

January 10, 2013

Mr. Harold J. Wolfe
65 Delmar Av.
Framingham, MA 01701

Re: Public Records Request

Mr. Wolfe:

I am writing in response to your request for "every complaint ever filed against Robert F. Tibor during his employment with the Framingham police." The response consists of approximately 10 computer printed pages. The Total cost of production including searching, redacting, and printing would be approximately \$35.00. This is based on 45 minutes of Lt. Michael F. Hill's time and the printing of 10 pages. The actual cost of producing the record might vary once the Department begins preparing the records.

Sincerely,

Steven B. Carl,
Chief of Police

Steven B. Carl

From: Harold J. Wolfe 1 <hjlw2001@rcn.com>
Sent: Tuesday, January 22, 2013 1:01 PM
To: Steven B. Carl
Cc: Cherry J. Manuel; Alice Clapper
Subject: Information on Robert Tibor

<http://www.framingham-police.org/images/tibor-request-20130106-response.jpg>

I'll buy. Let me know when it's ready...

--

Harold J. Wolfe, 65 Delmar Avenue, Framingham, MA 01701 hjlw2001@gmail.com 508-416-6050
<http://abetterframingham.org> <http://framingham-police.org> <http://the-militant-atheist.org> <http://no-more-overrides.org>

September 23, 2009

To: Framingham Police Department
Police Commissioner
1 William Welch Way, Framingham, MA 01702
Re: Mistreatment by officer R.Tibor

From:

This letter is to inform you that I was mistreated by officer R.Tibor on September 10, 2009. I, _____, was wrongly and falsely accused that on September 10, 2009 at 5 pm I hit Toyota Sienna on the parking lot of Jewish Family Service (JFS) and left the scene of the accident.

I state that I did not hit another vehicle.

I found out that I was accused in a hit and run accident later that evening when I found a note on my door from an unidentified Police Officer to call the Framingham Police Department.

"Please Call Framingham P.D. 508-872-1212 91009 6:30". There was no signature or badge number. When I called to Framingham P.D. a police officer told me that somebody accused me in a hit and run accident. When I tried to explain that I have no idea of what he was talking about he got very impatient and ordered me to come to the station to provide my information. He threatened me that if I did not come immediately he would issue a court order to arrest me.

I left the kids home crying with my mother as it was the time for me to put them to bed and went to Framingham P.D. and provided my information to officer. He was very unprofessional, did not introduce himself, never gave me his badge number, only after my demands I was able to get his name: officer R.Tibor.

Officer R.Tibor did not have any desire to listen to me and kept insisting that he had 16 years old witness who according to the officer saw the whole scene.

I tried to explain where I was parked and provide the information about my witnesses, that I left the parking lot of Jewish Family Service without any accident and nobody stopped me and confronted me right there. Nobody approached me and no data was exchanged on the parking lot. Police was not present. But he told me that he does not need any of my explanations or witnesses and that the judge would be the one to make a decision in this matter.

He kept laughingly insisting that I would lose my license, which according to him "was not a big deal", he also stated that I would have to pay a \$500.00 fine, which was not a big deal either.

The yellow Accident Data slip was filled out incorrectly: I haven't been to the address that was indicated on the slip and at the time of the accident that was written on that paper I was elsewhere. That leads me to believe that the accident might have happened somewhere else and I felt a victim to blame.

I am an American Citizen; I pay taxes to support our Police Department, not to be threatened by it. Just because I have an accent and English is my second language does not mean that I can be treated rudely and unprofessionally.

I have a very good driving record, never been convicted of any crime. The whole situation made me think that officer R.Tibor was very satisfied that he could humiliate me, a mother of two little kids, just because he has some power.

I want to clear up my name from the false accusation.

I look forward to your response.

Sincerely,

From:

To: bl@framinghamma.org <bl@framinghamma.org>

Cc:

Date: Sunday, March 19, 2000 10:40 PM

Hello.

