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8 Attorney for Intervenor  
9 MICHAEL HOYT

FILED  
2015 SEP -1 PM 2:33  
CLERK OF THE SUPERIOR COURT  
COUNTY OF STANISLAUS  
DEPUTY  
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11 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
12 FOR THE COUNTY OF STANISLAUS

13 In the Matter of the Assumption of Jurisdiction) Case No. 2016630  
14 over the Law Practice of )  
15 FRANK C. CARSON, )  
16 No. 136261 )  
17 ) **DECLARATION OF MICHAEL HOYT IN**  
18 ) **SUPPORT OF MOTION TO INTERVENE**  
19 ) Date: TBA *Sept 24, 2015*  
20 ) Time: TBA *8:30 am*  
21 ) Dept: TBA *21*

22 I, MICHAEL HOYT, declare as follows:

- 23 1. I am the defendant in the matter of People v. Michael Hoyt, Stanislaus County  
24 Superior Court, action no. 14-14124.
- 25 2. A trial was had in the matter at which I was represented by Frank C. Carson at which  
26 I was acquitted of numerous counts, but the jury hung on a count for involuntary manslaughter, 10-  
27 2 in my favor.
- 28 3. At all times subsequent to the jury verdict in that matter, I have been represented and  
continue to be represented by Mr. Carson who is thoroughly and intimately familiar with the case,  
and with whom I have a very trusting relationship and have every confident in his ability to  
competently and thoroughly represent me.
4. There are currently scheduled in my case the following activities:
- a. January 12, 2016 - Felony Pre-trial
  - b. February 2, 2016 - Jury Trial

1           5.       The action against me at this point is purely vindictive by the District Attorney's  
2 Office as part of its vindictive actions against Mr. Carson.

3           6.       Mr. Carson is a skilled and able criminal defense attorney who has successfully  
4 defended numerous defendants in high profile cases in Stanislaus County Superior Court, which has  
5 clearly prompted the District Attorney's Office and local law enforcement to conspire to eliminate  
6 Mr. Carson as a defense counsel in this county and to destroy his business and therefore  
7 purposefully destroy the able representation he provides to defendants, including me.

8           7.       Among numerous factors that supports this ongoing action by the District Attorney's  
9 Office and local law enforcement to discredit and unjustifiably remove Mr. Carson from his  
10 practice of law is the fact that the District Attorney's Office has allowed its so-called "investigator,"  
11 Steve Jacobson, from its office to involve himself in the alleged investigation of Mr. Carson  
12 notwithstanding the fact that Mr. Jacobson assaulted and battered Mr. Carson unjustifiably in the  
13 Courthouse and was involved in litigation with Mr. Carson well before his investigation into the  
14 concocted charges now pending against Mr. Carson were initiated. Indeed, Mr. Jacobson was sued  
15 by Mr. Carson for his assault and battery, and the matter was specially set for jury trial before Judge  
16 Mayhew of this court on August 11, 2015, when mysteriously the trial was "vacated,"  
17 "coincidentally" two days before the Ramey Warrant arrest of Carson was made. In addition, Mr.  
18 Jacobson recently has (as a part of his revenge against Mr. Carson and as part of the District  
19 Attorney's Office's ongoing attempt to silence Mr. Carson's ability to represent defendants)  
20 allegedly engaged in jury tampering, which is the subject of a pending court proceeding. A top  
21 Deputy District Attorney, Mr. Harris, is also implicated in that jury tampering allegation.

22           8.       Since Mr. Carson's arrest, I have been wrongly deprived of Mr. Carson's capable  
23 representation due to the conspiracy of various local law enforcement persons to de facto remove  
24 Mr. Carson from his practice of law.

25           9.       The District Attorney's Office has purposely taken steps to deny me of capable  
26 representation by pursuing maliciously trumped up, and meritless charges against Mr. Carson,  
27 thereby violating my Sixth Amendment rights to defense counsel.

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1           10. I absolutely strongly object to the attempt by the State Bar to intervene in my  
2 existing and long-established attorney/client relationship with Mr. Carson and the State Bar's  
3 apparent attempt to cooperate with the local district attorney in destroying Mr. Carson's business  
4 and his reputation.

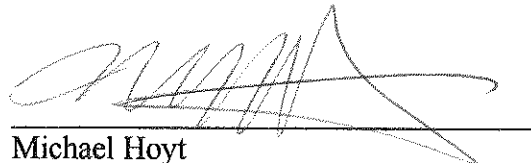
5           11. I am perfectly competent to choose my own counsel, and I have never and do not  
6 acquiesce in the State Bar (1) depriving me of representation by Mr. Carson or (2) looking at any  
7 files of mine or searching any files of mine that are at the offices of Frank Carson and expressly  
8 disallow the State Bar to do so.

9           12. I have every confidence that Mr. Carson will be able to represent me in the future in  
10 this matter and I do not want the State Bar in any fashion to interlope into my existing attorney/  
11 client relationship with Mr. Carson.

12           13. I believe that the State Bar is engaging in absolute bad faith tactics by attempting to  
13 involve itself in existing attorney/client relationships where no good cause exists and certainly by  
14 doing so, without seeking the consent of individuals that are knowingly represented by Mr. Carson.  
15 It would be a very simple procedure for the State Bar to have done a name search of individuals  
16 whom Mr. Carson represents and at the very least attempted to ascertain their input before  
17 attempting to seize their files, including mine, without my permission and without personal notice  
18 to me, and similarly situated clients of Mr. Carson.

19           14. The relief sought in the petition is an outrageous attempt to violate one of the most  
20 sacred privileged relationships known in our country, the attorney/client privilege.

21           I, MICHAEL HOYT, declare under penalty of perjury under the laws of the State of  
22 California that the foregoing is true and correct and that this declaration was executed on August  
23 8/31, 2015, at Modesto, California.

24  
25   
26 Michael Hoyt