

DISTRICT COURT

NINTH JUDICIAL DISTRICT

CRIMINAL DIVISION

STATE OF MINNESOTA,  
PLAINTIFF,

VS.

**TIMOTHY C. HOLMSETH,  
DEFENDANT,**

COURT FILE NO. 60-CR-11-2640

**SUPPLEMENTAL EXHIBIT**

\* \* \* \* \*

January 16, 2014

Dear Administrator,

Please accept this in support of my Complaint against Attorney Ronald Galstad.

I am asking Judge Yon please consider this additional information that support my previous Affidavit.

Respectfully,  
Timothy Charles Holmseth

Cc: Ronald Galstad, Barb Erdman, Greg Widseth, Michael Hedlund, Traci Kapella

## **AFFIDAVIT OF TIMOTHY CHARLES HOLMSETH**

*FOR ADDITIONAL FILES AND DOCUMENTS: MINNESOTA COURT FILE NO. 60-CR-11-2640 / POLK COUNTY, MINNESOTA*

Please accept this Affidavit as supplemental and additional evidence in support of my Affidavit submitted January 14, 2014.

In a letter dated January 25, 2013 from East Grand Forks Police Chief Michael Hedlund, a document request I (hereby referred to as COMPLAINANT) submitted to the EGFPD on January 23, 2013 was denied due to "active criminal investigations".

As evidenced in the Administrator log I included as an exhibit with my COMPLAINT/PROSECUTORIAL MISCONDUCT, my hard-drive was (secretly/un-officially) activated and used on December 28, 2012.

Sgt. Michael Norland, investigator, Polk County Sheriff's Office (PCSO) would later claim he searched the hard-drive using Write Check on April 3, 2013. This was to be the only time, according to all available documentation, that the hard-drive was activated.

On January 4, 2013 Prosecutor Ronald Galstad advised the Court that the 'Bureau of Criminal Apprehension' (BCA) would not perform a forensic search on Timothy Holmseth's hard-drive without another warrant. Galstad also told the Court he was going to request a second warrant.

As evidenced in the emails I provided from senior officials at the BCA; the BCA had absolutely no involvement whatsoever in any of the 'investigations' Ronald Galstad and the EGFPD purported to be conducting.

The letter dated January 25, 2013 from Chief Hedlund, shows Ronald Galstad advised the Judge the 'BCA' would not move forward without another warrant, and that he would be requesting another warrant, to create the *impression* there was "active criminal investigations".

Galstad created the appearance the 'BCA' was involved, which allowed him to make no mention of the PCSO (the agency actually performing the illegal searches of the hard-drive).

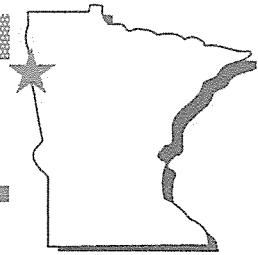
The true facts show that Prosecutor Galstad and the EGFPD knew on December 28, 2012 that nothing illegal was on the hard-drive seized from COMPLAINANT.

Prosecutor Galstad's statements to the Court on January 4, 2013 about the BCA were strategic lies designed to claim an 'active investigation'. The 'active investigation' was subsequently cited as legal justification to withhold public documents and records from COMPLAINANT.

*Timothy C. Holmseth 01/16/14*

EAST GRAND FORKS

# POLICE DEPARTMENT



Michael Hedlund  
Chief of Police

520 Demers Avenue East Grand Forks, MN 56721  
Phone (218) 773 - 1104 Fax (218) 773 - 1108

01/25/2013

Mr. Timothy Holmseth  
320 17<sup>th</sup> Street NW #17  
East Grand Forks, MN 56721

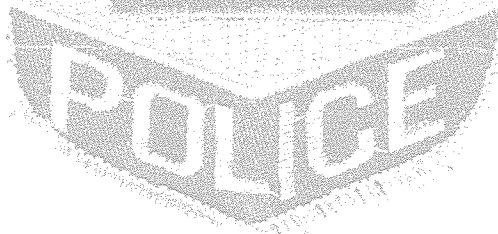
Dear Mr. Holmseth:

I have reviewed your letter of complaint dated December 16, 2012 and a follow-up letter by you dated December 22, 2012 regarding allegations of misconduct and public corruption by Lt. Rodney Hajicek, Sgt. Chris Olson and City Attorney Ronald Galstad. Regarding your complaints against Lt. Hajicek and Sgt. Olson I find that your complaints and allegations are without merit. No further action will be taken regarding this matter. Regarding City Attorney Galstad, I am not in his chain of command so any action based purely upon non-criminal activity would not involve my office. In my opinion Mr. Galstad has not performed any criminal acts so I also consider any complaints against Mr. Galstad to be without merit. If you are upset regarding his job performance I would refer you to the office of the city administrator for East Grand Forks.

On an unrelated matter you submitted a Request for Information on January 23, 2013 in which you requested any and all public records containing your name that were generated after 11/21/2011. Unfortunately we cannot release those records at this time due to active criminal investigations.

Sincerely,

Michael S. Hedlund  
Chief of Police



cc: City Administrator Scott Huizenga  
File