

AFFIDAVIT OF TAX-EXEMPT FOREIGN STATUS



For the purposes of this Affidavit, the terms “United States” and “U.S.” mean only the Federal Legislative Democracy of the District of Columbia, Puerto Rico, the U.S. Virgin Islands, Guam, American Samoa, and any other territory within the “United States”, which entity has its origin and jurisdiction from Article I, Section VIII, Clause 17-18 and Article IV, Section III, Clause 2 of the Constitution for the United States of America. The terms “United States” and “U.S.” are NOT to be construed to mean or include the sovereign, united 50 states of America.

KNOW ALL MEN BY THESE PRESENT, that I, Tory-Tyrell: Phillips, proceeding *sui juris* and *in propria persona*, a credible man upon the land of lawful age of majority, a follower of the almighty supreme Creator and of the laws of man when they are not in conflict with divine principles, being first duly sworn upon his oath, personally appeared before the undersigned Notary and does depose and say:

1. I am neither born nor naturalized in the United States or subject to its jurisdiction. I am NOT and never have been a U.S. Citizen as defined in 26 C.F.R. § 1.1-1(c) and the 14th Amendment of the Constitution for the United States of America; therefore, I am an “alien” with respect to the United States.
2. I am NOT and never have been a “resident” of the United States as defined in 26 U.S.C. § 865(g)(1)(A).
3. I have never made any voluntary election under 26 U.S.C. § 6013 or 26 C.F.R. § 1.871-4 by any “knowingly intelligent acts” (*Brady v. U.S.*, 397 U.S. 742, 748) to be treated as a “U.S. resident alien” for any purpose. Further, I have utterly NO intention of making such election in the future.
4. I am a “nonresident alien” of the United States as defined in 26 U.S.C. § 865(g)(1)(B).
5. I am NOT and never have been a “U.S. person” as defined in 26 U.S.C. § 7701(a)(30).
6. I am NOT and never have been a “taxpayer” as defined in 26 U.S.C. § 7701(a)(14).
7. I do NOT have and never have had a “tax home within the U.S.” as defined in 26 U.S.C. § 911(d)(3).
8. I am therefore a “nonresident alien” as defined in 26 C.F.R. § 1.871-2 and 26 U.S.C. § 7701(b) with respect to the United States and am outside the general venue and jurisdiction of the U.S.
9. I am NOT and never have been an “officer”, an “employee”, or an “elected official” (of the United States, of a State, or of any political subdivision thereof nor of the District of

Columbia or of a domestic corporation) earning “wages” from an “employer”. See 26 U.S.C. § 3401 for definitions.

10. I am NOT and never have been a “fiduciary” as defined in 31 U.S.C. § 3713 or a “transferee” as defined in 26 U.S.C. § 6901.
11. I have never made a “charitable contribution” as defined in 26 U.S.C. § 170(c), and as a “nonresident alien” excluded under 26 U.S.C. 2501(a)(2), I am exempt from any gift tax under 26 U.S.C. Subtitle B, Chapter 12.
12. As a “nonresident alien” NOT engaged in or effectively connected with any “trade or business within the United States”, I am not required by law to obtain U.S. Taxpayer Identification Number or a Social Security Number because of my exemption under 26 C.F.R. § 301.6109-1(g). Further, I am not required by law to make a “declaration” as defined in 26 C.F.R. § 1.6015(a)-1 because I am exempt under 26 C.F.R. § 1.6015(i)-1 and fundamental law.
13. As a “nonresident alien”, I have NO “self-employment income” as defined in 26 C.F.R. § 1.1402(b)-1(a).
14. As a “nonresident alien”, I derived no “gross income... from sources within the United States”, either “effectively connected” or “not effectively connected with the conduct of a trade or business within the United States” as described in 26 U.S.C. 872(a).
15. As a “nonresident alien”, my private-sector remuneration is “from sources without the United States” as described in 26 C.F.R. § 1.1441-4(v) and does not constitute “wages” as defined in 26 U.S.C. § 3401(a) and is therefore NOT subject to mandatory withholding under 26 U.S.C. § 3402(a), 3101(a), or 26 C.F.R. § 1.1441-1 because of its exemption under 26 U.S.C. § 3401(a)(6) and fundamental law.
16. As a “nonresident alien”, I never intentionally made, with any “knowingly intelligent acts”, any “voluntary withholding agreement” as described in 26 U.S.C. § 3402(p).
17. As a “nonresident alien”, my income is NOT included in “gross income” under Subtitle A and is exempt from withholding according to 26 C.F.R. § 1.1441-4(a) and 26 C.F.R. § 31.3401(a)(6)-1(b).
18. As a “nonresident alien” with NO income “from sources within the United States”, my private sector, non-U.S. income is free from all federal tax under fundamental law. See Treasury Decisions 3146 and 3640 and *United States v. Morris*, 125 F. 322, 331.
19. As a “nonresident alien”, my Estate and/or trust is a tax-exempt “foreign estate” or “foreign trust” as defined in 26 U.S.C. § 7701(a)(31).
20. As a free, sovereign American Citizen and “nonresident alien” with respect to the federal United States, I never voluntarily, intentionally waived ANY of my unalienable rights

