

To Whom It May Concern: My Name is Max William Spencer, I Hereby am requesting to Testify in This Hearing: My Testimony is this. I reside in Owosso, MI. I am also on the Sex Offender Registry and have been since July 31st, 2003. I was convicted of 1 count of CSC aka Criminal Sexual Conduct in the 2nd degree-Attempted, aka Touching. I was accused of touching my wife's niece above her clothing in her crotch area. I have maintained my innocence since i was accused and later took a plea of No Contest too. I wanted to go home at any expense and in so doing i had to take the plea of No Contest of 1 Count of Criminal Sexual Conduct-Attempted. I had a 3 year probation period that i had to fulfill, fines and court costs, sexual classes to attend to and i also was put on the Michigan Sex Offender Registry for 25 years. I was told by Judge Gerald Lostracco of the 35th Circuit Court of Shiawassee County on August 8th, 2003 that by accepting the plea that i could not change my mind or that i could not change any of his rulings. I agreed to the changes that i was making in my life, for the price of not fighting it and taking it to court. After it was all said and done, it was a matter of hours before i was released to go home. Since then in i thought it was 2010 and it has been said it the changes made to the Sex Offender Registry was made in 2011, either way, i received a letter from the Michigan State Police stating that on such a date, i want to say July 1st 2010 or 2011 that if the Michigan State Police didn't make changes to their Sex Offender Registry that the Michigan State Police would lose All or Part of their Grant Funding to this Program. So by that the new changes were set into place, that even though i was on the Sex Offender Registry for 25 years that i was being switched to "Life" Tier 3. Now to back up a bit here, i have been in Compliance since the Onset of July 31st, 2003. the only times i was not in Compliance was when i was Indigent, I couldn't afford to pay the New Required Fee's that were being imposed upon me Yearly. At this time and Date of May 8th 2020 i am in Compliance until a new Law is put into place. I have already checked into the Michigan State Police and they have Noted that i have been checked in and that being there is a hearing going on for this purpose that i don't have to do anything at this time. I will always stay in Compliance until i die. The Judge stated i could not make any changes to my case, so why is The Federal Government allowed to tell the Michigan State Police that if they don't make changes to the Michigan State Sex Offender Registry than they would lose Part or All of their Grant money for this program. I would only had to certify until i was the age of 62, now it is for the rest of my Life, for something i actually did not do, nor have i committed any other criminal acts. I have never been in trouble with the law in my life until i got married to my last wife, and i am now divorced, at first i would not give her a divorce and i was told by her Mother, Anita Adams that if i didn't give her daughter a divorce that she would make my life miserable, i took that chance and said i was not giving her daughter a divorce, shortly after that i got a call from the Michigan State Police Det. Dawn Divisser that there was gonna be a warrant forthcoming for my arrest, i was petrified to say the least, through out the course, i turned myself in January 14th, 2003 and spent 208 day's of a 180 day sentence in the Shiawassee County Jail. I was Scared to death of the uncertainty of my Life, as time went on i was served divorce papers in March 2003, and i went ahead and signed the papers and i was then divorced for the last time, shortly after that i received a visit from my Attorney stating that arrangements were being made to come up with a satisfying agreement between the Prosecuting Attorney and my Attorney of me being released, but in so doing that, my Life would be changed forever. This is Now January 15th, 2018, 15 years almost to the date, and when i seen that there was a ACLU action for the registry, i thought i needed to tell my story and see if i could join in on this very important topic too, as it is very important to me too. Now this may sound odd too you, but in reality i am for the Sex Offender Registry, for those who actually do the crime, i had two jail nurses who took great care of me while i was in jail, their names are Kay O' Brien-Deceased now, and Margaret Shulaw, Mrs. Shulaw is Retired now. When i was released

from the Shiawassee County Jail, i was sitting having breakfast in a local restaurant and they both came up to me as they were leaving and their exact words to me were, Mr. Spencer, for what it is worth to you, We Believe In You, by me telling them the truth that i did not do the crime i was accused of and later convicted of. I thanked the ladies for what they said and i cried. You know when you go to a place like that, and how many people did these ladies see everyday, and to make that statement to me, I Thanked God For Both Of Them. Now on the Sex Offender Registry, I do feel the registry doe's need fixing, i also would say that if the Michigan State Police is to make such changes it should only apply to those individuals that commit the crime after such change has taken place, anything else should not be retro active prior to any dates, another words when the changes were made in 2010 or 2011 it should have applied to anyone only after such date and beyond to present time, not from the time it was made and retro back and to present time. It is Unjust Punishment, it's like being Punished all over again. What it has done to me to present time, has put a burden on me financially, the yearly fee's that have been imposed on me with the changes, in which should all be reimbursed back to me and such other's. Also it has burdened me as to where i can live, as there were not the restrictions they have in place now from living so many feet from a school or play ground. and it has put a burden on me to register for Life, when i agreed to 25 years only and that i was not able to change my mind as to be extended to Life, If that is to be the case, such change should now be, to have my entire case expunged. Also There is a law that if Someone doesn't break the law within a 5 year limit that their criminal record is expunged. but the law differs for only certain crimes such as no exceptions for Sexual Crimes. A Crime is a Crime No Matter What it is. Therefore for what i have had to endure, i ask for my Case to be Expunged in it's Entirety. Thank You For Your Time, and Have a Nice Day.