

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

FILED
UNITED STATES DISTRICT COURT
DENVER, COLORADO

Civil Action No **'08 - CV - 01296**

JUN 19 2008

Ronald Roy, Hoodenpyle / Trustee
for the High Chaparral Holding Trust

GREGORY C. LANGHAM
CLERK

Petitioner

v

Defendant

U.S. Bank National Association,
As Trustee for the Structured
Asset Investment Loan Trust
Castle Meinhold & Stawiarski John and Jane Doe 1-20

RECEIVED
UNITED STATES DISTRICT COURT
DENVER, COLORADO

JUN 5 - 2008

GREGORY C. LANGHAM
CLERK

NOTICE OF REMOVAL TO WE THE PEOPLE
COMMON LAW COURT

Petitioner, Ronald Roy, Hoodenpyle, a native born American, Trustee for the High Chaparral Holding Trust, and for Matthew Jared, Hoodenpyle, One of We the People, of the Colorado State Republic. Propria Persona.

Reason for the case, Petitioner states as follows:

1. In reference to the property located at: 4050 Ruskin Way - Colorado Springs, Colorado 80910. The above mentioned property was the subject of a Rule 120 Hearing in the El Paso County Courts for an alleged default of payment.
2. On the date of November 13, 2007 The Plaintiff filed By Registered mail RA 218 053 260 US a Letter of Credit to America Servicing Company, for the discharge of the debt on the above mentioned property.
3. The defendant, has failed to recognize the Letter of Credit nor has the defendant complained of the form of instrument used to discharge the debt that was tendered, in a timely manner. Attachment (A)

4. There is a distinction between a Debt discharged and one paid. When discharged, the debt still exists, though divested of its character as a legal obligation during the operation of the discharge. Something of the original vitality of the debt continues to exist, which may be transferred even though the transferee takes it subject to the Disability incident to the discharge. The fact that it carries something which may be a consideration for a new promise to pay, so as to make other wise worthless promise a legal obligation, makes it subject of transfer by assignment. *Stanek v White* 172 MINN 390,215, N.W.784. See HJR 192, Attachment (B)

5. Until Congress does its job and returns Constitutional American dollars, Gold and Silver Coin back into circulation, I cannot be denied the same right to discharge this bill in the same kind of money Congress and the Federal Reserve Banks use to discharge their debt. Article 1 Section 10 of the United States Constitution, and the Colorado State Constitution, Article 15, it cannot be paper money. Attachment (C)

6. The El Paso County Courts have failed to recognize the true Legal Character of the Plaintiff. Attachment (D)

7. The El Paso County Court in case # 2007CV7072 has failed to allow Ronald Roy Hoodenpyle / Trustee, Due Process of Law.

8. The El Paso County Courts and the attorney's have failed to acknowledge many Constitutional issues, one under Article 7 of the Constitution for the United States of America, others are the I, V, VII, IX, XIII, and XIV, of the Bill of Rights, that Mortgage foreclosure action can only be tried in a Court of Common Law, and State Legislature has no Constitutional authority to provide, by statute, that mortgage foreclosure action shall be Equity action. This was denied repeatedly by Magistrate Erler who has no authority in any Constitutional issues.

9. The Plaintiff has exhausted repeated attempts to move the Court to allow Plaintiff to receive Due Process to no avail, it was denied by Magistrate Erler who presided from a vacant office which violated the Colorado State Constitution Article 12 Section 8-9-10, making any decision of his, Null & Void. Attachment (E)

10. Magistrate Erler was verbally and by notice to the Court in documents to recuse himself from the beginning due to his bias and prejudice remarks and continued to defy that request bringing, Fraud Upon the Court, violating Section 455(a) of the Judicial Code 28 U.S.C. which requires a Judge to recuse himself in any proceedings in which his impartiality might be questioned. He obviously believes that he is above the Law of We the People Judges, and the Constitution and the Bill of Rights and instead has committed War against the Constitution. Attachment (F)

11. The Magistrate, attorney and public trustee are in violation of title 18 U.S.C., Section 241. When they were notified that we were one of We the People of the Colorado State Republic and not to be tried in Admiralty Maritime Jurisdiction, this means that the States do not have any jurisdiction in admiralty maritime matters at all over a Common Law citizen. Congress enacted the Limited Liability ACT on March 3, 1851 it is codified at Title 46 U.S.C. Code, Section 181-189, which the lower Courts constantly ignore. Attachment (G)

12. This lower Court has tried to force the Marxist Communist Manifesto and the Ten Planks upon us, as one of We the People Common Law, and to overthrow the Constitution of this great country and the Bill of Rights. Attachment (H)

13. All law (rules and practices) which are repugnant to the Constitution are void, Marbury v Madison, 5 U.S. (2 Cranch) 137, 180 (1803)

14. The lower Court lacked Jurisdiction and forthwith there case should be dismissed for proceeding without personum jurisdiction.
Therefore the Plaintiff requests the United States District Court of Colorado to order a stay of foreclosure of the above mentioned property until such issues can be addressed.

Dated this 4th day of June, 2008

Respectfully,


Ronald Roy Hoodenpyle / Trustee
High Chaparral Holding Trust

HIGH CHAPARRAL HOLDING TRUST
P.O. Box 26571
Colorado Springs, Colorado [80936]

\$245,000.00

LETTER OF CREDIT

\$245,000.00

Via registered mail # RA 218 053 260 US

Nov. 13, 2007

ASC & All Affiliates
American Servicing Company
P.O. Box 10388
Des Moines, IA 50306-0388

Re: Loan Number 1100152957

**Property: 4050 Ruskin Way
Colorado Springs, Colorado [80910]**

Attn: Payoff Unit / All Agents

I, Ronald Roy, Hoodenpyle, Trustee for the HIGH CHAPARRAL HOLDING TRUST, a Colorado state Citizen, as evidenced at reception numbers 207087232 through 207087238 is an inhabitant in Colorado state as created by the Enabling Act of March 3, 1875, and Presidential Proclamation recorded in reception number 205201896 declaring Colorado a state on August 1, 1876. See Attachment A & C. I am creating this irrevocable LETTER OF CREDIT for loan number 1100152957 in the amount of **\$245,000.00 with America's Servicing Company**, for the purpose of discharging loan number 1100152957 as per statement dated 10-16-07, attached.

As long as paper has been declared money, then I have the right to pay this bill in kind, paper for paper, the same kind of money the IRS accepts as created by the Federal Reserve Banks that Congress allows the Federal Reserve Banks to use as money for the federal government and it's corporate persons.

Until Congress does it's job and returns constitutional American dollars, gold and silver coin, back into circulation, I cannot be denied the right to discharge this bill in the same kind of money Congress and the Federal Reserve Banks use to discharge their debts. Money in the united States of America is gold and silver coin and that is guaranteed to a Colorado state Citizen at Article 1, Sec. 10, Cl. 1 of the United States Constitution of 1787. It cannot be paper money.

The government has chartered Federal Reserve Banks that are private corporations, and have allowed these Federal Reserve Banks to create their paper money in order to pay their debts to We the People. So, by operations of law, government cannot deny Me the same right to create My debt to discharge government debt.

