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7816

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Mail to:
Kenneth Curtis, Sports
C/o: P.O. Box 8503
Evergreen Park, Illinois [60805]

Affidavit
In the County Court of Records

Property of Cook County Clerk's Office

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Affidavit of Notice of Default of Jurisdiction and Judgment
AGAINST the CIRCUIT COURT OF COOK COUNTY and
IT'S OFFICERS AND AGENTS

State of Illinois)
 County of Cook)

From: Kenneth Curtis, Spotts
 Located: P. O. Box 8503
 Evergreen Park, Illinois

Date: March 19, 2004

To: THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
 16501 S. Kedzie, Rm# 204
 Markham, Illinois 60426

NOTICE OF DEFAULT is hereby entered for the records to show that *all points* in the Certified Demand for Proof of Jurisdiction served exclusive of February 13, 2004, to THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS which has not been answered or rebutted, are true and correct as a matter of law. (See Copy of Certified Demand for Proof of Jurisdiction Attached).

In a case tried by the US District Court, US v. Prudden, 424 F 2d 1921 (1970), the Court held that, "Silence can only be equated with Fraud where there is a legal or moral duty to respond or where an inquiry left unanswered would be intentionally misleading."

It is a Maxim of law that (1) "In commerce truth is sovereign"; (2) "Truth is expressed by means of an affidavit"; (3) "An un rebutted affidavit stands as the truth in commerce"; (4) "An un rebutted affidavit becomes the judgment in commerce, wherein the points remaining un rebutted in the end stand as the truth and the matters to which the judgment of the law is applied."

Because THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS at 16501 S. Kedzie, Room 204, in Markham, Illinois, have already been given an opportunity, time and place in which to prove jurisdiction, over Affiant, and it Failed to do so, it has proven that it does not have jurisdiction, over Affiant or Affiant's private property, Affiant's points and authorities and challenges stand as Truth.

In summary, THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS, it's officers and agents, does not have any jurisdiction whatsoever over Kenneth Curtis, Spotts or the private property of Kenneth Curtis, Spotts, to act any in any way.

"An order that exceeds the jurisdiction of the court is void, and can be attacked in any proceeding in any court where the validity of the judgment comes into issue." Rose v. Himely (1808) 4 Cranch 241, 2 L ed

THE CIRCUIT COURT OF COOK COUNTY and any agent thereof, by law is unable to order anything, or enforce void orders without being held personally and individually liable in an action under 42 U.S.C. 1983, 42 U.S.C. 1985, 42 U.S.C. 1986 and other appropriate actions.

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Therefore in conclusion, the above noted CIRCUIT COURT OF COOK COUNTY, ILLINOIS, and any agent thereof, lacks subject matter and person am jurisdiction, over Kenneth Curtis, Spotts and the private property of Affiant, and shall cease to attempt to exercise jurisdiction over Affiant and Affiant's private property. There shall be no cause for warrant held as valid, nor any further notices or action of any kind.

Finally,

See the Universal Declaration of Human Rights, General Assembly resolution 217 A (III) of 10 December 1948...

Article 9.

No one shall be subjected to arbitrary arrest, detention or exile.

Article 12.

No one shall be subjected to arbitrary interference with his privacy, family, home or correspondence, nor to attacks upon his honour and reputation. Everyone has the right to the protection of the law against such interference or attacks.

Cross Reference the above Universal Declaration with the International Covenant on Civil and Political Rights, General Assembly Resolution 2200 A (XXI) of 16 December 1966, implemented by Executive Order 11107...

Article 1

All peoples have the right of self determination. By virtue of that right they freely determine their political status and freely pursue their economic, social and cultural development.

Article 17

No one shall be subjected to arbitrary or unlawful interference with his privacy, family, home or correspondence, nor to unlawful attacks on his honour and reputation.

Article 50

The provisions of the present Covenant shall extend to all parts of federal States without any limitations or exceptions.

See also: Declaration on the Right and Responsibility of Individuals, Groups and Organs of Society to Promote and Protect Universally Recognized Human Rights and Fundamental Freedoms, G.A. res.53/144

Article 10

No one shall participate, by act or by failure to act where required, in violating human rights and fundamental freedoms and no one shall be subjected to punishment or adverse action of any kind for refusing to do so.

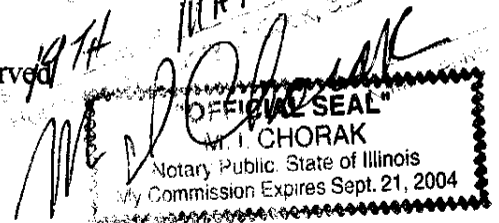
Certification

The undersigned certifies that the statements set forth in this document are true and correct. I, Kenneth Curtis, Spotts, am competent to certify that the statements herein are grounded in fact and warranted by law.

