

December 8, 2006

Office of the
US Dept of Justice
PO Box 607
Albuquerque, NM, 87103

Cert US Mail
7006 6810 0003 0933 6543

Re: Default

Att: Cynthia L. Weisman
David C. Iglesias

EXHIBIT "A-2"
TO REPLY
TO RESPONSE
TO MOTION
TO STRIKE
ALL

Greetings Ms. Weisman and Mr. Iglesias;

This is our...

FINAL DEMAND
FOR EXHIBITION OF AUTHORITY AND CREDENTIALS
AND
A POINT FOR POINT RESPONSE TO OUR
AFFIDAVIT OF TRUTH
AND OUR
AMMENDMENT to our AFFIDAVIT OF TRUTH

...which three (3) documents were sent to each of you in August, 2006, and to which we have received no response.

We informed you that you had until September 8, 2006 to respond on a point by point basis to the Affidavits, and ten (10) working days to provide "Proof of Authority."

Your immediate attention to this FINAL DEMAND is required because;

YOU ARE CURRENTLY IN DEFAULT ON ALL OF THE ABOVE.

Copies of these three (3) requests are included for your convenience.

OUR AUTHORITY

We, in good faith, rely heavily and primarily on the decisions of the U.S. Supreme Court, and also upon the law *as written* as the basis for our "authority" to ask for these documents. For example, in FEDERAL CROP INSURANCE V. MERRILL, 332 US 380, the Supreme Court ruled in part;

"Whatever the form in which the government functions, anyone entering into an arrangement with the government takes the risk of having accurately ascertained that he who purports to act for the government stays within the bounds of his authority, even though the agent himself may be unaware of the limitations upon his authority" (emphasis added)

Therefore, when challenged, your authority and jurisdiction are required to be proven. Although you both are in DEFAULT on the requests above that have lawfully been made upon you, we are, in good faith and in the interest of "fair play" granting you an extension until December 15, 2006 to provide the documentation requested.

NEGATIVE AVERMENT

Please be advised that your failure to provide the requested items by December 15, 2006, will by default and acquiescence, be an admission by both of you that everything contained in our AFFIDAVIT OF TRUTH and our AMMENDED AFFIDAVIT OF TRUTH is true, and that you are operating outside the statutes and laws cited in our requests. (See also 28 USC 503B; 1652)

VERIFICATION

I declare under penalty of perjury, under the laws of the **United States of America**, without the "**United States**" (federal government), that the foregoing is true and correct, according to the best of My current information, knowledge and belief, so help me God, pursuant to 28 U.S.C. 1746 (1).

I expressly reserve all our rights, without prejudice.

Executed on 12/8, 2006 Anno Domini.



Robert E. Carman,
Qualified Federal Witness:
18 USC 1510, 1512-13
HCR 64 Box 12-15,
Santa Cruz 87567
NEW MEXICO, USA
Ph; 505-753-2766

Cc; rec/rkc

Attached; Copy of Notice(s) and Demand(s) For Exhibition of Authority and Credentials
Copy of AFFIDAVIT OF TRUTH and AMMENDED AFFIDAVIT OF
TRUTH

PROOF OF SERVICE

I, Robert E. Carman, *Sui Juris*, hereby certify, under penalty of perjury, under the laws of the **United States of America**, without the "**United States**" (federal government), that I am at least 18 years of age, a Citizen of one of the United States of America (50 States), and that I have mailed by Certified US Mail a copy of this **FINAL DEMAND** to the following;

Cynthia L. Weisman
c/o P.O. Box 607
Albuquerque 87103
NEW MEXICO, USA

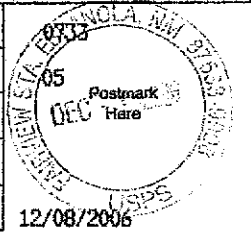
David C. Iglesias
c/o P.O. Box 607
Albuquerque 87103
NEW MEXICO, USA

7006 0810 0003 0933 6543

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only - No Insurance Coverage Provided)

For all the information visit our website at www.usps.com
ALBUQUERQUE NM 87103

Postage	\$ 1.11
Certified Fee	\$2.40
Return Receipt Fee (Endorsement Required)	\$1.85
Restricted Delivery Fee (Endorsement Required)	\$0.00
Total Postage & Fees	\$ 5.36



Sent To: Office of the US Atty
 Street, Apt. No., or PO Box No.: P.O. Box 607
 City, State, ZIP+4: Alb NM 87103

FAIRVIEW STATION
 ESPANOLA, New Mexico
 875329997
 8401500733-0098
 12/08/2006 (505)753-2945 04:03:49 PM

