



Judiciary Under Attack Confronting Disinformation, Fake News and Online Attacks

November 17, 2022

NAPCO Webinar Series



Judiciary Under Attack: Confronting Disinformation, Fake News and Online Attacks

Hon. Maria Hernandez, Assistant Presiding Judge, Superior Court of California, County of Orange (Moderator)

Mr. Darren Toms, President
Conference of Court Public Information Officers
Cuyahoga County OH Court PIO

Mr. Anthony Pacheco, Vedder Price International Law Firm
Litigation-White Collar Criminal Defense-Media Crisis Mgmt.

Hon. James Brandlin, (ret.), Director of Public Safety
Superior Court of California, County of Los Angeles

Albert Martinez, Director
Orange County Intelligence Assessment Center (OCIAC) Orange
County Sheriff's Department

Sgt. Brian Gunsolly, Community Programs
Orange County Sheriff's Department

Justin Mammen, Manager, Emergency Response & Security Services
Superior Court of California, County of Los Angeles





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Exponentially Increasing Problem



Ex-Trump Aide Sics MAGA Lackeys on Alleged FBI Agents' Families








Garrett Ziegler, who recently went on a sexist tear against former White House colleagues, took to Telegram to post the personal information of men he identified as agents.

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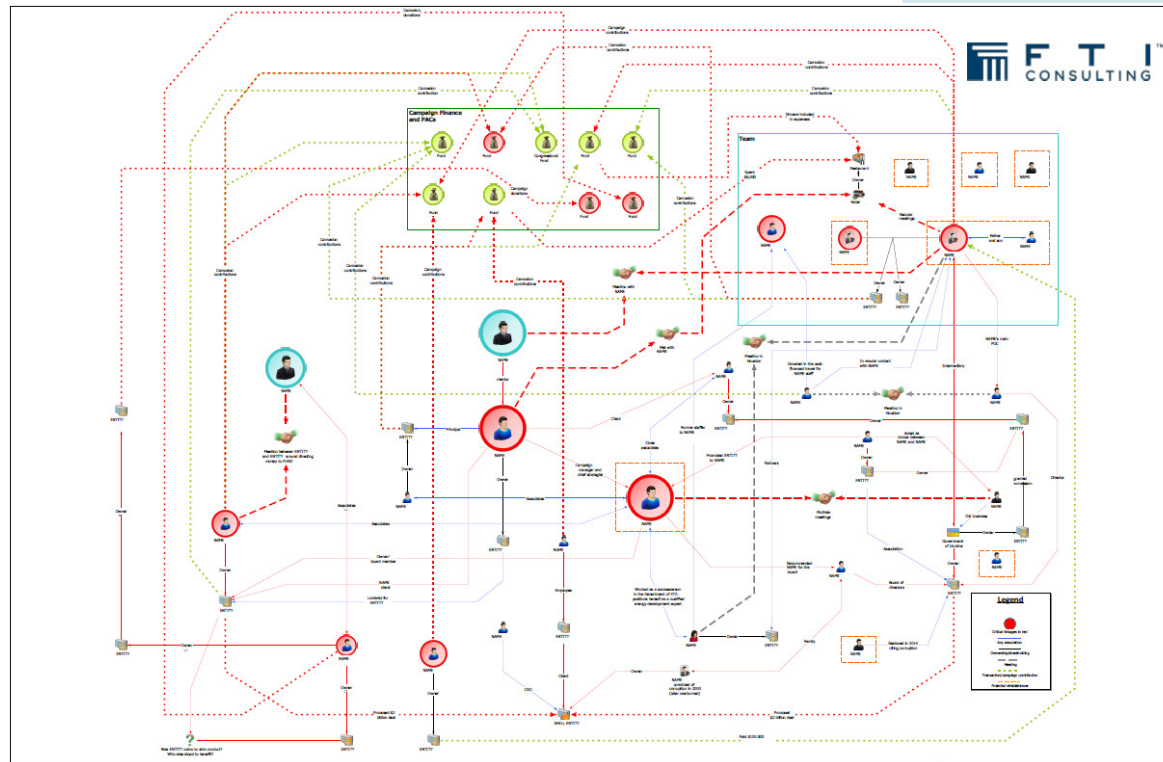
Proactive Measures

I wish I had . . .

