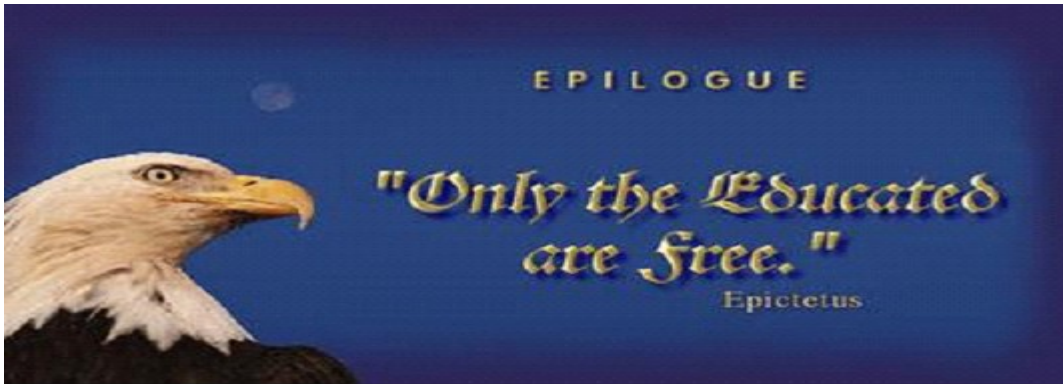


THIS AFFIDAVIT OF HONESTY should be submitted to any aggressor, for protection.

I Ed Curtis freely and publicly offer this personal contract in full disclosure & free will to all who are captured in some kind of gov. victim less crime spree. My clients read it and agree enough to hand it to THE STATE, to remain silent, peaceful, to watch, and take names..

**We HAND YOU THIS MATERIAL WITH RESPECT, & IN GOOD WILL.**  
THE HONESTY AFFIDAVIT, IS A TREATY OF PEACE.



This HONESTY AFFIDAVIT PACKAGE is designed to serve MANY purposes in the matter of law and justice for the protection of all involved. This covers every crime THE STATE VS my client engage in that has no nameable victim: KNOWLEDGE IS POWER, Do you come in ignorance or with malice is THE POINT. NO VICTIM = NO CRIME, the stand. We feel my client had the legal and moral duty to Hand you this in defense and we all prey, yours. I WISH THE CLEARLY PRINTED SIGNATURE OF EVERY HANDLER

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

AN UN REBUTTED AFFIDAVIT STANDS AS TRUTH UNTIL REBUTTED POINT FOR POINT,  
In 10 days A full discovery is requested.

MOTION TO COURT

THE STATE OF \_\_\_\_\_ VS \_\_\_\_\_

I ENTER THIS AFFIDAVIT OF HONESTY As Protection for ALL VICTIMS of GOV. VICTIMLESS CRIME SPREES. STUDY, EDIT, SIGN, PRINT, SUBMIT when needed. Then SHUT UP, Let honesty handle it!

OFFICIAL RECORD.

CASE NUMBER \_\_\_\_\_ Name; \_\_\_\_\_

PRINT CLEARLY as OFFICER

**The moment you receive this. My client knowingly and willingly entered a private contract this package outlines in detail and full disclosure as protection from you, & for you. Once you know, YOU KNOW! I Ed Curtis, A lawfully, legally contracted fiduciary pledged to aggressively pursue, promote, protect, defend, and build my clients, safety, rights, freedoms and happiness. I am on call 24/7/ 365 days a year. My Email is [wannabeherd@gmx.com](mailto:wannabeherd@gmx.com) , with a sole goal, Show over whelming force to free my clients in the least amount of time and stress possible. Once the power of honesty is discovered, We will become A RICH, FREE, and safe nation again! It is the ultimate protector of law, justice, freedom and you.**

My Clients STUDY, EDIT, SIGN, PRINT, AND KEEP UNTIL NEEDED, They keep it IN THEIR CAR, HOME OR ON COURT RECORD if needed! The number one rule and goal of law and justice is DO NO HARM. Just who is causing who harm?

My web site is; <https://timetosettlethescore.weebly.com/> I will do another site if needed.

**This fiduciary agrees to accept all responsibilities for clients actions Once you receive this, I DID IT! Client is incompetent at law and under a private personal contract that is now in effect. They agree to remain silent, to not resist you in any way or be a threat to anyone or void our contract.**

### **TRUTH VS HONESTY**

Firstly, We thank you for your work on our behalf. We feel your oath of office protections to uphold and defend the Constitutional provisions you have made to the public is fair as it gives us peace of mind to know that you are working for us to ensure our best interests are protected and met. We have confidence in your abilities to help resolve this situation to all our benefit in the swiftest ways possible by standing within the boundaries of your parameter and tending to the duties you have offered, agreed to, and paid for. You, and my fiduciary have pledged to secure law and HONEST justice for me. I place this file for public record, To you, Identified as THE STATE for 20 minutes as of now. A simple question is answered in 21 minutes. Do I Share this with you or use THIS for defense against you?

This is EXHIBIT A, evidence, submissions proofs and points any person of honor will ever need who is who for the protection of the public. We all pay for A Government, sworn to protect and defend us FROM ALL ENEMIES BOTH FOREIGN AND DOMESTIC.

Honestly, You, Me and my client are under contract, Gathering names and facts, seeking peace and security for all. You who work in truth, we work with honesty..

We wish to acknowledge our thanks and acceptance for your Public Offering, professional assistance and of course, Your personal Oath of office protections; We give 20 minutes of my clients time to decide if you want to continue. Under this contract client is to remain silent. I feel they meet you under STRESS AND DURESS your chosen actions is inflicting on life. If you will investigate this, I should be free to go. I am no lawyer, I do not charge clients for my time but the ones who force this contract. This is NOT the common "A "POINTS of law you have always overcome, this is THE POINT of law. This is NOW in your court, IF you choose.

By Showing OVER WHELMING FORCE WE ALL HOPE FOR PEACE. If you choose war, I will need to get this affidavit to the clerk of court right now for my clients protection. I will need you to fill out for future actions in my duties. My client will remain silent, offer no resistance or threat.

It is 100% your choice. Are they free to go or are you detaining them? If detained, YOU have rejected this peace treaty, We are now at war. YOU can not take these legal papers, they must be on official record, as defense FROM you. YOU caused distress, My contract requires your full identification. I ask, Why did you not accept this offer of peace? This issue will cause great distress having to defend from things not understood. I wish to ensure that we competently continue to work together to clear any confusion that may exist. This was written with YOU and my client in mind, They agreed enough to hand this to you.

My requests are not meant to undermine your efforts and are required terms to fulfill my contract; To ensure that we ALL are on the same understandings so intelligent decisions can be made. I am not getting paid for this and it will cause a huge burden on life, Funds and time are limited and we did not start this. My client did read and understand this and openly contracted with me. I have a duty to share this knowledge with all. It would be a crime of conspiracy not doing this.

In law, I am a contracted fiduciary, My client is now under fiduciaries care. Client agrees to my terms and is now under personal contract. I look out for my best interest in these matters of law, I put my name on it. YOU pursue ME. We offer this as a show of force of law, Law you might not know. In contract law, if terms of contract are violated, a breach of contract Voids all claims, protections and obligations, personally. It would be in violation of my contract and against my best interest, I do not wish to pay for the persecution of my client by THE STATE and offer to help client pursue justice. In the best interest to all family, friends, neighbors, city, town, state, and country. I, Ed Curtis am now personally responsible for all claims and causes of actions so bring them to me personally. I Did have the right to remain silent! If my client feels damaged defrauded, used or abused, by our contractual agreements, they have every right to seek redress for my actions in any court of law. If any of this

motion is made with intent to defraud anyone or defraud this court, THE STATE is responsible for legal actions against me personally. If I violated the law, In any way, I ACCEPT FULL RESPONSIBILITY. I seek to end my client sufferings and fulfill my agreement as soon as possible in my and my clients best interest. I am not an expert, I am not being paid and In honesty, work for the best interest of all. Under my contract; I expect you to supply all court records involving these actions of this court exhibit and evidence recorded, stamped and sent to me. It must be noted that I am not skilled at law, I am not being paid, and YOU forced this action. This package contains things I feel relevant or needed to defend my clients actions from your actions. Concepts, Samples of; evidence, briefs, motions, affidavits, relevant points, discoveries, and stands, are included so we can close this matter in the swiftest matter. From direct experience, Every day brings stress, damage and expense.. In 10 days, If the state wishes to pursue, these matters, I will require a \$10,000 UP FRONT retainer fee + a rate of \$1800 per day and \$ 500 per day to my client personally upon fulfillment of this contract. Our charges and damages will come separate. This was read by client, We both agree with this. YOU to now have no more claim of ignorance.

This package was designed with client and you in mind, not your court. Given to you, In ALL our best interest. Take the time to study it, We prey, you will DROP this in the fastest, cheapest, way.>>RIGHT NOW. In honesty, We should NEVER HAVE MET OR FEAR lights in the mirror, cops at the door, violations of rights or the law you take pay for. The predator hunters of our time, freedoms, money and life are now out of work here. Once on court record, This protection is, Promoted to the Public and on record. THIS IS A blunt, bold, BRUTALLY honest, WHELMING FORCE OF LAW, LAW, With my clients right to due process, speedy and public trials in mind.

We seek copies of any adverse documentation that would superseded your oath of office contract you and your co-workers service for us that stands over or above the oath of office as a public servant contract. Please send all documentation of any laws, codes, or statutes that you may believe states any claims to supersede a contractual oath of office to uphold and defend the Constitution of the United States of America and all it's human population. Please supply all contracts that bind, knowingly and willingly, in full disclosure signed, that binds This human to this court For inspection by fiduciary. If any are made, then this would have drastic implications and I feel that it is prudent in this immediate situation to know for future actions.

I ask you to ascertain copies of the documentation that support any and or all allegations. Fiduciary thinks their is a massive seditious conspiracy to overthrow OUR lawful government: that by virtue of accepting your contractual public [oath] it is within your duty to provide all such vital information or documentation made in the name of THE STATE, BY THE STATE, for the good of the people.

Working together, WE WILL TAKE A BITE OUT OF CRIME! in my clients defense I did convince them enough to hand you this! IF YOU ARE an American Citizen of the American Republic Who solemnly swore to support and defend the Constitution of the United States against all enemies, foreign and domestic; IF You took this obligation freely, without any mental reservation or purpose of evasion, and IF you will truthfully discharge the duties of your office on which You have entered on oath and in OUR personal word of honor,. WE ARE YOUR BEST FRIEND! THIS IS A PEACE TREATY FOR ALL OF US. A separate personal, private contract only allows client to remain silent and grant you 20 minutes of time to Investigate This protection, fiduciary has offered & You have triggered with the need to present it to you. In 20 minutes, YOU WILL ANSWER, Are they free to go or are you detaining them? I will email you a copy for more study. I am no professional, If I am leading my client wrong, Report this crime. I value your professional view. I hope It will protect you from violating your oath and damage your good name for political goals and with criminal actions.

We both wish justice RIGHT? We will need you, you will need us to help round them all up! ALL who continue playing foreign agents WILL be deported as DANGEROUS illegal aliens when this system falls or face justice for the laws they violated under OUR LAW, Judge this honestly is all we ask.

MY CONTRACT TERMS ARE VOIDED WITH PROOF OF VICTIM.

This is a peace negotiation to end this here and now for every ones good. No one is above the law, No one has the right to violate a lawful contract, any ones rights, or the law.



The law states that the minute you receive an affidavit, It is to be recorded. Failing to do so is crimes of obstruction of justice, statues sec; 5401, 5407, 5408 of crimes against justice and too many others to list here. In crimes against injustice a conspiracy results. Unless you are "The law", You do not have right to make legal determination, you do not have the authority to judge, and you do not work for me. In honesty, only a criminal would openly violate a contract. A crime way more destructive to us than to break most of the 16 million laws today. This is NOT what you learned in your training's but this is NOT what we all agreed to pay you for either. How does any paper give anyone a right to rule over me? How Can anyone justify with a piece of paper the subjugation of others? Do words on paper no matter how fancy or by whom created give you the right to force your beliefs on others? Can one justify the enslavement of men by a piece of paper? Can one claim divine right over others? Is there anything in heaven or earth that justifies slavery and involuntary servitude or exonerate the crimes of some against others? Is it a crime to stand on THE POINT of law? In court we swear to tell the truth, the whole truth and nothing but the truth but In honesty, What is truth? Witches, Doctors, writers and Jews were executed by truth. It has quietly robbed, abused and enslaved us all, The more you understand it, The more you will see it. Who's truth is the THE LAW based on? Some say the world is overpopulated yet all the world could live in Texas = comfortably. Truth has different meanings for different people across world. It is a word that has been manipulated to pieces to fit the needs of a different mentality, the ones that live to take and have mutated into human predators. It is THE WORD that has destroyed countless lives, our nation and threatens the world. Honestly, Would You pay to have another do this to you or put another in a cage at your expense, when they did nothing to you? Is not law for their benefit & safety too? What would I be If I did this to you, IN MY NAME? What would give you a right I do not have if we all are equal? The fact is, Truth has no solid meaning especially in law. For an example, say, You were caught smoking a joint, in North Dakota, you are in a cage, your life destroyed. In Colorado, It is cool? If you Drive your car without a license, you j-walked, didn't fasten your seat belts, did not pay or did not do something THE STATE claims a crime. They will come, They will kill if you defend yourself. You owe THE STATE your time, Your money and OBEDIENCE? WHAT IS THIS STATE? For a law, I never personally agreed too, Do not benefit from but pay a lot of people to kill if necessary to enforce? It is a law made to keep me in line and under control, by YOUR ignorance. In honesty, who owns me enough to say what I can or can not do if you hurt no one, Is it not the same for you? What is Government but people? Truth is a legal trick word that made everyone a PERSON, (see OFFICE OF PERSON) Victim-less crimes are not meant for humans but a fiction entity of "THE STATE", a fiction has NO right to rule a human and most work in ignorance of this. Cure ignorance and it will cure crime. Just who has the right to regulate and demand money for doing something without paying some fee? Who has the right to tell me what I can do, say, think, drink, smoke, eat or do if it only hurts me? Just who has the right to tell me I can not travel, unless I Have a piece of plastic when 95% of accidents are caused by sober, licensed drivers? In honesty, we never needed a drivers license. WHAT GIVES ANYONE THIS RIGHT? To hide behind a word and not be responsible for their actions is why this Country fell. We were all tricked by this word truth, It is not an honest word it scattered honesty to the winds. Is law for my or your protection or is It for profit and power over US? WAKE UP, THINK! Why should I be forced to give my pay or pay for putting a person in a cage, Why should they need to be in one? THE STATE CAN DO NOTHING, IT IS NOTHING. IT TAKES PEOPLE TO DO IT. Do THEY have more rights than I do, Yet work for me? In honesty, What is being produced is a growing predator class that hunts, feeds and makes criminals for profit. It is in your training to see the millions of "a points" but never THE POINT of law, justice, or HONESTY. To think "I am only doing my job" removes responsibility for their actions when their oath is their word and what they are paid for is NUTS! My clients deserve full due process, equal protection, an HONEST, Aggressive defense with a speedy and public trial. My clients deserve JUSTICE, The one we pay you for. I will work by my clients side As an expert witness and legal coach for laws I have found in the same law books that has been used on me. I was made a criminal for thinking their was equal protection of law, I learned a lot. I will stand witness for my clients health, legal, human, & lawful issues this action raises. I pledge To help end my clients distress, protect my clients rights, freedoms county and state for maximum benefit for all. This is blunt, bold, honest LAW. Law is for MY protection, not state profit. I am contracted with my client until all issues with all

actions are fully settled. And my client lives, With maximum; safety, freedom & happiness. I AM duty bound as Fiduciary and expert witness for the accused. In the best interest of my client, the state, the country and world. This education will end crime, racism, debt, poverty, and war. About every problem we face today will be cured when ignorance is.. SEE my site;

<https://timetosettlethescore.weebly.com/> When you THINK DIFFERENT, this whole world will simply go away as you are fooled no longer. It is time to undo the wrongs of truth and upgrade your thinking to honesty, or you will live with it. Only an educated society will make the upgrade peaceful. The people who do it should care..This is good for stopping ALL the crimes of them who think the law is a tool to take, We come on a mission of peace with HONESTY and facts concerning OUR LAW. Every one has a moral, legal and human duty to his family and neighbors, town, city, state, country and all our kids to expose, confront and report crime. This is EVERYONE'S duty. Once it is in the open light, It will simply shrivel and die as crime can not work in the light, now you know.. This affidavit Is sent in good will but under duress, At great expense, under threat, and as personal protection in all matters THE STATE has interest in this client for. It must be placed on court record, rebutted or dismissed within 10 days, In writing.

When this system falls, YOU WILL face an angry, destroyed nation unless you understand this. You will never look up and keep feeding off us all until you are stopped. The matters you and my client meet has activated a private contract. With all Public Servants involved. We Accept YOUR Oath Contract To uphold and defend the US constitution and the oaths your subordinates, whom, you are also responsible for, who also swore to protect and defend the Constitution, the integrity of law, and this community. I submit this affidavit, exhibit, motion and redress for you to have entered into court record as reaction to your action.

Please check the ones that do not apply to You, me or my client any more.

