



Chris Comiskey <[REDACTED]>

24-Hour Demand — Immediate Takedown, Retraction, Preservation and Corrective Action Regarding Coordinated Defamation, Hate-Symbol Misuse, Retaliation, Election Interference, and Misuse of Public Resources

Chris Comiskey <[REDACTED]>

Mon, Nov 3, 2025 at 9:22 AM

To: PAMMIE.A.WILSON@nccourts.org, Bo Caudill <bocaudill@villmercaudill.com>, Nick Williams <nickwilliams@villmercaudill.com>

Dear Ms. Wilson and District Attorney Robison's Office,

I write to provide an urgent update regarding the ongoing and worsening campaign of harassment, intimidation, and election interference being carried out by **Kim and Mike Vandenberg**, their associates, and their online proxies in connection with my family's protected litigation against the **Village of Marvin**.

As of today, we have still received **no compliant response** to our 24-hour demand over the weekend. Instead, since that deadline expired, the Vandenberg network has **escalated its conduct dramatically**, deploying a mix of **defamation, coordinated misinformation, and suppression of lawful speech** designed to distort the truth, influence Tuesday's election, and maintain control of Village power to shield ongoing misconduct from accountability.

1. False and Inflammatory Public Statements Amplified Online

The **Marvin Messenger** Facebook account—long suspected to operate as a proxy for Mr. and Mrs. Vandenberg—has begun **amplifying the Vandenberg's narrative**, posting demonstrably false claims that the **Wounded Warrior Memorial Courtyard Project** has been delayed or canceled because of “the MC family suing the town.”

This post constitutes **defamation per se**, falsely attributing moral harm to an identifiable family in active litigation and weaponizing a veterans' charity to smear private citizens for exercising their legal rights.

There is no record of any such decision or delay being approved or discussed by the Village Council or reflected in meeting minutes. The statement is not only false—it is malicious, calculated to **inflame community anger** and **mislead voters** on the eve of a local election.

2. Coordinated Retaliation and Electioneering by the Vandenberg

Mr. **Mike Vandenberg** has further escalated his personal campaign of online harassment and misinformation—posting false legal claims regarding the validity of the disputed easement, asserting that my family's lawsuit “was never a Village legal question,” and spreading misleading statements about property ownership designed to discredit our case and the court's injunction now in place.

In addition, he has **blocked multiple citizens** from commenting on public threads, selectively silencing dissenting viewpoints and controlling the flow of information to voters. These actions, taken together with his acknowledged role as **campaign manager and political operative for Councilmember Kim Vandenberg**, constitute **unlawful electioneering and retaliatory intimidation** under color of influence, all for the purpose of entrenching the current administration and suppressing accountability.

3. Abuse of Government Access and Misuse of Non-Public Information

Both the timing and content of these statements strongly suggest that the Vandenberg and their agents are **using privileged or insider government information** to construct and spread their messaging. The Marvin Messenger post refers to details that appear **not to have been publicly disclosed**, raising concerns that **Village staff or elected officials** may have improperly shared internal communications or project details to fuel these attacks.

Such conduct, if verified, would constitute a misuse of government access and resources for political and retaliatory purposes—a serious violation of North Carolina public integrity and election laws.

4. Escalation and Erratic Conduct

This activity follows the Vandenberg's decision over the weekend to **post and then delete my confidential letter to your office**—a letter requesting official intervention to stop their ongoing harassment. That decision to publish the letter, even briefly, was reckless and telling: it was designed to intimidate, to mislead the public, and to draw attention away from the misconduct it

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described. It also likely embarrassed those complicit in shielding their behavior, including **UCSO Attorney Brandon Christian** and **Lieutenant James Maye**, both of whom have previously been implicated in selective or preferential treatment of the Vandenberg.

The deletion of that post only underscores its impropriety and the growing internal panic within this network as scrutiny increases.

5. Request for Action and Oversight

We are now less than 24 hours from a municipal election in which these falsehoods and intimidation tactics have been deployed with increasing frequency and coordination. These actions are not protected political speech—they are **acts of obstruction, retaliation, and targeted misinformation** directly tied to ongoing litigation and misuse of official influence.

Accordingly, we request that your office:

1. **Acknowledge receipt of this referral** and confirm whether an investigation has been or will be initiated into the coordinated conduct by Kim and Mike Vandenberg and the Marvin Messenger account;
2. **Determine whether the misuse of non-public Village information** by any official, employee, or associate constitutes criminal conduct under state law;
3. **Coordinate with the North Carolina State Bureau of Investigation (SBI)** or the U.S. Department of Justice Public Integrity Section as appropriate; and
4. **Issue guidance or protective notice** to the Village of Marvin, UCSO, and any implicated parties to prevent further misuse of authority, online intimidation, or interference in this election.

