



September 29, 2025

DECLARATION IN SUPPORT OF MOTION FOR APPOINTMENT OF EXPERT

I, THOMAS GUZMAN-SANCHEZ, declare as follows:

I am a member of the Los Angeles Superior Court Expert Witness Panel.

On June 06, 2025 I was appointed to conduct audio forensic lab services for the defense (John Henry Yablonsky case #FVI900518). I was authorized to provide twenty (20) hours of non-testimonial services for the defense. I have proceeded to do the requested analysis, lab services and consultation. Additional analysis and production services are required for the completion of this appointment

I have prepared an initial preliminary report reflecting the results from phase one of the analyses, which is attached hereto as **EXHIBIT A**. I have also provided details of service provided and what is needed to complete the appointment, which is attached hereto as **EXHIBIT B**. I need to continue to phase 2 and 3 to complete the requested phonetic transcription and complete report to the Defense.

Based on the twenty (20) hours I've expended so far on this case for review, clarification and analysis, I am requesting the Court approve an additional twenty (20) hours of lab services and forensic production. This includes: phonetic transcription continued analysis, file authoring and preparation of the final report.

I declare under penalty of perjury under the laws of the State of California that the facts stated in the foregoing are true and correct.

Executed on this 29th day of September 2025, in Los Angeles, California.

By 

THOMAS GUZMAN-SANCHEZ
AVF - Expert
GS Media Lab

GS MEDIA LAB
19210 DEARBORN ST. NORTHRIDGE, CA 91324 USA
VOICE: 818.727.1979 CELL/TEXT: 818.399.1255
e mail: vfi@gsmedialab.com

Exhibit A – Preliminary Report:

Introduction And Summary

I am an audio and video forensics expert, and my area of expertise includes the science of both digital and analog video, film, and audio media including security/CCTV video.

Methodology:

I followed the exacting procedures required by the professional standards of the Scientific Working Group on Digital Evidence (SWGDE) applicable to this type of work. On June 06, 2025 I was appointed by Judge Zahara Arredondo to conduct analysis. I was directed to forensically analyze an audio file. I was asked to clarify audio and conduct phonetic transcription of the audio file. I received the digital media evidence from Nalm Ware, P.I. for Mr. Yablosky.

Production Preparation:

I was asked to analyze key aspects of an audio file. In conducting this work I followed the professional standards of SWGDE applicable to this type of work. In conducting this analysis I used the following equipment and software:

MacPro Mac OS X ver. 10.7.5

Processor: 2.8 GHz Quad-Core Intel Xeon

Memory: 3 GB 1066 MHz DDR3 ECC

Graphics: ATI Radeon HD 5770 1024 MB

Digital Media Contents:

YABLONSKY Recorded Interview

- Dssl211E.exe
- Interview John Yablonsky (03-08-09) H #100-85.DSS
- InterviewJohnYablonskyInterview(03-08-09).mp3

File Meta Data Example (Invisor : Version 3.13 (887.190914))

InterviewJohnYablonskyInterview(03-08-09).mp3	
File	
Name	InterviewJohnYablonskyInterview(03-08-09).mp3
Size	264 MB (264062433 bytes)
Kind	MP3 audio
UTI	public.mp3
Location	/Volumes/PACE_PRVT-1/San Bernardino Submissions/YABLONSKY naum ware VICTORVILLE/YABLONSKY Recorded Interview
Created	November 11, 2020 10:35:22 AM
Modified	November 11, 2020 10:35:22 AM
Container	
Format	MPEG Audio
Duration	3 h 40 min 3 s 121 ms
Overall bit rate mode	Constant
Overall bit rate	160 kb/s
Writing library	LAME ^{aa} 8x 4δū>³Y?c`2ä
Audio	
Format version	Version 2
Format profile	Layer 3
Duration	3 h 40 min 3 s 121 ms
Bit rate mode	Constant
Bit rate	160 kb/s
Channel(s)	1 channel
Sampling rate	22.05 kHz
Frame rate	38.281 FPS (576 SPF)
Frame count	505432
Compression mode	Lossy
Stream size	264 MB (100.0%)
Writing library	LAME ^{aa} 8x 4δū>³Y?c`2ä
Format	MPEG Audio

Dssl211E.exe

File	Dssl211E.exe
Name	Dssl211E.exe
Size	2.17 MB (2173358 bytes)
Kind	Microsoft Executable
UTI	com.microsoft.windows-executable
Location	/Volumes/PACE_PRVT-1/San Bernardino Submissions/YABLONSKY naum ware VICTORVILLE/YABLONSKY Recorded Interview
Created	February 20, 2019 9:20:42 AM
Modified	February 20, 2019 9:20:42 AM
Container	
Format	MZ
Format profile	Executable / Intel i386
Encoded date	UTC 2001-09-05 17:02:57