- Practiced Better Digital Hygiene
- Considered Internet Data Privacy Services
<https://www.confidently.com/index.html>
<https://www.optery.com/>
- Exercised Home and Office Awareness
- Engaged Family in Proactive Measures

Complex Investigations

(Cross-Border and Emerging Technologies)



Diffused Dirty Tricks

Grievance Ideology Vengeance Hate Racism Competition

■ Nefarious Goals

- Reputational Harm, Credibility, Destruction of Business
- Undermine Courts-Institutions-Democracy
- Attacks by Sovereign Nations

■ Tools

- Tools to Spread Misinformation, Maximize harm, Outsized Influence and Terror
- Internet Techniques (Coordinated Virtual Attacks, Cyberbullying, Doxing, Astroturfing)
- Social Media (Tik Tok, Tumblr, Instagram, Twitter)
- Maximal Spread of Negative Information – Nasty Innuendo
- Intimidation, Protest, Home Visits, Fliers, Family and Friends, Blanket Emails
- Incite Violence
- Concealment (Alias Attacks)

WHEN THE WHEELS COME OFF THE BUS . . .

- Risk Management
- Court Personnel/Counsel/Law Enforcement
- Time, Expense and Resources
- Investigation and Legal Action
- Legal Process
- Home and Office Protection Measures

WHEN THE WHEELS COME OFF THE BUS . . .

- Available Tools
 - Workplace Harassment
 - TRO/Permanent Restraining Order (unlawful violence or threat of violence)
 - OSCs re Contempt
 - Law Enforcement Tools
- Lawsuits and Affirmative Claims
- Defamation (public figure, 1st Amendment, actual malice)
- Tort Damages
- Gaps and Legislative Needs