My name is _____ and I'm a student at _____

On March 19, 2000, I drove from _____ to the Framingham train station to pick up several friends returning from a trip. I was driving a 1974 Ford Elite belonging to one of the friends on the train. Accompanying me was _____ who was driving a 1994 Nissan Sentra belonging to our friend, who was also on the train. Their train was scheduled to arrive at 9:15 PM, and we were parked in a lot next to the train track. There were no signs indicating no parking where we were parked. I had left the car I was driving, and was sitting in the Nissan listening to music when two Framingham police cars pulled up and started questioning us. They asked us for our licenses and registrations. We told them these cars were not ours, that they were our friends' cars and we were there to pick them up from the train. The officers asked us which school we were from, who our friends were, where they went, and why they went on vacation. They also inspected the Nissan. One officer looked in the backseat, under the floor mat, and underneath the driver's seat. There was \$100 in \$20 bills in the glove box, and the officers repeatedly questioned us about the money, even though we had told them this wasn't our car, and we did not know why the money was there. I had traveled with the owner of this car last week, and I saw her put the money in there before we took the train to Boston. My assumption is that she didn't want to carry a large amount of money with her in the city. The officer even inspected the contact lens case that was on the floor of the vehicle.

It was quite apparent these officers believed we were involved in illegal activity, and we feel we were needlessly violated and unnecessarily searched.

We did not get the badge numbers of these officers. However you may have records of their search of the license plates, and our licenses. The Nissan's license plate is _____, registered in Connecticut. The Ford has a temporary Connecticut license plate.

Thank you for your time.

11/22/2010

Chief Steven B. Carl
Framingham Police Department
1 William Welch Way
Framingham, MA 01702

Dear Chief Carl,

This is to dispute the findings of Officer Robert Tibor's accident report, dated
Also, to complain about Tibor's discourtesy, rudeness and shoddy work in
compiling report.

In his report, Tibor states that the other vehicle was turning north on Dennison and that I was turning right from Prindville onto Warren. That I entered intersection, pulled into path of oncoming vehicle and failed to grant right of way. Tibor created a diagram to support his incorrect narrative. According to Tibor, I knowingly imperiled my well being and life. I want to ensure you that never happened.

What actually happened is that I made a full stop at intersection, looked both ways, and gradually proceeded into intersection while again looking both ways. While now fully in intersection, going straight ahead, I saw other vehicle approaching at extremely high rate of speed. I tried to speed up to avoid being hit but had no time to do so. The other operator was going way too fast, driving to endanger, seemingly unaware and then swerved into driver's compartment with right front fender. She seemed to purposely swerve into front of vehicle to avoid rear ending me, as I was fully in intersection. At time of impact, I was approximately two-thirds of way to Shawmut Terrace.

Officer Teel was first to arrive on scene. Before he could ask both drivers of their account of accident, he had to threaten other driver with arrest. She was vociferously claiming she was only going twenty-five miles per hour and had seen me run stop sign. Teel seemed professional. Shortly thereafter, Tibor arrived on scene, both vehicles were then parked on Shawmut Terrace. How could both autos end up on Shawmut Terrace if I had been turning right on Warren as Tibor diagramed and stated in his report? Did Tibor think we had turned around to park on Shawmut?

Tibor did not speak with either operator but conferred with Teel for a few seconds. Tibor stated something to Teel which I did not hear. I asked him what he said. In a loud, crudely intimidating voice Tibor asked me "Do you have a problem?". I responded that I was only asking him what he had said. I ignored the obviously redundant question as my auto had just been struck by an oblivious, speeding driver and I was badly shaken up. Tibor then stated it was a low impact collision and my vehicle could not be driven. He also stated that he was an engineer and could tell what had happened. After Tibor displayed his attitude and rudeness, I did not dare (or care) to speak to him. Tibor did not bother to ask me, or to my knowledge, the other driver, what had happened. I don't see how Tibor could be a good engineer - he couldn't figure out the difference between straight and right. He also proceeded to draw up a diagram which fit his perception instead of facts.

I guess twenty-five is a low impact collision, except when the other driver is aiming at you and going about fifteen to twenty miles an hour above that speed. Also, when it sends you to emergency room against your will.

If the other driver was only going twenty-five on Dennison when she saw me, she wouldn't have driven into my vehicle which was fully in intersection prior to impact. She would have

been able to stop. It only takes about 75 feet, which is about width of street. Since I had not seen her prior to being in intersection, she was going well in excess of speed limit. She was certainly going about 50 mph when I first saw her vehicle. Also, she would have rear ended me-this is why she struck me with right front fender, instead of left or straight on.

