none of my crew entered the school while we were staging." Halstead's written statement is attached to this report.

CASE STATUS: Case active.

THE UNDERSIGNED, AN INVESTIGATOR HAVING BEEN DULY SWORN, DEPOSES AND SAYS THAT: I AM THE WRITER OF THE ATTACHED POLICE REPORT PERTAINING TO THIS INCIDENT NUMBER. THAT THE INFORMATION CONTAINED THEREIN WAS SECURED AS A RESULT OF (1) MY PERSONAL OBSERVATION AND KNOWLEDGE; OR (2) INFORMATION RELAYED TO ME BY OTHER MEMBERS OF MY POLICE DEPARTMENT OR OF ANOTHER POLICE DEPARTMENT OR (3) INFORMATION SECURED BY MYSELF OR ANOTHER MEMBER OF A POLICE DEPARTMENT FROM THE PERSON OR PERSONS NAMED OR IDENTIFIED THEREIN, AS INDICATED BY THE ATTACHED REPORT. THAT THE REPORT IS AN ACCURATE STATEMENT OF THE INFORMATION SO RECEIVED BY ME.				
INVESTIGATOR SIGNATURE: <b>/TFC WILLIAM A FLYNN/</b>	INVESTIGATOR I.D.#: 0644	REPORT DATE: 02/05/2013 09:46 am 03541	SUPERVISOR SIGNATURE: <b>/SGT JOSHUA PATTBERG/</b>	SUPERVISOR I.D.#: 0130

STATE OF WISCONSIN

CIRCUIT COURT

DANE COUNTY

---

LEONARD POZNER,

CASE TYPE: DEFAMATION

Plaintiff,

vs.

JAMES FETZER,  
MIKE PALACEK,  
and WRONGS WITHOUT WREMEDIES, LLC,  
Defendants.

CASE NO. 2018-CV-003122

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**AFFIDAVIT OF KELLEY WATT**

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Kelley Watt, being first duly sworn upon oath, deposes and states as follows:

1. I make this Affidavit of my own personal knowledge.
2. I became interested in Sandy Hook from the beginning. Because of my background as the owner of a commercial and home cleaning service, I was aware that blood is a bio-hazard that has to be properly handled with chain-of-custody records from scene to disposal.
3. It was I who called several state agencies without success asking the simple question, "Who cleaned up the blood?" Nobody knew. I was eventually directed to make contact with Lt. Paul Vance of the Connecticut State Police, who responded to my query with, "What blood?" This heightened my suspicions that nobody knew because there had been no blood.

4. My account of my pursuit of the answer to this question has been published in Ch. 5, “Top Ten Reasons Sandy Hook was a Hoax” by Vivian Lee, Ph.D., on page 63, *Nobody Died at Sandy Hook: It was a FEMA Drill to Promote Gun Control* (2015; 2nd ed., 2016), where the author also reports that I discussed my experience with Defendant Fetzer on his radio program, “The Real Deal” (December 9, 2013).

5. I also explain what happened in “Kelley Watt: Nobody Knows Who Cleaned Up the Blood—No Blood to Clean Up?”, a Sandy Hook memorandum published in *Sandy Hook Truth: Citizens Intelligence Briefing for Donald J. Trump, President, United States of America*, Robert David Steele, editor (2018), pp. 47-48, which was published free online and can be accessed at <http://tinyurl.com/SH-POTUS> and is included here as Exhibit 1.

6. Defendant Fetzer has asked me to confirm the contents of the Editor’s note of Exhibit C concerning my conjecture that “Noah Pozner” is a fiction made up out of photographs of Michael Vabner as a child or, putting it the other way around, that Michael Vabner is “Noah Pozner” all grown up.

7. My thoughts about this were originally published as Appendix D, “Is Noah’s older step-brother, Michael Vabner, Noah ‘all grown up’? or is Noah simply Michael as a child?”, to the Second Edition of *Nobody Died at Sandy Hook* (2015; 2nd ed., 2016), pp. 381-386.

8. A copy of Appendix D, “Is Noah’s older step-brother, Michael Vabner, Noah ‘all grown up’? or is Noah simply Michael as a child?”, is included here as Exhibit 2.

9. As it happened, I would have around 100 hours of conversation with the man identified to me as “Lenny Pozner”, whom I understand to be the same person who is suing Defendant Fetzer for defamation for having described the death certificate he sent to me as a fabrication.

10. I have discussed my conversations with the Plaintiff on many occasions, including in Ch. 11, “Are Sandy Hook Skeptics Delusional with ‘Twisted Minds’”, which I co-authored with Defendant Fetzer and published in *Nobody Died at Sandy Hook* (2015; 2nd ed., 2016), pp. 177-186, which is included here as Exhibit 3.

11. I did not reach out to him, he contacted me. This email from Google Plus pops up, and it says “Lenny Pozner follows you on Google Plus.” I didn’t even know I had Google Plus. So, I just hit the “reply” button, and I said “Why are you following me on Google Plus? Is it because I don’t believe a word of what you’re saying, that you had a son [who] died at Sandy Hook?”

12. And so, then we started typing back and forth . . . until like three in the morning. And he said, “I’m really getting tired of typing. Could you call me?” And I said, “No, I don’t wanna be sued, so if you want to talk to me, here’s my number, you can call me.” So, he proceeded to call me. And then, after that, we did call each other, and I actually kind of got to like him; he was really a nice guy, he was funny.