Kenneth Curtis, Spotts ARR
Signed

3-19-04
Date

Enc: Copy of Certified Demand for Proof Jurisdiction already served



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Affidavit of Refusal for Fraud Without Dishonor and Without Recourse to me and Certified Demand for Proof of Jurisdiction

State of Illinois)
County of Cook,)

From: Kenneth Curtis, Spotts
C/o: P.O. Box 8503
Evergreen Park, Illinois [60805]

Date: February 13, 2004

To: THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
16501 S. Kedzie, Rm# 204
Markham, Illinois 60426

Kenneth Curtis, Spotts, deposes and makes the following affirmation under the penalty of perjury, without the USA.

Now Comes, Kenneth Curtis, Spotts and hereby Refuses for Fraud Without Dishonor and Without Recourse to Me, the complaint no. YD091085, YD091086 and Defendant's Bail Bond no. D7629539 under FRCP 9(b), cross referenced to 18 U.S.C. 1746.

1. The aforesaid complaint no. YD091085, YD091086 and Defendant's Bail Bond do not apply to me.
2. Affiant is indigenious to this land, a member of a national, ethnical, racial and religious group, with status separate and distinct from the State of Illinois. It is a violation of customary international law and treaty based international law, to subject said peoples to legislative measures that do not apply to such group, and whose only purpose is to deprive said peoples of the full effective enjoyment of their universally recognized human rights and fundamental freedoms.
3. The Circuit Court of Cook County, Illinois, and it's judges, are bound by Article 6 clause 2 & 3 of the Constitution for the United States of America to fulfill obligations arising out of the International Covenant on Civil and Political Rights UN GA Resolution 2200A(XX), The Convention Against Torture and Other Cruel, Inhuman and Degrading Treatment U.N. T.S. 85 GA Resolution 39/46 and The Convention on the Elimination of Racial Discrimination UN GA Resolution 2106 (XX) and other relevant treaties concerned with the protection and promotion of human rights to which the United States is now or may become a party to in the future.
4. Any executive agency or agent bringing this court a matter to be heard is bound by Executive Order 13107, Fed. Reg. 68, 991 (1998) - Implementation of Human Rights Obligations. Section 1 (a) states: "It shall be the policy and practice of the Government of the United States, being committed to the protection and promotion of human rights and fundamental freedoms, fully to respect and implement its obligations under the international human rights treaties to which it is a party."
5. Under Article 50 of the International Covenant on Civil and Political Rights and Amendment 14 of the Constitution for the United States of America, all states and all state officers and agents are bound by the specific provisions of the Constitution and by the language of the International Covenant on Civil and Political Rights, not to exercise powers prohibited by the Constitution or by law.

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6. In Customary international law the Declaration on the Granting of Independence to Colonial Countries and Peoples UN GA Res. 1514(XV), require all colonial corporations including the colonial corporation called the United States of America to divest itself and all of it's legislative, executive and judicative bodies, of their power to compel people granted independence by the Declaration, to permit the perpetuation of the practices of colonialism.
7. Art.5 –of the Declaration declares that: “Immediate steps shall be taken, in Trust and Non-Self Governing Territories or all other territories which have not yet attained independence, to transfer all powers to the peoples of those territories, without any conditions or reservations, in accordance with their freely expressed will and desire...”
8. The State of Illinois has failed to transfer these powers and illegally permitted its corporate creation, the East Hazel Crest Police Department and THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS, Markham Tribunal, to commit Fraud, War Crimes and Crimes against humanity by interfering with the political rights, economic rights of indigenous peoples and enforcing non constitutional laws, laws of apartheid, which are also crimes against humanity.
9. Affiant is one of the people granted independence from the colonial state and is no longer required to perform under colonial statutes, and has not willingly or knowingly or intentionally, relinquished any power to the foreign, alien entity of THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS which permits it to engage in any act aimed at the destruction of rights arising out of customary or treaty based international law.
10. Article 1 of this Declaration, declares that: (1) The subjection of peoples to alien subjugation, domination and exploitation constitutes a denial of fundamental human rights, is contrary to the Charter of the United Nations.”
14. The Illinois Compiled Statutes is a compilation of statutes issued by the colonial corporation known as the united states of America and have no authority or power, under customary and treaty based international law, to bind or compel Kenneth Curtis, Spotts, to perform according to their dictates because the colonial powers, peoples who created these statutes have been divested of their power to execute legislation, which binds the peoples belonging to a national, ethnical, racial and religious group, including Kenneth Curtis, Spotts.
15. See The Convention on the Non Applicability of Statutes of Limitation to War Crimes and Crimes against Humanity to Note THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS' violations of the United Nations Convention on the Non-Applicability of Statutory Limitations to War Crimes and Crimes Against Humanity, entry into force 11 November 1970, in accordance with article VIII, which describes the acts which constitute war crimes and crimes against humanity, wherein it does say:

The States Parties to the present Convention,
 "... affirming the principles of international law recognized by the Charter of the International Military Tribunal, Nurnberg, and the judgment of the Tribunal, and resolutions 2184(XXI) of 12 December 1966 and 2202(XXI) of 16 December 1966..which expressly condemned as crimes against humanity the violation of the economic and political rights of the indigenous population on the one hand and the policies of apartheid on the other..."
16. Officers and agents of the united states and it's corporate creation the State of Illinois, are exercising powers not delegated to them by law. In this instance it is particularly the agents of the

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corporation, municipality East Hazel Crest, Police Department and state actors IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS, - MARKHAM, ILLINOIS.

CHALLENGE TO THE JURISDICTION OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

17. Both subject matter jurisdiction and person am jurisdiction are absent to The Circuit Court of Cook County, Illinois.
18. Jurisdiction of the Circuit Court of Cook County, Illinois is hereby challenged pursuant to Rule 12(b)(1), 12(b)(2), 12(b)(3), 12(b)(5) of the F.R.C.P., all of the statements herein this Affidavit and in the following:
19. Once jurisdiction is challenged is it ceases to exist and must be proven for the record, before the parties asserting jurisdiction may continue to do so. 2A James A. Moore, Moore's Federal Practice ¶ 12.07[2]-[1]
20. Federal Procedure §2.455 states, as follows: "If a party's allegations of jurisdictional facts are challenged by an adversary in any appropriate manner, he or she must support them by competent proof." THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS must support it's contention of subject matter jurisdiction and person am jurisdiction on the record, by law before proceeding.
21. Also: Please take Notice of the following.
 - a) "Therefore, it is necessary that the record present the fact establishing the jurisdiction of the tribunal" See: Lowe v. Alexander 15C 296; People v. Board of Delegates of S.F. Fire Dept. 14 C 479.
22. Under Rule 19 of the rules of the Supreme Court of the State of Illinois this Certified Demand for Proof of Jurisdiction constitutes **Notice of Claim of Unconstitutionality**
23. **THE ILLINOIS COMPILED STATUTES ARE NON-CONSTITUTIONAL ON THEIR FACE AND UNCONSTITUTIONAL WHEN APPLIED TO THE AFFIANT.**
27. **THE LEGISLATIVE MEASURES THAT THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS ARE ACTING UNDER ARE CONSTITUTIONALLY DEFECTIVE STATUTES THAT DON'T CONTAIN ENACTING CLAUSES.**
28. The legislative requirements for the validity of statutes of Illinois are mandated by The Constitution for the State of Illinois at Art. 4, Sec. 8. A statute that lacks an enacting clause, upon it's face, and a single subject title, lacks authority of law, is unconstitutional and is null and void for any purpose.
29. "An unconstitutional act is not law; it confers no rights; it imposes no duties affords no protection; it creates no office; it is in legal contemplation, as an inoperative as though it had never been passed." –Norton V. Shelby County 118 US 425.
30. The state of Illinois has fraudulently converted rights secured by the Supreme creator, such as moving about and traveling, into a licensed agreement to be governed and regulated by alien institutions created to govern commercial entities.

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31. See Supreme Court Decisions: *Murdock v. Penn* 319 US 105 - "No state shall convert a liberty into a privilege, license it, and attach a fee to it."
32. See : *Shapiro V. Thompson* 394 US 618, 89 SCT 1322 – "All citizens (or others similarly situated) must be free to travel throughout the United States uninhibited by statutes, rules or regulations."
33. See also: *Shuttlesworth v. Birmingham* 373 US 26 – "If the state converts a liberty into a privilege the citizen can engage in the right with impunity."
34. Affiant is not a commercial entity. Nor does Affiant transport any commerce for profit. Affiant is human and a member of a national, ethnical, racial and religious group.
35. Affiant is denied due process of law, denied equal protection of the constitution, both state and national, treaty based international laws and discriminated against, when THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS exercises jurisdiction under statutes and codes without lawful authority of an enacting clause, constituting Fraud.
36. All Legislative measures that do not contain enacting clauses constitute those acts identified in the Convention on the Suppression and Punishment of the Crime of *Apartheid*, at Article 2(c) wherein it does state: Any legislative measures and other measures calculated to prevent a racial group or groups from participation in the political, social, economic and cultural life of the country and the deliberate creation of conditions preventing the full development of such a group or groups, in particular by denying to members of a racial group or groups basic human rights and freedoms, are prohibited by customary and treaty based international law because they are acts of apartheid.
37. Art. III - International criminal responsibility shall apply, irrespective of the motive involved, to individuals, members of organizations and institutions and representatives of the State, whether residing in the territory of the State in which the acts are perpetrated or in some other State, whenever they:
 - a) Commit, participate in, directly incite or conspire in the commission of the acts mentioned in article II of the present Convention;
 - b) (b) Directly abet, encourage or co-operate in the commission of the crime of apartheid.