Sales Receipt

Product Description	Sale Unit Qty	Price	Final Price
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SANTA FE NM 87504			\$1.59
First-Class			
5.40 oz.			
Return Rcpt (Green Card)			\$1.85
Certified			\$2.40
Label #:	70060810000309336536		
Issue PVI:			\$5.84
ALBUQUERQUE NM 87103			\$1.11
First-Class			
3.50 oz.			
Return Rcpt (Green Card)			\$1.85
Certified			\$2.40
Label #:	70060810000309336543		
			\$5.36

PROOF OF SERVICE
"FINAL DEMAND"
 FOR EXHIBITION OF ~~CREDENTIALS~~
CREDENTIALS
 Sent 12-08-06
 Recd 12-11-06

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
OFFICE of the U.S. Atty
P.O. Box 607
Alb NM 87103
 att: CL Weisman
DG Iglesias
 Demand
 FINAL no EPTS

COMPLETE THIS SECTION ON DELIVERY

A. Signature: Bill Strookol Agent Addressee
 B. Received by (Printed Name): Bill Strookol C. Date of Delivery: _____
 D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below: _____

3. Service Type: Certified Mail Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.
 4. Restricted Delivery? (Extra Fee) Yes No

\$13.03
 \$20.00
 -\$6.97
 ps and postage.
 services only.
 business.
 ipy

2. Article Number (Transfer from service label) **7006 0810 0003 0933 6543**

August 15, 2006

US Dept of Justice
US Attorney
PO Box 607
Albuquerque, NM, 87103

Cert US Mail # 7004 0750 0002 1048 8202

Re; DOJ Enforcement of IRS "Summons"

Att; Cynthia L. Weisman, Assistant US attorney.

Greetings Ms. Weisman;

Thank you for your letters dated August 7, 2006, to myself and my wife Robin Carman.

You informed us that the IRS has contacted your office in order to "...seek enforcement of the March 2006 IRS summons issued..." to us. The following is our response in rebuttal of your letter, and must be responded to on a point by point basis by **September 8, 2006** in order to avoid default on your part.

AFFIDAVIT OF TRUTH

A. Please be advised that the Court of Appeals for the 2nd Circuit has ruled that an IRS summons can be ignored with impunity absent a court order from a court of competent jurisdiction.¹ In Schultz v. IRS (04-0196cv) the court ruled in part that;

"... absent an order to seek enforcement through a federal court, IRS summonses apply no force to taxpayers, and no consequence whatever can befall a taxpayer who refuses, ignores, or otherwise does not comply with an IRS summons until that summons is backed by a federal court order... [a taxpayer] cannot be held in contempt, arrested, detained, or otherwise punished for refusing to comply with the original IRS summons, no matter the taxpayer's reasons, or lack of reasons for so refusing."

B. Please also be advised that we are NOT "taxpayer(s)"² as that term is defined and used in the IRC (Internal Revenue Code). We have given "Notice To The World"³ of our status as private-

¹ "The United States District Court (USDC) is **not a true United States court** established under Article III of the constitution to administer the judicial power of the United States therein conveyed. It is created by virtue of the sovereign congressional faculty, granted under Article IV, Section 3, of that instrument of making all needful rules and regulations respecting the **territory(s)** belonging to the United States." Balzac V. Porto Rico 258 US (Supreme Court) 298. (Parenthesis, 'bold' and emphasis added)

² "The revenue laws are a code or system in regulation of tax assessment and collection. They relate to taxpayers, and not to nontaxpayers. The latter are without their scope." United States Court of Claims, Economy Plumbing and Heating v. United States, 470 F.2d 585, at 589 (1972)

sector Citizens of ONE-OF the *United States of America*, i.e., sovereign Citizens of New Mexico state, and by Right Of Election **not** federal "US citizens," or "US Individuals" or any other federal designation that would make us subjects of the federal/territorial/legislative "United States" or its' laws, codes, etc. We are thus qualified to serve in the House, Senate or White House. As Citizens of New Mexico state, federal municipal law does not apply to us and cannot be enforced upon us

C. While we have filed our "1040's" in order to correct erroneous information supplied to the IRS on various "1099's" etc., we have filed them under 28 USC 1746 (1) and specifically NOT for entrance into any foreign (i.e., "U.S.") jurisdiction.

D. Please also be advised that the IRS has rejected these lawfully filed returns, and has fraudulently filed "dummy returns" for us, even though their own (Internal Revenue Manual) regulations disallow this practice. Based on these fraudulent "dummy" returns, the IRS has penalized us, threatened us, mailed us threatening communications, stolen our money, recorded fraudulent "liens" etc., etc., ad nauseam... all criminal offenses, to which your department of "justice" turns a blind eye.