We are mindful of the timing and gravity of this request but must emphasize: the Vandenberg's conduct now threatens not only the integrity of our judicial process but also the integrity of tomorrow's local election itself.

Thank you for your attention to this urgent matter. Please contact me directly should your office require copies of the Marvin Messenger and Mike Vandenberg posts, which we have preserved with timestamps.

Sincerely,

Chris Comiskey

Marvin Creek Homeowner and Plaintiff

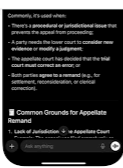
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8:31



<  Mike Vandenberg ► Marvin Messenger ...



2d



Hughie Sexton
The COA isn't accepting a petition to be heard and remanding the case back to Superior Court for further consideration which could be a variety of factors.!

2d

3 

Mike Vandenberg
[Hughie Sexton](#) Makes sense, especially when Superior Court dismissed with prejudice.

2d

1 

Hughie Sexton
His goose is cooked, and he's just whizzing up a rope and he knows it.

2d

3  

Hughie Sexton
The only person who's listening to Comiskey now is his wife, and she's probably trying to kick it back to the dinner table where she'll have last word. Poor guy.

2d

3  

On Fri, Oct 31, 2025 at 3:23 PM Chris Comiskey <[REDACTED]> wrote:

Dear District Attorney Robison and Village and UCSO Officials:

This is a formal 24-hour demand for immediate corrective action and evidence preservation in response to a coordinated pattern of defamatory, harassing, and election-season misconduct connected to the Marvin Messenger Facebook account and persons aligned with current Village of Marvin leadership.

Because this conduct is ongoing less than four days before a municipal election, it requires urgent action by those responsible and oversight by the District Attorney's Office to ensure lawful preservation and potential criminal review.

I. Background and Pattern of Misconduct

A. Defamation, Hate Symbol Use, and Intent to Deceive Voters

Between October 28 and 30, 2025, Marvin Messenger and associated accounts posted:

1. Doctored Hate Symbol Imagery. The political-opposition logo was altered to resemble a swastika, accompanied by comments such as "The original logo looks like a swastika ..." This is hate speech directed at neighbors—including a candidate running for council [REDACTED]—and appears calculated to link the Village's political opposition to Nazis for shock value and voter manipulation.

2.

False and Defamatory Statement by Mike Vandenberg. On that page Mr. Vandenberg posted:

Comiskey's request to move dismissed lawsuit denied, he responds with settlement offer, USCO ultimatum, FOIA requests (non-officials and minors) and more...



This statement is false, misleading, and was published with actual malice.

- **Litigation Status Misrepresented.** While it is true that Judge Perry of the Union County Superior Court previously dismissed one of the Comiskey actions and lifted the injunction at that time, upon Plaintiffs' motion the Court reinstated the injunction—finding that the Comiskeys are likely to prevail on appeal. That critical fact changes the entire legal posture and confirms the strength of the Comiskeys' claims. Mr. Vandenberg knew or should have known this when he wrote “dismissed lawsuit denied,” a phrase carefully crafted to falsely suggest the case was lost and over.
- **Deliberate Election Misinformation.** By posting this misrepresentation days before the election, Mr. Vandenberg sought to portray his wife's political opposition as both litigation losers and ideological extremists—Nazis—falsely linking them to the Comiskeys and the lawsuit that is in fact currently favorable to Plaintiffs.
- [REDACTED]
- **Unauthorized Access to Government Information.** His reference to a “USCO ultimatum” suggests he had access to non-public communications between the Comiskeys and UCSO Attorney Brandon Christian—materials never released through any FOIA process—suggesting improper use of Village or Sheriff's Office resources for political purposes.
- 3. **Personal Harassment.** Comments such as “His goose is cooked...” and “The only person listening to Comiskey now is his wife... Poor guy.” are intentional personal attacks tied to intentional misrepresentations of our case, and they serve no legitimate public interest. They only serve as the Vandenberg's intended—to manipulate the voters of Marvin to believe their false representation of the status of our lawsuit defending our home and family.

B. 2024 Settlement Offer Leak and Continuing Pattern

In 2024, Councilmember Kim Vandenberg forwarded a confidential settlement offer from the Comiskeys to her husband, who then caused it to be posted on Marvin Messenger accusing the Comiskeys of “extortion.” That violation of confidentiality remains unaddressed and is now being replicated through the current misinformation campaign.

C. Misuse and Possible Embezzlement of Public Resources

Because Mr. Vandenberg's post draws on non-public records and official communications, there is reason to believe Village or UCSO systems were used to obtain and distribute government information for campaign purposes—qualifying as embezzlement of public resources under N.C. Gen. Stat. § 14-92. A FOIA request is being filed to trace those records.

