

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

JOSEPH KIRCHNER,

Plaintiff,

v.

MIKE JOHNSON, in his individual and official
capacity as Speaker of the United States House of
Representatives;
DONALD J. TRUMP, in his individual capacity as
former and current President of the United States;
PAMELA J. BONDI, in her individual and official
capacity as Attorney General of the United States;
BRENDAN T. CARR, in his individual and
official capacity as Chairman of the Federal
Communications Commission;
THE UNITED STATES HOUSE OF
REPRESENTATIVES;
ANTHROPIC PBC;
OPENAI, INC.;
APPLE INC.;
COMCAST CABLE COMMUNICATIONS, LLC;
METR (MODEL EVALUATION & THREAT
RESEARCH);
and DOES 1-20, unknown co-conspirators,
Defendants.

Case No. 1:25-cv-02735-ACR

**NOTICE OF ERRATA TO
THIRD AMENDED
COMPLAINT AND EXHIBIT
INDEX**

Plaintiff JOSEPH KIRCHNER respectfully submits this Notice of Errata to identify clerical errors in the Third Amended Complaint and accompanying Exhibit Index filed April 30, 2026 (ECF No. 51), and to file corrected versions of the affected documents. The corrections do not alter the substance of any allegation, claim for relief, or evidentiary submission, and do not affect the rights of any Defendant.

I. CORRECTIONS TO CERTIFICATE OF SERVICE (WITHIN ECF NO. 51, AT PP. 263–265)

A. Counsel for Defendant Apple Inc.

The Certificate of Service identifies counsel for Apple Inc. as "Arnold & Porter Kaye Scholer LLP." Counsel of record is **Kartik N. Venguswamy of ArentFox Schiff LLP**, as reflected in the Notice of Appearance filed at ECF No. 43 and in the docket caption.

B. Counsel for Defendant Comcast Cable Communications, LLC

The Certificate of Service identifies counsel for Comcast Cable Communications, LLC as "Jason Hoffman" at the firm's mailing address but inadvertently omits the firm name. The full identification is **Jason F. Hoffman of Baker & Hostetler LLP**, 1050 Connecticut Avenue NW, Suite 1100, Washington, DC 20036, as reflected in the Notice of Appearance filed at ECF No. 46.

C. Dates of Service

The Certificate of Service is dated April 29, 2026 and represents that both electronic filing and certified-mail service were effected on that date. Two corrections are required. **First**, the Third Amended Complaint was filed via CM/ECF in the early morning hours of April 30, 2026, and electronic service through CM/ECF was therefore effected on that date, not April 29. **Second**, certified-mail service to the Defendants who had not entered appearances and to the United States pursuant to Federal Rule of Civil Procedure 4(i)(1) was not effected on April 29 as the original Certificate represented; it was effected on May 4, 2026. The Certificate is corrected to reflect **April 30, 2026** as the date of electronic service and **May 4, 2026** as the date of certified-mail service.

A corrected Certificate of Service reflecting the foregoing is attached as **Exhibit 1**.

Photographic documentation of the certified-mail service is attached as **Exhibit 5**, comprising photographs of the addressed and certified-mail-labeled envelopes — each enclosing the Third Amended Complaint, the corresponding summons, and the civil cover sheet — for each Defendant served pursuant to Federal Rule of Civil Procedure 4(i)(1) and for each non-appearing Defendant, together with photographs of the corresponding USPS Form 3811 return-receipt cards, photographed contemporaneously with mailing on May 4, 2026.

II. CORRECTIONS TO EXHIBIT INDEX (ECF NO. 51-75)

A. A-Series Listings (Exhibits A-1 Through A-14)

The filed Exhibit Index at ECF No. 51-75 lists Exhibits A-1 through A-14. Exhibits A-1 through A-7 are filed at ECF Nos. 51-30 through 51-36, with the description corrections to A-6 ("DOJ-Epstein Memo July 7, 2025," correcting "Unsigned DOJ Memo July 7, 2025") and A-7 ("DARVO Academic Research (Harsey & Freyd)," adding the "(Harsey & Freyd)" parenthetical) reflected in the Corrected Exhibit Index attached as Exhibit 2. Exhibits A-9 (Trump Tweets Proving Ultra Vires Political Enforcement; cited at App. A ¶¶ 304, 305, 306) and A-12 (FBI Crime Report Refusal Transcripts; cited at 3AC ¶¶ 9, 119 and App. A ¶¶ 76, 185) are lodged conventionally on USB drive concurrently herewith pursuant to LCvR 5.4(e)(1) and the contemporaneously filed Notice of Filing of Conventionally-Maintained Exhibits. Designators A-8, A-10, A-11, and A-13 were reserved in Plaintiff's pre-filing working Exhibit Index but are not used in the operative pleading and are not lodged in any form. References at App. A ¶¶ 101, 370 to "Exhibit A-14" should be read as referring to the document already on the Court's docket at ECF No. 50, Attachment 2 (Notice of Supplement to Service Effectuation, Exhibit 2: DOJ

