

PSC CIT COMM – AUG 1, 2022

Soy Carlos León. First and foremost, Gracias a Dios for letting me expose APL and APD evil that must be immediately overturned and permanently stopped for our public safety. The supporting evidence in front of you now will be posted online for this meeting.

July 19 a Criminal Trespass Notice was wrongly issued to me, banning me from all Austin Public Library properties for one year to unlawfully punish me for lawfully defending myself against repeated harassment by attacking APL staff, security, and customers across multiple branches. My attackers should be banned for violating Library Use Rules, not me for using the library for what it's intended. APL Director Roosevelt Weeks has NOT rescinded the CTN, making him part of the problem, from the top down.

Though I told the Austin Library Commission about this injustice, they have done NOTHING publicly to stop or overturn it. Worse, though the law protects my attendance at their limited public forum meetings, their liason Sharon Herfurth said, "Mr. León will be allowed to attend," implying I had to be given permission by someone acting above the law, ALIEN to our republic. So I filed a complaint against her with the City Auditor.

If APD were called to unlawfully arrest me for lawfully being at that meeting on APL grounds, would the officer listen to, look at, and follow the legal truth I'd be telling and showing, proving I was NOT criminally trespassing? On July 18, Black Male APD Officer Brinson, badge 7694, wrongly REFUSED to force a Black Male CAP METRO bus driver to board and transport me, though that driver was ILLEGALLY discriminating against me by violating my civil rights by NOT stopping for me.

Brinson justified his inaction by FALSELY telling me CAP METRO is private. When I tried telling and showing him CAP METRO is public transportation that must serve everyone, he refused to hear or see it. Brinson's gaslighting, upside-down behavior must NOT exist because it does NOT protect or serve us, violating APD's LAW ENFORCEMENT CODE OF ETHICS, because an officer's fundamental duties include respecting the CONSTITUTIONAL rights of ALL to liberty, equality and justice, meaning NO cherrypicking, NO two-tiered system of injustice, NO secular sharia law.

Per Article 1 of APD's CANONS OF POLICE ETHICS, an officer's primary responsibility is to protect us by upholding our laws, which Brinson failed to do with alleged criminal negligence, endangering all of us. Because an officer cannot be expected to know all our laws or how they interact with one another, he MUST look at and listen to presented evidence on scene, and seek real-time legal assistance if unsure about the correct identification and interpretation of controlling law.

In Jesus name, I pray. Amen. See attached backup material for supporting evidence.



# CRIMINAL TRESPASS NOTICE FOR CITY OF AUSTIN PROPERTY (FORM B – Effective Immediately)

CURRENT DATE		TIME													
03/19/2022		1110		AM PM											
TRESPASS LOCATION			NAME OF CITY BUILDING OR PROPERTY (IF NAMED)												
<b>SUBJECT INFORMATION: (INCLUDE ALL AVAILABLE INFORMATION)</b>															
LAST NAME		FIRST NAME		MIDDLE NAME		DATE OF BIRTH									
Lee		Carlos													
RACE / SEX		HEIGHT		WEIGHT		HAIR		EYES		IDENTIFICATION NUMBER		STATE		TYPE	
HOME ADDRESS						CITY		STATE		ZIP CODE					
EMPLOYER OR WORK ADDRESS						WORK PHONE		CELL PHONE /PAGER		HOME PHONE					
<b>VEHICLE INFORMATION: (IF APPLICABLE AND AVAILABLE)</b>															
YEAR		COLOR		MAKE		MODEL		STYLE		STATE		LICENSE NUMBER OR V.I.N.			

YOU, Carlos Lee, ARE HEREBY NOTIFIED TO IMMEDIATELY LEAVE THESE PREMISES. YOU ARE PROHIBITED FROM COMING ON THE PROPERTY OR PREMISES OF THE CITY OF AUSTIN LOCATED AT: 1110 City of Austin Public Libraries UNTIL: 3/19/22, FOR ANY REASON AT ALL.

THIS NOTICE TO LEAVE THE PROPERTY IS BASED ON YOUR CONDUCT INVOLVING: Harassing other customers

IF YOU ARE FOUND ON THE PROPERTY DURING THE PERIOD LISTED ABOVE, YOU WILL BE ARRESTED FOR THE OFFENSE OF CRIMINAL TRESPASS.

I, Carlos Lee, THE UNDERSIGNED, UNDERSTAND THIS NOTICE IS EFFECTIVE IMMEDIATELY. I FURTHER UNDERSTAND THAT THE ABOVE NOTICE MAY BE RESCINDED ONLY BY WRITTEN NOTIFICATION. I ALSO UNDERSTAND THAT IF I REFUSE TO SIGN THIS NOTICE IT IS STILL EFFECTIVE.

X \_\_\_\_\_  
SIGNATURE OF INDIVIDUAL RECEIVING NOTICE TO LEAVE

You may request a hearing on the City's denial of your access to the property listed above. If you request a hearing, you must make that request no later than the fifth business day after you received the notice. Your request must be in writing and sent to: [name] Deborah Wick Department Director, Library Department, City of Austin, P.O. Box 1088, Austin, Texas 78767-1088

If you do request a hearing, you will have the opportunity to show why you should not be denied access to the property listed above. The matter will be reviewed, and a decision will be sent to you in writing. The City official conducting the review will determine (1) whether the issuance of a criminal trespass notice to you was proper, and (2) whether the area (the listed city property) of the criminal trespass notice were proper. The City official will have the authority to rescind, modify, or leave intact this Notice. The City policy regarding criminal trespass notices on City property is available on the back of this page.

CITY EMPLOYEE ISSUING NOTICE:		LAST NAME		FIRST NAME		CITY ID NO.	
		Darden		Harc		1011111	
WITNESS (IF ANY):		LAST NAME		FIRST NAME		CITY ID NO.	
		Rick-Wulfmeyer		Rob-222		10015055	

WHITE PAGE = A.P.D. DATA ENTRY      YELLOW PAGE = CITY DEPARTMENT FOR INVOLVED PROPERTY      PINK PAGE = INDIVIDUAL



*Hans Deaton*  
**City of Austin - Rules for Public Use of City Properties**  
**(Effective September 21, 2015)**

**1. Purpose.**

- (A) The City recognizes its duty to the citizens of Austin to be a responsible steward of the public properties and lands under its ownership or control, to maintain these public properties and lands in a manner that promotes public safety and health, and to provide City-owned facilities where the City and the public can conduct business and other approved activities free from unlawful and disruptive interference.
- (B) The City also recognizes the right of its citizens to engage in legitimate activities protected by the First Amendment to the U.S. Constitution that may occur in or on public Properties and lands owned by the City.
- (C) Under the City's Charter, the City Manager has the authority and responsibility to control and maintain the City's public properties and lands in accord with these interests.
- (D) Except as provided, these rules apply to all City properties. A City department may adopt more stringent rules under Chapter 1-2 of the City Code for City property under the department's control. Rules adopted by a department under Chapter 1-2 are cumulative of these rules.
- (E) These rules do not apply to conduct that occurs during meetings of the Austin City Council, which is addressed separately in the Austin City Code and rules adopted by the Council.

**2. Definitions.**

- (A) Except as provided, in these rules words and phrases mean what the words and phrases mean in the City Code.
- (B) In these rules:
  - (1) "director" means a department director responsible for a City property;
  - (2) "designee" means an assistant director or other manager to whom a director has made a written delegation of authority to deny physical access to a city property for which the director has responsibility;
  - (3) "employee" means a City employee, contractor, or volunteer in the conduct of City duties, and includes security personnel;
  - (4) "person" means a person who is present on a city property, other than an on-duty City employee; and
  - (5) "city property" means a property or part of a property which the City owns or controls, including the entrance ways and adjacent lawns, landscaping, and parking areas.

**3. Not a Public Forum.** Except for areas that are traditional public forums, such as parks and sidewalks, and areas specifically designated in writing as limited or full-purpose public forums, city properties and workplaces are not public forums.

**4. Conduct.**

- (A) A person may not:
  - (1) enter an area of a city property that is not open to the public without the permission of a person authorized to permit such entry;
  - (2) block access to an entrance or passageway at a city property, or a resource on a city property; or
  - (3) disrupt the normal provision of City services to the public, disrupt the use or enjoyment of a city property by the public or other persons, disrupt a public meeting, or disrupt the conduct of business in a City workplace.
- (B) While at a city property, a person may not:
  - (1) harass, sexually harass, abuse, threaten, assault, or fight with a person;
  - (2) threaten to damage the city property;
  - (3) incite a breach of the peace;
  - (4) carry or display a weapon, except as expressly permitted by the City Code, or by state or federal law;
  - (5) violate any local, state, or federal criminal law; or
  - (6) vandalize, steal, or recklessly or intentionally damage city property or City-owned personal property at that city property.