with any “knowingly intelligent acts” and have utterly NO intention of doing so in the future. Any *prima facie* or presumption to the contrary is hereby rebutted. Any past signatures on DEPARTMENT OF THE UNITED STATES TREASURY, INTERNAL REVENUE SERVICE (I.R.S.), and/or SOCIAL SECURITY ADMINISTRATION forms, statements, *et al* were involuntarily made in error and under threat, duress, and coercion. I hereby revoke, rescind, cancel, and render void, *nunc pro tunc*, both currently and retroactively to the time of signing, any and all such signatures. I reserve my common law right to NOT be compelled to perform under any contract or agreement that I have not entered into knowingly, voluntarily, and intentionally. I do NOT accept the liability of the “compelled benefit” of any unrevealed adhesion contract, commercial security agreement, or bankruptcy.

21. I am NOT a “person required under this title to pay any estimated tax or tax” as described in 26 U.S.C. § 7603. I am a non-taxpayer outside of both the general and tangential venue and jurisdiction of Title 26, United States Code.

EVENT OF DEFAULT

If any of the parties given notice by means of this affidavit have information that would controvert and overcome the claims made herein, please respond point-for-point by sworn affidavit within thirty (30) days from the date of receipt hereof, proving with particularity by stating all actual requisite law that this affidavit statement is substantially and materially false sufficiently to change my legal status and all of these factual declarations. Failure to respond within the allotted time frame shall constitute your acceptance and tacit agreement with all of the statements made herein. Your silence stands as consent as a matter of law.

CONCLUSION

I am not an expert in the law; however, I do know right from wrong. I herein and hereby reserve the right to make amendments to this document as necessary in order that the truth may be ascertained and proceedings justly determined. I reserve all of my natural, God-given rights and waive none of them ever.

I declare under penalty of perjury that the foregoing is true and correct and is executed without the United States pursuant to 28 U.S.C. § 1746(1).

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Further Affiant sayeth not!

Without Prejudice, UCC § 1-308

Tory-Tyrell: Phillips
Tory-Tyrell: Phillips, Affiant,
Secured Party, Administrator, Executor, Trustee

Mark: Anthony
Witness #1

Mark: Anthony
Printed Name

[Signature]
Witness # 2

Yoliana Aguirre
Printed Name

ACKNOWLEDGMENT

On this 19 day of January, 2024, before me, the undersigned, a Notary Public in and for Gwinnett County, personally appeared the above-signed, known to me to be the one whose name is signed on this instrument, and has acknowledged to me that he/she has executed the same.

Notary Signature: [Signature]

Notary Name: Lia Valeria Paniagua

My commission expires: 08/22/2027

