

# KENNETH J. KRAYESKE v. STATE OF CONNECTICUT

---

**CLAIMS COMMISSION  
FILE No. 22750**

**AN APPEAL TO THE  
JUDICIARY COMMITTEE OF THE  
CONNECTICUT GENERAL ASSEMBLY  
FOR THE 2015 LEGISLATIVE SESSION:  
ON THE EVENTS OF  
GOVERNOR M. JODI RELL'S  
INAUGURATION, JANUARY 3, 2007.**



# Table of Contents

---

4	Introduction
6	Prologue: The Story of Phil Chinn
8	In CT, the Story Begins in the 2006 Gubernatorial Race
12	CT State Police Surveilled the CT Green Party
14	The CT State Police Tracked Ken Krayske's Speech
16	And Handed out a One-Page Flyer of him Before the Inaugural Parade
18	Hartford Police Arrested Krayske
20	And Held Him on \$75,000 Bail
22	An Impossible Bail
24	The Arrest Report Was Fiction
26	Public Opinion Supported Krayske
28	But CT State Police Destroyed the One Page Flyer
30	Testimony to the General Assembly About a Two-Pager was False
32	So Was a Letter to Gov. M. Jodi Rell featuring a two-page dossier
34	By March 2007, the State Dropped the Charges
35	Krayske Sued in Federal Court
37	And Lost to the State Police Defendants
39	The Attorney General's Office Hid The Destruction of Evidence
40	The Court Acknowledged the State Police "stiffed" Krayske
41	Krayske Sought a Remedy at the Claims Commission And
42	Could Easily Meet the Elements of His Causes of Action
44	HPD Lt. Foley Admitted Krayske Got a Raw Deal
45	Then Lt. Foley Rescinded His Apology
46	The Claims Commission Dismissed Krayske's Claim
47	And Now Krayske Appeals to the Judiciary Committee
48	The Missing One-Page Flyer?

The ancient doctrine of sovereign immunity posits the state cannot be sued. When a government of the people confronts its own police corruption, this doctrine must stand as an absurd relic, a leftover of the divine right of kings. Some legal scholars have suggested that sovereign immunity has no place at all in a republican form of democracy.

What happens when state actors - like police and attorneys - conspire to block the exercise and vindication of cherished American liberties: freedom of speech, freedom of assembly, and freedom from illegal search and seizure? Centuries ago, our heroes created civic institutions like the state of Connecticut to protect these rights.

Just as our forebears resisted violations of these sacred dignities, we must now show we, as a responsive community, admit our trespasses against ourselves. We must act swiftly when our neighbors and kin betray these aims, when those we have entrusted to safeguard liberties prove destructive of those ends. Ken Krayske's story asks if Connecticut can do penance when state employees mislead and hide evidence to hide their crimes against freedom. The discrepancies highlighted in the following pages represent only the worst examples of official misconduct here; many more details did not merit inclusion.

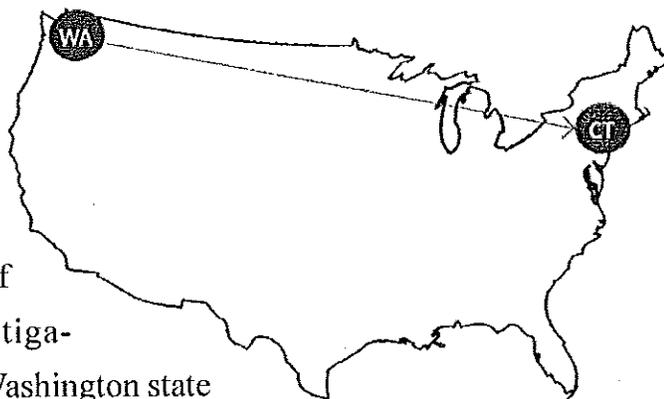
The tale revolves around the events of Gov. M. Jodi Rell's Inaugural Parade on January 3, 2007. At about 1:21 p.m., Connecticut State and Hartford police targeted activist and journalist Ken Krayske to stop potential political protest. Krayske was arrested on fraudulent charges and held hostage on \$75,000 bail for 13 hours.