- 1 - me and my client have the right to specifically reserve any or all of rights &
- 2 - I have the right to remain silent (to stand mute)(5th Amendment)
- 3 - I have the right to say what I want and to be heard (1st Amendment)
- 4 - I have the right to represent myself 'pro per'
- 5 - I have the right to Object to any statement by the judge and/or prosecutor.
- 6 - I have the right to Refuse (dismiss) the judge
- 7 - I have the right to call Witnesses to assist in my defense (6th Amendment)
- 8 - I have the right to have legal Counsel for my defense (6th Amendment)
- 9 - I have the right to conduct my defense 'pro per', free from the professional restrictions imposed upon licensed attorneys.
- 10 - I have the right to submit Motions and be heard
- 11 - I have the right to a fair trial
- 12 - I have the right to Appeal any judicial decision
- 13 - I have the right to a speedy, public and fair trial by an impartial jury (6th Amendment)
- 14 - I have the right to waive court and transcript costs, on the basis of pleading 'in forma pauperis' (no money)
- 15 - I have the right to due process of the law (trial), before I am deprived of any liberty, property, or money (5th Amendment)
- 16 - I have the right to a face the injured party claiming damages (Article III and 6th Amendment)
- 17 - I have the right to face my accuser and witnesses against me (6th Amendment) ,
- 18 - I have the right to inform the jury of the Truth, their rights, and their duties ( 1st and 6th Amendments )
- 19 - I have the right to put the judge on notice of my intent to preserve my rights
- 20 - I have the right to put the judge on notice of my intent to Appeal any ruling or decision during the case
- 21 - I have the right to Protest and Object if any of my rights or demands are not being met
- 22 - I have the right to demand that the court place in evidence, any Un revealed contract, statute, law, rule, or information being used against

me (6th Amendment)

23 - I have the right to challenge all relevant laws in this trial in terms of their intent, interpretation, fairness, enforcement, and whether they Serve and Protect the People of this State

24 - I have the right to personal liberty under the 13th Amendment

25 - I have the right to challenge the jurisdiction of this court

26 - I have the right to argument of recourse and remedy, under UCC 1-103 & UCC 1-203

27 - I have the right to demand that the code be construed in Harmony with the Common Law.

28 - I have the right to require translation of any citation of law or procedure into plain English.

NOTICE of Miranda warning and understandings of law is made in good faith. And full disclosure, packed in the smallest package possible. This is some of THE POINTS AS TO PROSECUTIONS: After you have given your name, badge number, rank and proof of agency, you will have the right to remain silent. Anything you say from that point forward can and will be used against you in the form of criminal affidavits and civil sanctions. You have the right to counsel present during any interrogations or civil disclosure. I will need all names for honesty affidavit promotions, and actions DEMANDS TO BE MET BY OFFICER TO AVOID CIVIL AND CRIMINAL PENALTIES

1. Warrant-less Arrest: You are not to arrest my client unless you have seen them commit an arrest able act or omission, or have exigent circumstances to cause the arrest. If you are arresting my client without a warrant, you must IMMEDIATELY take my client before a judicial officer of competent jurisdiction, to determine whether the arrest was lawful, or if there was enough probable cause for the arrest, pursuant to clearly established law. This demand must be met prior to booking. If you do not comply with this Demand you will be sued and charged with kidnapping under color of law. The Supreme Court has held that the courts are open twenty-four hours a day, seven days a week, three hundred sixty five days a year. I once spent 9 days before I saw a judge?

2. If you improperly arrest my client without a warrant in your possession, or with a warrant that does not comply with The Fourth Amendment requirements, you will be sued in your INDIVIDUAL capacity. Subject to personal name promotions for this honesty affidavit, We will go to the jury of our peers nation wide. From personal experience, in my clients best interest, With a website like <http://thefax.webs.com/>

3. Arrest Upon Warrant: the arrest warrant must be in your possession.

An affidavit and probable cause statement attached to the warrant as subscribed in The Fourth Amendment to The Constitution for the united States of America must support it.

The arrest shall not be based upon hearsay, unless supported by a warrant accompanied by a bona fide affidavit. Said warrant and affidavit must be based upon first-hand knowledge of the Affiant charging my client with a felony or other infamous crime. My client must be allowed the right to face accuser. If you deny my client that right it will be a violation of The Sixth Amendment, and if you act unreasonably in your investigation or use excessive force, it will be considered abuse , official oppression and in violation of The Fourth Amendment, and several others of which violate established law. You Step out your office of protector of the peace and are open to criminal and civil actions.

4. If it is determined later that the warrant was invalid, you will be held liable for This assault and battery, false arrest and sued in your OFFICIAL capacity.

5. You may not take any of my property or wrongfully convert any of property, such as personal photographs or my fingerprints without written authority. Such is granted only after an adversary proceeding which complies completely with The Fifth and The Fourteenth Amendment due process rights, concluded with a signed order by a judicial officer of competent jurisdiction ordering the taking of said property.

6. must be given contact their outside counsel or friend.

7. must be given pencil, paper and adequate access to a law library, to prepare my "habeas corpus." IF YOU IGNORE THESE WARNINGS, it will show bad faith on your part and prima facie evidence of your deliberate indifference to Constitutionally mandated Rights of my client. A copy of this instrument will be prima facie evidence of your bad faith.

You are a Public Servant, and as such you are expected to treat all with due respect.

This NOTICE has been submitted upon demand of a State issued privilege, permit or license and therefore is a mandatory part of the official record of any ensuing action and MUST be introduced as prima facie evidence in said action. It will be noted that willful suppression of evidence is a felony. Any cause for action will result in a lawsuit under USC Title 18, Title 28, and Title 42, 1983 AND FOR FUTURE ACTIONS , I feel My clients rights are MY RIGHTS, you are messing with MY GOD GIVEN human rights They are NOT YOURS to give, take or manipulate. Rebut all misunderstandings in Writing. Read this entire package and let it go.

**WHAT PART OF SHALL NOT BE INFRINGED CAN YOU NOT UNDER STAND?**

This government can never give rights, they are not yours to give or take.

Any objections to what I assume to be true, you know being a professional?

**MEMORANDUM OF POINTS AND AUTHORITIES**

1. Arrest is presumed to be false; officer has the burden of proof. The only thing the plaintiff needs to plead and to prove is either (1) that the defendant made an arrest or imprisonment, or (2) that the defendant affirmatively instigated, encouraged, incited, or caused the arrest or imprisonment. Burlington v. Josephson,

When the plaintiff has shown that he was arrested, imprisoned or restrained of his liberty by the defendant, "the law presumes it to be unlawful." People v. McGrew,

"The burden is upon the defendant to show that the arrest was by authority of law." McAleer v. Good, 65 Mackie v. Ambassador, 11 P.2d 6 (1932).

"Any arrest made without a warrant, if challenged by the defendant, is presumptively invalid...the burden is upon the state" to justify it as authorized by statute, and as not violative of constitutional provisions. State v. Mastrian, Butler v. State, (Miss 1968)

"As in the case of illegal arrests, the officer ... must keep within the law at his peril." Thiede v. Scandia,

2. Must show warrant upon request "He must show it to the accused, if requested to do so." Smith v. State, 208 S.2d 747 (Miss., 1968).

"If demanded, he must produce the warrant and read it to the accused, that he may know by what authority and for what cause he is deprived of his liberty." State v. Shaw,

"An accused person, if he demands it, is entitled to have the warrant for his arrest shown to him at the time of arrest. Crosswhite v. Barnes, 124 S.E. 242, 245 (1924).

"A special deputy is bound to show his warrant if requested to do so, and if he omit, the party against whom the warrant is may resist an arrest, and the warrant under such circumstances is no protection against an action for an assault, battery and false imprisonment." Frost v. Thomas,

"It is doubtless the duty of an officer who executes a warrant of arrest to state the nature and cause and the substance of the process which gives him the authority he professes to exercise, and, if it is demanded, to exhibit his warrant, that the party arrested may have no excuse for resistance." Shovlon v. Com.,

"It was the duty of an officer who attempts to make an arrest to exhibit the warrant if he has one." Jones v. State, 114 Ga. 79, 39 S.E. 861 (1901)

3. Warrant must be valid A constable justifying an imprisonment under a warrant must show that the warrant on its face is legal, and that the magistrate had jurisdiction of the subject-matter. Poulk v. Slocum, 3 Blackfords

A warrant is regarded as insufficient and thus void if, on its face, it fails to state facts sufficient to constitute a crime. Wharton's Crim. Proc., 12th Ed., vol. 1, p. 152 (1974).

4. no rubber-stamp "signature" "The United States Supreme Court ... stressed the need for 'individualized review' to avoid the issuance of 'rubber stamp' warrants." State v. Paulick, 277 Minn. 140, 151 N.W.2d 596 (1967).

5. False arrest is assault and battery "An illegal arrest is an assault and battery. The person so attempted to be restrained of his liberty has the same right, and only the same right, to use force in defending himself as he would have in repelling any other assault and battery." State v. Robinson, 72 Atl.2d 262 (1950).

"An arrest without warrant is a trespass, an unlawful assault upon the person ... where one is about to be unlawfully deprived of his liberty he may resist the aggression's of the offender, whether of a private citizen or a public officer, to the extent of taking the life of the assailant, if that be necessary to preserve his own life, or prevent infliction upon him of some great bodily harm." State v. Gum, 69 S.E. 464 (1910).

Every person has the right to resist an unlawful arrest in preventing such illegal restraint of his liberty, he may use such force as may be necessary.(Advised not too)

6. No handcuffs if client is being moved when pose no danger, (OSHA)

"But a constable cannot justify handcuffing a prisoner unless he has attempted to escape, or unless it be necessary in order to prevent his doing so." 51 L.R.A. 216.

"The handcuffing was utterly unlawful." Osborn v. Veitch 1 Foster & Fin Eng Rep 317.

7. Go immediately to magistrate (no photographs, no fingerprinting)

The one arresting has "a duty to immediately seek a magistrate," and failure to do so "makes a case of false imprisonment." Heath v. Boyd, ; Brock v. Stimson, 108 Mass. 520

"To detain the person arrested in custody for any purpose other than that of taking him before a magistrate is illegal." Kominsky v. Durand, 12 Atl.2d. 654 (1940).

"Any undue delay is unlawful and wrongful, and renders the officer himself and all persons aiding and abetting therein wrongdoers from the beginning." Ulvestad v. Dolphin,

"The taking of the plaintiff's picture before conviction was an illegal act." Hawkins v. Kuhne,

"The power to arrest does not confer upon the arresting officer the power to detain a prisoner for other purposes." Geldon v. Finnegan, 252 N.W. 372 (1934).

"Compulsory fingerprinting before conviction is an unlawful encroachment...[and] involves prohibited compulsory self-incrimination." People v. Helvern, 215 N.Y. Supp.

NOTICE MOTION TO RESERVE ALL RIGHTS, I still wonder WHY this is needed with all the paid protectors of our rights and freedoms we pay for? Since all courts require either a valid contract or a damaged victim or both for a

court to have lawful jurisdiction, It is now motioned that a contract or victim be placed into evidence or said jurisdiction is challenged and void for lack of evidence.

Proceeding will be considered treason, Silence is conspiracy, and deliberate indifference is betrayal and breach of contract. It is further motioned that the officers of the courts are under oath and attest that they are in fact members of the judicial branch of this LAWFUL government and not under a foreign jurisdiction of Congress of the UNITED STATES.

I feel you may have been tricked and failed to remain in your office, or why would we meet? Why would you remain silent, conspire, or violate rights and your lawful duties you collect pay for?

1.I do warn you, My time is not free, I will bill each and every officer of the court, personally for my time and \$10,000 per violation of Constitutional rights violated or ignored. I will seek full prosecution of the guilty for breach of contract and The CRIMES committed, Individually, and do it publicly.

2. Do you fully understand these charges you pursue? Do you; Understand the implications and accusations presented in this defense? DO YOU acknowledge and act in accordance with the US Federal court ruling to wit to the cases below?;

A. The claim of Constitutional rights can not be converted to a crime Miller VS U.S.

B. The Constitution is a written instrument, it does not change in meaning.

U.S. VS Kruikshank.

C. Silence can only be equated to fraud when their is a moral and legal duty to speak.

D. A contract made in fraud is null and void in a lawful court of law.

3. All officers swear to abide by oaths to the Constitution of the United States Article VI clause 2&3 of the US CONSTITUTION. It is the supreme law of the land.

4. That It is YOUR DUTY; To provide full due process of law pursuant to Amendments; 1,4,5,6,7,9,&14 of the US Constitution and other relevant amendments of your job descriptions with the Constitution as required.

5. That All officers swear to provide equal protection of the law with no exceptions.



I now ask you as my public servant. DO YOU NOT TAKE MY PAY, To respect, protect and defend each and every right of this plaintiff, An American citizen in this matter Guaranteed by all oaths of all officers of my lawful Government?

DO NOT; All officers swear to uphold the Constitution as the Supreme law of this land and agree to help fully prosecute and bring to justice ALL actors working under color of law, with no jurisdiction thus violating all concepts of law and justice and bring open fraud on this court and damages for this victim? IS NOT THE ONLY VALID REASON FOR LAW to protect each and every human beings NATURAL individual's rights? IS THIS NOT THE ESSENCE OF REAL LAW? I will be blunt, bold, obnoxiously honest but HONEST. I AM on record in this court because you wanted me to be.

I am confused by Your thoughts, actions and in actions towards me. You, as Public Officials, Officers of the court, skilled at law and pillars of the community. Is The way everyone sees you, I see you different, EVERY action taken, will be met by RE ACTION. It is not my fault we met. Of your own free will, YOU, have Sworn an Oath to Defend, Protect, and Preserve the Constitution for the united States of America against all enemies, both Foreign and Domestic, or are a liar and terrorist I have to ask tough questions if I want your honest answers for client.

NOTICE OF COURT DEFICIENCIES on record, until now.

Before the above-referenced action can proceed, the following deficiencies in the Court of the State must be resolved. These deficiencies include:

1. No effective counsel is available? The accused has diligently searched for counsel that is unfettered and not beholden to the plaintiff. It appears the only persons who are allowed to be Counselor are those who have taken a solemn oath to support the plaintiff, the State Attorneys are also officers of the state and have a duty to see that defendants are punished for violating plaintiff's laws. Thus, the first duty of attorneys is to the courts, not to their clients and when duties conflict, their duties to the court must take precedence. (See 7 C.J.S., Section 4, page 801-802, Footnotes 53 through 56). It seems impossible to obtain counsel that can present MY side of the conflict because an attorney's first loyalty is to the Plaintiff.

The accused is not qualified to represent himself and is unwilling to waive his right to effective, unbiased counsel. Where can an attorney be found who can practice law in your state who is free to effectively counsel my rights and is not beholden to the plaintiff?

2. The judge has taken "loyalty oaths" to support the laws of the plaintiff. He is an employee of the plaintiff and is paid large sums of money to enforce the will of the plaintiff. How can the judge be neutral and unbiased?

3. Every juror is a member of the state and is, therefore, one with the plaintiff. Jurors are also required to swear oaths to support the plaintiff. They, too, receive small amounts of money from the plaintiff. Some jurors also receive large sums of money from the plaintiff in the form of government jobs or handouts. Jurors have an intimate and long standing relationship with the plaintiff, but have never met the accused.

4. The law enforcement witnesses have a very close relationship to plaintiff and are not impartial. They are paid to go out and enforce the plaintiff's laws and then to testify in court to facts that will help win plaintiff's action.

The whole livelihood of law enforcement officers depends on doing the plaintiff's will.

5. This court was created by the plaintiff. Specifically, it is an administrative unit of the legislature and is only a court in name and not in function. It carries out the will of its creator, the plaintiff. Therefore, the court itself has been fettered to the plaintiff and is not an impartial tribunal.

It is clear in the 1958 Oregon Supreme Court decision of State ex rel Wernmark v. Hopkins (213 Or 678) that the judicial power of the lower courts is under the arm of the legislature, instead of being a separate branch of government:

Since amended Art VII authorized the legislature to abolish or remake the county court, and the legislative assembly, in embracing that power, retained only the

name of the body, but changed it from a court to an administrative unit we believe that the conclusion is warranted that so far as Art XV, Section 2, is concerned, the legislature created the county court of Cass county. - (emphasis added)

State ex rel Madden v. Crawford (207 Or 82) explains further the wide powers the legislature now has over the courts:

Hence, under Section 1 of Art VII, as amended in 1910, the Supreme Court is the only court created by the constitution itself; all other courts are to be created by legislative act.

If an appeal is made to the court's decision, it is handled by the appeals court that was also created by the plaintiff. (ORS 2.510) Thus, the plaintiff makes the laws, employs the police to enforce the laws, and finally adjudicates the laws in the plaintiff's own courts. Is there any chance for a fair, impartial trial when the judges, prosecutors, public defenders, jury and witnesses are not just paid by the plaintiff - they are the plaintiff!

6. Public Law 97-280, 96 STAT. 1211, 1982, affirms that the Bible is the Word of God and recognizes our need to study and apply the teachings of the Holy Scriptures. The Bible declares that Jesus Christ is the highest authority:

Then Jesus came to them and said, "All authority in heaven and on earth has been given to me." Matthew 28:18 Jesus Christ instructs us:

Why do you look at the speck of sawdust in your brother's eye and pay no attention to the plank in your own eye? How can you say to your brother 'Let me take the speck out of your eye,' when all the time there is a plank in your own eye? You hypocrite, first take the plank out of your own eye, and then you will see clearly to remove the speck from your brother's eye." Matthew 7:3-5

This "court" is attempting to take the speck out of the missionary's eye, while ignoring the plank in its own eye. This "court" is blind because of its many structural defects and cannot possibly see to remove any defects from the accused.

As Jesus instructs us, "If any one of you is without sin let him be the first to throw a stone" (John 8:7). The court must first correct its own defects before attempting to correct the defects of the Church missionary. If the court is unable to resolve its own deficiencies, then it cannot possibly see clearly to correct any deficiencies of the Church.

I have some questions for the court record that the Church has answered. Please correct the Church if the answers are in error:

Q. What constitutes a fair trial?

1. An adequate hearing and an impartial tribunal, free from any interest, bias, or prejudice. The Reno, C.C.A.N.Y., 61 F.2d 966, 968.

2. A fair and impartial jury and a learned and upright judge to instruct jury and pass upon legal questions, and an atmosphere of calm in which witnesses can deliver their testimony without fear and intimidation, . . . and in which truth may be received and given credence without fear of violence, Floyd v. State 166 Miss. 15, 148 So. 226, 232.

3. An orderly trial before an impartial jury, and judge whose neutrality is indifferent to every factor in trial but that of administering justice. State ex rel. Brown v. Dewell, 131 Fla. 566, 179 So. 695, 698, 115 A.L.R. 857.

