

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 FILING OF
CONVENTIONALLY-
MAINTAINED EXHIBITS
PURSUANT TO LCvR
5.4(E)(1)**

I. PURPOSE OF NOTICE

1. Plaintiff Joseph Kirchner, *pro se*, hereby gives notice, pursuant to Local Civil Rule 5.4(e)(1), that the exhibits identified in **Appendix A** hereto are maintained in conventional form by Plaintiff and are not filed via the CM/ECF electronic filing system because their format does not readily permit electronic filing within the meaning of LCvR 5.4(e)(1)(A). The materials are available to the Court and to any party on the terms set forth in Sections VI and VII *infra*.

2. The exhibits at issue comprise an aggregate payload of approximately fifty (50) gigabytes across hundreds of files, including Wireshark and tcpdump packet captures

(`.pcapng`), mitmproxy wire-capture flow files, video screen recordings (`.mp4`), full-resolution PDF document sets, native-format Microsoft Word and Excel files, and SHA-256 hash manifests authenticating the chain of custody for each constituent file. These files are not amenable to scan-to-PDF conversion without rendering them forensically inert.

3. The Third Amended Complaint, accompanying memoranda, and appendices reference each conventionally-maintained exhibit by stable identifier (e.g., "Ex. METR-9," "Ex. PA-4," "Ex. ANTH-11," "Ex. REC-2"). *See, e.g.*, Compl. ¶¶ 1, 26, 56(g), 99, 119; App. P, § II.B; Memo A § I (eight-layer evidence architecture).

II. PROCEDURAL POSTURE

4. Plaintiff filed his Third Amended Complaint on April 30, 2026 (ECF No. 51), pursuant to the Court's Minute Order of March 27, 2026 granting leave to amend. The conventionally-maintained exhibits identified herein are exhibits referenced throughout the Third Amended Complaint and its accompanying memoranda and appendices, none of which stands alone outside the architecture this Court has already received electronically as part of Dkt. 51.

5. Plaintiff has previously placed the Court on notice of the volume of the complete evidentiary record and of the intent to submit certain materials in conventional form rather than via CM/ECF. *See* ECF No. 16 (January 20, 2026) (Notice of Exhibit Limitations and Sealed Filing Request, proposing USB drive delivery to the Clerk's Office for the complete exhibit package). This Notice is Plaintiff's formal designation, pursuant to LCvR 5.4(e)(1), of the conventionally-maintained exhibits identified herein.

III. STATUTORY BASIS

6. Local Civil Rule 5.4(e)(1) provides, in pertinent part:

"Any document, exhibit, or attachment, including sealed material that (A) is not in a format that readily permits electronic filing, such as a map, chart or DVD, or (B) is illegible when scanned into electronic format, is to be maintained in the possession of the attorney or *pro se* party responsible for the filing. Such a filing shall be made available for a party or the Court and **must be identified in a Notice of Filing filed with the Court**. A document or item filed pursuant to this subsection shall be served, if it is necessary to serve it, by mail or by hand delivery, unless the parties have otherwise agreed."

7. The materials identified at Section V *infra* fall squarely within subsection (A): native-format packet captures, native-format wire captures, native-format video recordings, and native-format spreadsheets and document sets that, like the rule's express example of a "DVD," are not in a format that readily permits CM/ECF filing. This Notice identifies those materials as the rule contemplates.

8. Federal Rule of Evidence 901(b)(4) authorizes authentication by distinctive characteristics, including matching cryptographic hashes; FRE 902(13) provides for self-authentication of records generated by an electronic process shown to produce accurate results; and FRE 902(14) provides for self-authentication of data copied from an electronic device authenticated by hash digests. Each conventionally-maintained exhibit is preserved with a per-file SHA-256 digest in `04\_HASH\_VERIFICATION/COMPLETE\_SHA256\_MANIFEST.txt` (or the equivalent series-level manifest for non-network-forensic series), permitting independent verification by any party with access to the preserved media.

IV. NATURE OF THE MATERIALS

9. **Volume.** The aggregate payload exceeds the practical per-event capacity of CM/ECF. The D-Series source-evidence subset alone comprises 34 forensic exhibits and over 2,200 pcapng packet-capture segments totaling 150+ gigabytes of forensic data. *See* Compl. ¶ 11; App. I ¶ 1.