13. One day he said, “I sent you something.” And I said, “What did you send me?” He said, “Just go to your email, you’ll see it.” And it was a copy of Mel Gibson’s movie *Conspiracy Theory*.

So, I said, “Well I just sent you something, too.” And he goes, “What?” And I said, “Go to your email.” And it was a copy of the movie *Big Fat Liar*, to which he laughed.

14. So, every day, we talked until the wee hours of the morning; we talked several times throughout the night. I would say we became friends. All the time I said, “Lenny, you’re lying.” One time I heard some noise in the morning in the background, and I said, “What’s that noise?” And he said he’s making pancakes for the kids. And I said, “Well, make some for Noah, because if you have a son, he’s not dead, he’s probably sitting right there at the breakfast table.” And those were the types of comments that I would make to him on a daily basis, telling him that he did not have a son that died.

15. We talked for about six months—email and phone calls and texting—and then we ended it because I asked him what the name of his organization was. I said, “Is it NoahsArk.com, or .org, or what?” He said, “Why do you wanna know? You’re not gonna make a donation. You don’t even think I had a son that died.” And I said, “I’m not gonna make a donation, but there’s gonna be a major lawsuit against you fraudsters someday, and I wanna make a donation so that I can be part of the group that sues you.” And he said, “Fuck you, bitch,” and that was the end after six months. Those were his parting words to me after six months of friendship.

16. Nobody in their right mind would talk to a housekeeper from Tulsa, who’s saying that their son didn’t die. You’d hang up and say, “Go to hell. I don’t want anything to do with you,” if your son really did die. I don’t think he would continue to talk to a stranger who is calling you a liar. Nobody on Earth would do that.

17. Thinking about it, I now believe Lenny was talking with me to get information, to see what we knew. But instead I got information from him. I told him, I said, “Here’s what I want from you. I want a death certificate, a copy of his report card, and a picture of Veronique in the hospital with Noah.”

18. And then the very next day, he said, “Go check your email.” And I said, “Why?” And he said, “There’s something that you asked for.” And I said, “What?” And he said, “It’s the death certificate, a report card and a picture of Veronique.” But she wasn’t in the hospital.

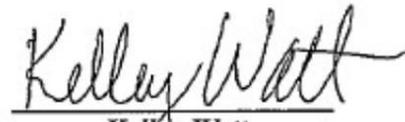
19. It’s a small thing, but I noticed immediately that the kindergarten report card Lenny sent to me had the address of Sandy Hook Elementary School misspelled as “Dickenson Drive”—when it’s actually “Dickinson Drive”—which made me suspicious that something was wrong.

20. Defendant Fetzer asked me to listen to an interview that Lenny gave, a link to which and transcript of which appears as Exhibit Y, “How to Fight Conspiracy Theories” (audio interview: 21 minutes, 38 seconds), to Defendant Fetzer’s Answer to Responses and Objections to Defendant’s First Set of Requests for Admissions. Richard Gutjahr interviews Lenny Pozner. After listening to parts of that audio interview, I can attest that that voice is the voice of the same person with whom I had 100 hours of conversation over the phone. That is *absolutely* the same person.

21. Should the Court so desire, I would be glad to assist in recovering the phone records for these conversations, should they be appropriate and relevant for this Court proceeding.

22. A copy of the death certificate that Plaintiff sent to me appears on page 181 of Ch. 11 and appears to be indistinguishable from Exhibit H of Defendant's Answer to Plaintiff's Responses and Objections to Defendant's Second Set of Requests for Admission.

FURTHER AFFIANT SAYETH NOT.

  
Kelley Watt

State of OKLAHOMA  
County of TULSA

Signed and sworn to (or affirmed) before me on this 23rd day of April, in the year 20 19  
by KELLEY WATT making statement.

PLACE  
STAMP  
HERE

*Elena Miyazato*  
Notary Signature

ELENA MIYAZATO  
Notary Public - State of Oklahoma  
Commission Number 18002769  
My Commission Expires Mar 19, 2022

My Commission Expires: 03/19/2022  
My Commission # 18002769

**Description of Attached Document**

Title or Type of Document: CIRCUT COURT

Document Date: 04/23/2019

Number of Pages: 6

# EXHIBIT 1

### *Sandy Hook Truth*

## **Kelley Watt: Nobody Knows Who Cleaned Up the Blood – No Blood to Clean Up?**



Lt. Paul Vance, CT State Police spokesman at a press conference held for from the Sandy Hook Elementary School. (AP/WIDE WORLD/GETTY IMAGES)

Mr. President,

For the past 26 years I have owned and operated my own domestic and commercial cleaning service in Tulsa, Oklahoma. As a consequence, I know that, in order to clean up bio-hazards, one must be licensed to do so.

Because we were told 26 people had been shot to death inside Sandy Hook Elementary School on 14 December 2012, it would have been appropriate for the State Police of Connecticut, or the FBI or someone else in authority to call for a bio-hazard

waste clean-up. Companies like Aftermath dispatch highly trained and licensed experts to clean up blood splatter, urine, feces and tissue from crime scenes.

Curious as to which company received the contract to clean up this crime scene inside that school on that freezingly cold day, I decided to find out.