Interview John Yablonsky (03-08-09) H #100-85.DSS

Interview John Yablonsky (03-08-09) H #100-85.DSS
22.9 MB (22875648 bytes)
Unix Executable File
dyn.ah62d46dzqm0gw23ssz1gw8brqz6gn25zsvu0e5dfhk2x43dxsq
/Volumes/PACE_PRVT-1/San Bernardino Submissions/YABLONSKY naum ware VICTORVILLE/YABLONSKY Recorded Interview
March 9, 2009 7:30:40 AM
March 9, 2009 7:30:40 AM

Extraction:

The extraction technician for the files is unknown and there was no official extraction report included with this DME.

Extraction Details:

1) InterviewJohnYablonskyInterview(03-08-09).mp3

Created: November 11, 2020 10:35:22 AM

Modified: November 11, 2020 10:35:22 AM

Encoded & Tagged: None

2) Interview John Yablonsky (03-08-09) H #100-85.DSS

Created: March 9, 2009 7:30:40 AM

Modified: March 9, 2009 7:30:40 AM

Encoded & Tagged: None

3) Dssl211E.exe

Created: February 20, 2019 9:20:42 AM

Modified: February 20, 2019 9:20:42 AM

UTC: 2001-09-05 17:02:57

Verification Analysis:

The audio files appear to be from a digital recording device. The file was said to be an original byte-to-byte copy. The DME had no accompanying extraction report giving any details.

This title and verbal slate shows it was originally recorded **03-08-09**. Meta data information show that file 2 was created on March 9, 2009, which corresponds with the title and slate date. File 1 is a copy of the original file 2 created on November 11, 2020 10:35:22 AM. The file is a byte-to-byte copy of the original and appears to be intact.

Frame stills for analysis are PNG, which is best choice because a PNG file is not compressed and gives a true representation.

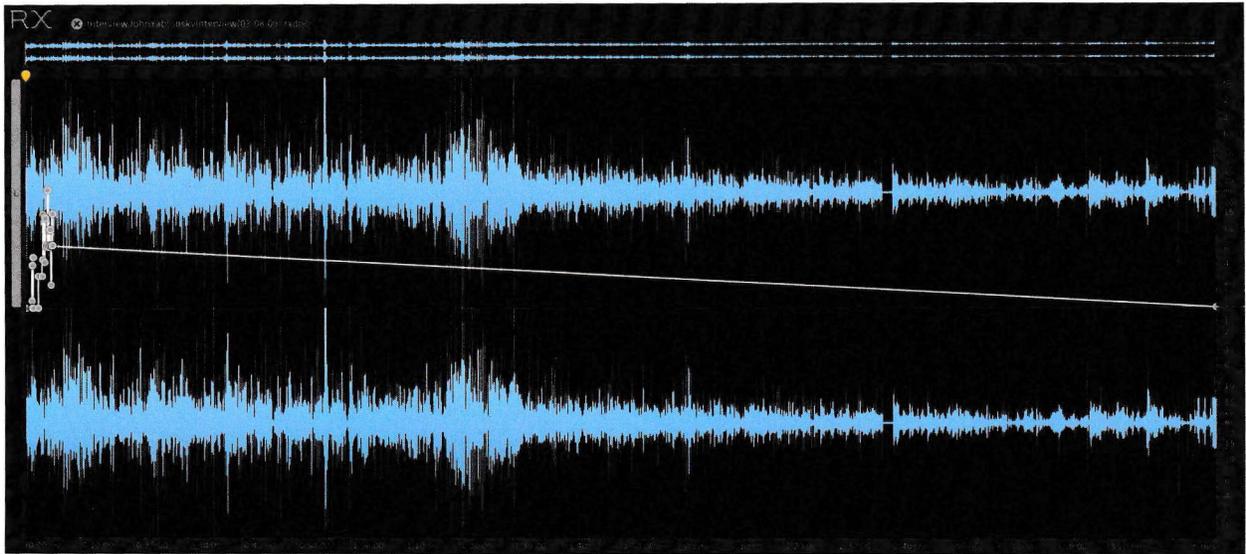
File Preparation:

The audio file sound wave imagery is from Izotope RX6. Images were not distorted prior to extraction. Using Screen Grab tool function, all still images were acquired directly from extracted audio images in a PNG format.

