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## Legal facts of the "Causa DVNLP

*Thies Stahl, 16.01.2020<sup>1</sup>*

In 2014, the Dr. jur. Jens Tomas board of directors, his advisor Martina Schmidt-Tanger and other association officials prevented the competent association committees from dealing with the conflicts concerning DVNLP member XY and the member accusing him of abuse, the complainant, by means of actions that were

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<sup>1</sup> Published on 10.12.2017 under the title "'Causa DVNLP' - Legal Status quo". This text as PDF (with clickable links) can be found on the site <https://thiesstahl.com/texte-und-materialien-zum-dvnlp/>.

both statutory<sup>2</sup> and illegal.<sup>3</sup> As a result, these conflicts were shifted to legal disputes. These disputes led to a number of court decisions, declarations of discontinuance and a disciplinary complaint.

## Court Decisions

### Public Prosecutor's Office./Complainant

On 14 November 2017, a hearing in the criminal proceedings of the public prosecutor's office / complainant for libel against XY took place at Altona Local Court. Besides the judge, the public prosecutor and the accused complainant, only her lawyer, the secretary, the psychiatric expert Dr. Q.-S.<sup>4</sup> and I were present - I as the one person audience.

At this hearing, the complainant was questioned in relation to a joint rape alleged by her XY and her pimping ex-husband SF. While she was describing the scene in question - which was difficult at first, because her voice almost failed when she was reliving it - I had the impression that this scene was coming to life not only for me, but also for the others present, before our eyes and ears, in the middle of the courtroom. I saw that the older and probably also experienced public prosecutor, who had previously looked at the complainant in a rather strict and somewhat pale and hardened manner, looked at her in an increasingly conciliatory manner during the only brief but impressive and moving account of what had happened. She and the judge seemed very affected and it seemed as if they were struggling with tears - as I was, although I already knew many scenes of violence in which XY and others of her perpetrators were involved from their extensive working-up texts.

Immediately following this statement by the complainant, the judge suggested that the public prosecutor and complainant's lawyer should withdraw with her for a consultation - with the result that the court, with the consent of the public prosecutor's office and the complainant, discontinued the proceedings under § 153 of the Code of Criminal Procedure in this hearing - on the grounds of insignificance of guilt.<sup>5</sup> That means, the complainant is **not** guilty of the offence of "slander and defamation" against XY, of which she had been accused by her abuser XY and

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<sup>2</sup> The DVNLP's statutes stipulate that conflicts must first be attempted to be resolved within the association before courts may be involved. (§ 29 Para. 4 of the DVNLP statutes: "*Before legal disputes between members on the one hand and the association on the other hand or the organs of the association, the arbitration commission is to be called upon and the arbitration award is to be awaited. Legal proceedings without the involvement of the conciliation commission and a final arbitration award are inadmissible*").

<sup>3</sup> See the "*Causa DVNLP*" final report.

<sup>4</sup> The anonymization of their names corresponds to the one I used in my communication-theoretical and hypno-linguistic analysis "*Psychiatric Opinion - a Gift for the Pedocriminal Offender System and the DVNLP*".

<sup>5</sup> See decision AG-Altona (17.11.2017).

supporters in the management of the association: it was not only her right, but even her duty, to report the coach and psychotherapist(HP) XY who abused her to the DVNLP, to the health authority responsible for HP psychotherapists and also to his company, in which he worked as an addiction counsellor, among other things. The publication of our then 130-page correspondence<sup>6</sup> with the board of the DVNLP, for which I was co-responsible, which the complainant had made publicly available on her blog in the summer of 2014 after she had been excluded by the board from all communication with the DVNLP and its bodies by means that were contrary to the statutes and illegal.

In these proceedings, the psychiatrist Dr. Q.-S. had commissioned a report on the guiltiness of the defendants and had also submitted it. This toxic, because quite obviously perpetrator-favorable expert opinion lies now, after the termination of the proceedings, (hopefully) safely stored in the basement of the court. In order to make it worthless for the perpetrators<sup>7</sup>, the complainant and I have decided, in addition to my analysis of communication theory and hypnotic language, to publish the expert opinion itself.<sup>8</sup> My treatise, together with the expert opinion itself, shows how easy it is to become the victim of a psychiatric attack in a German court today.<sup>9</sup>

#### **Security Services Company./Complainant**

The proceedings conducted in the Bochum Local Court against the security service company/complainant was terminated on 15 July 2015 (likewise the preliminary proceedings of the Bochum public prosecutor's office against the complainant on account of the charges of "dangerous bodily injury" brought against her by the security service personnel)<sup>10</sup>.

