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LOUISIANA ASSOCIATION OF  
PROFESSIONAL AUCTIONEERS

4155 Essen Ln. Suite 228  
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Robert@AuctionSellsFast.com

**To:** Judge Todd Hernandez

**From:** Robert Burns

**Fax:** 225-389-8941

**Pages:** 10 (including cover)

**Phone:** 225-389-4717

**Date:** April 9, 2014

**Re:** Burns v. LALB et. al. Docket #  
624531, 19<sup>th</sup> JDC

**CC:** \_\_\_\_\_

Urgent    For Review    Please Comment    Please Reply    Please Recycle

Judge Hernandez:

Please find attached Mr. Grant Guillot's original proposed judgment entailing the above captioned case, to which I posed no objection, as well as his revision to which I vehemently object, together with my letter outlining my objection to the revised judgment.

Thanks, and feel free to call me if you may have any question.



LOUISIANA ASSOCIATION OF  
PROFESSIONAL AUCTIONEERS

April 9, 2014

Delivered Via Fax to 225-389-8941

Honorable Judge Todd Hernandez  
300 North Blvd, Suite 8301  
Baton Rouge, LA 70801-1524

RE: *Robert Burns v. Louisiana Auctioneer's Licensing Board, et.al.*  
Docket # 624531, 19<sup>th</sup> Judicial District Court

Dear Judge Hernandez:

Upon receiving your ruling regarding the above entitled matter, which is enclosed, defense counsel Grant Guillot supplied a proposed judgment on Tuesday, April 8, 2014 via email to which I posed no objection whatsoever as evidenced by the email I returned to him and is also enclosed. Mr. Guillot even responded, "thank you, Robert."

Today, Mr. Guillot sent a "revised judgment" in which he sought to "merely" change the judgment's wording to say "at plaintiff's costs," which was never even sought in his prayer for relief in filing the Declinatory Exception of Lis Pendens. Ms. Linn, counsel for Mr. Bankston, indicated "no objection" to that revised judgment. The only statutory authority by which Mr. Bankston could have sought costs was if the court had granted his Special Motion to Strike, which was denied and rendered moot in accordance with your ruling.

Your honor, I feel strongly that the message that would be sent by approving a judgment of "at plaintiff's costs" would be that, when a member of the public or a license holder of a regulatory body reports suspected wrongdoing by a public body **which is subsequently VALIDATED a state agency whose purpose is to investigate criminal act (i.e. the Inspector General's Office)**, that it's perfectly fine to convene a hearing for the sole purpose of retaliating against the person reporting the suspected criminal act (payroll fraud). Approving a judgment "at plaintiff's costs" would further be an indication by the court that, when a person pursues recourse for that retaliation for which a rogue agency such as the Louisiana Auctioneer Licensing Board convenes an illegal executive session to secretly discuss how they'll discipline that licensee for reporting the illegal act, he can expect to be further penalized in the judiciary system.

In short, such a judgment would send the most horrible message imaginable to award costs against plaintiff, and it is mind boggling to me that it even be sought and lends credence to the inherently corrupt nature of Louisiana state government operations.



LOUISIANA ASSOCIATION OF  
PROFESSIONAL AUCTIONEERS

When I was a fraud examiner for the FDIC, I submitted criminal referrals to the FBI routinely. They were taken seriously, and I can remember working side-by-side with FBI Agent Greg Fee on numerous occasions entailing those criminal referrals in the early 1990s. I guess seeing the rampant abuse and corruption in state government has been a real eye opener to me of just how that activity is handled in state government vs. a federal agency such as the FDIC.

After all I've experienced, I won't ever involve myself in another state-coordinated investigation of a governmental body ever again. Agent Fee gave a great presentation in Livingston Parish about 2 ½ years ago, and he implored members of the public to please contact their New Orleans office with any wrongdoing.

Going forward, if I cannot deal with a federal agency such as the FDIC, I'll just bury my head in the sand and permit the corruption to go unabated.

In light of the foregoing, I respectfully request that you not send the most horrendous signal I can imagine by, upon someone reporting suspected criminal activity to a state regulatory body, be it the Louisiana Legislative Auditor or the Inspector General's Office (and I might add it was the OIG who called me on 12/27/12 asking for assistance on THEIR investigation of Ms. Edmonds for suspected payroll fraud), that such individuals can expect to be retaliated against by a regulatory body (the LALB in this case) and then be held responsible for court costs when he or she tries to remedy the retaliatory action.