II. Other Related Misconduct Requiring Correction

Evidence already submitted to law enforcement and corroborated by multiple witnesses shows that the Union County Sheriff's Office (UCSO) and several Village of Marvin Councilpersons have intentionally favored the current Village Council and Vandenberg associates while chilling the Comiskeys' protected activity.

1) Pattern of selective non-enforcement and retaliation.

Over the past year, UCSO personnel have ignored or delayed citizen complaints implicating Village officials or their associates,

[REDACTED]

against the Comiskeys were promptly actioned. This disparate treatment evidences preferential enforcement and obstruction.

2) Role of former Public Information Officer Lt. James Maye.

Lt. Maye did not mischaracterize facts against the Village/Vandenbergs; he misrepresented facts to serve them. On February 29, 2024, while speaking at Village Hall, Lt. Maye knowingly downplayed and contradicted the working assessment of Detective Troll that a local B&E was most likely associated with the South American Crime Tourism (SACT) pattern, whose modus operandi includes entering from trail corridors behind homes. Lt. Maye's statements were tailored to "tell the Village Council what it wanted to hear," minimizing the trail-access risk and misleading the public record about an active public-safety concern.

3) Misconduct by UCSO Counsel Brandon Christian.

Mr. Christian recently sent written correspondence threatening to bar the Comiskeys from contacting any UCSO employee "for any reason other than a 911 emergency." Issued after lawful public-records requests and misconduct complaints, that directive constitutes retaliatory suppression of First Amendment activity and, in context of ongoing matters, witness intimidation under N.C. Gen. Stat. § 14-226.

4) Councilmember Jamie Lein Residency Scheme.

Evidence shows Mr. Lein sold his Marvin home and is improperly claiming residency on a sofa. Reports suggest a plan whereby he would resign post-election so Councilmember Vandenberg could be appointed to his seat. Refer immediately to the NC Board of Elections.

5) Mayor Pollino and Councilman Wortman's Suppression of Speech.

At the October 2025 work session, Mayor Pollino and Councilmember Wortman attempted to remove myself (Chris Comiskey) for speaking with residents during a break—violating the First Amendment. They must publicly acknowledge the error and apologize to avoid the appearance of government speech silencing.

III. Required Actions Within 24 Hours

1. Immediate Takedown & Removal. Remove from Marvin Messenger and affiliated accounts all posts using the swastika-style logo or false statements about the lawsuit and FOIA requests. Provide screenshots and Meta confirmation of removal and preservation.

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2. Public Clarification and Disavowal. Within 24 hours the Village must publish a statement that:

- Confirms the injunction in Comiskey v. Village of Marvin remains in effect;
 - Explains that although Judge Perry initially dismissed the case and lifted the injunction, he later reinstated it upon Plaintiffs' motion because he found they are likely to prevail on appeal—a position diametrically opposed to Mr. Vandenberg's false claim;
 - States the Village disavows all harassment of political opposition, including specifically the Comiskeys; and
 - Condemns any supporter's use of hate symbols or Nazi comparisons against residents.
3. Preservation and Certification. All addressees must certify within 6 hours that they have preserved emails, texts, and server logs related to these events (Oct 1 2024 – present) and copy the District Attorney.
4. Internal Discipline and Review. Identify and suspend any Village or UCSO personnel who shared non-public information for political use.
5. Free-Speech Correction. Mayor Polino and Councilmember Wortman must issue a public apology acknowledging residents' right to speak outside meeting sessions.
6. Election Integrity. Confirm Mr. Lein's residency and refer to the NC Board of Elections; no succession actions should occur until eligibility is resolved.
7. Rolling Updates. Working backwards, please provide acknowledgment within 6 hours, a substantive update within 12 hours, and a final compliance report within 24 hours to the Comiskeys and District Attorney Robison.

IV. District Attorney's Oversight

The Comiskeys request that District Attorney Robison and his Office:

1. Acknowledge receipt and ensure preservation of this notice and related records;
2. Evaluate potential criminal violations including defamation per se, misuse of public records, embezzlement of public resources, witness intimidation, and election law offenses; and
3. Coordinate with the NC SBI and FBI Charlotte Field Office to secure digital forensics from Meta and local servers.

V. Consequences for Non-Compliance

Failure to comply within 24 hours will result in immediate public disclosure of non-compliance, formal criminal referrals to federal and state authorities, and amendment of the pending federal complaint to add defendants and counts for retaliation, obstruction, and RICO-pattern misconduct.

Respectfully submitted,

Chris Comiskey