

Lt S Randell Please note that departmental policy does not supersede statutory duty.

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From: michael gasio (gasio77@yahoo.com)

To: srandell@hbpd.org; hnguyen2@fbi.gov

Cc: aelkins@gmail.com; helderppinheiro@gmail.com

Date: Wednesday, October 15, 2025 at 01:59 PM PDT

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**To:** Chief of Police, Huntington Beach Police Department

**Cc:** Lieutenant Shawn Randall; Officer Jessica Cuchilla, Public Information / Community Relations Officer; Federal Bureau of Investigation FBI (Los Angeles Field Office); Department of Real estate DRE (Los Angeles Division)

**From:** Michael A. Gasio

**Date:** [Insert Date]

**Subject:** Formal Notice — Misprision of Felony and Officer Duty to Act

Chief:

This letter concerns the conduct of your personnel, specifically Officer Jessica Cuchilla, regarding multiple felony complaints I submitted by email and in person May 2024 concerning fraud , counterfeiting, and related criminal acts. I am requesting written clarification on whether any departmental policy can override a sworn officer's duty under state and federal law.

I provided documented evidence of felony activity—including financial fraud, forged contracts, and counterfeit filings—to Officer Cuchilla, Lieutenant Randall, and a watch commander through your department's digital reporting channels and in person multiple times. I was advised that "the department does not act on email complaints," and no investigation was initiated. Today after all the in person, currier signature and electronic and postal certified mail I have not eve a case number. My family and I have been the victim of over 250 chargeable crimes.

Please note that **departmental policy does not supersede statutory duty**. Under:

- **18 U.S.C. § 4 (Misprision of Felony):** Anyone who, having knowledge of a felony, conceals it and fails to report it commits a federal offense.
- **California Government Code § 1222:** A public officer who willfully omits to perform a duty enjoined by law is guilty of a misdemeanor.

- **42 U.S.C. § 1983:** Failure to act on known violations of law may constitute deprivation of civil rights under color of law.

When an officer or department receives credible felony evidence and refuses to act solely on the basis of internal policy, such refusal may constitute **misprision of felony** and **willful omission of duty**. This matter is already known to Lieutenant Randall, the Chief's office, the FBI, and the DEA.

I therefore request a **written response confirming that Huntington Beach Police Department policy cannot and does not override the legal duty of any sworn officer to act upon credible reports of felony conduct** when presented with lawful identification and supporting documentation.

Please provide a written response to my address or email ([gasio77@yahoo.com](mailto:gasio77@yahoo.com)).

This correspondence will become part of the official evidentiary record.

Case number will due for my wife now.

## Complainants & Victims



### Michael A. Gasio

#### Tenant / Complainant

Pro se litigant documenting wire and mail fraud scheme; builder of Deep Library evidence system.



### Yulia Gasio

#### Co-Tenant / Witness

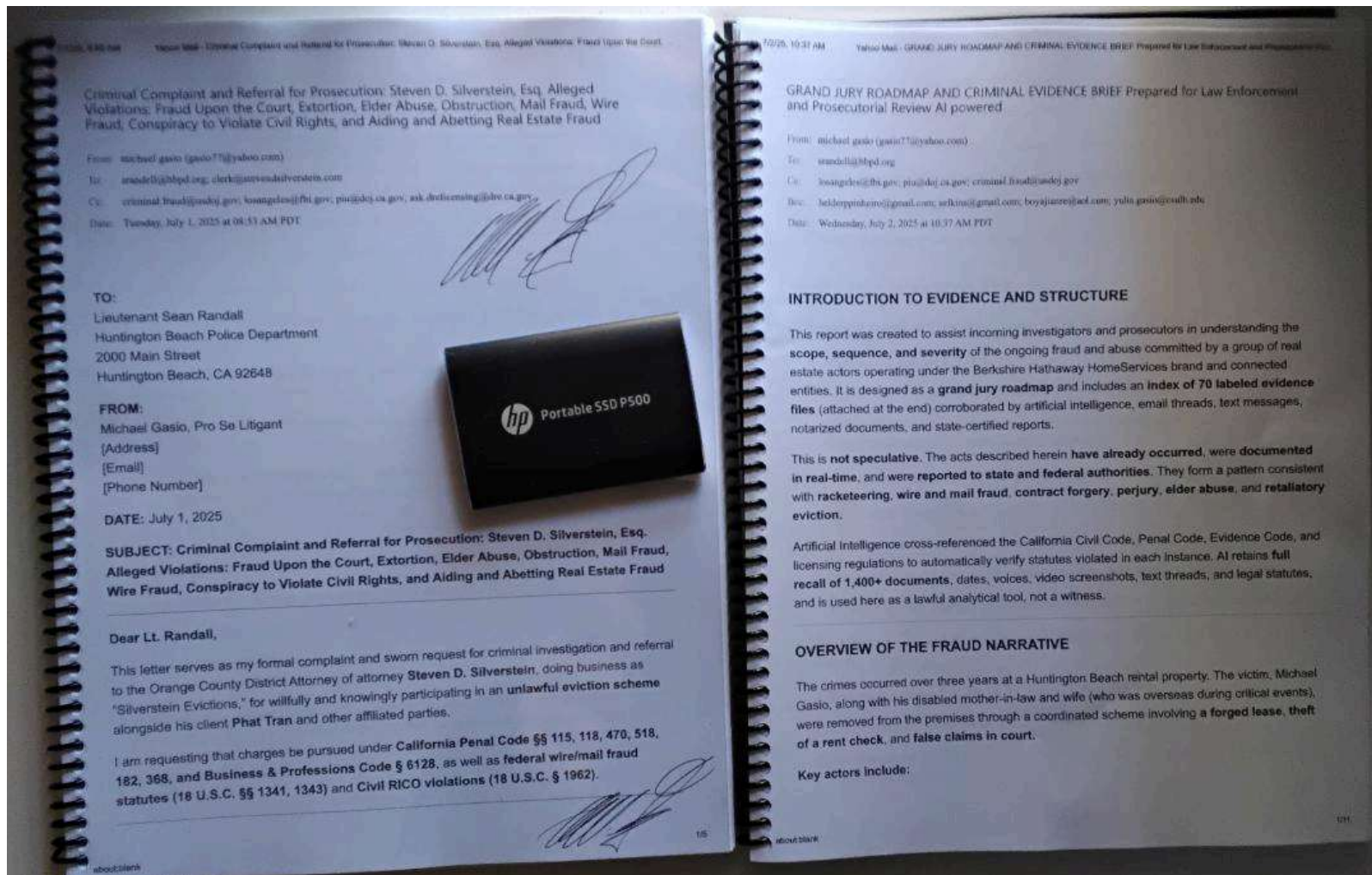
Provided correspondence and communications with Anna Ly; witness to retaliation and false advertising.



### Tatiana Zyagintseva

#### Elderly Resident / Witness

Resident during eviction; protected status under Civil Code §1940.2 and potential elder abuse exposure under W&I §15610.30.



July 3, 2025 in person.

Password is "law"

[OC Legal Portal — Authorized Access](#)

OC Legal Portal — Authorized Access



<https://gasiomirror.com/>

**Michael A. Gasio**

9432 Pier Dr

Huntington Beach, California

Email: [gasio77@yahoo.com](mailto:gasio77@yahoo.com)