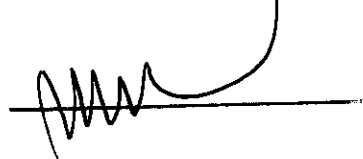


1 Robert C. Frisbee (State Bar No. 197837)
THE LAW OFFICE OF ROBERT C. FRISBEE
2 7218 Hillside Avenue, Suite 207
Los Angeles, California 90046
3 Telephone (310) 880-8755
Fax: (866) 279-0610

4 Robert M. Frisbee (Arizona Bar No. 018779)
5 FRISBEE & BOSTOCK, PLC
1747 Morten Avenue E., Suite 108
6 Phoenix, Arizona 85020
Phone: (602) 354-3689
7 Fax: (602) 266-7744
Attorneys for Defendant Thomas Redmond

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

APR - 7 2009



RRE
APR 14 2009
R

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 FOR THE COUNTY OF RIVERSIDE - RIVERSIDE BRANCH

11 **PATRICIA BEHR**, an individual,)
12)
Plaintiff,)
13 vs.)
14)
15 **THOMAS REDMOND**, an)
individual, and DOES 1 - 30,)
16 Inclusive,)
17)
Defendants.)
18 _____)

Case No. INC 052881
[Honorable William E. Burby,
Department HA1]
**AFFIDAVIT OF RONALD RAMSDELL
IN REPLY TO AFFIDAVITS FILED
BY PATRICIA BEHR**
Judgment Entered: February 11, 2009
Date and time of Hearing: April 17, 2009
8:30 A.M.
Place of Hearing: Department HA1
Hawthorne Facility

19
20 STATE OF MINNESOTA)
21)ss
County of Hennepin)
22

Ronald Ramsdell, being first duly sworn upon oath, deposes and says:

23 1. I have reviewed the Affidavits of Patricia Behr and her allies filed with her Opposition
24 to Tom Redmond's Motion For New Trial. The only truthful statement in them is that I moved in
25 with her in the Spring of 1991 rather than 1989; I started dating her in 1990, and my moving in
26 coincided with the year of the great Minnesota "Halloween Snow Storm," which I have now found

1 out was in 1991 rather than 1989.

2 2. As to paragraph 6 of Patricia's Affidavit, she and I *never* talked about STD's until she
3 gave me herpes; she told me she was on birth control pills.

4 3. Because I knew she would deny that she gave me herpes I decided to get tested; attached
5 as EXHBIT A is the result of the test, showing that I have genital herpes.

6 4. As to paragraph 7 of Patricia's Affidavit, it was *her* mood and demeanor that changed, I
7 always assisted her with groceries and other expenses, and the other statement is ludicrous.

8 5. As to paragraph 8 of Patricia's Affidavit, the whole thing is total fabrication. Our
9 relationship became progressively more volatile as time went on. Patricia had a vile temper, was
10 physically abusive to me, threw things at me, was extremely jealous if I talked to other women at
11 gatherings, her boys were becoming unmanageable, and it was generally becoming pretty miserable
12 to live with her. Therefore, I rented a truck and moved out on a day after she had gone to work at
13 Levitz.

14 6. During the time we were apart she called me and begged me to return on frequent
15 occasions. She said she needed me and so did her boys. We commenced to date and have sex again.
16 Against my better instincts, after several months I moved back in with her, mostly because I felt
17 sorry for her and her boys, with whom I had developed a bond.

18 7. I learned from Patricia that while we were split up she was having a relationship with a
19 man she thought was wealthy and who was giving her money and expensive presents. It turned out
20 that he was borrowing the money, and after his sources dried up he started robbing banks so he could
21 continue his relationship with Patricia. He got caught by the FBI, was convicted and was sent to jail.

22 8. Paragraphs 9 through 13 of Patricia's Affidavit are more lies. As time went on the
23 relationship deteriorated again, and things became more and more unpleasant. The relationship ended
24 when during an argument she threw a heavy glass of orange juice at me; it missed, broke some
25 objects in the living room. She became even more enraged, and physically assaulted me.

26 9. I wrestled Patricia to the floor and held her down so she couldn't hit at me any more,

1 during which time Andrew called the police. Anyway, he walked down the stairs and shot me in
2 the shoulder with a BB gun.