Once the state dropped the fictional charges, Krayeske sued in federal court, claiming false arrest and free speech retaliation. Document destruction by the Connecticut State Police prevented Krayeske from winning a verdict. Despite the outcry of the press and citizenry in the immediate aftermath of the arrest, purposeful obfuscations by state actors dammed the flow of justice.



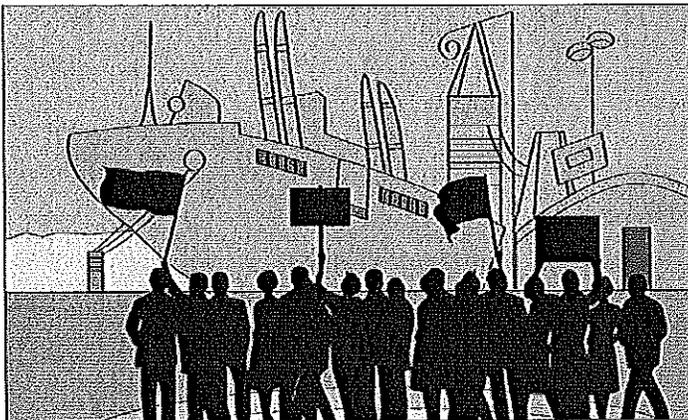
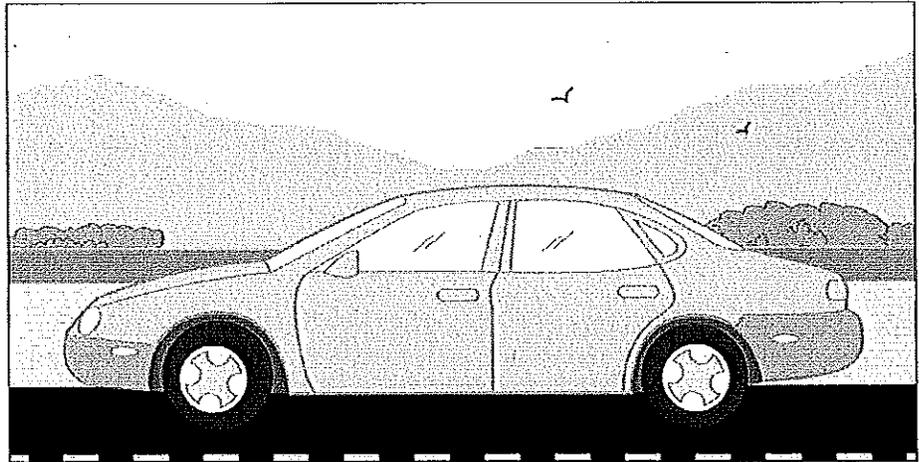
Mr. Krayeske now stands before the Judiciary Committee of the Connecticut General Assembly seeking to abrogate sovereign immunity, so that he can sue the state for its role in hiding the true nature of Krayeske's arrest: preemptive kidnapping of a protestor to prevent free exercise of speech. On October 14, 2011, Mr. Krayeske lodged five claims with the Claims Commission. The four against the Department of Public Safety were Intentional Spoliation, Third-Party Intentional Spoliation, Fraudulent Misrepresentation, and Fraudulent Concealment and a fifth against the Office of the Attorney General for Fraudulent Concealment. The Claims Commissioner rejected these claims.

Should Krayeske not receive the ability to sue the state, in the alternative, Krayeske seeks damages and reimbursement of legal costs from eight years of litigation. The case of Phil Chinn in Washington state instructs as to what Mr. Krayeske may be entitled to.



# MR. CHINN'S STORY...

EARLY AFTERNOON, MAY 6, 2007, PHIL CHINN, AGE 22, DROVE HIS GREEN FORD TAURUS WEST ON HIGHWAY 12 FROM OLYMPIA TO ABERDEEN, WASHINGTON.