10. Native format. A substantial portion of the materials is meaningful only in native electronic form. Packet captures (`.pcapng`) require analyzer software (Wireshark, tcpdump, mitmproxy) to be examined for the sequence numbers, TTL fields, and timing metadata on which the network-forensic analysis depends. *See* Compl. ¶ 52. Conversion to PDF would render these exhibits forensically inert.

11. Video evidence. The REC-Series (13 exhibits) consists of contemporaneous video screen recordings documenting reproducible behavioral demonstrations against Plaintiff's own paid Anthropic and OpenAI accounts. *See* USB Attachments Index, REC-Series. PDF conversion is not technically possible.

12. Sealed materials excluded from this Notice. The thirty-two patent-related documents (the SEALED-Series) are maintained at the United States Patent and Trademark Office and are not the subject of this Notice. Plaintiff will lodge those materials with this Court only if and when the Court so requests, by separate motion to file under seal. *See* Compl. ¶¶ 1, 56(g), 174.

V. EXHIBITS MAINTAINED IN CONVENTIONAL FORM

13. The exhibits maintained in conventional form are organized into the series identified below and are fully enumerated in **Appendix A** hereto (incorporating the catalog at `04\_Exhibits/1\_Administrative/USB\_ATTACHMENTS.md` dated April 29, 2026):

Series	Description	Approx. Count
METR	METR / TED Foundation Regulatory Capture	30
PA	Anthropic System-Prompt Audits	18
CA	Anthropic Copyright Audit	1
SR	Supporting References (C-Series)	6
GEN	Generative-AI Consumer Platform Evidence	2

LOE	Laws of Existence Conflict Resolution Logic	8
IS	Israeli AI Surveillance Facilitation	17
ANTHROPIC	Anthropic Operational Conduct Evidence	12
ANTH	Anthropic Corporate Policy Documents	12
OAI	OpenAI Corporate Policy Documents	11
POL	Cross-Company Policy Documents	1
DD / GB / ST / SN	Third-Party Sub-Processor Contract Evidence	26
REC	Video Recordings	13
D-Series source packages	Network-Forensic Source Evidence (34 exhibits, 2,200+ pcapng segments, 150+ GB)	34
E / F / G / H source packages	Code-Forensics and Wire-Capture Source Files	as cataloged
A-Series	A-9 (Trump Tweets Proving Ultra Vires Political Enforcement); A-12 (FBI Crime Report Refusal Transcripts) — lodged conventionally per Notice of Errata § II.A	2

14. Each series corresponds to and corroborates an ECF-filed exhibit summary or memorandum already on the docket as part of the Third Amended Complaint:

- METR / PA / CA / SR / ANTHROPIC ↔ Appendix B; Appendix C; Appendix E; Memo F.
- GEN ↔ Compl. ¶¶ 264, 355–356; Memo A § XI; Counts X, XII, XVI, XVII.
- LOE ↔ Appendix J; Compl. ¶ 342.
- IS / DD / GB / ST / SN ↔ Appendix P; Memo C.
- ANTH / OAI / POL ↔ Appendix E; Memo E.
- REC ↔ Memo A; Appendix C.
- D-Series source packages ↔ Exhibits D-1 through D-35 (ECF-filed); Appendix I.
- E / F / G / H source packages ↔ Exhibits E-1 through E-39, F-1 through F-29, G-1 through G-5, and H-1 through H-13 (ECF-filed).
- A-Series ↔ Compl. ¶¶ 9, 119; App. A ¶¶ 76, 185, 304–306; Notice of Errata § II.A.

VI. CUSTODY AND AVAILABILITY

15. Pursuant to LCvR 5.4(e)(1), Plaintiff retains possession of the conventionally-maintained exhibits identified at Section V and Appendix A. The materials are preserved on physical media (USB drive) authenticated by the per-file SHA-256 manifest at ``04_HASH_VERIFICATION/COMPLETE_SHA256_MANIFEST.txt``, with a court-facing directory layout and verification guide set forth in ``00_README.md`` at the root of the drive and ``05_VERIFICATION_INSTRUCTIONS/COURT_VERIFICATION_GUIDE.md``.