**5. Violations.**

- (A) If a person violates these rules, an employee responsible for the city property shall orally warn the person to stop the behavior. If the person fails to stop the prohibited behavior, the employee shall ask the person to leave the city property for the remainder of the current day.
- (B) If an employee determines that a person's violation of these rules is so serious that the person remaining on the city property creates an immediate danger to the city property, employees, or to other persons, or interferes with the use and enjoyment of the city property by other persons, the employee may ask the person to leave without an initial oral warning.
- (C) If a person refuses a request to leave the city property, the employee should immediately seek the assistance of security or law enforcement personnel.

**6. Denial of physical access to a city property.**

- (A) This section does not apply to a limited or full-purpose public forum.
- (B) A director or designee shall deny physical access to a city property to a person as provided in this section if the person is asked to leave the city property for any violation of Section 4 three times in a six month period.
- (C) A director or designee may deny physical access to a city property for any violation of Section 4(B) that involves actual damage to a City property, physical injury to any person, the theft of City-owned personal property, or an actual breach of the peace at a city property.
- (D) The period for which a person is denied physical access to a city property under this section is one year, beginning on the effective date of the denial.
- (E) Before a person is denied physical access to a city property, the director or designee must give written notice to the person of the denial, the specific city property to which access is denied, the reason for the denial, and the opportunity for a hearing on the denial.
  - (1) The person may request a hearing in writing no later than the fifth business day after the date the person receives the written notice.
  - (2) If a person requests a hearing in writing, the director or designee shall promptly schedule a hearing. The hearing may be before the director or designee, or before a hearing examiner at the discretion of the director or designee. The person conducting the hearing shall provide for an audio recording of the hearing.
  - (3) If, after the hearing, the director or designee finds that the grounds in Subsection (B) of this section are met, the director or designee shall make the denial of access final, and notify the person in writing.
  - (4) If, after the hearing, the director or designee finds that the grounds in Subsection (B) of this section are not met, the director or designee shall rescind the denial of access, and notify the person in writing.
- (F) Except in the case of an alleged violation of Section 4(B), a denial of physical access is not effective until the earlier of:
  - (1) the sixth business day after the person is provided written notice of the denial; or
  - (2) in the case of a person who requests a hearing, the date the denial is made final by the director or designee.
- (G) A person who is alleged to have violated Section 4(B) is entitled to a hearing in the manner provided by this rule. However, because a violation of Section 4(B) demonstrates an immediate danger to the safety of staff, other people, or City property, in the case of a person who is alleged to have violated Section 4(B) a denial of physical access is effective when the written notice is provided to the person, and remains in effect until a final decision in any hearing requested under Section 4(C). The director shall make a reasonable effort to hold any requested hearing promptly.
- (H) A person who requests and attends a hearing as provided in part (E), above, may make a written request for review of a final determination by a director or designee denying access to a city property. If the final determination denying access was made by a director, the request shall be made to the Assistant City Manager over that department. If the final determination was by a designee, the request shall be made to the director of that department. Any such request shall be made within two business days of the receipt by the person of notice that the denial of access is made final. The review shall be based on the audio recording from the hearing and any other materials from that hearing, and no new information or material may be considered. A decision on the request for review shall be made within seven business days. A request for review as provided in this part does not suspend the operation of a final decision denying access to a city property.
- (I) A person who is denied physical access to a city property may continue to access City services and programs at the city property in ways that do not require physical access to the city property, so long as the person meets other requirements for access to the services and programs. The director shall provide a reasonable accommodation under applicable law in the case of any person with a disability.
- (J) The City Manager (or designee) may enforce the denial of physical access by a criminal trespass notice, and may provide further direction to staff by an administrative bulletin.





## **REGULAR MEETING of the LIBRARY COMMISSION**

**July 25, 2022 – 6 p.m.  
Hampton Branch at Oak Hill  
5125 Convict Hill Rd.  
AUSTIN, TEXAS**

Public comment will be allowed in-person or remotely via telephone. Speakers may only register to speak on an item once either in-person or remotely and will be allowed up to three minutes to provide their comments. Registration no later than noon the day before the meeting is required for remote participation by telephone. To register to speak remotely, call or email Sharon Herfurth, 512-974-7420, [sharon.herfurth@austintexas.gov](mailto:sharon.herfurth@austintexas.gov)

**CURRENT BOARD MEMBERS/COMMISSIONERS:** *Mark Smith, Chair; Lynda Infante, Vice Chair; Julia Aguilar; Patricia Dabbert; JC Dwyer; Cristina Masters; Courtney Rosenthal; and Steven Self*

## **AGENDA**

### **CALL TO ORDER**

### **PUBLIC COMMUNICATION: GENERAL**

The first five speakers signed up prior to the meeting being called to order will each be allowed a three-minute allotment to address their concerns regarding items not posted on the agenda.

### **APPROVAL OF MINUTES**

1. Approve the minutes of the LIBRARY COMMISSION SPECIAL CALLED MEETING on June 18, 2022.
2. Approve the minutes of the LIBRARY COMMISSION SPECIAL CALLED MEETING on June 29, 2022.

### **DISCUSSION ITEMS**

3. Presentation by CapMetro, Potential Fare Programs and Free Bus Pass distribution at APL branches, Grace Nguyen, Community Engagement, Capital Metro
4. Presentation by Group 4, Architecture, Research + Planning, Austin Public Library Strategic Plan

5. Discussion of the July Director's Report covering public programming highlights, facilities, and APL priorities.

## **DISCUSSION AND ACTION ITEMS**

6. Approve a recommendation in support of the FY23 Austin Public Library budget
7. Approve the creation of a working group on Library Commission Training and Development
8. Approve the creation of a working group on Community Engagement

## **WORKING GROUP UPDATES**

9. Update from the Freedom to Read Working Group
10. Update from the Enhanced Library Card Working Group

## **WORKING GROUP RECOMMENDATIONS**

11. Report and possible action on a recommendation from the Enhanced Library Card Working Group

## **FUTURE AGENDA ITEMS**

## **ADJOURNMENT**

The City of Austin is committed to compliance with the American with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request. Meeting locations are planned with wheelchair access. If requiring Sign Language Interpreters or alternative formats, please give notice at least 2 days (48 hours) before the meeting date. Please call Sharon Herfurth at the Library Department, at 512-974-7420 or [sharon.herfurth@austintexas.gov](mailto:sharon.herfurth@austintexas.gov) for additional information; TTY users route through Relay Texas at 711.

For more information on the Library Commission, please contact Sharon Herfurth at 512-974-7420 or [sharon.herfurth@austintexas.gov](mailto:sharon.herfurth@austintexas.gov)

## Austin Library Commission, Citizen Communication - June 29, 2022

Soy Carlos León. First and foremost, Gracias a Dios for letting me speak. Following up last month, not only has APL Security guard Benjamin Wong continued targeting me with his ALIEN, SICKO HOMO/PEDO SEX OFFENDER HARASSMENT TROLL behavior, but so have other APL Security guards, as well as APL staff and management, documented in writing, in chronological order, in front of you now.

Lowlights include negative being Wong again unnecessarily approaching me at my table to try forcing me to interact with him. Though I silently ignored him at first, when he refused to leave me alone and stood too close to me, I angrily YELLED at him to STAY AWAY from me, drawing everyone's attention to him, to back him off WITHOUT physical violence, resulting in me being told to leave and that the police had been called. Though I waited outside Yarborough for 45 minutes to speak to APD about Wong's stalking and harassment to legally build the case to get a restraining order against him, APD never showed.

At Old Quarry, LGBTQ staff member Chris and managing librarian Ann misinterpreted and misapplied Library Use Rules to ridiculously imply that me eating food immediately outside the only public entrance to that tiny library, in plain view, was me leaving my inside belongings unattended – a pretext for being told to leave for the day, according to Chris, who initiated and escalated multiple confrontations with me to try intimidating me into submitting to his upside-down, negative insanity or provoking an illegal physical response against him. I lawfully and loudly rejected all that.

Bottom line, those guilty APL perps have been trying to confuse and control me to effeminate and emasculate me to gaslight and dominate me to unacceptably mistreat me like an abused bitch, though those public servants continue acting like ABUSIVE BITCHES, abusing their official capacities to become public SAFETY THREATS whose misbehavior should have NO place at APL.

Yet, it's still happening under Director Weeks' failed leadership, because he has NOT stopped it after repeatedly being made aware of it. Because Weeks would NOT allow a rule-following **Black** Male patron to be similarly targeted, harassed, and attacked, APL's unofficial two-tiered social **in**justice discrimination policy against me, a non-Black, Straight Christian Male Deplorable, contradicts APL's official Library For All slogan, in practice.

Therefore, direct Weeks to FIRE Wong and overhaul ALIEN APL security and staff to immediately and permanently STOP their harassment troll behavior against me.

In Jesus name, I pray. Amen. God Bless President Trump, who won the 2020 election in a landslide, counting each and every legal, legitimate vote one time only with equal weighting only.