3 10. By the time the police came Patricia and I were talking fairly calmly. However, as soon
4 as she saw the police car she pitched another fit and told the police I had beaten and choked her,
5 which was entirely untrue. Nevertheless, I was arrested and charged with misdemeanor assault. To
6 my knowledge, Patricia never sought medical treatment and no ambulance was called.

7 11. I initially pled not guilty and wanted to go to trial. My attorney obtained statements
8 from neighbors which thoroughly discredited both she and her sons and their lifestyle (two interview
9 sheets are attached hereto as EXHIBIT B and EXHIBIT C), and from my parents, who witnessed
10 Patricia hitting me for no reason at a Christmas dinner (EXHIBITS D and E).

11 12. Because of these statements, the prosecutor and my attorney told me that my record
12 would be clean and all charges dismissed in a year if I pled guilty to a minor charge, paid a small
13 fine, and did nothing wrong for a year. I thought it was unfair because it was Patricia who had
14 caused it all, but I did it to save time and grief.

15 13. The affidavit of David Rygg is a joke. If I was the kind of person he claims I am, I
16 would not have been able to pass the psychological screening tests for and hold jobs as a Police
17 Community Officer with the Inver Grove Heights Police Department from 1974 to 1976, Security
18 Manager for Zayer's Shopper City from 1976 to 1978, and Loss Prevention Officer for Target Stores
19 from 1978 to 1984.

20 14. Behr's claim that I was "stalking" her is also totally bogus. In 1994 I was shopping for
21 a vehicle for my assistant at Walser Mazda. I didn't know Patricia worked there and never saw her
22 there, but she had me charged with harassing her. Again, the charges were dismissed when I agreed
23 not to go near her; that was ironic, since you couldn't get me near her with a cattle prod.

24 15. In 1995 I noticed an article in the Minneapolis paper that Patricia Behr had sued Walser
25 Mazda and its sales manager, Joseph Gingerelli, for sexual harassment. Since I knew that if
26 anybody had done any sexual harassment it would most likely have been Patricia Behr, I called

1 Walser Mazda to talk to Mr. Gingerelli and tell him what I knew about her. Mr. Gingerelli told me
2 he couldn't talk to me about the case, so I didn't take it any further.


3 16. As to paragraph 16 of Patricia's Affidavit, I don't know anything about what she said
4 to Tom Redmond or Carol Porwoll, but I suspect everything in the paragraph is a lie because I have
5 never been to restaurant in Maple Grove in my life.

6 17. As to paragraphs 17 and 18 of her Affidavit, my previous Affidavit and the attached
7 herpes test show who is lying.

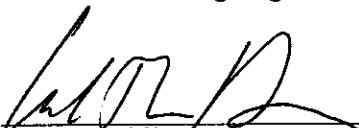
8 18. Finally, I do not wish to "hurt" Patricia Behr. I just don't want her to hurt anybody else,
9 like Tom Redmond, by abusing the legal system and committing perjury without consequence.

10 FURTHER AFFIANT SAYETH NOT.

11 DATED this 30th day of March, 2009.

12
13 
14 _____
Ronald Ramsdell

15 On the 30th day of March, 2009,
16 Ronald Ramsdell appeared before me and
executed the foregoing Affidavit.

17 
18 _____
19 Notary Public



20
21
22
23
24
25
26

EXHIBIT A

Park Nicollet Clinic

03/23/09

RAMSDELL, RONALD G
2925 DEAN PARKWAY
MINNEAPOLIS

MN 55416

MR#: (0000)17850991

(612)929-2355 (H)

Dear Patient:

The results of the tests performed during your clinic visit on 03/19/09 are noted on this and following pages. The chart lists lab tests, your results, lab normal, and condition or organ tested.

<u>Test</u>	<u>Your Results</u>	<u>Units</u>	<u>Lab Normal</u>
-------------	---------------------	--------------	-------------------

Immunology/Serology

HSV IgG Specific for Ty	5.15	f IV	
HSV IgG Specific for Type 1	19MAR09	1547	

Interpretation: HSV 1 Glycoprotein G Ab, IgG

REFERENCE INTERVAL: HSV 1 Ab, IgG (ELISA)

0.89 IV or less	Negative - No significant level of detectable IgG antibody to HSV type 1 glycoprotein G.
0.90 - 1.10 IV	Equivocal - Questionable presence of IgG antibody to HSV type 1. Repeat testing in 10-14 days may be helpful.
1.11 IV or greater	<u>Positive</u> IgG antibody to HSV type 1 glycoprotein G detected, which may indicate a current or past HSV infection.