IMAGE CLARIFICATION

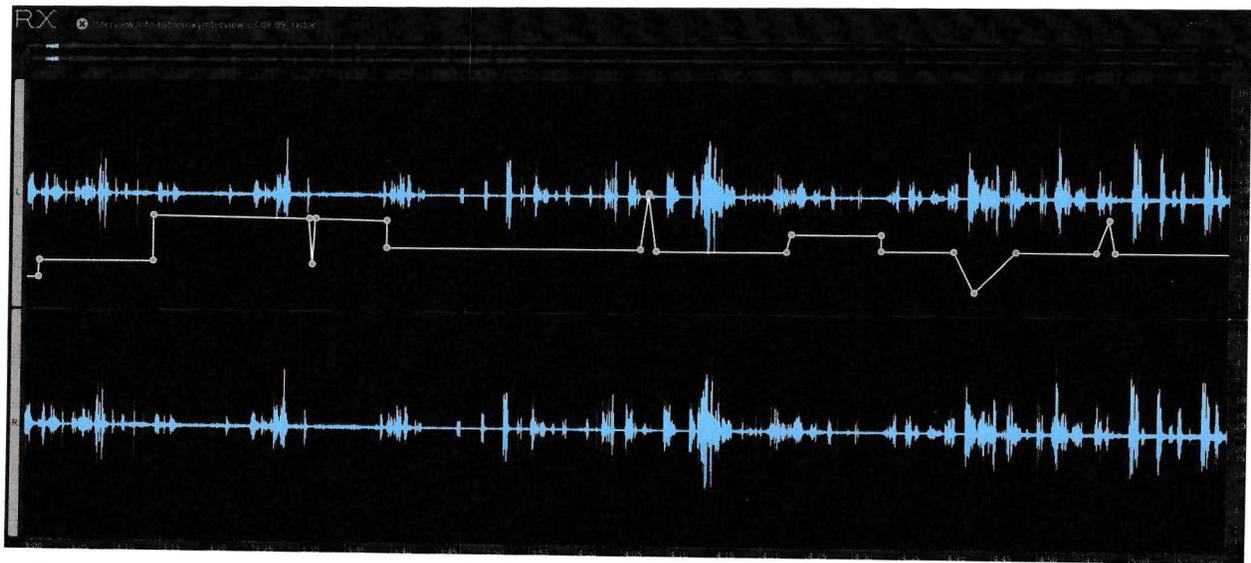
The audio file was imported into Izotope and clarified.

A



1) InterviewJohnYablonskyInterview(03-08-09).mp3

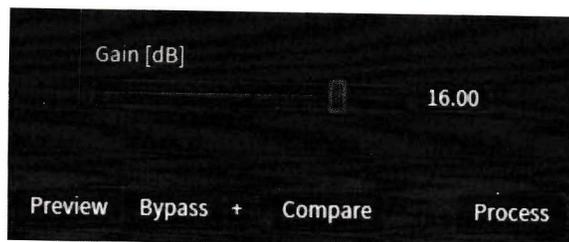
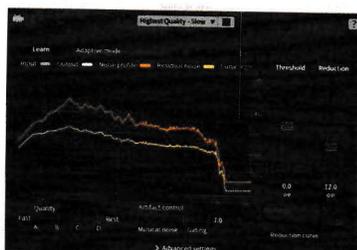
B



Phase 1 completed

Filters applied:

C

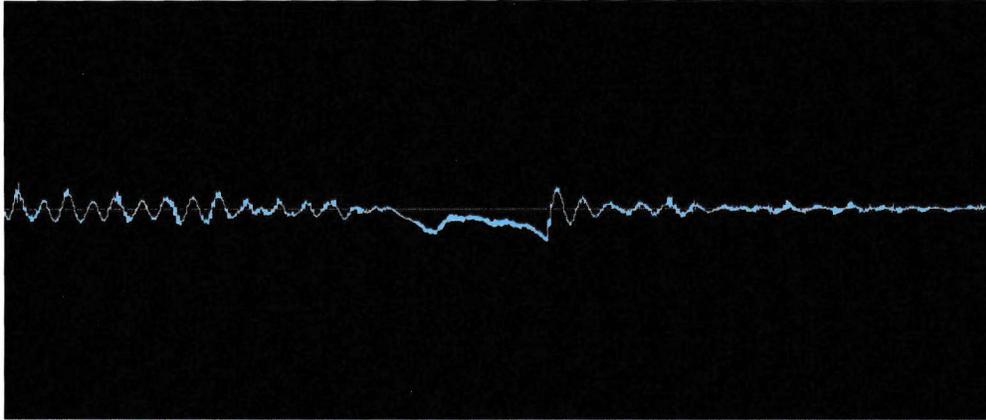


6

Drop/cut examples from file:

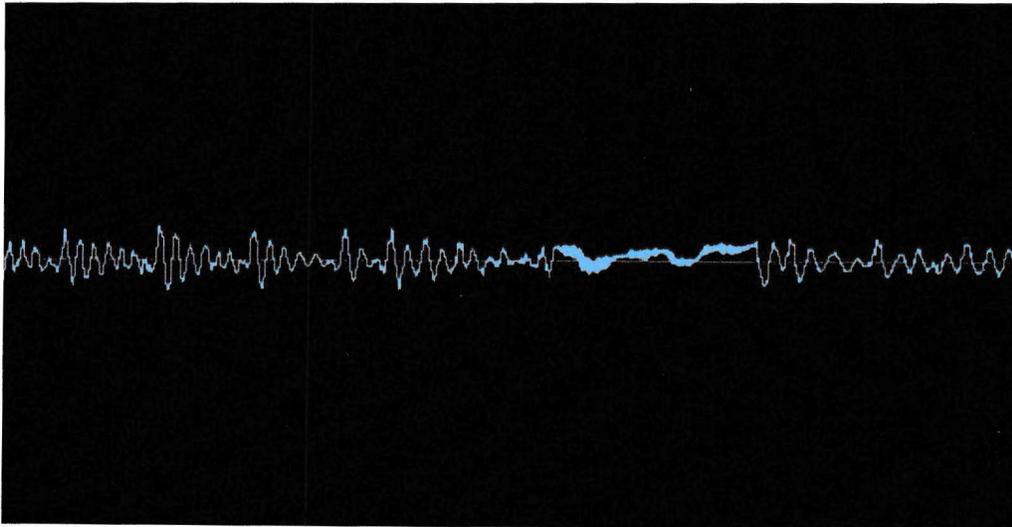
1) InterviewJohnYablonskyInterview(03-08-09).mp3

D



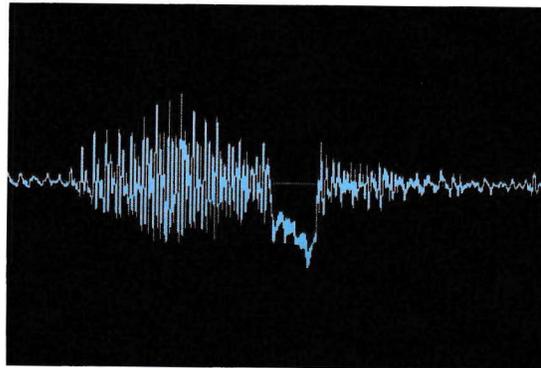
A) Drop/cut 00:04:05.328 ↑

E



B) Drop/cut 00:04:56.684 ↑

F

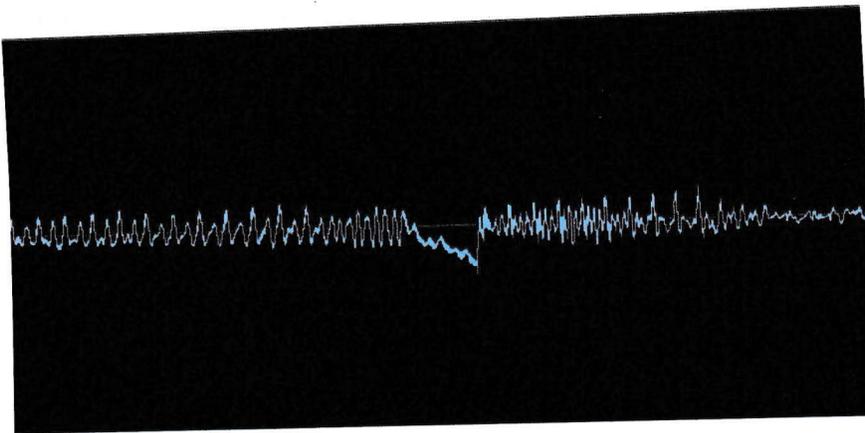


C) Drop/cut 00:05:11.192 ↑

7

DROP CUTS SHOULD NOT EXIST IN UNALTERED EVIDENCE
SPlicing OF AUDIO, PROOF OF DECEPTION,
DESTROYING POTENTIAL EXCULPATORY,
IMPEACHING EVIDENCE

6



D) Drop/cut 00:05:36.863



THERE ARE OVER FIFTY OF THESE
SPLICINGS IN A 3H 40m 3s AUDIO RECORDING
THAT WAS PRESENTED AS ORIGINAL AND
UNALTERED

Preliminary Conclusion

Based on the digital media evidence I received these are four of the many anomalies were discovered in the recorded audio. The drop/cuts are abnormal due to how often they occur in the recording. Phase 2 (which is complete clarification of the 3 hour and 40 minute recording) and phase 3 (The phonetic transcription) needs to be completed before a final result of the analysis can be revealed.

