NOTICE AND DEMAND FOR PRODUCTION OF DOCUMENTS

TO: Mr. Thomas J. McAvoy c/o U.S. District Court 445 Broadway, Room 509

Albany 12207 NEW YORK, USA

FROM: Richard-Enrique Ulloa

c/o General Post Office Hurley 12443-9998 NEW YORK STATE, USA

10CR321

DATE: May 1, 2011 A.D.

SUBJECT: APPOINTMENT AFFIDAVITS required by 5 U.S.C. §§ 2906, 3331

Greetings Mr. Thomas J. McAvoy,

The federal statute at 5 U.S.C. 2906 reads as follows:

The oath of office taken by an individual under section 3331 of this title shall be delivered by him to, and preserved by, the House of Congress, agency, or court to which the office pertains.

[emphasis added]

As of October 1, 2004 A.D., a proper SUBPOENA IN A CIVIL CASE was overdue for your OATH OF OFFICE and APPOINTMENT AFFIDAVITS.

We now infer that section 2906 supra renders you a <u>material witness</u> to either the existence, or absence, of the OPM Form 61 APPOINTMENT AFFIDAVITS mandated by the federal statute at 5 U.S.C. 3331.

DEMAND FOR SPECIFIC PERFORMANCE

Accordingly, formal DEMAND is hereby made of you to direct the designated legal custodian to locate, photocopy and transmit a true and correct copy of your APPOINTMENT AFFIDAVITS to the mailing location shown above no later than 5:00 p.m. on Tuesday, May 10, 2011 A.D.

Beyond that reasonable deadline, your silence will activate estoppel pursuant to <u>Carmine v. Bowen</u>, and it will also constitute fraud pursuant to <u>U.S. v. Tweel</u>. See also 18 U.S.C. 912, 1341, 1961 et seq.

Thank you for your timely professional cooperation.

Sincerely yours,

· Richard -enriques

Richard-Enrique Ulloa, Sui Juris, In Propria Persona (28 U.S.C. 1654) (not "Pro Se" i.e. "For It" in Latin)
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Honorable Thomas Mcavoy, Senior District Judge Federal Building And United Stattes Courthouse

15 Henry Street

A COLOR OF THE SECTION OF THE SECTIO Binghamton, New York [13901-9998]

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Hurley-town. United States Minor, Outlying Islands. Near. [12443-9998] "RICHARD ENRIQUE ULLOA", Estate. Nation "New York" General-Post Office Office of Executor.