NOTICE

38. Notice is hereby given that international criminal responsibility shall apply to all judges of the CIRCUIT COURT OF COOK COUNTY, ILLINOIS and all individuals, member of organizations and institutions and representatives of the CIRCUIT COURT OF COOK COUNTY, ILLINOIS, irrespective of motive involved, that commit the acts described in the Convention and who continue to exercise jurisdiction over Kenneth Curtis, Spotts, unless they have proven, on the record of the court authorizing them to interfere with privacy of the Affiant, that their acts are authorized by law and that they are empowered to derogate from their obligations arising out of customary and treaty based international law.
39. The Failure to fulfill obligations arising out of customary or treaty based international law is a violation of law and is actionable under 28 U.S.C. 1331 and 28 U.S.C. 1350.

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40. THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS IS LEGALLY AND MORALLY OBLIGATED TO RESPOND TO THIS JURISDICTIONAL CHALLENGE BY AFFIDAVIT, CATEGORICALLY AND ON A POINT FOR POINT BASIS AND SHALL BE LIABLE FOR ANY FAILURE TO DO SO, AND SHALL BE SUBJECT TO SUIT, IN THE DISTRICT COURTS OF THE USA FOR ENGAGING IN THE PRACTICES AND POLICIES OF APARTHEID.
41. The CIRCUIT COURT OF COOK COUNTY, ILLINOIS is hereby given a time, 10 days, a place, and an opportunity to respond to this Affidavit, categorically and on a point for point basis and failure to respond to this Affidavit shall be deemed as a waiver of your claim of authority, jurisdiction, power or control over the Affiant.

CERTIFICATION

The undersigned certifies that the statements set forth in the above and foregoing are true and correct to the best of my knowledge and that I am competent and affirm that the statements within this instrument are well grounded in fact and warranted by law.

Enc.

Bail Bond - *D7629539* returned

Refused for Fraud to the Circuit Court of Cook County, Illinois - Markham rm# 204

Further Affiant Sayeth Naught

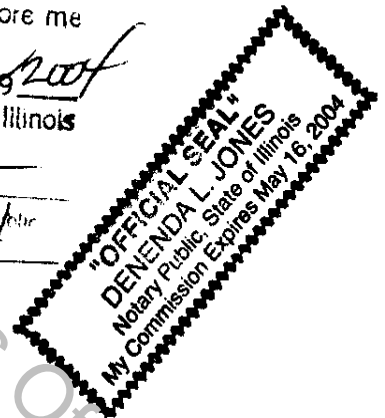
Subscribed and sworn to before me
this 13th day of February 2004
at Homewood, County of Cook, State of Illinois

Denenda L. Jones
Notary Public

Kenneth Curtis, Spotts ARR
Signed: Kenneth Curtis, Spotts

Date 2-13-04 Notary Public

C/o: P.O. Box 8503
Evergreen Park, Illinois [60805]



Proof of Service

I do hereby certify that I have served THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS with a true copy of the within document, Affidavit of Refusal for Fraud Without Dishonor and Without Recourse to me and Certified Demand for Proof of Jurisdiction, mailing first class mail, postage pre-paid from a Homewood, IL post office on February 13, 2004, addressed and directed to THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS, 16501 S. Kedzie, Rm# 204, Markham, Illinois 60426.

Date: 2-13-04

Kenneth Curtis, Spotts ARR
Signature

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Affidavit of Notice of Default of Jurisdiction and Judgment
AGAINST the EAST HAZEL CREST POLICE DEPARTMENT and
IT'S OFFICERS AND AGENTS

State of Illinois)
 County of Cook)

From: Kenneth Curtis, Spotts
 Located: P. O. Box 8503
 Evergreen Park, Illinois

Date: March 19, 2004

To: THE EAST HAZEL CREST POLICE DEPARTMENT
 17223 Throop
 East Hazel Crest, Illinois 60429

NOTICE OF DEFAULT is hereby entered for the records to show that *all points* in the Certified Demand for Proof of Jurisdiction served exclusive of February 13, 2004, to EAST HAZEL CREST POLICE DEPARTMENT, it's officers and agents, which has not been answered or rebutted, are true and correct as a matter of law. (See Copy of Certified Demand for Proof of Jurisdiction Attached).