#### **DVNLP./Thies Stahl**

##### *Temporary injunction of the DVNLP revoked*

In the main proceedings on 9 March 2017, the interim injunction obtained against me by the DVNLP was revoked by the Hamburg Regional Court: I may very well name

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<sup>6</sup> See the *complainant's publication "S.O.S. Emergency Defence"*.

<sup>7</sup> KF, attorney XYs, who is accused of being an accomplice, has already made two attempts to gain access to this expert opinion by inspection of the files, contrary to the order of the court.

<sup>8</sup> See *"Psychiatric expertise - a gift for the pedocriminal perpetrator system and the DVNLP"* - The perpetrators would not have needed the original expertise at all, because the few fragile arguments of the extremely brief diagnostic justification are found, quoted very precisely, all in this analysis. Moreover, the complainant and I then decided to make the psychiatric attack as a whole public, including the psychiatric guilt report, which is essentially based on the manipulated official file and is clearly perpetrator-compliant.

<sup>9</sup> Cf. also: *"Holy cow" - psychiatrist in court under species protection*.

<sup>10</sup> See *AG Bochum Sicherheitsdienst (15.07.2015) and Einstllg.StA*

the true, actually given facts: *"The DVNLP board of directors manipulated and deceived the 2014 general meeting!"*<sup>11</sup>

*The "Nazi Analogies" verdict*

The Hamburg Regional Court ruled on 24.02.2017: All eleven analogies from the time of National Socialism (Nazi comparisons) I used in my article *"DVNLP abandoned by all good spirits? Predetermined breaking point fascistoid-totalitarian slips and loss of self-control"*<sup>12</sup> to describe the criminal actions of the board of directors are justified expressions of opinion.<sup>13</sup>

*Settlement Berlin District Court*

In its order of 01.07.215 regarding the costs of the "Stahl./DVNLP" lawsuit, the Berlin Regional Court arrives at these assessments: *"First of all, the plaintiff [Thies Stahl]- contrary to the defendant's opinion - had appealed to the arbitration commission... The arbitration proceedings are then ... not concluded until the parties have agreed on a statement of settlement...", ... "...the defendant's [DVNLP] appeal was in breach of faith in the present case pursuant to Section 242 of the German Civil Code (BGB) because he [the DVNLP board] prevented the arbitration proceedings from being carried out", "...in view of the fact that the arbitration commission ... did not comply with the exclusion resolution of 24 January 2006, the memberships rights of the plaintiff [Thies Stahl] continued...until his [later in April 2015, after he was illegally excluded from the general meeting in October 2014] voluntary resignation" and finally "In view of the fact that the challenge of the exclusion decision had a suspensive effect, since the defendant's articles of association do not provide otherwise, the resolutions adopted at the general meeting of the defendant on October 31, 2014 are also invalid for formal reasons, since the plaintiff [Thies Stahl] was, due to the previously expressed exclusion, prevented from participating in generating these resolutions."*<sup>14</sup>

*Injunction XY./Thies Stahl*

The then course assistant XY, DVNLP and GNLC member<sup>15</sup> and today's DVNLP teaching trainer, accused me of having made the complainant's accusations against him<sup>16</sup> my own and sued me on 04.09.2013 for omission of statements allegedly

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<sup>11</sup> See *Judgment - Interim Order MV*.

<sup>12</sup> See *"DVNLP deserted by all good spirits? predetermined breaking point fascistoid-totalitarian slips and loss of self-control"*.

<sup>13</sup> See the *"Nazi analogies" court ruling*.

<sup>14</sup> See the *comments of the Berlin Regional Court in the order fixing the costs*.

<sup>15</sup> See *"DVNLP + GNLC hide suspected sex offender"*.

