

James Bernard Hoffmann; a Moor
Non-Domestic Mail
C/O 1202 E 4th st.
Alton, IL, Republic

Traffic Stop **LAWFUL Notice** Affidavit of Truth

Dear **Police Officer**, **Code Enforcement Officer**, **Government Agent**, **Sheriff**, **Law Enforcement Officer**, or **Peace Officer**, please, take notice of the Affidavit below, before you '**Presume Contract Jurisdiction**' and attempt to **Engage** this **Common Law Private Sovereign American** into **Statutory Law**, ie: **Public Policy Enforcement**.

The '**Sovereign American Traveler**' honorably and passively, presenting this knowledge to you, is doing so in an attempt to **protect you from yourself**.

I have a great deal of respect for the '**Public Service**' you are committed to, and understand how difficult it is to seek out and prosecute criminals. However, this Document is presented at a 'traffic stop', and therefore is a mandatory part of the **Official Record** of any ensuing action, and **MUST** be introduced as **prima facie Discovery Evidence** in said action.

It will be noted that willful suppression of 'Evidence' is a 'Felony'. Any cause of action will result in a lawsuit under USC Title 18, Title 28, and Title 42, 1983.

This "**NOTICE**" has been submitted upon **DEMAND** of a '**DRIVERS LICENSE, 'Registration, 'Proof of Insurance, ' or ANY other State issued Privilege, Permit or License** (of which, **NONE** of these **Statutes**, this **Sovereign American Traveler** is **Liabile**, or **Contracted to**).

The U.S. Supreme Court ruled: 'The **unalienable "RIGHT" to travel** is a part of the liberty of which the **American Citizen** cannot be deprived without due process of the law under the 5th Amendment'
See: *Kent v. Dulles*, 357 U.S. 116, 125.

Please, be informed that this **Traveler** is a "**Secured Party creditor**" First Class **Private Sovereign American**, and **NOT** a Second Class **Public 'Federal US citizen'**, and, as such, has served your **Administrative Agency, 'Lawful Public Notice'** of his '**Secured Party Status**' in the Community.

This 'Certified Lawful Notice' of his 'UCC-1 Filing', was recorded with the MADISON COUNTY RECORDER, as amended.

As a '**Private Sovereign American**, inhabiting the land of Illinois near Alton, Illinois, this **Sovereign American**, has **Constitutional protection**.

The most important **Constitutional Protection** being, the Fifth Amendment Right: "**To Remain Silent**" (Miranda Warning).

Do not take offense, or be insulted because I choose to '**Plead the Fifth**', ie: **Remain Silent**, and **NOT** be **compelled** to co-operate with **your 'verbal interrogation'**.

"The Fifth Amendment provides that no person shall be **compelled** in any criminal case to be a witness against himself in a criminal prosecution but also privileges him not to answer **Official** questions put to him in any other proceeding, **civil** or **criminal**, formal or informal, where the answers might incriminate **him** in future **criminal proceedings**." LEFKOWITZ v. TURLEY, 94 S. CT. 316, 414 U.S. 70 (1973)

Due to this **Sovereign American's** past naivety with Statutory Law, this **Traveler** has since learned, that one **cannot listen oneself into trouble**. This **Traveler** now realizes it is a **Public Official's** Intent, to lure one into a **Verbal**, then **Written CONTRACT**. Therefore, this **Traveler must** inform **you** of his **Rights**, and not help **you** to coerce **him** into some **Statute** of which **he** is **NOT Liabile** to.

This **Traveler** does not willfully choose to Consent to your "**Offer To Contract**", nor to be '**compelled**' To Incriminate **himself** by answering **ANY** questions and thereby Entering into **ANY** sort of **Verbal Agreement**.

Unless you have a **Warrant for this Sovereign American's Arrest**, ie: a '**Valid Sworn Claim of Liability**', or have seen this **Sovereign American Commit a**

Felony, you have **NO Probable Cause** to detain him, as he has the "**Right to Free Travel**".

If you are Arresting this '**Secured Party**' **Sovereign American Without A Warrant**, you must IMMEDIATELY take him before a Judicial Officer of competent jurisdiction, to determine whether the Arrest was lawful, or if there was 'Probable Cause' for the Arrest, or you will be held **Personally Liable, and Accountable**, for **False Arrest (Kidnapping)** and Sued in your **Official Capacity**. 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** who has a **Claim** against him, charging him with a **Felony** or other infamous **crime**. This **Secured Party**' **Sovereign American** must be allowed the right to face his accuser.