E. Based on the above (D) and on your letter to us, we can only assume that you are in collusion with this criminal organization, and are actively engaged in an outright and ongoing denial of our due process rights as guaranteed by the lawfully amended Constitution of the United States.

As you will see in the attached "SECOND AFFIDAVIT OF DEFAULT, PROBABLE CAUSE AND ESTOPPELL BY ACQUIESCENCE" which has been filed as Public Record, we are engaged in criminal investigation of the IRS.⁴

F. YOUR JURISDICTION IS REQUIRED TO BE PROVEN

When challenged, those posing as government officers and agents are required to affirmatively prove whatever authority they claim. In the absence of proof, they may be held personally liable for loss, injury and damages.⁵

As per FEDERAL CROP INSURANCE V. MERRILL, 332 US 380, the Supreme Court ruled in part;

³ Our First "Affidavit of Default" was filed on January 30th 2006 with the Records of Santa Fe County as Instrument # 1417866. See also "Affidavit/Notice of Default" recorded as Instrument # 1430559, and "Real Property Public Notice" (instrument # 1386877).

⁴ *PLEASE NOTE* We have also become aware of evidence that your organization, the Department Of Justice for the District of New Mexico, may be operating without proper credentials, NM Bar licensing requirements etc., and as such we are enclosing two "Notice and Demand For Exhibition of Authority and Credentials" which are to be completed by you and Mr. Iglesias and returned to us within the time frame allotted in the Notices. See attached copy of a FOIA Request for 10th Circuit Judges' credentials.

⁵This is now the case with the IRS, and they have, by their silence and by default, acquiesced to our invocation of the doctrine of estoppel, and various agents of the IRS will now be held personally liable for their continued criminal activities in a court of competent jurisdiction.

“Whatever the form in which the government functions, anyone entering into an arrangement with the government takes the risk of having accurately ascertained that he who purports to act for the government stays within the bounds of his authority, even though the agent himself may be unaware of the limitations upon his authority”

G. We are providing for you an approximate 20 day window (September 8, 2006) in which to reply, and rebut on a point for point basis, the information contained in this Affidavit. Your failure to rebut this Affidavit on a point by point basis will be construed to mean that you agree 100% with our assertions enumerated within this Affidavit including the following;

- 1) Our lawfully filed returns are not frivolous. They contain all the information the IRS needs to process the returns, as per the letter of the law/code sections referenced in those returns.
- 2) By studying the Internal Revenue Code (IRC) and numerous Supreme Court decisions, we have come to a better understanding of the Federal Income Tax Laws. This understanding has revealed to us the following:
 - a) That terms such as “wages”, “employee”, “employer”, “self-employed”, “trade or business”, etc., have very specific legal definitions in the IRC that do share the understanding of those words as used in the metaphorical sense in the everyday common vernacular.
 - b) In applying this clearer understanding to our record, we are now aware that, unless otherwise stated on our returns, we;
 - i) were not nor have ever been “employee(s),”
 - ii) received no “wages,”
 - iii) have not worked for an “employer,”
 - iv) received nothing connected with “self employment” or a “trade or business”as these terms are used and defined in the IRC.
- 3) Based on this clearer understanding of the law, we have continued to follow the law and have filed our returns according to the letter of the ‘law’.
- 4) Our returns are basically a claim for refund, which we are lawfully entitled to since we have no “wages”, “earnings,” etc., unless otherwise stated on our returns.
- 5) In the returns that we have lawfully filed, we asserted, and continue to assert, that the reportings of our earnings as “wages,” and that any taxes withheld from our earnings, was done so in error, as we received no earnings that fell within the narrow legal scope of the term “wages” as defined in Section 3401 of the IRC.⁶

⁶ 26 USC 3401: (a) Wages ... “remuneration... for services performed by an employee for his employer,.. (c) Employee... “includes[**] an officer, employee, or elected official of the United States, a State, ... or the District of Columbia..” 26 USC 3121(a): Wages ... “means remuneration for employment.. (b)Employment .. means “...any service... (A) “by an employee” (i) within the United States.. (e) (1) State... includes [**] the District of Columbia, ... Puerto Rico, the Virgin Islands, Guam.. (2) United States. The term “United States” when used in a geographical sense includes [**]...Puerto Rico, the Virgin Islands, Guam... etc.” [**] “Inclusio unius est exclusion alterius” [**] *The inclusion of one is the exclusion of another. The certain designation of one person is*

- 6) Nor were we "employees" of an "employer" as those terms are defined in Section 3401 of the IRC. (For definitions of "employee" see footnote #6)
- 7) The only taxable earnings for any of the years in question are those specified on our returns, as for example, interest from a bank, which the Supreme Court has recognized as a federal instrumentality.
- 8) Since our returns have been filed, we have been met with responses that are in themselves frivolous, reprehensible and border on the criminal. All this from a supposed "government agency" that is charged with protecting the rights of its citizens and dutifully following its own code.