Bias or prejudice either inherent in the structure of the trial system or as imposed by external events will deny one's right to a fair trial. A fair trial in a fair tribunal is a basic requirement of due process.

Considering human nature, neither party to a dispute can be trusted to render judgment justly. A third party can do so only if he is unbiased and fully appraised of the facts.

Who created this court But The State. Who is the plaintiff in this action but THE STATE

Who pays the judge, district attorney, public defender, witnesses, jury and staff BUT ME? Where is the impartial third party whose neutrality is indifferent to every factor in the trial except that of administering law against me, NOT justice for me or society?

There is none. How can plaintiff legally try its own cases? Only if plaintiff acts as lord over the accused witch is a human rights violation a form of slavery or please provide proof the accused has, KNOWINGLY AND WILLINGLY Volunteered to be subject to a foreign jurisdiction court. If not, It

is my duty to report this crime as a crime would be committed by me not reporting this crime as my duty to all.

For the record; This Church's lord is not THE STATE, I do not work for THE STATE. I work for My Lord, the King of kings and Lord of lords.

My religious beliefs do not consent to allowing a human being to be tried in a secular tribunal "owned" by the plaintiff. Nor does this missionary member, submit or claim to be a part of the state or under its supervision of a foreign entity in any way. "No man can serve two masters" (Matthew 6:24). Upon what authority does this court use state vehicle statutes to judge a missionary of my personal Embassy, traveling under the jurisdiction of the Kingdom of Heaven in which no mortal rules? This Missionary has not knowingly consented to having his God-given rights or duties to travel from place to place preaching the gospel or exercising rights be judged by an administrative tribunal of the legislature. (Matthew 28:18-20) I am not aware that the State has supervisory authority over Jesus Christ or my church. If the state insists on trying the Church missionary, I require, for my clients protection a court that is not beholden to the legislature, a court that is part of a separate judicial branch and free to hear Constitutional issues related to separation of Church and state. I require a fair trial, due process, equal protection, impartial public jury and court with the assistance of effective, unbiased counsel. Until these basic requirements of due process are met, My missionary is not ready to proceed without your answers and it is costing me time, money and life. Consider all this changed to my clients who retain me as protection from you.

To ensure a fair trial, The state agrees to retain me with an up front \$10,000 retainer fee and a running bill of \$1,800 a day, and help seek damages for my client sufferings. To assure HONEST justice is done. Within 10 days, I will expect a discovery and retainer fee. This billing will start then. I WILL Testify to damages done in the name of the law, by THE STATE. ALL people BEHIND fictional covers, agents in the name of the state for THE STATE against ALL the state, BY predator driven laws for profit, Without a victim, but all who pay for this. You made my client your victim doing this...You stepped out of your oath of office and are personally liable for your actions. I wish my client immediately submit this 52 page honesty affidavit into court record personally, by friend, or by aggressor that holds them with proof of service, court stamps and public record,+ mailed to me for our records, My client has no say beyond the agreed upon contract. Please send all discovery, court record, motions, and affidavits to

Ed Curtis > WANNABEHERD@GMX.COM

This exact draft is available free in PDF on line for each and every official, in every capacity that is paid by THE STATE or entity other than specific human being who stands victim on record. I wish EVERYTHING in this file discovery mailed to Ed Curtis in 10 days. This is court exhibit of samples of discovery's, motions, briefs, requests and rebuttals entered into record here, I learned to use my spy grid to record on servers everywhere as the courts I faced do not listen. In 20 days, a website will be available to all. This is not from a court view but from a victim. I look out for the best interest of my client from lessons learned. I seek no fight with full disclosure up front Who should I have to? If you need more time, I wish it recorded in court record, for court exhibit and defense. We will adjust this with your names actions, reactions and remedy <http://www.scribd.com/doc/223178024/AFFIDAVIT-OF-HONESTY>

It isn't right for men to judge their own cause, We will seek a public jury by promoting you , you are the aggressor of your own actions, not THE STATE . Ignorance of the law will not excuse any person, either civilly or criminally for the actions they knowingly take that makes a victim. Is THAT NOT LAW? IS THAT IS JUSTICE? to change this to SUIT courts needs, wants and requirements WILL COST MONEY. IF not disputed, in writing in 10 days, Fiduciary will consider this matter done. If We will need to proceed until remedy and justice is served and bills paid we will. If this does not end, websites, promotions and emails of this WILL commence. From past experience, As fiduciary, I do not trust courts, ignorant juries or officials, Your ignorance is considered cured.

ON RECORD; We WISH ALL DOCUMENTS RECORDED AND ON RECORD YOU HAVE IN YOUR FILES BOTH client AND STATE, FOR STUDY. This

Today, WE WILL DISCOVER WHO YOU ARE. I live in one of the most corrupt states, in the most dangerous countries that has ever existed, this is fact. We are BY FAR, The most brainwashed, poisoned, robbed, numbed down, regulated, indebted and enslaved people this planet has ever seen,

some one did did this.. WE ARE this worlds most dangerous terrorists and YOU or the UN will be helping straiten us out for the good of the world, When this system ends.. Their will be public trials and with our massive spy grid, we will seek to be recorded on a lot of servers the longer this action takes. USE THIS INFO for your personal wants and needs for bringing back honor to you!

I have a right to bill for my time and duty to seek tort damages in civil, human and Constitutional rights violations in criminal court. I have a right to equal protections under the law. You invited my client into this and I am in demand of everything you plan on using against my client to meet my contractual obligations of BOTH our contracts.

FIRST REQUEST FOR A BILL OF PARTICULARS DIRECTED TO ALLEGED Complainant's 1-5,000 protected behind and under cover of the agency, The CITY, THE STATE, THE COUNTRY ; "Request for a Bill of Particulars"

INTERROGATORIES for me and client asked

1. Am I entitled to a fair hearing?
2. Who has the burden of proof or burden of providing a preponderance of evidence?
3. Am I presumed innocent of every element of this alleged crime or alleged action at hand?
4. Am I supposed to be informed of the nature and cause of the charges and proceedings against me?
5. Is there evidence of a complaining party?
6. Did I violate someone's legal rights?
7. If yes, then please specify which rights I violated.

I feel that my client cannot get a fair trial in these proceedings unless I know everything.

i) " We are all entitled to a fair and honest trial, WILL my client RECEIVE ONE?"

ii) "Can you please answer , who is the injured party in this case?"

iii) " Who might You and the Judge represent, ?"

1. Please provide a copy of the contract, signed by both parties binding me and the State in an agreement. A unilateral agreement is not acceptable.
2. Please provide me with a Bill, with the words 'bill' and 'value' upon the face of it, signed by a member of the State .
3. Please provide proof of claim that you know what a " Person" is legally speaking.
4. Please provide proof of claim that I am a Person or a 'Passenger' and not a Flesh and Blood living sentient Man with unalienable rights.
5. Please provide proof of claim that there is any real money backed by anything of value with which to pay this alleged debt.

Please note that you addressed your Notice to 'MR EDWARD D. CURTIS which is a legal entity, a fiction, a trade name. Please certify whether or not you or ANY Judge is acting as trustee for this person, OR MY CLIENT For and on the record I am the representative for the legal entity OF MY CLIENT

Affiant is simply a Freeman Living on the Land and I offer my hand in Peace to the court. who has harmed no-one, your actions have harmed my client. I reserve all of Rights and Waive none of them. If you force fiduciary into making a special appearance to settle the matter; an expense of \$900 per day for expert witness testimony will apply.

Affiant will happily accept any claims made against him upon proof of claim that you have any authority over him. It is my understanding that; all men are created equally under one Creator, and, We are sharing this existence together under God, and, We have been given the ability to make decisions for ourselves.

Statutes have the force of law under mutual consent of the Governed, under full disclosure. The Government is a Representative Body and, Representation can only come from consent, and, It is my Right not to consent to said representation, and, To deny me my Right is in Breach of the Law, and those guilty will be fully liable and punishable within Common Law. These are not my clients claims but the fiduciary's stands

Therefore be it now known to any and all concerned and affected parties, that I, Ed Curtis, a Freeman-on-the-Land do hereby state clearly specifically and unequivocally my intent to peacefully and lawfully exist free of all statutory obligations restrictions and maintain all rights at law to trade, exchange or barter time with my client in working for the best interest of all parties in the goals of ending these contracts.

I claim the right to practice my spiritual beliefs, without scrutiny or inquiry lest it be from the level of Law,

>I claim the right NOT to apply for licenses, permits or to seek permission to do any actions that are already Lawful,

>I claim the right NOT to pay into any system which I feel does not benefit me,

>I claim the right to protect myself and my loved ones against any un-Lawful intrusions, and the Right to use Force under the Law, only in protection from armed or dangerous aggressors

>I claim the right to cultivate any plant, Smoke, drink, ingest, any substance being fully responsible for my actions >I claim the right to be free,

>I will only appear in court when there is a man or woman claiming I have infringed upon one of their God given rights or freedoms, and I claim the Right to a jury of my peers and due process,

>The failure to define between the Natural man and the State created Fiction is nothing short of fraud, theft, breach of trust and forced slavery, a heinous criminal activity of the most odious form.

>I claim the right to be ignorant of legal procedures as I do not understand them.

>I claim that these actions are not outside my communities' standards and will in fact support said community in our desire for truth and maximum freedom.

>I claim that anyone who interferes with my lawful activities after having been served notice of this claim and who fails to properly dispute or make lawful counterclaim is breaking the law & cannot claim good faith or color of right and that such transgressions will be dealt with in a properly convened court de jure.

>I claim that the courts in the Republic of the USA are de-facto and are in fact in the profitable business of conducting, witnessing and facilitating the transactions of security interests and

I furthermore claim that they require the consent of both parties prior to providing any such services. I learned the people I faced cared not of me and learning to go public.

>I claim all transactions of security interests require the consent of both parties and I do hereby deny consent to any transaction of a security interest issuing under any Act for as herein stated as a Freeman-on-the-Land I am not subject to any statute, code or Act contrary. I think and pray that my client is saying the same thing,

>I state that it is my duty to Claim such rights, to protect them and ensure they exist for future generations. There is only 2 sides of a fence.

>Furthermore I claim the right to use a notary to secure payment of the aforementioned fee schedule. On our books, A collection agency is being trained for this upon collapse of this script. But not all this do me and my client agree, It is just me.

Affected parties wishing to dispute the claims made herein or make their own counterclaims must respond appropriately within TEN (10) days of service of notice of this action. Responses must be under Oath, and in writing upon full commercial liability and penalty of perjury. Maybe an affidavit? I do not speak for client but pray they think "YES, WHAT HE SAID!" as you read this.

Affiant requests the Prosecuting Attorney to supply ALL answers to this fiduciaries questions for discovery and needs.

This information is requested to assist in defending against charges brought by the County of CASS, For THE STATE OF NORTH DAKOTA, AND ALL THE OFFICIALS THAT HIDE then TAKE MY PAY TO PROTECT and defend the natural rights of the people who live on the lands.  
OBJECTIONS:

Objections to all or any portion of an interrogatory shall be set forth with specificity sufficient to allow the alleged party propounding these interrogatories to understand the exact scope of and reason for the objection. Where an objection relates to only a portion of the information requested in an interrogatory, all other information not within the scope of said objection shall be provided. Legal terms used in these Interrogatories which are not specifically described below shall have the meaning provided in the statute, regulation, ordinance or other legal authority from which term is derived, if any, or in my edition of Black's Law Dictionary. Any other word or term used in these Interrogatories which is not specifically defined below shall have its ordinary and customary meaning and usage. I am not a lawyer, I do not speak your law, I am human I do not understand the nature and cause of the charges, proceedings, goals, jurisdictions, Justice forced my client into.

RESPONDENT'S

Respondents in this matter factually are:

- 1.) For the record and in few words, ALL OFFICERS of this court.  
You Are all Agents and actors of these actions, bonded as required by Statutes of "An Act Concerning the Official Bonds of Officials? I have heard of a seditious conspiracy to overthrow my lawful Government and wonder, who would fraudulently act in both professional and personal capacities within this COUNTY, and STATE, as one of the people a regular citizen of state, defined in Article II Constitution of North Dakota, specifically not welfare enumerated; in propria persona, sui juris, living on the Land within the boundaries of Cass county, in North Dakota, one of the united states of America by an act of Congress at 9 Stat. 452; with express and explicit reservation for all Unalienable, Vested Natural, Inherent, human, civil and common Law Rights, account abilities and responsibilities whether enumerated or not in the Constitution for the state of North Dakota. SOME ONE is committing massive criminal acts and/or omissions in this matter such as the Cass County District Attorney (a public servant) for all his acts and/or omissions in this matter, claimed to be a resident therein, and thereby comes under this courts jurisdiction.
- 2.) THE COUNTY OF CASS, IS an incorporation or undefined fiction whom was present in the COUNTY OF CASS, STATE OF NORTH DAKOTA, and was acting in both its professional and personal capacities for all its acts and/or omissions in this matter, and was resident therein, (as a public servant) and thereby comes under this courts jurisdiction.
- 3.) The PEOPLE OF THE STATE OF NORTH DAKOTA, was an incorporation or undefined fiction whom was present in the COUNTY OF CASS, STATE OF NORTH DAKOTA, and was acting in both its professional and personal capacities for all its acts and/or omissions in this matter, (as a public servant) and was resident therein, and thereby comes under this courts jurisdiction.
- 4.) John and Jane Does 1 through 5,000 PLUS were joinder parties to this matter by acts and/or omissions, and either natural born, fictitious, or corporate entities, corporations, organizations, state agents, state actors, state or federal or third party agencies, not bonded as required by the Statute of NORTH DAKOTA passed February 28, 1850, "An Act Concerning the Official Bonds of Officials," and were acting in both their personal and professional capacities in this matter (as public servant(s),

and were resident or had business within the COUNTY OF CASS, STATE OF NORTH DAKOTA in this matter, and thereby come under this courts jurisdiction.

- 5.) All respondents are the alleged real party in interest, but are in fact, undefined and unknown entities acting under pretence and overt fraud under color of law and under color of authority who have suffered no damage whatsoever.
- 6.) Your petitioner has been factually driven into indigence due to the continued, illegal and unlawful acts and/or omissions by respondents in this matter. Petitioner has been unlawfully incarcerated, kidnapped by public officials, falsely arrested without warrant, unjustly imprisoned, and maliciously prosecuted without due process of law, over his will and against his consent and has been constantly unlawfully restrained of his liberty from that point onward, and without your petitioner having it within his power to confront his accuser's at lawful trial, and without being lawfully informed of the nature and cause of the accusation against him, the venue, the jurisdiction and the real party of interest; was falsely and maliciously and unlawfully forced into a tribunal which was only held to find my guilt for no crime at law, in a court without jurisdiction; without probable cause; and prior to the alleged hearing and without evidence presented at lawful trial.
- 8.) No lawful warrant did issue or was presented at any time to your petitioner by respondents in accordance with the concise rule of law, and as mandated by their oath of office. No supporting affidavits, rebuttals, verifications, or subscription. no grand jury indictment as mandated by the concise rule of law was ever used to bring me to trial, in overt contravention to the rule of law, and over my continued objections and against my consent. No qualifying signature of Appellant/Petitioner is upon any valid or lawful instrument and/or claim held by respondent's in this matter.

### III QUESTIONS PRESENTED

The following questions are relevant to the issue as to the lawfulness of the conviction from which petitioner seeks relief and reparations in the instant case:

- 1.) Has the North Dakota Legislature unlawfully acquiesced or assisted in the subjection of the sovereignty of the rightful citizens of North Dakota to the municipal power of the United States Congress (found in Art. I, Sec. 8, Cl. 17, U.S. Const.) directly by its legislation, or indirectly through agencies created for that purpose, which ultimately led to the unlawful acts and/or omissions of respondents in this matter, and the resultant fraudulent conviction from which your petitioner hereby seeks relief?
- 2.) Can the respondent's in this matter, through the COUNTY OF CASS, by their various unlawful acts and/or omissions in this matter and unclean hands, base these fraudulent acts and/or omissions based on published Penal Code § 270 "Failure to Provide" and/or § 166(a)(4) "Contempt of Court" using their positions of power under color of law, and color of authority to use the courts of the COUNTY OF CASS, as an organized crime syndicate in which to usurp your petitioner's natural born, common law, constitutional and/or civil rights?
- 3.) Can the respondent's in this matter, through the COUNTY OF CASS, by their various unlawful acts and/or omissions in this matter and unclean hands, overcome the obligation of contract?
- 4.) Can the respondent's in this matter, through the COUNTY OF CASS, by their various unlawful acts and/or omissions in this matter and unclean hands, overcome the obligation of contract between Child and Father or affiant and state force affiant to defend life, liberty and property and secured rights and liberty that: "All men are by nature free and independent and have certain inalienable rights, among which are those of enjoying and defending life and liberty; acquiring, possessing, and protecting property; and pursuing and obtaining safety, happiness and Justice?"
- 5.) Can the respondent's in this matter, use an unconscionable contract, vitiated by fraud by way of inducement, coercion and in fraud; null and void in ab initio, as a foundational basis to use published Penal Codes under color of law, under color of authority as a basis to usurp your petitioner's natural born, Human, common law, constitutional and/or civil rights?
- 6.) Can the respondent's in this matter, use the socialist doctrine (and/or Feminist Doctrine) "In the Best Interests of the Child" as a supporting basis in which to usurp and controvert the concise rule of law,

to the detriment of your petitioner; as enumerated by the Constitution for the state of NORTH DAKOTA, and/or the Constitution for the united States?