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Dear APL Director Weeks, (cc:d to APL Security Supervisor Requejo)

APL Security Officer Benjamin Wong yet again intentionally and unnecessarily targeted me, Carlos León - a library patron, with his (Wong's) SICKO, ABUSIVE, HARASSMENT TROLL behavior that is unprofessional and unacceptable.

Today, 4/27/22, at approximately 3:00 PM - 3:10 PM at North Village Library, I was sitting peacefully at my circular table and working silently on my laptop, when APL Security Officer Benjamin Wong intentionally and unnecessarily approached my circular table and said, "You have a lot of stuff there." So I ignored him and his irrelevant utterance.

Next, Wong unnecessarily asked, "How you doing today?" to again try interrupting my laptop work, try refocusing my attention away from my laptop work on to him, and try forcing an unwanted, uninvited, unnecessary interaction on me. So I ignored him and his unnecessary speech again.

Then, Wong unnecessarily approached an older Hispanic? female volunteer/staff member silently shelving books nearby with no problem and asked her if my gear was in her way, though it wasn't. Another words, Wong was trying to start SHIT to justify harassing me and trying to make me move my gear, which was in no one's way.

Therefore, Wong violated APL use Rule 13(A)(1) by unreasonably disrupting the normal use of library services or property by a library customer (me) and Wong violated APL Use Rule 13(C)(1) by harassing me. Therefore, per APL Use Rule 14(A), a staff member shall orally warn APL Security Officer Benjamin Wong to stop his disruptive, harassing, SICKO TROLL behavior.

This is NOT the first time APL Security Officer Benjamin Wong has targeted me at North Village Branch; he's started similar SHIT against me there pre-COVID. Therefore, Wong's long-term behavior pattern has NOT changed for the better. Wong continues acting like a PREDATORY HOMO/PEDO SEX OFFENDER against me by trying to control me to effeminate and emasculate me to dominate me to mistreat me like an abused bitch, which I REJECT; In fact, it's Wong who continues acting like an ABUSIVE BITCH, which is unprofessional and unacceptable.

By abusing his official capacity by stupidly trying to target, bully, and harass me while on the job, under color of uniform, Wong is BREAKING THE LAW. If Wong is a HOMOSEXUAL MORON who stupidly targets Straight Christian Men like me who take NO SHIT from him, he (Wong) needs to make an ass of himself on his personal time at some bar on Dirty Sixth, NOT on professional time at the public library.

Thank you in advance for your anticipated prompt corrective action in this matter.

If Wong, or any other APL employee harasses me, expect to be called out publicly, on record.

Have a nice day,

Carlos León

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Dear APL Security Supervisor Requejo, (cc:d to Director Weeks)

4/27/22

APL Security Officer Benjamin Wong continues intentionally and unnecessarily targeting me, Carlos León - a library patron, with his (Wong's) SICKO, ABUSIVE, HARASSMENT TROLL behavior that is unprofessional and unacceptable.

Today, 4/27/22, at approximately 5:25 PM - 5:32 PM at North Village Library, I was walking away from my circular table to go to the restroom, then outside to eat, following APL policy. However, as I was walking AWAY from my table (and Wong), Wong unnecessarily said, "Have a great day, sir," to try stopping my forward progress and make me turn around and give him the personal attention he wanted from me. So I ignored him.

Wong then tried following me to the bathroom, which he could not enter because I had locked the door behind me.

Bottom line, Wong is continuing to act like a spurned, SICKO, PREDATORY HOMO/PEDO SEX OFFENDER against me by trying to control me, a Straight Christian Man, to effeminate and emasculate me to dominate me to mistreat me like an abused bitch, which I REJECT; In fact, it's Wong who continues acting like an ABUSIVE BITCH, which is unprofessional and unacceptable.

Stop Wong's SICKO STALKING SHIT NOW.

Thank you in advance for your anticipated prompt corrective action in this matter.

Respectfully,

Carlos León

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Dear APL Security Supervisor Requejo, (cc:d to APL Director Weeks)

APL Security Officer Benjamin Wong yet again allegedly intentionally and unnecessarily targeted me, Carlos León - a library patron, with his (Wong's) SICKO, STALKER, HOMO/PEDO HARASSMENT TROLL behavior that is unprofessional and unacceptable.

Today, 5/4/22, between 1:05 PM and 1:15 PM at Yarborough Library, I walked away from my table in the back of the library to go to the restroom, then outside to eat, following APL policy. However, within 30 seconds of me entering the restroom, Wong did the same, just like when he tried following me into the restroom at North Village library on 4/27/22 between 5:25 PM and 5:32 PM.

Then, after I left the restroom and walked back to my table to get something, Wong immediately and unnecessarily followed me back to my table in the back of the library. Though Wong will likely claim he just happened to walk into the men's restroom 30 seconds after me and that him immediately following me to my table at the back of the library was just him "doing his rounds", don't believe that SHIT. I know when I'm being stalked.

Therefore, before going outside to eat my lunch, I then immediately went to the front desk to request to speak with management. A couple minutes later in the lobby, with Wong hovering a few feet away, I told Yarborough Library's assistant branch manager Monica Jones, in person, about Wong's stalking behavior against me that he had just perpetrated at Yarborough, how he had stalked me last week at North Village library, and how he had similarly targeted and harassed me at North Village branch, pre-Covid - a documented, unchanging long-term behavior pattern that has NO place at APL.

Bottom line, Wong is yet again acting like a spurned, SICKO, PREDATORY HOMO/PEDO SEX OFFENDER against me by trying to effeminate and emasculate me, a Straight Christian Man, to gaslight and dominate me to mistreat me like an abused bitch, which I REJECT; In fact, it's Wong who continues acting like an ABUSIVE BITCH, which is unprofessional and unacceptable.

Since I already warned you and Director Weeks, in writing, to stop Wong's SICKO STALKING behavior against me, and y'all failed to do so, expect me to call you, Wong, and Weeks out publicly, on record, to begin lawfully holding y'all accountable for Wong's continuing SICKO STALKER HOMO/PEDO behavior against me because you, Wong, and Weeks are public servants, per Texas Penal Code 1.07(A)(41)(A), meaning y'all serve me.

Carlos León

P.S. There is NO personal history between Wong and I, inside or outside APL.

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To: Director Weeks

CC: Security Supervisor Requejo

Re: APL LGBTQ Harassment of Straight Christian Alpha Male customer at Old Quarry on 5/24/22

Per Rule 1 of APL's Library Use Rules (Purpose), "The Austin Public Library...has established these rules to protect the rights and safety of library customers, staff and volunteers, and to help preserve and protect the library's materials, equipment, facilities, and grounds." Per Rule 4(B) (General Expectations), "These rules identify prohibited behavior for library customers, with consideration of the situation and age appropriateness." Rule 12(C) says, "A customer may not leave a personal belonging unattended in the library", with "unattended" meaning, "not being watched or taken care of", per online Cambridge dictionary (<https://dictionary.cambridge.org/us/dictionary/english/unattended>).

Therefore, when I, Carlos León, a known, regular customer, momentarily leave my recognizable, distinct belongings at my table to sit outside the only library entrance/exit to eat food (because Rule 7(A) prohibits consuming food inside the library), I am NOT leaving my belongings unattended to NOT violate 12(C) to NOT impinge on the rights and safety of library customers, staff and volunteers and NOT interfere with preserving and protecting the library's materials, equipment, facilities, and grounds.

Despite the common sense application of 12(C) being obvious, May 24, 2022 at Old Quarry branch, two APL LGBTQ employees - younger White male Chris and older White female Ann (managing librarian) - intentionally and wrongly misinterpreted and misapplied Rule 12(C) to intentionally target and harass me, a Straight, Strong Alpha Male Christian, by intentionally trying to confuse and control me to effeminate and emasculate me to gaslight and dominate me to unacceptably mistreat me like an abused bitch, though THEY unprofessionally acted like ABUSIVE BITCHES, which will NOT be tolerated.

INCIDENT #1 (late morning) – AFTER I told the White female librarian with blue/purple hair I would be outside for a few minutes, someone put a hardcopy of APL's Use Rules at my table, highlighting Rule 12(C) about unattended belongings. As soon as I returned to my table and saw that on my table, I immediately took it up front and told library staff someone had ridiculously put this on my table. Chris said he had, which is BULLSHIT because ALL the staff there (including him) know my belongings at my table are mine and that I am responsible for my gear, not them (Rules 12D and 12E).

Another words, Chris officially communicated I had violated Rule 12(C), though I had NOT. Therefore, Chris wrongly implied I had done something wrong to passive-aggressively try putting me on the defensive by mislabeling me a rulebreaker, though Chris abused his official capacity with his attempted "gotcha" BULLSHIT. Since I had done NOTHING wrong, I angrily told Chris what he did was disrespectful and wrong. Chris then wrongly told me to lower my voice, to again try controlling me to effeminate and emasculate me. Therefore, I REJECTED Chris's BULLSHIT by NOT lowering my voice, telling him loud and clear that he does NOT tell me what to do or control me because he's a public servant, per Texas Penal Code 1.07(a)(41)(A), meaning I lawfully tell him what to do and control him.

