

1 STATE OF MINNESOTA

DISTRICT COURT

2 COUNTY OF HENNEPIN

FOURTH JUDICIAL DISTRICT

3
4 State of Minnesota,

5 Plaintiff, Transcript of Proceedings

6 vs. Court File No. 27-CR-23-1886

7 Matthew David Guertin,

8 Defendant.

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11 The above-entitled matter came before the
12 Honorable Sarah Hudleston, one of the Judges of the above-named
13 court, in Courtroom 1057, Hennepin County Government Center, 300
14 South Sixth Street, Minneapolis, Minnesota, on the 29th day of
15 April, 2025, at 11:18 a.m.

A P P E A R A N C E S

Mawerdi Hamid and Timothy Humphreys, Assistant
Hennepin County Attorneys, appeared as counsel for and on
behalf of the Plaintiff.

Emmett Donnelly and Raissa Carpenter, Assistant
Hennepin County Public Defenders, appeared as counsel for and
with the Defendant.

MINNESOTA
JUDICIAL
BRANCH

Maya Funk
Official Court Reporter
Minneapolis, Minnesota

1 P R O C E E D I N G S

2 THE CLERK: Your Honor, this is the State of
3 Minnesota vs. Matthew Guertin, Court File 27-CR-23-1886,
4 and we are on the record.

5 THE COURT: Good morning, Mr. Guertin.

6 MR. GUERTIN: Good morning.

7 THE COURT: Good morning, counsel. Please note
8 appearances.

9 MS. HAMID: Good morning. Mawerdi Hamid for
10 the state with co-counsel Timothy Humphreys, Your Honor.

11 MR. DONNELLY: Your Honor, Emmett Donnelly and
12 Raissa Carpenter. At this point we have been appointed
13 counsel for Mr. Guertin, and he is seated between us and
14 present.

15 THE COURT: Okay. Last time we were together,
16 Mr. Guertin expressed an interest in representing
17 himself, and I gave him the petition to self-represent,
18 and we talked about filling it out with a supervisor from
19 the public defender's office. At that time, I explained
20 to Mr. Guertin I couldn't take a waiver of counsel from
21 someone who was not competent but that I was bound by
22 Judge Koch's competency order.

23 The concern, however, happened that I am only
24 able to follow that competency order unless and until I
25 see evidence of lack of competency. And once I see that,

1 by law I'm required to address that, Mr. Guertin. That's
2 the duty that the law imposes on me. I cannot take a
3 waiver of counsel from someone who I do not believe is
4 competent in the legal sense, in the sense of being able
5 to rationally consult and rationally provide counsel with
6 information and participate in his own defense.

7 You are an extremely intelligent person. You
8 have patented really amazing technology. You've patented
9 valuable technology. You've used AI to write really
10 detailed legal memoranda. You have technological
11 capabilities that probably surpass 99.9 percent of the
12 population. So, I am not doubting your intelligence in
13 any way whatsoever.

14 I also understand probably that nothing I say
15 to you is probably going to see reasonable or fair
16 because I know where you stand. I know what you think.
17 You think the system is conspiring against you. All I
18 can tell you is I am not. I am doing my duty under the
19 law to make sure that somebody who's being charged with
20 criminal charges has the ability to rationally consult
21 and present a rational defense.

22 And based on what I've seen in the record, --
23 and I reviewed your 50-plus page motion to dismiss, and
24 I've looked at a number of the cites and exhibits -- I
25 can't let you go forward because I have significant

1 concerns. And Minnesota Statute 611.42 subd. 2 says, "A
2 defendant must not be allowed to waive counsel if the
3 defendant lacks the ability to --" and then as pertinent
4 here, "-- to appreciate the consequences of proceeding
5 without counsel." And six, "comprehend other matters
6 essential to understanding the case."

7 And the big concerns here are you're raising as
8 defenses things related to your patent and a big
9 conspiracy with Netflix and the government and the
10 court -- criminal court case somehow being related to
11 that. That we're trying to silence you. And that is not
12 rational. That would not provide a defense to the
13 charges. You would not have any defense to criminal
14 liability based on the patent theories you are stating.

15 And so, therefore, I am going to order another
16 Rule 20.01 evaluation. I know you will be extremely
17 disappointed by this. I just can tell you that it's my
18 duty. I have to do this. And I believe the state wanted
19 to make a record as well.