Attachment A


There are no Constitutional dollars in the Federal Reserve Banks. I am tendering you My paper money, an irrevocable LETTER OF CREDIT, which must be accepted until Congress puts the American dollar back into circulation as the United States Constitution of 1787 demands.

The fact that I have never been paid for any goods or services that I produced since the New Deal came into effect in 1933. I have accounts receivable in the Treasury of the United States that I can draw upon to discharge the mortgage in the amount of \$245,000.00, loan number 1100152957, guaranteed by HJR 192, June 5th, 1933, incorporated by reference herein and attached hereto as Attachment B. There has been no lawful gold money since 1934 and no lawful silver money since 1965, and since I have never been paid in lawful money for all goods and services produced in My lifetime, I therefore, have accounts receivables in the Treasury of the United States to draw My irrevocable LETTER OF CREDIT upon to discharge this mortgage.


This irrevocable LETTER OF CREDIT drawn on the United States Treasury of the Corporate United States and signed by the maker and it shall be used by **America's Servicing Company** to discharge loan number 1100152957.

Therefore I am creating My irrevocable LETTER OF CREDIT in the amount of \$245,000.00 to be presented to the United States Treasury to discharge the billing that **America's Servicing Company** has presented to me in the amount of Two Hundred Forty Five Thousand Dollars.

Dated this 13th day of November, 2007


Ronald Roy, Hoodenpyle
Trustee for High Chaparral Holding Trust
One of the Citizens for the Freely Associated Compact states

I **Ronald Roy, Hoodenpyle**, being of lawful age and of sound mind affirm under penalty of perjury, declare that what I have written in this LETTER OF CREDIT to be true and correct.


Ronald Roy, Hoodenpyle
All Rights Reserved

June 5, 1933 [H.J.Res. 192]

To assure uniform value to the coins and currencies of the United States.

Whereas the holding of or dealing in gold affect the public interest, and are therefore subject to proper regulation and restriction; and

Whereas the existing emergency has disclosed that provisions of obligations which purport to give the obligee a right to require payment in gold or a particular kind of coin or currency of the United States, or in an amount in money of the United States measured thereby, obstruct the power of the Congress to regulate the value of the money of the United States, and are inconsistent with the declared policy of the Congress to maintain at all times the equal power of every dollar, coined or issued by the United States, in the markets and in the payment of debts. Now, therefore, be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) every provision contained in or made with respect to any obligation which purports to give the obligee a right to require payment in gold or a particular kind of coin or currency, or in an amount in money of the United States measured thereby, is declared to be against public policy; and no such provision shall be contained in or made with respect to any obligation hereafter incurred. Every obligation, heretofore or hereafter incurred, whether or not any such provision is contained therein or made with respect thereto, shall be discharged upon payment, dollar for dollar, in any coin or currency which at the time of payment is legal tender for public and private debts. Any such provision contained in any law authorizing obligations to be issued by or under authority of the United States, is hereby repealed, but the repeal of any such provision shall not invalidate any other provision or authority contained in such law.

(b) As used in this resolution, the term "obligation" means an obligation (including every obligation of and to the United States, excepting currency) payable in money of the United States; and the term "coin or currency" means coin or currency of the United States, including Federal Reserve notes and circulating notes of Federal Reserve banks and national banking associations.

SEC. 2. The last sentence of paragraph (1) of subsection (b) of section 43 of the Act entitled "An Act to relieve the existing national economic emergency by increasing agricultural purchasing power, to raise revenue for extraordinary expenses incurred by reason of such emergency, to provide emergency relief with respect to agricultural indebtedness, to provide for the orderly liquidation of joint-stock land banks, and for other purposes", approved May 12, 1933, is amended to read as follows:

"All coins and currencies of the United States (included Federal Reserve notes and circulating notes of Federal Reserve banks and national banking associations) heretofore or hereafter coined or issued, shall be legal tender for all debts, public and private, public charges, taxes, duties, and dues, except that gold coins, when below the standard weight and limit of tolerance provided by law for the single piece, shall be legal tender only at valuation in proportion to their actual weight."

Approved, June 5, 1933, 4.40 p.m.

attachment B

SUMMARY OF HJR 192

On June 5 1933, Congress passed House Joint Resolution 192 HJR 192 was passed to suspend the gold standard and abrogate the gold clause in the national constitution, Since then no one in America has been able to lawfully pay a debt. This resolution declared

Note; payment of debt is now against Congressional and "public policy" and henceforth, "Every obligation... Shall be discharged."

As a result of HJR 192, and from that day forward (June 5, 1933, no one in this nation has been able to lawfully own anything. The only thing one can do, is tender in transfer of debts, with the debt being perpetual. The suspension of the gold standard, and the prohibition against paying debts, removed the substance for our Common Law to operate on, and created a void as far as the law is concerned. This substance was replaced with a "Public National Credit System" where debt is "Legal Tender" money. HJR 192 was implemented immediately. The day after President Roosevelt signed the resolution, the treasury offered the public new government securities, minus the traditional "payable in gold clause.

ARTICLE I.

SECTION-

- 1. Legislative powers.**
- 2. House of representatives; qualification of members; apportionment of representatives and direct taxes; census; first apportionment; vacancies; officers of the house; impeachments.**
- 3. Senate, classification of senators; qualifications of; vice president to preside; other officers; trial of impeachments.**
- 4. Election of members of congress; time assembling of congress.**
- 5. Powers of each house; punishment for disorderly Behaviour; journal; adjournments.**
- 6. Compensation and privileges; disabilities of members.**
- 7. Revenue bills; passage and approval of bills; orders and resolutions.**
- 8. General powers of congress; borrowing of money; regulation of commerce; naturalization and bankruptcy; money; weights and measures; counterfeiting; post offices; patents and copyrights; inferior courts; piracies and felonies; war; marque and reprisal; armies; navy; land and naval forces; calling the militia; District of Columbia; to enact laws necessary to enforce the Constitution.**
- 9. Limitations of congress; migration; writ of habeas corpus; bills of attainder and ex post facto laws prohibited; direct taxes; exports not to be taxed; interstate shipping; drawing money from the treasury; financial statements to be published; titles of nobility and favors from foreign powers prohibited.**
- 10. Limitations of the individual states; no treaties; letters of marque and reprisal; no coining of money; bills of credit; not allowed to make any Thing but gold and silver Coin a tender in payment of debts; no bills of attainder; ex post facto Law or law impairing the obligation of contracts; no titles of nobility; state imposts and duties; further restrictions on state powers.**

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for the organization and classification of cities and towns. The number of such classes shall not exceed four, and the powers of each class shall be defined by general laws, so that all municipal corporations of the same class shall possess the same powers, and be subject to the same restrictions.

SEC. 14. The General Assembly shall also make provision, by general law, whereby any city, town or village, incorporated by any special or local law, may elect to become subject to and be governed by the general law relating to such corporations.