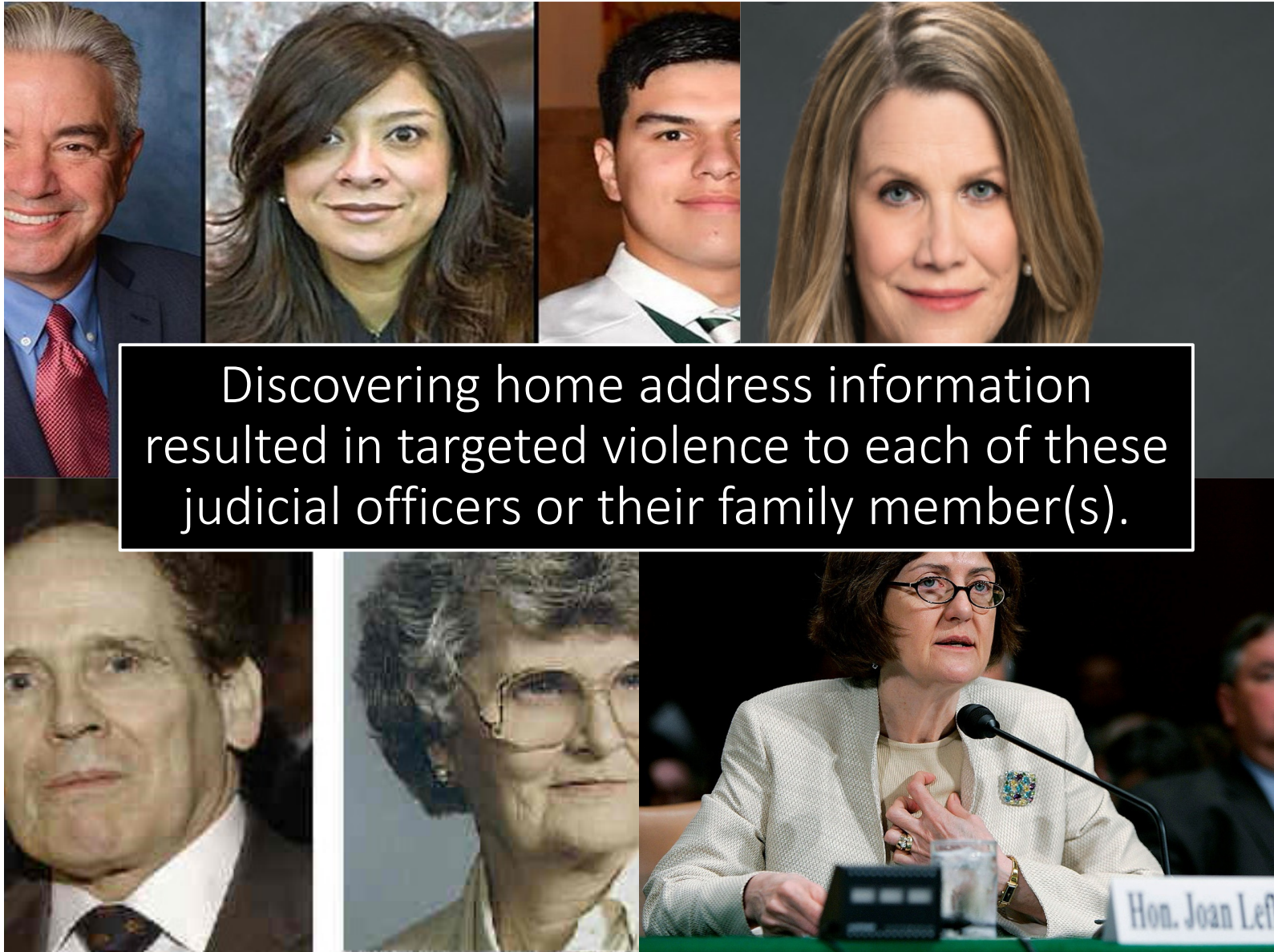
Judicial Privacy Protection

“The Art of Hiding in Plain Sight”

Judge James R. Brandlin (Ret.)
Director of Public Safety
Los Angeles Superior Court

Why is Judicial Privacy Protection So Important?

- “*Murdered Justice*” - A 2013 study (1950 – 2012) by Glenn McGovern, a Santa Clara County DAI, reveals that 51% of ALL targeted attacks on justice personnel occurred at their HOMES - **with a 68% kill rate.**
- (Only 20% of assailants entered.)



States have Different Mechanisms for Privacy Protection on Internet & Public Records

- Some don't have open records presumptions
- Some allow redactions based upon a showing of need
- Some permit the use of an alias on title
- Some permit masking based upon qualifying occupation(s)
- Do you know what your state offers?

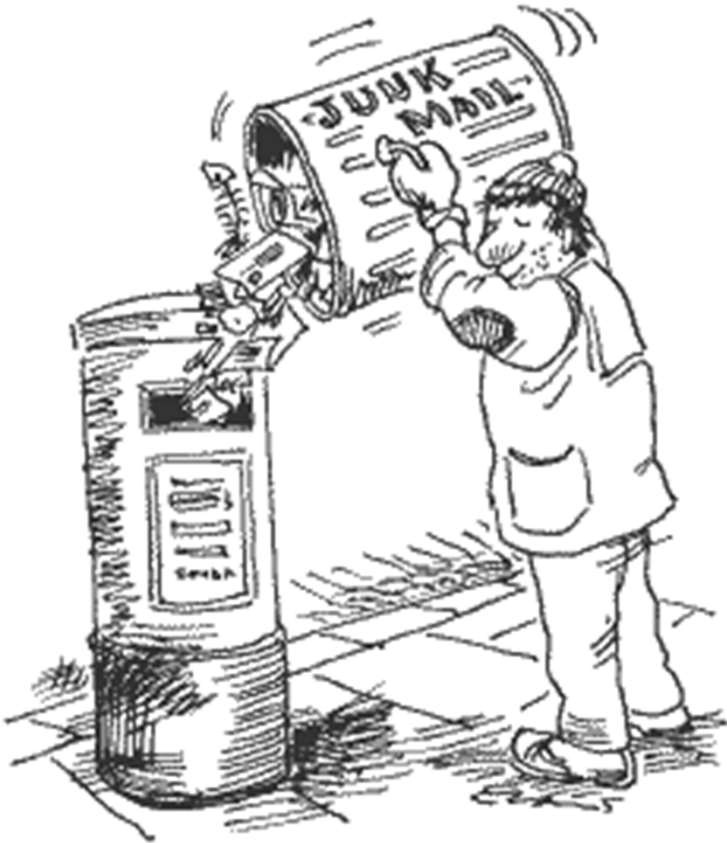
Privacy Protection Laws

- If your state doesn't offer privacy protection – become active in lobbying for your protection. Below are examples of state statutes for language.
- CA Gov. Code sections 6254.21 & 6524.24 –Internet opt-out rights for judges & PSOs home address and telephone numbers.
- CA Elections Code sections 2166 & 2166.7 – Provides judges and others with voter roll confidentiality.
- CA Vehicle Code sections 1808.2/.4/.6 – Provides for DMV confidentiality of driver's license & registration
- Daniel Anderl Judicial Security and Privacy Act – NJ State Law Office of Information Privacy Portal Enrollment [DanielsLaw.NJ.Gov](https://www.danielslaw.nj.gov) and S.2340 US Congress