The first phone call I placed was to the Connecticut offices of the Environmental Protection Agency. When I asked the proper personnel who received the contract to clean up the blood I was put on hold and given to three people all of whom had no answer, so I was told to call the Major Crime Squad of Western Connecticut. They had no clue but directed me to Lt. Paul Vance of the Connecticut State Police, who had been present at the scene and appeared to be in control.

When I asked Lt. Vance "Who got the contract to clean up the blood at Sandy Hook on December 14th?" His answer was brief. He replied, "What blood?" I explained, "26 people died, sir, inside that school the other day, THAT BLOOD!" He responded, "Are you a conspiracy theorist? I stepped over dead babies", to which I sternly replied, "No, you did not, sir!"

When three state agencies can't get their phony act together to give tax-paying citizens a simple answer to their question, we are in BIG TROUBLE.

I then turned my direction to the Sandy Hook Fire Department and placed another call asking serious questions about the kids being taken to the Firehouse the day of the event. I was immediately put on speaker phone and asked if I was a racist and did I vote for Obama, which had absolutely nothing with my call.

Mr. President, I called every single news outlet, paper, radio and television and every single reporter I questioned hung up on me, sometimes in mid-sentence the second I said "Sandy Hook".

And this was before you emphasized the concept of FAKE NEWS. The unprofessional behavior of every single person comprising the media in Connecticut that I tried speaking with spoke volumes that the

***Sandy Hook Truth***

media of fake news was used to spread the false narrative in order to promote the left's aggressive, gun control agenda.

I voted for you, President Trump, and so did all my family and friends. We urge you to call these perpetrators out and bring them to justice in order to MAKE AMERICA GREAT AGAIN!

*Very respectfully,  
Kelley Watt*

**Reference:** "Are Sandy Hook Skeptics Delusional with 'Twisted Minds'?", in Jim Fetzer and Mike Palecek, eds., [Nobody Died at Sandy Hook: It was a FEMA Drill to Promote Gun Control](#) (Moon Rock Books, 2015).



**Kelley Watt** has owned and operated MAID IN THE USA, INC. a commercial/ residential cleaning service for 26 years in Tulsa, Oklahoma. A graduate of Oklahoma State University. Kelley became a political skeptic after she witnessed the contrived spectacle of Sandy Hook and began her study of various false flag episodes. She has was the first to notice the resemblance between "Noah Pozner" and Michael Vabner. Kelley was also the first researcher who talked with one of the crisis actors posing as a parent and after several months of conversation and hundreds of hours via the phone, came to the conclusion that he was not being truthful. She asked herself, what parent would spend hours talking to a stranger who, during every conversation stated she did not believe him? Kelley has written op-ed pieces and given many radio interviews about Sandy Hook.

## EXHIBIT 2

## APPENDIX D

# **Is Noah's older step-brother, Michael Vabner, Noah "all grown up"? or is Noah simply Michael as a child?**

*by Kelley Watt*

I am often asked, "*What got you interested in doing research on Sandy Hook?*"

My story begins on a cold winter day mid-January of 2013. I had missed a lot of the news coverage at the time of the shooting so I decided to look into it and get more details because, like everyone else at that time, I thought this mass shooting had really happened. We had just had wi fi installed at our cabin and, as it was too cold to go fishing, I had all day to devote to just looking into the television coverage to see what I had missed. So I turned on my ipad and my life changed that day.

What I found out sent me on an over-three-year quest of hard-core investigation. Let me begin.

The first thing I did after turning on my computer was type in the word "GOOGLE". Then I typed in "CNN" combined with the words "Sandy Hook Shooting". I then clicked on a segment by Anderson Cooper, where he was railing against a professor by the name of Dr. James Tracy, saying this man should be fired (where he held a taxpayer financed job as a public university professor at Florida Atlantic University). Anderson Cooper seemed a bit unhinged: he seemed to be really upset that the professor was suggesting that PERHAPS this hadn't really happened.

*Kelley Watt*

Being a naturally curious person, I decided to look up Dr. Tracy on Google and find out what I could about this “deranged” professor. With a single click, up popped Dr. Tracy’s *memoryholeblog.com* and, because I had nothing but time on my hands, I clicked on what he had on his blog at the time, which was not a whole lot, primarily a press conference of the Connecticut Chief State Medical Examiner, Dr. Wayne H. Carver. Under the video was a written transcript which I found helpful, because in hearing Dr. Carver and seeing his words actually written out I noticed how many times he used the word “uh”.

After listening, I re-listened and counted the “uh’s” myself: there were no less than 155! I was left speechless and watched the press conference two more times, it was at this point I knew something really weird was going on. When asked by a reporter, “*Dr. Carver,*



*what were the kids wearing?*”, Dr. Carver’s reply was “*Cute kid clothes*”, Hmm, I thought, why didn’t he say “school clothes”? Why did he not know how many girls were shot and how many were boys? Then when he made the statement. “*I hope this does not come crashing down on the residents of Newtown*”. I literally had to hit the “pause” button and re-listen.

After seeing Dr. Tracy’s Memory Hole another video popped up on YouTube and it was the infamous video of Robbie Parker in a full belly laugh within hours of his daughter, Emilie being gunned down.

So, these became my initial inquiries into what has since become know as “The Sandy Hook Hoax” and, although I did not realize it at the time, I was now a “Sandy Hook Truther”.