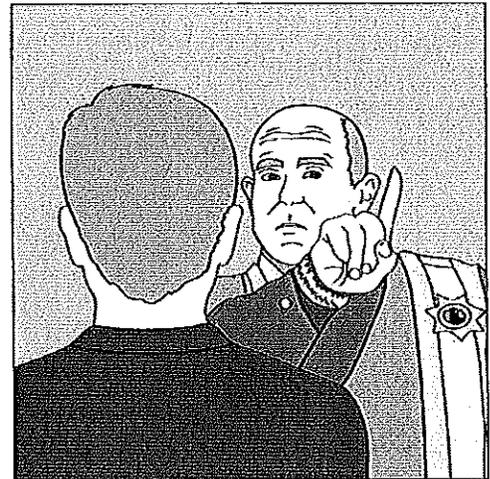
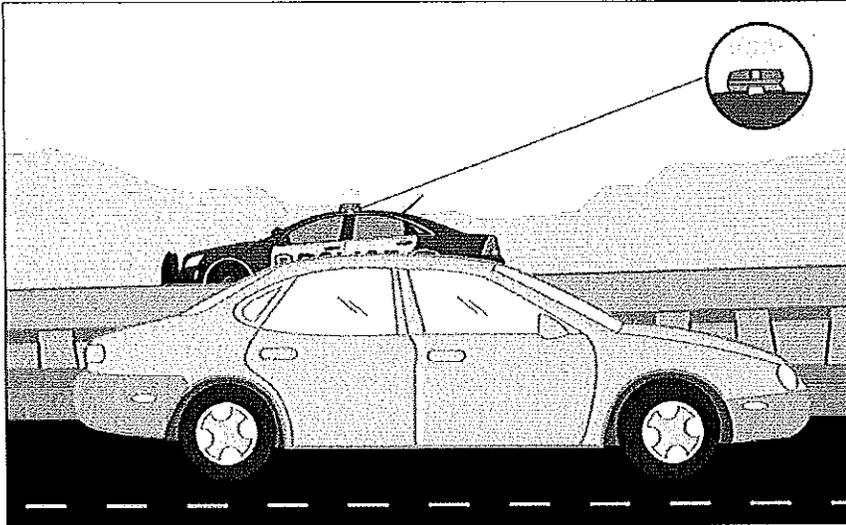
CHINN, A STUDENT AT EVERGREEN STATE COLLEGE, WAS WITH SOME FRIENDS ON THEIR WAY TO THE SECOND DAY OF PROTEST AT THE PORT OF OLYMPIA, CHALLENGING ITS USE AS A MILITARY FACILITY.

UNBEKNOWNST TO CHINN, STATE, COUNTY, AND LOCAL POLICE DEPARTMENTS COOPERATED TO SPY ON HIM AND ADD HIM TO A WATCH LIST.



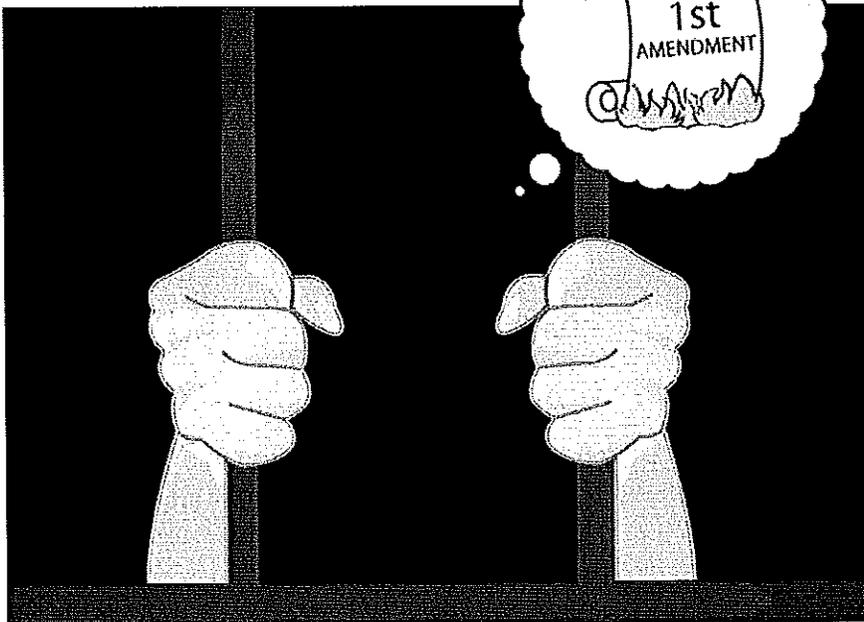
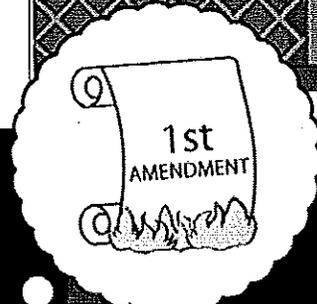
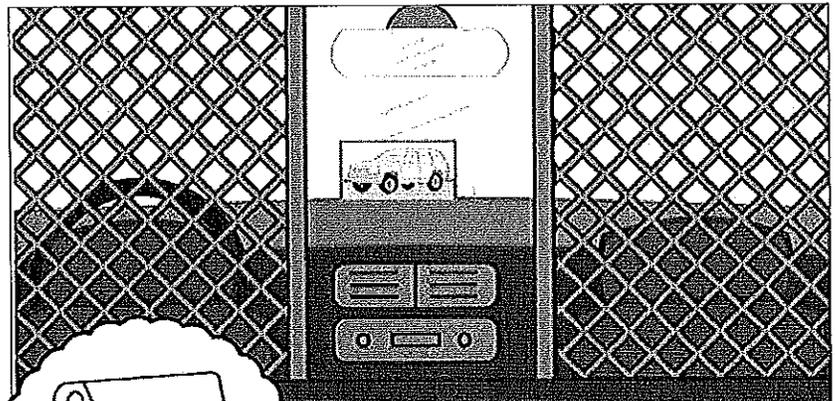
AN ABERDEEN DETECTIVE ALERTED TO CHINN'S PROTEST PUT OUT A "CALL TO LOCATE" HIM.