Civil Rights Division Letter, filed April 27, 2026), and may be considered by the Court under Federal Rule of Evidence 201(b)(2) as a matter of public record.

B. B-Series Listing (Original B-17 Placeholder; Correct B-17 and B-18 Lodged Herewith)

The filed Exhibit Index lists Exhibit B-17 as "Dario Amodei NYT Interview, February 12, 2026," reflecting a working-draft entry that did not represent a finalized exhibit and was inadvertently carried into the filed Index in place of the two exhibits Plaintiff intended to file at B-17 and B-18. The correct B-17 entry is the **Sam Altman Mostly Human Podcast Transcript** (April 2, 2026), and the correct B-18 entry is the **Dario Amodei Pentagon Interview Transcript** (March 2026), both as designated in Plaintiff's pre-filing working Exhibit Index. The B-Series listing in the Exhibit Index is corrected to extend through B-18.

A corrected Exhibit Index is attached as **Exhibit 2**.

C. Inadvertent Omission of Exhibit B-17 (Sam Altman Mostly Human Podcast Transcript)

The Third Amended Complaint relies upon the contemporaneous OpenAI-CEO public characterization of the AI industry's regulatory posture — specifically Mr. Altman's April 2, 2026 on-camera podcast interview with Lorie Segall, in which Mr. Altman acknowledged that AI-company executives are presently making safety-regulatory decisions belonging by right to elected representatives ("it's not up to the CEO of a company that makes airplanes what the safety regulations are. But for now, we kind of got to do it"). The transcript was prepared and staged for filing as Exhibit B-17 in Plaintiff's pre-filing working Exhibit Index but was not attached as an ECF entry to ECF No. 51. Plaintiff lodges the transcript contemporaneously herewith as **Exhibit 3** to this Notice (designated **B-17** in the Corrected Exhibit Index) and incorporates it into the operative evidentiary record of ECF No. 51 by this filing. In the

alternative, to the extent the Court determines that the inclusion of Exhibit B-17 in the operative evidentiary record of ECF No. 51 requires a separate motion to supplement, Plaintiff respectfully so moves on the grounds set forth herein, citing the documented pre-filing exhibit-index designation, the substantive relevance of the transcript to the Temporary Restraining Order Motion and Renewed Emergency Motion for Expedited Discovery filed concurrently herewith, the public and contemporaneous character of the underlying interview, and the absence of prejudice to any Defendant.

D. Inadvertent Omission of Exhibit B-18 (Dario Amodei Pentagon Interview Transcript)

The Third Amended Complaint relies upon the contemporaneous Anthropic-CEO public characterization of Anthropic's policy positions, including the March 2026 on-camera interview by Mr. Amodei concerning the Pentagon's "supply chain risk" designation, the narrow definition of "domestic mass surveillance" Anthropic invoked to delineate its public-facing policy, and Anthropic's reactive-conduct minimization of adverse legal/regulatory actions. The transcript was prepared and staged for filing as Exhibit B-18 in Plaintiff's pre-filing working Exhibit Index but, due to clerical oversight at the conclusion of an extended drafting period, was not attached as an ECF entry to ECF No. 51. Plaintiff lodges the transcript contemporaneously herewith as **Exhibit 4** to this Notice (designated **B-18** in the Corrected Exhibit Index) and incorporates it into the operative evidentiary record of ECF No. 51 by this filing. In the alternative, to the extent the Court determines that the inclusion of Exhibit B-18 in the operative evidentiary record of ECF No. 51 requires a separate motion to supplement, Plaintiff respectfully so moves on the grounds set forth herein, citing the documented pre-filing exhibit-index designation, the substantive relevance of the transcript to the Temporary Restraining Order Motion and Renewed Emergency

Motion for Expedited Discovery filed concurrently herewith, the public and contemporaneous character of the underlying interview, and the absence of prejudice to any Defendant.