<sup>16</sup> Reports by the complainant on the abuse situation in my master's course at the time can be found in *"Background of the abuse complaints"* and in *"The complainant's application to the Arbitration Commission suppressed in the DVNLP"*. The complainant provides a further insight into

made by me. The judgment of 30 June 2017 rejects the complaint with regard to half of the statements that XY accuses me of making, but prohibits me from making one statement regarding certain complementary roles in the context of XY's abusive relationship with the complainant and another regarding certain activities of XY towards the complainant and her children. XY's violation of §174c StGB (sexual abuse taking advantage of a counselling, treatment or support relationship), as the essential context of my doubted statements, was not the subject of these proceedings<sup>17</sup> - neither was the entire context "DVNLP", e.g. my obligation to inform and my duty to clear things up, both as course instructor of the DVNLP Master Course in question and also the authority, as founding board member and honorary member of this association, who was called upon for help (see 1.2.1.1. *Abuse by XY* and 1.2.1.3. *Abuse by Martina Schmidt-Tanger* in the "Causa DVNLP" final report).

**SF./Thies Stahl from 26.05.2014**

The second pimp husband of the complainant was able, due to his close cooperation with XY, to claim a contractual penalty of 5,000.00 € against me (a fact not affecting the DVNLP, which Dr. jur. Jens Tomas used against in order to damage my reputation (see under 1.2.1.4.4. *Lord of lies* in the "Causa DVNLP" final report).

**Thies Stahl/ Psychiatrist**

The psychiatric report<sup>18</sup> submitted by Dr. Q.-S. in the proceedings Public Prosecutor's Office against the complainant, which were discontinued on 14 November 2017, contained in the first two versions, which were still in the court file, an inadmissible remote diagnosis regarding my person (*Folie á deux*).

Since the group of perpetrators, via the lawyer of XY who was also reported by the complainant, had already tried, as documented in court records, to get hold of the expert opinion which had been locked away in the basement of the Altona District Court, I demanded a declaration of discontinuance from Dr. Q.-S. not to repeat the inadmissible diagnosis of my person (which she had deleted from the final version of her expert opinion after an intervention by my lawyer) on any occasion. She did not want to make such a statement and I sued her for an injunction to that effect.

On 25.05.2018 the hearing took place in the LG Hamburg. The presiding judge made it clear that the Chamber would be inclined to grant Dr. Q.-S. the "privilege to speak" guaranteed to her by law as a psychiatric expert to the full extent - and this in spite

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her life situation at the time and into her history by agreeing to the publication of the psychiatric report on culpability, which is clearly pleasing to the perpetrator, and of my essay on this, "*Psychiatric Report - a Gift for the Paedocriminal Offender System and the DVNLP*".

<sup>17</sup> Although it is confirmed by court records that (1.) he as a psychotherapist (HP) had sessions with the complainant (billed as coaching) and (2.) he decompensated (according to his psychotherapist Cora Besser-Siegmund, who was treating him under her health insurance licence) in the abusive relationship with his client, the complainant (see 1.2.1.2. *Abuse by Cora Besser-Siegmund*).

<sup>18</sup> Link: *The psychiatric report on guilt*

of the gross and actually already criminal misconduct of the expert that I accused her of, such as the lack of a court order for an expert opinion on my person, violation of medical confidentiality with regard to a medical report on (a wrong!) diagnosis concerning my person, generating a diagnosis without examination, i.e. remote diagnosis, ignoring an unfinished supervision complaint in the authorities LKA and StA regarding a manipulation of the files proven by me and a negligent handling of an incomplete and manipulated file situation proven by me.

The judge recommended me, with a non-verbal wink, to accept the expected verdict to my disadvantage and then to go to the Federal Court of Justice in Karlsruhe - in other words: she obviously was not happy with the current practice of jurisdiction with regard to the psychiatrists sacrosanct in German courts. But since I had already spent enough money for lawyers and courts in my dealings with the perpetrators inside and outside the DVNLP, I accepted the judge's recommendation to withdraw my complaint. She agreed to include in the minutes of the hearing the fact that it had been an inadmissible "remote diagnosis" which Dr. Q.-S. had made with regard to me in the first two versions of her report on the complainant's guilt - just casually and with my full name mentioned. The judge was also willing to include in the minutes that I explicitly point out that remote diagnosis is dangerous, as can be seen in the case of Gustl Mollath ([https://en.wikipedia.org/wiki/Gustl\\_Mollath](https://en.wikipedia.org/wiki/Gustl_Mollath)), who was locked up in a psychiatric hospital for seven years after such a diagnosis. See my article *"'Holy cow' - psychiatrist in court under species protection"*.<sup>19</sup>