SEC. 15. For the purpose of providing for and regulating the compensation of county and precinct officers, the General Assembly shall, by law, classify the several counties of the State according to population, and shall grade and fix the compensation of the officers within the respective classes according to the population thereof. Such law shall establish scales of fees to be charged and collected by such of the county and precinct officers as may be designated therein, for services to be performed by them respectively; and where salaries are provided, the same shall be payable only out of the fees actually collected in all cases where fees are prescribed. All fees, perquisites and emoluments, above the amount of such salaries, shall be paid into the county treasury.

ARTICLE 'XV.

CORPORATIONS.

SECTION 1. All existing charters or grants of special or exclusive privileges, under which the corporators or grantees shall not have organized and commenced business in good faith at the time of the adoption of this Constitution, shall thereafter have no validity.

SEC. 2. No charter of incorporations shall be granted, extended, changed or amended by special law, except for such municipal, charitable, educational, penal or reformatory corporations as are or may be under the control of the State; but the General Assembly shall provide by general laws for the organization of corporations hereafter to be created.

SEC. 3. The General Assembly shall have the power to alter, revoke or annul any charter of incorporation now existing and revocable at the adoption of this Constitution, or any that may hereafter be created, whenever in their opinion it may be injurious to the citizens of the State, in such manner, however, that no injustice shall be done to the corporators.

SEC. 4. All railroads shall be public highways, and all railroad

CONSTITUTION OF THE

companies shall be common carriers. Any association or corporation organized for the purpose, shall have the right to construct and operate a railroad between any designated points within this State, and to connect at the State line with railroads of other States and Territories. Every railroad company shall have the right with its road to intersect, connect with or cross any other railroad.

SEC. 5. No railroad corporation, or the lessees or managers thereof, shall consolidate its stock, property or franchises with any other railroad corporation owning or having under its control a parallel or competing line.

SEC. 6. All individuals, associations and corporations shall have equal rights to have persons and property transported over any railroad in this State, and no undue or unreasonable discrimination shall be made in charges or in facilities for transportation of freight or passengers within the State, and no railroad company, nor any lessee, manager or employé thereof, shall give any preference to individuals, associations or corporations in furnishing cars or motive power.

SEC. 7. No railroad or other transportation company in existence at the time of the adoption of this Constitution, shall have the benefit of any future legislation without first filing in the office of the Secretary of State an acceptance of the provisions of this Constitution in binding form.

SEC. 8. The right of eminent domain shall never be abridged, nor so construed as to prevent the General Assembly from taking the property and franchises of incorporated companies and subjecting them to public use, the same as the property of individuals; and the police powers of the State shall never be abridged, or so construed as to permit corporations to conduct their business in such manner as to infringe the equal rights of individuals, or the general well-being of the State.

SEC. 9. No corporation shall issue stocks or bonds, except for labor done, services performed, or money or property actually received, and all fictitious increase of stock or indebtedness shall be void. The stock of corporations shall not be increased except in pursuance of general law, nor without the consent of the persons holding a majority of the stock, first obtained at a meeting held after at least thirty days' notice given in pursuance of law.

SEC. 10. No foreign corporation shall do any business in this State without having one or more known places of business, and an authorized agent or agents in the same, upon whom process may be served.

SEC. 11. No street railroad shall be constructed within any city, town, or incorporated village, without the consent of the local authorities having the control of the street or highway proposed to be occupied by such street railroad.

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SEC. 12. The General Assembly shall pass no law for the benefit of a railroad or other corporation, or any individual, or association of individuals, retrospective in its operation, or which imposes on the people of any county or municipal subdivision of the State, a new liability in respect to transactions or considerations already past.

SEC. 13. Any association or corporation, or the lessees or managers thereof, organized for the purpose, or any individual, shall have the right to construct and maintain lines of telegraph within this State, and to connect the same with other lines, and the General Assembly shall, by general law of uniform operation, provide reasonable regulations to give full effect to this section. No telegraph company shall consolidate with, or hold a controlling interest in, the stock or bonds of any other telegraph company owning or having the control of a competing line, or acquire, by purchase or otherwise, any other competing line of telegraph.

SEC. 14. If any railroad, telegraph, express or other corporation organized under any of the laws of this State, shall consolidate, by sale or otherwise, with any railroad, telegraph, express, or other corporation organized under any laws of any other State or Territory, or of the United States, the same shall not thereby become a foreign corporation, but the courts of this State shall retain jurisdiction over that part of the corporate property within the limits of the State in all matters which may arise, as if said consolidation had not taken place.

SEC. 15. It shall be unlawful for any person, company or corporation to require of its servants or employés, as a condition of their employment or otherwise, any contract or agreement whereby such person, company or corporation shall be released or discharged from liability or responsibility on account of personal injuries received by such servants or employés while in the service of such person, company or corporation, by reason of the negligence of such person, company or corporation, or the agents or employés thereof, and such contracts shall be absolutely null and void.

ARTICLE XVI.

MINING AND IRRIGATION.

MINING.

SECTION 1. There shall be established and maintained the office of Commissioner of Mines, the duties and salary of which shall be prescribed by law. When said office shall be established, the Governor shall, with the advice and consent of the Senate, appoint

DECLARATION OF INDEPENDENCE

FROM THE INCORPORATED NEW DEAL OF THE DISTRICT OF COLUMBIA AND THE
FEDERAL RESERVE SYSTEM

When, in the Course of Human Events, it becomes necessary for one People to dissolve the Political Bonds which have connected Them with another, and to assume among the Powers of the Earth, the separate and equal station to which the Laws of Nature and Nature's God entitle Them, a decent respect to the Opinions of Mankind requires that They should declare the cause which impel Them to the Separation.

We hold these Truths to be self-evident: that all Men are created equal, that They are endowed by Their Creator with certain unalienable Rights; that among these are Life, Liberty, and Pursuit of Happiness. That to secure theses Rights, Governments are instituted among Men, deriving Their just Powers from the consent of the governed; that whenever any Form of Government becomes destructive to these ends, it is the Right of the People to alter or abolish it, and return to Their Republic, laying its Foundation on such principles and organizing powers in such form, as to them shall seem most likely to affect Their safety and happiness. Prudence, indeed, will dictate that governments long established should not be changed for light and transient causes; and accordingly all experiences hath shown that Mankind are more disposed to suffer, while evils are sufferable, than to right Themselves by abolishing the forms to which They are accustomed. But when a long train of abuses and usurpations, pursuing invariable the same object, evidences a design to reduce Them under absolute despotism, it is Their Right, it is Their Duty, to throw off such Government and to provide new guards for Their future Security. Such has been the patient sufferance of the signatory(s) to this Declaration and such is now the Necessity which constrains Them to alter Their former System of government. The History of the present Democracy is a History of repeated Injuries and Usurpations, all having in direct Object the Establishment of an absolute tyranny over these union states. To prove this, let facts be submitted to a candid world:

1. The Federal Government has abolished Our original Constitution of 1787 and 1791 that protected the People of the United States of America.
2. The Federal Government has dissolved the sovereign Power of our union states.
3. The Federal Government has endeavored to prevent the population of these union states from ownership of property.
4. The Federal Government has abolished the People's former Public National Money system and has replaced it with an artificial person, a private corporation, the Federal Reserve System, a franchise, to create credit and circulate this credit—evidence of debt—as money among the People and charge a fee called interest for Their own evidence of debt. By and upon this Act, They have placed the People in a state of bondage, whereby the people have to pay tribute to a private group of bankers.
5. The Federal government has obstructed the administration of Justice by refusing assent to Law establishing separation of Powers.
6. The Federal Government has made judges dependent on its will for the tenure of their office, and the amount and payment of their salaries.
7. The Federal government has erected a multitude of new offices, and sent hither swarms of officers to harass our People and eat out Their substance.