If you deny this '**Secured Party**' **Sovereign American** 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 a violation of **The Fourth Amendment**. This '**Constitutional Rightful Demand**' must be met prior to booking. If you do not comply with this 'Rightful Demand' **You Will Be Sued**.

Please, also be informed that under the Rules of the "**Uniform Commercial Code**", this First Class **Sovereign American** is NOT engaged in ANY **COMMERCIAL** Activity (**STATUTORY LAW**) where **MOTOR VEHICLE** Licensing is mandatory. This '**First Class Sovereign American**' is a "**Free-Born and Natural Sovereign American**", "riding a motor bike" or "traveling for pleasure in an Automobile", and this "Conveyance" form of "Locomotion", is his "**Private Property**" for private use, only.

This '**First Class Sovereign American**' is NOT "**DRIVING OR OPERATING A Public Property 'MOTOR VEHICLE'**", therefore NOT *Engaged in the 'Activity of Commerce'*, and therefore **NOT Liable**, under the "**MOTOR VEHICLE STATUTORY LAW**", Or subject to your Jurisdiction.

If a '**Public Official**' 'Assumes Jurisdiction' and insists in his/her pursuit in engaging a '**Private Sovereign American**' without a "**Viable Sworn Claim of Liability**", ie: '**Affidavit**' or a '**Warrant**', s/he is "trespassing" and is therefore no longer 'immune to prosecution', and will be '**held personally accountable**', in his/her '**Private Capacity**' for acting outside of his/her '**Official Capacity**' and will therefore be 'charged' with a 'Hostile Act of Official Aggression', in an **Article 3 Court**.

(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.)

Where a **Secured Party**' **Sovereign American** is detained, without a **Warrant** and without having committed a **crime** (traffic infractions are not crimes), the detention is a **false arrest** and **false imprisonment**.

Damages awarded; *TREAEVANT v. CITY OF TAMPA*, 241F2D.336 (11TH CIR.1984) Motorist illegally held for 23 minutes in a traffic charge was awarded \$25,000 in damages. The above case sets the foundation for \$75,000 dollars per hour, or \$1,800,000 dollars per day.

The privilege is not ordinarily dependent upon the nature of the proceeding in which the testimony is sought or is to be used. It applies alike to civil and criminal proceedings, wherever this might tend to subject to criminal responsibility on him who gives it. The privilege protects a mere witness as fully as it does one who is a party defendant." *MC CARTHY v. ARNDSTEIN*, 266 U.S. 34, 40, 45 S.C.T. 16, 17, 69 L.ED. 158 (1924)

Please, **BE FOREWARNED**, IF you choose to Commit these **FELONIES** yourself, by **DEMANDING** one Surrender one's **DRIVERS LICENSE** and/or **REGISTRATION Without** one's Willful Consent, and you persist with: 1) **Armed Assault** (*physically threaten one*), 2) **Extortion** (*Enter one into Contract, by Writing a Complaint, or Levying Fines without one's permission*), and 3) **Identify Theft** (*one's NAME is one's private property, and you may not take this 'Secured Party' American Citizen's property or wrongfully convert any of one's property, such as this Sovereign American's personal photograph or fingerprints without Written Authority which is granted only after an adversary proceeding which complies completely with The Fifth Amendment due process rights, concluded with a signed order by a Judicial Officer of competent jurisdiction ordering the taking of said property*), or 4) **Kidnapping** (*Arrest without a Warrant*) **You will Be Held Personally Accountable, Liable, and Sued for Damages:** BOTH under your **OFFICIAL** and **Individual** Capacities, for your "Hostile Act of Official Aggression".

If a 'Public Official' wishes to communicate with this 'Secured Party', s/he can do so, through correspondence by mail, to the address of:

James Bernard Hoffmann (Secured Party)

Non-Domestic Mail

Care of: 1202 E 4th st. , Alton, Illinois, republic

Let this 'Notice' serve as a mandatory part of the 'Official Record' of any ensuing action, and therefore Must be introduced as **prima facie evidence** in said action. It will be noted that willful suppression of evidence is a felony. Any cause of action will result in a lawsuit under USC Title 18, Title 28, and Title 42, 1983.

"...there can be no doubt that the Fifth Amendment privilege is available outside of criminal court proceedings and serves to protect persons in all settings in which their freedom of action is curtailed in any significant way from being compelled to incriminate

themselves." MIRANDA v. ARIZONA, 86 S. CT. 1602, 384 U.S. 436 (1966)

Hale v. Henkel the united States supreme Court which speaking on the "Law of the Land." The opinion of the court stated:

"The individual may stand upon his constitutional rights as a Citizen. He is entitled to carry on his private business in his own way. His power to contract is unlimited. He owes no duty to the State or to his neighbors, to divulge his business, or to open his doors to an investigation, so far as it may tend to incriminate him. He owes no duty to the State, since he receives nothing therefrom, beyond the protection of his life and property.