16. As an independent and contemporaneous custody record, Plaintiff has maintained the per-file SHA-256 hash manifests together with all non-binary forensic investigation files — analyses, transcripts, source-code excerpts, configuration records, and analysis reports — in a contemporaneously-committed Git repository throughout the forensic investigation period. The repository's append-only commit chain, in which each commit is cryptographically chained to its predecessor by SHA-1/SHA-256 hash, records the first appearance and every subsequent modification of every file with a tamper-evident timestamp. The Git custody record corroborates the per-file SHA-256 manifest authentication on the USB drive with an independent and continuously-maintained verification mechanism.

17. Plaintiff will make the conventionally-maintained exhibits available to the Court and to any party upon request. Plaintiff will lodge a duplicate USB drive with the Clerk of Court for the Court's reference upon the Court's instruction or upon any party's application.

18. Plaintiff is prepared to provide written FRE 902(11) certification for each conventionally-maintained exhibit upon notice to opposing counsel not less than sixty (60) days before trial. *See* Compl. ¶¶ 48, 57.

VII. SERVICE ON DEFENDANTS

19. Pursuant to LCvR 5.4(e)(1)'s service provision — which directs that materials filed under that subsection "shall be served, *if it is necessary to serve it*, by mail or by hand delivery, unless the parties have otherwise agreed" — Plaintiff stands ready to serve duplicate USB drives on counsel of record for each appearing Defendant by certified mail, return receipt requested, upon request, upon the Court's direction, or as the parties may otherwise agree pursuant to the alternative-service offer at ¶ 21 *infra*. The Certificate of Service *infra* identifies each recipient and the methods by which the present Notice itself is being served.

20. Defendants who have not yet entered an appearance, and the federal Defendants for whom service runs through the United States Attorney's Office and the Office of the Attorney General per Federal Rule of Civil Procedure 4(i), are being served by the methods set forth in the Certificate of Service.

21. To minimize duplication of voluminous physical media, Plaintiff offers, as the parties may otherwise agree under LCvR 5.4(e)(1), to substitute service by secure download URL hosted at Plaintiff's own domain, accompanied by the master SHA-256 manifest enabling each Defendant to verify the download against Plaintiff's master copy. Plaintiff will accommodate any service preference any Defendant identifies. No Court order is required for this alternative; the rule itself authorizes party-agreed service modes.

Respectfully submitted,

/s/ Joseph Kirchner

JOSEPH KIRCHNER

Pro Se Plaintiff

4440 Parklawn Avenue #203

Edina, MN 55435

Tel: (612) 552-2122

Email: legal@lawsofexistence.com

Dated: May 5, 2026

CERTIFICATE OF SERVICE

I hereby certify that on **May 5, 2026**, I filed the foregoing **NOTICE OF FILING OF CONVENTIONALLY-MAINTAINED EXHIBITS PURSUANT TO LCvR 5.4(e)(1)**, together with Appendix A (Inventory of Exhibits Maintained Conventionally on USB Drive), 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. Duplicate USB drives containing the conventionally-maintained exhibits identified at Section V and Appendix A will be served on appearing counsel and on the Court upon request, upon the Court's direction, or as the parties may otherwise agree, in accordance with LCvR 5.4(e)(1) and §§ VI–VII of this Notice.

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

Danny C. Onorato
Tara Tighe
Schertler Onorato Mead & Sears, LLP
555 13th Street, NW, Suite 500 West
Washington, DC 20004
donorato@schertlerlaw.com
ttighe@schertlerlaw.com
Counsel for Defendant Anthropic PBC

Benjamin D. Margo
Wilson Sonsini Goodrich & Rosati, P.C.
31 West 52nd Street, Fifth Floor
New York, NY 10019
bmargo@wsgr.com
Counsel for Defendant OpenAI, Inc.

Kartik N. Venguswamy
ArentFox Schiff LLP
1717 K Street NW
Washington, DC 20006
kartik.venguswamy@afslaw.com
Counsel for Defendant Apple Inc.

Jason F. Hoffman
Baker & Hostetler LLP

1050 Connecticut Avenue NW, Suite 1100
Washington, DC 20036
jhoffman@bakerlaw.com
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