In addition to being rude and displaying a lousy attitude, Tibor was negligent in preparing accident report. He failed to interview either operator. He also failed to account for post-accident scene in asserting right turn in his statement and diagram. He failed to make any investigation for skid marks, cell phone use, sobriety, etc. He conjectured that I was making a right turn and therefore failed to yield. He drew up a diagram and narrative which suited his perception rather than any facts, including readily observable scene. I sincerely doubt that even other driver's accident report states I was going right as Tibor's report asserts.

In closing, the other operator should have been cited for speeding and driving to endanger. Tibor should have made a determination based on facts, not on his perceptions, which can't tell straight from right. I don't think Tibor should be investigating accidents as he can't tell directions and seemed to totally fabricate this report. I would appreciate your reviewing this accident investigation and taking appropriate action.

Thank you for your attention to this matter.

Sincerely,

Ronald S. Brandolini

-----Original Message-----

From:

Sent: Friday, February 18, 2005 12:14 AM

To: Steven B. Carl

Subject: Problem with the way a dangerous situation is being handled by the police

Dear Chief Carl:

My name is _____ and I live _____

For the past several weeks the entire household has been having problems with another tenant, _____ s an alcoholic and during points of extreme intoxication has become destructive and violent. The police have been called numerous times to help with this situation and subsequently _____, has been taken 3 times by ambulance to the hospital to dry out and later released to come back to _____. The calls to the police have been made by _____ On the morning of Feb. 17 the police were called by _____ because _____ was throwing beer bottles at the _____. He was again taken away by ambulance and later in the day released back to _____. The problem that I am having Chief Carl is the way the evening officers who respond to my calls are handling not only the calls but me. This evening I called for help because _____ was threatening me and my girlfriend a few hours after he had come back home from the hospital. To my shock the officers not only didn't help us, but one of the officers, badge #200, actually threatened to arrest me and _____ if I called them to the house again. _____ s an extremely disturbed man and the police reports filed by officers during the daytime shift show this. However when there are situations with _____ during the evening shift, calls for help are treated with disdain. Chief Carl I realize that for the most part the police really can't do much until _____ does something extreme; however if anyone has a problem with _____ they should be able to call for help to prevent him from doing anything violent. Chief Carl could you please help me in this regard.

Thank you very much.

2/18/2005

*SWORN COMPLAINT AGAINST FRAMINGHAM POLICE DEPARTMENT
AND A GROUP OF POLICEMEN FOR BRUTALITY, ABUSE OF POWER
AND TRAMPLING OF CITIZEN'S RIGHT AND VIOLATION OF STATE
LAW IN PROTECTION OF HANDICAPPED AND ELDERLY PEOPLE.*

My name is _____ and I reside with my wife in the _____

On a personal side, I am Wharton School, B. S. in Economics graduate with a Masters from Michigan State University. Before retiring I was a lifetime small/medium size entrepreneur, former university professor and dedicated some forty (40) years as an active pro-se legal practitioner and court litigant (Court of First Instance-Superior Court, Court of Appeals and Supreme Court) outside of Mass.

In the early afternoon of Sunday, March 11th I went with my wife, as we often do, to the AMC (Framingham) Cinema near us, expecting to catch the 2 P.M. "Thousand Words" viewing. As it turned out:

- (a) My wife decided she did not want to see that picture and hence
- (b) I would go to see "Thousand Words" on the left side of the cinema
- (c) She went to see another movie on the right side of the cinema, after helping me to walk to my side of the theater.
- (d) We agreed she would call me up after she finished and tell me where we would meet so I would not have such a long walk to join her and return home. And if needed help me to walk towards the car. My handicap prevents me from walking without a cane or a walker and even short walks are difficult and somewhat painful..
- (e) My picture turned out to have started at 1:45 P.M. instead of 2 p.m. so likely I would finish some minutes earlier than my wife.