#### **Injunctions against the appellant**

There were three default judgments on actions for injunctive relief against the complainant in the summer of 2014, i.e. judgments given in the absence of the defendants. The complainant had sued her abuser XY and the "NLP-professional" owner Martina Schmidt-Tanger, who supported XY and her "NLP-professional" colleague SM.

The complainant had accepted these default judgments against her because, on the advice of her doctor, who had issued her with a corresponding certificate<sup>20</sup>, she was supposed to avoid any "contact with the perpetrator" and because, like me, she assumed that there would be mediation or an investigation in the DVNLP.

According to these judgments, the complainant is prohibited from making publicly certain statements corresponding to the complaints suppressed within the DVNLP. The complainant had accepted these default judgments also because she no longer wished to express the complaints in question publicly anyway, but rather where she would have been allowed to do so despite these default judgments: in the framework of the Conciliation Committee or an investigative committee of the Association, protected by a declaration of confidentiality by its members, and also in

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<sup>19</sup> Link: *"Holy cow" - psychiatrist on trial under species protection*.

<sup>20</sup> See *doctor's certificate ... f. Court (02.07.2014)*.

any court proceedings that may still take place. The reason for the injunctions of Martina Schmidt-Tanger and SM was our carelessness to leave the 130-page correspondence with the DVNLP executive board, which violated her human rights, on the<sup>21</sup> blog of the complainant for two days without blackening the names of the DVNLP members.

XY's action for an injunction against the complainant in September 2014 ultimately came about because the Managing Board of "Dr. jur. Jens Tomas" had refused to refer the complaints complainant/XY and Stahl/XY filed from August 2013 in accordance with the statutes to the DVNLP Conciliation Commission.

The actions for injunctive relief by Martina Schmidt-Tanger and SM came about because the DVNLP chairman and "NLP-professional" trainer, Dr. jur. Jens Tomas, also submitted the complaints against the "NLP-professional" owner Martina Schmidt-Tanger and her "NLP-professional" colleague SM for referral to the Arbitration Commission not in accordance with the provisions of the statutes, but directly to these two complaint addressees. Together with her complaints against Martina Schmidt-Tanger and SM, the complainant had handed over to the Board of Directors, for forwarding to the Arbitration Commission, the complaints against Martina Schmidt-Tanger and SM which she had filed with the police. Dr. jur. Jens Tomas embezzled these internal association documents and passed them on to his "NLP-professional" colleagues Schmidt-Tanger and SM, so that they could, with the help of his fellow student Dr. G., take action against the complainant outside the DVNLP and in court, contrary to the statutes,<sup>22</sup> and silence her by means of injunctions.

### Declarations of omission by the complainant

On 2 July 2014, the complainant undertook not to repeat publicly her accusations against KF, the lawyer she had denounced together with his client XY. On the same day she committed herself to her fellow participants from the Master, Petra P., and to RP not to repeat her accusations in public. RP was a participant of my 2004/2005 practitioner who, according to the reports of the complainant suppressed in the DVNLP, committed violent acts against her together with SF.

Just like the actions for an injunction, these declarations of discontinuance had led to the complainant being silenced. She could only have presented her complaints before the arbitration commission or before a committee of inquiry, but the "Dr. jur.

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<sup>21</sup> See the *complainant's publication "S.O.S. Emergency Defence"*.

<sup>22</sup> The DVNLP's statutes stipulate that conflicts must first be attempted to be resolved within the association before courts may be involved. (§ 29 Para. 4 of the DVNLP statutes: "*Before legal disputes between members on the one hand and the association on the other hand or the organs of the association, the arbitration commission is to be called upon and the arbitration award is to be awaited. Legal proceedings without the involvement of the conciliation commission and a final arbitration award are inadmissible*").