"His rights are such as existed by the Law of the Land (Common Law) long antecedent to the organization of the State, and can only be taken from him by due process of law, and in accordance with the Constitution.

"He owes nothing to the public so long as he does not trespass upon their rights."

"...where the Fifth Amendment privilege against self-incrimination is involved...the court has always construed its protection to ensure that an individual is not compelled to produce evidence which later may be used against him as an accused in a criminal action... The protection does not merely encompass evidence which may lead to criminal conviction, but includes information which would furnish a link in the chain of evidence that could lead to prosecution, as well as evidence which an individual reasonably believes could be used against him in a criminal prosecution." HOFFMAN v. UNITED STATES, 341 U.S. 479, 486, 71 S. CT. 814, 95 L. Ed. 1, 18 (1951)

"in KASTIGAR v. UNITED STATES, 406 U.S. 441, 92 S. CT. 1653, 32 L. Ed. 212(1972), we recently reaffirmed the principle that the privilege against self incrimination can be asserted in any proceeding, civil or criminal, administrative or judicial, investigatory or adjudicatory. Id., at 444, 92 S. Ct. AT 1656; LEFKOWITZ v. TURLEY, 414 U.S. 70, 94 S. CT. 316, 322, 38 L. Ed. 274 (1973).

"WE have recently noted that the privilege against self-incrimination — the essential mainstay of our adversary system—is founded in a complex of values... To maintain a fair state individual balance, to require the government to shoulder the entire load... to protect the inviolability of the human personality, our accusatory system of criminal justice demands that the government seeking to punish an Individual produce the evidence against him by its own independent labors, rather than by the cruel, simple expedient of compelling it from his own mouth... In sum, the privilege is fulfilled

only when the person is **guaranteed the right to remain silent** unless he chooses to speak in the unfettered exercise of his own will."

Please also NOTE: the above, as stated by the Supreme Court, are rights and privileges as guaranteed by the **Constitution**, and anyone (including judges) who knowingly violates those rights may be **civilly** and **criminally liable** under several federal **statutes**. Please see: United States Code, Title 18 Section 241 (Conspiracy against Rights), and Section 242 (Deprivation of Rights under **Color of Law**); Title 42 Section 1983, 1985, 1986 (Civil Rights)

Any violation of My Rights or failure to Stop another from violating them, by a Public Servant Who has the Legal Duty and Power to Protect those rights, shall constitute a Crime.

IF YOU CHOOSE TO IGNORE THESE WARNINGS it will show bad faith on **your** part, and **prima facie evidence** of your deliberate indifference to Constitutionally mandated rights. A copy of this instrument will be **prima facie evidence** of your bad faith. **YOU Will Be Held Personally Accountable, Liable, and Sued for Damages; BOTH** under your **Official** and **Individual** Capacities.

Remember, YOU Are "Doing Business As" A Public Servant, and as such, you are **expected to treat me with due respect, as I respectfully thank you, for reading this NOTICE OF INTENT.**

Officer, I cannot and will not Offer you any information that may later be used against **me** in a **Civil** or **Criminal** proceeding. This includes producing documents that may or may not, be in **my** possession. If there is some important information that you wish to impart upon **me**, please do so in a respectful manner. I do hope you will have a good day.

Respectfully submitted,

JAMES BERNARD HOFFMANN©, and all derivatives thereof
My Copyright

James B. Hoffmann

James B. Hoffmann, sui juris
sovereign living soul, holder of the office of "the
people"
inhabitant of the land of Illinois

ACKNOWLEDGEMENT

As an *ex officio* Notary Public and an officer of the court for the Republic of Illinois, I, Michele Kelly hereby certify that **James B. Hoffmann**, who is known to me, who is a sovereign living soul, an inhabitant of the land of Illinois, and a holder of the office of "the people", appeared before me and executed the foregoing on this 19th day of May, in the year of our Lord, Two Thousand and Fifteen.