Other Privacy Protection Strategies

- Taking Title Using an Alias Trust – Initial trustee and successor trustees – keeps judges names off title.
- Stay off social media or use maximum privacy controls – watch out for Geotags on photos
- Scrubbing the internet – Deleteme.com, OneRep.com, Safeshepherd.com, Reputation.com, 360Civic.com, LEOWebprotect.com
- Monitoring Internet Chatter – RSS Feeds – Google Alerts, Mention, Talkwalker
- Use a PMB (Private Mail Box)

Get Off Mailing Lists



- Mailing list companies
- Pre-approved credit offers:
888-5-OPTOUT (or)
www.optoutprescreen.com
- DMA's Mail Preference Service
- Mail order catalogue lists
- Opt-Out on all financial / insurance forms
- Consider freezing your credit report

Delete the Links Between Your Name and Your Home Address on Everything:

- Checkbooks
- Annual Disclosure Statement *
- Non-residential property holdings
- Family Members, School, Personal & Prof. Directories
- Disable phone number read-out on home fax
- If you need an alternate phone number to avoid giving out your cell or home number & you have a Google account - use their VoIP service to get a free phone number.
- STAY SAFE AND PAY ATTENTION TO THAT LITTLE VOICE IN YOUR HEAD IF THINGS DON'T FEEL RIGHT!