In light of the foregoing, I respectfully ask that you strike through Mr. Guillot's revised proposed judgment and add the words "each party to bear their own costs."

Cc: Jenna Linn, Grant Guillot (via email)

Enclosures: Two Versions of Proposed Judgment  
Two emails from Grant Guillot (4/8/14 & 4/9/14)

Sincerely,

Robert Edwin Burns

ROBERT BURNS

DOCKET NUMBER 624,531 SEC. 27

VERSUS

19<sup>TH</sup> JUDICIAL DISTRICT COURT

LOUISIANA AUCTIONEER'S LICENSING BOARD, CHARLES "HAL" McMILLIN, JAMES M. SIMS, DARLENE JACOBS-LEVY, GREGORY L. "GREG" BORDELON, CHARLES "CLAYTON" BRISTER, TESSA STEINKAMP, LARRY S. BANKSTON, AND BANKSTON AND ASSOCIATES, LLC

PARISH OF EAST BATON ROUGE

STATE OF LOUISIANA

**JUDGMENT**

This matter came before the Court for hearing on an Exception of *Lis Pendens* filed by Defendants, LOUISIANA AUCTIONEERS LICENSING BOARD, CHARLES "HAL" McMILLIN, JAMES M. SIMS, DARLENE JACOBS-LEVY, GREGORY L. "GREG" BORDELON, CHARLES "CLAYTON" BRISTER, and TESSA STEINKAMP (collectively, "*Defendants*");

Present were:

**Grant J. Guillot**, Attorney for Defendants;

**Robert Burns**, *Pro Se* Plaintiff;

**Jenna Linn**, Attorney for Larry S. Bankston and Bankston and Associates, LLC.

The Court, having considered the parties' memoranda, the law and the evidence, renders the following Judgment:

**IT IS ORDERED, ADJUDGED AND DECREED** that Defendants' Exception of *Lis Pendens* is GRANTED;

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that Plaintiff's Petition for Damages for Defamation is dismissed against all Defendants pursuant to Louisiana Code of Civil Procedure articles 531 and 925(A)(3).

\_\_\_\_\_, Louisiana, this \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
HONORABLE JUDGE TODD HERNANDEZ  
Nineteenth Judicial District Court

**PLEASE NOTIFY ALL PARTIES UPON SIGNING**

**RULE 9.5 CERTIFICATE**

In accordance with Rule 9.5 of the Louisiana Rules of Court, undersigned counsel represents that the proposed Judgment was circulated to Robert Burns, *Pro Se* Plaintiff, and Jenna Linn, counsel for Larry S. Bankston and Bankston and Associates, LLC, via e-mail on the 8<sup>th</sup> day of April, 2014. Mr. Burns has indicated that he objects/does not object to the language of said proposed Judgment. Ms. Linn has indicated that she objects/does not object to the language of said proposed Judgment

Baton Rouge, Louisiana, this \_\_\_ day of April, 2014.

---

GRANT J. GUILLOT

## Robert Burns

---

**From:** Grant Guillot <grantg@SCWLLP.COM>  
**Sent:** Tuesday, April 08, 2014 2:44 PM  
**To:** Robert Burns; rburnsbtr@hotmail.com; 'Jenna Linn'  
**Subject:** RE: Robert Burns v. Louisiana Auctioneers Licensing Board, et al.; Proposed Judgment

Thank you, Robert.

Best regards,

**Grant J. Guillot**  
*Attorney at Law*  
Shows, Cali & Walsh, LLP  
P.O. Drawer 4425  
Baton Rouge, LA 70821  
Telephone: 225.346.1461  
Fax: 225.346.1467

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**From:** Robert Burns [<mailto:robert@auctionsellsfast.com>]  
**Sent:** Tuesday, April 08, 2014 2:42 PM  
**To:** Grant Guillot; [rburnsbtr@hotmail.com](mailto:rburnsbtr@hotmail.com); 'Jenna Linn'  
**Subject:** RE: Robert Burns v. Louisiana Auctioneers Licensing Board, et al.; Proposed Judgment

Hi Grant:

Thanks, and I've read it and have no objection to the wording, so you can remove the word "objects" regarding me on the certificate of service.



