#### EX PARTE MOTION FOR PRELIMINARY INJUNCTIVE RELIEF

# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS Stewart A. Webb Plaintiff

**Breaking News September 25, 2012** 

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#### DISTRICT OF KANSAS

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The following transaction was entered on 9/25/2012 at 2:58 PM CDT and filed on 9/25/2012

Case Name: Webb v. Vratil

Case Number: 2:12-cv-02588-EFM-GLR

**Filer:** Stewart A. Webb

**Document Number: 5** 

#### **Docket Text:**

MOTION for Preliminary Injunction (Response deadline 10/9/2012) by Plaintiff Stewart A. Webb(Webb, Stewart)

2:12-cv-02588-EFM-GLR Notice has been electronically mailed to:

Stewart A. Webb stewwebb@stewwebb.com

#### 2:12-cv-02588-EFM-GLR Notice has been delivered by other means to:

The following document(s) are associated with this transaction:

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[STAMP dcecfStamp\_ID=1028492125 [Date=9/25/2012] [FileNumber=2787352-0 ] [35a77fb7fe0670b937fb2536ed4cb963a0c20a3706ff8a645950f9e839443e147af a7145589a95fd086bb81e9b91c1d5da409e4967cc5880c5cf4081114b6d0d]]

#### **EX PARTE MOTION FOR PRELIMINARY INJUNCTIVE RELIEF**

### IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

**Stewart A. Webb** Plaintiff,

V.

Case No: 12-CV-2588 EFM/GLR Original Filing September 5, 2012 Filed September 25, 2012

HON. JUDGE KATHRYN H. VRATIL, in her Official capacity as Chief Judge For the United States District Court for The District of Kansas

### UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

### EX PARTE MOTION FOR PRELIMINARY INJUNCTIVE RELIEF MOTION FOR EMERGENCY HEARING

#### Affidavit of Plaintiff Stewart A. Webb

Comes now the Plaintiff Stewart A. Webb appearing pro se and in forma pauperis and files this action for Injunctive Relief against the honorable chief judge of this court and the federal district court for

prospective injunctive relief, solely in equity under the United States Constitution to allow me to have an uncompromised qualified legal counsel Bret Landrith <a href="http://www.BretLandrith.com">http://www.BretLandrith.com</a> represent me in the Kansas District Court for a civil RICO action I will file and Federal Grand Jury Case Number 95-Y-107 transfer to U.S. District Court Kansas City, Kansas to hear all Plaintiffs evidence and witnesses to bring indictment against named Leonard Millman Organized Crime Syndicate Plaintiff's Ex in Law aka Leonard Millman aka Leonard Hillman and Plaintiff's ex mother in law Elaine Millman and against Plaintiff's ex wife Kerre S. Millman aka Kerre S. Smith aka Kerre Millmansmith and against others which are part of Millman's Organized Crime Syndicate named in the original Grand Jury Filing herein Case Number 95-Y-107 and currently named and unnamed at this time who have attempted to murder Plaintiff Stewart A. Webb, Obstructed Justice, committed perjury, Bribed Judicial Officials, Bribed Federal Agents, Bribed U.S. Attorneys, Illegally Compromised and Bribed U.S. Congressman and U.S. Senators attempted to murder plaintiff's Daughter Amanda Webb and cover up thereof, committed Obstruction of Justice, Frauds Upon The Courts, Perjury, Forgery, conspired to achieve the aims of the RICO enterprise and continued the predicate and extrinsic fraud acts and participation in the racketeering which is ongoing against the Plaintiff Stewart A. Webb to deprive the Plaintiff his Constitutional Rights, Bill of Rights, Life, Liberty, Property and pursuit of happiness and to Obstruct all means of Legal proceeding to bring to Justice the named and unnamed herein.

1. Kerre Millman, Leonard Millman, Elaine Millman and their power and control over Corrupt Department of Homeland Security, FBI, Federal

Joint Task Force, Private Investigators, past and current U.S Attorney's, Millman's Organized Crime Thugs and Stooges named and unnamed herein and other parties are violating Plaintiff's rights by interfering with Plaintiff's mail, emails, website, social media, radio interviews, internet TV interviews, destroying Plaintiff's property and other illegal acts.

2. Kerre Millman, Leonard Millman and Elaine Millman have used their Organized Crime Syndicate in attempts murder Plaintiff Stewart A. Webb on numerous occasions to stop the Plaintiff from exposing their crimes by reporting to Federal Officials and the Plaintiffs numerous attempts to bring them to Justice for their Illegal Crimes and acts against the United States of America, the American People and the Plaintiff and to keep the Plaintiff from his daughter for over 28 years first with an illegal parental termination and illegal restraining order from his own Daughter Amanda Webb aka Amanda Millman, the Plaintiff's Grandson and Plaintiff's son in law, through an Illegal lifetime Restraining Order on Plaintiff from contact with his Adult Daughter which was done under Frauds Upon The Court, Perjury, Forgery, Judicial Bribery and Obstruction of Justice, an illegal named change from Amanda Webb to Amanda Millman and covering up attempted murder of Plaintiff's Daughter Amanda M. Webb by Kerre Webb aka Kerre Millman on August 11, 1984 in which Kerre Webb aka Kerre Millman agreed to a psychiatric evaluation to keep from being arrested and Jailed which a Dallas County Mental Disturbance Warrant was issued after Kerre Webb aka Kerre Millman fled from Justice and kidnapped Amanda Webb and further Obstruction of Justice occurred in the arrest of Kerre S. Webb aka Kerre Millman in 1984 by a Bribery by Kerre Millman paid to a Dallas County Divorce Judge Linda Thomas in the form of a loan that was never repaid for Judge Linda Thomas election campaign.

A second Illegal Divorce also occurred in Denver County Colorado Courts without the Plaintiff's knowledge or consent that the Illegal Lifetime Restraining order is still in effect prohibiting Plaintiff Contact with his own Adult Daughter Amanda Webb aka Amanda Millman aka Amanda Janusz which is under seal were the Plaintiff cannot even open the case or obtain information about the illegal acts and additional Frauds Upon The Courts occurred.