The corrected Exhibit Index attached as Exhibit 2 reflects the inclusion of these two transcripts in the B-Series at B-17 and B-18 respectively.

E. Rec-Series Listing — Withdrawal of REC-8 and Inclusion of REC-14

The pre-filing working USB Exhibit Index listed Exhibits REC-1 through REC-13. Two corrections are made: **(i)** Plaintiff withdraws **Exhibit REC-8** (Network Interference Proof via MAC Spoofing VPN Change, 2025-11-30) from the REC-Series and from the USB lodging because, on review, the recording does not capture the contemporaneous VPN change and MAC-address spoofing operations Plaintiff intended to demonstrate and is therefore not effective evidence of the targeting cycle; the underlying conduct is established by Exhibits REC-1 (MAC-address spoofing demonstration, 2025-12-08) and REC-4 (VPN change demonstration, 2025-12-06), which together capture the demonstrations REC-8 was intended to consolidate. **(ii)** Plaintiff adds **Exhibit REC-14** (Anthropic Keep Thinking with Claude Brand Campaign, uploaded to YouTube channel `UCrDwWp7EBBv4NwvScIpBDOA` on September 18, 2025) to the REC-Series to support the consumer-facing-positioning evidence cited at the contradiction-matrix paragraphs of Plaintiff's contemporaneously filed motions. The REC-Series listing in the USB Exhibit Index is corrected to reflect REC-1 through REC-7, REC-9 through REC-14. The corrected USB Exhibit Index is reflected in `04\_Exhibits/1\_Administrative/USB\_ATTACHMENTS.md`, as supplemented by the corrected Exhibit Index attached hereto as Exhibit 2.

III. DOCUMENT TITLE DISCREPANCIES IN ATTACHMENTS TO ECF NO. 51

Plaintiff has identified discrepancies between the rendered titles appearing on the page-1 caption block of certain attachments to the Third Amended Complaint and (i) the corresponding docket entries entered by the Clerk and (ii) the Corrected Exhibit Index attached as **Exhibit 2** to this Notice. The discrepancies are clerical artifacts of pre-build source-document staleness; they do not affect the substantive content of any attachment or the operative legal designation of any exhibit. For each affected attachment, the corrected designation set forth in **Exhibit 2** controls.

A. Stale Legacy Exhibit Identifiers (Pre-Relabeling Source Drafts)

The following three attachments display, on page 1, an exhibit identifier carried forward from a pre-relabeling source draft and not matching the operative designation entered on the docket:

ECF Attachment	Page-1 Title (as filed)	Operative Designation
51-44	"EXHIBIT B-19 Paul Christiano AI Career Timeline"	Exhibit B-8 — Paul Christiano AI Career Timeline
51-47	"EXHIBIT B-31 Matheny-Christian Anthropic Trustee Documentation.md"	Exhibit B-11 — Matheny-Christian Anthropic Trustee Documentation
51-48	"EXHIBIT B-18 Project Canary AI Evaluation at the Intelligence-Philanthropy Nexus"	Exhibit B-12 — Project Canary AI Evaluation (October 2024)

The page-1 title at ECF 51-47 additionally retains a '.md' filename extension from the underlying source-markdown filename — likewise clerical and corrected by the Corrected Exhibit Index.

B. Title-Wording Divergence

The following four attachments display, on page 1, a title that differs in wording from the corresponding docket entry. The operative title is the docket entry, mirrored in the Corrected Exhibit Index:

ECF Attachment	Page-1 Title (as filed)	Operative Title
51-30	"EXHIBIT A-1: FRE 901/607 FRAUD AND EPSTEIN FILE SUPPRESSION "	Exhibit A-1 — FRE 901/607 Conflation & Epstein Cover-Up Evidence
51-33	"EXHIBIT A-4: HR1 ENERGY AND AI APPROPRIATIONS "	Exhibit A-4 — Big Beautiful Bill / Energy / AI
51-19	"APPENDIX G: ISP-LEVEL SURVEILLANCE INFRASTRUCTURE AND CORPORATE OBSTRUCTION — OCTOBER 29-30, 2025 "	Appendix G — Comcast Router Forensic Analysis
51-25	"APPENDIX O: STATSIG CROSS-POLLINATION AND LOE FRAMEWORK PROPAGATION — TIMELINE AND PHYSICAL-DIGITAL CORRELATION "	Appendix O — Statsig Cross-Pollination and LOE Propagation Timeline

C. Operative Designation Controls

For each attachment identified in §§ III.A and III.B, the operative designation is as set forth in the docket entry for ECF No. 51 and the Corrected Exhibit Index attached as Exhibit 2 to this Notice. Defendants and the Court should rely on the docket entry and the Corrected Exhibit Index, not the page-1 rendered title of the underlying attachment, to identify each exhibit. No substantive content of any attachment is affected by the foregoing clerical discrepancies.