- 8.) Has the STATE OF NORTH DAKOTA and/or respondents in this matter violated the concise rule of law and this petitioner's natural born, common law, human, constitutional, and/or civil rights by derogating the concise rule of law to obtain Federal Welfare remuneration scams and/or schemes?
- 9.) Can the STATE OF NORTH DAKOTA and/or respondent's in this matter prosecute a matter in the courts of NORTH DAKOTA without lawful jurisdiction?
- 10.) Has your petitioner's foundational constitutional right to have a lawful Bill of Particulars answered as a matter of substantive due process of law in order to inform me of the nature and cause of the accusation been derogated by respondent's in this matter by their insolent acts and/or omissions clothed under color of authority, under color of law in direct violation of the concise rule of law?
- 11.) Has respondent's the lawful authority to establish a Claim of Action based upon their own unlawful acts and/or omissions in overt arrogance to the rule of law as mandated by their oaths of office and the concise rule of law as mandated by the Constitution of the United States (1787-1791), and the Constitution for the state of North Dakota, and the Constitution of America?
- 13.) Has the respondent's in this matter the right to manufacture crime against your petitioner in direct violation to their oath of office, and in overt and conspired violation to the concise rule of law as defined and mandated by the Constitution of the United States (1787-1791), and the Constitution for the state of North Dakota,  
Has the respondent's in this matter the right to unlawfully arrest this petitioner in direct violation to their oath of office, and in overt and conspired violation to the concise rule of law as defined and mandated by the Constitution of the United States (1787-1791), and the Constitution for the state of NORTH DAKOTA,?
- 15.) Has the respondent's in this matter the right to maliciously prosecute your petitioner in direct violation to their oath of office, and in overt and conspired violation to the concise rule of law as defined and mandated by the Constitution of the United States (1787-1791), and the Constitution for the state of NORTH DAKOTA?
- 16.) Has the respondent's in this matter the right to falsely imprison your petitioner in direct violation to their oath of office, and in overt and conspired violation to the concise rule of law as defined and mandated by the Constitution of the United States (1787-1791), and
- 17.) Has the respondent's the enumerated authority to prosecute an action without grand jury indictment against your petitioner in direct insolence and arrogance to the respondent's oath of office, and in direct violation to the concise rule of law as enumerated and mandated by the Constitution of the United States (1787-1791),
- 18.) Have the respondent's the enumerated authority under the concise rule of law as mandated by the Constitution of the United States (1787-1791) to arrest your petitioner without a lawful warrant? Without probable cause? Not supported by affidavits? With no Governor's Warrant? In direct contravention to their oath's of office and the aforementioned concise rule of law??
- 20.) Has the sovereignty of the petitioner been encroached upon, abrogated, or derogated in favor of legislative powers exercised in excess of the lawful enumerated limits of the Constitution of the United States (1787-1791), and the Constitution for the state of NORTH DAKOTA under force of arms using cohesion, force and do it all in fraud?

Motion to disqualify arresting officer The Officer had no reason to fear Affiant

who At the time of arrest, gave police no reason to fear for their safety. A search of was made subsequent to arrest where no weapons were found; hands were cuffed with no effort to resist; neither did Affiant offer any verbal threat of physical abuse, resistance or retaliation. When directed to the police car, Affiant complied without physical resistance. This has cost Affiant great damages, including job and ability to work to support Affiant. who will be forced to pursue justice If this issue can not be settled RIGHT NOW, Today.

Their were NO INTERVENING CIRCUMSTANCES TO CAUSE ANY  
NECESSITARY DELAY BRINGING ME BEFORE A JUDGE.

UN



There was no flood, storm, riot, or any other intervening circumstance to necessitate the officer's immediate attention, which would justify a delay in bringing Affiant before a magistrate. Time is more valuable than my money and to steal it for cage profits then just waste it hurt me deeply. Affiant did not observe the officer, through the use of police radio, cell phone, or computer make any attempt to locate a magistrate for the purpose of securing jurisdiction to continue to hold Affiant. In endeavoring to take the arrested person before the magistrate, the officer must expend all the effort that a highly cautious person would employ in the same circumstances.[FN85] *Robinson v. Lovell*, 238 S.W.2d 294 (Tex. Civ. App. Galveston 1951), writ refused n.r.e.

#### DUTY TO TAKE BEFORE MAGISTRATE WITHOUT OUT NECESSARY DELAY

Articles of Code of Criminal Procedure directs the arresting officer to take the person arrested, with or without a warrant to the nearest magistrate.

Art. 14.06. Must take offender before magistrate "Except as provided by Subsection (b), in each case enumerated in this Code, the person making the arrest or the person having custody of the person arrested shall take the person arrested or have him taken without unnecessary delay, but not later than 48 hours after the person is arrested, before the magistrate who may have ordered the arrest, before some magistrate of the county where the arrest was made without an order, or, if necessary to provide more expeditiously to the person arrested the warnings described by Article 15.17 of this Code, before a magistrate in a county bordering the county in which the arrest was made. The magistrate shall immediately perform the duties described in Article 15.17 of this Code."

Without considering the lawfulness of the warrant less, victim less arrest, for the purpose of jurisdiction, this particular argument will only consider the actions subsequent to arrest. The immediate issue addresses the duty of the arresting officer to take the accused before a magistrate to secure jurisdiction such that the State may rightfully continue to restrict Affiant of his life and liberty.

[28] Maximum protection of individual rights could be assured by requiring a magistrate's review of the factual justification prior to any arrest, but such a requirement would constitute an intolerable handicap for law enforcement. Thus, while the Court has expressed a preference for the use of arrest warrants when feasible, *Beck v. Ohio*, at 96; *Wong Sun v. United States*, 371 U.S. 471, 479-482 (1963), it has never invalidated an arrest supported by probable cause solely because the officers failed to secure a warrant. See *Ker v. California*, 374 U.S. 23 (1963); *Draper v. United States*, 358 U.S. 307 (1959); *Trupiano v. United States*, 334 U.S. 699, 705 (1948).

[29] Under this practical compromise, a policeman's on-the-scene must make an assessment of probable cause & provide legal justification for arresting a person suspected of crime, with untainted evidence and for a brief period of detention to take the administrative steps incident to arrest. Once the suspect is in custody, however, the reasons that justify dispensing with the magistrate's neutral judgment evaporate. There no longer is any danger that the suspect will escape or commit further crimes while the police submit their evidence to a magistrate. And, while the State's reasons for taking summary action subside, the suspect's need for a neutral determination of probable cause increases significantly.

The consequences of prolonged detention may be more serious than the interference occasioned by arrest.

Pretrial confinement did imperil the suspect's job, interrupt his source of income, and impair his family relationships. See *R. Goldfarb, Ransom* 32-91 (1965); *L. Katz, Justice Is the Crime* 51-62 (1972). Even pretrial release may be accompanied by burdensome conditions that effect a significant restraint of liberty.

See, e. g., 18 U. S. C. 3146 (a)(2), (5).

When the stakes are this high, the detached judgment of a neutral magistrate is essential if the Fourth Amendment is to furnish meaningful protection from unfounded interference with liberty. Accordingly, we hold that the Fourth Amendment requires a judicial determination of probable cause as a prerequisite to extended restraint of liberty following arrest. *GERSTEIN v. PUGH ET AL*, 95 S. Ct. 854, 420 U.S. 103, 43 L. Ed. 2d 54, 1975.SCT,40602 THE POINT IS THE POINT.

The arresting officer failed to take Affiant directly to the nearest magistrate.

While certain delays can be expected in certain circumstances, simple failure to seek the

authority envisioned by *Gerstien v Pugh* above, may not be construed as a proximate cause of reasonable delay. The seminal case on this Affiant under State Law. see *Heath v Boyd*, 141 Tex. 569; 175 S.W.2d 214; 1943 Tex. LEXIS 370.

"Moreover, if Heath's arrest had been authorized by the statutes, his subsequent detention as pleaded proved would make a case of false imprisonment against Boyd. The undisputed facts are that after his arrest Heath rode with the sheriff to the former's car, which he then entered and drove several miles to the courthouse, followed by Boyd. There he was detained in Boyd's office from one to three hours, while Boyd was seeking advice by telephone as to what to do, in the face of a plain statutory command as to what must be done in all cases of arrest without warrant. Art. 217, C.C.P., 1925, provides, "In each case enumerated in this chapter, the person making the arrest shall immediately take the person arrested \* \* before the nearest magistrate where the arrest was made without an order." Substantially the same requirement appears in Art. 325, C.C.P., 1925, and Art. 487, P.C., 1925. Presumably, there was a magistrate in Mertzon, the county seat. Yet Boyd offers no reason why he did not take Heath before that official. Neither in his pleadings nor in his testimony does he suggest that a magistrate was not reasonably available, although the arrest and detention all occurred between 8 o'clock in the morning and noon thus Disqualify Arresting Officer . If he had taken Heath to that official, he could have gotten the information and assistance he was seeking by telephone. He was under no obligation to seek advice or aid from Johnson. He was under a positive duty immediately to seek a magistrate. That such failure, unexcused, makes a case of false imprisonment, as a matter of law, is held by all the authorities. *Newby v. Gunn et al*, 74 Texas, 455, 12 S.W. 67; *McBeath v. Campbell*, 12 S.W. (2d) 118; *Alamo Downs, Inc., et [\*\*\*14] al v. Briggs* (Civ. App.), 106 S.W. (2d) 733 (er. dism.); *Box v. Fluit* (Civ. App.), 47 S.W. (2d) 1107; *Maddox v. Hudgeons* (Civ. App.), 72 S.W. 414 (er. ref.); [\*\*218] *Karner et al v. Stump* (Civ. App.), 34 S.W. 656; *Petty v. Morgan et al* (Civ. App.), 116 S.W. 141; *Bishop v. Lucy et al* (Civ. App.) 50 S.W. 1029; 35 C.J.S., p. 546, sec. 31." *Heath v Boyd*, 141 Tex. 569; 175 S.W.2d 214; 1943 Tex. LEXIS 370

The arresting officer in this case made no due diligent effort to locate a magistrate. To help free the captured person. "Although the failure to take the plaintiff before a magistrate would have been excused if good grounds had existed for the belief that a magistrate was not available, such was not the case since the officers made no attempt to determine whether the magistrate was or would make himself available.

" *Roberts v Bohac*, 574 F2d 1232

Irrespective of any other states, Texas has specific legislation concerning this requirement to take the accused before a magistrate and real law is uniform and applies to all every where. Not only must the arresting officer exhaust the available magistrates in the county, the consideration of the availability of a magistrate must be extended to include every surrounding county ( Article 14.06 supra).

The record offers, as the government's only justification, evidence that the magistrate, who issued the warrants, advised of his unavailability after the early evening of Friday, September 8, 1989. There are three other magistrates in the District. The record is bereft of any evidence as to their availability. Likewise, the record is bereft of any evidence as to the availability of any of the district Judges. n5 Absent evidence of other than the

unavailability of the duty magistrate (the propriety of which is not here questioned), there is no basis to find that the delay for the entire period from the arrest to presentment was necessary. To be sure, it was a weekend. The court was closed.

But those facts do not entitle the government to presume the absence of an obligation to try to arrange the appearance of the arrested before one of the other possible judicial officers. The law remains a force in life even outside usual business hours and all judicial officers have the obligation to respond to the needs of parties as they are mandated by the law. Affiant to their reasonable non-judicial activities, all judicial officers stand ready to fulfill that obligation. Here, the government has not shown the unavailability of all the possible judicial officers. The obligation of complying with the law lies with the government, which thus has the burden of proving that an arrestee was brought before a judicial officer without unnecessary delay. Its proof of the unavailability of one judicial officer does not prove that the delay to the next regular business hours, some sixty to sixty- five hours later, did not

constitute unnecessary delay if it does not exhaust the possibility of an appearance before one of the other judicial officers in the district. See *United States v. Colon*, 835 [\*21] F.2d 27, 30-31 (2d Cir. 1987). U(ITED STATES v. MORGA(, et al. 1990 U.S. Dist. LEXIS 6206

The arresting officer, acting in accordance with established police policy, took Affiant directly to jail having made no effort to locate a magistrate for the purposes stipulated by Article 14.06 and the federal requirement articulated by *Gerstien v Pugh supra*. Having so acted, the arresting officer became a criminal actor ab initio and therefore is disqualified as a credible witness in the instant matter.

#### ARRESTING OFFICER AS TRESSPASSOR AGRESSOR

It is the specific allegation that the moment the arresting started the engine on the patrol car, put it in gear and headed toward the jail instead of toward the nearest magistrate, the crime was complete. From that point onward, all the time Affiant was held in custody was in violation of law and an act of Kidnapping.

#### § 20.03. KIDNAPPING. Texas Penal Code

A person commits an offense if he intentionally or knowingly abducts another person.

- (1) When their is no victims of this action
- (2) When the site was contaminated by others before the officers involved arrived
- (3) When due process is willfully ignored and it makes me a victim in a Conspiracy to deprive my rights is an affirmative defense to prosecution under this section that: the abduction was not coupled with intent to use or to threaten to use deadly force; the actor was a relative of the person abducted; and the actor's sole intent was to assume lawful control of the victim. An offense under this section is a felony of the third degree.

It is the further contention of victim that, as the alleged act of kidnapping was committed in furtherance of an ongoing criminal conspiracy to extort funds from Affiant in the form of fines and fees collected in violation of the due course of the laws of the State and I feel conspiracy is across this country.

The alleged schemes included felony acts to the detriment of Affiant , including assault and battery, the act of kidnapping is more specifically defined as

#### 20.04. AGGRAVATED KIDNAPPING.

A person commits an offense if he intentionally or knowingly abducts another person with the intent to:

- (1) hold him for ransom or reward;
- (2) use him as a shield or hostage;
- (3) facilitate the commission of a felony while armed
- (4) the flight after the attempt or commission of a felony;
- (5) inflict bodily injury on him or violate or abuse him sexually;
- (6) terrorize him or a third person; or to officially oppress this victim.
- (7) interfere with the performance of any governmental or political function.

A person commits an offense if the person intentionally or knowingly abducts another person and uses or exhibits a deadly weapon during the commission of the offence. Except as provided by Subsection (d), an offense under this section is a felony of the first degree. At the punishment stage of a trial, the Affiant may raise the issue as to whether he voluntarily released the victim in a safe place. If the Affiant proves the issue in the affirmative by a preponderance of the evidence, the offence is a felony of the second degree is established.

All who participated with the arresting office in the confinement of Affiant are likewise trespassers on the law and violators of Constitutional provisions, and therefore, cannot claim to be acting for the public good or under any jurisdiction as no jurisdiction allows for criminal acts to be committed under color of any official authority.

Under the doctrine of trespass ab initio, where a party exceeds an authority given by law, They have stepped out of their oath of office protectors and become transgressors of law.. When they claim to know the law, the party loses the benefit of the justification and is considered a trespasser ab initio, although to a certain extent the party followed the authority given. The law will then operate

retrospectively to defeat all acts done under the color of lawful authority. American Mortg. Corp. v. Wyman 41 S.W.2d 270

Thus, a person who enters on real property lawfully pursuant to a conditional or restricted consent and remains after his or her right to possession terminates and demand is made for his or her removal becomes a trespasser from the beginning, and the law will then operate retrospectively to defeat all acts done by him under color of lawful authority. Williams v. Garnett, 608 S.W.2d 794 (Tex. Civ. App. Waco 1980).

The rule applies to the acts of sheriffs and other officers, as well as to the conduct of private individuals. American Mortg. Corp. v. Wyman

The court will find a verified criminal affidavit If this is pursued alleging the act of Kidnapping by the arresting officer. While the act is more commonly referred to as "false imprisonment" there is no such statute, the proper citation is kidnapping.

Further, my bill will continue until this matter is fully settled and names cleared as the act was aggravated by the fact that the arresting officer was displaying a deadly weapon at the time eliminating any possibility of resistance by Affiant of the criminal act and the act was committed in order to facilitate the subsequent commission of the felony act of Tampering With a Government Document, Articles of Penal Code by the jailer and magistrate ( I will supply full explanation if needed for a fee of \$150).

#### PROSECUTORIAL PURPOSE FOR DENYING TIMELY EXAMINIG TRAILS

Subjecting Affiant to unnecessary and humiliating procedures when a probable cause hearing could render them unnecessary serves the prosecutor's interest. By facilitating coercive practices during booking, the jail psychologically softens up the accused for "the deal" by leaving them emotionally, mentally and physically exhausted, coerced, and intimidated. The necessity of this will become apparent when we get to the prosecutorial practice of secreting the records from the clerk of the court below.

A clean hands policy renders any American court without jurisdiction

It must be construed the facts of the cause, Affiant was subjected to imprisonment after arrest as a matter of policy and not necessity. Therefore, the act wherein Affiant was abducted at constructive gunpoint by the arresting officer and taken straight to jail instead of some magistrate is an act of Aggravated Kidnapping as defined by PC Article 20.04 .

In as much as the rights of Affiant were violated as a matter of policy, Affiant asserts, the arresting agency, by not seeking the proper authority became a trespasser ab inito as with all others who participated in the confinement of Affiant, and the court is thereby left without jurisdiction or cause of action in the instant cause, a clear conspiracy.

Where several people acted together in pursuit of unlawful acts, each one is in this conspiracy and will be held liable for collateral damages and crimes, even though unplanned and unintended, if those crimes are foreseeable, ordinary and probable consequences of preparation or execution of the unlawful act. Curtis v. State (Cr.App. 1978) 573 S.W.2d 219. Criminal Law 59(4)

Driving is not Career unless done commercially, It effects me in the most profound of ways, It stops me from seeking employment, the right to happiness or to even exist.

On showing that all persons arrested by the agency are taken directly to jail and no due diligent effort is made by the arresting officer to locate a magistrate, it must be construed the practices are participated in by more than one person. It must further be construed those involved had to interact with one another in an effort to standardize and co-ordinate the procedures practiced. It must thereby be construed all participants conspired with one another toward the furtherance of the above indicated conspiratorial relationship.

#### Texas Penal Code § 15.02. CRIMI AL CONSPIRACY.

A person commits criminal conspiracy if, with intent that a felony be committed:

(1) he agrees with one or more persons that they or one or more of them engage in conduct that would constitute the offense; and

(2) he or one or more of them performs

an overt act in pursuance of the agreement.

(3) An agreement constituting a conspiracy may be inferred from acts of the parties.

(4) It is no defense to prosecution for criminal conspiracy that:

- (5) one or more of the co conspirators is not criminally responsible for the object Offense;
- (6) one or more of the co conspirators has been acquitted, so long as two or more co conspirators have not been acquitted;
- (7) one or more of the co conspirators has not been prosecuted or convicted, has been convicted of a different offense, or is immune from prosecution;
- (8) the actor belongs to a class of persons that by definition of the object offense is legally incapable of committing the object offense in an individual capacity;
- (9) the object offense was actually committed.