AT THIS POINT OF INTERROGATION
PROCESS OF CUSTODIAL IN A NON-MIRANDIZED
CONTACT AND QUESTIONING

Exhibit B - Details of Services:

6/24/25 - 5 Hours:

I received the digital media evidence. Verification of digital file and listening to the file in real time for content and integrity was started.

6/25/25 - 5 Hours:

Audio clarification began examination of the audio file for audibility. Began working in RX6 and applying spectral repair and EQ filtering.

6/26/25 - 5 Hours:

Audio clarification continued with examination of the audio file for audibility. Continued working in RX6 and applying spectral repair and EQ filtering.

6/27/25 - 5 Hours:

Audio clarification continued with examination of the audio file for audibility. Continued working in RX6 and applying spectral repair and EQ filtering. Completed phase 1 of clarification.

20 Hours:

The complete clarified file will be phonetically transcribed along with continued consultation with Mr. Yablonsky. All master files need to be rendered and outputted. An MP3 file needs to be authored for court presentation. A final scientific report needs to be completed and delivered to the defense.

Re: John Henry Yablonsky vs. The People - Case - FVI900518 - PC1172.6

From: nlw41@aol.com (nlw41@aol.com)
To: yablonsky@yahoo.com; nlw41@aol.com
Date: Wednesday, October 1, 2025 at 08:56 AM PDT

h
DISCOVERY
L

Morning Kenneth,
I just talked with the audio expert on Yablonsky's case so please take note:

1. How Yablonsky was convicted appears to be by rumor not evidence for fact.
2. There is a lot of mumbling in the tape which the audio tech can get out.
3. There are numerous DROPS and CUTS, this is found via dictaphone use or DSS.
4. Chops and cuts change words and there are at least 50 (fifty).
5. Your focus should be on that instead of conspiracy.
6. ***To mess with the integrity of a tape, that is the issue.***
7. The verbal slate (time and date) at one location is turned off. Then when it is turned on again it leaves the appearance that it was continuance, but it was not. This is your issue, this makes your case.

Get another motion so the audio expert can show all of this because you are entitled to a Non-Cut recording.

There should be concentration only on fact of what exist in evidence.
The time line will show verbal slates are off.

NWIS

Naum Ware Investigative Services

2230 S. Malcolm Ave

Ontario Ca. 91761

Private Investigator

California P. I. Lic # 27647

909 935-5818

Email: nlw41@aol.com

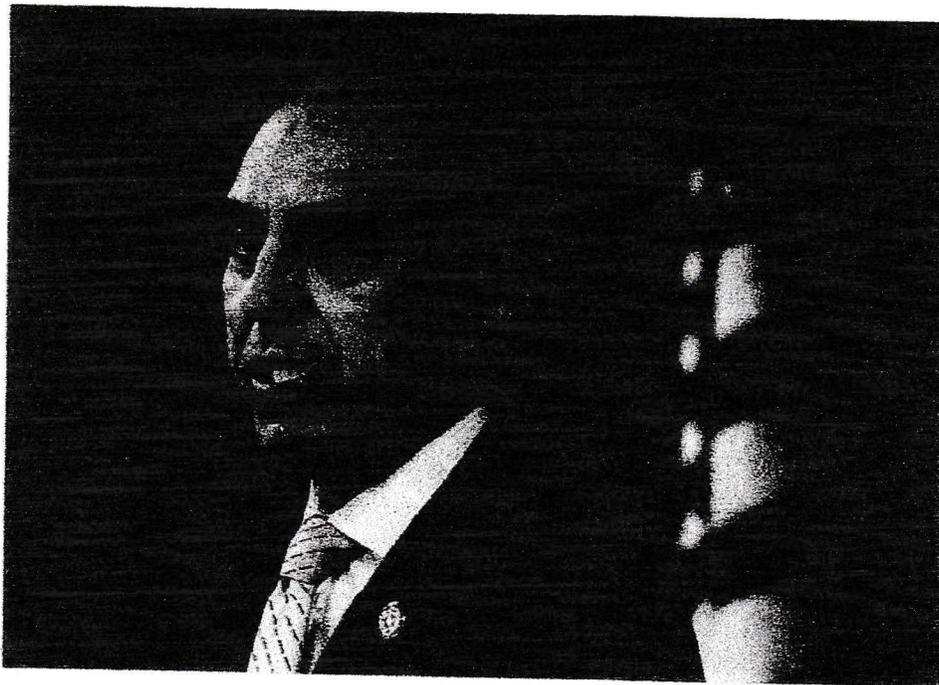
9A

Exhibit X

NEWS • News

Former San Bernardino County DA suspended, sanctioned by State Bar for misconduct

'Given their power in our justice system, holding prosecutors accountable is the most important function of the State Bar,' said a plaintiff's attorney



HARRIS

10-~~13~~12

Innocent man

William Richards spent 23 years behind bars over wrongful conviction in his wife's killing

By Joe Nelson
JNELSON@SCNG.COM

It's been nine years since William Richards was released from prison, but the emotional scars still linger from the 23 years he spent behind bars for a crime he didn't commit.