LOUISIANA ASSOCIATION OF  
PROFESSIONAL AUCTIONEERS

**Robert Edwin Burns, Vice President**

LA Association of Professional Auctioneers (LAPA)

4155 Essen Lane, Ste 228

Baton Rouge, LA 70809-2152

(225) 636-5506 (land-line) (225) 235-4346 (cell phone)

[www.auctioneer-la.org](http://www.auctioneer-la.org)

**From:** Grant Guillot [<mailto:grantg@SCWLLP.COM>]

**Sent:** Tuesday, April 08, 2014 2:31 PM

**To:** [robert@auctionsellsfast.com](mailto:robert@auctionsellsfast.com); [rburnsbtr@hotmail.com](mailto:rburnsbtr@hotmail.com); Jenna Linn ([jlinn@bblawyers.net](mailto:jlinn@bblawyers.net))

**Subject:** Robert Burns v. Louisiana Auctioneers Licensing Board, et al.; Proposed Judgment

Robert and Jinna:

I am circulating the attached proposed Judgment in accordance with Rule 9.5 of the Uniform Rules of Court.

Please let me know whether you have any objections to the language of the proposed Judgment.

Thank you.

Best regards,

**Grant J. Guillot**

*Attorney at Law*

Shows, Cali & Walsh, LLP

P.O. Drawer 4425

Baton Rouge, LA 70821

Telephone: 225.346.1461

Fax: 225.346.1467

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## Robert Burns

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**From:** Grant Guillot <grantg@SCWLLP.COM>  
**Sent:** Wednesday, April 09, 2014 9:20 AM  
**To:** robert@auctionsellsfast.com; rburnsbtr@hotmail.com; Jenna Linn (jlinn@bblawyers.net)  
**Cc:** Dana Riddick  
**Subject:** REVISED; Robert Burns v. Louisiana Auctioneers Licensing Board, et al.; Proposed Judgment  
**Attachments:** Judgment\_Exception of Lis Pendens.docx

Robert and Jenna:

My apologies, but I forgot to include language in the Proposed Judgment indicating that the dismissal would be at the Plaintiff's cost. That is the only addition I have made to the revised Judgment, which is attached to this e-mail.

Please once again let me know whether you object to the language of the Judgment.

Best regards,

**Grant J. Guillot**  
*Attorney at Law*  
Shows, Cali & Walsh, LLP  
P.O. Drawer 4425  
Baton Rouge, LA 70821  
Telephone: 225.346.1461  
Fax: 225.346.1467

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ROBERT BURNS

DOCKET NUMBER 624,531 SEC. 27

VERSUS

19<sup>TH</sup> JUDICIAL DISTRICT COURT

LOUISIANA AUCTIONEER'S LICENSING BOARD, CHARLES "HAL" McMILLIN, JAMES M. SIMS, DARLENE JACOBS-LEVY, GREGORY L. "GREG" BORDELON, CHARLES "CLAYTON" BRISTER, TESSA STEINKAMP, LARRY S. BANKSTON, AND BANKSTON AND ASSOCIATES, LLC

PARISH OF EAST BATON ROUGE

STATE OF LOUISIANA

JUDGMENT

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Present were:

**Grant J. Guillot**, Attorney for Defendants;

**Robert Burns**, *Pro Se* Plaintiff;

**Jenna Linn**, Attorney for Larry S. Bankston and Bankston and Associates, LLC.

The Court, having considered the parties' memoranda, the law and the evidence, renders the following Judgment:

**IT IS ORDERED, ADJUDGED AND DECREED** that Defendants' Exception of *Lis Pendens* is GRANTED;

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that Plaintiff's Petition for Damages for Defamation is dismissed against all Defendants pursuant to Louisiana Code of Civil Procedure articles 531 and 925(A)(3), at Plaintiff's cost.

\_\_\_\_\_, Louisiana, this \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
HONORABLE JUDGE TODD HERNANDEZ  
Nineteenth Judicial District Court

PLEASE NOTIFY ALL PARTIES UPON SIGNING

**RULE 9.5 CERTIFICATE**

In accordance with Rule 9.5 of the Louisiana Rules of Court, undersigned counsel represents that the proposed Judgment was circulated to Robert Burns, *Pro Se* Plaintiff, and Jenna Linn, counsel for Larry S. Bankston and Bankston and Associates, LLC, via e-mail on the 9<sup>th</sup> day of April, 2014. Mr. Burns has indicated that he objects/does not object to the language of said proposed Judgment. Ms. Linn has indicated that she objects/does not object to the language of said proposed Judgment

Baton Rouge, Louisiana, this \_\_\_\_ day of April, 2014.

---

GRANT J. GUILLOT