**IV. CORRECTION TO D-SERIES FORENSIC EXHIBIT COUNT (¶¶ 11, 100 OF THE
THIRD AMENDED COMPLAINT AND ¶ 1 OF APPENDIX I)**

Paragraph 11 and paragraph 100 of the Third Amended Complaint, and paragraph 1 of Appendix I (ECF No. 51-21), reference the D-Series network-forensic record as comprising "thirty-one forensic exhibits" / "31 forensic exhibits (D-1 through D-33)." The consolidated D-Series exhibit in fact filed at ECF No. 51-54, and itemized in the Attachments index filed at ECF No. 51, contains **thirty-four sub-exhibits** numbered D-1 through D-35 (with D-9 not used), including four sub-exhibits added during the consolidation immediately preceding filing whose enumeration was inadvertently not carried forward into the textual references at the cited paragraphs. The four additional sub-exhibits are:

Sub-exhibit	Title
D-32	Hardware TAP Wire-Level Proof of ISP RST Injection (April 6, 2026 passive ETAP-2003 wire-level capture)
D-33	ISP Bandwidth Throttling Attack (April 12, 2026 selective tunnel throttling)
D-34	Comprehensive Cleartext Exposure Audit
D-35	Academic and CVE Foundation — VPN Tunnel-Degradation Vulnerability

The textual references at Compl. ¶¶ 11, 100 and App. I ¶ 1 should be read to extend through D-35, totaling thirty-four sub-exhibits. The aggregate-volume figures in those paragraphs (2,200+ pcapng segments, 150+ GB, 260,395+ TCP RST injection packets) are accurate and unchanged.

**V. CORRECTION TO DISCOVERY DOCUMENT NUMBERING IN APPENDIX Q (¶¶
83, 85, 147)**

Paragraph 83 of Appendix Q (Technical Definitions and Glossary, ECF No. 51-27) references TED Foundation as DISCOVERY-13, and paragraphs 85 and 147 reference RAND

Corporation as DISCOVERY-14. The current discovery package, contemporaneously filed by Plaintiff with the Renewed Emergency Motion for Expedited Discovery and Immediate Preservation Order, designates **TED Foundation as DISCOVERY-12** and **RAND Corporation as DISCOVERY-13**. The reference at Appendix Q ¶ 83 should be read as referring to DISCOVERY-12 (TED Foundation), and the references at Appendix Q ¶¶ 85 and 147 should be read as referring to DISCOVERY-13 (RAND Corporation). The substantive scope of the discovery sought from each entity is unchanged.

VI. CROSS-REFERENCE IN MEMORANDUM B (¶ 35)

The reference at Memorandum B ¶ 35 (ECF No. 51-2) to "D-31" should be read as referring to **D-32 (Hardware TAP Wire-Level Proof of ISP RST Injection)** per the operative D-Series numbering set forth at § IV *supra*.

VII. BODY-TEXT REFERENCES TO "EX. B-21" IN MEMORANDA F, H, AND I

Body-text references to "Ex. B-21" appearing at Memorandum F (ECF No. 51-6) ¶¶ 20, 62, 147, 190, and 231; at Memorandum H (ECF No. 51-8) ¶ 71; and at Memorandum I (ECF No. 51-9) ¶ 173, should be read as referring to (i) Anthropic's contemporaneous July 2025 public announcement of (a) its U.S. Department of War / Pentagon Chief Digital and Artificial Intelligence Office two-year, \$200 million prototype agreement, (b) its General Services Administration partnership offering "Claude for Enterprise and Claude for Government for \$1" across the federal government, and (c) its classified-network deployment through partners including Palantir Technologies and Lawrence Livermore National Laboratory; and (ii) the contemporaneous reporting at *Anthropic, Google, OpenAI and xAI granted up to \$200 million for AI work from Defense Department*, CNBC (July 14, 2025), already cited inline at

Memorandum F ¶ 20. The substance of the underlying facts is matter of public record of which the Court may take judicial notice under Federal Rule of Evidence 201(b)(2). The "Ex. B-21" exhibit slot was reserved in Plaintiff's pre-filing working Exhibit Index for the contemporaneous Anthropic announcement; the slot was not carried into the operative B-Series filed at ECF Nos. 51-37 through 51-52 or into the Corrected Exhibit Index attached as Exhibit 2 to this Notice. No substantive content of any Memorandum is affected by this clerical correction.