Then I left that highlighted copy of the APL rules up front with Chris and went back outside to sit on the bench immediately outside the library to eat my food. Though my gear was still at my table, it was being taken care of and watched because I was sitting immediately outside the library's only public entrance/exit and because there's an APL camera directly above and behind my gear at that table. After I was done eating, I returned to my table to do more laptop work, ignoring Chris.

INCIDENT #2 – (3:55 PM - 4:15 PM) - I again walked outside and sat on the bench immediately outside the library to eat more food. Less than a minute later, Chris followed me outside, under the guise of collecting returned books out of the two big brown bins flanking the library entrance. Still, I ignored him. Nevertheless, when Chris was retrieving books out of the bin closest to me, Chris STARTED SHIT again, telling me this is the second time I'd left my gear unattended and that if I did it a third time, he'd ask me to leave for the day, trying to disrespectfully talk down to me, treat me like a child, gaslight me, and control me with his ABUSIVE, upside-down, ass-backwards HOMOSEXUAL HARASSMENT behavior.

Therefore, I lawfully defended myself from Chris's verbal, psychological, and spiritual attack by immediately getting up off the bench and telling him he will NOT talk to me that way. I then re-entered the library and went to a different, older, more senior White male staff member to report Chris's ABUSIVE, ALIEN, HOMOSEXUAL TROLL BITCH behavior. As I was doing so, Chris repeatedly tried talking over me and inserting himself into a conversation that did NOT include him, but was about him – more unacceptable ABUSIVE, ALIEN, HOMOSEXUAL TROLL BITCH behavior.

Then, managing White female librarian Ann(e) quickly showed up and respectfully asked me what the problem was. I explained to her how Chris was targeting me, instead of serving me. She said that she didn't want anything to happen to my gear if it was unattended. I told her she and I know my gear is my responsibility, NOT hers. She said that I had a problem with the policy. I told her, "NO. I have a problem with your application of the policy. When the sewing group is here, do you make the women lug their sewing machines outside to attend to them while they're eating outside the library?" After Ann(e) did NOT answer that question, because the answer is 'NO', I told her this is BULL. She said NOT to use that language, which is BULLSHIT because "BULL" is NOT an obscenity.

I then looked directly at Chris, who had a disrespectful smirk on his face, and told him his HOMOSEXUAL HARASSMENT against me was unacceptable. Ann(e) then said I couldn't talk to her staff that way, which also was BULLSHIT because I CAN talk to Chris, or any other attacking APL employee, that way to lawfully call out and defend myself against such HOMOSEXUAL HARASSMENT, legally exercising my First Amendment rights. APL LGBTQ employees do NOT have any special legal protection shielding them from my STRAIGHT self-defense speech countering their attacks.

Attacking APL LGBTQ employees will NOT be allowed to villainize me to play the victim to crybully me after I lawfully defend myself from their attacks, which THEY initiated. Chris violated Rule 13(C)(1) by repeatedly trying to harass and abuse me, inciting a breach of the peace to violate Rule 13(C)(3). Ann(e) wrongly backed Chris's BULLSHIT, instead of my righteousness, demonstrating upside-down, ass-backwards "leadership".

Seeing how public servants Chris and Ann(e) were wrongly ganging up on me, a member of the public they are legally bound to serve, as well as misdefining and misapplying APL's Library Use Rules, I de-escalated the confrontation they created and escalated by angrily walking away from them and out of the library. However, before I did, I also called out an older White Male customer (65 – 75 years old, approximately) who appears ALIEN, who allegedly has stalked me at Old Quarry for years, as well as at the nearby HEB after the library closes. He drives a grey 2020 Chevy Equinox **SPORT UTILITY 4-DR, License Plate MHG 3578, VIN – 3GNAXKEV7LS515923**, which has been reported to the appropriate authorities.

Immediately punish, retrain, and reprogram Chris and Ann(e) to immediately and permanently stop their harassment against me. Expect all this, them, and you to be called out publicly, because I will NOT allow you



or them to harass, bully, or discriminate against me, whom y'all serve. Expect me to continue archiving all this to publicly share en masse, on record, the next time APL wants more money/resources from City Council.

---

To: Director Weeks

CC: Security Supervisor Requejo

Re: Guilty older Black Male APL Security Guard's STALKING talk against Straight Christian Alpha Male customer at Yarborough on 6/3/22

On 6/3/22, between 12:40 PM and 1:00 PM, I, Carlos León, a targeted individual, was entering Yarborough, when guilty older Black Male APL Security Guard, already standing outside the entrance, saw me and said. "There He is!" Guilty older Black Male APL Security Guard's unnecessary, uninvited statement had NOTHING to do with his job.

Tracking me should NOT be guilty older Black Male Security Guard's job duty. However, if Security Supervisor Requejo and/or Director Weeks have directed APL Security staff to shadow me and report on my whereabouts, such Stasi-like behavior must become public ASAP` toward lawfully holding Requejo and/or Weeks accountable for their abuses of official capacity.

IMMEDIATELY tell guilty older Black Male Security Guard, as well as ALL APL Security staff, to NOT stalk or harass me at any APL location. Expect me to continue archiving all this to publicly share en masse, on record, the next time APL wants more money/resources from City Council.

Thanks in advance for your anticipated, prompt corrective action to address this matter.

Carlos León

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Dear APL Security Supervisor Requejo, (cc:d to APL Director Weeks)

6/15/22

Around 7:00 PM or so, young Black Male APL Security guard tried STARING ME DOWN when he walked toward my table in the back of the North Village branch – a non-verbal attempt to intimidate me to effeminate and emasculate me to dominate me, instead of serve me (library patron). So I stared right back at him, eye to eye, until he looked and walked away from me.

Then, between 7:45 PM and 7:50 PM, I was leaving the North Village branch by walking down one aisle toward the exit; young Black Male APL Security guard was walking up the other parallel aisle, away from the exit. As he passed by me, he unnecessarily said, "Have a good night" to try making me stop my forward progress toward the exit, turn around, and look at him, as well as get the last word in over me.

Therefore, I defeated young Black Male APL Security guard's verbal, psychological, and spiritual attack by NOT stopping, NOT turning around, and NOT looking at him. In addition, as I continued walking toward the exit, AWAY from him, I told him, "Right back at you. Uh huh. Yup." to FLIP his BULLSHIT against him and get the last word in over him.

This is yet another targeted attack against me by yet another member of APL's Security staff, despite you having been notified of the past attacks and been told to stop them. Expect all this, you, and Director Weeks to be called

out publicly to those who you have to answer, just like last month's Library Commission meeting, because you, Director Weeks, and APL's Security staff are public servants, per Texas Penal Code 1.07 (a)(41)(A), meaning y'all serve me, NOT the other way around.

Carlos León

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APL Director Weeks, (cc:d to APL Security Supervisor Requejo)

For the third time in the past two months, APL Security Officer Benjamin Wong intentionally and unnecessarily targeted me, Carlos León - a Straight Male library patron, with his (Wong's) unprofessional, unacceptable, SICKO, STALKING, ABUSIVE, HOMOSEXUAL HARASSMENT TROLL behavior meriting his IMMEDIATE and PERMANENT FIRING.

Today, 6/25/22, between 4:45 PM and 4:55 PM, at the Yarborough branch, I was peacefully by myself at my own back table in the northwest corner when Wong again STARTED THE SHIT by again unnecessarily approaching me. He then LIED to me to try gaslighting me, unnecessarily saying "You spilled something," though I had spilled NOTHING on my table. So I ignored him. Then Wong said, "I'll go get you some paper towels, Sir," though I did NOT ask for or require any paper towels. So I continued ignoring him.

Before reading the rest, know what happened immediately before Wong wrongly approached me. At 4:45 PM, an announcement was made over the speaker system saying the library was closing in 15 minutes. When I then started gathering my things to go, I saw that the bottom of my backpack had dirtied a small part of the white table I was sitting at/working on. So I poured a little bit of clean water on my dirtied table and used one of my own cleaning towels to clean it up before leaving to maintain a clean facility and help preserve and protect the library's facilities, following Library Use Rule 1 - <https://library.austintexas.gov/about-library/rules> .

Wong first approached while I was cleaning up after myself, which Wong could clearly see. Therefore, there was NO security issue, meaning there was NO need for Wong to approach me or say anything to me. Therefore, not only did Wong go out of his way to START SHIT, he tried turning a positive - me cleaning up after myself to maintain a clean facility and help preserve and protect the library's facilities - into a negative by FALSELY claiming I had spilled something to FALSELY imply I had broken Library Use Rule 1 by doing something wrong, though I had done NOTHING wrong and was doing everything right, in plain view.