I bought the two tickets and as we were going in opposite directions I gave her ticket and kept mine, _____ . Obviously I was no invader or one that sneaks in to see a free movie. I gained a contractual and legitimate right to undisturbed be on the premises. After the movie finished, for a few minutes I remained seated waiting for my wife's call. The movie house remained empty, no other people and a blank screen.

Some young girls came in to do some cleaning; none came even within five rows of my seat; on the end of the row by the aisle. Asked why I remained in my seat I explained I was waiting for a call from my wife to tell me where we would meet. In a rather aggressive tone one of the girls shouted that if I did not get out she would call the manager. Upset and offended by such treatment to a customer who paid to be in that movie house, then fully empty and feeling I was

not bothering anyone, I was not going to enter in a talk exchange with the young girl and simply told her to call the manager

By then it was somewhat after 4:00 p.m. and soon a tall, blond, young man showed up. He never identified himself though I suspect he was the manager. In a rough tone he quickly told me I had to get out or he would call the police and charge me with theft. That kind of rough treatment and threats of charging me with theft was more than I care for and I told him I needed to and would remain for a few minutes waiting for my wife's call. I asked him to hassle me no further and leave me be. I have a heart problem history and such senseless encounters are not a healthy matter.

Shortly after he left I finally talked with my wife via our cell phones and she said she had already finished viewing her picture and was on her way to pick our car and I should go to the theater exit and she would pick by the curb side.

I walked towards the exit and at the very point of exit at the lobby, I stopped to inquire who was in charge of the theater. A young man told the manager's name was Ted but he was out but I could talk to a supervisor who happened to be next to us. I met with the supervisor and explained that I had a rather unpleasant experience at movie hall No. 4, and was needlessly mistreated and even threatened to call the police with a charge of theft. It was a tranquil and courteous exchange. We were barely ending our talk when I sensed a commotion and saw a gang of armed policemen including a very aggressive young black lady.

At about 4:30 P.M. they quickly surrounded me and without any explanation gave me a very "rough treatment" as I were a criminal or terrorist, and a simply shouted "shut up and get out or YOU AFRE GOING TO JAIL" When I protested for such rough treatment and asked just what I was doing wrong and that I was on my way out, and what warranted such a large contingency of cops, again they shouted shut up or your going to jail. By now a heavy set, white policeman in his late forties or more who seemed to be leading the attack, grabbed my cane and rendered me helpless to walk and continue on my way out to meet my wife, and with abusive force grabbed me and others joined him and I was physically manhandled and roughly lifted and carried to ne thrown me out unto the street/ This was all in front of my elderly wife and scores of people at the very entrance to the theater and a few feet from the candy counter. Quite a humiliating spectacle.

For the record it should be noted that as a customer who paid for a ticket to enter the premises, it was my unquestionable right to be on the theater's lobby precisely at the point of exit, same place where I came in. Standing peacefully and tranquil speaking with a theater supervisor, No police group has the right to gang up on me, shout me down with threats of throwing in jail and much less to physically man handle me and painfully carry me like a common criminal to throw me out of the theater. Refusing to respond to my pleading to be told what was going on and why I was being so ill treated and abused and be forced to get out.

The Bill of Right (1st Ammendment) guarantees my unrestricted freedom of speech and prohibits any attempt to incur in abridgement of such right, policemen included. The 14th Ammednment forces the government (police included) to respect all legal rights established by the constitution. No police has the right to shout me down with threats to put me in jail I I don't shut up, in response to my right to ask why such display of force (some five armed policemen ganging upon me) and what I had done to warrant such abuse.

Further if as a paying customer I am peacefully standing on the lobby at the theater's exit, precisely to go out to join my wife who is waiting for me, being evidently a handicapped old man who poses no threat, and not seeing any illegal or improper conduct or activity, no policemen have the right to gang up on me like if capturing a criminal fugitive. Creating quite a shameful and humiliating spectacle in a theater lobby full of people (including my wife and likely some neighbors). Absent any reason to support a criminal conduct or safety threat, no policemen have the right to interrupt my undisturbed right to be where I was and in an act of brutality restrain my freedom and physically and painfully remove my cane to immobilize me and physically carry me to throw me out of the theater into the street. Not even they wanted to free me to be on the sidewalk (to cross the street and get into my nearby car at a handicap parking space on the flimsy pretext that I could not even be in the sidewalk as that was "private property")

Needless to say this was, beyond a physically painful experience, a most shameful abuse of power and needless force and brutality. Not satisfied with physically manhandling me out of the theater, when they stood me on the sidewalk and I asked to be let go so I could walk across the street to my car parked nearby in a handicap space, they still kept on dragging me out of the sidewalk into the street and told I had get out on the ground that I was on private property. In near tears and very excited my wife intervened, took ask for my cane and literally tore me away from the cops that were holding me as if I were a dangerous criminal.