Michele Kelly
Notary



Private and non-negotiable between the parties

FILE FOR RECORD - THIS IS INTERNATIONAL NOTICE

RETURN TO:

James Bernard Hoffmann - Without Prejudice UCC 1 - 308
1202 E 4th st.
Alton, Illinois
Non domestic
Without the United States
*Not in any federal zone, territory, possession, enclave, etc.,
and not subject to the jurisdiction of the United States, et al.*

NOTICE OF DECLARATION IN THE FORM
OF A COMMERCIAL AFFIDAVIT OF TRUTH

NOTICE OF COMMON LAW COPYRIGHT,
COPY CLAIM, TRADEMARK

Madison county registry
157 N. Main St. Suite 211 P.O. Box 308
Edwardsville, Illinois 62025

This Declaration is made without prejudice:

Re: the art work "JAMES BERNARD HOFFANN", any/all derivatives thereof.

I/Me/Myself/Us/We/Ourselves, James Bernard Hoffmann, the undersigned affiant, a living **man** upon the land of Illinois, and not a corporation or legal fiction, etc., born upon the land in Missouri, in the united states of America on January 1, 1953 declare that I am of majority and competent to state the matters set forth herein with first-hand knowledge of the facts and that they are true, correct, not misleading, and certain, admissible as evidence.

- This plain statement of Fact being a matter that must be expressed to be resolved. In Commerce truth is sovereign. Truth is best expressed in law in the form of an affidavit. An uncontroverted affidavit stands as truth in commerce and becomes the judgment, can only be challenged by a rebuttal affidavit item for item signed under penalty of perjury, and can only be satisfied by payment, agreement, resolution, or by a trial by jury according to the common law of Illinois.
- I/Me/Myself/Us/We/Ourselves am presenting this affidavit for truth in commerce and as a Contract for Waiver of Tort.
- The public record being the highest form of evidence, I am creating a public record by Declaration of said Copyright by recording with the Madison County Recorder, in the state of Illinois.
- The person and name known as JAMES BERNARD HOFFMANN, and any/all derivatives thereof being a legal fiction(s) without form or substance, and without any resemblance to any natural born living being, is entirely an intentional commercial Fraud created by the alleged de facto government officials and agents of the nul tiel COMMERCIAL CORPORATION(s) doing business as, but not limited to; the UNITED STATES, USA, US, GOVERNMENT OF WASHINGTON DC, DISTRICT OF COLUMBIA (including any agencies/persons claiming jurisdiction over any US territorics, possessions, enclaves, etc.), et al, FEDERAL RESERVE SYSTEM, DEPARTMENT OF TREASURY, INTERNAL REVENUE SERVICE (IRS), BUREAU OF ALCOHOL, TOBACCO, AND FIREARMS (BATF), FEDERAL BUREAU OF

INVESTIGATION (FBI), DEPARTMENT OF HOMELAND SECURITY, CENTRAL INTELLIGENCE AGENCY (CIA), NATIONAL SECURITY AGENCY (NSA), AMERICAN BANKING ASSOCIATION (ABA), AMERICAN BAR ASSOCIATION (ABA), STATE OF TEXAS, STATE OF FLORIDA, STATE OF NEW HAMPSHIRE, etc., with subdivisions being CORPORATE MUNICIPAL COUNTIES, BOROUGH, PARISHES, and CORPORATE MUNICIPAL CITY(IES). The FICTION is created for the purpose of disenfranchising the living man, James Bernard Hoffmann his life, liberty, property and the pursuit of happiness for the unjust enrichment of said CORPORATE and GOVERNMENTAL FICTIONS.

- A copyright, copy-claim and trademark is hereby placed on the art "JAMES BERNARD HOFFMANN"© and any/all derivatives thereof.

Any indentures, debentures, bonds, securities, judgments, warrants or any other kind of commercial paper issued or predicated on the art "JAMES BERNARD HOFFMANN"©, shall become a Security Agreement between the issuing party and the affiant and shall make the issuer liable for fees, damages and penalties as follows:

- Any usage shall incur a debt of \$15,000 in US Silver Dollar Coin convertible at the legal and lawful ratio prescribed by law of 24:1 of Silver Dollars to Federal Reserve Notes per usage per signatory;
- Failure to correct the unjust usage in a timely manner upon notice will result in the additional penalty of \$1,000.00 US in Silver Specie convertible at the legal and lawful ratio prescribed by law of 24:1 of Silver Dollars to Federal Reserve Notes to per day until paid.
- Failure to render the appropriate funds in a timely manner will result in a Lien/Levy against the property of the person violating said copyright, as no controversy will exist.