### **Placing some phone calls**

After the initial shock of what I was discovering, although I had no idea at the time why this event was being put out as really happening, I decided it was time to place a few phone calls. I placed a called to the Environmental Protection Agency, because I own a residential and commercial cleaning company, I knew that major bio hazards were present and I also knew that they had to be disposed of properly.

Bio hazard waste must be carefully documented and disposed of in the most intricate way, so I wanted to know who received the contract for this type of gory clean up. When I called, I was passed around on the phone by several employees and finally someone suggested I call the Connecticut State Police. So I quickly placed a call to a Lieutenant Paul Vance, who I was told was their press spokesman. Asking Lieutenant Vance who cleaned up the blood at Sandy Hook, he responded with the astonishing answer, "*What blood?*" My response was, "26 people were murdered, that blood"! He then asked if I was one of those "conspiracy theorists", telling me, "*I stepped over dead babies*". Again asking "who got the clean-up contract", he suggested that I might find out by calling the Major Crime Squad in Western Connecticut. They had no answer for me, either.

Now I am hooked on The Hook! I watch more videos and found one which appeared to show a bunch of people walking around the firehouse in Sandy Hook, where everyone had been directed to go. Upon watching this video as well as ABC, CBS and NBC's coverage, I began noticing everyone they were showing on television had on casual type clothes such as sweatpants, hoodies, ball caps, jeans, sweatshirts. One guy in an FBI vest was even wearing a red bandana! Now I'm thinking, "What's up with this?"

Because of the time of day, I'm thinking, these people must not work. Later I discovered that the people who live in this area and county (Fairfield County) are Hollywood movie moguls, venture capitalists, wall street bankers, hedge fund people and the like, so now I am really looking at this and saying, "This is too weird", but it definitely had me captivated!

After seeing the You Tube video of people walking around the firehouse going in one door and out the other for what appeared to be maybe hours on end I decided I needed to call the Sandy Hook fire station to ask them why all these parents were walking in circles. I was put on speaker phone and was asked, "Are you one of those conspiracy theorists"? Then strangely I was asked by someone. "Did you vote for Obama"? They wanted to know where I was from and refused to answer my questions. I was being very serious, but they were laughing.

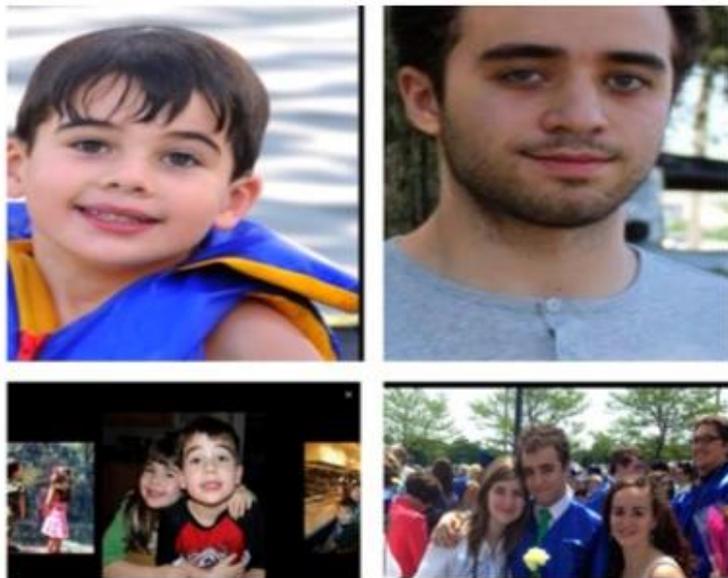


with a fake top half, which you can find here and in NOBODY DIED AT SANDY HOOK (2015), which *amazon.com* banned less than a month after its publication.

We talked through emails for about three hours and then Mr. Pozner, who was making the case that he did have a son who died at the school, said he was tiring of typing and could we talk on the phone instead. So I said, “*You will have to call me because I don’t want you to say I was harassing you by me calling you*”. He proceeded to call and we continued talking daily for some 2-3 months. I asked him for some substantiating documents to back up his wild claims and I requested a report card, a photo of his wife holding his son in the hospital as well as a death certificate which he claimed anyone could get for \$19.00 (which was false).

Having spent three years following Obama’s birth certificate fiasco, I was leery of any death certificate, and the hospital photo he sent was not taken in a hospital and what dad keeps handy his son’s report card especially when he lives in a different state and is separated from his wife. Needless to say, he made me think even more this whole charade called Sandy Hook was a fake event because I never got the feeling he was a grief stricken father. Besides what father who really lost a son would talk to some stranger calling him a liar, day in and day out. I even sent him a video of the movie, “*Big Fat Liar*”, which he thought was funny. Anybody who really lost a child would have hung up long before.

### Is Noah Michael Vabner?



*Noah and Michael / Noah and Arielle / Michael and Danielle*

*Kelley Watt*

As Lenny became more of a “trouble maker” to those in the truth movement, shutting down documentaries, YouTube channels, getting people fired from their jobs, going after copyright images claiming they were his I figured he really must have a LOT to lose so I thought, “What could it be? Why is this man on the war path?” He wasn’t mad when I didn’t believe him but by this time another year had passed and researchers were really exposing the truth, having found the FEMA manual that was hidden on the internet stating the event was a “drill” staged over two days. By this time, a lengthy (over 2 1/2 hour) documentary started making its way on the internet and really stirring up a hornet’s nest with millions watching he and the others were desperate, like I said, trying to get every thing Sandy Hook off the net.