- Plaintiff and others are also aware that Leonard Millman and Elaine Millman have committed Treason and Sedition against the United States of America in the sale of Biological Chemical Agents to Iraq without U.S. Government permission in violation of the Barkley Cole Indenture act which is Treason and Sedition. This was known as Iraqgate scandal aka BNL Bank Scandal aka Gulf War Illness which U.S. Veterans are still dying and suffering from the illness that was used by Iraq in the first Desert Storm Gulf War. This was report to U.S. Attorney Henry Solano who had instructed Plaintiff Stewart Webb to work with FBI Agent Mark Hostlaw of Denver FBI who Plaintiff Stewart Webb and NSA Investigator Peter Kawaja informed Agent Hostlaw by telephone who did nothing accept Obstruct Justice. FBI Agent Mark Hostlaw currently is targeting Plaintiff Stewart Webb by paying and has paid Timothy Patrick White to stalk, slander, and defame Plaintiff on the internet and by contacting radio talk show hosts that Plaintiff has done radio programs with as a guest. FBI Agent Mark Hostlaw Obstructed Justice in a Narcotics case against Tim White facing 5 years in prison and only spent 6 months the case is under seal and then Tim White is put on the payroll of the FBI as an informant for Agent Mark Hostlaw to stalk, slander and defame Plaintiff Stewart Webb.
- Plaintiff and others are also aware that Leonard Millman, Elaine Millman, Larry Mizel, have cause economic plunder by creating Illegal Mortgages on houses that were never built, Illegally duplicated Mortgages on houses and bundled and sold these Mortgages as Mortgage Backed Securities then sold derivatives bundled with these fraudulent Mortgage Back Securities to Banks, Pension Funds worldwide which had lead to an Illegal TARP and Bank Bail Out and the Illegal acts of foreclosure on legitimate mortgages and stealing nearly 3.5 million Americans homes since 2008 through Fraudulent foreclosures with fraudulent mortgages that they had initially created. The Plaintiff filed a Federal Whistleblower complaint with the Securities and Exchange Commission which they have Ignored and Obstructed Justice in the Prosecution of the Named herein Millman Organized Crime Syndicate. The Plaintiff's MOTION TO SCHEDULE GRAND JURORS ACTIVE CASE NUMBER 95-Y-107 RM is justified to bring Indictments against the named and unnamed herein and return Trillions of Dollars to The United States Treasury, Investors,

- Pension Funds, Counties and Municipalities who invested in these Illegal securities including foreign Banks and Sovereign Counties.
- 5. The Plaintiff filed in 1995 for Grand Jury Case number 95-y-107 RM Criminal Division U.S. District Court For The District Of Colorado and Judge Richard Match was assigned to the case and asked Plaintiff to give testimony before U.S. District Court Judge Brenner in Casper, Wyoming in a Grand Jury Room under oath in 1995 to determine if Plaintiff Stewart Webb had evidence to warrant his Federal Grand Jury Demand. Upon Testimony and evidence Judge Brenner filed a report with U.S. District Court Richard Match which stated Plaintiff's allegations were determined to be true and that a Grand Jury was warranted and Plaintiff Stewart A. Webb should be allowed to appear before a Grand Jury to bring evidence and witnesses for the purpose of Indictments against Kerre S. Millman, Leonard Millman, Elaine Millman, The Millman Organized Crime Syndicate and their Illegal acts against Investors, Bribes of Public Officials, Securities Frauds, Narcotics Importation into America, Narcotics Money Laundering, Crimes of Treason and Sedition against The United States of America, False Claims against The State of Colorado, False Claims against The United States of America, Government Contract Frauds, Illegal Campaign Money Laundering to U.S. and Various State Politicians, HUD Frauds and theft of Trillions of Dollars in HUD Projects and 79,000 Reposed HUD Houses that disappeared off HUD Headquarters Computers in 1979 that Leonard Millman had illegally deeded these houses in various Corporation named and resold and in some cases carried the Mortgage on these Stolen HUD Houses including crimes against Plaintiff Stewart A. Webb and his Daughter Amanda Melia Webb. U.S. District Court Judge Richard Match for The District Of Colorado talked with the Plaintiff by telephone which the Plaintiff expressed his concerns about the revolving Door of Corruption at the Denver U.S. Attorney's Office because corrupt former U.S. Attorney Michael J. Norton who had been Bribed by Leonard Millman for \$1.5 million and Norton laundered that bribe through M&L Business Machines Company of Denver Colorado a Millman Narcotics and Bribe laundry operation which filed Bankrupts in U.S. District Court Denver, Colorado. U.S. Attorney Mike Norton had filed illegal charges of threats for Millman's supposedly made by Plaintiff Stewart Webb in September 1991 to initiate a warrant for the arrest of Plaintiff Stewart Webb and Plaintiff Stewart Webb was

illegally arrested in September 1992 and held as a Political Prisoner for 10 ½ months to silence Plaintiff Stewart Webb who was working with the HUD Inspector General, Various Congressional Committees as a Federal Whistleblower who were investigating Leonard Millman and his Organized Crime Syndicate and held hearings on Denver International Airport Frauds, Illegal Political Campaign Money Laundry, Silverado Savings and Loan were Neil Bush then President George HW Bush's son was a Director of Leonard Millman's Silverado Savings and Loan and HUD were an Independent Prosecutor was appointed as a result of Plaintiff Stewart Webb information provided. Millman had discovered Plaintiff was causing the investigations and to silence Plaintiff Stewart Webb a Federal Whistleblower September 18, 1991 U.S. Attorney Mike Norton issued an illegal Warrant for death threats and harassing calls supposedly by Plaintiff Stewart Webb to Millman's that never occurred those charges were dismissed with Prejudice against Plaintiff Stewart Webb after being hunted by FBI for one year and illegally held as a Political Prisoner for 10 ½ months from 1992-1993. In 1995 While talking by telephone with U.S. District Court Judge Richard Matsch expressing concerns about the Corrupt U.S. Attorneys Judge Matsch expressed his concerns about the former U.S. Attorney and understood the Plaintiff's concerns of the corruption and previous Obstruction of Justice. Judge Match expressed he wanted the Plaintiff to and try to work with the new U.S. Attorney Henry Solano and if Solano did not do his job that the Plaintiff could go the alternative route and appear before the Grand Jury himself or with his attorney for the purpose of bringing said evidence and witnesses for the purpose of Indictments against named and unnamed parties herein case No: 95-Y-107. This is a standing order of Judge Richard Match. The U.S. Attorney after taking information from Plaintiff and Iran-Contra Whistleblower Al Martin http://almartinraw.com now author of the Conspirators were Leonard Millman is named in Martin's book of Millman's frauds and Millman's Partners George HW Bush, Neil Bush, Jeb Bush, George W. Bush, William J. Clinton, Hillary Clinton, and many others unnamed and their frauds and crimes against The United States of America and Financial Frauds and Murders etc...U.S. Attorney dropped the ball and would no longer talk with Plaintiff Stewart Webb and Plaintiff's witness against Leonard Millman, Al Martin. Fact Plaintiff shortly thereafter was hit with a Bio-chemical agent and

