

<b>Subject:</b>	Complaint from Kent Madin.
<b>From:</b>	Kent Madin (rett139@yahoo.com)
<b>To:</b>	psc-policeconductunitcomplaintsandcompliments@police.vic.gov.au; ethical.standards@police.vic.gov.au;
<b>Date:</b>	Thursday, December 1, 2016 3:40 PM

Dear Vic Police. I am emailing this complaint after thrice submitting through your online form and never receiving an email confirmation of receipt. I am emailing on the advise of one of your staff who I spoke with on the phone.

Please write back and confirm receipt.

Kent Madin

Here is the text I attempted to send through your online complaint form:

On November 28 I received the following email from the company that hosts several of my websites:

NearlyFreeSpeech.NET Member Support <support@NearlyFreeSpeech.NET>  
To rett139@yahoo.com Nov 28 at 12:55 AM

Hello,

The below message was received at our support or abuse email address. It appears to pertain to you. As a courtesy, we are forwarding you a copy.

Please contact us through our member support facilities if you need any assistance, but keep in mind we did not originate this message and cannot answer questions about its content.

Thanks,

NearlyFreeSpeech.NET Member Support

=====  
===== BEGIN FORWARDED MESSAGE  
=====

To whom it may concern

My name is Louise COLBAN and I am a Senior Constable of Police from Melbourne North Criminal Investigation Unit which is part of Victoria Police in Australia. I have carriage of a cyberstalking investigation where Earl DE BLONVILLE is listed as the victim. I am requesting the removal of a website which you are currently hosting, <http://earldeblonville.net>. The website is one facet of the investigation. The website itself is

defamatory (libel) in nature and utilises material from DE BLONVILLE's own website without his permission, specifically his curriculum vitae.

Earl DE BLONVILLE has previously contacted you himself however you were unable to assist. He has also sent a 'cease to desist' request to Kent MADIN to have the site removed however this was not complied with.

I request that this website be removed.

Regards

Louise COLBAN | Senior Constable 37341 - North Melbourne CIU|

---

email:

[louise.colban@police.vic.gov.au](mailto:louise.colban@police.vic.gov.au)<mailto:louise.colban@police.vic.gov.au> |

web address:

[www.police.vic.gov.au](http://www.police.vic.gov.au/content.asp?Document_ID=2)<http://www.police.vic.gov.au/content.asp?Document\_ID=2>

|

phone: (03) 8379 0886| fax: (03) 8379 0887 | dx: 211387

address: 36 Wreckyn Street, North Melbourne 3051

Within hours of receiving the above notice, I called the Melbourne North station and spoke briefly with Constable Colban who advised me that it was standard procedure for an officer to demand that a private company remove a private citizen's property (I paraphrase). This seems to me like an egregious overreach of police authority and untoward intimidation of protected speech. I also spoke somewhat later with a Sergeant at Melbourne North (forgot to get his name) who allowed as how it was not standard procedure. I am also advised by Victoria Legal Aid that they have never heard of that kind of use of police authority. I would point out that the website in question [earldeblonville.net](http://earldeblonville.net) is an annotated examination of Earl de Blonville's professional claims. There are no repulsive or obscene images, no profanity, no coded messages to terrorists and nothing that poses an imminent danger to public safety.

I am not trying to get Constable Colban in trouble but I would like official clarification of whether such tactics (including characterizing my site as defamatory.. something normally left to the judicial arm) is proper police procedure. This entire matter is connected to my continuing efforts to research and write about fraud on the internet.

The person who made the allegation of cyberstalking that Constable Colban is investigating is one of the subjects of the story. In the US, we call that "having an axe to grind", something I must presume Constable Colban takes into account.

I have also reviewed what I can find of Australian law regarding making false allegations to the police which result in a police investigation (and attendant use of resources). The person making the allegations, Earl de Blonville, was an unofficial but active partner with four other subjects of the story in bringing similar allegations to police in Bozeman, Montana and the Montana office of the FBI last year. Mr. de Blonville is well aware that those investigations ran their course and were dismissed with no charges filed. Hence, Mr. de Blonville is making allegations that he knows full well have been reviewed and

rejected (albeit in a foreign jurisdiction). As a result of those investigations, Mr. de Blonville also knows I have never threatened anyone, that I have communicated and operated under my own name and been transparent about my purpose.

That discomfort might result for Mr. de Blonville from questions about his public business claims' veracity is part and parcel of operating in the electronic "public square".

Hence, I suggest that Constable Colban consider whether Mr. de Blonville is using a police investigation to intimidate and discredit legal inquiry and speech, knowing there is no evidence of criminal behavior. If that is the case, Mr. de Blonville would seem to be guilty of False Accusation (Summary Offences Act 1966 – SECT 53 Making false reports to police).

Kent Madin  
Bozeman, Montana  
Skype KentinBZN  
+1-406-595-2310