LAW ENFORCEMENT AGENCIES SPOTTED CHINN DRIVING ALONG THE HIGHWAY.



WASHINGTON STATE COP BEN BLANKENSHIP PULLED CHINN OVER FOR D. U. I.

CHINN WAS NOT DRUNK, BUT ARRESTED ON A PRETEXT. WHILE IN THE BACKSEAT OF THE COP CAR, HE SAW A PICTURE OF HIS FATHER'S JEEP CHEROKEE ON THE DASHBOARD. HE REALIZED HE WAS A TARGET.



THE COPS COLLABORATED TO SNATCH HIM, AND STOP HIS PLANNED PROTEST. THE STATE, REALIZING ITS ERROR, SOON DROPPED THE CRIMINAL CHARGES.

CHINN SUED IN FEDERAL COURT. IN 2010, WASHINGTON STATE AND LOCAL GOVERNMENTS SETTLED, PAYING CHINN MORE THAN \$400,000.00.

IN CT, THE STORY BEGINS WITH THE 2006 GOVERNOR'S RACE

Key Issues:  
 The College  
 Marijuana  
 End the War on  
 Drugs  
 Affordability  
 Single Party  
 Elections  
 Civil Liberties  
 Clean Energy  
 No Deregulation  
 No Privatization

For Democracy  
 For Social Justice  
 For the Environment

**Thornton/de Smet**  
 Governor/Lt. Governor

**Because Connecticut  
 needs an ethical and  
 financially responsible  
 alternative to the  
 two-party system.**

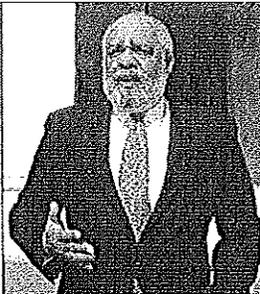


Cliff Thornton & Jean de Smet

**Vote Green | votethornton.com**  
Fund for by Thornton/Gov. Rell, Max Westworth/Treasurer. Approved by Cliff Thornton  
 info@votethornton.com phone 860-995-3347, P.O. Box 1971, Manchester, CT 06045

**K**en Krayeske served as the campaign director for Cliff Thornton for Governor, the Connecticut Green Party's candidate. Mr. Thornton, campaigning against drug prohibition, de-segregated the gubernatorial ballot.

**CT4 CT'06**  
 Clifford Thornton  
 for CT Governor  
 Vote Green  
 votethornton.com



859-857-8438 • info@votethornton.com • Send Contributions to: Thornton for Governor, PO Box 1971, Manchester, CT 06045

However, being the first black man on the ballot did not give him access to all parts of the democratic process.

Gov. M. Jodi Rell and New Haven Mayor John DeStefano, the two major party candidates, denied Thornton entry in the debates. The Connecticut State Police (hereinafter "CSP") knew this, as the CSP kept close tabs on this election.



Image sources: www.courant.com  
 www.ctpost.com