- nearly died. Al Martin was illegal jailed and held under a fictitious named in a County jail in Florida for 45 days.
- 6. NOTICE TO THE COURT Theft of U.S. Mail and the Sudden Delivery of Stolen US Mail (See Police Report and Plaintiff's Affidavit below)
- 7. Plaintiff wishes to notice the Court and that it would be a MISPRISION OF FELONY under 18 USC 4 to fail to disclose felonious acts that have been witnessed by or that have come to the attention of the Plaintiff. Plaintiff and others are also aware that Treason and Sedition against the United States of America and its People have been committed by some of the named and unnamed defendants and Co-Conspirators named herein.
- 8. Attorney who agreed to represent Plaintiff Stewart Webb in 1992 Paul Wisher was killed found dead in Washington D.C. a few days later while Plaintiff was held as a Political Prisoner in Federal Detention in Englewood, Colorado.
- 9. Attorney David Parker of Rockwell, Texas who agreed to represent Plaintiff Stewart Webb in 1994 after sending Notice of Intent to Sue Kerre Millman and Leonard Millman and Elaine Millman for RICO against Plaintiff Stewart Webb and Plaintiff's Daughter Amanda Webb to Leonard Millman's attorney Norman Phillip Brownstein of Denver, Colorado the Notice of Intent To Suit David Parker was poisoned within days by Israeli Mossad agent Will Northrup, David Parker had an immediate heart attack and had to undergo surgery. Parker later was threatened in his driveway with baseball bats by two large white males while David Parker his children and wife were getting out of their car at their home.
- 10. U.S. Attorney Henry Solano stopped all communications with Plaintiff Stewart Webb and Plaintiff Witnesses Al Martin Iran Contra Whistleblower, NSA Investigator Peter Kawaja and Robert Joseph President of M&L Business Machines Company of Denver who Laundered the Bribes Paid by Millman to Former U.S. Attorney Michael J. Norton, Former Colorado Attorney General Gale Norton, FBI SAC Robert Pense and other Government Officials who Leonard

Millman had bribed to cover up his Crimes and his Organized Crime Syndicate.

- Attorney Mike Stuph who was at one time partners with 11. Attorney Jerry Spence. Attorney Mike Stuph who first represented Plaintiff Stewart Webb in 1999 in the FBI attempt to illegally hold Plaintiff on assault charges dreamed up by Plaintiffs stalker FBI #5 Ted Gunderson and his side kick a known killer Tom Gaul of Las Vegas, Nevada those charges were dropped one year later by Las Vegas District Attorney's Office. Michael Stuph had agreed to help and do the legal work and filings and indictments against Kerre Millman, Leonard Millman, Elaine Millman and others named and unnamed herein to help Plaintiff Stewart Webb get before a Federal Grand Jury in Las Vegas. While Plaintiff was trying to raise Attorney fees for Michael Stuph Attorney Mike Stuph within two months suddenly became ill with symptoms of MS which immediately affected his abilities to practice law. Michael to this day is nearly paralyzed believed to have been targeted the Millman Organized Crime Syndicate. Leonard Millman has extensive Las Vegas Casino Holdings, Banks, Building Companies, Financial Companies, Land, Trash Service and other Illegal Businesses in Las Vegas, Nevada.
- 12. Plaintiff Stewart Webb has been quoted by attorneys as much as \$250,000.00 to represent Plaintiff in his RICO actions against Kerre Millman, Leonard Millman and Elaine Millman for their crimes committed against the Plaintiff Stewart Webb and the Plaintiffs Daughter Amanda Webb for 28 years.
- 13. Plaintiff has had two Attorney's who have been threatened (unnamed witnesses) at this time who agreed to represent Plaintiff in his recent car crashes one attorney in 2011 the other in 2012. Both Attorney's were aware that the First Car Crash was attempted murder of Plaintiff By Kerre Millman and Leonard Millman and Covered up by Grandview Police because of ties to FBI and DHS.
- 14. Plaintiff Stewart Webb has contacted some 15 other Attorney in Kansas City area after hearing about the first car crash and attempted murder of Plaintiff they all have basically stated they cannot and do not do these type of cases.

15. Attorney Bret Landrith who was never Legally Disbarred
(See: enclosed evidence in bottom of this filing Summary

Judgment and Exhibits case number: Case No: 09-2603) agreed
to represent Plaintiff in this case if the Honorable Court will
allow his to act as Attorney for Plaintiff Stewart Webb.

## Enclosed herein reference the Motions and Evidence of Previous filing below:

1.MOTION FOR EMERGENCY EX PARTE HEARING Filed September 24, 2012 Case No: 12-CV-2588 EFM/GLR (Electronic)

2,MOTION TO SCHEDULE GRAND JURORS CASE NUMBER 95-Y-107 RM Filed September 24, 2012 Case No: 12-CV-2588 EFM/GLR (Electronic)

3.EVIDENCE IN SUPPORT OF EMERGENCY EX PARTE HEARING Filed September 24, 2012 Case No: 12-CV-2588 EFM/GLR (Electronic) 4.NOTICE TO THE COURT Theft of U.S. Mail and the Sudden Delivery of Stolen US Mail Filed September 24, 2012 Case No: 12-CV-2588 EFM/GLR (Electronic)

http://www.stewwebb.com/MOTION\_FOR\_EMERGENVY\_EX\_PARTE\_HEARING\_20120924.htm

5.NOTICE TO THE COURT THREATS AND FIRST AMENDMENT RIGHTS VIOLATIONS WHICH OCCURRED ON SEPTEMBER 6, 2012 and Filed September 7, 2012 Case No: 12-CV-2588 EFM/GLR (Court Clerk)

6.COMPLAINT FOR INJUNCTIVE RELIEF AGAINST THE HON. KATHRYN H. VRATIL, AND THE U.S. DISTRICT COURT OF THE STATE OF KANSAS, et al. Filed September 5, 2012 Case No: 12-CV-2588 EFM/GLR (Court Clerk)

7.AFFIDAVIT IN SUPPORT OF STEWART A. WEBB FEDERAL WHISTLEBLOWER COMPAINT FOR INJUNCTIVE RELIEF Filed September 5, 2012 Case No: 12-CV-2588 EFM/GLR (Court Clerk) 8.MOTION FOR TRANSFER OF GRAND JURY SITUS Active Case NO: 95Y-107 RM Filed September 5, 2012 Case No: 12-CV-2588 EFM/GLR (Court Clerk)