20 MR. GUERTIN: Am I allowed to speak at some
21 point?

22 THE COURT: In a moment. Yeah. Well, your
23 counsel can speak for you, and then -- but first the
24 state.

25 MS. HAMID: Thank you, Your Honor. The state

1 is also concerned with the number of filings that were
2 filed since yesterday. It appears there were about 50
3 filings last night, about 60 filings yesterday, and
4 about -- over 6,000 pages of documents that were filed,
5 and that there is a serious concern and that a Rule 20
6 should be ordered, Your Honor.

7 THE COURT: Okay. And then I know defense
8 counsel -- I understand, Mr. Guertin, that you're wishing
9 to discharge them. But for now, they are still your
10 attorneys.

11 And I know last hearing, Mr. Donnelly, you told
12 me defense counsel does not -- did not agree with Judge
13 Koch's order and therefore disagreed with the competency
14 finding, correct?

15 MR. DONNELLY: That's true, Your Honor. I
16 mean, we don't control that finding and we'll proceed
17 accordingly. I have nothing to add to what the Court
18 does. I mean, we're not mouthpieces, and I know Mr.
19 Guertin objects, and I certainly am not going to be the
20 one to put the gag over his mouth --

21 THE COURT: Sure.

22 MR. DONNELLY: -- and keep him from talking.

23 THE COURT: Okay. Well, and I can hear from
24 you in a moment, Mr. Guertin. I just wanted to state
25 that I did review Judge Koch's order, and I think that

1 things have materially changed since that order because
2 that order relies on Mr. Guertin saying he will listen to
3 his public defenders, saying he will take their advice
4 and work with them. And then as soon as I saw Mr.
5 Guertin, he wanted to discharge them despite them saying
6 that they could not as officers of the court sign on to
7 his motion to dismiss and the theories therein. So, I
8 think things have certainly -- that the basis for that
9 order is no longer accurate.

10 Also I have now seen new evidence of
11 incompetence. Again, just as far as the law considers
12 it. You're very smart, Mr. Guertin. I'm not taking
13 anything away from your intellect and your inventions.
14 I'm just doing what needs to be done for criminal cases.

15 So, I can see you're very eager to speak, and I
16 will let you speak in a moment. I just want to make a
17 really fulsome record about that we have three separate
18 examiners opining a lack of competence under Rule 20.01.
19 You've got two very skilled and zealous defense
20 advocates, and they wanted to advise you, and you did not
21 want to have them on your case any longer as soon as we
22 got to court after the Rule 20 calendar.

23 The allegations in the criminal complaint note
24 things that suggest paranoia, post-Miranda statements of
25 shooting to bring the police to your home because people

1 were going to kill you over a patent. You also noted
2 that in your own motion to dismiss at page 33.
3 Scrolling, "They're going to kill me," I believe.

4 There are now filings in the public record in
5 this criminal case that evidence paranoia and conspiracy
6 theories that are the hallmark of certain mental
7 illnesses that the examiners have opined and that they're
8 trained in. The expressions in the motion to dismiss,
9 again, over 50 pages, have repeated assertions over and
10 over and over and over again citing coordinated
11 campaigns, intentional manipulation of the system to
12 paint you as incompetent to proceed in your criminal case
13 with the motive, I think, apparently being to cover up
14 patent theft.

15 There are highly illogical assertions in there.
16 There's extreme language, extreme repetition, paranoia,
17 and conspiracy assertions. Talking about -- you talk
18 about your handwritten note that says that "Whoever is
19 behind this has one million different ways to set me up
20 or frame me if they want. Netflix found out about my
21 patent way before I found out about theirs. That's for
22 sure. They're going to kill me." Things like that.

23 So, I know, Mr. Guertin, that you're going to
24 think I'm part of this coordinated campaign. All I can
25 tell you is I promise you I am not. I'm following my

1 duty. I can't let you self-represent under these
2 circumstances.

3 Certainly, if you, you know, have patent
4 disputes, you can take that up with the PTO. You can
5 take it up with a qualified patent attorney. We don't
6 have any jurisdiction over patents here. We're all not
7 qualified to adjudicate patents and prior art and, you
8 know, anything like that. So, that needs to be a
9 separate proceeding. Even tort claims that just -- that
10 can't be part of the criminal case.

11 We have nothing -- again, nothing to do with
12 the patents. We have nothing to do with Netflix or other
13 government -- federal government agencies that it sounds
14 like you have been in dealings with.