Jens Tomas" board of directors had barred her from both paths in violation of the statutes.

### **Declarations of Discontinuance by Thies Stahl**

#### **Signed to VF**

I signed a cease-and-desist declaration to VF, the complainant's first husband, on 16 November 2012, not to make any further comments about him in the manner I had done on 12 November 2012 on my Facebook account in behalf of the complainant in a message to her children who were detained at VF. This message concerned violent and pimpish behaviour by both VF and SF towards the complainant.

#### **Signed to SF**

On the basis of this message sent to the complainant's children on behalf of the complainant and the mention of the fact that she had to prostitute herself for SF, I signed a corresponding cease-and-desist declaration to SF on 15 July 2013 not to repeat this statement. (When XY forwarded a mail from me to him with a similar statement from me to SF, he could claim a contractual penalty of 5.000,00 € against me (see above under Court decision SF./Stahl).

#### **Signed to Martina Schmidt-Tanger**

I committed myself to Martina Schmidt-Tanger on 30.06.2014 to refrain from making private emails from her and/or... (certain statements about statements by Martina Schmidt-Tanger) publicly accessible on the internet or to distribute or have distributed such publications in public by active linking or by sending emails.

#### **Signed to the DVNLP**

I signed the DVNLP board of directors on 28.01.2016 to refrain from spreading, literally or figuratively, any particular statement regarding risks that may be associated with attending DVNLP seminars.

#### **Signed Berend Hendriks**

I signed the DVNLP managing director Berend Hendriks on 25.09.2014 to publicly stop using certain insulting words for his person, which I had used on my Facebook page after his intervention in a discussion.

#### **Signed to SM**

On 30 June 2014, I undertook vis-à-vis SM to refrain from making certain statements about the nature of a meeting between him and the complainant and between him, Martina Schmidt-Tanger and the complainant.

#### **Signed to Petra P., KA, AK, DK**

On 4 July 2014, I undertook (as a de-escalation measure) to refrain from making certain statements which I had made (in any case, only in general terms and, with the exception of AK, without mentioning my name) with regard to the events surrounding XY and the complainant.

## Withdrawn trademark lawsuit DVNLP./Stahl

Dr. jur. Jens Tomas had his former fellow student lawyer Dr. jur. G. file a trademark lawsuit<sup>23</sup> against me, which the board of directors withdrew after the change of chairmanship to Anja Mýrdal (see in the "Causa DVNLP" final report under 1.2.1.4.14. *Kaputt-Kläger*).

## Closed investigation proceedings against the complainant

The proceedings were discontinued due to the complaint filed by Petra P. against the complainant on 3 April 2014 for libel and defamation.

## Closed investigation against Thies Stahl

All preliminary proceedings against me have been dropped:

**XY and the supporters Petra P., DD, AK, DK, GA, KA and SF**

The conflict partners of the complainant from my master course at that time, the course assistant person XY and the participants Petra P., DD, AK, DK, GA and KA had reported me on 09.02.2014 for insulting and slanderous remarks - all with reference to mails<sup>24</sup> I had sent to the master participants asking for information. They had been joined by SF, the second pimping ex-husband of the complainant, who had closely cooperated with XY, according to the complainant's suppressed reports in the DVNLP - also as regards his questionable activities in the background of my master's course.

On 16.12.2014 the investigations against me by XY, Petra P., DD, AK, DK, GA, KA and SF were discontinued - with very revealing reasons<sup>25</sup>. KF, XY's lawyer, who had been charged together with XY and with whom the association lawyers Harms and Dr. G. had collaborated undercover-mafialike in the background, had filed a complaint against the discontinuation of the investigations against me in several attempts. The DVNLP Board of Directors also preferred to keep the reasoning of the final rejection decision of the Attorney General v. S.<sup>26</sup> of 22 June 2015, which was communicated to KF, to itself - it did not fit sufficiently into its concept of helping XY to sue me for insult and for the aforementioned making of the complainant's accusations my own. The "Dr. jur. Jens Tomas" board of directors was certainly informed about the

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<sup>23</sup> See DVNLP action trademark law (August 26, 2016).

<sup>24</sup> See mails in the master distribution list 2013-2014.