An offense under this section is one category lower than the most serious felony that is the object of the conspiracy, and if the most serious felony that is the object of the conspiracy is a state jail felony, the offense is a Class A misdemeanors.

In the event Affiant has been subjected to a deprivation of rights, and tort damages subsequent to a criminal conspiracy by those officials responsible for the arrest and subsequent deprivation of liberty of Affiant , all are disqualified, declared not credible persons, and rendered without jurisdiction to act in the instant cause.

Defendant moves the court to declare arresting officer not a credible witness consequent to the criminal acts perpetrated against Defendant subsequent to arrest.

Defendant further moves the court to strike the criminal accusation and statement of probable cause presented by Officer as unreliable.

Defendant further moves the court to dismiss the instant allegation with prejudice.

#### THE MOTIONS TO DISMISS

My client, having been forced under threat, duress, and coercion, only to protect Aggrieved Defendant's interests, without any appearance of an adverse party, where the Judge was not an impartial party, but also prosecution, which is a conflict of interests and gives rise to violation of due process rights of the alleged defendant, who is now aggrieved because of such impartiality, and as such this court has lost immunity and any preconceived jurisdiction.

Further investigation shows that there was no probable cause for the arrest and seizure at the time of such arrest and seizure. There was no disturbance of the peace, felony, or warrant for such action, leading to another cause of action against the Plaintiff and Officer for harassment and obtaining a signature under threat, duress and coercion.

In the interest of justice and to preclude further injury to the Citizens and Aggrieved Defendant:

#### MOTION # 1

Aggrieved Defendant hereby motions the court to dismiss for failure to establish probable cause within 48 hours, or to issue a "Notice of Infraction", (officer issued a "NOTICE TO APPEAR"), therefore the court has no jurisdiction in the matter.

#### MOTION # 2

Aggrieved Defendant hereby motions the court to dismiss for failure to establish probable cause for the traffic stop, and a contested hearing within ninety days under the Constitution of the United States therefore any jurisdiction is lost in the matter.

#### MOTION # 3

Aggrieved Defendant hereby motions the court to dismiss for lack of prosecution at hearing. Prosecution failed to invoke jurisdiction, wherefore this court has lost any alleged jurisdiction and has denied an adversarial proceeding amounting to lack of due process.

#### MOTION # 4

Aggrieved Defendant hereby motions the court to suppress all evidence unlawfully obtained by the traffic stop "arrest" by the arresting officer who comes with unclean hands.

The Constitution of the United States forbids that a standing army may be maintained in peace time. Such constitutional abuse of WAR POWERS, if not rebutted by some superior law, will be evidence of such wilful intent to injure the rights of peaceful Citizens.

#### MOTION # 5

My client comes into this court under the American Flag of Peace, and municipality has no express authority to use marital war powers upon this Citizen without lawful declaration. This Citizen also declares that the venue is improper, in that the alleged infraction did not occur upon any municipal property and as such must be dismissed.

MOTION # 6

Aggrieved Defendant hereby motions the court to dismiss the charge for failure to explain the nature and cause of the accusation, thereby leaving the Defendant in ignorance and without aid of knowledge to prepare a knowledgeable defence, and amounts to denial of due process without answering my bill of particulars submitted or covering these questions, basic questions asked of this court.

1. IS MY CLIENT, Am I entitled to a fair hearing?
2. Who has the burden of proof or burden of providing a preponderance of evidence?
3. Am I presumed innocent of every element of this alleged crime or alleged action at hand?
4. Am I supposed to be informed of the nature and cause of the charges and proceedings against me?
5. Is there evidence of a complaining party?
6. Did I violate someone's legal rights?
7. If yes, then please specify which rights I violated.

Is this a Civil or criminal matter and will I see a victim or contract I signed?

MOTION TO DISMISS INDICTMENT ON THE GROUNDS THAT NINTH AND TENTH AMENDMENTS TO THE UNITED STATES CONSTITUTION PROHIBIT PUNISHMENT OF CRIMES WITHOUT VICTIMS.

AS A VIOLATION OF THE RIGHTS RETAINED BY WE THE PEOPLE, TO BE FREE FROM CRIMINAL PROSECUTION FOR POSSESSING A SUBSTANCE HAVING RELATIVELY HARMLESS EFFECTS ON THE USER, OTHER PERSONS OR SOCIETY BUT A POLITICAL TOOL OF PROFIT.

COMES NOW the accused, Greatly aggrieved by counsel, This court and this prosecution 's theft of my time and resources and moves this DIS Honourable Court to dismiss the indictment against me on the grounds that their is no victim to examine, confront or defend myself from. the Ninth Amendment requires this Court to declare 21 U.S.C. §841(a)(1), as it applies to marijuana, paraphernalia, OR OTHER SUBSTANCE unconstitutional on its face, and as applied, constitutes a denial and disparagement of rights retained by the people which the government has no authority under the Tenth Amendment to Infringe. The right to face and cross examine his victim Is rendering me a slave of the state. I state the following grounds for this motion.

I f charged with drug paraphernalia and marijuana in a three-count indictment.

Count 1 alleges that the accused to possess drug paraphernalia The historical foundation and legislative history of the Ninth and Tenth Amendments, as well as rules of statutory interpretation, support the proposition that they were included in the Constitution to afford substantive protection for Un enumerated rights which are retained by the people

Judicial application of the Ninth Amendment since its enactment provides precedent for a substantive interpretation. See, e.g., *Griswold v. Connecticut*,

The standard to be applied in determining whether the activity or behavior constituting victim less crimes are protected by the Ninth and Tenth Amendments should be whether the act or behavior to be regulated causes harm to persons other than the individual engaging in this alleged crime..

Since the latest scientific evidence establishes that marijuana is a relatively harmless drug having no detrimental effects on the individual users or society, BUT what is created by it's regulations, gangs, burglaries, and violence involved in protecting profits this illicit substance brings in. Or unlike prescription drugs, cigarettes, whiskey or a knife. Items that are killing thousands of people with cold blooded efficiency to keep crime profitable. yet the right to possess A harmless substance, regardless of one's intent, is a direct attack on the rights retained by the people under the Ninth and Tenth Amendments.

I MAINTAIN A HUMAN RIGHTS VIOLATION IS BEING COMMITTED ON MY PERSON AS THIS CHARGE PLACES LAW OVER ME, THE INDIVIDUAL AND IS NOT USED FOR MY PERSONAL OR THE PUBLIC PROTECTION BUT FOR PROFIT AND CONTROL.

THIS IS A BLATANT R.E.C.O. RACKETEERING, A PYRAMID SCHEME TO DEPRIVE MY CLIENT OF MY RIGHTS, MY MONEY AND OUR TIME.

These actions are Causing client irreparable mental, emotional and physical damage and I feel you are considering us as less than human and are seeking to destroy in whole or part, My class of people you deem un desirable and according to the UN international treaty Genocide, This is the seeds of Genocide. A grave warning sign that I feel has destroyed countless lives in this enforcement of and persecution of actions designed to manufacture victims, crime and debt. The legal system is the only ones who profit from this and we are forced to pay people who deny us equal protection and due process.

NOTICE AND COMPLAINT BREACH OF OATH

"The people are the Masters of both Congress and Courts, NOT to overthrow the Constitution, but to overthrow the men who pervert it" Abraham Lincoln

ISSUED TO: THE STATE OF NORTH DAKOTA

Public Servants

FROM: ED CURTIS Veteran never relieved of this duty

An American Civilian, A victim, State Citizen and Citizen of the American Republic

I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I take this obligation freely, without any mental reservation or purpose of evasion, and that I will well and truthfully discharge the duties of the office on which I am about to enter. So help me God.

KNOW FOR THE RECORD, This document EFFECTIVE upon receipt, serves notice of malfeasance to any public, executive, legislative or judicial representative of We the People concerning a primary requirement of public office, Breach of: their Sworn Oath to Support and Defend Our Constitution[s] of the United States OR any American of We the People; Breaching their Voluntary Contract[s] and Mandatory Duty[ies] of Support and Defend. The act of promoting, enforcing, legislating, or judging anything contrary to the Constitution of the United States "The Supreme Law of the Land" AND/OR any State Constitution in our COMPOUND REPUBLIC {State & Federal Constitutions, "Federalist 51"} is an Act of Insurrection violating a requirement of public office, immediately suspending all authority granted by the people, punishable by impeachment, recall or removal and charges. Additionally, notification to a judge identifies a Breach of Good Behavior. This document Requires Grand Jury Review of the Government or any other entity thereof. Federalist Papers 83 Paragraph 16 Cl. 2.

Webster's Enc. Unabr. Dictionary © 1989 defines:

I. Insurrection "any" act or instance of...open resistance to established authority.

II. Good behavior 1. Conduct conformable to ALL law and justice.

2. Proper fulfillment of the duties of office, especially, a public office.

All law contrary to Our Constitution[s] the established authority[ies] have no merit and are NOT enforceable. We the people's unalienable rights are beyond the encroachment of mortal man and cannot be violated by mere acts of government.

I. If you, as a public servant have done anything to cause issuance of this notification and complaint, then realize the good faith under which it was issued, the Supreme Law of the Land, Our U. S. Constitution. Article II, Section 4. Removal from Office.

II. If without proof of commission, you pose to act in any official public, executive, or judicial capacity and have NOT taken an oath to support Our Constitution in violation Article VI cl.3, or move in BREACH of same, then anyone so charged could be creating a public nuisance. A List identified Breaches of Oath, Constitutional Transgressions or General Malfeasance ON RECORD. TREASON, CRIMES AGAINST HUMANITY, ACTS OF GENOCIDE, EXTORTION, OFFICIAL OPPRESSION, MASSIVE HUMAN RIGHTS VIOLATIONS, CONSPIRACY, KIDNAPPING, PERFDY FRAUD UPON THE COURT AND SEDITION. Are war crimes, For the good of all, must

be aggressively pursued. ED CURTIS and client

Respectfully Submitted, "With Liberty and Justice for All",

Without Prejudice UCC 1-207; 1-103

CONSTRUCTIVE NOTICE: As we believe that Criminal Acts have taken place, I have reserved the Fundamental Right to Be Heard, as Free Speech in a Court of Record to an impartial jury of my peers a REDRESS of GRIEVANCES. Title 28 USC requires a record to be kept of hearings. Destroying the record (a felony) or refusal to keep oath is a violation of law initiating an automatic reversal or mistrial. Prohibiting the defendant from testifying or challenging his accusers is Destroying the record by prohibitive conversion. Suppression of Truth is FRAUD, therefore the Criminal Obstruction of Justice, attempting to Obtain a False Verdict by biasing the impartial jury, denying a FULL FAIR HEARING is a DISHONOURABLE DEFAULT.

Therefore, attempting to adjudge, legislate, enforce OR SET any "Crime", alleged ORDERS without HONESTY presented by both sides to an impartial jury are EXPRESSLY PROHIBITED, by but not limited to, the "Bills of Attainder Clause" [as Titles of Nobility, Bills of Pains and Penalties, "Fines", Bills of Credit, in violation of the Oath of Office, Breaching Good Behavior, as Extortion, Blackmail and Bribery, Criminal Acts volitive of R.I.C.O, the Hobbs Act; Title 18 § 241, 241 Colorable Law; Reid v. Covert 354 US 1; U.S. v. Throckmorton 98 U.S. 61 pg. 65 and Federalist Papers 83 Paragraph 16 Cl. 2 Federalist Papers 83 Hamilton Paragraph 16 Cl. 2 Willful abuses of a public authority, to the oppression of the subject, and every species of official Extortion, are offenses against the government, for which the persons who commit them may be indicted and punished according to the circumstances of the case.

Federalist Papers 83 Hamilton Paragraph 17 Cl. 2 The Strongest argument in its favor [Trial by Jury] is that it is security against corruption.

Federalist Papers 78 Hamilton Paragraph 7 Cl. 4. The Judiciary, on the contrary, has no influence over the sword or no direction either of the strength or wealth of society and can take No active resolution whatever. U.S. v. Throckmorton 98 U.S. 61 pg. 65 Fraud vitiates the consent of the most solemn contracts, documents and even judgments.

MOTION # 7

The Aggrieved Defendant further motions the court to dismiss for statutory authorization of officer to issue a "NOTICE TO APPEAR", or provide such statute that authorizes such form to be issued by a member of the executive branch. Aggrieved Defendant objects to the martial law war powers summary judgment of this court and lack of due process and I reserve all my rights under the common law including the right to appeal, without cost and do not voluntarily waive any rights to bill for my time and seek damages for Constitutional, human or civil rights violations in the amount of \$10,0000 per violation suffered. Motion to disqualify officials and dismiss all allegations

Now comes Affiant hereinafter referred to as Defendant and moves the court to disqualify the arresting officer, court clerk, prosecuting attorney, and presiding judge for cause shown.

Defendant moves the court to dismiss ALL allegations made by the instant cause as said allegations and subsequent prosecution constitutes an on-going criminal conspiracy against Defendant et al intended to extort monies from Defendant in violation of the due course of the laws of the State. Said conspiracy includes acts on the part of the presiding judge committed in concert and collusion with the prosecuting attorney intended to deny Defendant in the due course of the laws toward: coercing Defendant into entering into a deceptive contract, subjecting Defendant to unnecessary inconvenience by forcing Defendant to submit to multiple appearances held for no legal purpose other than to harass Defendant, demonstrated bias on the part of the courts intended to undermine the confidence of Defendant in the possibility of a fair hearing by the abuse of process wherein Defendant is forced to attend hearings for no legal purpose but rather, for the purpose of subjecting Defendant to abusive treatment by prosecuting attorney, and subjecting Defendant to a deliberate connivance by the court to present the prosecuting attorney as a judicial officer at a hearing wherein prosecutor presides over a hearing to which Defendant has been summoned by court process and is a simulation of a legal process not proper under law but intended to lend the prestige of the court to the improper threats and coercion of the prosecutor in order to extort an improper plea bargain from Defendant., held for ransom. Statement of facts



Defendant received a summons from Officer, ordering Defendant to appear at the County Court for the stated purpose of being brought before a magistrate.

Defendant appeared and entered a plea or for the purpose of meeting with the prosecuting attorney wherein Defendant was insulted, bullied, and coerced by prosecutor in order to deny Defendant in a fair hearing before a neutral court. From experience, My public protector told me, "I WILL Take the plea or HE will help convict me". It is on the jail phone but the phones do not work this way, for me.

#### Improper citation

By the citation issued by the arresting officer, Defendant was coerced into entering a plea to the court. As no law exists which places a duty on any person accused of a crime to enter a plea, said order is beyond the power of the court to demand. Any plea entered at said time may not be said to have been entered into with complete disclosure and free of coercion and bring fraud upon the court. Allegation of coercion

It is not the contention of Defendant that the notice to appear is illegal by its nature as said agreement is clearly authorized by law. It is the contention of Defendant that when said contract was offered to the accused at the time of arrest, said offer of contract must comport with standing law and be offered free of coercion and with full disclosure. The coercion inherent in the offer of a contract by an arresting officer is accepted by Defendant as reasonable under the circumstances of the possibility of physical arrest and said coercion is not the matter brought to issue by the instant motion before the court. Defendant brings to issue the inherent misrepresentation of authority contained in the offered contract supported by fact. The courts of Texas have consistently adhered to the common law doctrine of duress as well as a more modern doctrine of duress of property. McGowen v. Bush, I have pages of reference if needed. The Constitutional authority for the licensing and taxing of PRIVATE automobiles and drivers does NOT exist, and today is largely based on early legal word-games played by lawyers in the state legislatures acting in violation of the constitutional mandate of the "separation of powers." The "motor vehicle" statutes were designed and written to purposely confuse free civilian travel on the public roads with the taxable profession of "driving" -- the hauling of passengers or freight for profit. The motor vehicle statute code is a hodgepodge of self-contradicting, Machiavellian, and calculatedly incomprehensible rules and regulations. The administration of this network of nonsense requires huge armies of government employees, chosen for their innate indifference to other people, and rigorously trained to work at cross purposes with the millions of befuddled and frightened people who labor and suffer in what is left of the private sector. It was and still is folly to put people with these loony ideas in charge of our lives and our destinies. And it is degrading to meekly submit to the torture they put us through as they wrest away our fortunes and our freedoms. Each of the states Department of Motor Vehicles is closer to the Nazi Gestapo than most of us have the courage to admit. The use of the police for intimidation and armed threats to evoke stark fear in the populace is a deliberate strategy. In fact, drivers' licenses are only thinly disguised police ID cards. Do you forget how to drive when moving across town, or into another state? Then why isn't the driver license you got in another state the year you graduated from high school still as "good" as the high school diploma you earned that same year? The answer of course, is that the government through the police, must always know your current address so that they can control you.. By signing, You sign a room full of fraud laws that allows you to be hunted for fun and profit Your food for a greedy, hungry system with one. ANY CONTRACT MADE IN FRAUD IS VOID ANY Contract misleading on its face, enforced by force, and not fully agreed on is void, in honesty and law.

The contract is so structured as to give the appearance of authority to demand a plea from Defendant wherein there is no such authority under law. Had such a contract been offered free of coercion, it is dubious as to rather the contract would be valid considering that it had the effect of enticing Defendant to unknowingly waive a right to not enter a plea, however, having been entered into at the constructive point of a gun, Under the threat of you can go to a cage, there can be no validity to the requirement of a plea accepted under such circumstances. A Special plea waived by capitulation arises.

If Defendant abides by the contract and makes appearance at the court and enters a plea, the right to entering a special appearance is effectively waived. As will be alleged below, the citations commonly prepared by arresting officers are insufficient on their face. If Defendant is tricked into entering a plea, the plea acts to accept the authority of the court and waives the right to appear before a magistrate as

stipulated in the promise to appear. Waiver of a right may not be construed as voluntary if said waiver is secured by trickery or deception by others enforcing it.