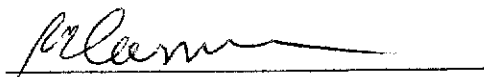
WE reserve the right to enter this **AFFIDAVIT OF TRUTH** and all evidence attached and/or referred to within, to be preserved as evidence under Rule 902 (4), (5), (8), (9), and (10) of the Federal Rules of Evidence, upon the records of such public recorders office at such place or places as we alone determine, which as a matter of public record shall be subject to submission and use in any legal proceeding thereafter as utilized by any person having cause to rely thereupon for evidence purposes, under the aforesaid Federal Rules of Evidence, and as for any other reasons that a public record of debt may be used accordingly.

Further, the undersigned sayeth naught.

VERIFICATION

WE declare under penalty of perjury, under the laws of the United States of America, without the "United States," that the foregoing is true and correct, per 28 USC 1746 (1). WE reserve all our rights, without prejudice.

Executed on 8/16, 2006 Anno Domini.



Robert E. Carman,
Qualified Federal Witness: 18 USC 1510, 1512-13
HCR 64 Box 12-15,
Santa Cruz 87567
NEW MEXICO, USA
Ph; 505-753-2766 (NOTE NEW ADDRESS)

an absolute exclusion of all others. This doctrine decrees that where law expressly describes [a] particular situation to which it shall apply, an irrefutable inference must be drawn that which is omitted or excluded was intended to be omitted or excluded. Black's Law Dictionary, 6th edition

R. Carman

Robin K. Carman,
Qualified Federal Witness: 18 USC 1510, 1512-13
HCR 64 Box 12-15,
Santa Cruz 87567
NEW MEXICO, USA
Ph; 505-753-2766

(NOTE NEW ADDRESS)

Cc; rec/rkc

Attached; Notice and Demand For Exhibition of Authority and Credentials (2)
Copy of FOIA Request, Copy of NM Bar Notice and Demand
Copy of "SECOND AFFIDAVIT OF DEFAULT, PROBABLE CAUSE AND
ESTOPPELL BY ACQUIESCENCE"

New Mexico All-Purpose Acknowledgement;

(NEW MEXICO REPUBLIC)

(COUNTY OF RIO ARriba)

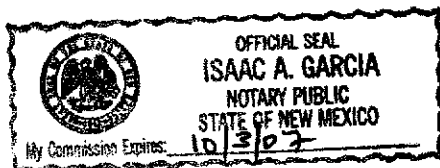
On the 16TH day of AUGUST, 2006 Anno Domini, before me personally appeared Robert E. Carman and Robin K. Carman, personally known to me (or proved to me on the basis of satisfactory evidence) to be the Person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that He/She executed the same in His/Her authorized capacity, and that by His/Her signature on this instrument the Person(s), or the entity upon behalf of which the Person(s) acted, executed the instrument. Purpose of Notary Public is for identification only, and not for entrance into any foreign jurisdiction.

WITNESS my hand and official seal.

Isaac Garcia

Notary Public

My commission expires



PROOF OF SERVICE

"AFF OF TRUTH"

sent 8/16/06
recd 8/24/06

7004 0750 0002 1048 8202

U.S. Postal Service
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ALBUQUERQUE NM 87103

Postage	\$ 1.35	0733
Certified Fee	\$2.40	01
Return Receipt Fee (Endorsement Required)	\$1.85	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 5.60	08/16/2006

Sent To: **CYNTHIA L. WEISMAN, US Dept of Justice**
US Atty
 Street, Apt. No.,
 or PO Box No. **P.O. Box 607**
 City, State, ZIP+4 **ALBU. NM 87103**

PS Form 3800, June 2002 See Reverse for Instructions

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee
 Cynthia L. Weisman Date of Delivery

B. Received by (Printed Name)
Cynthia L. Weisman

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes No

7004 0750 0002 1048 8202
 Domestic Return Receipt

102595-02-M-1540

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 Print your name and address on the reverse so that we can return the card to you.
 Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
CYNTHIA L. WEISMAN
U.S. Dept of Justice
Dist of NM
P.O. Box 607
Albuquerque NM 87103