ROBERT J. BOB BALDWIN El Paso County, CO

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Attachment D

8. The Federal Government has kept among us, in Time of Peace, standing armies, without the consent of the People.

9. The Federal Government has affected to render the Military, independent of and superior to the civil power.

10. The Federal government and the Federal Reserve System have combined to subject us to jurisdiction foreign to our Constitution and unacknowledged by Our Supreme Law; giving assent to Their Act of pretended legislation.

11. The Federal Government and Federal Reserve System have cut off our Trade with parts of the world by declaring embargoes, price freezes and controlling the monetary system of our trading countries.

12. The Federal and State Governments have imposed taxes on Us without the Peoples consent.

13. The Federal and State governments have deprived Us, in many cases, of the benefit of trial by jury of our peers, an impartial jury, which shall be preserved.

14. The Federal and State Governments are abolishing the free system of Our Constitution, establishing therein an arbitrary Government, and enlarging its boundaries, so as to render it at once an example and fit Instrument for introducing the same absolute Uniform Commercial code onto these States.

15. The Federal and State governments have taken away or abolished our most valuable Laws and altered fundamentally our former Republic and replaced it with a Democracy which is Communistic.

16. The Federal and State Governments are suspending our Legislatures and declaring themselves invested with power to legislate for us in all cause whatsoever.

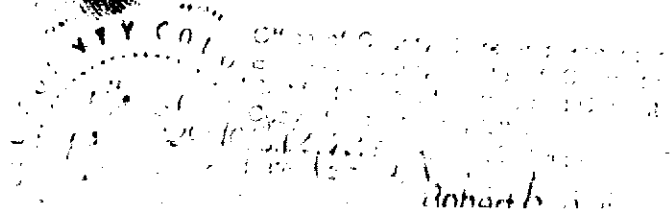
17. The Federal and State Governments are destroying Our family farms, ranches, family businesses and rural areas.

We signatory(s) therefore do, in the name of the Almighty Creator, the Declaration of Independence, the original Constitution of the United States of America of 1787 and 1791, the Enabling Act for the States, solemnly publish and declare of Right, to be Free and Independent from the Incorporated New Deal Democracy of the District of Columbia and the Federal Reserve System and all political connection with the Incorporated New Deal Democracy of the District of Columbia and the Federal Reserve System is hereby totally dissolved. Sovereign Signatory(s) have full power to contract, establish commerce, and to do all Acts and Things which independent sovereign individuals have the Right to do. And for support of this Declaration with a firm reliance on the protection of the Supreme Law of the United States of America of 1787, sovereign signatory(s) mutually pledge Our (My) Life, Fortune and sacred Honor to the Cause of preserving and defending all Principles of the Declaration of Independence, the original Constitution of 1787 and our Bill of Rights of 1791 of Our great Republic.

So done, on this 29th day of June, 2007


Ronald Roy of the Pyle Family

attachment A



AFFIDAVIT OR DECLARATION

CAVEAT AND CONSTRUCTIVE NOTICE * * * *, MIRANDA WARNING to My Servants (public and quasi public), Subjects and Franchised Persons

I, Ronald Roy, of the Hoodenpyle family, the undersigned Affiant and of majority age, having first hand knowledge, hereby affirm and declare that if called upon as a witness, I will testify to the following facts which I believe to be true and accurate to the best of my knowledge and understanding.

1. That I, Ronald Roy and Affiant, am a natural living flesh and blood, living sovereign, common law Citizen, a Citizen for the Freely Associated Compact States of the Constitutional Republic and the Colorado State Republic, do hereby place You My Servants (public, quasi-public, and franchised persons) on NOTICE IN LAW that **ANY ACTION YOU** take under **COLOR OF LAW** (statute, code, regulations, custom or usage of any state) which is contrary to the Constitutional Laws of 1787, and 1791, will be cause for legal action against you for unlawful **DEPRIVATION of MY RIGHTS!**

2. Affiant has read, understands and relies upon the following cites as follows:

2. The Fifth (V) Amendment of the united States Constitution for America guaranteeing that "...No person shall be deprived of Life, Liberty, or Property WITHOUT due process of law:"

3. The holding of the court that "The privilege against self-incrimination is neither accorded to the passive resistant, not the person who is ignorant of his Rights, not to one indifferent thereto. It is a fighting clause. Its benefits can be retained only by sustained combat. It cannot be claimed by an attorney or solicitor. It is valid only when insisted upon by a belligerent claimant in person". United States v Johnson, 76 F.Supp. 538.

4. The holding of the court that "Where Rights secured by the Constitution [of 1787] are involved, there can be no rule making or legislation which would abrogate them". Miranda v Arizona, 348 U.S. 436.

5. The Fourth Amendment (IV) of the united States Constitution of 1791 which mandates that "...the Right of the people to be secure in their persons, papers, and effects against unreasonable searches, and seizures, **SHALL NOT** be violated. **NO** warrant shall issue, but upon probable cause, supported by oath and affirmation".

6. Title 18 U.S.C. § 241 of the United States Code mandates that "...If two or more persons conspire to injure, oppress, threaten, or intimidate any Citizen in the enjoyment of any Right secured to him by the Constitution of 1787, 1791... or because of his having exercised the same...they shall be fined ...imprisoned...of both".

7. Title 18 U.S.C., § 1425(b) "Whoever, whether for himself or another person not entitled thereto ...knowingly issues...or obtains...a certificate of arrival or any certificate of evidence of nationalization **SHALL** be fined or imprisoned or both."

8. The paraphrased court ruling held "because of what appears to be a lawful command on the surface, many citizens, because of their respect for what only appears to be a law, are cunningly coerced into waiving their rights, due to ignorance". U.S. v Minker, 350 U.S. 419.

ROBERT C. "BOB" BALINK El Paso County, CO

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9. Title 18 U.S.C. ...SHALL be exercised and enforced...for the protection of all persons ...the common law...shall be extended to and govern the courts in the trial and disposition of the cause, and if it is of a criminal nature, in the infliction of punishment of the party found guilty”.

10. Affiant claims My body, My soul, and My property and all revenue from My body, and My property for Affiant according to the Supreme Law of the land and My body and My Property do not come under Title 18 U.S.C. § para. 1 & 34, Special Maritime Jurisdiction of the corporated UNITED STATES, Inc. See 28 U.S.C. 3002(15).