#### §31.01. Texas Penal Code

(1) Definitions In this chapter:

"Deception" means: creating or confirming by words or conduct a false impression of law or fact that is likely to affect the judgment of another in the transaction, and that the actor does not believe to be true;

Conspiratorial collusion on part of court officers

It is the contention of Defendant that the requirement of entering a plea was included in the plea offer, in order to circumvent laws which would require some magistrate to hold a proper examination into the sufficiency of the allegation made against Defendant. This practice acts to serve the personal interest and convenience of the magistrate while denying Defendant in the due course of the laws. Improper argument against right to an examination hearing. At this point it is to be expected that the prosecuting attorney will argue that there is no right to an examining trial in the case of an allegation of a violation of a law defined as a misdemeanors. Defendant will stipulate to that there is no such requirement, however, by making such an argument in the instant cause, the prosecutor would defraud the court. The instant assertion does not go the right of an examining trial on the making of an allegation; it goes to the right of an examining trial at the point that the liberty of the citizen is restricted. It is well established that, any time a citizen is restricted at liberty, an examining trial always attaches.

#### §543.005. Promise to Appear; Release

To secure release, the person arrested must make a written promise to appear in court by signing the written notice prepared by the arresting officer. The signature may be obtained on a duplicate form or on an electronic device capable of creating a copy of the signed notice. The arresting officer shall retain the paper or electronic original of the notice and deliver the copy of the notice to the person arrested. The officer shall then promptly release the person from custody.

Any argument that the accused was not arrested must be put to rest by the above as no citation can be issued until such time as the accused had been arrested as indicated by the above statute authorizing the preparation of the "promise to appear."

#### §543.006. Time and Place of Appearance

The time specified in the notice to appear must be at least 10 days after the date of arrest unless the person arrested demands an earlier hearing .

The place specified in the notice to appear must be before a magistrate having jurisdiction of the offense who is in the municipality or county in which the offense is alleged to have been committed.

It is clear from a reading of the above statute that the promise is to appear before some magistrate "having jurisdiction for the offense." Under normal arrest procedures, the arresting officer would be required to bring the accused before a magistrate for some magistrate by Article 14.06 Codes of Criminal Procedure:

#### Art. 14.06. Must Take Offender Before Magistrate

Except as provided by Subsection (b), in each case enumerated in this Code, the person making the arrest shall take the person arrested or have him taken without unnecessary delay before the magistrate who may have ordered the arrest, before some magistrate of the county where the arrest was made without an order, or, if necessary to provide more expeditiously to the person arrested the warnings described by Article 15.17 of this Code, before a magistrate in a county bordering the county in which the arrest was made. The magistrate shall immediately perform the duties described in Article 15.17 of this Code.

A peace officer who is charging a person, including a child, with committing an offense that is a Class C misdemeanor's, other than an offense under Section 49.02, Penal Code, may, instead of taking the person before a magistrate, issue a citation to the person that contains written notice of the time and place the person must appear before a magistrate, the name and address of the person charged, and the offense charged.

In the instant cause, §543.005. Texas Transportation Code allows the officer the option of fulfilling the requirement by allowing the person to bring him/herself before the magistrate. When the person had

brought him/herself before the magistrate, the magistrate must perform an examining trial as prescribed by Chapter 16 Texas Code of Criminal Procedure.

#### Art. 2.11. Examining Court

When the magistrate sits for the purpose of inquiring into a criminal accusation against any person, this is called an examining court.

Magistrates were put in place to accord just this protection and prosecutor would, by making the above referenced argument, mislead the court into denying Defendant in the most basic right a proper examination into the sufficiency of an allegation before being held to answer to an allegation. The requirement is in place, but the magistrate would not see Defendant when Defendant made proper appearance. Defendant was denied opportunity to enter evidence which would show that the cause should not proceed and was, thereby, denied in his right to be free from an improper or unnecessary prosecution.

#### Clerk impersonated magistrate

When Defendant appeared as promised at the court, the clerk of the court, in impersonation of a judicial officer, convened a hearing and took Defendant's plea.

#### §37.11 Impersonating Public Servant [2-10 years + \$0-10,000]

A person commits an offense if he:

impersonates a public servant with intent to induce another to submit to his pretended official authority or to rely on his pretended official acts; or

knowingly purports to exercise any function of a public servant or of a public office, including that of a judge and court, and the position or office through which he purports to exercise a function of a public servant or public office has no lawful existence under the constitution or laws of this state or of the United States.

(b) An offense under this section is a felony of the third degree.

In the instant cause, the clerk of the court impersonated the magistrate and used said implied authority to deny Defendant in the right to a proper examination into the sufficiency of the allegations made against Defendant. Citation fails to adequately notify defendant. By the instant cause, Defendant has been charged with some natural language act. The citation does not stipulate some particular statute so that Defendant may be adequately advised of the charge against same. Arresting officers made no effort to properly charge the accused in traffic matters as it is never intended that the accused ever have the opportunity to challenge the allegation. By denying citizens a proper examining trial, officers are at liberty to make any allegation they please without consideration of judicial oversight violating, separation of powers.

This is a common practice as it is never intended that Defendant have the opportunity at defense as every step on from the point of the citation being issued is so contrived so as to exert undue pressures on Defendant that a plea bargain will be achieved with no question of the propriety of the procedures ever being raised.

#### Citation violates specific law

The citation and promise to appear order Defendant to appear at the court on or before the date stated on the citation. Because of the very nature of the conditions of the promise to appear it is clear the court has no intention of holding a proper hearing when Defendant complies with the conditions of the promise. In the first instance, the court will not have a proper charging instrument available to it that is necessary to invest the court with jurisdiction.

In the second instance, even were there a proper charging instrument before the court, it would be necessary to enter evidence into the court record to support the citation.

In an examining trial, the truth of the accusation may not be based on the accusation alone; such conclusion, if valid, would render the examining trial a useless thing, a mere re-enactment of the earlier determination of whether an arrest warrant should issue. *Ex parte Garcia*, 547 S.W.2d 271 (Tex. Crim. App. 1977). Rather, the state must show that there is a reason to believe that an indictment will be preferred for some violation of the law. *Ex parte Martin*, 119 Tex. Crim. 141, 45 S.W.2d 965 (1932). Thus, the state has the burden of proving that there is probable cause to believe the accused committed the offense charged against him or her. *State ex rel. Holmes v. Salinas*, 784 S.W.2d 421 (Tex. Crim. App. 1990). As the accuser is not expected to be present, it must be construed the court

intended to deny Defendant in a proper hearing and allow the clerk to impersonate a judicial officer in order to deny Defendant in the due course of the laws of the State.

Rights denied toward administrative convenience

The right to an examining trial is undeniably required by clear and long established federal requirements. By attempting to trick Defendant into entering a plea before the clerk as if such a practice were in keeping with the due course of the laws, the accused is induced to waive the right to an examining trial on arrest and the court, in an effort to serve the administrative convenience of the magistrate, has acted to defraud Defendant by the simulation of a legal process.

§32.48 Simulating Legal Process

[0-1 year + \$0-4,000 OR 180 days-2 years + \$0-10,000]

A person commits an offense if the person recklessly causes to be delivered to another any document that simulates a summons, complaint, judgment, or other court process with the intent to: induce payment of a claim from another person; or cause another to:

submit to the putative authority of the document; or

take any action or refrain from taking any action in response to the document, in compliance with the document, or on the basis of the document.

Proof that the document was mailed to any person with the intent that it be forwarded to the intended recipient is a sufficient showing that the document was delivered.

It is not a defense to prosecution under this section that the simulating document:

states that it is not legal process; or

purports to have been issued or authorized by a person or entity who did not have lawful authority to issue or authorize the document.

If it is shown on the trial of an offense under this section that the simulating document was filed with, presented to, or delivered to a clerk of a court or an employee of a clerk of a court created or established under the constitution or laws of this state, there is a rebuttable presumption that the document was delivered with the intent described by Subsection (a). Except as provided by Subsection (f), an offense under this section is a Class A misdemeanor.

If it is shown on the trial of an offense under this section that the defendant has previously been convicted of a violation of this section, the offense is a state jail felony.

The citation issued by the complaining officer has the effect of arrest (see Transportation Code 543.005 supra), in that the Defendant has been restricted at liberty and thereby, at first appearance before the court, has a right to an examining trial to protect the liberty interest of the Defendant. By the improper requirement of an agreement to enter a plea, and the subsequent enticement to enter said plea before the court clerk, the court attempts to circumvent said protection long considered essential to the fair and orderly administration of justice.

Abuse of process

After appearing before the court and after having been tricked into entering a plea, Defendant was summoned to a hearing for the alleged purpose of identifying himself and entering a plea, however, Defendant had already appeared before the court in accordance with the agreement entered into upon signing the citation issued by the arresting office. The court, under the guise of authority granted by Article 28.01 Texas Code of Criminal Procedure, alleged to act under its official authority in order to force Defendant to take a day off work and travel to the court so that the court to have Defendant do what Defendant had already done. If the original appearance before the court wherein Defendant identified himself and entered a plea was not an arraignment, then the original appearance, to which Defendant was summoned by way of the "Promise to Appear," was not a legal hearing. If the original appearance was a legal hearing, an arraignment had already been held. Ordering redundant hearings for the purpose of establishing that which had already been established can only be considered harassment and an abuse of process by the judge by summoning Defendant to a redundant hearing.

Deliberate harassment of defendant

It is the contention and allegation of Defendant that the second arraignment hearing was for the purpose of harassment of Defendant ordered solely because Defendant did not enter a guilty plea. In order to avoid the cost and inconvenience of holding a fair trial, the court engages in harassment tactics in order to greatly increase the burden on the accused so as to coerce a plea bargain.

Prosecutor impersonating judge

Defendant was summoned to a subsequent hearing wherein no hearing was held. The prosecuting attorney held what appeared to be a hearing with no judge present. At said hearing, the prosecuting attorney attempted to coerce a plea bargain with Defendant. When Defendant attempted to assert rights, Defendant was subjected to abusive and threatening treatment by prosecutor.

Specific allegations of wrong-doing

The arresting officer, on coercing Defendant to enter into a misleading contract acted with intent that Defendant be denied in his most basic right to an examining trial in violation of Section 39.03 Texas Penal Code and Section 32.48 Texas Penal Code.

The court clerk, by purporting to hold an arraignment hearing impersonated a judicial officer and caused Defendant to be forced to return for a second arraignment hearing in violation of Section 39.03 Texas Penal Code and Section 32.48 Texas Penal Code.

Presiding Judge effected abuse of process by summoning Defendant to a hearing held by prosecuting attorney wherein Defendant was threatened and berated by prosecutor in order to coerce an improper plea bargain from Defendant, in violation of Section 39.03 Texas Penal Code and Section 32.48 Texas Penal Code.

Prosecuting attorney, in impersonation of a judicial officer, held a hearing to which Defendant was summoned by process, with no judicial officer present for the purpose of extorting an improper plea bargain from Defendant in violation of Sections 37.11 and 39.03 Texas Penal Code.

Where several people act together in pursuit of unlawful act, each one is liable for collateral crimes, even though unplanned and unintended, if those crimes are foreseeable, ordinary and probable consequences of preparation or execution of the unlawful act. *Curtis v. State* (Cr.App. 1978) 573 S.W.2d 219. Criminal Law 59(4)

Arresting officer, court clerk, prosecuting attorney, and presiding judge all acted in concert and collusion toward denying Defendant in the due course of the laws of the State of Texas in violation of Section 15.02 Texas Penal Code.

The purpose of this impressively pervasive requirement of criminal procedure is plain. A democratic society, in which respect for the dignity of all men is central, naturally guards against the misuse of the law enforcement process. Zeal in tracking down crime is not in itself an assurance of soberness of judgment. Disinterestedness in law enforcement does not alone prevent disregard of cherished liberties. Experience has therefore counseled that safeguards must be provided against the dangers of the overzealous as well as the despotic. The awful instruments of the criminal law cannot be entrusted to a single functionary. The complicated process of criminal justice is therefore divided into different parts, responsibility for which is separately vested in the various participants upon whom the criminal law relies for its vindication. *U.S v McNabb*, 318 U.S. 332,343 \*; 63 S. Ct. 608, \*\*;87 L. Ed. 819, \*\*\*; 1943 U.S.

Presiding judge disqualified

The presiding judge in the instant cause, having been accused of the above individual criminal acts and the act of conspiring with others toward the deprivation of the rights of the accused may not be considered free from bias in the instant cause.

Under the doctrine of trespass ab initio, where a party exceeds an authority given by law, the party loses the benefit of the justification and is considered a trespasser ab initio, although to a certain extent the party followed the authority given. The law will then operate retrospectively to defeat all acts done under the color of lawful authority. *American Mortg. Corp. v. Wyman* 41 S.W.2d 270 (Tex. Civ. App. Austin 1931) Thus, a person who enters on real property lawfully pursuant to a conditional or restricted consent and remains after his or her right to possession terminates and demand is made for his or her removal becomes a trespasser from the beginning, and the law will then operate retrospectively to defeat all acts done by him under color of lawful authority. *Williams v. Garnett*, 608 S.W.2d 794 (Tex. Civ. App. Waco 1980).

The rule applies to the acts of sheriffs and other officers, as well as to the conduct of private individuals. *American Mortg. Corp. v. Wyman*

Criminal conspiracy

The arresting officer, court clerk, prosecuting attorney, and presiding judge have all acted in concert and collusion with one another in order to perpetrate a fraud on persons accused of crimes under the Transportation Code. Or other ABC agency list acting in concert toward the perpetration of multiple schemes which have the effect if disenfranchising the public of the due course of the laws, it must reasonable be construed they have conspired toward the indicated outcome.

#### 15.02. Texas Penal Code Criminal Conspiracy

A person commits criminal conspiracy if, with intent that a felony be committed: he agrees with one or more persons that they or one or more of them engage in conduct that would constitute the offense; and

he or one or more of them performs an overt act in pursuance of the agreement.

An agreement constituting a conspiracy may be inferred from acts of the parties.

It is no defense to prosecution for criminal conspiracy that:

one or more of the co-conspirators is not criminally responsible for the object offense;

one or more of the co-conspirators has been acquitted, so long as two or more co-conspirators have not been acquitted;

one or more of the co-conspirators has not been prosecuted or convicted, has been convicted of a different offense, or is immune from prosecution;

the actor belongs to a class of persons that by definition of the object offense is legally incapable of committing the object offense in an individual capacity; or

the object offense was actually committed.

An offense under this section is one category lower than the most serious felony that is the object of the conspiracy, and if the most serious felony that is the object of the conspiracy is a state jail felony, the offense is a Class A misdemeanor.

No claim of accident or ignorance

It may not be construed any of the actors were somehow ignorant of the requirements of the law. Ellis v. United States, as follows: "If a man intentionally adopts certain conduct in certain circumstances known to him, and that conduct is forbidden by the law under those circumstances, he intentionally breaks the law in the only sense in which the law ever considers intent. "He who is threatened by a sane, rational , new point of view. can hardly judge the future. He knew not what he did. Of course, willful conduct cannot make definite that which is undefined. Ignorance only needs curing one time. Willful violators of constitutional requirements, will attack which have been defined, certainly are in no position to say that they had no adequate advance notice that they would be visited with punishment. When this game ends and the acts willfully done on record, in open defiance to facts, logic or law & in reckless disregard of any Human, Civil, Natural, or constitutional requirement which has been made specific and definite. When they are convicted for so acting, they are not punished for violating an unknowable something but the law of all man.

Defendant moves the court to disqualify itself until the resolution of the criminal allegations now prepared and ready for presentation to a jury, North Dakota does not have a grand jury, a court of redress, or an educated jury system that understands these issues of corruptions. I MADE SURE ALL EMPLOYED HERE KNEW. They did not hear us.

Olmstead v U.S., 227 U.S. 485, (1928) which states, "Decency, security and liberty alike demand that government officials shall be subjected to the same rules of conduct that are commands to the citizen. In a government of laws, existence of the government will be imperiled if it fails to observe the law scrupulously. Our government is the potent, the omnipresent teacher. For good or ill, it teaches the whole people by its example. Crime is contagious. If the government becomes a lawbreaker, it breeds contempt for the law; it invites every man to become a law unto himself; it invites anarchy. To declare that in the administration of the criminal law the end justifies the means ... would bring terrible retribution. Against that pernicious doctrine this court should resolutely set its face.

#### II. STATEMENT OF FACTS

##### ACCOUNT CLOSED

Closing balance due: \$0.00

Sincerely, ED CURTIS AND CLIENT KNOW

Affiant hereby and herein accept your oath of office as your open and binding offer of contract to form a firm and binding, private, bilateral contract between you and me in which you agree to perform all of your promises and uphold all of my rights.

Further, I hereby and herein claim my right to common law jurisdiction and refuse statutory jurisdiction. The foregoing "Notice of Acceptance of the Oath of Office" is an instrument in commerce and is made explicitly under reserve and without recourse. Failure to respond to this offer of contract within three business days of receipt establishes your unconditional acceptance of the foregoing and your promise to uphold all of rights. Verification: I declare under penalty of perjury under the laws of the United

States of America that the foregoing is true and correct. Executed at arm's length, under duress, with the intent to protect the public need to report this crime Under whistle blowers laws and protections.

AGREEMENT TO RECEIVE FEDERAL RESERVE NOTES TENDERED AS PAYMENT S.C. 36-3-604 (1)(2) FOR BAIL OR APPELLATE BOND

Affiant , the undersigned judicial officers,

being duly authorized by law to collect money;for Court costs, BAIL, and/or APPELLATE BONDS, which shall be collected in the lawful money of account of the United States only, am aware that money is defined in:

RCW 84.04.060 "Money," "moneys" – (1961 Definition)

"Money" or "moneys" shall be held to mean gold and silver coin, gold and silver certificates. treasury notes, United States notes, and bank notes."

RCW 84.04.060 "Money," "moneys." – (1998 Definition?)

"Money" or "moneys" shall be held to mean coin or paper money issued by the United States government."

I know or should know that the United States government does not issue paper money. I know or should know that the Federal Reserve issues paper money, and loans it to the United States Government thereby making it impossible to pay!!!