Therefore, while Wong was getting paper towels that were unnecessary, unwanted, and uninvited, I finished cleaning up my table. When Wong returned a couple of minutes later, a blind man could see my white table was clean. Yet, Wong then tried wrongly forcing his unnecessary, unwanted, and uninvited paper towels on me to clean up NOTHING, while standing too close to me. Therefore, Wong was NOT trying to help me but again trying to HURT me by again trying to force an unnecessary, uninvited, unwanted interaction with me to again try confusing and controlling me to effeminate and emasculate me to gaslight and dominate me to again try mistreating me like an abused bitch, though Wong was yet again acting like an ABUSIVE BITCH.

Therefore, at that point, I lawfully defended myself from Wong's verbal, psychological, and spiritual attack by NOT accepting his paper towels and by YELLING at him loud and clear to stay away from me because his SICKO, STALKING, HOMOSEXUAL HARASSMENT against me, a Straight Christian Man, would NOT be tolerated. I then YELLED for library staff to get to my table immediately because of Wong's attack, because abusers like Wong do NOT like being publicly spotlighted or held accountable for their actions in front of others.

A White Male APL employee, who also seemed HOMOSEXUAL, quickly arrived on scene and told me he was calling the police. I said, "Good, Call em," because I wanted to speak to APD on record about Wong's continued



HOMOSEXUAL HARASSMENT against me and to ID Wong for the APD incident report. When I continued yelling at Wong, Wong told me to leave. However, because he's a public servant, per Texas Penal Code 1.07(a)(41)(A), he does NOT tell me what to do; I tell him what to do. Therefore, I did NOT leave when he told me to. However, AFTER he and the APL employee walked away from me, I left before 5:00 PM.

Yet, because I wanted to speak to APD about Wong, I waited for APD on the public sidewalk abetting Yarborough, in plain view, from just before 5:00 PM to 5:35 PM, while Wong and the White Male APL employee stayed inside Yarborough. However, APD never arrived. When Wong and the White Male APL employee left Yarborough at about 5:30 PM, I yelled at em' "WHERE'S APD?!! DIDN'T YOU CALL THE POLICE?!!" Wong rudely and wrongly told me to wait there for APD, though he was leaving, to try treating me like a moron and control me yet again. So I told him, "NO. you don't tell me what to do. I tell you what to do, you public servant." I was standing at least 20 feet away from Wong during this verbal exchange. When Wong walked to his car in the APL parking lot, I stayed on the public sidewalk. He drove away. Then I walked away.

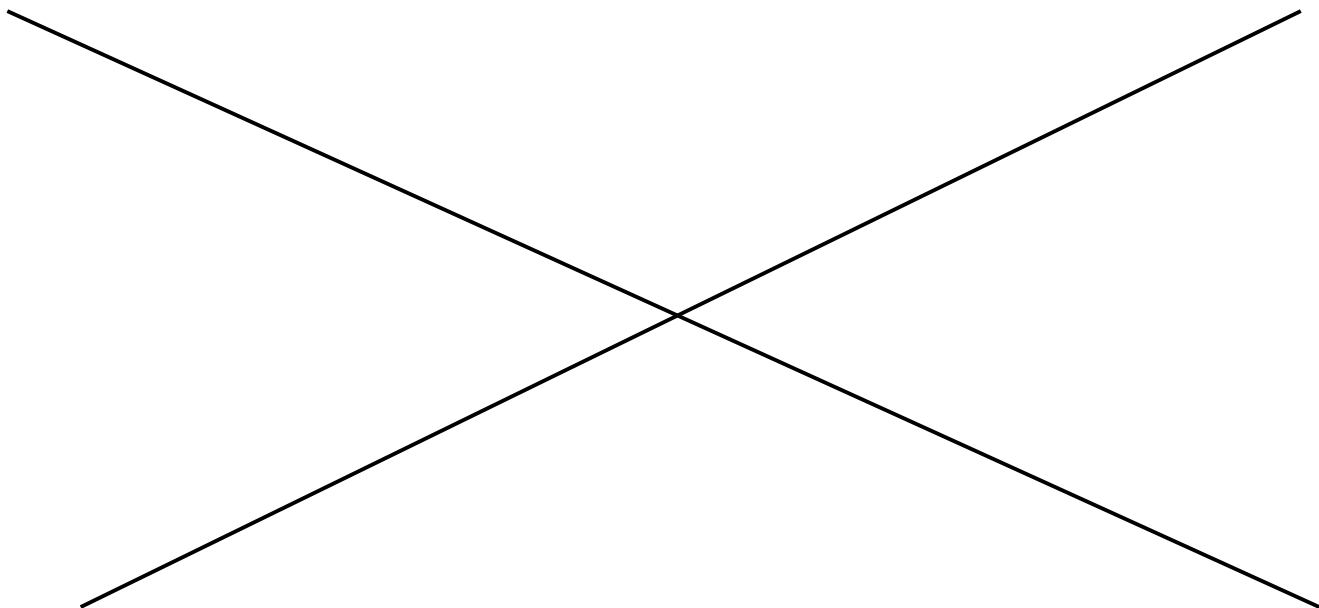
Just like Wong's other most recent attacks against me at North Village on 4/27/22 and Yarborough on 5/4/22, both documented with you in writing, it's a continuation of Wong's pre-Covid harassment against me, as well as APL Security's continued unwarranted harassment against me, also previously documented in writing with you.

Therefore, since you continue to be unwilling and/or unable to stop Wong's and APL Security's harassment against me, expect to be called out publicly again to those to whom you answer. Also, these complaints are being cumulatively filed and kept to document and show a systemic, long-term behavior security problem continuing under you requiring lawful action to stop and punish it and hold guilty parties accountable for their problematic actions and inactions, because I will NOT be targeted by you or anyone working under you for whom you are ultimately responsible.

Bottom line, Wong continues acting like a SICKO, PREDATORY HOMO/PEDO SEX OFFENDER TROLL BITCH who won't take NO for an answer, which will NOT be tolerated. Therefore, it's past time to IMMEDIATELY and PERMANENTLY FIRE Wong.

Carlos León

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July 25, 2022

9:32 AM

Director Weeks,

July 19, 2022 – Criminal Trespass Notice

Austin's City Charter § 7-1-1 (A)(1) says, "City residents...have the right to free use of the City's public libraries." Austin Public Library (APL) Rule No. 1 [<https://library.austintexas.gov/about-library/rules>] says. "The Austin Public Library is...intended for reading, studying, writing and listening to written or electronically transmitted materials...To this end, the library has established these rules to protect the rights and safety of library customers."

Therefore, because I, Carlos León, am an Austin resident, I have the right to free use of all APL branches to read, study, write, and listen to written or electronically transmitted materials, which APL's Use Rules were established to protect. In addition, APL's Use Rules exist to protect my safety at any and all APL branches.

However, July 19, 2022, at Yarborough branch, APL Security staff member Hans Deaton **WRONGLY** issued me a written **CRIMINAL TRESPASS NOTICE** in front of APD Officers [Sergeant] Castro (#5891), Ritchie (#5364), Consier (#7412), and Cannon (#8514), prohibiting me from coming on the property or premises of all APL branches for one year, also documented by APD Case No. 222000582. See attached.

According to the **CRIMINAL TRESPASS NOTICE**, "harassing other customers" is the alleged misconduct for which I have been allegedly asked to leave an APL branch three times within a six-month period for a violation of Section 4: City of Austin – Rules for Public Use of City Properties (Effective September 21, 2015). Therefore, Deaton has made the **FALSE** allegation that within a six-month period I have three times violated Section 4(B)(1) that says, "While at a city property, a person may not harass...a person."

However, not only have I **NOT** harassed anyone at an APL branch, but I have been repeatedly harassed by APL library staff, APL security staff, and other customers. See previous documentation I handed out in person at the June 2022 Library Commission meeting that I told Library Commission liason Sharon Herfurth to put in the official record.

The latest attack against me happened July 19, 2022 at the Yarborough branch. First, when I was eating food outside the library, a post-menopausal White female sicko, stalking cougar was crazily singing to herself and smiling at me like she wanted to fornicate with me. Because she walked by me and into the library, I ignored her. But then, after I finished eating and went to my table in the back to work on my laptop by myself [like normal], that same post-menopausal White female sicko, stalking cougar approached my table from behind, under the guise of perusing books behind me. She then stopped, stared at my work boots on my feet in mock amazement, and started to comment to me about how **BIG** my boots were to wrongly interrupt me, distract me from my work, refocus my attention away from my work on to her, and force me to deal with her pathetic, uninvited, unwanted sexually flirting focusing on my body [feet] to objectify me, because she was thinking **BIG FEET** equals **BIG DICK**, which is what she wanted from me.



Therefore, everything she said and did was upside-down, ass-backwards, and wrong because older Men objectify, sexually flirt with, and hunt hot younger single women because older Men with younger women naturally works, NOT the other way around. Therefore, I immediately stopped her crazy-ass, inappropriate BULLSHIT then and there, telling her loud and clear to “STAY AWAY FROM ME. GO TO A BAR. THIS IS A LIBRARY”, which made her leave me alone. I then reported what she said and tried to do to a female library staff member wearing a purple shirt at the front desk, who said she’d let her boss know. Because that should have been that, I told that female library staff member I was going back to my table to get back to work, but that if that post-menopausal White female sicko, stalking cougar came at me again, I’d be right back at the front desk to report her to remove her. The female library staff member understood.

