



Doc#: 0711434073 Fee: \$42.00
Eugene "Gene" Moore
Cook County Recorder of Deeds
Date: 04/24/2007 11:22 AM Pg: 1 of 10

Space reserved for
County Recorder

To: Joseph Stewart
Assistant United States Attorney
219 S. Dearborn Street, 5th Floor
Chicago, IL 60604

From: L. Beall Date: 4.24.07
5725 N. Richmond St.
Chicago, Illinois
Ref. 91 CR 275

Lawrence Beall

v.

Department of Justice
Joseph Stewart
Jointly, individually and personally

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2007 APR 24 A 10:56
Cook County, Illinois

**FIRST AMENDMENT
DEFAULT COMPLAINT FOR
FINAL DEFAULT, 10-DAY NOTICE TO CURE**

Regarding all tax years and particularly TY 1986, 1987, 1988, 1989, and 1990 for which Plaintiff was wrongly incarcerated and fined per "Judgment in a Criminal Case" Docketed September 06, 1991 attached, Lawrence Beall, states a history of that case.

Original Request for Documents dated 12.18.06, hand delivered, Dec. 18, 2006 and stamped Received, United States Attorney. County Doc. No. 0708844018.

FIRST AMENDMENT COMPLAINT FOR REDRESS AND DEMAND sent by certified mail # 7004 2510 0001 2655 2323 on 3.22.07 to Joseph Stewart, United States Department of Justice and Recorded with Cook County Recorder 03/29/2007 Doc. No. 0708844019 is hereby incorporated by reference.

To date, defendant has received one response from plaintiff regarding request for authority. Per Stewart's letter 2.27.2007 stated his authority to enforce a money judgment was contained in 18

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By B-m

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U.S.C. Para. 3613. No basic documentation as requested was included with the response. Additionally defendant has received no response to request dated 12.18.06 or request of 3.22.07 or Asseveration dated 3.29.07.

Stewart, DOJ, know or should know the US Attorneys Manual states on the subject of criminal jurisdiction that there must be a nexus tied to unlawful use of interstate commerce, federal insurance, foreign affairs, or mail, if the alleged crime is not committed upon federal ceded soil. The record is not documented or shows neither any such nexus, nor having any verified filings or affidavits showing any civil/criminal jurisdiction, nexus or authority after repeated attempts to find documentation of plaintiff's jurisdiction, authority or duty by all possible means.

By Stewart's inactions he has injured and placed me, Lawrence Beall in a desperate situation as he moves to collect a proposal that I am not liable for and do not owe, therefore;

YOU ARE IN DEFAULT.

IN GOOD FAITH, I am giving DOJ 10 (TEN) days to cure the default or I shall reduce the controversy to **final default judgment against DOJ for want of a plea.**

Due to the seriousness of your default in this matter, please arrange for your **reply in this matter to be delivered to me within 10 (TEN) days of your receipt of this letter.**

You have in bad faith denied my right to due process by default upon your ministerial duty to answer correspondence in my attempt to show that the DOJ is in error on this matter. I have attempted to secure evidence that DOJ and/or the District Court System has personal jurisdiction in this matter, and **cannot** find any such lawful evidence.

If a question is raised regarding the recognition of a taxpayer's right to due process of law, the issue should be resolved before proceeding with collection. Violation of a taxpayer's clearly established CONSTITUTIONAL RIGHTS could expose a collector (IRS, DOJ Agent) to PERSONAL LIABILITY. *Davis v. Scherer*, 468 US 183, 1984.

"Sovereignty itself is, of course, not subject to law, for it is the author and source of law; but in our system, while sovereign powers are delegated to the agencies of government, sovereignty itself remains with the people, by whom and for whom all government exists and acts. And the law is the definition and limitation of power."

For, the very idea that man may be compelled to hold his life, or the means of living, or any material right essential to the enjoyment of life, at the mere will of another, seems to be intolerable in any country where freedom prevails, as being the essence of slavery itself." *Yick Wo v Hopkins*, 118 US 356, 370.

DEMAND for PLAIN, SPEEDY, ADEQUATE REMEDY AT LAW

I demand that the DOJ immediately respond to this default by:

1. DOJ correcting any errors in law of any of its records, our letters or this complaint.

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2. Response to the aforementioned letters for specific documents showing a lawful interest in my being or property (**personal jurisdiction**).
3. Photocopy of any case which has overturned *Yick Wo v Hopkins*, and any notorious law which would work specifically upon defendant to make him "subject" to the Federal IRC or it's regulations.
4. Photocopy of any "Congressional statute at large" and "legislative session laws" for the state of Illinois which by clear and express language abrogates the common law right to earn a living, obtain, control and enjoy property without infringement of such right as guaranteed protection by virtue of bills of rights, federal and state, common law, Constitutions, codes and regulations.
5. Photocopy of any "Congressional Statute At Large" which clearly and with express language abrogates the common law right to govern oneself and be left alone.

Failure to relevant response to this complaint within 10 (TEN) days after receipt of this letter by ministerial duty will constitute a final default in favor of Lawrence Beall against the DOJ and **will be tacit agreement that Lawrence Beall is not liable by subjective law for any Court, IRS or DOJ created debt and bill, it is an error, void and is not enforceable. Showing by default a lack of personal and subject matter and rem jurisdiction, will be a bar and lach to any future action to assess or collect.**

The law of laches and bars will apply to any judicial proceedings.