"Due process of law does not mean a statute passed for the purpose of working a wrong." DENNIS v. MOSES., 18 Wash. 537, at 595 (February 15, 1898)

"But the legislature specifically disclaimed any intention to change the meaning of any statute. And bringing fraud upon the court and trespass to law.

The compilers of the Code were not empowered by Congress to amend existing law, and doubtless had no thought of doing so ..." Warner v. Goltra, 293 U.S. 155, 161, 79 L. Ed. 254, 55 S. Ct. 46. .

..THE ACT BEFORE US DOES NOT PURPORT TO AMEND A SECTION OF AN ACT,

ONLY A SECTION OF A COMPILATION ENTITLED "REVISED CODE OF WASHINGTON," WHICH IS NOT THE LAW. SUCH AN ACT PURPORTING TO AMEND ONLY A SECTION OF THE PRIMA FACIE COMPILATION OF FRAUD and LEAVES THE LAW UNCHANGED. En Banc." PAROSA v. TACOMA, 57Wn.(2d) 409, 411, 412, 413, 415, 421 (Dec.22, 1960)

RCW 89.30.724 Delinquency and sale in general improvement and divisional districts – Redemption in coin to treasurer – To whom credited "Redemption must be made in gold or silver coin, as provided for the collection of state and county taxes ..."

The power of the state to declare a legal tender is limited to gold and silver coin. All "lawful money" of the United States is not a legal tender for private obligations by the laws of the United States; .

The legal tender and gold contract decisions,taken in connection with the recent case of

Woodruff v. State of Mississippi, 162 U.S. 291 (16 Sup. Ct. 820), are controlling

here." DENNIS v. MOSES., 18 Wash. 537-601 (February 15,1898). And;

Bank Note is defined as "A promissory note issued by a bank or banker authorized to do so. payable to bearer a, demand. And intended to circulate as money." Blacks Law Dictionary (Sixth Edition)

Therefore, it follows that [Federal Reserve] "Notes are not payments." Don E. Williams Co. vs. Comm. Int. Rev., 51L. Ed. 2d 48 (1977). And;

The individual cannot be compelled to use 'federal money,

'nor federal negotiable instruments, Federal Notes (Swanson v. Fuline, 248 F. Supp. 364) the federal reserve being a private corporation (Lewis v. U.S., 680 F.2d 1238 at 1241) which is engaged in commercial activity by law of merchants (UCC 721-1-103) And;

I am aware that it is a violation of law to demand and/or collect any tender except the lawful moneys of account of the United States which is specified at Article I, Section 8. Paragraph 5, and Article I, Section 10. paragraph 1, of the Constitution of the United States of America, which is the supreme law of the land and mandatory for a firm and binding contract upon this honorable court pursuant to article I, section 23 and article VI, section's 4 & 5 of the Constitution and that lawful money meeting these constitutional requirements has not been available to the general public since about 1964.

I know/or should know that Federal Reserve Notes are defined as "OBLIGATIONS OF THE UNITED STATES" at section 8 of Title 18 U.S.C. which are not taxable by the State pursuant to 31 U.S.C 3124 and are not the "lawful money of the United States",

as the term applies in the code and Federal Reserve Notes are not specifically described in the code, because it makes NO promise to pay "money" to the bearer on demand as required by article 3 of the Uniform Commercial Code and therefore does NOT even rise to the level of a note. Further tender is defined as: (UCC) South Carolina Statutes, Chapter 36, Chapter 3, Part 6 Discharge, or Section 36-3-604 - Tender of payment. "SECTION 36-3-604. Tender of payment. Any party making tender of full payment to a holder when or after it is due is discharged to the extent of all subsequent liability for interest, costs and attorney's fees. My time defending myself with no contract or victim is \$500 per hour and \$10,000 per rights violations I encounter or suffer.

(2) The holders refusal of such tender wholly discharges any party who has a right of recourse against the party making the tender.

"A City employee, whether clerk of court Municipal/District/Superior Court judge or any Administrative Law Clerk of this County, must admit that you are a Foreign Agent as defined and described at 22 USC 611,

and that you have sought to defraud me, with a seditious conspiracy to overthrow my lawful government and bring fraud to the people of this county. Have you personally filed with the Attorney General a true and complete registration statement for your oath of office and supplements thereto as required by subsections (a) and (b) of 22 USC 612 I do now, by authority of this court of record in malfeasance, misfeasance, non-feasance and perjury of my rights and duties as a human and by article VI, section's 4 & 5

Oath of Office contract to the State Constitution & Federal Constitution,

I am now forced to make Written complaint to protect me and my neighbors from joining this conspiracy of silence, I did report crime. I ask You return this with wet ink signatures of all names on record that the Affiant is liable to make payment or tender in Federal Reserve Notes in the amount specified. regarding this action/Cause? When will arrest warrant be issued by this county or state for my arrest?

Refusal to sign this demand is a refusal to accept my debt payment tendered, and therefore I have discharged the demanded Amount listed below Pursuant to the authority of SC 36-3-604(2) by refusing to sign acknowledgment of receipt of this NC "36-3-604(1) tender of payment for the "Law Enforcement Agency shall present prima facia proof of a legitimate claim or account settles in full and closes in ten days upon receipt hereof. creditor

**DISHONOURABLE DEFAULT.**

By attempting to adjudge, legislate, enforce OR SET any fee without proof of any Crime, alleged ORDERS without The Truth, The Whole Truth and Nothing but the

Truth presented, WITH HONESTY, by both sides, to an impartial jury are EXPRESSLY PROHIBITED, by but not limited to, the "Bills of Attainder Clause" [as Titles of Nobility, Bills of Pains and Penalties, "Fines", Bills of Credit] in violation of the Oath of Office, Breaching Good Behavior, as Extortion, Blackmail and Bribery, Criminal Acts volitive of R.I.C.O, Monopoly laws, pyramid schemes, the Hobbs and Sherman antitrust Acts; Title 18 § 241, 241 Colorable Law; Willful abuses of a public authority, to the oppression of the subject, and every species of official Extortion, are offense s against the government, for which the persons who commit them may be indicted and punished according to the Supreme law of the land. I, THE "Alleged Accused", give this my "Notice of



Desire to Pay all Fines, Fees, Costs, & Penalties & Void Judgment " to "THE STATE", Through the Clerk of the County district court but it would cause a criminal act and cause much duress. Due to the Constitution of the United States of America, Article 1, § 10, Clause 1, which mandates, "No state shall . . . make any Thing but gold & silver coin a Tender in Payment of Debts", said clause remains UNREPEALED to date, &

Due to the TCCrP 43.02 Payable in money, which states, "All recognizable, bail bonds, & undertakings of any kind, whereby a party become bound to pay money to the State, & all fines & forfeitures of a pecuniary character, shall be collected in the lawful money of the United States only", & Due to 12 USC § 152, which states, " . . . the terms "lawful money" & the "lawful money of the United States" shall be construed to mean gold & silver coin of the United States . . ." & Due to 12 USC § 411, which states, "... Federal reserve notes, to be issued at the discretion of the Federal Reserve Board . . . for the purpose of making advances to the Federal reserve banks through the Federal reserve agents as hereinafter set forth & for no other purpose, are hereby authorized. The said notes shall be obligations of the United States . . . They shall be redeemed in lawful money on demand at the Treasury Dept. of the United States, in the city of Washington, District of Columbia, or at an Federal Reserve bank..." &

Due to 18 USC § 8, which states, "The term "obligation or other security of the United States" includes, all bonds, certificates of indebtedness, national bank currency, Federal Reserve notes, . . . & other representatives of value, of whatever denomination, issued under any Act of Congress" &

Due to 31 USC § 5112, which states, "...The Sec. of the Treasury may mint & issue only the following coins: . . . (7) a 50 dollar gold coin that is 32.7 millimeters in diameter, weighs 33.931 grams, & contains 1 troy oz. of fine gold . . ." &

Due to 48 stat. 2, (March 09, 1933) & 48 Stat. 113, (June 05, 1933) all gold coin was removed from common circulation, at par, at the banks in these united States of America, said statutes remain UNREPEALED to date &

Due to Clark v. State 3 Cr. R 338 (1877) "A promissory note cannot be accepted for payment of a fine",

Additionally, the said alleged debt(s) & / or judgment(s) is/are void by reason of the fact the plaintiff failed to state a claim upon which relief can be granted.

I am constrained by the law from paying these fine(s) and fees... because there is no "lawful money" to be properly & lawfully accepted in the discharge of this (these) alleged debt(s), and or judgment(s).

#### DISCUSSION:

Watch; Police State 4 The Rise of FEMA. It SHOWS The camps are for Foreign agents, It is time to look up, not down at us for sharing this with you.

I mean no disrespect but when you know, YOU KNOW, I see YOU ALL as either useful idiots or the most evil people to ever walk this planet. CHOOSE WHO..

Today, I live in one of the most corrupt counties of the most corrupts of states, in the most dangerous countries that has ever existed, I see, We are BY FAR, The most brainwashed, poisoned, robbed, numbed down, regulated, indebted and enslaved people this planet has ever seen. WE ARE this worlds terrorists. I HOPE, because you were ignorant. The fact is You TOOK my clients earnings, remained silent to Government actions and are a paid professional, These are the only actions that has ever violated my rights, freedoms or threatened my safety. People like YOU DID THIS, you did not stop the ones who did. Without my consent while we paid you to serve and protect US from the very actions this action has committed on me and millions of others, thousands of times, in countless ways, EVERY DAY. Most Officers of the court seem to do things that add no benefit to my life but keep my mind bust defending from the predator kind, hunting me for sport and profit. I can not help but to see your whole concepts of economics, earnings, education, health care or the goals of law and justice as almost 100% backwards and up side down. We wish to turn you right. The world I see is no where near the path you are on. The proof for all is; this world.. I seek to leave NONE OF IT to our kids. One of us is the problem YOUR WILFUL IGNORANCE. OR MY thinking, honestly. I see 2 different mind mentalities, Yours has hurt me and Once you KNOW, you choose.

I see the massive damages your system has created with deliberate actions that scatters accountability respectability and responsibility to the winds so no one can be blamed and everyone can hide behind a fiction called THE STATE . The curtain is falling like the WIZARD of OZZ but with an ignorant, destroyed and very angry world, what will happen when it happens and you have no where to hide? None of the people who made histories greatest tyrants and mass murderers saw the evil they were doing. If ANY ONE in their gang had even a sliver of common sense, human decency, honor, or respect for their neighbor, they would have stood. If you understood what power really is, You would see yourself With Real the stuff. Power is what it takes to own and control your own life, It is a full time job. SEE the POLE sticking in your own eye QUIT trying to cut the sliver in in my clients with a chain saw. I see reality the one this world is NOT IN...YET

Government IS a crazy thing when you can see with open eyes.

You take my money, buy canes, Breaks my legs, sell me a cane at a hefty profit. Then proclaim to all, if it was not for GOV., HE would not be able to walk!

In a civilized society everyone must follow & obey the law, including public servants that are bound by oath, affirmation & bond to uphold the laws of the United States & the State . I cannot concur with the mythology that Federal Reserves Notes are money when the law states otherwise. It is plain & clear, as a matter of law, as stated above, that Federal Reserve Notes, checks & or money orders, are debt obligations & not within the definition of those things allowed by law by this state or to be received by this MUNICIPAL COURT of the CITY OF FARGO State Of NORTH DAKOTA

Notice: Pursuant to TPC, Title 8, § 36.09 (a) "... offers ... agrees ... any benefit ... that he knows the public servant is prohibited by law from accepting. (b) Class "A" Misdemeanor's." Pursuant to TPC, Title 8, § 36.08 Any and all threats to incarcerate (me) for "Failure to Pay" will be deemed to be an attempt to solicit an honorarium, a criminal act. Like extort , defraud perfidy or TREASON

Additional Note: Pursuant to CRANE vs. STATE OF TEXAS case no. 83-1650; the U.S. Court of Appeals, Fifth Circuit held: "We affirm the trial courts findings that the Dallas County system of issuing misdemeanor's capias violated both Texas law & the United States Constitution...." Continuing to violate after 5th Circuit Notice, can be construed as a pattern of criminal behavior under RICO, with intent - severe criminal & civil penalties are available to end This conspiracy but I do not have a REASONABLE, PRUDENT or desire "Notice of Desire to Pay all Fines, Fees, Costs, Penalties or Void Judgment. . I only see and care for THE POINT, YOU WILL un chain your slaves and make them whole. A peoples wealth-based monetary system, is giving, Then TAKING the entire pot. THE POINT IS, How much value did you add to this world? You claim to be my leaders but Their is NO way we will not be at war. Until you leave. You should do it before we throw you out, Who needs neighbor s that lie, cheat, steal and destroy? I DO NOT SUPPORT TERRORISM, and as proven, This Government fiction here IS the only damage I have ever suffered It would violate the law and THE POINT of both law and justice.

MOTION To Disqualify All Judges and For Change of Venue To a United States court of Constitutional authority and respect.

I Move to disqualify ALL Circuit Court judges and for a change of venue to another Circuit Court because of my political views and political history on record in various states that create unavoidable bias against me. This is the only way to have a fair trial and preserve my CLIENTS rights and freedoms, as the law is for.

In closing, NOTICE OF Human right treaty violations

To: The clerk of court, Please pass this to the governor and to the secretary of State, Not THE STATE a religious association. whereas I have exhausted all my domestic remedies within THE STATE. I now give you notice I MUST CHARGE The county of WITH human rights violations. For each and every official's refusal to uphold the constitution. Please inform your sheriff you have disgraced , violated, and failed to keep your word or uphold the law of the land and the legislators have failed to remove you from office for failure to up hold the law. The county Commissioners and the county judges failed to uphold the law, The Sheriffs, Marshals, Police, or military do not collect their pay in gold or silver thus violating their oaths. The right to due process by law and for the good of society in general, It is time for you to leave me alone. I would be a criminal if I aided a gang of criminals terrorists that has taken my Liberty my property and have damaged me

mentally, physically, educationally, economically, religiously, and permanently. My property, My time, and my security has been used, stolen and destroyed. You have used abused, oppressed, kidnapped and violated me with no care, concern, or thought of what your actions did to a lot of lives. Their is no protection, no redress, compensation, No Bill of Rights, expectation of justice, or doubt of your motives. Your 17 million A POINT laws are THE LAW. YOU do not mandate a constitutional court of due process law or a court be available to any one but at your leisure as their is profit in these cages you built for us to be safe.. All courts shall be open, and all person or reputation, shall have remedy by due course of law. Or their is to be no laws impairing the obligation of contracts, Slavery, Treason, or law means anything any gun can grab.Their is No debtors prisons, We will be heard, No tidal of nobility, or a cent of real wealth in any bank. We eat poisoned foods, water, and air. The world hates us because we are free and the list is endless of how upside down we have really become. WHY did everyone stand when a guy in a black dress walked in? EVERYONE, but I WHO STOOD, stood, While everyone sat? To add insult to injury, they all called them "HONOURABLE".And YOUR HONOR? "What part of shall not be infringed" Confuses you? There shall be established in each county in this State a County Court, which shall be a court of record in each county, with qualified County Sheriff, who shall be well informed in the law of the State and bound by oath. So what is the need with all these people Taking my earnings to protect and defend my rights? Then taking them whenever they want? Tricks like All rights reserved, without prejudiced , the CONSTITUTION, LAW or DUTY when all these people are taking my time, my wealth,and security to protect me from who? I SEE the hundreds of scams and schemes to keep US defending from the 17 million A POINTS,you use, forcing us into Defending FROM your actions. I SEE YOU, THE POINT; Of life, of freedom, Law, Justice, wealth, The knowledge of Good or evil, lawful or criminal, heaven or hell is not in any of you with your system training s? What gives ANYONE, in, ANY WAY, even the right to think they have a right to treat another fellow human this way? What ever, you think you fix, you destroy, by design. I possess NEW, solid ground that this read will show the post in your eye. Will we hunt you down and punish you as NOT ignorant barbarian? YOU have done WITH A MALICE that clearly reveals the flaw in reasoning a mile deep and 2 miles wide.

A right is not given or taken from anyone that lives in actual reality without a crime and that is proof that this court is dangerous and in on a world wide seditious conspiracy to overthrow MY GOVERNMENT. That if I did to you, THE EXACT SAME WAY, I would be prison. ANY thought to even think that you have a right when bound by contract is violated, the right to force your beliefs on me with a swat team working for some of the most dangerous people this planet has ever faced is no longer done in ignorance..

#### FEE SCHEDULE:

A. Ten (10) troy ounces of .999 pure gold (or its equivalent) per violation of any of my unalienable rights under any and all circumstances. Included in these rights hereby claimed are my right to make use of roads, buses, train, and air stations; the right to engage in trade and habitation peacefully.

B. One (1) troy ounce of .999 pure gold (or its equivalent) per hour at a rate doubling every 24 hours for any of my time consumed in detention, imprisonment, or attempts by an employees/public officers/magistrates/judges/agents/citizens to establish jurisdiction over myself or my family or my guests without my express written consent.

C. One (1) troy ounce of .999 pure gold (or its equivalent) per hour for any of my time consumed while being 1) detained by any man/woman acting under color of law; 2) stopped by any statute-enforcing officer from any legal department and/or corporation.

Let it be clear that a people is not a person; a person is not a people. True sovereignty in America and within all free nations on Earth lies with the living and breathing people who have all rights endowed by our Creator, God. Citizens are subjects of the Federal, State, and Local municipal government corporations. Citizens have consented to exchange their unalienable rights for privileges and immunity. Let it be clear, therefore, that I do not delegate my rights nor do I consent to be treated as a Citizen. Further, I am not, nor is anyone in my Family, an Animal. Or "Person in your statues and codes. Let it be clear that I am not a person/citizen/employee/officer and/or subject of any corporation,

which may be operating under color of law. Let it be clear, therefore, that I hereby declare that I am one of the people, the competent and sovereign power that controls all governments. Let it be clear that I am endowed by my creator, God, with unalienable rights as vested by God in the people within these united states of America.