<sup>25</sup> See notice of recruitment to XY via KF (16.12.2014), notice of recruitment to DD and KA (16.12.2014), notice of recruitment to P.P. (16.12.2014), recruitment notice AK (16.12.2014) and recruitment notice to SF (16.12.2014),

<sup>26</sup> See GStA v. S. an KF (22.06.2015).

association attorney Harms, who<sup>27</sup> cooperated with KF mafia-like, about the reasoning of the General Attorney v. S., which I was not informed about.

#### **Preliminary Proceedings Petra P./Stahl**

On 06.03.2019, the preliminary proceedings, initiated by Petra P. against me again after the first one had been discontinued on 16.12.2014, were also discontinued due to insult and defamation.

#### **Preliminary Proceedings DD et al./Stahl**

The preliminary proceedings against me due to charges filed by the master course conflict partners DD, DK and others<sup>28</sup> against me because of the HP abbreviation for alternative practitioners, which I had not indicated in the professional title of psychotherapist [psychotherapist(HP)] were discontinued at the beginning of 2015.

#### **Inspectorate complaint against LKA (police) and public prosecutor's office**

With the help of an official supervision complaint submitted by the lawyers of myself and the complainant we wanted the unlawful manipulation of official communication between the Social Psychiatric Service Altona and the LKA (police authority) to be cleared up - and also the chain of LKA, police station and StA notes<sup>29</sup> that followed from it, in which the complainant and myself were increasingly pathologized.

The head of the LKA 42, Mr. B., had in fact informed my lawyer in writing on 16 February 2017: *"In summary, it must be stated that the complaint of your petitioner could be at least partially well-founded... Concerning an assessment of possible health restrictions on ... [the complainant] there is no doubt that correspondence and telephone calls between the investigating official and the Social Psychiatric Service (SPD) have taken place to this effect. However, **the assessment** [in the manipulated note of 24.01.2014<sup>30</sup>] seems to be based exclusively on the evaluation of the SpD submitted by telephone - **a further examination is not on file. This was certainly not sufficient for a binding evaluation, even though the further measures were all coordinated with the service management and the public prosecutor's office and the assessment was adopted there** [emphasis mine]"*.

This voice - after all that of the LKA boss - does not seem to have been heard among the decision-makers in the judicial authority: The LKA and the public prosecutor's

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<sup>27</sup> See DVNLP association lawyer collaborates KF Dr. G. (23.09.2014).

<sup>28</sup> See DD to StA for her HP advertisement (20.01.2015) and DK to Kammer (11.04.2014) (This mail from DK was sent in the "conspiratorial", i.e. excluding the complainant and me, mail distribution list of the master group). See also my *statement Stahl on the HP* (24.09.2014) and 1.2.1.7. *abuse by Leo Buchholz* in the final report.

<sup>29</sup> Link: "*Victim-victim-reversion dossier*".

<sup>30</sup> See under this date in the "*dossier on victim-offender conversion*".

office have not corrected the many psychopathologizing notes in its file about the complainant and also myself. The incorrect assumption, expressed in the same letter from its head of 16 February 2017 and circulating in the LKA file, that the complainant was not ready for questioning, although the correspondence of her lawyer with the StA<sup>31</sup> showed the contrary, was also not corrected.

The letter of the "First Chief Public Prosecutor O." concluding this whole process leaves one somewhat stunned: The official acts of caprice of the psychiatrizations in the LKA, especially those in the letter from Public Prosecutor T.<sup>32</sup> and in the Public Prosecutor's Office, which are reminiscent of the case of Gustl Mollath<sup>33</sup>, are highly officially endorsed as "*unobjectionable*".<sup>34</sup>

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<sup>31</sup> See under 19.05.2014 in the "*Dossier Täter-Opfers-Victim-Reversal*".

<sup>32</sup> See under 01.06.2016 in the "*Dossier Täter-Opfers-Victim-Reversal*".

<sup>33</sup> See [https://de.wikipedia.org/wiki/Gustl\\_Mollath](https://de.wikipedia.org/wiki/Gustl_Mollath).

<sup>34</sup> See under 28.08.2018 in the "*Dossier Täter-Opfers-Victim-Reversal*".