15 And Ms. Hamid, I can turn to you as an officer
16 of the court with a sworn duty of candor to the court,
17 have you had any conversations in this case with anyone
18 from Netflix?

19 MS. HAMID: No, Your Honor.

20 THE COURT: Any conversations with anyone from
21 federal government agencies?

22 MS. HAMID: No, Your Honor.

23 THE COURT: Okay. Also with regard to Mr.
24 Guertin's assertions about doctored manipulated initial
25 discovery, do you know -- can you speak to that?

1 MS. HAMID: No, Your Honor. The state is not
2 aware of any of that information.

3 THE COURT: Okay. Do you know what I'm
4 referring to when he said some initial images were
5 mathematically incorrect and altered, and then when
6 compared to later discovery they were inconsistent?

7 MS. HAMID: Yes, Your Honor. It was part of
8 the competency hearing, and it was briefly discussed
9 during that hearing. But the state is not aware of any
10 manipulation of the evidence, Your Honor.

11 THE COURT: Okay. Okay. So, Mr. Guertin,
12 thank you for being patient. I know this has got to feel
13 frustrating for you. Please go ahead.

14 MR. GUERTIN: I would just like to say that my
15 claims about a conspiracy obviously originate in matters
16 related and pertaining to my patent, but insofar as my
17 claims within the court, they do not -- I'm not saying
18 anything about Netflix. I'm saying about things that
19 indicate that it has spilled over into the court.
20 Pertaining to the issue of fraudulent discovery, it's a
21 logical and inescapable catch-22 that currently exists.
22 I can explain it if you'd like.

23 THE COURT: I did read your motion to dismiss,
24 and I know you describe the catch-22 and that you had a
25 logical I guess victory. I don't want to do that now

1 because my decision is made, and I have more than ample
2 basis for it. If you want to say a little something
3 about it, you're welcome to.

4 MR. GUERTIN: Well, I would just say that it
5 wouldn't matter even if it wasn't in the Hennepin County
6 OneDrive system because once the photos existed and then
7 they squished them to put them into the uniform aspect
8 ratio, they can't un-squish them. So, it's a logical
9 trap that proves my claim about it that can't be escaped.
10 So, it's now being ignored because I'm being sidelined
11 again by being determined incompetent.

12 And insofar as my filings that I filed
13 yesterday, I don't know how many thousands of pages are
14 the court's own records of completely AI-generated
15 fraudulent cases that I uncovered which is now submitted
16 into the record.

17 So, you -- that's hard evidence of 163 cases
18 that I collected exactly one year ago around April 26th
19 by filtering the three judges that were controlling my
20 case and searching for their hearing dates on the MCRO
21 system and then using a Python script to filter thousands
22 of cases down to the 163 cases that they all had a part
23 in spanning January 1st, 2023, to April 26th of 2024.

24 And with that 163 cases, I then used an
25 automated script one morning to download 3,553 MCRO files

1 all in order for all those cases, and I ended up with a
2 data set that had my name in it because those judges were
3 controlling my case. Those judges are Judge Julia Dayton
4 Klein, Referee Borer, and Referee Mercurio. And then
5 that was based on curiosity. Is this normal procedure
6 because it seemed like they were controlling my case to a
7 non-standard like strange degree let's say, right?

8 So, the data set that I ended up with is
9 thousands of files, and it contains AI-generated USPS
10 mail filings. That's irrefutable. And it contains the
11 same exact mirrored orders over and over and over, and it
12 also contains Raissa Carpenter assigned to 16 completely
13 fake cases such as Lucas Kraskey. What is there? 27-CR-
14 21-8067, 27-CR-21-8227, 27-CR-21-8228, 27-CR-21-8229, 27-
15 CR-21-8230, 27-CR-21-8511, 27-CR-21-20637, 27-CR-22-
16 17300, 27-CR --

17 THE COURT: Okay. So, Mr. Guertin, I'm going
18 to stop you here because I know you filed this.

19 MR. GUERTIN: These are --

20 THE COURT: So, it is in writing in your
21 motion.

22 MR. GUERTIN: And if you'd --

23 THE COURT: Sir, --

24 MR. GUERTIN: I could hand it in. I have a map
25 for what I handed in that relates to the indexes and maps

1 them across since there was so many of them.