11. Affiant does NOT waive, nor has Affiant, in the past or in the future, waive any of My Rights arising from the natural law and protected by the Supreme Laws of this Republic, the united States of America of 1787,1791. Affiant reserves each and every right of every kind...and I demand that My Servants (public, quasi public, franchised persons) commence immediately to *obey, defend and support* the supreme law of this land, the Constitution of the united States of America of 1787, 1791 passed in pursuance and in compliance thereof as they apply to this one, natural, sovereign, common law, de jure Citizen of the freely associated compact of states.

12. Affiant waived, effective as of the date of live birth, all privileges, immunities, and benefits arising out of mere Fourteenth Amendment “citizen of the United States” as applied to or affect My person and Affiant claims all My Rights as guaranteed by the Supreme Law of the Land, the Declaration of Independence and Constitutions for the United States of 1787, 1791 and (your state name) state Republic of 1876.

13. Said WAIVER and NOTICE of the sovereign, common law status of Affiant, (first and middle name), is considered as notice to the whole world to all public servants, quasi public, franchised servants, ranging in service from The President of the United States of America to the local sheriff and was recorded for PUBLIC NOTICE in the (your county) County Clerk and Records Office in (Your city), (your state) state.

14. Unless you are absolutely sure you are seeking to enforce LAW, not “COLOR of LAW”, and that you have and have been given proven, de jure jurisdiction over My person-not supposed, assumed or usurped de facto jurisdiction, for you to act otherwise would be foolish. It is strongly recommended that you have obtained proven verification of Law and Jurisdiction before acting.

15. Affiant will consider any unlawful trespass on property (real and personal) that is owned to be a violation of My constitutionally guaranteed Unalienable Rights.

16. Affiant DEMANDS that you, My Servants (public, quasi public, franchised persons), *Respect, Protect, Obey, and Defend* My Constitutional and Inalienable Rights.

17. Any action You take under “Color of law”, CONTARY TO LAW, which deprives Me of a Right guaranteed by the Constitution of 1787, 1791 will be expensive to you as My Rights are valued at no less than One Million Dollars (\$1,000,000) each and will subject You to civil penalties under Title 28 U.S.C. and criminal penalties under Title 18 U.S.C. and any other laws.

18. TO ALL PERSONS LISTED ABOVE WHO HAVE IN THE PAST VIOLATED MY RIGHTS OR MAY IN THE FUTURE VIOLATE MY RIGHTS:

You have the right to remain silent;

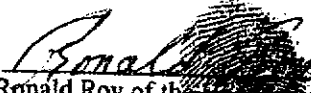
3 of 3


Anything you say can and will be used against you in a court of Law;
You have the right to an attorney and have him present with you
while being questioned;

If you cannot afford to hire an attorney, the "commune" will appoint
one to represent you before any questioning, if you wish.


And further Affiant saith not.

Dated this 29th day of June, 2007.


Ronald Roy of the [redacted] family
A Belligerent claimant of [redacted] assets


Ronald Roy, Hoodenpyle
c/o 2505 Brady Drive
Colorado Springs, Colorado [80917]

I hereby declare under the penalty of perjury of the Laws of the United States of America that the
foregoing is true and correct as executed this 29th day of June, 2007


Ronald Roy, Hoodenpyle

Office of County Clerk and Recorder
El Paso County, State of Colorado
Certified to be a full, true and Correct
Copy of record in my Office.

201081237 Book, Page, Date, 6/29/07

County Clerk & Recorder
El Paso County, Colorado
Robert G. Balink
Deputy



1-2-601 C.R.S: WITHDRAWAL OF REGISTRATION. At any time registration is permitted in the county clerk and recorder's office, any person desiring to withdraw or cancel his registration may do so by filing with the county clerk and recorder, under oath, an affidavit of withdrawal of registration, which shall be attached to the elector's registration record. Said registration record shall be canceled from the registration book.

DECLARATION OF WITHDRAWAL OF REGISTRATION

State of Colorado)
)§§
 County of El Paso)

I, Ronald Roy, Hoodenpyle, desire to withdraw and cancel My registration in El Paso County, Colorado Springs, Colorado, and do so by filing with the count Clerk and Recorder of El Paso County, Colorado Springs, Colorado, under oath of this DECLARATION OF WITHDRAWAL OF REGISTRATION. It shall be attached to My registration record. Said registration record shall be purged from the registration book.

Dated this 29th day of June, 2007.

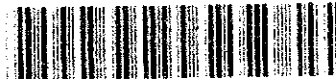
Ronald Roy Hoodenpyle
 Affiant, Ronald Roy Hoodenpyle

Office of County Clerk and Recorder
 El Paso County, State of Colorado
 Certified to be a full, true and Correct
 Copy of record in my Office.

207087234 Book Page Date 6-29-07

Robert C. Balink
 County Clerk & Recorder
 El Paso County, Colorado
 By *[Signature]*
 Deputy


ROBERT C. "BOB" BALINK El Paso County, CO
 06/29/2007 01:33:32 PM
 Doc \$0.00 Page
 Rec \$6.00 1 of 1 207087234



Attachment A


Oath of Allegiance

I, RONALD ROY, of the Hoodenpyle family (hereinafter Ronald Roy or Ronald Roy, Hoodenpyle), a citizen of the Colorado Republic hereby takes a Declaration of Allegiance to the Colorado Republic. I will defend and protect the Constitution for Colorado from both foreign and domestic enemies. This Declaration supersedes and makes null and void all previous Declarations that I may have made to any foreign state or foreign corporation(s).

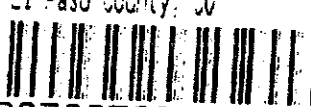

 Ronald Roy, Hoodenpyle
 A Native Born Free White Male For the
 Republic 10th Judicial District
 c/o 2505 Brady Drive
 Colorado Springs, Colorado
 El Paso County, Colorado

I, Ronald Roy, Hoodenpyle, hereby state knowing the penalty of bearing false witness before my Creator, hereby certify and verify that the foregoing is true and correct, not brought to vex, annoy, delay, or any other improper purpose, believing that it is firmly justified by right and law, that my above statements are true and correct as executed this 29th day of June, 2007.


 Ronald Roy, of the Hoodenpyle family


 Office of County Clerk and Recorder
 El Paso County, State of Colorado
 Certified to be a true, true and correct
 Copy of record in my Office.
 Date: 2007.06.29 Page: 1
 Robert C. Balink
 County Clerk & Recorder
 El Paso County, Colorado
 Deputy

ROBERT C. "BOB" BALINK
 06/29/2007 01:33:32 PM
 Doc \$0.00 Page
 Rec \$6.00 1 of 1

El Paso County, CO

 207087238

attach A

Declaration of Natural Birth

State of Colorado)
) §§
 El Paso county)

Verification by Declaration in support of Declaration of Natural Birth. I, Ronald Roy of the family of Hoodenpyle, having personal knowledge, of lawful age, states under oath the following facts:

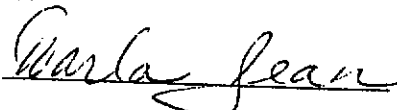
1. I, Ronald Roy, am the flesh and blood son, born to Barnett and Viola of the Hoodenpyle family.
2. Ronald Roy is the birth name given to the flesh and blood son of Barnett and Viola of the Hoodenpyle family.
3. Ronald Roy, the flesh and blood son of Barnett and Viola of the Hoodenpyle family was born alive in Los Angeles county, California state.