Throughout this terrible experience of course I was excited beyond healthy levels (upon return to my home I soon learned that my blood pressure and sugar levels has spiked and I was still hurting with evident bruises from brutal manhandling). The experience of suddenly having a contingency of armed policemen gang up on you, shouting me down with threats of "you are going to jail" and being brutally manhandled and forcefully and painfully carried and thrown out of a theater you paid for to enter will indeed excite anyone and force his protest. If any public commotion took place it was caused by an unwarranted display of force and aggression and a shameful public show of sheer brutality and abuse against a handicapped old man.

My Summarized Complaint

1. Elementary constitutional mandate (1st amendment) grants me the right of free speech and no one, much less the police, may usurp a constitutional right and assume an illegal power to impede me from asking why I was having a gang of policemen surround me and shouting threats of "shut up..come on you have to get out or you are going to jail"
2. The police cannot blatantly lend themselves to become a tool of repression on the ground of whatever one-sided allegations are informed on a complaint. Not being witnesses to any illegality or negative conduct the police cannot simply gang up upon an innocent, elderly, handicapped citizen having a peaceful conversation on his way out of a theater and not only refuse to inform just what was wrong and why they were shouting me to shut up and "your are going to jail", but physically manhandling me and forcibly and painfully carrying me and throwing me out of a theater, where as a paying customer I was no invader and had a perfectly legal right to be peacefully standing on the exit on my way out.
3. It is an act of sheer brutality, an abuse of power and an illegal act to forcibly gang up on a handicapped old man and physically hurt him while forcibly throwing him out of a theater he paid to enter and exit to go home and enjoy his stay without suffering any ill-treatment and much less suffer the humiliation, in a public place full of people including neighbors, of being

forcibly and painfully carried and thrown out of the theater, knowing I was at the theater exit precisely on my way out.

MY ESPECIFIC REQUEST

1. That I be promptly provided with copy of the official report as to the complaint which led to sending a contingency of policemen and multiple vehicles to the AMC-Framingham theater complex.. on Sunday afternoon, arriving after 4 p.m.
2. That I be promptly provided with the names, badge numbers and ranks of each and all policemen who were sent to the AMC theater and took part in act of senseless brutality, abuse of power, and trampling of a citizens rights.
3. That I be promptly given the name, address, telephone and e-mail address of the person in the Framingham police department who may be served with a civil complaint in court against the involved policemen and police department, (I definitely intend to sue). In due time you will be getting copy of my civil suit that will be claiming significant damages.
4. That I be promptly provided with the name, rank, telephone, address and e-mail address of the officer in charge of dealing with complaints of police brutality.
5. That a formal investigation be made and corresponding charges of action and penalties be taken against the policemen who subjected me to a senseless act of brutality, abuse of power, and trampling of my citizen's rights.
6. That I be promptly provided with copy of the original incident report submitted by the policemen who were involved in the incident (which I suspect will be a self-serving, doctored report.) For the record, and show of the attitude of these lawmen, I cite the black police women who joined in loud threats of "you are going to jail" and repeated shouts of "shut up", she was egging the older policeman to have me charged with "causing a public disturbance", a sheer fabrication.
7. All above requested to be promptly provided should be in a formal written document and placed in a large envelope addressed:

left with the attending concierge at

This envelope should be addressed to [redacted] and

March 13, 2012

JURAT

Sworn and signed before me, by

who is personally known by me, having identified him of photo and his U.S. passport number

On this day, March 13, 2012.

[Signature]
Notary



SEAN WOODS
Notary Public
Commonwealth of Massachusetts
My Commission Exp: Sept 2, 2016