9.COMPLAINT FOR INJUNCTIVE RELIEF Case No: 09-2603 JTM/DJW Filed November 24, 2009 and supporting documentation copy and past link to see all supporting documents:

https://sites.google.com/site/stewwebbvjudgevratil/home http://www.stewwebb.com/stew\_webb\_vs\_bush\_millman\_lindner\_clin ton\_crime\_syndicate\_122009.htm

10.MOTION FOR TRANSFER OF GRAND JURY SITUS September 14, 2009

http://www.stewwebb.com/stew\_webb\_grand\_jury\_demand\_vs\_bush\_millman\_clinton\_etal\_09142009.htm

### IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

STEWART A. WEBB

Plaintiff,

v. Case No: 12-CV-2588 EFM/GLR

Filed September 5, 2012

HON. JUDGE KATHRYN H. VRATIL, in her Official capacity as Chief Judge for the United States District Court for the District of Kansas

### UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

Defendant,

#### NOTICE TO THE COURT

Theft of U.S. Mail and the Sudden Delivery of Stolen US Mail
Affidavit of Stewart Webb on September 15, 2012
Filed by Electronic Filing September 24, 2012

Plaintiff wishes to notice the Court and that it would be a MISPRISION OF FELONY under 18 USC 4 to fail to disclose felonious acts that have been witnessed by or that have come to the attention of the Plaintiff. Plaintiff and others are also aware that Treason and Sedition against the United States of America and its People have been committed by the named and unnamed defendants and Co-Conspirators.

Comes now the Plaintiff Stewart A. Webb appearing pro se and in forma pauperis and files this action for Injunctive Relief against the honorable chief judge of this court and the federal district court for prospective injunctive relief, solely in equity under the United States Constitution to allow me to have an uncompromised qualified legal counsel represent me in the Kansas District Court for a civil RICO action I will file and Federal Grand Jury Case Number 95-Y-107 transfer to U.S. District Court Kansas City, Kansas to hear all Plaintiffs evidence and witness to bring indictment against named Leonard Millman Organized Crime Syndicate Plaintiff's Ex in Law.

- 1) Stewart A. Webb seeking the order will suffer irreparable injury unless the injunction issues are answered,
- A.)COMPLAINT FOR INJUNCTIVE RELIEF AGAINST THE HON. KATHRYN H. VRATIL, AND THE U.S. DISTRICT COURT OF THE STATE OF KANSAS, et al.

Filed September 5, 2012

- B.)AFFIDAVIT IN SUPPORT OF STEWART A. WEBB COMPAINT FOR
- INJUNCTIVE RELIEF AGAINST THE HON. KATHRYN H. VRATIL, AND THE
- U.S. DISTRICT COURT OF THE STATE OF KANSAS, et al.
- Filed September 5, 2012
  - C.)MOTION FOR TRANSFER OF GRAND JURY SITUS case Number 95-Y-107 still active

Filed September 5, 2012

### D.) NOTICE TO THE COURT THREAT FIRST AMENDMENT VIOLATIONS Filed September 7, 2012

### E.) NOTICE TO THE COURT THEFT OF US MAIL Filed Electronically through Pacer September 15, 2012

#### Affidavit of Stewart Webb on September 15, 2012

On Friday September 14, 2012 the Plaintiff Stewart A. Webb contacted the US Postal Service by Telephone at 816-461-1436 and spoke with U.S. Postal service employee Marcie, U.S Postal Station at 32<sup>nd</sup> and Noland Road Independence, Missouri 64055 to find where the Plaintiff's missing mail was tracking number 0311-0820-0001-7882-5343 "Delivery Confirmation" that was to arrive between Wednesday September 12, 2012 and Thursday September 13, 2012. U.S. Postal Service Employee Marcie stated the letter package #0311-0820-0001-7882-5343 tracking number showed it was delivered on Wednesday September 12, 2012 at the Plaintiff's Mail Box and address of 16508 A East Gudgell, Independence, Missouri 64055.

The Plaintiff told U.S. Postal Employee Marcie that I Stewart A. Webb had not received this mail at this address and asked was the letter delivered to 16508 A. East Gudgell which Marcie stated yes it shows that she further stated she would contact the carrier who delivered the letter to find out what had happened and would call me back at 816 478-3267.

The Plaintiff reported to U.S. Postal Service Employee Marcie that I Stewart A. Webb had not received the letter and that I Plaintiff Stewart Webb would report this immediately to the Independence, Missouri Police Department the FBI and the IG Inspector General's office of the U.S. Postal service in Denver, Colorado where the Jurisdiction is for Independence, Missouri for mail theft.

I call US Postal Service employee Marcie a second time on Friday September 14, 2012 at approximately 4:15pm to find out if she had contacted the carrier. Marcie stated she had and the normal carrier was off that day of Wednesday September 12, 2012 the day Marcie stated the letter had been delivered.

I Plaintiff Stewart Webb once again told U.S. Postal Service employee Marcie the Plaintiff had no choice but to report to Independence, Missouri Police the FBI and US Postal Inspector for mail theft.

On Friday September 14, 2012 at approximately between 5:00pm-5:30pm CST the Plaintiff Stewart A. Webb Filed a complaint for missing or stolen U.S. Mail letter Confirmation number letter package #0311-0820-0001-7882-5343 to the Independence, Missouri Police Department in person at the Independence, Missouri Police Departments main Headquarters on Noland Road in Independence, Missouri. Police report Number 2012-68690 to Independence Police Employee K. Bailey 1352.

The Plaintiff had checked his mail at approximately 330pm cst on Friday September 14, 2012 at his mail box which there was no mail.

After the Plaintiff Stewart A. Webb had filed a Police report number 2012-68690 and returned to his home noticed a mail delivery truck near his home and decided to once again check his mailbox and found the missing-stolen mail letter package number #0311-0820-0001-7882-5343 in his U.S. Mail Box for his home address of 16508 A East Gudgell, Independence, Missouri 64055.

The Plaintiff is filing this report of record as an affidavit to this U.S. District Court and the Independence, Missouri Police Department as a supplemental report and follow up this date Saturday September 15, 2012 Police Report Number:

2012-68690 because of the ongoing harassment by those Named and unnamed in **Case No: 12-CV-2588 EFM/GLR** and the continuous stalking, the ongoing intimidation, interference with Plaintiff's mail, Plaintiff's emails, the Plaintiff being block by Facebook to his free public account a pubic Social media and facebook being a Publicly Traded Company and the Department of Homeland Security illegal operations run against Plaintiff by Janet Napolitano, Barbara Frei, Fran Townsend and others including but not limited to FBI Agent Mark Hostlaw his internet paid stooges Tim White and others named in the original complaint September 5, 2012 including Death Threats and other harassing calls by one of the named in Complaint

being Jeff Fisher as evidenced with the Independence, Missouri Police Report Number 2012-66599 filed September 6, 2012 and filed as a NOTICE TO COURT on September 7, 2012 since the Original filing of this case on September 5, 2012.