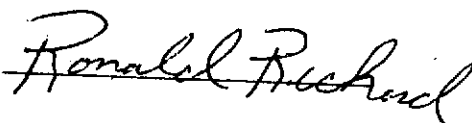
Dated this 29th day of June, 2007

Respectfully submitted,


 Ronald Roy

Deuteronomy 19:14 "so at the mouth of two or three witnesses so shall the matter be established.

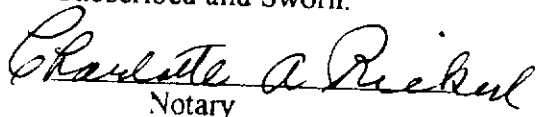
Witness: 

Witness: 

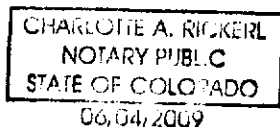
Verification

Before me, the undersigned notary public, this 29th day of June, 2007, personally appeared a flesh and blood man, known personally to me as Ronald Roy of the Hoodenpyle family, who being first duly sworn has personal, actual knowledge of the facts and matters set forth and certified that each and all of those facts and matters are true.

Subscribed and Sworn:


 Notary

My commission expires: 6-4-09

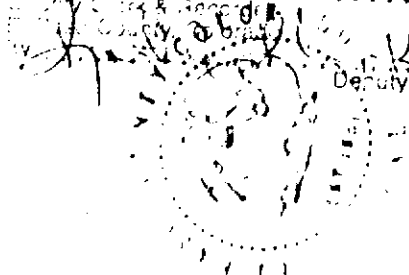


ROBERT C. BALINK
 06/29/2007 04:33:32 PM
 Doc \$0.00 Page
 Rec \$6.00 of 1
 El Paso County, CO
 207087235

Office of County Clerk and Recorder
 El Paso County, State of Colorado
 Counted to be a true and correct
 Copy of Record in my Office.

207087235 Page.....

Robert C. Balink
 Deputy



DECLARATION OF CITIZENSHIP

I, Ronald Roy, of the Hoodenpyle family (hereinafter Ronald, Hoodenpyle or Ronald Roy Hoodenpyle) the undersigned and of majority age, having first hand knowledge, hereby affirm and declare that and if called upon as a witness, I will testify to the following facts which I believe to be true and accurate to the best of my knowledge and understanding.:

1. I am a White Male Natural Born Citizen making this declaration.
2. I am a White Male born in the City of Los Angeles, California Republic, on the fourth day of June 1942, as a Citizen for the California Republic.
3. Both my parents, Viola Lillian, Hoodenpyle and Barnett Burke, Hoodenpyle were of the White Race.
4. My Mother's parents were of the White Race.
5. My Father's parents were of the White Race.
6. I have domiciled in the California Republic the major part of my natural life.
7. I took an Declaration of Allegiance to, the Colorado Republic, duly recorded in the El Paso County Clerk and Recorder's Office, in the Colorado Republic.
8. I am not a federal "citizen of the UNITED STATES, INC." under the so-called 14th Amendment.
9. I am not a "citizen of the District of Columbia," "a resident of the District of Columbia", "a resident of a federal enclave" within Colorado Republic.

DATED this 29 day of June, 2007

Ronald Roy Hoodenpyle
 NATIVE BORN FREE WHITE AMERICAN
 FOR THE UNION OF REPUBLIC STATES OF AMERICA.

I hereby declare under the penalty of perjury of the Laws of the United States of America that the foregoing is true and correct executed on this 29 day of June, 2007.

Office of County Clerk and Recorder
 El Paso County, State of Colorado
 Certified to be a true and correct
 Copy of record in my Office.

207087236
 Date of Recd. Book Page

By **Robert C. Balink**

County Clerk and Recorder
 El Paso County, Colorado

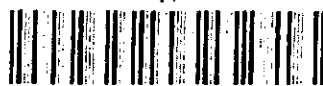
By *[Signature]* Deputy

Ronald Roy Hoodenpyle
 Ronald Roy, Hoodenpyle

EXHIBIT B-1

ROBERT C. "BOB" BALINK
 06/29/2007 01:33:32 PM
 Doc \$0.00 Page
 Rec \$6.00 1 of 1

El Paso County, CO



207087236

attachment

a

REVOCATION OF POWER OF ATTORNEY

I, (Ronald Roy), of the (Hoodenpyle) family, hereinafter (Ronald, Hoodenpyle or Ronald Roy, Hoodenpyle) a Citizen for (Colorado) Republic, domiciled in the (El Paso) county and a dejure Citizen therefore, hereby revoke, rescind, and make void ab initio, all powers of attorney, in fact or otherwise, implied in law or otherwise, signed either by Me or anyone else, as it pertains to former social security number, 568 58 8249, birth certificate, marriage license, driver's license and any and all other licenses, and or certificates issued by any and all governmental/quasi governmental entities, due to use of various elements of FRAUD by said agencies to deprive Me of My state Citizenship and Immunities. I hereby waive, cancel, repudiate, and refuse to knowingly accept any benefit and or gratuity attached to the above mentioned items.

I, Ronald Roy, Hoodenpyle do hereby revoke and rescind all powers of attorney, in fact or otherwise, implied in law or otherwise, with or without consent and/or knowledge, as it pertains as to any and all property, real or personal, corporeal or incorporeal, obtained in the past, present or future. I am the sole and absolute legal owner and possess allodial title to any and all such property.

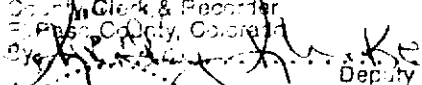

 Ronald Roy, Hoodenpyle
 A NATIVE, FREE WHITE AMERICAN
 IN THE COLORADO REPUBLIC

I hereby state knowing the penalty of bearing false witness before My Creator, hereby certify and verify that the foregoing is true and correct, not brought to vex, annoy, delay, or any other improper purpose, believing that it is firmly justified by right and law, that My above statements in this Revocation of Power of Attorney are true and correct.

Office of County Clerk and Recorder
 El Paso County, State of Colorado
 Certified to be a full, true and Correct
 Copy of record in my Office.

20 108.1233 Book Page....
 Date 6-29-07

Robert C. Balink

County Clerk & Recorder
 El Paso County, Colorado
 By  Deputy

ROBERT C. "BOB" BALINK El Paso County, CO
 06/29/2007 01:33:32 PM
 Doc \$0.00 Page
 Rec \$6.00 1 of 1

207087233

Attachment
 a



EL PASO COUNTY

Return of Bill of Indictment

Robert C. "Bob" Balink
Clerk & Recorder

OFFICE OF THE CLERK & RECORDER

Recording Department
Sandy Hook, Manager
sandyhook@elpasoco.com

Date: December 11, 2007

ROBERT C. "BOB" BALINK
02/04/2008 03:34:18 PM
Doc \$0.00 Page
Rec \$16.00 1 of 3

El Paso County, CO



Name of Grantor/Grantee: Robert Erler

Document Type: Oath of Office

We have checked our records from January 01, 1984 through December 11, 2007 and were unable to find any record of an Oath of Office being recorded in our records with the grantor/grantee named above.