Every day was hell. You just

keep saying, 'I don't deserve this. I didn't do this,'" Richards, now 75, said in an interview with the Southern California News Group.

Indeed, the California Supreme Court agreed with Richards that he was wrongly convicted, blaming overzealous San Bernardino County Sheriff's

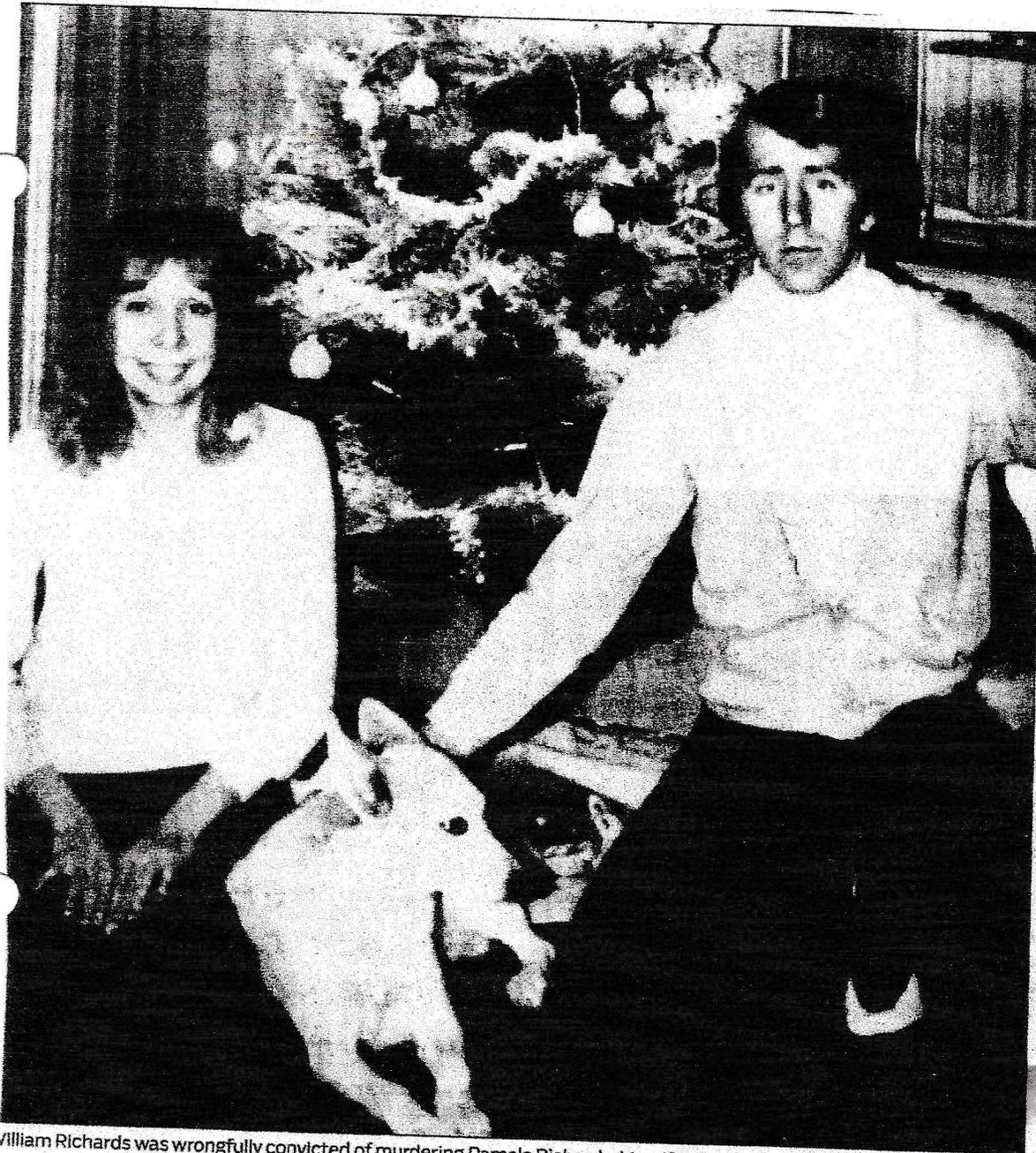
Department investigators and prosecutors for botching the investigation into the murder of Richards' wife, Pamela Richards, who was killed in 1993 by someone who strangled her, beat her with rocks and crushed her skull with a concrete stepping stone.