2 THE COURT: Sure. I will take that today. I'm
3 focused today on your criminal charges and very
4 specifically if I can accept your request to self-
5 represent, and I simply cannot. Under the law -- the
6 statute I read you as well as Rule 20.01, my duty is to
7 order another evaluation. Again, I know you're going to
8 think that I'm somehow part of a conspiracy. I'm sorry
9 that you think that.

10 I -- as a very intelligent person, maybe I
11 could pose to you the question of, let's say for
12 argument's sake you were under some mental illness or
13 some symptoms, maybe you could agree that it would seem
14 like everyone is against you. Would you agree with that?
15 Just for argument's sake if you --

16 MR. GUERTIN: No. What happened was that I
17 was -- had the -- I was going to swear. I had the crap
18 scared out of me, and I have all the evidence now. So,
19 all of my claims aren't based on -- the definition of
20 "delusions" is a false version of reality despite
21 evidence to the contrary. That's not what I'm -- I'm not
22 suffering from delusions because I have all the evidence.

23 THE COURT: Okay. So, the delusional part,
24 I'll set that aside. For me, my focus is that I can't
25 find that you can rationally defend yourself and

1 rationally participate with defense counsel as you told
2 Judge Koch that you would when he ordered the competency
3 finding. So, I do need to do another one. So, I'm going
4 to order that now. That will be done on an out of
5 custody basis.

6 And with regard to, you know, your concerns
7 about Hennepin County documentation systems, I really
8 can't speak to any of that. You know, that's something
9 maybe that you can think about addressing if appropriate
10 with --

11 MR. GUERTIN: It's in the record.

12 THE COURT: Right. But I'm saying it's not
13 part of -- that doesn't have relevance to your criminal
14 case.

15 MR. GUERTIN: It has relevance to the
16 legitimacy of the entire court.

17 THE COURT: Okay. But that's what I'm saying
18 is this is not the conspiracy of the court system. We
19 don't have anything to do with the people who stole your
20 patents or who are using your technology perhaps without
21 remunerating you as they're supposed to. We don't have
22 anything to do with that. And certainly, you can hire a
23 patent lawyer and you can go after that. But that's not
24 the place here. So, we'll order the Rule 20.01 now.

25 MR. DONNELLY: Judge, may I just clarify one

1 thing I said earlier?

2 THE COURT: Yeah.

3 MR. DONNELLY: That is that I don't criticize
4 Judge Koch's ruling. He dealt with the snapshot that he
5 had in front of him, and competency isn't static.

6 THE COURT: Of course. And I wasn't -- I'm not
7 criticizing it either. I'm saying there have been
8 material changes since that hearing based on what I read
9 in his order and what he had --

10 MR. DONNELLY: Yeah. I understand that too. I
11 just wanted to be clear I'm not.

12 THE COURT: Thank you. And I didn't -- nope.
13 I didn't take it that way whatsoever, and I'm not either.
14 Of course. Things are --

15 MR. GUERTIN: Is there an official objection to
16 this being noted in the record?

17 THE COURT: Certainly your objection is noted,
18 sir. Absolutely. Yes.

19 (Dates were discussed.)

20 MR. GUERTIN: What are we scheduling? A return
21 to --

22 MS. CARPENTER: So, they're ordering you to
23 meet with a Rule 20 evaluator. And so, then they pick a
24 period of time for the Rule 20 evaluator to meet with you
25 and to write a new report for the Court. So, July 8th

1 you're scheduled to appear on the Rule 20 calendar which
2 is with all the mental health probate judges. They run
3 that calendar. And by then there will be a report. On
4 that date you either object to the report or you agree
5 with the report, and then they can enter a finding based
6 on the report and then set a hearing. If you're found --

7 MR. GUERTIN: And what's being scheduled is a
8 Rule 20 or coming back in front of --

9 MS. CARPENTER: Yep. A Rule 20 and then you'd
10 go on the Rule 20 calendar on the 8th. If you're found
11 competent on the 8th, then you need a court date with
12 Judge Hudleston to restart your case and restart
13 proceedings. So, they're picking a second date after
14 July 8th that theoretically your case can restart if
15 you're found competent on July 8th.

16 (Dates were discussed.)