The Plaintiff Stewart A. Webb Demands an immediate hearing to hear the facts of his Injunctive Relief and to appoint Bret Landrith as Attorney for Plaintiff and to set a date and time when perspective Jurors will be made available for the purpose of forming a Federal Grand Jury under case number 95-y-107 which is still active so the Plaintiff can present to the Grand Jury indictments against Leonard Millman Organized Crime Family Syndicate, Kerre Millman for attempted Murder, Kidnapping, Frauds upon the Court and other Felonious acts and those acting in Millman's behalf who work for Various Federal, State and Local Governments and who work directly for Leonard Millman and Larry Mizel's Organized Crime Syndicate who are violating the Plaintiffs Rights.

I, Stewart A. Webb have read the foregoing document and attest that it is true and correct to the best of my knowledge.

Respectfully submitted,

s/Stewart A. Webb, Plaintiff

28 Years Federal Whistleblower

16508 A East Gudgell Independence, MO. 64055 816-478-3267 stewwebb@stewwebb.com

Evidence of Previous Court Files, Attempted Murder, Economic Plunder, Treason and Sedition against The United States of America.

Click Link below to review evidence:

http://www.stewwebb.com/ADDITIONAL\_BREAKING\_NEWS\_2012.htm

The below are links with evidence posted on Plaintiff's Whistleblower Breaking News internet website that gets Millions of hits per month.

Click Link below to review evidence:

http://www.stewwebb.com

http://www.stewwebb.com/breaking\_news.htm

Click Link below to review evidence:

Slander, Defamation of Character, Criminal and Civil RICO Violations, Retaliation against Whistleblower 18 U.S.C. 1010-1015, Internet Stalkers tied to FBI #5 and DHS as evidenced herein:

http://www.stewwebb.com/BushesNaziGoonsNews.html

http://www.stewwebb.com/table\_of\_contents\_site\_map.html

EVIDENCE IN SUPPORT OF MOTION FOR EMERGENCY EX PARTE HEARING Filed September 24, 2012

MOTION TO SCHEDULE EMERGENCY EX PARTE HEARING MOTION TO SCHEDULE GRAND JURORS AND A ROOM FOR PLAINTIFF'S ACTIVE GRAND JURY CASE NUMBER 95-Y-107 RM

### IN THE UNITED STATES DISTRICT COURT AND THE DISTRICT OF KANSAS

THO SEP -5 PM 3:13

STEWART A. WEBB

Plaintiff.

12-W-2588°

EFM/GLR

Case No:

Filed

September 5, 2012

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HON. JUDGE KATHRYN H. VRATIL, in her Official capacity as Chief Judge for the United States District Court for the District of Kansas

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

Defendant,

THE HON. KATHRYN H. VRATIL, AND THE U.S. DISTRICT COURT OF THE STATE OF KANSAS, et al.

Comes now the Plaintiff Stewart A. Webb appearing pro se and in forma pauperis and files this action for Injunctive Relief against the honorable chief judge of this court and the federal district court for prospective injunctive relief, solely in equity under the United States Constitution to allow me to have an uncompromised qualified legal counsel represent me in the Kansas District Court for a civil RICO action I will file.

The Plaintiff is entitled to injunctive relief for the following reasons:

#### FOR THE DISTRICT OF KANSAS

#### STEWART A. WEBB

Plaintiff,

v. Case No: 12-CV-2588 EFM/GLR

Filed September 5, 2012 3:15PM

HON. JUDGE KATHRYN H. VRATIL, in her Official capacity as Chief Judge for the United States District Court for the District of Kansas

### UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

Defendant,

# COMPLAINT FOR INJUNCTIVE RELIEF AGAINST THE HON. KATHRYN H. VRATIL, AND THE U.S. DISTRICT COURT OF THE STATE OF KANSAS, et al.

Comes now the Plaintiff Stewart A. Webb appearing pro se and in forma pauperis and files this action for Injunctive Relief against the honorable chief judge of this court and the federal district court for prospective injunctive relief, solely in equity under the United States Constitution to allow me to have an uncompromised qualified legal counsel represent me in the Kansas District Court for a civil RICO action I will file.

The Plaintiff is entitled to injunctive relief for the following reasons:

1) Stewart A. Webb seeking the order will suffer irreparable injury unless the injunction issues,

The attached affidavit of the plaintiff and accompanying links to evidence on his Federal Whistleblower web site

www.stewwebb.com

http://www.stewwebb.com/breaking\_news.htm

http://www.stewwebb.com/ADDITIONAL\_BREAKING\_NEWS\_2012.htm

show that the plaintiff is endangered by continuing extortion and retaliation by the Leonard Millman Bush Criminal Enterprise which has corrupted USDOJ officials and federal officials in the FBI and DHS Department of Homeland Security and a who are actively seeking to injure and harm the plaintiff.

2) The threatened injury to Stewart A. Webb outweighs whatever damage the proposed injunction may cause the opposing party,

No injury to the parties including the United States Government and its officials acting as part of an ongoing criminal enterprise can outweigh the pro se Plaintiff's interest in competent legal pleadings attaching the proof to the criminal statutes privately actionable under the RICO and FCA statutes, the latter for which the plaintiff must have an attorney and the former are too complex for the vast majority of pro se Plaintiffs to adequately plead.

The affidavit and the Plaintiff's web site

http://www.stewwebb.com

http://www.stewwebb.com/breaking\_news.htm

http://www.stewwebb.com/ADDITIONAL\_BREAKING\_NEWS\_2012.htm

http://www.stewwebb.com/table\_of\_contents\_site\_map.html

Stew Webb Videos and Recent Interviews and links on Breaking News not yet on youtube.com

http://www.youtube.com/user/stewwebb1

have evidence of injury, crimes and false claims against the federal government that will not be addressed unless the Plaintiff has an attorney uncorruptible by the Leonard Millman Bush Organized Crime enterprise.

3) The injunction, if issued, would not be adverse to the public interest, and

The violations of federal criminal statutes described in the Plaintiff's affidavit and web site vindicate the only recognizable public interest, the enforcement of the nation's laws.

4) There is a substantial likelihood that Stewart A. Webb will eventually prevail on the merits.