Anyone placing the copyrighted, copy-claimed and trademarked "JAMES BERNARD HOFFMANN"© or any derivations thereof on any document which is in any way associated with Me, the living soul, James Bernard Hoffmann, shall, by such document acting prima facie as evidence of violation, become liable for penalties payable in legal and lawful tender of:

- Ten (\$10.00) dollars US silver coin per day until Notice is delivered;
- One hundred (\$100.00) dollars US silver coin per day for each day AFTER Notice is received until the offending document is destroyed and a public retraction is made in the local newspaper in a double-wide column of not less than three (3") inches in length, if such notice is published within thirty (30) days of Notice;
- One thousand (\$1,000.00) dollars US silver coin per day for each day after Notice if such retraction is not published within thirty (30) days of said Notice; and,
- Notice will be based upon the records of the commercial business that affects delivery.

"JAMES BERNARD HOFFMANN"© is the perfected proprietary security for the living soul James Bernard Hoffmann, under original common law for one hundred (100) years and is private property for the protection of My estate, life, liberty, and property.

Unauthorized possession or use of "JAMES BERNARD HOFFMANN"© and any/all derivatives thereof may be a violation of State Code for Fraudulent Use or Possession of Identifying Information which is punishable by prison and fine.

Any use of "JAMES BERNARD HOFFMANN"© and any/all derivative(s) thereof, with or without scienter, at the expense of any right, liberty, property, or any part of My estate, absent full disclosure and lacking written prior consent is strictly forbidden and chargeable to each of the users/issuers in the amount of the sum certain of one million (\$1,000,000.00) dollars of legal and Lawful Silver Dollar Coin of the United States, convertible at the legal and lawful ratio of 24:1 to Federal Reserve Note Dollars as

prescribed by law and is not limited by any past, present, or future restriction for each instance of said unauthorized use.

Placement of "JAMES BERNARD HOFFMANN"© on any document associated in any manner with My estate or Me, James Bernard Hoffmann, without My written prior consent is all of the evidence required for enforcement of this agreement/contract and is evidence that any and all users and issuers are in full agreement and have accepted this agreement/contract without controversy under the conditions and terms so stated and set forth herein.

I/Me/Myself/Us/We/Ourselves, James Bernard Hoffmann, am not an expert in the law, however, I do know right from wrong. If there is any living man that is being unjustly damaged by any statements herein, he/she will inform Me by facts in the form of a **signed and sworn Affidavit**. Therefore, I hereby and herein reserve the right to amend and make amendment to the attached Instrument as necessary in order that the truth may be ascertained and proceedings justly determined. If any living soul has information that will controvert and overcome this signed and sworn Declaration in this commercial matter, you must advise Me of the facts in the form of a **signed and sworn Commercial Affidavit** within ten (10) days from recording hereof, proving with particularity by stating all requisite actual evidentiary fact and all requisite actual law, and not merely the ultimate facts of conclusions of law that this affidavit by Declaration is substantially and materially false sufficiently to change materially My or the fictitious status and factual declaration. Your silence stands as consent to, and tacit approval of, the factual declarations here being established as fact as a matter of law and this affidavit by Declaration will stand as final judgment in this matter; and for the sum certain herein stated and will be in full force and effect against all parties, due, payable and enforceable by law. The criminal penalties for commercial fraud is determined by jury and by law, the monetary value is set forth by Me for violation of My Private Property and for breach of the law, the contract, the Constitutions, in the amount of the sum certain stated herein of two million five hundred fifty thousand (\$ 2,550,000.00) dollars specie of Gold coin or lawful coinage of the united States as defined by Article I, Section 10 of the Constitution of We the People for the united States of America and will be due, payable on the eleventh day, and any day there after as use occurs after filing by Me, in the public records of the county of Madison county, in the Illinois Republican state.

Notice to the agent is notice to the principal. Notice to all agents of the State of Illinois and all subdivisions thereof is made by the filing of this document with the Madison County Recorder, Illinois.

Further affiant sayeth not!

ALL RIGHTS RESERVED,
FOR COPY-CLAIM the art " JAMES BERNARD HOFFMANN"© and any/all derivatives thereof.

By James Bernard Hoffmann
Debtor, Grantor

ACCEPTANCE

By James Bernard Hoffmann *no dolus*
Honourable James Bernard Hoffmann, living soul, sui juris, Agent, a lawful **Man** and article 9 entity.

This document prepared by James Bernard Hoffmann

ACKNOWLEDGMENT/NOTARY

Madisn County

Illinois
united states of America
original jurisdiction

The above affiant, personally known to Me, or proved to Me on the basis of satisfactory evidence, to be the one whose address (name) and autograph is subscribed to the within instrument. Affiant swears under the pains and penalties of perjury that all statements made herein are true, correct, certain, and not misleading.

Duly subscribed and sworn on this 19th day of May, ~~2008~~ ²⁰¹⁵

X Michele Kelly
Notary Public

(seal)