I went back to my table and returned to my laptop work. Though that post-menopausal White female sicko, stalking cougar did NOT approach me again, she apparently went to White female branch manager Rebecca Rich-Wulfmeyer to complain she felt threatened by my rejection of her, to play the victim to villianize me to crybully Ms. Rich-Wulfmeyer. Though a normal, healthy Straight Male branch manager would have seen right through the stalking cougar’s BULLSHIT and told her to leave me alone or be removed for the day, Ms. Rich-Wulfmeyer stupidly fell for it, wrongly backing her instead of me.

A short while later, Deaton and the four APD officers showed up to wrongly remove and punish Me, the rule-following, law-abiding targeted individual who rightly defended Himself and His territory from attack, and wrongly reward the rule-breaking, law-breaking post-menopausal White female sicko, stalking cougar. That’s all upside-down, ass-backwards, and wrong.

Plus, APL’s inequitable, hypocritical, double standard is unacceptable. If a younger rule-following, law-abiding adult female customer was being stalked and harassed in the library by an older Male customer who wanted to fornicate with her, and she told him, “STAY AWAY FROM ME. GO TO A BAR. THIS IS A LIBRARY” and reported him to library staff, APL’s response would have been 180° different. In that case, APL would have rightly told him that his harassing behavior violates library use policy, to leave her alone, and that if he approached her again he’d be told to leave for the day. She would have been commended for speaking and standing up for herself to be self-empowered to NOT allow him to target her or derail her righteous library use.

Therefore, IMMEDIATELY stop all this upside-down, ass-backwards BULLSHIT against me, apologize to me, and officially rescind the one-year ban, in writing, WITHOUT a hearing. Otherwise, expect to be publicly tried first in the Court of Public Opinion and second in a Court of Law.

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## Library Commission - 7/25/22

Soy Carlos León. First and foremost, Gracias a Dios for letting me expose and speak against APL evil, in writing in front of you now. On July 19<sup>th</sup> at Yarborough, without just cause, APL Security guy Hans Deaton misapplied Rule 6(B) of City of Austin's Rules for Use of City Properties to wrongly issue me a CRIMINAL TRESPASS NOTICE banning me from all APL properties for one year. However, I am lawfully at this Library Commission Meeting because Rule 6(A) says denial of physical access to city property does NOT apply to a limited public forum, which this is, per *White v. City of Norwalk*.

Though the NOTICE alleges I have been asked to leave APL properties three times within the past six months for harassing other customers, the truth is the EXACT OPPOSITE – across multiple branches APL staff, security, and customers have repeatedly harassed me at my table when and where I silently read, study, write, and listen to written or electronically transmitted materials – what APL is intended for. Because APL Rule 1 also says, “To this end, the library has established these rules to protect the rights and safety of library customers,” and Austin’s City Charter § 7-1-1 (A)(1) **says**, “City residents...have the right to free use of the City's public libraries,” APL has oppositely VIOLATED my rights and NOT protected my safety, though I am a library customer and Austin resident.

In fact, APL has repeatedly, wrongly, and unlawfully punished me for rightly and lawfully defending myself when attacked at the library. Most recently, on July 19, I told a sicko, stalking, flirting cougar loud and clear to stay away from me and go to a bar because this is the library. I then reported her to staff and returned to my table to work. In response, the shameless psycho bitch claimed she felt threatened by me rejecting her, crybullying branch manager Rebecca Rich-Wulfmeyer. Soon after, Deaton and four APD officers showed up, telling me I had to leave, then banning me for one year.

Therefore in contrast to policy, the Library is NOT for all, because in practice, APL is telling me: Submit to being harassed or be banished from the library. That’s an ultimatum abusers make. Though I may request a hearing with Director Weeks, I will NOT, because Director Weeks is the problem who should be removed for knowingly allowing this to happen under him. If he were the solution, he would stop all this, apologize, and rescind the one-year ban, in writing, here and now, on public record. That’s how real leaders act. What say you, Library Commission? Will you boldly stand with me for right or meekly go along with wrong?

In Jesus name, I pray. Amen.

7/25/22

Dear Law Department - Open Government / Ethics and Compliance Division,

To ensure the Texas Open Meetings Act is lawfully followed at today's Austin Library Commission meeting, please examine ASAP the following interaction between Rules 6(B) and 6(A) of attached City of Austin – Rules for Use of City Properties (Effective September 21, 2015), brought to my attention this morning.

Per Rule 6(B), a current Criminal Trespass Notice prohibiting a member of the public [Person X] from all Austin Public Library (APL) properties for one year was issued to Person X because Person X allegedly was “harassing other customers”.

However, per Rule 6(A), that current Criminal Trespass Notice does NOT apply to an Austin Library Commission meeting physically held on APL property [Library Y] because that meeting is a limited public forum [i.e., *White v. City of Norwalk*, 900 F.2d 1421, 1425 (9th Cir. 1990); *Norse v. City of Santa Cruz*, 629 F.3d 966 (9th Cir. 2010)].

Therefore, for the sole purpose of lawful in-person attendance/First Amendment participation at that Commission meeting only [i.e., Texas Government Codes 551.002 and 551.007(b)], Person X is NOT criminally trespassing on APL property when Person X is at Library Y immediately before, during, and immediately after that Commission meeting, as long as Person X does NOT use non-meeting Library Y facilities (e.g., public computers, shelved books), does NOT interact with non-meeting Library Y customers or staff, but does leave Library Y as soon as that meeting adjourns (at the latest).

Please respond ASAP regarding the legal veracity of the above interaction between Rules 6(B) and 6(A) of City of Austin – Rules for Use of City Properties (Effective September 21, 2015) in this situation.

Thanks.

Cc this and response to: APL Director Roosevelt Weeks, APL Security Supervisor St. John Requejo, Austin Library Commission liason Sharon Herfurth, and APD Community Liason Janet Jackson [who is the Public Safety Commission liason]

## Rios, Myrna

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**From:** Rios, Myrna  
**Sent:** Monday, July 25, 2022 12:57 PM  
**To:** Herfurth, Sharon; Webster, Caroline; Weeks, Roosevelt; Requejo, St. John; Jackson, Janet  
**Cc:** Hall, Stephanie; Rios, Myrna  
**Subject:** RE: July 25th Library Commission meeting/TOMA

Thank you, he will be informed.

OCC RECEIVED AT  
JUL 25 '22 PM12:58

Myrna Rios, MMC, TRMC | City Clerk  
512-974-2504 | [myrna.rios@austintexas.gov](mailto:myrna.rios@austintexas.gov)

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**From:** Herfurth, Sharon <[Sharon.Herfurth@austintexas.gov](mailto:Sharon.Herfurth@austintexas.gov)>  
**Sent:** Monday, July 25, 2022 12:13 PM  
**To:** Rios, Myrna <[Myrna.Rios@austintexas.gov](mailto:Myrna.Rios@austintexas.gov)>; Webster, Caroline <[Caroline.Webster@austintexas.gov](mailto:Caroline.Webster@austintexas.gov)>; Weeks, Roosevelt <[Roosevelt.Weeks@austintexas.gov](mailto:Roosevelt.Weeks@austintexas.gov)>; Requejo, St. John <[St.John.Requejo@austintexas.gov](mailto:St.John.Requejo@austintexas.gov)>; Jackson, Janet <[Janet.Jackson@austintexas.gov](mailto:Janet.Jackson@austintexas.gov)>  
**Cc:** Hall, Stephanie <[Stephanie.Hall@austintexas.gov](mailto:Stephanie.Hall@austintexas.gov)>  
**Subject:** RE: July 25th Library Commission meeting/TOMA

Hi Myrna,

Mr Leon will be allowed to attend tonight's meeting at the Hampton Branch at Oak Hill.

Thanks,

Sharon

Sharon Herfurth  
Office of Programs & Partnerships | Division Manager  
512-974-7420 | [sharon.herfurth@austintexas.gov](mailto:sharon.herfurth@austintexas.gov)



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**From:** Rios, Myrna <[Myrna.Rios@austintexas.gov](mailto:Myrna.Rios@austintexas.gov)>  
**Sent:** Monday, July 25, 2022 11:56 AM  
**To:** Webster, Caroline <[Caroline.Webster@austintexas.gov](mailto:Caroline.Webster@austintexas.gov)>; Weeks, Roosevelt <[Roosevelt.Weeks@austintexas.gov](mailto:Roosevelt.Weeks@austintexas.gov)>; Requejo, St. John <[St.John.Requejo@austintexas.gov](mailto:St.John.Requejo@austintexas.gov)>; Herfurth, Sharon <[Sharon.Herfurth@austintexas.gov](mailto:Sharon.Herfurth@austintexas.gov)>; Jackson, Janet <[Janet.Jackson@austintexas.gov](mailto:Janet.Jackson@austintexas.gov)>  
**Cc:** Hall, Stephanie <[Stephanie.Hall@austintexas.gov](mailto:Stephanie.Hall@austintexas.gov)>; Rios, Myrna <[Myrna.Rios@austintexas.gov](mailto:Myrna.Rios@austintexas.gov)>  
**Subject:** July 25th Library Commission meeting/TOMA

Caroline and APL Staff,

Please see the attached inquiry from Mr. Leon regarding attendance at today's scheduled Library Commission meeting and his trespass notice.

