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Michael Robert Smith; a Moor
Non-Domestic Mail
c/o [REDACTED]
Atlanta, Georgia 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**, i.e.: **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 '**DRIVER'S 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 **Liable** 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 DEKALB COUNTY RECORDER as amended.

As a '**Private Sovereign American**, inhabiting the land of Georgia nearby Atlanta, Georgia, 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**', i.e.: 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 Liable** 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**, i.e.: 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'" and therefore NOT *Engaged in the 'Activity of Commerce'*, and thereby **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**", i.e.: '**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 thereby 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 per 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 **DRIVER'S 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:

Paul Kenneth Duhy (Secured Party)

Non-Domestic Mail

Care of: 66 Page Road, Campton, New Hampshire 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)

In **Hale v. Henkel**, the united States supreme Court spoke 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, 95L.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,

MICHAEL ROBERT SMITH©, and all derivatives thereof
My Copyright

Michael R. Smith, sui juris
sovereign living soul, holder of the office of "the People"
inhabitant of the land of Georgia

ACKNOWLEDGEMENT

As an *ex officio* Notary Public and an officer of the court for the Republic of Georgia, I,
DAVID B. KEITH hereby certify that **Michael Robert Smith**, who is known to me as a sovereign living soul, an inhabitant of the land of Georgia, and a holder of the office of "the People", appeared before me and executed the foregoing on this 7th day of NOVEMBER, in the year of our Lord, Two Thousand and Sixteen.

DAVID B. KEITH

Notary Name


Notary Signature

(seal)



Private and non-negotiable between the parties