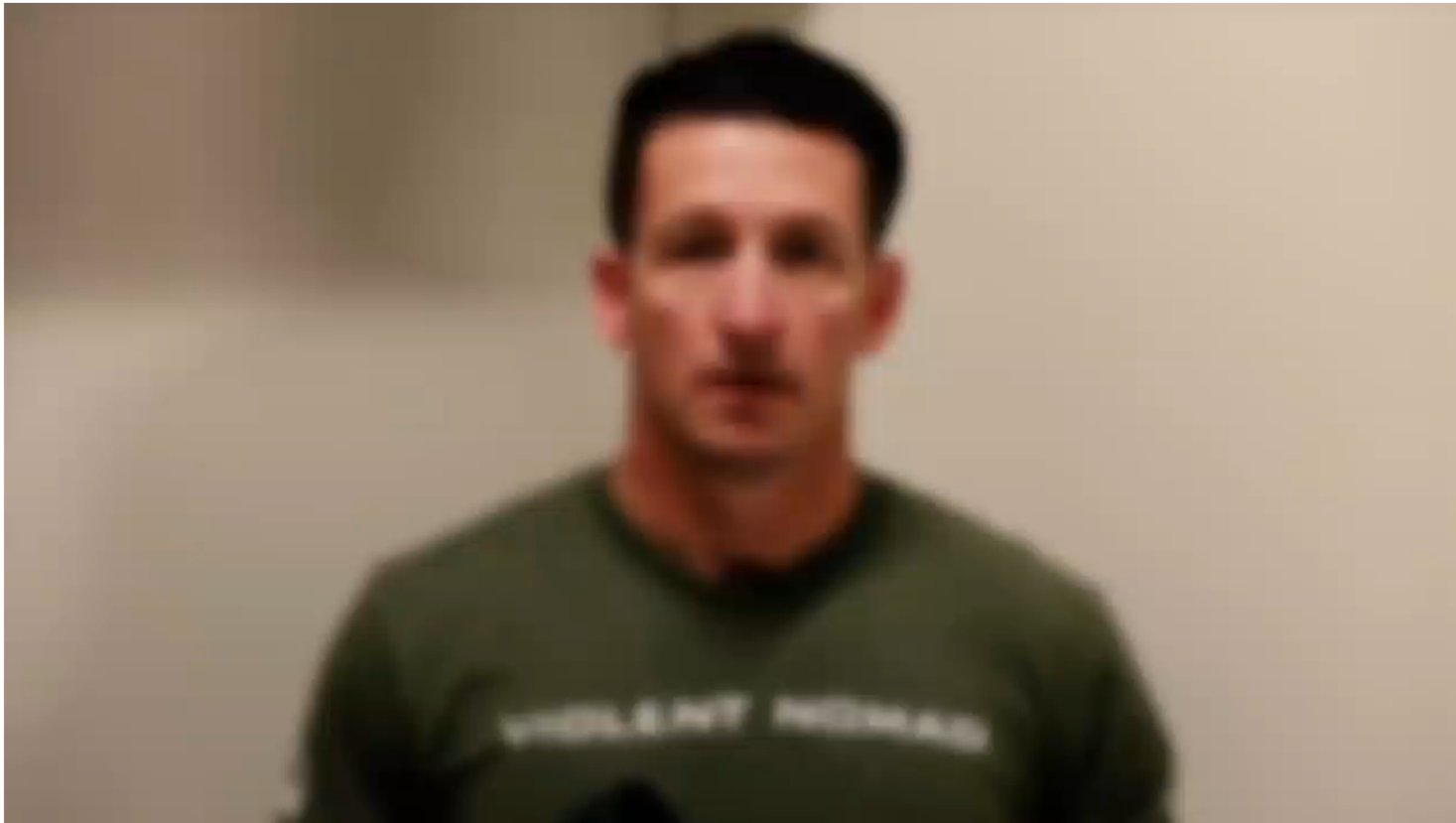
Active Shooter Survival & Prevention

- Sergeant Brian Gunsolley
- Public Affairs and Community Engagement Division

Run Hide Fight



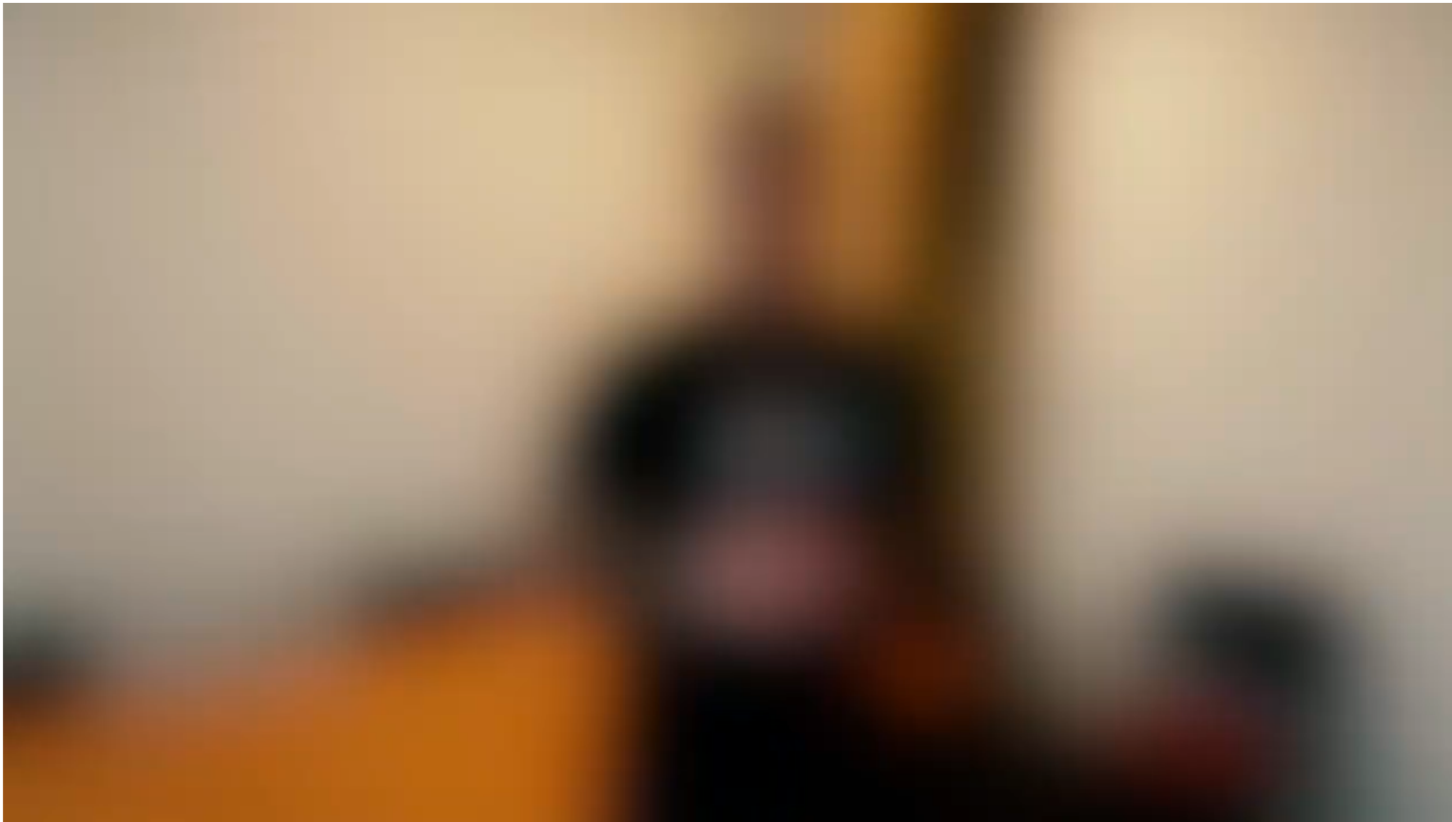
How to barricade a door using the hinge



Barricading Techniques



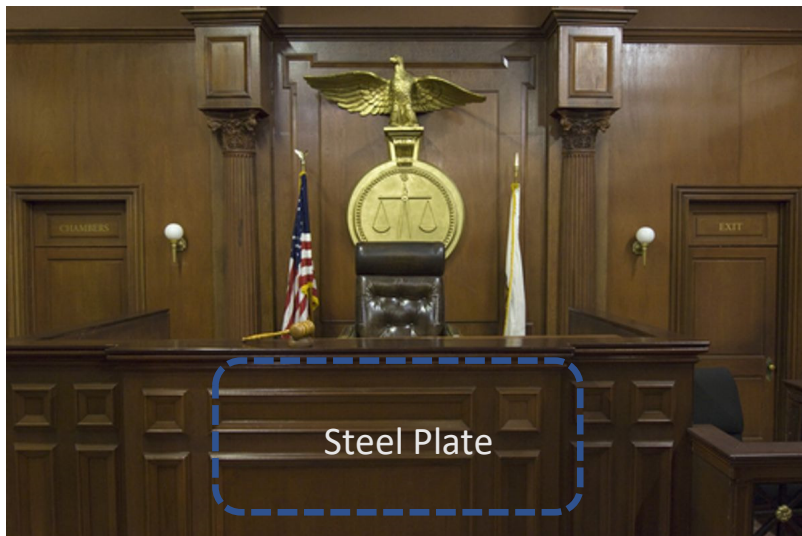