And last week, a federal court jury ordered San Bernardino County to pay Richards \$25.2 million for his wrongful

See RICHARDS on Page A7



William Richards, now 75, was wrongfully convicted of the 1993 murder of his wife, who was found dead at their Summit Valley property, and spent 23 years behind bars. COURTESY OF WILLIAM RICHARDS



William Richards was wrongfully convicted of murdering Pamela Richards, his wife. COURTESY OF WILLIAM RICHARDS

Additionally, a bite mark on Pamela Richards' thumb, which prosecutors argued was inflicted by her husband, was not introduced as evidence until his third criminal trial. A prosecution expert testified that William Richards' teeth matched the bite mark, but then later admitted he was wrong. It was unclear if DNA testing was ever run on the bite mark to see if it matched that of William Richards.

While McLane believes the county will appeal the verdict and attempt to get the jury award reduced, county spokesperson David Wert said that decision will ultimately have to be approved by the Board of Supervisors.

"The Board of Supervisors will be advised of the verdict and decide what the next steps will be," Wert said in an email on Tuesday.

District Attorney Jason Anderson declined to comment on the jury verdict.

Released from custody after 23 years, William Richards found himself in a world unfamiliar to him — with no money, no family and no home.

"Everything I had was gone. All my friends died, all my family died," William Richards said.

He wound up staying indefinitely with the family of an attorney for the California Innocence Project, which took up William Richards' case and helped in his fight for freedom.

Five years after his release, on June 18, 2021, a San Bernardino County Superior Court judge granted a motion filed by William Richards' attorney and declared him factually innocent. Since that qualified him for reparations from the California Victim Compensation Board, William Richards filed a claim with the board. Two weeks later, he was granted more than \$1.1 million.

William Richards said the money allowed him to travel, purchase a home and vehicle, and settle down in Oklahoma, where he lives with his new wife, Marcella.

He feels justice is complete with the recent jury award.

"I find it very satisfying," he said. "After more than 30 years of this, I can pick up the pieces and move on."



Pamela Richards' body was found by William Richards in a sleeping bag on the couple's undeveloped 5-acre property in the Summit Valley area, south of Hesperia, on Aug. 10, 1993. COURTESY OF MCLANE, BEDNARSKI & LITT

at 11:58 p.m., reporting two more times before the his wife's death. He called first deputy arrived on scene

at 12:38 a.m.

Investigators and prosecutors argued that William Richards killed his 40-year-old wife sometime between the time he arrived home and the time he made his first 911 call.

McLane said exculpatory evidence that could have helped prove William Richards' innocence — such as a blond hair found under Pamela Richards' fingernail that belonged to neither her nor her husband — was never presented to the defense during any of the criminal trials.

While Pamela Richards had blond hair at the time of

her death, McLane said she bleached her hair and had naturally brown hair.

"This hair was blonde at the root. If that hair came from Pamela Richards, that hair should have been brown. And that evidence was suppressed from the defense," said McLane, adding that DNA testing confirmed the hair strand belonged to an unknown third party.

DNA testing also revealed that hair and blood samples taken from a cinder block and concrete paver used to crush the victim's skull was not that of either the victim nor her husband, court records show.

Former District Attorney Ramos Destroyed Evidence, Federal Judge Concludes

Posted on April 24, 2020 by Venturi

By Mark Gutglueck

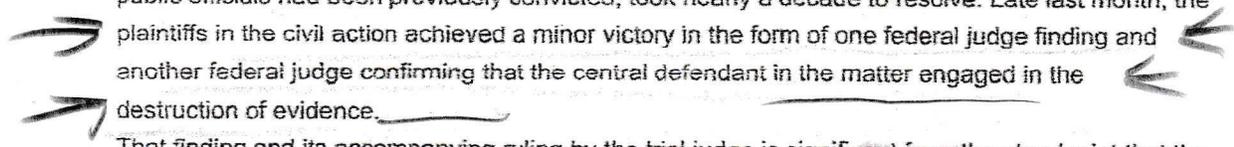
More than two-and-a-half years after prosecutors failed to obtain convictions against three former San Bernardino County public officials and the wealthy developer accused of bribing them, pretrial skirmishing in the federal civil case the four once-accused brought against the county for what they say was malicious prosecution continues apace. That political corruption case, in which three public officials had been previously convicted, took nearly a decade to resolve. Late last month, the plaintiffs in the civil action achieved a minor victory in the form of one federal judge finding and another federal judge confirming that the central defendant in the matter engaged in the destruction of evidence.