This is a lawful paper to be enforced by the people and for the people on the land commonly known as America, in any court within a state known as North Dakota and in any court within this union known as the united states of America. The Supreme Court has stated, 92 US 551: US v Cruikshank, "The people of the United States resident within any State are subject to two Governments: one State, and the other National; but there need be no conflict between the two. The powers which one possesses, the other does not. They are established for different purposes, and have separate jurisdictions. Together they make one whole, and furnish the people of the United States with a complete government,

ample for the protection of all their rights at home and abroad. True, it may sometimes happen that a person is amenable to both jurisdictions for one and the same act...It is the natural consequence of a citizenship which owes allegiance to two sovereignties, and claims protection from both. The citizen cannot complain, because he has voluntarily submitted himself to such a form of government." We never knowingly, willingly, or with any disclosure submitted to anything. How can fraud, backed by force be law?

#### NOTICE OF FEE SCHEDULE FOR PROTECTION FROM CORPORATE ABUSE, FALSE ARREST, VICTIMLESS CHARGES, AND BILLS OF ATTAINDER

Let it be clear that the preceding statements do not pertain to me alone, a people. I am not a "people of the United States," which is a corporation, nor am I a legal or corporate person as described above. Let it be clear that I do not consent to this form of de facto corporate government, and that I am not submitting myself voluntarily to it.

On the contrary, I am a people as recognized in America's founding documents, including the Magna Carta, The Articles of Confederation, the Declaration of Independence, and the original Constitution for the united states of America.

I am putting it in this AFFIDAVIT OF HONESTY To cure the ignorance of WHY THIS IS NEEDED HERE. Our slavery, Is a war crime. Once you know the truth, you choose who and what you really are, that goes for everyone. Because most do not know, We are the most brainwashed, robbed, regulated, poisoned, dumb ed down, bankrupted, enslaved and destroyed people in the history of the entire human race. Is why we are. We contracted because WE WILL NOT LEAVE THIS TO OUR KIDS. Just read the declaration of independence, them people had it good. .

AFFIDAVIT OF HONESTY PUBLIC RECORD. I Ed Curtis, A lawfully, legally contracted fiduciary for the person who submitted this to you, now in distress. We come in peace and the same mission as you. To serve and protect our neighbors. My client contracted with me freely.

Fiduciary for the accused.

"UNDER PENALTIES OF PERJURY".

Under God's laws there is no contract between me and the US. The COURT OF THE CITY nor any working for the Federal, State, or City Corporation. Therefore now having joiner under the same flag and God in a firm-binding contract. I demand you uphold your end of the contract as laid down by our Creator in His Holy Word and declare in the organic Constitution(s) and subsequent State Charter(s) with all other Oaths and Affirmations notwithstanding, including any registration with the Secretary of State as being a Foreign Agent. Therefore you are now liable for the protection of all my sovereign reserved rights in the common law and commerce, which are inalienable, unalienable, and imprescriptibly rights. Absent the above stated contract, I do not know who you are nor do I understand the intent of your document nor can I make a legal determination about what you are asking. Absent the above stated contract you and I have, I do not recognize you, for you have failed to identify yourself as one with delegated regulatory authority over me or made your offer under the penalty of perjury, Without the above worded contract, you must be a Third Party Foreign Debt Collector, and you are hereby Fired in your attempt to represent me or client. I DO NOT SPEAK GOVERNMENT. I did not give you permission to make a legal determination against me. So, I do not believe there is any legal or lawful significance to your correspondence, whatsoever. I do not believe

there is a legal duty or lawful duty to do anything you have stated or said in your action, whether it is to file some sort of form, pay some fine, or pay some tax, or give up something. Your correspondence is beyond me for you act as one/many that has authority NO to. Please mail your document. Without obtaining my permission and do not fail to sign your offer in ink stating your authority or sign under the penalty of perjury.

Absent your adherence to the above Contract, I do not recognize you or understand what your intent is in your document or action. Within the 3 day Contract Law, first, under the above contract, show me the law and intent that requires a living soul and sovereign and American, to do whatever it is you are trying to do. I make this redraft of your offer back to you under contract law and the penalty of perjury, 3 days and we have the above contract, 7 days you have defaulted, 10 days, I have a Summary Judgment. I have also accepted the STATEMENT OF ELECTED/APPOINTED OFFICER/Oath of Office of the Corporate State, Mayor of the City of

NOTICE OF NON-RESPONSE SE

Be it known to all interested parties that there has not been any timely response to AFFIDAVIT OF HONESTY

\_\_\_\_\_ dated 20\_\_,

Client and ED CURTIS by Ed Curtis; such response to have been made to:

c/o Notary Acceptance (Notary name) a Notary Public

I wish EVERYTHING in this file for discovery in 10 days mailed to

Mail to : Ed Curtis

924 5th street S.

Fargo, N.D. [WANNABEHERD@OUTLOOK.COM](mailto:WANNABEHERD@OUTLOOK.COM) I will supply 6+ gigs of study with

an email dismissing this. In the best interest of my client. I put this together as a show of overwhelming force I hope you will fully understand what massive damage ignorance has created to this world. I wish you the best and hope this knowledge cured you. I ask for you to dismiss this. Send me a tip if this slap in the face woke you up, or for 20 bucks, I can send this to 25 thousand contacts! I have 6 gigs of library collected over the years all on line and free, Write me and I will send you in the right direction and undo the wrongs, you did. YOU are in the perfect place to change the world before the UN TROOPS come and ..well.. They can not arrest a fiction. THE STATE cover will not protect you from your actions.

affidavit of honesty NO FEAR! give this to ALL victims; OF THE COURT IN COURT ON RECORD<ASK<

Can I be heard on this court record? yes or no? TALK LOUD MAKE THEM!

{Always wait for them to answer on record} Knowledge= NO FEAR

Is this an article 3 constitutional court of due process? yes or no?

"Is this a civil or criminal court I am being prosecuted in?" if

CRIMINAL COURT: I wish to confront my accuser and call my victim to the stand, I do not recall any of this crime I have committed?

CIVIL COURT: I wish to examine this contract this court claims I knowingly and willingly signed with anyone that would give this court lawful jurisdiction to pursue these charges? You are being paid to protect and defend my rights, WHY AM I HERE? people in this court have no excuse, you know the law. I ask this court one more time, produce a victim or contract that I have violated. I do not work for THE STATE and am under no contract that gives this court jurisdiction or proof of claim on my time I am here under threat of arrest and duress.

MORE VALUABLE AND NEEDED THAN OBAMACARE, give this to everyone you know!!

FREE FULL LEGAL PROTECTION FOR ALL HUMANS ON VICTIMLESS CRIME SPREES! THE ONLY KNOWLEDGE LAW TOOL YOU WILL EVER NEED! THE HONESTY AFFIDAVIT, simply PRINT, STUDY, SIGN AND YOUR TRIGGERED FOR BATTLE, FOR CAR AND HOME, OR COURT DO NOT LEAVE WITHOUT IT more tools for fun and profit? Get the honesty affidavit into all in your court! THE STATE . VS TRUTH, THE LAW & JUSTICE FOR ALL. THEY FORCED US TO MAKE OUR CHOICE, MAKE YOURS. Please key in Silent weapons for quiet

wars, We DO meet the definition, VICTIMS OF; GENOCIDE, TREASON, CRIMES AGAINST HUMANITY, BREACH OF CONTRACT, CONSPIRACY, TERRORISM, TO NAME A FEW PROVABLE CHARGES. I have proof in my files I collected over the years. WAR CRIMES ARE FOREVER. THIS IS SERIOUS ..SILENCE is not an option. We live in fear, STANDING ON THE LAW WE PAY FOR? For crimes against a fiction of THE STATE? They want us in jail until we give, we want the same. IT IS IN MY BOOK. please read Our story and stand, Download <http://www.scribd.com/doc/86540276/New-but-Old-Knowledge> my free book & study this, It applies to all. Every action has a reaction.

THEY HAVE IGNORED EVERYTHING AND CHARGED, US FOR TELLING THEM, THIS AFFIDAVIT ON LINE <http://www.scribd.com/doc/223255053/AFFIDAVIT-OF-HONESTY> On my site: <http://thefax.webs.com/> Everything that was done before the fall of the Nazi's was legal and right, until justice returned, These people took an oath and OUR PAY. WE do not support terrorism, DO YOU? I have NEVER met a more dangerous and destructive bunch. THEY ARE OUR ONLY FEAR HERE; It was not done in ignorance, I TOLD THEM, THEY CHOSE. watch; <https://www.youtube.com/watch?v=fMIm9ILvhCU> THESE VIDEOS WILL TAKE YOU TO YOUR PERSONAL NEW WORLD ORDER!

[https://www.youtube.com/watch?v=eVPAEoiN0\\_w](https://www.youtube.com/watch?v=eVPAEoiN0_w)

The psychopath, You will never know UNTIL YOU learn to see them.

<https://www.youtube.com/watch?v=Q4AKkf97fcE>

Was Your Oath Sincere?

<https://www.youtube.com/watch?v=IkIKDKtRQuY>

The Declaration of Natural Rights

<https://www.youtube.com/watch?v=E3dq6he5eqQ>

TURNING POINT FOR HUMANITY !!! It is DONE!!!

This one is YOU

<https://www.youtube.com/watch?v=pK2WJd5bXFg>

The Greatest Speech Ever Made - Charlie Chaplin

THE STATE of North Dakota all deserve it, their deliberate indifference STOLE everything from us. They are terrorists in every sense of the word. To start cleaning up this country, START HERE. Treason against the United States of America

Violation of Your Sworn OATH of Office

You, as a Public Official, who has Sworn an Oath of Office, to Defend, Protect, and Preserve the Constitution for the United States of America against all enemies, both Foreign and Domestic, as well as its Citizens, and to Honor it as the Supreme Law of the Land; defined by Law as one owing Allegiance to the United States of America in your position of Public Trust.

Your failure to honor your Sworn Oath (documented by the within named Plaintiff) fulfills the requirements of an Act of Treason as cited in the United States Constitution, to wit: "in levying war against them [the States and "We the People"], or, in adhering to their enemies, giving them aid and comfort." TREASON, by law, is punishable by the Death Penalty.

Thus, any violation one's Oath of Office, by those Sworn and paid to Honor the Constitution for the United States of America, is an overt act of treason against "We the People."

Such acts are in contempt of the law, affecting other Public Servants who may 'go along - to get along,' leading to the loss of confidence in Government and eventual corruption in Government. If lawlessness continues un-reported and un-punished, tyranny becomes king and Government the Master. If enough citizens, patriots, and Christians understand this traditional love for Life, Liberty, and the pursuit of Happiness, traditional in America - this will not happen. You, (the Accused, are now put on notice by this letter, that your act(s) of Treason are now part of the Public Record and war crimes are forever.

This letter is delivered to you, the Accused, showing that there is a legal file being prepared for your prosecution. The responsibility to document your Act(s) of Treason rests with the Plaintiff. The Plaintiff has a legal obligation to make your Act(s) of Treason known to Government Officials. (18 USC Section 4) and the moral responsibility to post this Notice in

public places near your place of business, or in the areas of your residence, as a Public Service. All local media will, also, in this process, be fully informed.

For your information, this letter will be entered as a Court Exhibit, in addition to other evidence, to document your Act(s) of Treason against "We the People," when formal charges and proceedings are filed against you. An Act of Treason against one individual, by another - is an act against all. I was wrong thinking these people would stop and think what they were doing.

TO START I think an educated society will end crime, These people think it would hurt their game, Under power of HUMAN honesty, I AM DEMANDING THE ARRESTS OF;

Police Chief Keith A. Ternes [kternes@cityoffargo.com](mailto:kternes@cityoffargo.com)

Judge SCOTT GRIFFIN [SGriffeth@ndcourts.gov](mailto:SGriffeth@ndcourts.gov)

SHERIFF PAUL LANEY, [laneyp@casscountynynd.gov](mailto:laneyp@casscountynynd.gov)

States attorney BIRCH BURDICK [burdickb@casscountynynd.gov](mailto:burdickb@casscountynynd.gov)

Either the UN TROOPS or YOU need to fix it. These are war crimes. YOU ALL are only in power until this money system falls. IT Was set up to float the scum to the top on every level and way, To build heaven or hell. IS TIME EVERY ONE CARES IT IS TIME TO LOOK UP & SEE! We are the most BRAINWASHED, ROBBED, REGULATED AND ENSLAVED people to ever walk this planet. Please watch; <https://www.youtube.com/watch?v=63zZ6I0QiO8> YOUR OATH IS YOUR WORD. Who respects traitors ? WHO would help the people who did it to us all but other criminals? Where will you stand when this falls? Prison, Grave, Gallows or WITH US?

A crime takes a victim for EVERYONE'S protection. When law is for all, Equally, WHERE WILL YOU BE? <http://www.lawfulpath.com/ref/ovk2k-scan.pdf>

OPERATION VAMPIRE KILLER IS NEEDED BY ALL IN THE LAW ENFORCEMENT INDUSTRY See the reading room of the Lawful path site and help educate. We know who YOU are. THAT IS WHY WE CONTACTED YOU. TO GET YOUR FREE DROP BOX, I will share more studies. <https://db.tt/MXcCvgMf>

The PRIVACY ACT OF 1974 (Public Law 93-579), empowers citizens to require full, written disclosure from a government officials who seeks information. Citizens also have the right, not to testify against themselves. Thus, when "the government" comes I have the right to have answers. Public Law 93-579 is to provide certain safeguards for an individual against invasion of personal privacy "The following questions are based upon that act and are necessary for this individual to make a reasonable determination concerning divulgence of information to this agency. Name of ALL public servants involved in this cause:

Please add all the NAMES and email contacts answers on a separate piece of paper as sworn testimony for discovery, :

\_\_\_\_\_ Name of

person in government requesting that this investigation be made?

Is this investigation "general?" or is it "special?"

DEPT; \_\_\_\_\_ ID# \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_

NAME \_\_\_\_\_

\_\_\_\_\_ Personal Name And of department of government, bureau, or agency by which public servant is employed:

Supervisor's name: \_\_\_\_\_

Office mailing address:

Will public servant uphold the Constitution of the United States of America? Yes \_\_\_\_\_ No

WILL public servant furnish proof of personal identity? Yes \_\_\_\_\_ No \_\_\_\_\_

furnish a copy of the law or regulation which authorizes this investigation? Yes \_\_\_\_\_ No \_\_\_\_\_

Will the public servant read aloud that portion of the law authorizing the questions he will ask? Yes \_\_\_\_\_ No \_\_\_\_\_

Are the citizen's answers voluntary Or Mandatory?? Yes \_\_\_\_\_ No \_\_\_\_\_

Are the questions to be asked based upon a specific law or regulation? \_\_\_\_\_  
or are they being used as a discovery process? Yes \_\_\_\_\_ No \_\_\_\_\_

What other uses may be made of this information? \_\_\_\_\_  
What other agencies may have access to this information? \_\_\_\_\_ What will be the effect upon me  
if I should choose to not answer any part of these questions? \_\_\_\_\_

As a contracted fiduciary of the person who this was designed to protect, I ask every chain of event officer of this action to fully identify themselves for my personal record of events this material explains. please mail answers to Ed Curtis 924 5th.st. S. Fargo, N.D, An historic event will be taking place and we wish to be HONEST

It would be a crime not fully identifying yourself on public record or us not reporting the crimes presented here for the good of the public.

Please accept this written request for a certified copy of your personal Oath of Office and copy of your Surety Bond, which is required of any public official. You have three days to provide these documents or you are in default.

Ed Curtis 924 5th street S. Fargo, N.D.

Please make copy for every chain of event officer on this.

I NEED to get this fixed and mass emailed out! I sent this through <http://www.gorillacontact.com/pricing.php> . If you help, this war will be over sooner. I collected over 200 million contacts but NO MONEY, My car, business, career, Family and life have been destroyed because no one knows this stuff? I will send if you contact me, I will send the info for credits to my account and give 6 gigs of study material to start your public library! ONLY THE EDUCATED ARE FREE, everyone is a threat to all until educated. They can not do it in the light, SHINE BRIGHT!!! I will NOT leave this to our kids, will you?

For \$20 bucks, I can send 25 thousand emails to help your cause and educate your friends and neighbors. If you send me your local area codes, I can gather the list and promote for you! Your fixed freedom add!

PROOF OF SERVICE



Signed; \_\_\_\_\_ Sui Juris, Belligerent Claimant

I \_\_\_\_\_, A legal citizen of the United States do hereby declare my legal and rightful individual sovereignty from any Government and it's agencies that are in tyranny. NOTICE TO PRINCIPAL IS NOTICE TO AGENT; NOTICE TO AGENT IS NOTICE TO PRINCIPAL

date \_\_\_\_\_ Case ; \_\_\_\_\_

State: \_\_\_\_\_ County: \_\_\_\_\_

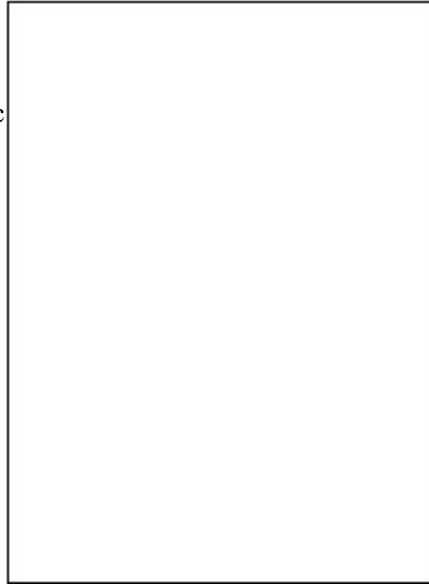
Witness;



Before me, \_\_\_\_\_, a Notary Public, on this day personally appeared \_\_\_\_\_ known to me or proved to me with valid identification to be the individual or living soul whose name is subscribed to the foregoing instrument and acknowledged to me that he/she executed the same for the purposes and consideration therein expressed. Given under my hand and seal of office on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
(Seal of Office)

Signature of Notary Public



My Commission Expires: \_\_\_\_\_