A hearing in this proceeding will determine that Bret Landrith cannot be lawfully prevented from representing the plaintiff.

When directed by the Seventh Circuit Court of Appeals to file an entry of appearance in SHELIA MANNIX v. STATE OF ILLINOIS ATTORNEY GENERAL LISA MADIGAN, *et al.* 7<sup>th</sup> Cir. Case no. 09-1468, Bret Landrith explained the unconstitutionality of the disbarment on its face and the continuing bad faith of the State of Kansas actors who procured it through extrinsic fraud visible in the order's adoption of Kansas Attorney Discipline agency misrepresentations and on the face of the Price adoption and Bolden records:

"The Kansas Supreme Court decision of disbarment on its face violated the Fourteenth Amendment of the United States Bill of Rights. Subsequent to the order of disbarment for bringing James L. Bolden's action to federal court my briefs and representation prevailed in the Tenth Circuit Court of Appeals in reversing the Kansas District Court's dismissal of James L. Bolden's racial discrimination civil rights complaint against the State of Kansas agency the City of Topeka.

Despite efforts of State of Kansas officials to disrupt the appeal by suspending me and making me defend my license during the 10<sup>th</sup> Circuit briefing schedule and Kansas District Court personnel refusing to delay the transfer of the record on appeal for transcripts until an order had to be issued by the Court of Appeals to stop the obstruction, the Tenth Circuit Court of Appeals Decision *Bolden v. City of Topeka*. 441 F.3d 1129 (10th Cir. 2006) reinvigorated 42 USC Sec. 1981 as a cause of action against government discrimination and real estate takings in *Bolden v. City of Topeka*. 441 F.3d 1129 (10th Cir. 2006).

The decision has been favorably cited by the Sixth Circuit in *Coles v. Granville* Case No. 05-3342 (6th Cir. May 22, 2006.

The State of Kansas continues to pursue Bolden's witness and my former client David Martin Price in violation of the Fourteenth Amendment and this conduct has to date resulted in federal court intervention<sup>[1]</sup>. The State of Kansas Attorney Disciplinary Administrator Stanton A. Hazlett can be heard on the official audio recording of Kansas Supreme Court oral argument emphasizing my association with my client David Martin Price and the First Amendment protected conduct of Price as the reason to disbar me in violation of the US Constitution. [2] The state appellate judge, Hon. Lee A. Johnson signed the bench warrant to arrest David Martin Price on July 21, 2009 depriving Price of his US Constitutionally protected liberty interests despite the clearly established law that the state court lost jurisdiction during the pendency of the removal and the timely appeal of the remand order. Any action taken in state court after a written notice of removal and before remand is of no force or effect. See Crawford v. Morris Trans., Inc., 990 So. 2d 162, 169 (Miss. 2008).

Pursuant to § 1446, "it has been uniformly held that the state court loses all jurisdiction to proceed immediately upon the filing of the petition in the federal court and a copy in the state court." Res*olution Trust Corp. v. Bayside Developers, 4*3 F.3d 1230, 1239(9th Cir. 1994); Moore *v. Interstate Fire Insurance, 71*7 F.Supp 1193 (S.D. Miss.1989); South Carolina v. Moore, 447 F.2d 1067, 1073 (4th Cir. 1971). "Any further proceedings in the state court in the removed action, unless and until thecase is remanded, would be a nullity. 1A Moore's Federal Practice § 0.168[3-8-4]. See also, Caldwell v. Montgomery Ward and Co., 207 F.Supp. 161 (S.D.Texas 1962).

Kansas Attorney General Steve Six and Hon. Lee A. Johnson are both responsible for knowing that it is also clearly established that jurisdiction over a case passes from the district court to the court of appeals immediately and automatically upon the filing of a notice of appeal. *Marrese v. Am. Acad. of Orthopaedic Surgeons*, 470 U.S. 373, 379 (1985); *Griggs v. Provident Consumer Disc. Co.*, 459 U.S. 56, 58 (1982); WRIGHT, MILLER & COOPER, FEDERAL PRACTICE AND PROCEDURE: JURISDICTION 3d § 3949.1 at 39-40 (1999). Hon. Lee A. Johnson was the same judge that repeatedly issued orders denying my motions for access to Price's parental rights trial court and adoption records in *In the Matter of Baby C*, Kansas State Court of Appeals Case No. 03 90035 A. I had been retained in the

appeal of the interstate adoption/parental termination of David Martin Price' infant son. I was denied the opportunity to produce the same evidence in defense of my disbarment. Baby C was kidnapped under fraud and sold to a couple in the State of Colorado. Price was never given access to the adoption case which unlawfully preceded the termination of his parental rights despite the clearly established right of a natural parent to have access to the records to defend against termination under Kansas controlling precedent in *Nunn v. Morrison*, 608 P.2d 1359, 227 Kan. 730 (Kan., 1980) determining a nondiscretionary duty to make available SRS records used to terminate parental rights.

The Hon. Lee A. Johnson initiated the disbarment of me for seeking these records and for asserting that Price as an American Indian not on a reservation was still within the protection of the federal Indian Child Welfare Act. A position the Kansas Supreme Court has now adopted in *In The Matter Of A.J.S.*, Kansas Supreme Court Case No. 99,130 (KS March 27th 2009).

The State of Kansas also continues to pursue the process server in the federal litigation relating to David Martin Price and the federal action to enjoin the bad faith State of Kansas disbarment proceeding in over 7 years of retaliation. See *State of Kansas, Dept. of CSE v Janice Lynn King*, KS Dist. Case no. 09-4109-JAR removed to federal court on August 2, 2009.

After disbarment in 2005, I have been prevented repeatedly from obtaining employment even in manual labor positions. This is despite the fact I moved to flee the persecution and became a citizen of the State of Missouri. The State of Kansas Office of Attorney Discipline acting through its state officials has made repeated fraudulent representations to Missouri employers including between April 11 and April 30, 2007 during a failed scheme to entrap me in a temporary clerical assignment with State of Kansas Attorney Discipline Official Rex A. Sharp and his associate Isaac L. Diel.

While the continuing retaliation against my former client David Martin Price in violation of 18 USC §§241 and 242 is at the direction of Kansas Attorney General Steve Six, the State of Illinois is actively extorting prospective legal representation of Price in Kansas State court extorting prospective legal representation my former client Samuel K. Lipari in Missouri state and federal courts. See *Lipari v. Novation LLC*, Mo 16<sup>th</sup> Cir. Case 0816-04217, Proposed Third

Proposed Amended Petition at pages 125-127 describing Jerome Larkin, the Administrator The Illinois Attorney Registration and Disciplinary Commission conduct to prevent a licensed attorney from adequately representing Lipari's witness Dustin Sherwood in the W.D. of Missouri federal bankruptcy court <sup>[4]</sup> and of an earlier attempt by the same attorney to compromise Lipari's prosecution of the Novation LLC hospital supply cartel."

