

## **Texas People Only!**

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**The legislature may not bypass the necessity of a sworn and verified complaint as the basis for a valid charging instrument through the enactment of Code of Criminal Procedure Art. 27.14(d). An unsigned and unsworn complaint cannot serve as a valid charging instrument under any circumstances, Art. 27.14(d) notwithstanding. Article 5 Sec. 12(b) of the Texas Constitution clearly reads that it is only an indictment or information that vests the court with jurisdiction to hear the case, there is absolutely no mention of a complaint serving as a valid charging instrument, and most certainly no mention of a citation serving as a valid complaint or as a substitute for either of these charging instruments. Defendant therefore alleges that Art. 27.14(d) Code of Criminal Procedure is unconstitutional on its face. Inasmuch as Art. 27.14(d) Code of Criminal Procedure asserts that the unsigned and/or unsworn citation made by the officer is a valid charging instrument vesting the court with jurisdiction of the cause, said article is in direct violation of Article 5 Sec. 12(b) of the Texas Constitution and the unalienable due process rights of Defendant, therefore Art. 27.14(d) must be declared unconstitutional on those grounds.**

**Judge: Are we on the record? I don't say anything further until we are. Me, I am a man. I am competent. I am here under duress. I do not consent to this matter. If I am here at all, I am here in special appearance to challenge jurisdiction and to have this matter dismissed.**

**Judge: For a court to gain jurisdiction there is only two ways it can be done indictment or information. According to the Texas Constitution Article 5 Sec. 12(b) The presentment of an indictment or information to a court invests the court with jurisdiction of the cause.**

**Judge: The Texas Constitution is very clear and indictment or information is the only thing that gives this court jurisdiction.**

**Judge: Texas Constitution Art. 5 Section 12(b) is very clear and indictment or information is the only thing that grants this court jurisdiction. *The state has no immunity from a fortuitous suit*, of which if this court continues, is a violation of self-enacting clause of the Texas State Constitution Art. 5 Section 12(b). A clause that**

**states jurisdiction is granted ONLY by an indictment or information ONLY is a self-enacting clause.**

**Judge: Aggrieved Defendant demands this court produce whatever portion of the respective constitution or legislative enactment it purports as granting authority to any court in Texas to ignore and/or act in contravention of the clear wording of the respective constitutional in order to deny Aggrieved Defendant in this self acting clause! The courts have no lawful authority to ignore or alter the meaning and intent of the respective constitutions or any law properly promulgated there under and in compliance with it. Aggrieved Defendant moves this court to dismiss for lack of jurisdiction with prejudice that the prosecuting attorney and/or court asserts that legislative enactments in the form of statutes take precedent over self-enacting clause of the Texas Constitution Art. 5 Section 12(b)**

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> Challenging jurisdiction is one of the best defenses you can make, because if you use the right argument it is almost impossible for you to loose!

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> If they attempt to tell you that you can't question their jurisdiction you can easily shut them up with these court rulings!

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> "Once jurisdiction is challenged, the court cannot proceed when it clearly appears that the court lacks jurisdiction, the court has no authority to reach merits, but, rather, should dismiss the action." Melo v. US, 505 F2d 1026.

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> "The law requires proof of jurisdiction to appear on the record of the administrative agency and all administrative proceedings." Hagans v. Lavine, 415 U. S. 533.

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> Are we on the record? I don't say anything further until we are.

> Me, I am a man. I am competent. I am here under duress. I do not consent to this matter.

> If I am here at all, I am here in special appearance to challenge jurisdiction and to have this matter dismissed.

> I believe this court lacks a jurisdiction. I want to see the supposed jurisdiction duly

placed into evidence.

- > What, this court can move on facts not in evidence?
- > Where is the competent fact witness? Where is the damaged party?
- > Who brings the claim? Who is underwriting this action?
- > I do not understand the nature and cause of the accusation with regard to the elements of personal jurisdiction, venue, underwriting and the nature of the action until the prosecution properly alleges them. I am therefore unable to plea to the charges until I have had an opportunity to raise a meaningful defense against the elements.
- > I cannot rebut an unstated presumption.
- > As a man, as an accused by law I come with the presumption of innocent and I can go with that.
- > Me, I am a man, not a corporation or a legal "person" nor am I a surety for one.
- > Hey, as keeper of the records for the thing, I'm willing to plead the defendant guilty upon validated proof of claim.
- > Where is the contract wherein I knowingly and willingly, with full disclosure, consented or otherwise agreed to be treated this way?
- > Me, I see a yellow fringe around your flag which clearly advertises "admiralty matters settled here" - so again I say, where is the contract?
- > Where is the Form 1099OID?
- > Who are you people and why do you deem yourselves better than me?
- > May I remind everyone, Equality under the Law is paramount and mandatory by law.
- > Me, I am unrepresented, I don't "do Attorneys" as I have found them to be injurious to my freedom, life, liberty and pursuit of happiness.
- > Me, I reserve all rights at all times in all places and I waive no rights at any time or in any place. I do waive benefit privilege.
- > Am I under arrest or am I free to go?
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> You may wonder why we take this position. We believe the effectiveness of the strategies offered here depend largely upon you. In order for any remedy to work, you need more than information, you need understanding, which only you can provide. You need more than understanding, you need determination, persistence, and courage. In other words, you must have the personal character necessary to make any solution work.

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> Some people will use the remedy offered here with great success. Others may use the same information and fail. It is not enough to merely use the same forms and instructions. You must understand what you are doing. The remedy offered here are just instructions, procedures and forms that others have used to gain their remedy. You must provide the understanding, determination, persistence, and courage to apply the information correctly.

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> If you use some of the remedies offered here and you lose in a given situation, this will not mean the war is over or that your efforts went unrewarded. The failed attempt may well be part of your journey toward the understanding and character that you will require to eventually win the war and gain your own freedom. Personal freedom is well worth fighting for, so we would encourage you to be determined and not give up at the first set back.

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