In a case tried by the US District Court, US v. Prudden, 424 F 2d 1921 (1970), the Court held that, "Silence can only be equated with Fraud where there is a legal or moral duty to respond or where an inquiry left unanswered would be intentionally misleading."

It is a Maxim of law that (1) "In commerce truth is sovereign"; (2) "Truth is expressed by means of an affidavit"; (3) "An unrebutted affidavit stands as the truth in commerce"; (4) "An unrebutted affidavit becomes the judgment in commerce, wherein the points remaining unrebutted in the end stand as the truth and the matters to which the judgment of the law is applied."

Because EAST HAZEL CREST POLICE DEPARTMENT, it's officers and agents, have already been given an opportunity, time and place in which to prove jurisdiction, over the subject matter and Affiant, and it Failed to do so, it has proven that it does not have jurisdiction, over subject matter Affiant or Affiant's private property, Affiant's points and authorities and challenges stand as Truth.

In summary, EAST HAZEL CREST POLICE DEPARTMENT, it's officers and agents, does not have any jurisdiction whatsoever over Kenneth Curtis, Spotts or the private property of Kenneth Curtis, Spotts, to act any in any way.

"An order that exceeds the jurisdiction of the court is void, and can be attacked in any proceeding in any court where the validity of the judgment comes into issue." Rose v. Himely (1808) 4 Cranch 241, 2 L ed

EAST HAZEL CREST POLICE DEPARTMENT, and any agent thereof, by law is unable to order anything, or enforce void orders without being held personally and individually liable in an action under 42 U.S.C. 1983, 42 U.S.C. 1985, 42 U.S.C. 1986 and other appropriate actions.

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Therefore in conclusion the above noted EAST HAZEL CREST POLICE DEPARTMENT, and any agent thereof, lacks subject matter and person am jurisdiction, over Kenneth Curtis, Spotts and the private property of Affiant, and shall cease to attempt to exercise jurisdiction over Affiant and Affiant's private property. There shall be no cause for warrant held as valid, nor any further notices or action of any kind.

Finally,

See the Universal Declaration of Human Rights, General Assembly resolution 217 A (III) of 10 December 1948...

Article 9.

No one shall be subjected to arbitrary arrest, detention or exile.

Article 12.

No one shall be subjected to arbitrary interference with his privacy, family, home or correspondence, nor to attacks upon his honour and reputation. Everyone has the right to the protection of the law against such interference or attacks.

Cross Reference the above Universal Declaration with the International Covenant on Civil and Political Rights, General Assembly Resolution 2200 A (XXI) of 16 December 1966, implemented by Executive Order 13107...

Article 1

All peoples have the right of self-determination. By virtue of that right they freely determine their political status and freely pursue their economic, social and cultural development.

Article 17

No one shall be subjected to arbitrary or unlawful interference with his privacy, family, home or correspondence, nor to unlawful attacks on his honour and reputation.

Article 50

The provisions of the present Covenant shall extend to all parts of federal States without any limitations or exceptions.

See also: Declaration on the Right and Responsibility of Individuals, Groups and Organs of Society to Promote and Protect Universally Recognized Human Rights and Fundamental Freedoms, G.A. res.53/144

Article 10

No one shall participate, by act or by failure to act where required, in violating human rights and fundamental freedoms and no one shall be subjected to punishment or adverse action of any kind for refusing to do so.

Certification

The undersigned certifies that the statements set forth in this document are true and correct. I, Kenneth Curtis, Spotts, am competent to certify that the statements herein are grounded in fact and warranted by law.

Kenneth Curtis, Spotts
Signed

3-19-04
Date

Enc: Copy of Certified Demand for Proof Jurisdiction already served

Notary Public, State of Illinois
MARCH 2004
"OFFICIAL SEAL"
M. J. CHORAK
Notary Public, State of Illinois
Commission Expires Sept. 21, 2004

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Affidavit of Refusal for Fraud Without Dishonor and Without Recourse to me and Certified Demand for Proof of Jurisdiction

State of Illinois)
County of Cook,)

From: Kenneth Curtis Spotts
C/o: P.O. Box 8503
Evergreen Park, Illinois [60805]

Date: February 13, 2004

To: East Hazel Crest Police Department
4223 Thomas
East Hazel Crest, Illinois 60429

Kenneth Curtis, Spotts, deposes and makes the following affirmation under the penalty of perjury, without the USA.