Then after three years, someone wrote a letter to Dr. Tracy suggesting that Lenny Pozner’s stepson, Michael Vabner, bore an uncanny resemblance to his “dead” son and to look into it. Seeing this as another avenue to research I looked into it, first by going into his step-son and daughter’s facebook pages. To my surprise, very little if anything is said about their dead step-brother and just a very, very few had any comments about it. I’m thinking, “How do you spell S-T-R-A-N-G-E?” These step-children are 20 years old and yet have virtually no Facebook footprint. After a few clicks I found several images on Lenny’s stepson’s Facebook page, which I presented on “The Real Deal” after Dr. Fetzer asked me to come on his show.

Is this why Lenny is on the prowl? Is Lenny’s stepson, Michael Vabner, really Noah “all grown up”? Is “Noah” a name they used with photos from Michael’s youth? And is Danielle really “Noah’s twin” the media has depicted him as having? Are Michael and Danielle grown up versions of Noah and Arielle? Are Noah and Arielle Lenny’s creations by using photos of Michael and Danielle as children? I have asked quite a few persons whether these look like the same person--and they invariably respond that they do. I think so, too, which would explain at least this one most peculiar aspect of the Sandy Hook story.

***Eitor’s note:*** *Lenny Pozner (or whatever his real name may be) has been abusing copyright claims to take down research on Sandy Hook, which involved an elaborate scam, fleecing the American public of millions of dollars in donations. We are in the process of solving a crime, where exposing that Noah Pozner did not die at Sandy Hook has become a crucial element of its resolution. There are exceptions for fair use and criticism under the copyright laws, where this is about as clear a case where there is not right of copyright as anyone could possibly imagine.]*

## EXHIBIT 3

*Are Sandy Hook Skeptics Delusional with “Twisted Minds”?*

11

## **Are Sandy Hook Skeptics Delusional with “Twisted Minds”?**

*by Jim Fetzer Ph.D. & Kelley Watt*

*“Noah Pozner’s death certificate is a fake. But if Sandy Hook had been real, there would have been no reason to fake it. QED”–Jim Fetzer*

Someone calling himself “Lenny Pozner”, who purports to be the father of the alleged Sandy Hook victim, Noah Pozner, has launched a vicious attack upon those who are skeptical of the “official story” of the Sandy Hook event.

A response has been published by *AbleChild*, observing that the problem has arisen because the “official report” from Connecticut authorities, especially the *Sandy Hook Final Report* authored by Danbury State’s Attorney Stephen Sedensky, was a shoddy piece of work that raised more questions than it answers. This exchange deserves serious consideration, not least of all because Noah Pozner appears to be the only alleged “child victim” for whom their birth and death certificates have been released by their “parents”. There is no stronger case.

That makes the Noah Pozner case of special significance as an acid test: *if Noah really died, that defeats the critics’ claim that “no children died at Sandy Hook”; but if Noah did not die, especially if Lenny’s “proof of death” turns out to be fake, then this effort to defeat the critics will have backfired badly.* And it is very straightforward to demonstrate that *AbleChild* is right about the “official report”.

### **The “official report” on Sandy Hook**

At this point in time, it is relatively trivial to demonstrate that the “official report” on Sandy Hook that was authored by Danbury State’s Attorney

*Jim Fetzer Ph.D. & Kelley Watt*

Stephen Sedensky does not establish a causal nexus between the shooter, his victims and the weapons he is alleged to have used. It suffers from the shortcomings of concluding that there were no fingerprints on the .22 rifle that was allegedly used to shoot his mother and, even more surprisingly, that of the large number of shots that were fired from the 5.56 calibre Bushmaster (close to 150 rounds), none of the bullet fragments could be matched to the weapon:

<sup>53</sup> "No positive identification could be made to any of the bullet evidence submissions noted . . . . in 5.56 mm caliber. The physical condition of the bullet jacket surfaces were severely damaged and corroded. They all lacked individual striated marks of sufficient agreement for the identification process. The test fires also exhibited a lack of individual striated marks on the bullet surface for comparison purposes. This condition can be caused by fouling in the barrel of the rifle and the ammunition itself. The Bushmaster rifle cannot be eliminated as having fired the 5.56 caliber bullet evidence examined," quoting from the 6/19/13 Forensic Science Laboratory report.

Under these circumstances, it would have been impossible for the alleged shooter, Adam Lanza, to have been convicted in a properly conducted court of law for his alleged offense, because *no causal nexus has been established between the purported shooter, his weapons and the 20 children and seven adults he is supposed to have killed*, which one might have naively supposed was the point of the investigation. But if that was its goal, then its objective was not achieved. If there has ever been such an abysmal failure in the annals of forensic investigation, I would love to hear about it. This is absurd!