By: Janie V. Bunker
Deputy Clerk



Office of County Clerk and Recorder
El Paso County, State of Colorado
Certified to be a full, true and Correct
Copy of record in my Office.

20803419 Book 1 Page 1
Date: 12/11/2007

Robert C. Balink
County Clerk & Recorder,
El Paso County, Colorado
By: Janie V. Bunker
Deputy



Second day of the second month in the
Year of our Lord Jesus Christ of Nazareth
Two-thousand and eight. Acts 4:10-12

Chief Deputy
Tony Smith
520-6270
520-7328 Fax

Adm. Chief Deputy
Manny Basso
520-7322
520-7328 Fax

Chief to BOCC
Shawn Wheeler
520-6982
520-7323 Fax

Electronic
Lit. Clerk
520-6222
520-7327 Fax

Master Vehicle
Bob Becker
520-6266
520-6238 Fax

Recording
Sandy Hook
520-6238
520-6238 Fax

Mailing Address: P.O. Box 2007, Colorado Springs, CO 80901-2007
Web Site: elpasoclerk.com
E-Mail Address: clerk@elpasoclerk.com
TDD: (719) 520-6226

Attachment E


STATE OF COLORADO)
COUNTY OF EL PASO) ss

OATH OF OFFICE

I, Robert Erler, do solemnly swear by the Ever Living God, that I will support the Constitution of the United States and of the State of Colorado; that I will faithfully and to the best of my ability perform the duties of the office of MAGISTRATE OF THE FOURTH JUDICIAL DISTRICT.

Robert C. Elnor
Signature

Subscribed and sworn to before me this 51st day of Dec., 1993.


JUDGE
FOURTH JUDICIAL DISTRICT

Note there are no recordation marks. No Reception # from the County Clerk and Recorder and/or from the Secretary of State.


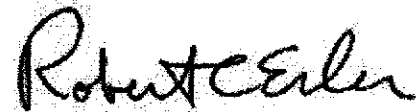
Section 8. Oath of civil officers. Every civil officer, except members of the general assembly and such inferior officers as may be by law exempted, shall, before he enters upon the duties of his office, take and subscribe an oath or affirmation to support the constitution of the United States and of the state of Colorado, and to faithfully perform the duties of the office upon which he shall be about to enter.

Section 9. Oaths - where filed. Officers of the executive department and judges of the supreme and district courts, and district attorneys, shall file their oaths of office with the secretary of state; every other officer shall file his oath of office with the county clerk of the county wherein he shall have been elected.

Section 10. Refusal to qualify - vacancy. If any person elected or appointed to any office shall refuse or neglect to qualify therein within the time prescribed by law, such office shall be deemed vacant.

It is a little unclear which office a Magistrate for the state district court should be filing the oath but one thing is very clear - if it is not filed at all then the office is vacant. Even if it is filed but after 30 days of election or appointment, the office is vacant. The suitor is advised to acquire Certificates of Fact from both the county clerk and recorder and the state secretary of state saying that Robert Erler has no oath on file.

The intrepid suitor found the county clerk and recorder would not provide a certificate of fact. So he told them they had to. They had a meeting and decided he was correct.

	DENIED	The moving party is hereby ORDERED to provide a copy of this Order to any pro se parties who have entered an appearance in this action within 10 days from the date of this order.	 Robert Erler County Court Judge DATE OF ORDER INDICATED ON ATTACHMENT
DISTRICT COURT, EL PASO COUNTY, COLORADO 20 East Vermijo Avenue Colorado Springs, CO 80903			FILED IN THE DISTRICT AND COUNTY COURTS OF EL PASO COUNTY, COLORADO
<i>U.S. BANK. NATIONAL ASSOCIATION</i> Deutsche Bank National Trust Company as Trustee For Long Beach Mortgage Loan Trust			
Petitioner:			MAY 06 2008
vs.			
Respondent:			M.V. PERRY CLERK OF COURT
Matthew Jared Hoodenpyle]			
Attorney or Party without Attorney			COURT USE ONLY
Name: Matthew Jared, Hoodenpyle Ronald Roy Hoodenpyle Trustee High Chaparral Holding Trust			
Address: P.O. Box 26571 Colorado Spring, Colorado { 80836 }			Case Number: 2007CV7375
Phone (719) 217-6049			
Division 0			ROBERT C ERLER ORDER VOID BY OPERATION OF LAW

Now Comes, Matthew Jared, Hoodenpyle. One of the We The People, declares that Case Number 2007CV3957 is Void By Operation of Law. The El Paso County Courts, through their agent, Robert C. Erler, County Court Magistrate, have denied Matthew Jared, Hoodenpyle and Ronald Roy Hoodenpyle Trustee, their unalienable Right to Due Process of Law. This violates our Inalienable and Unalienable Rights guaranteed by the Colorado Constitution for The State Republic, and The Constitution for the united States of America.

The Court documents show that Robert Erler, has brought *fraud upon the court*. Since Matthew Jared, and Ronald Roy, Hoodenpyle our sovereign individual that cannot be forced into involuntary servitude, as evidenced in the *Thirteenth Amendments to the Constitution for the United States of America*, which states in part that we cannot be compelled

by law to accept, or to give informed consent to accept, an Equitable jurisdiction foreign to our *Bill of Rights, Article 111, Section 2 of the Constitution of United States of America*

Congress enacted the *Limited Liability Act on March 3, 1851*. It is codified at Title 46, United States Code, Section 181-189 as amended in 1875, 1877, 1935, 1936, and the act of 1884. This Act states: the *States do not have any jurisdiction in admiralty and maritime matters at all*.

The Clerk of the Court was aware that Ronald Roy, Hoodenpyle asked Magistrate Erler to recuse himself from all of these cases, but would not remove the cases from Magistrate Erler's court. Robert C. Erler has brought Fraud upon the Court, *violating Section 455(a) of the Judicial Code 28 U.S.C.* which requires a Judge to recuse himself in any proceeding in which his impartiality might reasonably be questioned. *Taylor v. OGrady 888 F.2d 1189 (7th Cir 1989)* Further, the Judge has a legal duty to disqualify himself, even if there is no motion asking for disqualification. Magistrate Erler was presented with documentation in the court asking that he recuse himself, which he refused, obviously believing him self to be above the Law of We the People's Judges, and the Constitution.

The Supreme Court has held that if a Judge *Wars against the Constitution* or if he is *acting without jurisdiction*, that suggests that Robert C Erler is engaging in criminal acts of treason and may be *engaged in extortion and the Interference with Interstate Commerce*. Since these are criminal acts, no judge has immunity to engage in such acts. The decision and conduct of Magistrate Erler. Has violated our Rights, which are protected by We the People's Constitution, which bound himself by Oath to protect before he took the Office in We the People's Court, if he didn't read my presentments, he should have, as they are Notice to the World.