Now Comes, Kenneth Curtis, Spotts and hereby Refuses for Fraud Without Dishonor and Without Recourse to Me, the complaint no. YD091085, YD091086 and Defendant's Bail Bond no. D7629539 under FRCP 9(b), cross referenced to 18 U.S.C. 1746.

1. The aforesaid complaint no. YD091085, YD091086 and Defendant's Bail Bond do not apply to me.
2. Affiant, was traveling in his private property automobile northbound on 176 th and Halsted street at approximately 11:30, when an East Hazel Crest police car began flashing it's lights to indicate some emergency, and Affiant pulled over to the side of the street. An officer Mitch Drake, star no. 46, approached Affiant's window to state that the license plate of the automobile was suspended, and the license of Kenneth Spotts was suspended, canceled and asked Affiant if he was Kenneth Spotts.
3. Mitch Drake further requested to see the license of Affiant. Affiant explained that his license was in fact not suspended, but rescinded from the State of Illinois, and showed his Affidavit of Affirmed Right to Travel and Rescission of Signature *ab initio*, from the application for a drivers license filed with the Secretary of State. This Affidavit is evidence of Affiant's status at law, which is separate from the State of Illinois.
4. Mitch Drake ordered Affiant out of his private property automobile and proceeded to handcuff and arrest him.

Mitch Drake's acts, resulted in arbitrary detention, arrest, extortion of rights and extortion of monies (\$100.00) from Affiant, constituting an exercise of the practice of Apartheid a varied of Genocide, which are crimes against humanity .

5. Affiant is indigenous to this land, a member of a national, ethnical, racial and religious group, and it is a violation of customary international law and treaty based international law, to subject said peoples to legislative measures that do not apply to such group and whose only purpose is to deprive said peoples of the full effective enjoyment of their universally recognized human rights and fundamental freedoms.

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6. The East Hazel Crest police department is an Executive agency, and is bound by Executive Order 13107 – Implementation of Human Rights Treaties to fulfill obligations arising out of the International Covenant on Civil and Political Rights UN GA Resolution 2200A(XX), The Convention Against Torture and Other Cruel, Inhuman and Degrading Treatment U.N.T.S. 85 GA Resolution 39/46 and The Convention on the Elimination of Racial Discrimination UN GA Resolution 2106 (XX) and other relevant treaties concerned with the protection and promotion of human rights to which the United States is now or may become a party to in the future.
7. Section 1. Implementation of Human Rights Obligations. (a) It shall be the policy and practice of the Government of the United States, being committed to the protection and promotion of human rights and fundamental freedoms, fully to respect and implement its obligations under the international human rights treaties to which it is a party.
8. Under Article 50 of the International Covenant on Civil and Political Rights and Amendment 14 of the Constitution for the United States of America, all states and all state officers and agents are bound by the specific provisions of the Constitution and by the language of the International Covenant on Civil and Political Rights, not to exercise powers prohibited by the Constitution or by law.
9. In Customary international law, the Declaration on the Granting of Independence to Colonial Countries and Peoples UN GA Res. 1514(XV), require all colonial corporations including the colonial corporation called the United States of America to divest itself and all of its legislative, executive and judicative bodies, of their power to compel people granted independence by the Declaration, to permit the perpetuation of the practices of colonialism.
10. Art.5 –of the Declaration declares that: “Immediate steps shall be taken, in Trust and Non-Self Governing Territories or all other territories which have not yet attained independence, to transfer all powers to the peoples of those territories, without any conditions or reservations, in accordance with their freely expressed will and desire...”
11. The State of Illinois has failed to transfer these powers and illegally permitted its corporate creation, the East Hazel Crest Police Department and Markham Circuit Court Tribunal, to commit War Crimes and Crimes against humanity by interfering with the political rights, economic rights of indigenous peoples and enforcing non constitutional laws, laws of apartheid, which are also crimes against humanity.
12. Affiant is one of the people granted independence from the colonial state and is no longer required to perform under colonial statutes, and has not willingly or knowingly or intentionally, relinquished any power to the East Hazel Crest Police Department which permits it to engage in any act aimed at the destruction of rights arising out of customary or treaty based international law.
13. Article 1 of this Declaration, declares that: (1) The subjection of peoples to alien subjugation, domination and exploitation constitutes a denial of fundamental human rights, is contrary to the Charter of the United Nations.”
14. The Illinois Compiled Statutes is a compilation of statutes issued by the colonial corporation known as the united states of America and have no authority or power, under customary and treaty based international law, to bind or compel Kenneth Curtis, Spotts, to perform according to their dictates because the colonial peoples who created these statutes have been divested of their power to execute legislation, which binds the peoples belonging to a national, ethnical, racial and religious group, including Kenneth Curtis, Spotts.