Thank you,



# CARLOS LEÓN

## COMPLAINT

From Mr. Carlos León

To: City Auditor Stokes (<https://www.austintexas.gov/department/auditor>)

Date: 7/27/22- 12:34 PM

Subj: On 7/25/22 at 12:13 PM, Austin Library Commission liason Sharon Herfurth sent an official email response communicating that she's delusional and drunk on power, and that the Library Commission (as well as the Austin Public Library system) ILLEGALLY make and enforce their own rules superseding controlling City ordinances, State statutes, and Federal case law.

Background: On July 19, 2022, Austin Public Library (APL) Security guy Hans Deaton misapplied Rule 6(B) of City of Austin's Rules for Use of City Properties to wrongly issue me a CRIMINAL TRESPASS NOTICE banning me from all APL properties for one year (See attached PDFs of the front and back of that CRIMINAL TRESPASS NOTICE (CTN) – the front is the NOTICE itself and the back is a copy of City of Austin's Rules for Use of City Properties, which was officially passed by City Council and signed off by then City Manager Ott). Though that CTN should NEVER have been issued, I have been abiding by it until it is lawfully rescinded or overturned.

On July 25, 2022, there was a regular meeting of the Austin Library Commission Meeting at 6 PM at the Hampton Branch library at Oak Hill, which is a city property that is part of APL. Though one might think that my CTN would prevent me from lawfully attending that or any other Austin Library Commission Meeting held at an APL branch on City property, the legal truth is the EXACT OPPOSITE.

Rule 6(B), "A director or designee shall deny physical access to a city property to a person as provided in this section if the person is asked to leave the city property for any violation of Section 4 three times in a six month period", is under **Section 6 - Denial of physical access to a city property**. Rule 6(A) says, "This section does not apply to a limited or full-purpose public forum". Therefore, my CTN does NOT apply to an Austin Library Commission meeting physically held on APL property because that meeting is a limited public forum [i.e., . White v. City of Norwalk, 900 F.2d 1421, 1425 (9th Cir. 1990); Norse v. City of Santa Cruz, 629 F.3d 966 (9th Cir. 2010)].

Therefore, for the sole purpose of lawful in-person attendance/First Amendment participation at that meeting only [i.e., Texas Government Codes 551.002 and 551.007(b)], I am NOT criminally trespassing on APL property immediately before, during, and immediately after that (or any other such meeting), as long as I do NOT use non-meeting library facilities (e.g., public computers, shelved books) and do NOT interact with non-meeting library customers or staff, but do leave the library property as soon as that meeting adjourns (at the latest).

However, to proactively prevent anyone from NOT following the Texas Open Meetings Act and/or City of Austin's Rules for Use of City Properties to MISINTERPRET me lawfully attending a limited public forum open meeting at an APL property as a Criminal Trespass violation, which could lead to an UNLAWFUL arrest, I went to City Hall just before noon to briefly meet with City Clerk Rios in person about this.

I gave her a copy of my CTN (front and back), showed her Rules 6(B) and Rule 6(A), and handed her a hard copy of a ready-to-go email that she sent to the Austin Law Department – Open Government / Ethics and Compliance Division [[Caroline.Webster@austintexas.gov](mailto:Caroline.Webster@austintexas.gov)], APL Director Weeks [[Roosevelt.Weeks@austintexas.gov](mailto:Roosevelt.Weeks@austintexas.gov)], APL Security Supervisor St. John Requejo [[St.John.Requejo@austintexas.gov](mailto:St.John.Requejo@austintexas.gov)], Austin Library Commission Liason Sharon Herfurth [[Sharon.Herfurth@austintexas.gov](mailto:Sharon.Herfurth@austintexas.gov)], and APD Community Liason Janet Jackson [[Janet.Jackson@austintexas.gov](mailto:Janet.Jackson@austintexas.gov)], as well as cc:d Boards and Commissions lead Stephanie Hall [[Stephanie.Hall@austintexas.gov](mailto:Stephanie.Hall@austintexas.gov)]. The email said:

“Dear Law Department - Open Government / Ethics and Compliance Division,

To ensure the Texas Open Meetings Act is lawfully followed at today's Austin Library Commission meeting, please examine ASAP the following interaction between Rules 6(B) and 6(A) of attached City of Austin – Rules for Use of City Properties (Effective September 21, 2015), brought to my attention this morning.

Per Rule 6(B), a current Criminal Trespass Notice prohibiting a member of the public [Person X] from all Austin Public Library (APL) properties for one year was issued to Person X because Person X allegedly was “harassing other customers”.

However, per Rule 6(A), that current Criminal Trespass Notice does NOT apply to an Austin Library Commission meeting physically held on APL property [Library Y] because that meeting is a limited public forum [i.e., *White v. City of Norwalk*, 900 F.2d 1421, 1425 (9th Cir. 1990); *Norse v. City of Santa Cruz*, 629 F.3d 966 (9th Cir. 2010)].

Therefore, for the sole purpose of lawful in-person attendance/First Amendment participation at that Commission meeting only [i.e., Texas Government Codes 551.002 and 551.007(b)], Person X is NOT criminally trespassing on APL property when Person X is at Library Y immediately before, during, and immediately after that Commission meeting, as long as Person X does NOT use non-meeting Library Y facilities (e.g., public computers, shelved books), does NOT interact with non-meeting Library Y customers or staff, but does leave Library Y as soon as that meeting adjourns (at the latest).

Please respond ASAP regarding the legal veracity of the above interaction between Rules 6(B) and 6(A) of City of Austin – Rules for Use of City Properties (Effective September 21, 2015) in this situation.

Thanks.”

See the bottom of the Myrna Rios attachment for evidence she sent it out on 7/25/22 at 11:56 AM.

That same Myrna Rios attachment documents that on 7/25/22 at 12:13 PM, Sharon Herfurth, Austin Library Commission Liason and Division Manager of APL's Office of Programs Partnerships, wrote back to all of 'em, "Mr. Leon will be allowed to attend tonight's meeting at the Hampton Branch at Oak Hill."

Ms. Herfurth's response is a RED FLAG because neither Ms. Herfurth nor the Library Commission nor Director Weeks nor the City of Austin Law Department nor anyone else "allowed" me to attend that meeting because I have the legal right to attend that meeting, and any other future Library Commission meeting at an Austin Public Library location, per the controlling statutes, case law, City rules, and parameters in my message, as long as I continue following Library Commission meeting's lawful rules and procedures.

Therefore, at best, Ms. Herfurth's passive voice response ["...will be allowed..."] is a pathetic attempt to make the reader believe some individual or collective had to grant me permission to attend that meeting, though no such permission was needed according to controlling City ordinances, State statutes, and Federal case law. At worst, Ms. Herfurth's response communicates that some kind of permission was needed from some individual or collective to attend that Library Commission meeting at the Hampton Branch at Oak Hill and that such a "courtesy" might not be granted for future Library Commission meetings at other APL branches because the Library Commission and the Austin Public Library system ILLEGALLY make and enforce their own rules superseding controlling City ordinances, State statutes, and Federal case law to ILLEGALLY cherry-pick who can and cannot attend Library Commission meetings at APL branches.

Therefore, to let everyone on that email chain know how unacceptable and DANGEROUS Ms. Herfurth's response was, I sent em' all the following email last night (7/26/22):

"Subj: Follow-up on July 25<sup>th</sup> Library Commission meeting/TOMA

Y'all,

First, I thank City Clerk Rios for her prompt professionalism and assistance sending out my message re: July 25<sup>th</sup> Library Commission meeting/TOMA and getting Library Commission liason Herfurth's response to me.

Second, though Ms. Herfurth replied, "Mr. Leon will be allowed to attend tonight's meeting at the Hampton Branch at Oak Hill," neither Ms. Herfurth nor the Library Commission nor Director Weeks nor the City of Austin Law Department nor anyone else "allowed" me to attend that meeting because I have the legal right to attend that meeting, and any other future Library Commission meeting at an Austin Public Library location, per the controlling statutes, case law, City rules, and parameters in my message, as long as I continue following Library Commission meeting's lawful rules and procedures.

Third, my message was intended to proactively prevent anyone NOT familiar with its content (or feigning to NOT be familiar with its content) from NOT following TOMA and/or City of Austin's Rules for Use of City Properties to MISINTERPRET me lawfully attending a limited public forum open meeting at an APL property as a Criminal Trespass violation, leading to an UNLAWFUL arrest.