Since the first decision handed down by Magistrate Erler in the County Courts, his decisions have been Null and Void due to his vacant office. Magistrate Erler has violated the requirements of holding the position of Magistrate in not filing his Oath of Office as required in Article 12 Sections 8, 9, and 10 of the Constitution for the Colorado State Republic. Since these charges have been brought forth showing the corruption of this Court, Matthew Jared, and Ronald Roy Hoodenpyle demands that all cases that Robert C. Erler has presided over which involve the accused, Chaparral Trust and the High Chaparral Holding Trust as Defendants, one or all, from a vacant office *in violation of the Colorado State Constitution for the Republic and the Constitution of the united states of America, be Dismissed by Operation of Law for Lack of Jurisdiction*. All decisions of this court are Null and Void. No matter how many times he writes *DENIED on his order*.

Robert C Erler is in non compliance with the Due Process Clause of the United States Constitution and the Bill Of Rights, Violation of oath of office, failure of Judicial duty to be faithful to the Law. Canon 2, 3E. Judge acting in bad faith, Perjury, Obstruction of Justice, Misuse of the Judicial System, Violated Title 42 U.S. Code 1983 for the protections guaranteed by the First, Fifth, Eighth, Ninth, and Fourteenth Amendments of the Federal Constitution and Article 111 Section 2. Failure to Hear Appeals, Complete Unconstitutional Farce, Violation of Recusal Statues, Filed case in timely manner, and was not allowed the right to Hearing, and

complete disregard of material facts that were presented to the Court, impersonating a Magistrate. Therefore, Robert C Erler Order is Void By Operation Of Law, and is Null and Void.

Dated this 5th day of May 2008

Submitted By


Ronald Roy, Hoodenpyle
High Chaparral Holdings
All Rights Reserved


Matthew Jared, Hoodenpyle
All Rights Reserved

cc: Colorado Supreme Court / Chief Justice
Colorado Court of Appeals
Colorado State Attorney General/ John Sutters
El Paso County Public Trustee
United States District Court
Aronowitz & Ford LLP

Change Detail Event Screen - Case #: 2008-0002115 - THE BANK NATIONAL ASSOCIATION AS TRUSTEE VS. HOOKER, PYLE, TRUSTEE

ORDER ORDERED Order 04/24/2008

Party	Role

FOR REVIEW OF FINAL DECISION DENIED BY RCE /FLD

Case No. 12620 ROBERT C. ELLER JR.

Amount	Amount
\$0.00	
\$0.00	

04/24/2008 04/24/2008

SEARCHED INDEXED SERIALIZED FILED


*Void BA
Operation of Law.
Ronald Roy, Hooker, Pyle Trustee*



CERTIFICATE OF SERVICE

I hereby certify that on this 5th day of June 2008, a true and correct copy of the Notice of Removal of the United States District Court was mailed by first class U.S. Mail , addressed to:

Castle Meinhold & Stawiarski
999 18th Street - Suite 2001
Denver, Colorado 80202



Ronald Roy, Hoodenpyle / Trustee
High Chaparral Holding Trust

THE MAIN STREET JOURNAL

.. DEDICATED TO KEEPING LOCAL GOVERNMENT OBEDIENT TO THE CONSTITUTION. ..

Judge Moritz's Money Rights

☆ "It is clear by Article I, Section 10 of the United States Constitution and by Title 31, Section 371 of the United States Code that this Court can only make gold and silver coin a tender in payment of debts. However, this Court will accept other forms of money such as Federal Reserve notes or personal check if voluntarily tendered." ☆

KANSAS JUDGE UPHOLDS OATH, READS "MONEY RIGHTS!"

"Don't look to us for answers," said County Attorney Love.

Persons about to be assessed a sum of money by Municipal Judge Larry E. Moritz, of Spearville, Kansas, hear Judge Moritz read a valuable Constitutional guarantee.

It's the guarantee that they are exempt from having to pay the sum if they choose to object to the form of money in which the sum is demanded.

"If Congress won't keep its part of the Constitutional bargain and coin money of gold and silver like Article I Section 8 Clause 5 commands, there's no way my court can require anyone to pay fines," said Judge Moritz. "I'm not here to protect certain people's investments, I'm here to carry out the mandate of the U.S. and the Kansas Constitutions."

The "Money Rights" Judge Moritz reads states:

"It is clear by Article I, Section 10 of the United States Constitution and by

Title 31, Section 371 of the United States Code that this Court can only make gold and silver coin a tender in payment of debts. However, this Court will accept other forms of money such as Federal Reserve notes or personal check if voluntarily tendered."

Like the Miranda Warning - the reiteration of a person's rights not to incriminate himself and to have counsel - Moritz's Money Rights goes right over many people's heads. "Only those who are really aware of their economic rights through having studied them are able to take advantage of the message," Moritz told THE MSJ.

"I don't feel it's a violation of my Constitutional oath to take their paper money if they voluntarily tender it to the Court," he said. "But I sure can't make anybody pay in paper."

From: Christopher Hansen
<christopher@independenta-american.org>
June 30th 2007

Exclusive to the Independent American Press - A government witness in a Federal Tax Evasion Case in Las Vegas, Nevada, testified on Friday that a Federal Reserve Note is not a dollar but a silver dollar minted since 1986 AD is a real dollar.

When one of the defense Attorneys held up a Federal Reserve Note and a silver dollar minted since 1896 AD and asked, "Now these are both dollars, correct?" the government witness testified that that was not correct and the that Federal Reserve Note was not a dollar. He also stated that a Federal Reserve Note is not real money but the Silver dollar is. He testified that a Federal Reserve Note is just a debt note and not a dollar and has not been a dollar since the United States would no longer redeem them in gold and silver coins with the same face value.

This licensed coin dealer called upon by the government to testify in an effort to convict a man accused of believing that "legal tender" coins minted by the United States with dollar values minted on their reverse sides just as the law requires were actually dollars just like this government witness said they were, also testified that when he receives gold dollars that could be traded in excess of 10,000 FRNs that he does not report the transaction as being in excess of the cash reporting requirements as he uses the gold coins "face value" to judge their value. Remember, this is the government witness. He is not on trial.

The government prosecuting attorney did not try to challenge this testimony or even re-question the witness in an attempt to get a definition of "dollar" that, at least, included a Federal Reserve Note. He just let it stand unchallenged.

In this same case two government witnesses testified that the IRS makes mistakes. (I know this will come as no surprise to any of my readers.)

So now the question must be asked: What is a dollar? It should, after all, be something Americans should be able to look up in the law and find out what it means.

regulate the value of money and we know they have done so in the past. And it must be important for most Americans to know what a dollar is since "Federal income tax is imposed in terms of dollars." 26 U.S.C. § 1." U.S. v. Rickman 638 F.2d 182, p.184 (1980)

It is, after all, impossible to know how to figure out how much income you had or how much you owed for ANY tax if you did not know what the value of a dollars was. Just like if you did not know how long a foot was you could not calculate how many gallons

of paint to buy to paint your house. And what if a gallon had no set meaning or several meanings like a dollar may have? Of course the dollar is the monetary measurement unit of the United States of America so it must have a set value or we cannot calculate any financial transactions in dollars.