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15. See The Convention on the Non Applicability of Statutes of Limitation to War Crimes and Crimes against Humanity to Note East Hazel Crest Police Department's violations of the United Nations Convention on the Non-Applicability of Statutory Limitations to War Crimes and Crimes Against Humanity, entry into force 11 November 1970, in accordance with article VIII, which describes the acts which constitute war crimes and crimes against humanity, wherein it does say:

The States Parties to the present Convention,

"... affirming the principles of international law recognized by the Charter of the International Military Tribunal, Nurnberg, and the judgment of the Tribunal, and resolutions 2184(XXI) of 12 December 1966 and 2202(XXI) of 16 December 1966..which expressly condemned as crimes against humanity the violation of the economic and political rights of the indigenous population on the one hand and the policies of apartheid on the other..."

16. The East Hazel Crest police department is now served **NOTICE**:
17. The agency and agents are required to promote and protect human rights. East Hazel Crest Police Department is required and directed by provisions of Executive 13107 to implement obligations arising under the International Covenant on Civil and Political Rights, the Convention Against Torture and Other Cruel, Inhuman and Degrading Treatment and Punishment, and The Convention on the Elimination of all forms of Racial Discrimination, and any other relevant treaty concerned with the protection and promotion of human rights.
18. Any agent of the East Hazel Crest police department that exercises executive power to compel the Affiant to perform against his wishes is a criminal actor and the acts that they commit are criminal Acts punishable at international law.
19. Officers and agents of the united states and it's corporate creation the State of Illinois, are exercising powers not delegated to them by law. In this instance it is particularly the agents of the corporation, municipality East Hazel Crest, Police Department and state actors IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS, - MARKHAM, ILLINOIS.

CHALLENGE TO THE JURISDICTION OF THE EAST HAZEL CREST POLICE DEPARTMENT

20. Both subject matter jurisdiction and person am jurisdiction are absent to the East Hazel Crest Police Department and The Circuit Court of Cook County, Illinois.
21. Jurisdiction of the East Hazel Crest police department is hereby challenged pursuant to Rule 12(b)(1), 12(b)(2), 12(b)(3), 12(b)(5) of the F.R.C.P., all of the statements herein and in the following:
22. Once jurisdiction is challenged is it ceases to exist and must be proven for the record, before the parties asserting jurisdiction may continue to do so. 2A James A. Moore, Moore's Federal Practice ¶ 12.07[2.-1]
23. Federal Procedure §2.455 states, as follows: "If a party's allegations of jurisdictional facts are challenged by an adversary in any appropriate manner, he or she must support them by competent proof." The East Hazel Crest Police department must lawfully prove on the record it's contention of subject matter jurisdiction and person am jurisdiction, before proceeding in any manner.

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24. Also: Please take Notice of the following:
- a) "Therefore, it is necessary that the record present the fact establishing the jurisdiction of the tribunal" See: *Lowe v. Alexander* 15C 296; *People v. Board of Delegates of S.F. Fire Dept.* 14 C 479.
25. Under Rule 19 of the rules of the Supreme Court of the State of Illinois this Certified Demand for Proof of Jurisdiction constitutes **Notice of Claim of Unconstitutionality**
26. **THE ILLINOIS COMPILED STATUTES ARE NON-CONSTITUTIONAL ON THEIR FACE AND UNCONSTITUTIONAL WHEN APPLIED TO THE AFFIANT.**
27. **THE LEGISLATIVE MEASURES THAT THE EAST HAZEL CREST POLICE DEPARTMENT ARE ACTING UNDER ARE CONSTITUTIONALLY DEFECTIVE STATUTES THAT DON'T CONTAIN ENACTING CLAUSES.**
28. The legislative requirements for the validity of statutes of Illinois are mandated by The Constitution for the State of Illinois at Art. 4, Sec. 8. A statute that lacks an enacting clause, upon it's face, and a single subject title, lacks authority of law, is unconstitutional and is null and void for any purpose.
29. "An unconstitutional act is not law; it confers no rights; it imposes no duties affords no protection; it creates no office; it is in legal contemplation, as an inoperative as though it had never been passed." –*Norton V. Shelby County* 118 US 425.
30. The state of Illinois has fraudulently converted rights secured by the Supreme creator, such as moving about and traveling, into a licensed agreement to be governed and regulated by alien institutions created to govern commercial entities.
31. See Supreme Court Decisions: *Murdock v. Penn* 319 US 105 - "No state shall convert a liberty into a privilege, license it, and attach a fee to it."
32. See : *Shapiro V. Thompson* 394 US 618, 89 SCT 1322 - "All citizens (or others similarly situated) must be free to travel throughout the United States unimpeded by statutes, rules or regulations."
33. See also: *Shuttlesworth v. Birmingham* 373 US 26 – "If the state converts a liberty into a privilege the citizen can engage in the right with impunity."
34. Affiant is not a commercial entity. Nor does Affiant transport any commerce for profit. Affiant is human and a member of a national, ethnical, racial and religious group.
35. Affiant was denied due process of law, denied equal protection of the constitution, international laws and discriminated against, when East Hazel Crest Police exercised jurisdiction under statutes and codes without lawful authority of an enacting clause, constituting Fraud.
36. All Legislative measures that do not contain enacting clauses constitute those acts identified in the Convention on the Suppression and Punishment of the Crime of *Apartheid*, at Article 2(c) wherein it does state: Any legislative measures and other measures calculated to prevent a racial group or groups from participation in the political, social, economic and cultural life of the country and the deliberate creation of conditions preventing the full development of such a group or groups, in particular by denying to members of a racial group or groups basic human rights and freedoms, are prohibited by customary and treaty based international law because they are acts of apartheid.