Individuals infected with HSV may not exhibit detectable IgG antibody to type specific HSV antigens 1 and 2 in the early stages of infection. Detection of antibody presence in these cases may only be possible using a nontype-specific screening test.

Footnotes

f = Footnote

Park Nicollet Clinic

03/23/09

RAMSDELL, RONALD G

MR#: (0000)17850991

Test	Your Results	Units	Lab Normal
------	--------------	-------	------------

Immunology/Serology

HSV IgG Specific for Ty	4.98	f IV	
HSV IgG Specific for Type 2...	19MAR09	1547	
Interpretation: HSV 2 Glycoprotein G Ab, IgG			

REFERENCE INTERVAL: HSV 2 Ab, IgG (ELISA)

0.89 IV or less	Negative - No significant level of detectable IgG antibody to HSV type 2 glycoprotein G.
0.90 - 1.10 IV	Equivocal - Questionable presence of IgG antibody to HSV type 2. Repeat testing in 10-14 days may be helpful.
1.11 IV or greater	<u>Positive - IgG antibody to HSV type 2 glycoprotein G detected, which may indicate a current or past HSV infection.</u>

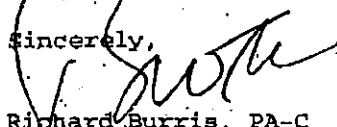
Individuals infected with HSV may not exhibit detectable IgG antibody to type specific HSV antigens 1 and 2 in the early stages of infection. Detection of antibody presence in these cases may only be possible using a nontype-specific screening test.

Footnotes

f = Footnote

If you have any questions regarding this letter, please call (952)993-3400. For a follow-up laboratory test, if requested by your provider, please call (952)993-5271 to schedule your laboratory visit.

Sincerely,


 Richard Burris, PA-C
 3850 Park Nicollet Blvd
 St Louis Park

MN

55416

Deliver to: 3850 Family Medicine

[] sdoc-internal use

EXHIBIT B

DATE: October 15, 1992

TO: Cliff Poehler
Assistant Public Defender

FROM: Mandy Lange
Trial Assistant Supervisor/Investigator

RE: State of Minnesota v. Ronald Gene Ramsdell

Interview with GARY ARTHUR HUGHES

On October 14, 1992, I personally interviewed Gary Hughes. Mr. Hughes was listed in the police reports as a witness to this Domestic Assault. Mr. Hughes at 7633 Newton Avenue South, Richfield, phone number 861-4360.

The police report states Mr. Hughes is a witness who said he "saw the suspect with his hands around the victim's neck." Mr. Hughes said this is not true.

Mr. Hughes said he could hear arguing from the residence across the street from his home. He stated he and his wife were inside their home when he observed two persons struggling. He said one person would have been on the floor and the other one on top of the prone person.

Mr. Hughes very specifically stated he could not identify who either person was.

Mr. Hughes said he followed a police vehicle and stopped it to tell the officer what he observed. He said the officer said it was just a domestic, and he already knew about it. He said he would send an investigator out to speak with him later. Mr. Hughes said no one from the police ever came to speak with him.

Mr Hughes said Patricia Behr did approach him later and asked him to sign a statement saying it was Ronald Ramsdell, who assaulted her. He said he could not do this because he did not know this to be true.

Also pertaining to the incident; Mr. Hughes stated he felt Patricia Behr was "putting on a show" with her injuries. He said he saw the next day or maybe the second day following the incident, running to her car to avoid the rain. He said he also saw her jogging as usual following the incident.

Mr. Hughes is also the director of this neighborhood's Crime Watch program. He said the situation at the Behr residence is awful. He said the Richfield police were notified many, many times, by different neighbors throughout the summer.

Page 2
Hughes Interview
State v. Ramsdell
October 15, 1992

Mr. Hughes said he believed, due to the amount of teenage traffic to house, there may have been drug sales going on. He said there were definitely many underage parties hosted there. He said the kids would walk up and down the block, urinating in neighbors yards. Mr. Hughes clearly remembers one night when the police showed up to break up a party and sent the kids who were under age 21 away. He said he watched these kids literally stagger to their vehicles and drive away.