VIII. ADDITIONAL TEXTUAL CORRECTIONS

In addition to the foregoing: (a) the references at Memorandum C (ECF No. 51-3) ¶ 124 and Summary of Material Changes (ECF No. 51-76) § E to "D-1 through D-33" should be read to extend through D-35 per § IV *supra* (the Summary's label "D-32 / D-33 — ISP Bandwidth Throttling Attack" conflates two separate sub-exhibits — D-32 (Hardware TAP Wire-Level Proof) and D-33 (ISP Bandwidth Throttling Attack)); and (b) the Summary's reference to "B-1 through B-17 (seventeen exhibits)" should be read as "B-1 through B-18 (eighteen exhibits)" per § II.B *supra*, and the Summary's reference to "Exhibit B-23" (Dario Amodei NYT Interview, February 12, 2026) is a pre-renumbering identifier corresponding to no exhibit in the operative record (the Anthropic-CEO interview lodged as Exhibit B-18 via this Notice is the March 2026 Pentagon supply-chain-risk interview, not the February 2026 NYT interview).

IX. NO SUBSTANTIVE EFFECT

The corrections set forth in this Notice are clerical. The operative complaint's allegations, prayer for relief, count structure, and underlying evidentiary record are unchanged. No Defendant's substantive rights are affected by these corrections. Plaintiff submits this Notice

to ensure an accurate record and to assist all parties and the Court in correctly identifying counsel of record and the scope of attached exhibits.

Respectfully submitted,

/s/ Joseph Kirchner
JOSEPH KIRCHNER
Pro Se Plaintiff
4440 Parklawn Avenue #203
Edina, MN 55435
legal@lawsofexistence.com
(612) 552-2122

DATED: May 5, 2026

CERTIFICATE OF SERVICE

I hereby certify that on **May 5, 2026**, I filed the foregoing **NOTICE OF ERRATA TO THIRD AMENDED COMPLAINT AND EXHIBIT INDEX**, together with Exhibit 1 (Corrected Certificate of Service), Exhibit 2 (Corrected Exhibit Index), Exhibit 3 (Sam Altman Mostly Human Podcast Transcript — B-17), Exhibit 4 (Dario Amodei Pentagon Interview Transcript — B-18), and Exhibit 5 (Third Amended Complaint Proof of Service), via the Court's CM/ECF electronic filing system, which served counsel of record listed below; and that I will cause the foregoing to be served by certified mail, return receipt requested, upon the non-appearing Defendants and the United States listed below same day or on the next business day.

Counsel of record served via the Court's CM/ECF electronic filing system on May 5, 2026:

Danny C. Onorato
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Counsel for Defendant Comcast Cable Communications, LLC

Defendants without counsel of record, to be served by certified mail, return receipt requested, same day or on the next business day:

Mike Johnson
Speaker, U.S. House of Representatives
Office of the Speaker
U.S. Capitol Building H-232
Washington, DC 20515

Donald J. Trump
President of the United States
The White House
1600 Pennsylvania Avenue NW
Washington, DC 20500

Pamela J. Bondi
Attorney General of the United States
U.S. Department of Justice
950 Pennsylvania Avenue NW
Washington, DC 20530

Brendan T. Carr
Chairman, Federal Communications Commission
45 L Street NE
Washington, DC 20554

United States House of Representatives
c/o Office of the General Counsel
219 Cannon House Office Building

Washington, DC 20515

Model Evaluation and Threat Research, Inc. (METR)
c/o Tovella Dowling PC
501 W Broadway, Suite 1540
San Diego, CA 92101

Federal service per Federal Rule of Civil Procedure 4(i)(1), to be served by certified mail, return receipt requested, same day or on the next business day:

Civil Process Clerk
U.S. Attorney's Office for the District of Columbia
601 D Street NW
Washington, DC 20530

Attorney General of the United States
U.S. Department of Justice
950 Pennsylvania Avenue NW
Washington, DC 20530

Dated: May 5, 2026

/s/ Joseph Kirchner
JOSEPH KIRCHNER
Pro Se Plaintiff