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37. Art. III - International criminal responsibility shall apply, irrespective of the motive involved, to individuals, members of organizations and institutions and representatives of the State, whether residing in the territory of the State in which the acts are perpetrated or in some other State, whenever they:
- a) Commit, participate in, directly incite or conspire in the commission of the acts mentioned in article II of the present Convention;
 - b) (b) Directly abet, encourage or co-operate in the commission of the crime of apartheid.

NOTICE

38. Notice is hereby given that international criminal responsibility shall apply to all agents of the East Hazel Crest Police Department and all individuals, member of organizations and institutions and representatives of the East Hazel Crest, irrespective of motive involved, that commit the acts described in the Convention and who continue to exercise jurisdiction over Kenneth Curtis, Spotts, unless they have proven, on the record of the court authorizing them to interfere with privacy of the Affiant, that their acts are authorized by law and that they are empowered to derogate from their obligations arising out of customary and treaty based international law.
39. The Failure to fulfill obligations arising out of customary or treaty based international law is a violation of law and is actionable under 28 U.S.C. 1331 and 28 U.S.C. 1350.
40. **THE EAST HAZEL CREST POLICE DEPARTMENT IS LEGALLY AND MORALLY OBLIGATED TO RESPOND TO THIS JURISDICTIONAL CHALLENGE BY AFFIDAVIT, CATEGORICALLY AND ON A POINT FOR POINT BASIS AND SHALL BE LIABLE FOR ANY FAILURE TO DO SO, AND SHALL BE SUBJECT TO SUIT, IN THE DISTRICT COURTS OF THE USA FOR ENGAGING IN THE PRACTICES AND POLICIES OF APARTHEID.**
41. The East Hazel Crest police department is hereby given a time, 10 days a place, and an opportunity to respond to this Affidavit, categorically and on a point for point basis and failure to respond to this Affidavit shall be deemed as a waiver of your claim of authority, jurisdiction, power or control over the Affiant.

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CERTIFICATION

The undersigned certifies that the statements set forth in the above and foregoing are true and correct to the best of my knowledge and that I am competent and affirm that the statements within this instrument are well grounded in fact and warranted by law.

Enc. Refused for Fraud complaint no.
YD091085, YD091086

Bail Bond - *D7629539* returned

Refused for Fraud to the Circuit Court of Cook County, Illinois - Markham rm# 204
Subscribed and sworn to before me

Further Affiant Sayeth Naught

this 13th Day of February 2004
at Homewood, County of Cook, State of Illinois

[Signature]
Notary Public



[Signature]
Signed: Kenneth Curtis, Spotts

Date 2-13-04

C/o: P.O. Box 8503
Evergreen Park, Illinois [60805]

Proof of Service

I do hereby certify that I have served the East Hazel Crest, Police Department with a true copy of the within document, Affidavit of Refusal for Fraud Without Dishonor and Without Recourse to me and Certified Demand for Proof of Jurisdiction, mailing first class mail, postage pre-paid from a Thorn ton Illinois post office on February 13, 2004, addressed and directed to the East Hazel Crest Police Department, 17223 Throop East Hazel Crest Illinois 60429, Attention Raymond Robertson, Chief of Police.

Date: 2-13-04

[Signature]
Signature