That finding and its accompanying ruling by the trial judge is significant from the standpoint that the offending party was Mike Ramos, the district attorney whose office had prosecuted the four individuals who now say they were wrongfully caught up in the criminal matter, which dealt with events that took place in 2004, 2005, 2006, 2007 and 2008 and went to trial in 2017.

Of note is that much or all of the erased or destroyed information in question consisted of emails and text messages relating to Ramos's personal, political and professional communications during his 2018 reelection campaign, which came after the trial of the four individuals – Jeff Burum, Paul Biane, Mark Kirk and Jim Erwin – took place the previous year.

A key player in the matter is Bill Postmus, one of the most dynamic political entities in San Bernardino County at the turn of the Third Millennium and arguably the most powerful personage within San Bernardino County government through most of the current century's first decade.

Postmus's reign came at the end of a several-decades-long period now known as San Bernardino County's "Golden Age of Corruption," an era in which individuals such as Fifth District County Supervisor Robert Hammock, Second District Supervisor Cal McElwain, Fifth District Supervisor Jerry Eaves, sheriffs Frank Bland, Floyd Tidwell and Gary Penrod, county administrative officers Robert Covington, Harry Mays and James Hlawek, district attorneys Jerome Kavanaugh and James Cramer, County Treasurer Tom O'Donnell, County Investment Officer Sol Levin, Fontana Mayor Nat Simon, Fontana City Manager Jack Ratelle, Hesperia City Manager Robert Rizzo, Colton Mayor Karl Gaytan, Colton councilmembers James Grimsby, Don Sanders and Abe Beltran among others freely participated in an openly pay-for-play environment in which bribes and kickbacks and the use of governmental authority to perpetuate political power and enable financial empires were the common ethos, a circumstance that some believe persisted throughout Postmus's tenure and beyond to the current time in the personages of former Upland Mayor John Pomierski, former Upland councilmen Michael Libutti, Ken Willis, Brendan Brandt and Tom Thomas, Upland City Manager Robb Quincey, First District Supervisor Brad Mitzelfelt, Second District Supervisor Janice Rutherford, Fourth District Supervisor Curt Hagman and Third District

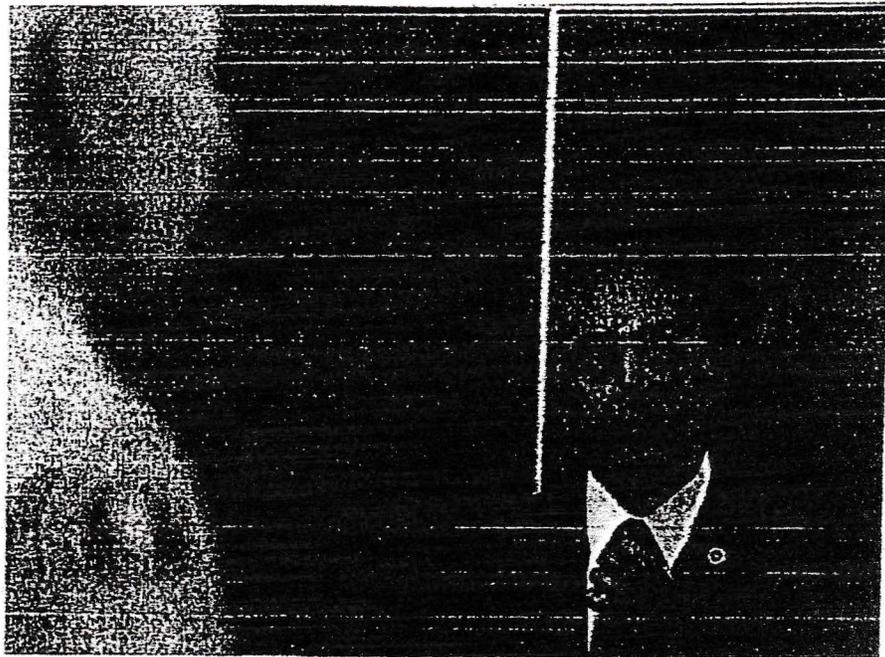


Handwritten notes: "Hawthorne" and "2013/14"

Handwritten circled "13" and "13"

OPINION

District Attorney Michael Ramos is a roadblock to justice



District Attorney Mike Ramos straightens his tie before a press conference for Operation Desert Guardian on Wednesday, October 18, 2017. Operation Desert Guardian, conducted in the High Desert by the San Bernardino County Sheriff's Department, began on Friday, June 2, 2017. Throughout the Operation deputies seized multiple firearms, drugs, and made several arrests in the cities of Victorville, Azulanto, Apple Valley, and Hesperia. (Sarah Alvarado for The Sun)



HASTING
MAY 16

~~FEB 16~~

(A1)

14