### **The staged photos for the fake event**

We have published several studies of the celebrated Shannon Hicks' "iconic photograph", which seems to show children being evacuated from Sandy Hook. But now we have additional proof it was staged, where the children were rearranged into a different sequence to create the "best shot" to convey the false impression that a real emergency was taking place. Here is addition proof that this was a hoax:



And a new video study offers further proof that this was only a drill, where the author is very patient and circumspect in arriving at the conclusion that it was a hoax and no children died. But, of course, if he is correct—and the evidence is over-whelmingly on his side—then Lenny Pozner has no case

*Are Sandy Hook Skeptics Delusional with "Twisted Minds"?*

and we should not be concerned about the "parents of the victims" at Sandy Hook, because there were none.

One of his best observations concerns what a real evacuation would have looked like, which would have been something a lot like this:



When you combine the missing 469 children being evacuated from the school, the absence of EMTs hurrying into the school to rush those little bodies off to hospitals where doctors could pronounce them "dead or alive", the denial of access to the bodies by their parents, the lack of urgency about what was taking place—including *rearranging the children to take a staged photograph*—there really is no room for doubt that this was a drill, which even Obama Department of Education officials have confirmed.

#### **Lenny Pozner's vicious attack**

Lenny entitled his commentary, "*Our Grief Denied: The Twisted Cruelty of Sandy Hook Hoaxers*", and begins with this image and two paragraphs that follow here, which commit fallacies that I spent 35 years teaching undergraduates to avoid. After all, if none of those children actually died on 14 December 2012, then they are not "committing lies" or "spreading misinformation" as the author of this assault claims.

The most obvious is that of *begging the question* by taking for granted the issue under consideration, namely, whether or not 20 students and 6 adults were murdered by Adam Lanza at Sandy Hook Elementary School on 14 December 2012:

*More than a year and a half after Adam Lanza brutally murdered 26 women and children at the Sandy Hook Elementary School in Newtown,*

Jim Fetzer Ph.D. & Kelley Watt



Photos of Sandy Hook Elementary School victims sit at a small memorial near the school on Jan. 14, 2013, in Newtown, a month after the horrific massacre that claimed 20 children and six women at the school. (Getty Images / January 15, 2013)

*parents and relatives of the victims still relive the terror of that fateful day along with the daily anguish and torment they suffer over the loss of their loved ones.*

*Worse, they have to suffer the onslaught of delusional conspiracy theorists, commonly called hoaxers, who claim Sandy Hook was a "false flag" event concocted by the government as a pretext to gun confiscation.*

*As a parent of one of the murdered students, Noah Pozner, I have worked to debunk and stop the cruel and hateful hoaxers who use the Internet to spread their lies. Recently, some hoaxers have stepped up the intensity of their twisted campaign in an effort to draw more people into this destructive tale of misinformation and continue to disrupt the lives of victims' families.*

Equally important, however, is the *appeal to pity*, which, in this case, entails the alleged grief that the victim's parents have had to endure, where what the "Sandy Hook hoaxers" is only cruel if those 26 children actually died that day.

We can only feel their grief if their children actually died, where none of their reactions were remotely like the genuine grief expressed by the parents of dead children in Gaza.

We have no responses remotely comparable from the alleged "parents" of dead children at Sandy Hook. Just as you can search in vain for the

Are Sandy Hook Skeptics Delusional with "Twisted Minds"?

missing children, you can search in vain for reactions from them to the alleged deaths of their children. Try Robbie Parker, father of Emilie, meeting the press, for example; or try Anderson Cooper interviewing the parents of Grace McDonnell. Search for any parent displaying real grief. It's not there.

Children killed in Gaza playground shelling

Israel denies striking Gaza's main hospital and a playground, when seven children have been killed.



Noah Pozner's "death certificate"

Upon first consideration, Lenny's "death certificate" for Noah Pozner looks authentic, where questions only arise when you take a closer look. For it to have been published by his father, Lenny, is a significant development, since it is the first concrete proof we have that any child actually died at Sandy Hook. As I have emphasized, there have been extraordinary efforts to suppress information about these 20 deaths:

A detailed scan of a Connecticut death certificate for Noah Samuel Pozner, dated November 29, 2006, in Danbury, Connecticut. The certificate lists the decedent as Noah Samuel Pozner, born November 6, 2006, and the informant as Lenny Pozner. It includes fields for cause of death (Multiple Gunshot Wounds), date of death (November 29, 2006), and time of death (11:00 AM). The certificate is signed by H. Wayne Carver, M.D., and includes a physician's statement and a death certificate number of 2130.

*Jim Fetzer Ph.D. & Kelley Watt*

As Dennis Cimino has observed, *why would they need to use different typewriter ribbons on that certificate for different fields of it? and why is the certificate clearly with shaded areas that are not uniform like authentic death certificates are? You can clearly see that the typewriter clarity is blurry in some fields and clear and crisp in the others, meaning that, while the blurry ones may have been done with a typewriter, the clear sections were photoshopped into the document.* His observations have been reinforced by those sent to me by Bob Sims:

*(1) I am rather surprised, according to the copy you posted, that any branch of government was still using typewriters at all, when computers can do it so much better. However, the use of a typewriter in this case makes it much easier to spot fraud.*

*(2) For starters, can you see any reason for the government typist to change the ball back and forth on the IBM machine I must assume was being used, because I cannot think of a reason to go to the extra trouble, and what for?*

*(3) For example, look at the very top in Box 3, where the date is posted. Why is that type clearly smaller than the rest of the page? You would have to change the ball for this, but for what reason?*