Failure to respond will be tacit agreement that Beall is entitled to remedy in refunds of all property sent to or taken by the IRS in error upon prior 1040 forms and that I am not required to use the 1040 form to report payments of subtitle A, class 2 income taxes. Further, that I am not a taxpayer subject to IRC or any other code, and only liable to the law of our Creator.

I, Lawrence Beall, knowing the penalty of bearing false witness, hereby affirm the foregoing to be true and correct to the best of my knowledge and belief and do affix my signature in testimony of the foregoing.

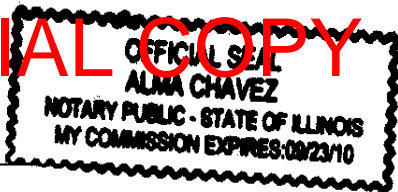
This 21 day of April 2007.



Lawrence Beall
5725 N. Richmond St.
Chicago, Illinois
773 -878 -0501

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Alma Chavez
Notary Public in and for Illinois State



My commission Expires: 9/23/2010

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United States District Court

NORTHERN District of ILLINOIS

DOCKETED

SEP 06 1991

UNITED STATES OF AMERICA

V.

LAWRENCE L. BEALL

(Name of Defendant)

JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

Case Number: 91 CR 275

pro se WITH Raymond Pijon as shadow counsel Defendant's Attorney

THE DEFENDANT:

[] pleaded guilty to count(s) [X] was found guilty on count(s) one, two, three, four, five and six after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Table with 4 columns: Title & Section, Nature of Offense, Date Offense Concluded, Count Number(s). Rows include 26 U.S.C. §7201 (Income Tax Evasion) and 26 U.S.C. §7203 (Failure to File Income Tax Returns).

SEP 06 1991

AUG 30 1991

Filmed on

The defendant is sentenced as provided in pages 2 through of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

[] The defendant has been found not guilty on count(s) and is discharged as to such count(s). [] Count(s) (is)(are) dismissed on the motion of the United States. [X] It is ordered that the defendant shall pay a special assessment of \$ 225.00, which shall be due [] immediately [X] as follows:

as directed by the Probation Office IT IS FURTHER ORDERED that the defendant shall notify the United States attorney or this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 241-46-8360

Defendant's Date of Birth: 1-5-35

Defendant's Mailing Address: 5725 North Richmond, First Floor Chicago, IL 60659

Defendant's Residence Address: 5725 N. Richmond, First Floor Chicago, IL 60659

29 August 1991

Date of Imposition of Sentence

Signature of Suzanne B. Conlon

Suzanne B. Conlon - US District Judge Name & Title of Judicial Officer

29 August 1991

Date

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Defendant: BEALL, Lawrence
Case Number: 91 CR 275

Judgment—Page 2 of _____

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of SIXTEEN (16) MONTHS

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The court makes the following recommendations to the Bureau of Prisons:

The defendant is remanded to the custody of the United States marshal.
 The defendant shall surrender to the United States marshal for this district:

- at _____ a.m.
- at _____ p.m. on _____
- as notified by the United States marshal.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,

- before 2 p.m. on _____
- as notified by the United States marshal.
- as notified by the probation office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____ at _____

_____, with a certified copy of this judgment.

United States Marshal

By _____
Deputy Marshal

Defendant: BEALL, Lawrence
 Case Number: 91 CR 275

Judgment Page 3 of

UNOFFICIAL COPY
SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____

THREE (3) YEARS. The term of supervised release is to run concurrently with the term of probation imposed on counts one and four.

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- The defendant shall not possess a firearm or destructive device.

IT IS FURTHER ORDERED as a special condition of supervised release, that the defendant shall file income tax returns for the years 1986, 1987, 1988, 1989, and 1990.

IT IS FURTHER ORDERED as a special condition of supervised release, that the defendant shall maintain verifiable employment.

IT IS FURTHER ORDERED as a special condition of supervised release, that the defendant shall pay the costs of prosecution in the amount of \$2,364.57.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

Defendant: BEALL, Lavr
Case Number: 91 CR 275

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Judgment—Page 4 of

PROBATION

The defendant is hereby placed on probation for a term of FIVE (5) YEARS on counts one and four to run concurrently with each other and consecutive to the term of custody.

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

IT IS FURTHER ORDERED, as a special condition of probation, that the defendant shall file income tax returns for the years 1986,1987,1988,1989, and 1990.

IT IS FURTHER ORDERED, as a special condition of probation, that the defendant shall maintain verifiable employment.

IT IS FURTHER ORDERED, as a special condition of probation, that the defendant shall pay the costs of prosecution in the amount of \$2,364.57.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

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Defendant: BEALL, Lawrence
 Case Number: 91 CR 275

Judgment—Page 5 of _____

FINE

The defendant shall pay a fine of \$ 39,162.20. The fine includes any costs of incarceration and/or supervision.

This amount is the total of the fines imposed on individual counts, as follows:

The court has determined that the defendant does not have the ability to pay interest. It is ordered that:

- The interest requirement is waived.
- The interest requirement is modified as follows:

This fine plus any interest required shall be paid:

- in full immediately.
- in full not later than _____.
- in equal monthly installments over a period of _____ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.
- in installments according to the following schedule of payments:

as directed by the Probation Department.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

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Defendant: BEALL, Lawrence
Case Number: 91 CR 275

Defendant - Page 6 of

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: _____

Criminal History Category: _____

Imprisonment Range: _____ to _____ months

Supervised Release Range: _____ to _____ years

Fine Range: \$ _____ to \$ _____

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ _____

Full restitution is not ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):