Barricading an inward opening door



Barricade Techniques



Cover Provides Protection from a bullet



Steel Plate



Cement Pillar

wiseGEEK



Engine Block and Brakes



Brick Wall

Concealment – Move to cover when you can



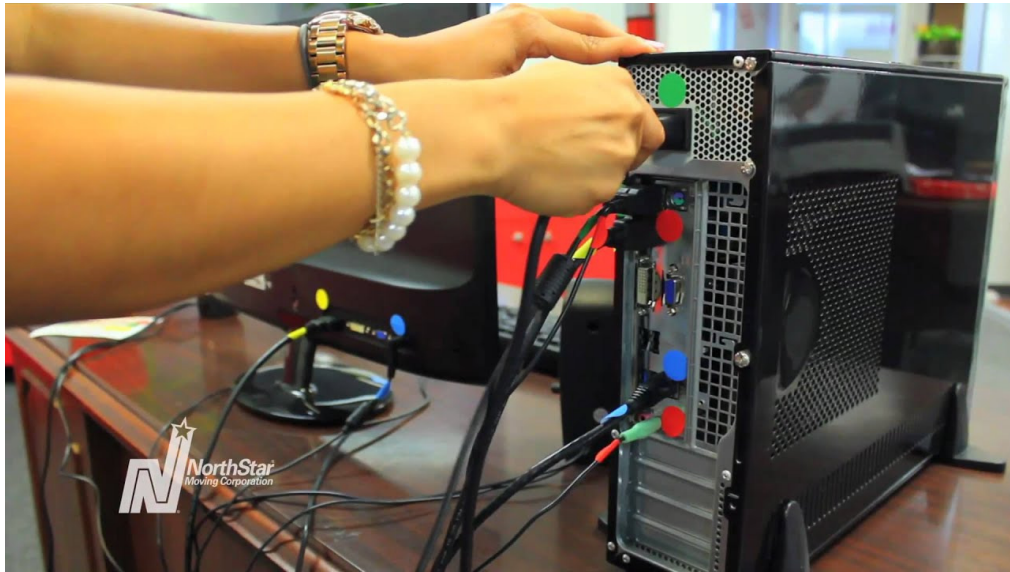
Temporary concealment until you can escape or move to cover