Fourth, to prevent that negative outcome moving forward, communicate relevant law or policy changes ahead of time so my constitutional right to speak freely, associate freely, and otherwise participate in government to the maximum extent permitted by law is safeguarded (Texas Civil Practice and Remedies Code 27.002 – Texas Citizen Participation Act).

Carlos León”

Requested Actions:

- 1) Accept this complaint
- 2) Assign it a case number
- 3) Email me back that case number
- 4) Investigate and follow-up as you see fit

Thanks in advance for your anticipated prompt assistance and accountability in this matter.

Carlos León

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July 18, 2022 [10:10 AM]

Dear Office of Police Oversight,

This complaint is against Black Male APD Officer Brinson [#7694] on July 18, 2022 between 7:37 AM and 7:49 AM, related to CAP METRO complaint CaseID : CCR-95419-Z0R0N4.

On July 18, 2022, between 7:33 AM and 7:36 AM, the Black Male CAP METRO bus driver operating Bus #2808, running Route 345 westbound along 45<sup>th</sup>, wrongly, intentionally, and ILLEGALLY REFUSED TO STOP at Stop 1055 [by Walgreen's, one block east of Guadalupe and 45<sup>th</sup>] to wrongly, intentionally, and ILLEGALLY NOT board or transport me, Carlos León, a Straight Christian Male Passenger, who was rightly standing at Stop 1055, facing oncoming Bus #2808, and waving my arm up and down to signal my intention to board and ride.

A few minutes later, I flagged down Black Male APD Officer Brinson [#7694] who was in his patrol car, heading east on 45<sup>th</sup> and Guadalupe, but stopped at a red light. Officer Brinson [#7694] rightly, promptly, and safely pulled into the Walgreen's parking lot to hear me. On the public sidewalk abutting Walgreen's [on 45<sup>th</sup> by Guadalupe], I told Black Male APD Officer Brinson [#7694] the Black Male CAP METRO bus driver operating Bus #2808, running Route 345 had just ILLEGALLY REFUSED TO STOP for me at Stop 1055 to ILLEGALLY NOT board or transport me.

Because Route 345 is circular and short, and driven only by that one criminal Black Male bus driver, I then told Officer Brinson [#7694] that because that criminal Black Male bus driver would be back around in that same Bus #2808 in about 15 minutes, I wanted Officer Brinson [#7694] to wait there for the return of that criminal Black Male CAP METRO bus driver to stop him and force him to board and transport me to FOLLOW THE LAW, to LAWFULLY ENFORCE MY CIVIL RIGHT to travel on public transportation, Constitutionally protected by the 14<sup>th</sup> Amendment.

However, not only did Officer Brinson [#7694] refuse to do any of that, but he told me that CAP METRO was PRIVATE, implying that he could NOT force CAP METRO to board and transport me because a private enterprise could deny me service without just cause. However, the TRUTH is CAP METRO is NOT private, per Texas law.

Texas Transportation Code 451.001 legally defines CAP METRO as a Metropolitan Rapid Transit Authority. Per Texas Transportation Code 451.052, CAP METRO is a public political entity exercising public and essential governmental functions for public purposes that are matters of public necessity. Texas Transportation Code 451.052 also defines CAP METRO as a governmental unit whose operations are NOT proprietary functions for any purpose. Therefore, because "proprietary duties" means "Those duties of a municipality which are not strictly governmental duties" (Black's Law Dictionary), ALL CAP METRO operations are governmental, meaning NONE of them are private. In addition, more than 75% of CAP METRO's funding comes from Texas sales tax.

Yet, when I respectfully corrected Officer Brinson [#7694], telling him that CAP METRO is a PUBLIC entity per Texas Transportation Code 451, he wasn't hearing it. When I offered to show Officer Brinson [#7694] Texas Transportation Codes 451.001 and 451.052 in writing, which I had with me in hard copy in black and white, he wouldn't look at it. Therefore, in effect, Black Male APD Officer Brinson [#7694] wrongly, blindly, and intentionally backed criminal Black Male CAP METRO bus

driver ILLEGALLY discriminating against me, a Non-Black member of the public who Black Male APD Officer Brinson [#7694] swore to protect and serve. Though Black Male APD Officer Brinson [#7694] and Black Male CAP METRO bus driver are both public servants, per Texas Penal Code 1.07(a)(41)(A), neither were serving me, a Non-Black member of the public.

Therefore, based on the evidence and law, Officer Brinson [#7694]'s unprofessional, unacceptable conduct against me engenders DISTRUST of APD – the EXACT OPPOSITE of what he should have said and done. Expect this episode to be called out publicly, on record, on TV.

Therefore, immediately place this complaint in Officer Brinson [#7694]'s personnel file and keep it there for his next evaluation. Immediately coach, reprogram, and retrain Officer Brinson [#7694] to fix his upside-down mindset and correct his ass-backwards behavior moving forward.

Thanks in advance for your anticipated prompt punitive and corrective actions in this matter.

Respectfully,

Carlos León

# Austin Police Department

## General Orders

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### **LAW ENFORCEMENT CODE OF ETHICS**

As a law enforcement officer, my fundamental duty is to serve the community; to safeguard lives and property; to protect the innocent against deception, the weak against oppression or intimidation and the peaceful against violence or disorder; and to respect the constitutional rights of all to liberty, equality and justice.

I will keep my private life unsullied as an example to all and will behave in a manner that does not bring discredit to me or to my agency. I will maintain courageous calm in the face of danger, scorn or ridicule; develop self-restraint; and be constantly mindful of the welfare of others. Honest in thought and deed both in my personal and official life, I will be exemplary in obeying the law and the regulations of my department. Whatever I see or hear of a confidential nature or that is confided to me in my official capacity will be kept ever secret unless revelation is necessary in the performance of my duty.

I will never act officiously or permit personal feelings, prejudices, political beliefs, aspirations, animosities or friendships to influence my decisions. With no compromise for crime and with relentless prosecution of criminals, I will enforce the law courteously and appropriately without fear or favor, malice or ill will, never employing unnecessary force or violence and never accepting gratuities.

I recognize the badge of my office as a symbol of public faith, and I accept it as a public trust to be held so long as I am true to the ethics of police service. I will never engage in acts of corruption or bribery, nor will I condone such acts by other police officers. I will cooperate with all legally authorized agencies and their representatives in the pursuit of justice.

I know that I alone am responsible for my own standard of professional performance and will take every reasonable opportunity to enhance and improve my level of knowledge and competence.

I will constantly strive to achieve these objectives and ideals, dedicating myself before God to my chosen profession . . . law enforcement.

*IACP Code of Ethics, adopted 37 Tex. Admin. Code § 1.112*

# Austin Police Department

## General Orders

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### **CANONS OF POLICE ETHICS**

#### **Article 1: Primary Responsibility of Job**

The primary responsibility of the police service, and of the individual officer, is the protection of people of the United States through the upholding of laws. Chief among these laws is the Constitution of the United States and its Amendments. The law enforcement officer always represents the whole of the community and it's legally expressed will and is never the arm of any political party or clique.

#### **Article 2: Limitations of Authority**

The first duty of a law enforcement officer, as upholder of the law, is to know its bounds upon him in enforcing it. Because he represents the legal will of the community, be it local, state, or federal, he must be aware of the limitations and proscriptions which the people, through the law, have placed upon him. He must recognize the genius of the American system of government which gives to no man, groups of men, or institutions, absolute power; and he must ensure that he, as a prime defender of that system, does not pervert its character.

#### **Article 3: Duty to be Familiar with the Law and with Responsibilities of Self and Other Public Officials**

The law enforcement officer shall assiduously apply himself to the study of the principles of the laws which he is sworn to uphold. He will make certain of his responsibilities in the particulars of their enforcement, seeking aid from his superiors in matters of technicality or principle when these are not clear to him. He will make special effort to fully understand his relationship to other public officials, including other law enforcement agencies, particularly on matters of jurisdiction, both geographically and substantively.

#### **Article 4: Utilization of Proper Means to Gain Proper Ends**

The law enforcement officer shall be mindful of his responsibility to pay strict attention to the selection of means in discharging the duties of his office. Violations of law or disregard for public safety and property on the part of an officer are intrinsically wrong; they are self-defeating in that they instill in the public mind a like disposition. The employment of illegal means, no matter how worthy the end, is certain to encourage disrespect for the law and its officers. If the law is to be honored, it must be by those who enforce it.

#### **Article 5: Cooperation with Public Officials in the Discharge of Their Authorized Duties**

The law enforcement officer shall cooperate fully with other public officials in the discharge of authorized duties, regardless of party affiliation or personal prejudice. He shall be meticulous, however, in assuring himself of the propriety, under the law, of such actions and shall guard against the use of his office or person, whether knowingly or unknowingly, in any improper or illegal action. In any situation open to question, he shall seek authority from his superior officer, giving him a full report of the proposed service or action.