

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

ARTHUR R. MORALES)
)
Plaintiff - Appellant)
)
v.) Case No. 00-2029
)
LOCKHEED MARTIN, et. al.)
Defendants - Appellees) Federal Rule of Civ. P. 60(b)(4)

MOTION TO VACATE JUDGMENTS FOR LACK OF JURISDICTION

I. INTRODUCTION

1 Plaintiff - Appellant sued the Lockheed Martin Corporation under the ADEA and Job Discrimination and retaliation (employment) New Mexico district federal lawsuits D.C. No. CIV-97-350-LH on FILE DATE 03/17/1997, ENTERED ON DOCKEY entry #1 on 03/18/1997.

03/17/1997 1 COMPLAINT (6 Summons(es) issued) (referred to Magistrate Don J. Svet) (former employee) (Entered: 03/18/1997)

II. BASIS OF MOTION

2 Docket entry 03/17/1997 shows that plaintiff paid filing fee of \$150 on 03/18/97.

03/17/1997 FILING FEE PAID: on 3/17/97 in the amount of \$150.00, receipt #: 105286. (former employee) (Entered: 03/18/1997)

3 Docket entry 25 shows JURY DEMAND filed on 06/19/1993 and docketed on 06/16/1997.

06/13/1997 25 DEMAND for jury trial by pltf (kd) (Entered: 06/16/1997)

3 Docket entry 46 shows Judge C. LeRoy Hansen ORDER denying the jury demand.

01/06/1998 46 ORDER by Judge C. LeRoy Hansen denying jury demand [25-1] by Arthur R Morales (cc: all counsel) (dmw) (Entered: 01/06/1998)

4 Docket entry 158 shows Judge C. LeRoy Hansen dismissing lawsuit without DEMANDED jury trial.

12/29/1999 158 JUDGMENT by Judge C. LeRoy Hansen dismissing case with prejudice (cc: all counsel*) (dmw) (Entered: 12/30/1999)

5 Docket entry 161 show notice of appeal filed

01/24/2000 161 NOTICE OF APPEAL by plaintiff Arthur R Morales from Dist. Court decision [158-2] ; Fees \$105.00 - Distribution as required. (cc: all counsel) (pg) (Entered: 01/25/2000)

6 Docket entry 162

11/16/2000 162 COPY of USCA Order: affirming the decision of the District Court [161-1] (pg) (Entered: 11/16/2000)

and <http://www.kscourts.org/ca10/cases/2000/11/00-2029.htm>

Tenth Circuit Court of Appeals judges BALDOCK, KELLY, and HENRY affirm Hansen's

voidable 12/29/1999 158 JUDGMENT.

"The court or tribunal must have the power of authority to render the particular judgment."

III. ISSUES

7 Right of jury trial is guaranteed inviolate by 7th Amendment to US Constitution and 28 USC Rule 38.

A judgment may not be rendered in violation of constitutional limitations and guaranties.

The court or tribunal must have the power of authority to render the particular judgment.

8 Docket entries show that Hansen was blatantly bias and unjust and should be held accountable for his actions, which included denying Plaintiff - Appellant's opening statement and unwarranted sanctions for \$2,160.85.

IV RELIEF SOUGHT

7 Return filed stamped copy of this Motion with 10 working days.

8 Sign attached ORDER rescinding Hansen's order/judgment Docket entry 158 and rescind BALDOCK, KELLY, and HENRY's ORDER AND JUDGMENT Case No. 00-2029 for lack of jurisdiction to deny constitutional right of trial by jury inviolate which also orders settlement or trial by jury within 90 days of entry.

Respectfully submitted,




Arthur R. Morales
465 Washington St SE
Albuquerque, NM 87108

Date: 9/11/07

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing MOTION TO VOID JUDGMENT FOR LACK OF JURISDICTION was mailed to C. LeRoy Hansen, United States District Court, 333 Lomas Blvd. N.W., Ste 740, Albuquerque New Mexico 87102 and by email at Hansen's Chambers@nmcourt.fed.us, Kennedy, Moulton and Wells at 2201 San Pedro NE, Bldg 2, Suite 105 Albuquerque NM 87110.



Date: 9/11/07