Preparing to Fight



Restraining the Suspect



Geneva Presbyterian Church (5-15-22)



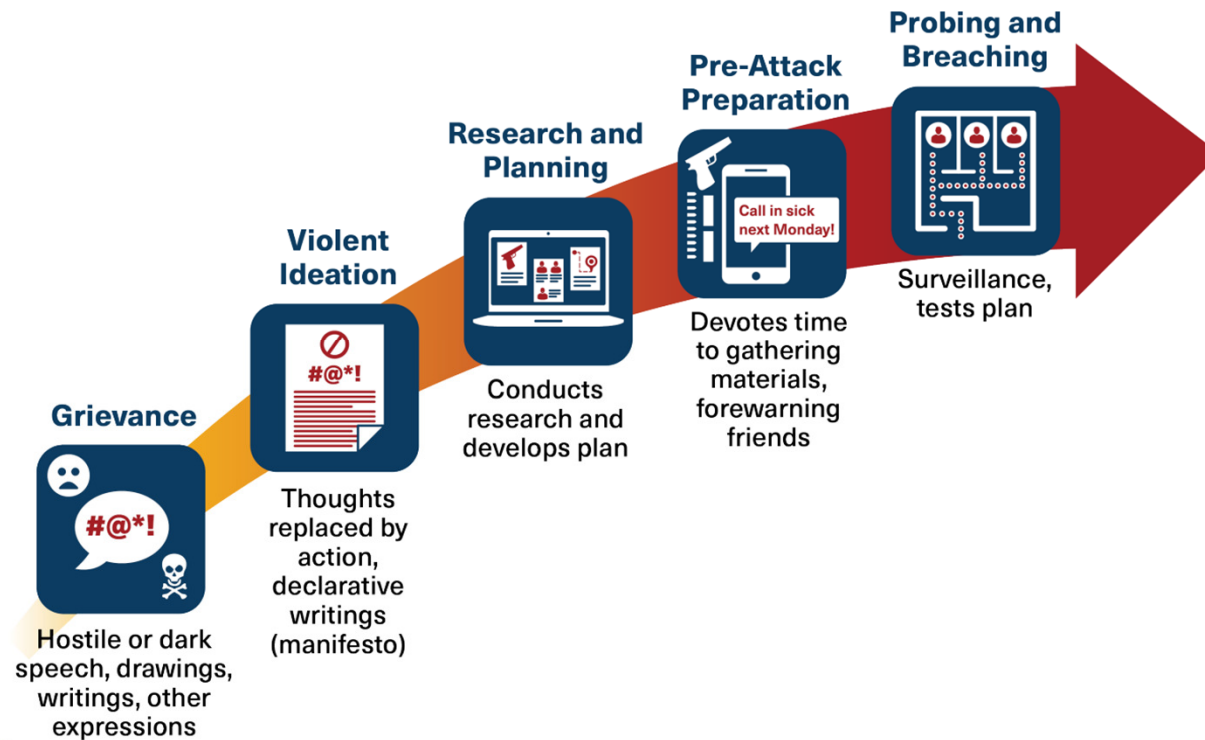
Inside Geneva Presbyterian Church in Orange County moments after a gunman opened fire. Parishioners quickly jumped on the shooter to subdue him until police arrived.

Additional Considerations



- Identify how you will communicate.
- Walk your evacuation routes. Identify barriers to escape.
- Be careful not to accidentally run toward gunfire.
- What weapons or tools can you put in place ahead of time?
- Have you discussed an active shooter plan with your family?
- Perform periodic table-top exercises. Invite local law enforcement.
- Invest in Stop the Bleed training and first aid kits.

Pathway to Violence



Final Things to Remember



Report suspicious behavior/threats to the experts.

Judicial Protection Unit, FBI, Local Law Enforcement, Regional Threat Assessment Groups

Thank You



Sgt. Brian Gunsolley
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Q&A

Next NAPCO Webinar:
Thursday, December 8, 2022 – 3 p.m. EST

*Good Leaders Connect with Empathy,
Work to Empower Others, and Lead with Compassion*

<https://napco4courtleaders.org/>