- 6.) The Plaintiff does not bring this action or claim under the civil rights laws of 42 USC § 1981et seq., instead the Plaintiff brings this action for injunctive relief pursuant to the 1st and 6th Amendments of the U.S. Constitution.
- 7). The Plaintiff prays that the court enjoin the Chief Justice Kathryn H. Vratil of Kansas District Court from being an instrument of the State of Kansas Officials corruption by enforcing under the color of state law, any prohibition against Bret Landrith representing the Plaintiff in Federal District Court in this matter, and thereby restore the color of law to this federal jurisdiction.
- 8). The Plaintiff prays that the United States District Court for the District of Kansas in joint participation with federal officials, Kansas's officials, actors, agents, subcontracted agents, et al., will not give by instructions to the law clerks of the federal trial or appeals courts to dismiss any and all claims or pleadings filed by the Plaintiff, in violation of equal protection under the color of law.
- 9). The Plaintiff prays that Chief Justice Kathryn H. Vratil of Kansas District Court and the United States District Court for the District of Kansas be restrained from control by federal FBI officials, DHS Department of Homeland Security, Kansas's officials, actors, agents, subcontracted agents, et al., and Chief Justice Kathryn H. Vratil and the United States

District Court will not allow violation the Plaintiffs due process rights guaranteed by the constitution, in any more cases, in which the Plaintiff is a party.

10). The Plaintiff prays that the court enjoin the Chief Justice Kathryn H. Vratil of Kansas District Court from being an instrument of the State of Kansas Officials and U.S. District Court for the District of Kansas, State of Kansas officials, actors, agents, subcontracted agents, et al., and not deny the Plaintiff the constitutional right to redress his grievances regarding his mistreatment by the Leonard Millman Bush Crime family RICO enterprise, so that the constitutional questions of law will take precedence over all other matters, and to prevent the corrupt influence of State of Kansas Officials over the U.S. District Court for the District of Kansas, federal officials, State of Kansas officials, actors, agents, subcontracted agents, et al., as well as, the law have corruptly used the U.S. District Courts for the District of Colorado, Missouri and Kansas seeking to sanction or arrest on the Plaintiff, as a chill effect to violate the redress of his grievances. 11). The Plaintiff prays that the court enjoin the Chief Justice Kathryn H. Vratil of Kansas District Court from being an instrument of the State of Kansas Officials and U.S. District Court for the District of Kansas, federal officials, State of Kansas officials, actors, agents, subcontracted agents, et al., and not sanction or place the chill effect upon the Plaintiff for redress of his grievances by continuing to prevent his attorney from representing him or practicing law in Kansas District Court.

WHEREFORE the above stated reasons and accompanying evidence, the Plaintiff respectfully requests that the defendants be enjoined solely in equity from restraining the plaintiff's meaningful access to the court through the representation of Bret D. Landrith.

#### Respectfully submitted,

\_\_\_\_\_

Stewart A. Webb Federal Whistleblower 16508 A East Gudgell Independence, MO. 64055 816-478-3267

stewwebb@stewwebb.com

http://www.stewwebb.com

http://www.stewwebb.com/breaking\_news.htm

http://www.stewwebb.com/ADDITIONAL\_BREAKING\_NEWS\_2012.htm

http://www.stewwebb.com/table\_of\_contents\_site\_map.html

Stew Webb Videos and Recent Interviews <a href="http://www.youtube.com/user/stewwebb1">http://www.youtube.com/user/stewwebb1</a>

Federal judge intervenes in Kansas lawyering spat. Pittsburg Morning Sun August . 2009.

http://www.morningsun.net/kansas/x1558727771/Federal-judge-intervenes-in-Kansas-lawyering-spat

http://judicial.kscourts.org:7780/Archive/2005%20court%20hearings/Oct/94,333.mp3

Lipari v. GE et al. W.D. of MO Case no. 07-0849-CV-W-FJG

Racketeering Act Number Twelve (Attempted Extortion Over Petitioner's Witness Bret D. Landrith ) see Amended Complaint Dated 12-07-07 at pages 54-56

http://www.medicalsupplychain.com/pdf/Lipari%20v%20GE%20et%20al%20Federal.pdf

Available online at

http://www.medicalsupplychain.com/pdf/Lipari%20Third%20Motion%20For%20Leave%20to%20Amend%2004217.pdf

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

STEWART A. WEBB

Plaintiff,	
v. Case No: _	

HON. JUDGE KATHRYN H. VRATIL, in her

Official capacity as Chief Judge for the United States District Court for the District of Kansas

### UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

Defendant,

# AFFIDAVIT IN SUPPORT OF STEWART A. WEBB COMPAINT FOR INJUNCTIVE RELIEF AGAINST THE HON. KATHRYN H. VRATIL, AND THE

Filed September 5, 2012

U.S. DISTRICT COURT OF THE STATE OF KANSAS, et al.

STATE O	F KANSAS )
)	·
) SS	
)	
COUNTY	OF JOHNSON)

I, Stewart A. Webb, being of legal age and duly sworn, to hereby attest to the following;

- 1). That I am the Plaintiff in the action and in behalf of The United States of America Whistleblower-False Claims Act to which this affidavit has been crafted.
- 2). I make this petition for injunctive relief under the 1<sup>st</sup> and 6<sup>th</sup> Amendment of the United States Constitution from preventing Bret Landrith from Representing Stewart A. Webb Plaintiff in Grand Jury Case # 95Y107 and RICO-False Claims Act and Quo Warranto.
- 3). I am the victim of ongoing wrongful acts by Federal and State actors, under the color of law, in violation of his federally guaranteed constitutional rights, by Federal and State of Kansas officials, actors, agents, subcontracted agents, et al.
- 4). I am not an attorney, nor can I represent a class.
- 5). I am aware of matters pertaining to Bret Landrith, Leonard Millman, Elaine Millman, Kerre Millman, Larry Mizel, George H. W. Bush, George W. Bush, William Clinton, Hillary Clinton, Jeb Bush, Neil Bush, Barack Obama and others. Bribes paid to Current and Former U.S. Justice Department Officials to Obstruct Justice and hid from authorities massive Crimes which include but not limited to; High Treason and Sedition against The United States of America and Trillions Stolen from the United States Treasury through Government Contract and other Frauds including the Illegal Tarp and Bank Bailouts.
- 6). I have proof of matters pertaining to attempted murder and kidnapping of Plaintiff's Daughter Amanda Melia Webb by her mother Kerre S. Millman in 1984 and 28 years without Justice and due process of law being afforded the Plaintiff Stewart A. Webb or Amanda Melia Webb due to Frauds Upon The Courts, Obstruction of Justice and the Bribing of Judges, U.S. Attorneys, FBI Agents and others, including an illegal life time restraining

order against Plaintiff from having contact with Plaintiff's adult 28 year old Daughter Amanda Webb name illegally changed to Amanda Millman under Frauds Upon The Courts to prevent Plaintiff from having a Father Daughter Relationship, including a relationship with Plaintiffs Grandson and Son in law.