17 THE CLERK: I'll get you some notices, Mr.
18 Guertin.

19 THE COURT: And you can note, Porshia, in the
20 referral that Mr. Guertin objects to being re-referred.

21 THE CLERK: Okay.

22 MR. GUERTIN: Did you have a chance to look at
23 the affidavit?

24 THE COURT: I did not have a chance to look at
25 anything you filed yesterday. I was on a court calendar

1 until 7 p.m., and there are hundreds and hundreds of
2 pages. But I looked at a lot of the things you filed --

3 MR. GUERTIN: Yeah, the --

4 THE COURT: -- with related to the motion to
5 dismiss.

6 MR. GUERTIN: And that's what you're basing the
7 incompetency on?

8 THE COURT: Oh. I looked at the competency
9 evaluation. I've looked at Judge Koch's order. And --

10 MR. GUERTIN: So, it's based on not even
11 looking at the filings yesterday?

12 THE COURT: It's based on what I saw that you
13 filed in your motion to dismiss that I had not had a
14 chance to review when I saw you last. It's based on that
15 as well as looking back into your file and then looking
16 at some of the things you cited in your motion to
17 dismiss. Correct. And I did --

18 MS. HAMID: Your Honor, --

19 THE COURT: Sorry. I did look at as quickly as
20 I could this morning at the general nature of your
21 filings yesterday, but I certainly couldn't read
22 thousands of pages or hundreds of pages.

23 MR. GUERTIN: Yeah. They're not all to be read
24 necessarily.

25 THE COURT: Yeah. Right. I saw the general

1 nature of them. Yes.

2 MS. HAMID: Your Honor, may I? Last time there
3 was lack of cooperation from Mr. Guertin to meet with an
4 evaluator. And instead he sent emails to the evaluator.
5 Can we just put on the record that he's required to meet
6 with the evaluator in person?

7 THE COURT: Yes. Mr. Guertin, I know you
8 object to this. I will note your strenuous objection.
9 It's very well documented in your filings. You do need
10 to meet with them in person.

11 MS. CARPENTER: I don't know if they always
12 want to meet in person.

13 THE COURT: Or by Zoom.

14 MS. HAMID: Or by Zoom. Yeah.

15 THE COURT: You need to meet with them so that
16 they can have a conversation with you whether virtually
17 or in person.

18 THE CLERK: And Mr. Guertin, does your phone
19 number still end in 4540?

20 MR. GUERTIN: Correct.

21 THE CLERK: Okay.

22 MR. DONNELLY: May I approach, Your Honor? Do
23 you want this document?

24 MS. CARPENTER: You said you would --

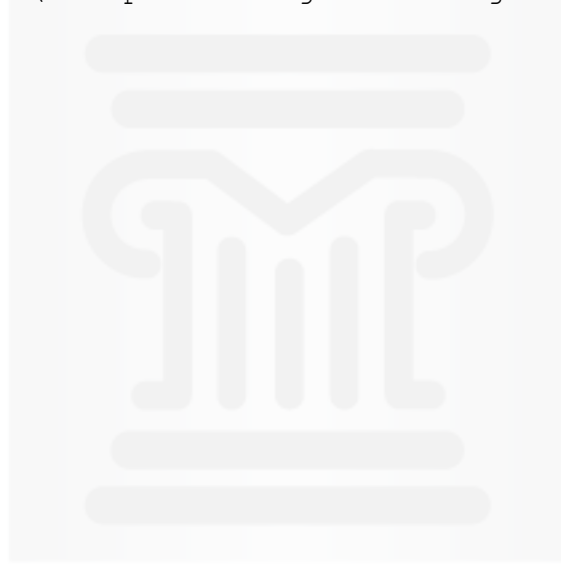
25 THE COURT: Yes. I'll take that. Thank you.

1 Thank you, counsel. Take care.

2 Take care, Mr. Guertin.

3 MR. GUERTIN: Thank you.

4 (The proceedings were adjourned at 11:40 a.m.)



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1 STATE OF MINNESOTA)

ss:

2 COUNTY OF HENNEPIN)

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5 COURT REPORTER'S CERTIFICATE

6 I, MAYA FUNK, an Official Court Reporter in and
7 for the Fourth Judicial District of the State of
8 Minnesota, do hereby certify that I have transcribed
9 the foregoing transcript from the CourtSmart audio
10 recording, and that the foregoing pages constitute a
11 true and correct transcript of the proceedings taken in
12 connection with the above-entitled matter to the best
13 of my ability.

14 Dated: May 3, 2025

15
16
17 /s/ *Maya Funk*

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