*(4) Now look at the capital "A" in Box 12 for Residence (Alpine). It is identical to the capital "A" in Box 22 for Mailing Address (Alpine). It is also identical to the capital "A" in Box 33 for Funeral Home. This is totally as expected, is it not? Read on.*

*(5) Note that the capital "A" in question above in three different boxes has a small flag at its pinnacle. Compare that to the capital "A", without the small flag in Box 4, Time of Death, Box 26, City or Town, Box 27, County of Death, and Box 39, Time Pronounced, and in Box 46, Time of Injury.*

*(6) Compare Box 1, "Noah," with Box 7, "November," and you will clearly see that the spacing between the "N" and the "o" is quite different.*

*(7) Compare Box 1, the "N" in "Noah," with Box 26, the "N" in "SANDY." They are clearly different.*

*(8) Compare Box 1, "Samuel," with Box 11, "Sandy," and again, the spacing between the "S" and the "a" is clearly not the same.*

*(9) In fact, the entire spacing in Box 1 is unlike any other in the forged document.*

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*Are Sandy Hook Skeptics Delusional with "Twisted Minds"?*

*(10) Compare the name "Pozner" in Box 1 with "Pozner" in Box 20, clearly not the same.*

Noah Pozner's death certificate is a fake, which we have proven on a dozen or more different grounds. But if Sandy Hook had been real, there would have been no reason to fake it. QED

Moreover, Noah Pozner's "death certificate" states that *"No autopsy was performed"*, while the "official report" states, *"All the victims were given autopsies"*. We know they cannot both be true. It would be tempting to presume that one of them is accurate and the other a mistake. But insofar as they are both predicated on the presupposition Noah Pozner and 19 other children actually died at Sandy Hook, they both appear to be false. *We have no authentic proof that any of those children, including Noah Pozner, actually died. None—for the obvious reason that none of them died!*

**Is "Lenny Pozner" Noah's father?**

One of the more intriguing developments related to the Pozner case is that the man who calls himself "Lenny" and poses as Noah's father initiated contact with one of the members of the Sandy Hook research group, with whom I have collaborated in publishing several articles, including *"Top Ten Reasons: Sandy Hook was an elaborate hoax"*. I interviewed her and Kate Slate together on *"The Real Deal"*, ([radiofetzer.blogspot.com](http://radiofetzer.blogspot.com)): 24 March 2014. Here is what "Kelly from Tulsa", as honest as the day is long, wrote me about her "conversations with Lenny":

*I received an email message several months ago from Google+ stating Lenny Pozner was following (cyber stalking) me, so I hit the reply button and said to Mr. Pozner, "Why are you following me on Google+, is it because I don't believe anything about the official story?" Mr. Pozner wrote me back stating he had indeed lost his son and the death certificates were available to prove it for \$19 from the Newtown Clerk's office and I told him that the death certificates were not available and that the town had them sealed and I didn't believe it was really Noah's father otherwise he would have known that and I wasn't going to waste my time talking through emails to someone posing to be Noah's father.*

*To make a long story short we emailed back and forth until late in the evening when he stated he was tired of using the keyboard and could we talk on the phone. I gave him my cell number and we talked until 3:00 am and proceeded to talk everyday for the next 5 weeks, often multiple times on the same day.*

Jim Fetzer Ph.D. & Kelley Watt

*I would say we spent 100 or more hours on the phone back and forth over a 5-week time period. We laughed, we shared photos and I got the impression he was a soft spoken likable guy, at the same time, I never got the impression he lost his son nor was he able to convince me even though he tried somewhat hard.*

#### Noah Samuel Pozner

Obituary



#### POZNER, NOAH SAMUEL

Noah Samuel Pozner, on December 14, 2012, a victim of the the tragic events of last Friday at Sandy Hook Elementary School. Noah was born in Danbury, CT, son of Lenny and Veronique Pozner. How do you capture the essence of a six year old in just a few words? Noah was an impish, larger than life little boy. Everything he did conveyed action and energy through love. He was the light of our family, a little soul devoid of spite and meanness. He will be forever missed by his mother, father, siblings Daniela, Michael, Sophia and twin Anelle, his grandparents Maria, Dirk, Ivan, Daanna and Lena, uncles and aunts, Arthur, Stephan, Aake, Patricia and Victoria. May you fly to that peaceful valley and wait for us there. Funeral services will take place on Monday December 17, 2012 (TODAY) at 1:00 PM from The Abraham L. Green and Son Funeral Home 66 Daesh Road in Fairfield, with interment following at Brooklinsel Cemetery on Moccasin Hill Road in Monroe. Memorial contributions may be directed to the planting of trees in Israel.

ABRAHAM L. GREEN  
AND SON  
FUNERAL HOME  
66 DAESH ROAD FAIRFIELD, CT

#### Guest Book

"My Sweet Angel, I think of you  
so very often and..."

