

Oregon State Bar Complaint

July 4<sup>th</sup>, 2018

**Complaint Against: Dana Sullivan, Buchanan Angeli Altschul & Sullivan LLP**

Barratry , Intentional Economic Interference, Conflict of Interest, Abuse of Process, Acceptance of Solicitation.

Characters:

Defendants: Sarah Whitehouse, Ian Whiteman, Holy Child Farms LLC, Elysian Craft Cultivation LLC

Prosecuting Attorney for Plaintiff: Dana Sullivan, Katherine Heekin (Co-counsel), Buchanan Angelo Altschul & Sullivan LLP

Katherine Heekin: Previous attorney for plaintiff in lawsuit filed against defendants

Derick Sleithoff- Hernandez: Plaintiff in complaint with Dana Sullivan

Please read cover letter, and recommended to read complaint against Amy Margolis, Greenspoon Marder for factual background which is relevant to this complaint.

Following a vexatious litigation which rendered defendants unable to defend themselves and insolvent, Dana Sullivan chose to represent and eventually file suit against the defendants after it was solicited and while being co-counseled by the opposing attorney Katherine Heekin in the previous lawsuit.

Factual background: Plaintiff Hernandez was the manager for Holy Child Farms LLC. He was under contract and agreement as a salary employee. Plaintiff received all promised compensation including but not limited to paid time off, paid vacation, paid sick leave, paid paternity leave. Plaintiff was under non-disclosure and still is for one year after employment.

Katherine Heekin made statement in December of 2017 concerning employees and up to date payment. She wanted to confirm that all persons were up to date on payment and that if not they could attempt recourse on her client because he had deeper pockets.

I remarked that she and the receiver were in complete control of payroll, and that yes all employees were paid and compensated.

Plaintiff terminated his employment with Holy Child Farms December 26, 2017 via text, with the added explanation that he had spoken and defended argument with the previous plaintiff in the lawsuit against Holy Child Farms and that he would be filing a BOLI complaint and speaking to a lawyer.

Knowing that I had paid this employee and honored all contracted agreements I did not consider the threat seriously. I contacted BOLI myself and openly shared so that if there was an error I could remedy it. They said there was no error.

I did however, worry about him being solicited because he was in direct communication with the landlord and plaintiff in the previous lawsuit.

In January of 2018, an anonymous complaint on our license was made, which we were investigated and cooperative and found to be in good standing. Also, we received a letter from Dana Sullivan and Katherine Heekin as co-counsel for a demand for unpaid wages and threat of lawsuit. At that moment I realized that they recruited our manager for their litigation purposes on a case that was under “stay” and in their soliciting would be continuing the legal abuse through an additional lawsuits with the still intention to force us out of work and out of town.

Dana Sullivan willingly accepted a solicited lawsuit based on identical claims of the previous lawsuit (Breach of Contract : Oral Agreement) while being co-counseled by the opposing attorney.

Dana Sullivan willingly has filed a lawsuit based on false claims, with complete knowledge of the previous lawsuit, the inherent problems and conflict of interest with co-counsel, and furthermore with the knowledge that we have no recourse to bankruptcy.

Katherine Heekin and Dana Sullivan have found a loop hole in the legal system with HUGE consequence to defendants. Breach of Oral Agreement. Of which there is no record, and allows a hearsay to bring economic damages to the defendant.

The conflict of interest is furthermore devastating because while the previous case is under “stay” and the claims of the plaintiff will not drop until the product is sold, ultimately the old case will be litigated through the lawsuit filed by Mrs. Sullivan while it is under “stay”. This is a subversive tactic of outright deception.

Mrs. Sullivan is committing barratry.

Mrs. Sullivan knowingly is engaging in the racketeering of hours and stated a willingness to rack attorney fees to the amount of \$350,000 over an initial claim under \$15,000. Mrs. Sullivan knowingly does this with the direct knowledge of how it was done in the previous case, with the same co-counsel, with the same complaint, and the awareness that in our industry we cannot file bankruptcy.

Mrs. Sullivan began the complaint settlement request against Holy Child Farms LLC with the knowledge that the assets and income were in the hands of co-counsel.

Since the initial settlement request Dana Sullivan has changed the complaint and filed it with the intention to pierce the corporate veil and is currently suing the defendants personally, and the new business endeavor which is their only way to repay debts, and regain recovery from a vexatious lawsuit that rendered them penniless. With this knowledge via the conflicted interest Mrs. Sullivan is ambulance chasing with great advantage and if it wasn't enough that the previous lawsuit costs us everything, considerable debt, and difficulty in finding employment; Mrs. Sullivan shows that she clearly intends to cause economic harm to any future income we

might receive. Placing us in an endless cycle of servitude to lawyers abusing the legal system for their own economic gain.

Dana Sullivan is a civil rights lawyer. She should know better. And is undoing an entire career of supposed service to civil rights by exploiting just that.

Although I have all the evidence to support ourselves against this claim, it will cost us greatly. And more than likely the exact same events will take place. We will work tirelessly to pay an attorney to defend us, and either win but have no recourse to cost recuperation, or lose our counsel because Dana Sullivan has already informed us that she will racketeer the bill so high (just as the last case) that we will ultimately lose counsel and be yet again defenseless and have to give up our hard-earned assets.

I was informed by another employee that the plaintiff requested her to lie on his behalf and commit perjury by saying he worked the hours he was inventing and told her to say she heard us say we would give him an invented bonus. She was informed that the plaintiff in this case was in close relationships with the previous plaintiff and ultimately was being coached through the lawsuit. This case was solicited, conspired, and knowingly commits extortion.

Dana Sullivan is knowingly representing this, and is not just committing barratry, but is intentionally inflicting economic harm, and extorting any future income through her abuse of the legal system and infringes on our rights in the most basic sense. Potentially seizing all future income, and making us involuntary slaves and current and future indentured servants.

I have rights that Mrs. Sullivan is infringing on greatly. I am making this complaint known so that action and consequence can occur in this instance and is my only and last recourse to defend against a future that is being seized beyond unethical, but illegal means.

If Dana Sullivan is not investigated in this matter, she will be permitted to commit crimes, injustice, and will yield her knowledge to exploit our rights, and ultimately damage our lives for a second time and indefinitely.

I would like it to be known as well that we have received a death threat phone call. We have reported it, and believe it to be her client. I don't bring this to attention for the fear but that it is an example: As we were informed that whomever called has rights. I am at a loss, I am wondering how we have arrived to this point, where we are allowed to be abused, made slaves, and threatened because this is not the first time and the abusers are the ones with rights: not us. We have been stripped of all rights.

#### EVIDENCE-

- Communications stating co-counsel
- Complaint
- Messages

- Employee depositions to show false claim
- Employee file and compensation
- Contract between employer and employee