2. Article Number
 (Transfer from service label)
7004 0750 0002 1048 8202

PS Form 3811, February 2004

FAIRVIEW STATION
 ESPANOLA, New Mexico
 875329997
 3401500733-0098
 08/16/2006 (505)753-2945 02:56:23 PM

Sales Receipt		
Product Description	Sale Unit Qty Price	Final Price
ALBUQUERQUE NM 87103		\$1.35
First-Class		
4.50 oz.		
Return Rcpt (Green Card)		\$1.85
Certified		\$2.40
Label #:	70040750000210488202	
Issue PVI:		\$5.60
ALBUQUERQUE NM 87199		\$0.39
First-Class		
0.70 oz.		
Return Rcpt (Green Card)		\$1.85
Certified		\$2.40
Label #:	70032260000290374171	
Issue PVI:		\$4.64
WASHINGTON DC 20530		\$0.39
First-Class		
0.80 oz.		
Return Rcpt (Green Card)		\$1.85
Certified		\$2.40
Label #:	70040750000210488219	
Issue PVI:		\$4.64
Total:		\$14.88
Paid by:		
Cash		\$20.00
Change Due:		-\$5.12
Bill #: 1000200011343		
Clerk: 01		
All sales final on stamps and postage. Refunds for guaranteed services only. Thank you for your business. Customer Copy		

August 23, 2006

IT'S COPY

US Dept of Justice
US Attorney
PO Box 607
Albuquerque, NM, 87103

Cert US Mail # 7004 0450 0002 1048 8226

Re; DOJ Enforcement of IRS "Summons"

Att; Cynthia L. Weisman, Assistant US attorney.

Amendment to Our
"AFFIDAVIT OF TRUTH"

Greetings Ms. Weisman;

This letter is an ammendment to out lawfully filed AFFIDAVIT OF TRUTH, which was mailed to you on August 16, 2006, and which was received by you on August 21, 2006 according to the date stamped on our "return receipt."

Please take careful note of the "presumptive clauses" found below. Please also note that We, Robert E. Carman and Robin K. Carman, reserve the right to amend this affidavit, and reserve all other rights without prejudice. If you need more in which time to reply, please request a reasonable extension in writing to Us.

The presumptive clauses:

FIRST: This is lawful notification and is sent pursuant to the federal Constitution, specifically, the Bill of Rights, in particular, the First, Fourth, Fifth, Sixth, Seventh, Ninth and Tenth Amendments, and pursuant to your oath, and requires your written response to Us specific to the subject matter. Your failure to respond, as stipulated, and rebut, with particularity, everything in Our Affidavit of Truth with which you disagree, is your lawful, legal and binding agreement with and admission to the fact that everything in Our Affidavit of Truth is true, correct, legal, lawful and fully binding upon you in any court in America, without your protest or objection or that of those who represent you. Your silence is your acquiescence. See: Connally v. General Construction Co., 269 U.S. 385, 391; Notification of legal responsibility is "the first essential of due process of law". See also: U.S. V. Tweel, 550 F.2d.297; "Silence can only be equated with fraud where there is

a legal or moral duty to speak or when an inquiry left unanswered would be intentionally misleading.”

LAST: If you disagree with anything in Our Affidavit of Truth, then rebut that with which you disagree, in writing, with particularity, to Us, within 20 days (by September 8, 2006) of Our affidavit's date, and support your disagreement with fact, evidence, and Constitutionally based law or case law. Your failure to respond, as stipulated, is your agreement with and admission to the fact that everything in Our Affidavit of Truth is true, correct, legal, lawful, and your irrevocable admission attesting to this, fully binding upon you in any court in America, without your protest, objection, or that of those who represent you.

WE reserve the right to enter this Amendment to Our AFFIDAVIT OF TRUTH and all evidence attached and/or referred to within, to be preserved as evidence under Rule 902 (4), (5), (8), (9), and (10) of the Federal Rules of Evidence, upon the records of such public recorders office at such place or places as we alone determine, which as a matter of public record shall be subject to submission and use in any legal proceeding thereafter as utilized by any person having cause to rely thereupon for evidence purposes, under the aforesaid Federal Rules of Evidence, and as for any other reasons that a public record of debt may be used accordingly.

Further, the undersigned sayeth naught.

VERIFICATION

WE declare under penalty of perjury, under the laws of the United States of America, without the “United States,” that the foregoing is true and correct, per 28 USC 1746 (1). WE reserve all our rights, without prejudice.

Executed on 8/03, 2006 Anno Domini.