- Pat Duda

View

Sign

#### More Photos



View all 61 photos

*The first time we spoke until the wee hours of the morning: I asked him to produce the following items (by the way, this call began on Friday night and went until Saturday morning) a death certificate for his son, his son's birth certificate showing he had been born, a photo of his wife in the hospital with Noah and Noah's twin sister as well as Sandy Hook report card.*

*The following Monday he sent me an email telling me to check my inbox and sure enough, much to my surprise, he had posted all the things I asked for on his lenpoz.com website. However, the photo was not of his wife in the hospital, nonetheless, he did post a photo of Veronique with the two newborns in her arms. The death certificate I believe stated he was "never married" which I thought odd.*

*Speaking of his wife I asked him about Veronique working for the State Department in some capacity to disarm the country of Switzerland and he told me she never worked for the State Department but was a nurse, to which I asked for her nursing certificate (which he sent). Since Veronique's mother worked for the UN, I decided to call the office in the US Embassy and disguised myself as a foreigner to ask for Mrs. Veronique Haller. I was told that "she had left her post in 2013" (after she had been discovered working there for gun control in Switzerland).*

*On Noah's birth certificate, it states that Veronique was born in Switzerland, but Lenny told me it was a different "Veronique Haller". I told him I felt he was lying to me and I believed it was his wife. I told Lenny that the name "Veronique Haller" was unusual and for it not to be the same*

*Are Sandy Hook Skeptics Delusional with "Twisted Minds"?*

*person stretched the imagination but he said "Veronique" was a very common name overseas. Whatever!*

I Certify that this is a copy of the certificate received for record.  
Attest: *Agathe J. Lemaire* Registrar

STATE OF CONNECTICUT DEPARTMENT OF PUBLIC HEALTH		
<b>CERTIFICATE OF LIVE BIRTH</b>		
CHILD NAME NOAH SAMUEL POZNER	SEX MALE	ID# 2006-07-37904
TIME OF BIRTH 8:48 AM	DATE OF BIRTH NOVEMBER 24, 2006	WEIGHT 7 LBS 1 OZS
HOSPITAL DANBURY HOSPITAL	CITY/TOWN DANBURY	COUNTY FAIRFIELD
MOTHER'S NAME VERONIQUE PATRICIA POZNER	MOTHER'S RESIDENCE 3 KALE DAVIS ROAD, SANDY HOOK, CONNECTICUT 06483	MOTHER'S DATE OF BIRTH APRIL 26, 1967
FATHER'S NAME LEONARD POZNER	FATHER'S RESIDENCE BANDOL A GOLDSTEIN M.D. 383 NEWTOWN ROAD, DANBURY, CONNECTICUT 06819	FATHER'S DATE OF BIRTH OCTOBER 11, 1967
REGISTRAR LOUI A KARACE	DATE REGISTERED NOVEMBER 24, 2006	TITLE REGISTRAR CITY/TOWN DANBURY

*Like I said, we talked for around 5 weeks and I felt we had developed a friendship of sorts. We laughed many times as he had a very good sense of humor, but my overall impression from my gut told me he was not being truthful and over and over my mantra was, "Your son did not die and on top of that you are much too old to have children that young." He asked me how old I guessed him to be and I said I was "around 61" and he said he was 47 which I did not believe. So I asked him for a driver's license, which he immediately sent before I could practically finish my sentence; but it had expired in 2009 and the photo did not look like the Lenny I had seen on lempoz.com. In fact, we laughed, because I told him he looked like a Columbian Drug Lord—and he agreed.*

*Our friendship came to an end rather abruptly because I told Lenny that I was going to make a donation to his Noah's Ark website (to which he sent me the correct address) since there were several official and unofficial donation websites set up on his son's behalf. I explained that, since I did not believe his son nor any others died at the school as the result of any shooting, there*

*Jim Fetzer Ph.D. & Kelley Watt*

would probably be a class action lawsuit claiming fraud and that, unless I had made a donation, I could not expect to be a part of that suit. I also told Lenny that a friend of mine agreed with me and had just made a donation. The next day he returned her money because if a lawsuit does ensue, he did not want her to be a beneficiary.



*He wrote me one last email after that, which said, "Fuck You Bitch", and that was the last I heard of my friend, Lenny Pozner. I found it rather strange that, every day—even numerous times a day—I would let it be known that I thought he was lying, yet he never once got upset or mad. When I brought up the money issue was when he ended our friendship. Sad! Go figure! Meanwhile, Noah's mother has claimed that she has released a photograph of his body. But no one I know can find it. So where is it?*

For those who base their conclusions upon logic and evidence, there is no doubt that, as Paul Preston was told by his contacts in the Department of Education of the Obama administration, it was a drill and no children died, which was done to promote an anti-gun agenda. Yet the charade continues. Not only were stories and photos published predating "the massacre", but even NPR is running stories about the traumatic effects for the Sandy Hook first responders. No children died—not even Noah Pozner, it would appear—yet the charade continues without end.

*Source note:* This chapter originally appeared as "Are Sandy Hook critics delusional with 'twisted minds'?" (6 August 2014), *veteranstoday.com*.

*[Editor's note:* Although Appendix C, *The Sandy Hook Timeline*, includes reports from the media, contemporaneous at the time, that copies of the death certificates had been released under pressure from the press to the *New York Post*, none of us has been able to obtain copies—nor do we know of anyone else who has succeeded. Professor James Tracy, for example, wrote to *The Post* asking for copies and received no response. This appears to have been yet another false report like that from the *Hartford Courant*, which claimed that it had receive the *FBI Report on Sandy Hook*. But there appears to have been no FBI investigation of Sandy Hook, where that, too, appears to have been just one more in an endless stream of lies, deceit and deception surrounding Sandy Hook.]