Mr. Hughes said Patricia also receives a lot of "gentlemen" callers. He said if Patricia stays in for the evening, men will come visit her, however, if she leaves the house she does not usually return until very early morning hours. Mr. Hughes said she has returned to her house wearing only a negligee. Mr. Hughes is concerned because Patricia's son, Andrew, has to spend so many evenings (at least 3 or 4 evenings per week) home alone.

EXHIBIT C

DATE: October 15, 1992
TO: Cliff Poehler
Assistant Public Defender
FROM: Mandy Lange
Trial Assistant Supervisor/Investigator
RE: State of Minnesota v. Ronald Gene Ramsdell

Interview with NEIGHBORS OF PATRICIA BEHR

On October 14, 1992, I personally spoke with a few of Patricia Behr's neighbors. They all expressed the same concern for their safety and requested anonymity.

The neighbors said they are afraid of Behr's sons. They said there is always so much traffic to the house that they worry about drug dealing. They said there were many, many loud parties, lasting into the early morning hours. They said the kids attending these parties were underage and drunk. They said they saw these kids urinate in their yards.

The neighbors said Patricia Behr is never home. They said they do hear her come home, however, usually during the very early morning hours. They spoke about her arriving home in a negligee. They worry about Patricia conducting prostitution out of her home, due to the number of men seen entering and leaving her home.

The neighbors are concerned about Andrew Behr, age 13. They said often they see him at home during the day and worry about him not attending school.

The neighbors expressed concern, fear and disgust regarding the Behr family. They would like help in getting some of their concerns under control.

EXHIBIT D

DATE: October 15, 1992
TO: Cliff Poehler
Assistant Public Defender
FROM: Mandy Lange
Trial Assistant Supervisor/Investigator
RE: State of Minnesota v. Ronald Gene Ramsdell

Interview with WILLIAM STANLEY HENRY

On October 15, 1992, I interview by phone, Stanley Henry, step-father of Ronald Ramsdell. Mr. Henry resides at 6644 Falstaff Road, Woodbury, MN 55125, phone number 738-3644.

Mr. Henry stated that during Christmas dinner of 1991, he, Ronald and Patricia Behr were seated at the table talking. He said Ronald something jokingly to Patricia, and Patricia slapped him across the face.

Mr. Henry said this was extremely unexpected and happened like a "bolt of lightning." He said he saw Patricia become angry in an instant, and then just as suddenly get over it.

Mr. Henry was a police officer for many years and feels that whatever happened in the May 20, 1992, incident, Ronald must have been defending himself from yet another one of Patricia's sudden rages.

Mr. Henry stated he saw the damage done to Ronald's new bike. He said it was a very expensive bike, and when Ronald was able to retrieve it from the Behr residence following the incident, it was pretty badly damaged, having bent wheels and frame.

EXHIBIT E

DATE: October 15, 1992
TO: Cliff Poehler
Assistant Public Defender
FROM: Mandy Lange
Trial Assistant Supervisor/Investigator
RE: State of Minnesota v. Ronald Gene Ramsdell

Interview with JOANN HENRY

On October 15, 1992, I interview by phone, JoAnn Henry, mother of Ronald Ramsdell. Mrs. Henry resides at 6644 Falstaff Road, Woodbury, MN 55125, phone number 738-3644.

Mrs. Henry stated she was standing in the kitchen getting something for the Christmas dinner of 1991, when she saw Patricia Behr slap Ronald across the face. She said she did not know why "she went after him." She said she was very surprised.

Mrs. Henry said she and Patricia used to speak with each other often and felt as if they were friends. However, since the May 20, 1992, incident, Mrs. Henry said she and Patricia have not spoken. Mrs. Henry said she thought Patricia acted rather "wild" and tended to want people to believe she was "worldly."

Mrs. Henry said she has witnessed other times when Patricia would holler at Ronald. She said she has never seen Ronald behave in a physically aggressive manner towards anyone. She said even as a child, Ronald would not fight. She has never heard of Ronald physically fighting with anyone.

Mrs. Henry said she saw Ronald's new bike after he got it from Patricia's house. She said Ronald purchased it only about a week prior to this incident. She said when he got it back it was badly damaged, having smashed, bent wheels and a dented in frame.