- 7). See below MOTION FOR TRANSFER OF GRAND JURY SITUS
  Which Details the ongoing Illegal Racketeering and Attempted Murder
  of Plaintiff Stewart A. Webb by The Leonard Millman Organized Crime
  Syndicate using Private Investigator Orion Investigations of Overland
  Park, Kansas, DHS Department of Homeland Security Personnel with
  ties to the FBI in Houston Texas.
- a. Which details evidence of Attempted Murder of Plaintiff Stewart A. Webb
- b. Violations of 18 U.S.C. 1960, 1961 Criminal and Civil RICO Racketeering Influence and Corruption Organization
- c. Violations of 18 U.S.C. 4 Federal Reporting Crimes Act,
- d. Violations of 18 U.S.C. 1010, 1011, 1012, 1013, 1014, 1015 Retaliation against witness and informants, Whistleblowers
- e. Violations of 42 U.S.C. 1983, 1985 Violations of Civil and Constitutional Rights afforded the Plaintiff under U.S. Laws and Kansas and Missouri States Laws.
- f. Violations of Various Federal and States Stalking Laws.
- g. Intentional destruction of Plaintiffs computers by AT&T telephone and internet service involved with DHS Department of Homeland Security telephone number 816 478-3267 on July 15-22, 2012.
- h. Burning down Plaintiffs Customers house on October 8, 2011 at 3418 W 77th Terrace, Prairie Village, Kansas valued at \$160,000.00 to interrupt Plaintiffs Business which the owner's fire insurance had lapsed. The

Plaintiff has a detailed log of the Vehicle License Plates who stalked the Plaintiff Stewart Webb a few consecutive days prior to the house being destroyed.

http://pvpost.com/2011/10/08/fire-guts-vacant-house-east-of-prairie-village-city-hall-7069

i. Violations of Various Missouri State Insurance Laws involving RICO and Badfaith settlements and Federal Civil RICO law Violations involving Viking Insurance Co. aka Sentry Insurance Co. aka Dairyland Insurance Co. involving a car accident on November 11, 2011 in which the Plaintiff was hit in the left side two times on I-470 in Lees Summit, Missouri at 60 mph and the Driver Jay D. Stevens was ticketed by the Missouri Hi-way Patrol and found guilty in Jackson County Court, Independence, Missouri court case number 700228680 on April 19, 2012. The Driver Jay D. Stevens had been stalking the Plaintiff for over one hour prior to the so-called accident with an additional vehicle following behind Stevens a Black Dodge Pickup. The Driver Jay D. Stevens may be the same Jay Stevens owner of Jays Truck Driving School of Kansas City-St. Joe, Missouri a know Iran-Contra Drugs Smuggler who was named in the Iran-Contra Mena, Arkansas Oilver North-Bill and Hillary Clinton-George H. W. Bush and Leonard Millman illegal drug for guns operations and investigations by Independent Prosecutor Judge Lawrence Walsh. Plaintiff Stewart A. Webb filed over 1,000 pages as a criminal referral in 1990 to the IRS under the Whistleblower Act turning in Leonard Millman MDC Holdings, Inc. (MDC-NYSE) the Parent company of Silverado Savings and Loan were Neil Bush was a Director. Silverado was a illegal Narcotics Money Laundry controlled by Leonard Millman, Plaintiffs ex-in-law. Shortly thereafter in 1990 the Plaintiff Stewart A. Webb was contacted by an active

IRS Investigator unnamed wanting to know if Plaintiff had any information why Jay's Truck Driving School had Millions of Dollars in Accounts at Silverado Savings and Loan. The IRS Agent investigator was terminated and actual became an IRS Whistleblower over Jays Dug Money Laundry Accounts TV-5 in Kansas City, Missouri did a complete report of Jays Truck Driving School which aired on KCTV-5 in Kansas City, Missouri between 1990 and 1992 by Reporters Stan Carmack or Stan Kramer. Why has the above named insurance company committed RICO, Bad Faith Acts against the Plaintiff Stewart Webb by not paying the Plaintiff the \$2,800.00 value of the Plaintiff destroyed-totaled Van. Why has the named above insurance companies offered first \$900.00 then \$1,600.00 after Plaintiff provided evidence the Plaintiff had paid in total receipts \$2,800.00 for the Van and the repairs. The Van today would sell for over \$3,000.00 in the Kansas City used Van Market. Today as of this filing the Plaintiff is without a vehicle which is destroyed and sits in his driveway. The Plaintiff has incurred over \$50.000.00 in lost wages since October 8, 2011 and over \$25,000.00 in medical as a result of this accident or attempted murder or what ever you would call this. Yet as of August 28, 2012 an agent from the above named insurance company called the Plaintiff to make a Bad Faith Settlement of \$1,600.00 for the Plaintiffs Van and \$1,500.00 for the medical injuries. The total damages to the Plaintiff as of this date exceeds \$80,000.00 plus permanent injuries, pain and suffering RICO and other damages the Doctors who have and are treating the Plaintiff have told Plaintiff he will have to find another profession other than a Building Contractor that the Plaintiff is not now able to do the physical work he was doing at the time of the accident on October 8, 2012.

- g. Violations of Failure to Protect Laws in Missouri by the Raytown, Missouri Police Department after a Gun was pulled on the Plaintiff in rush hour traffic on June 1, 2012 at 5:45 pm Raytown Police Report number 12-1470 yet the Plaintiff provide Raytown Police with the License Number Missouri CG8-Z1Y a Black 2 door Honda which the Detective J.D. Lawrence has never returned the Plaintiffs telephone calls. A witness who was behind the Plaintiff also called the Police stating they saw the incident. Pointing a 9mm handgun at someone is a form of assault and battery with a deadly weapon. As of this filing no one has been arrested. This is failure to protect and another violation of U.S. Law 42 U.S.C. 1981 and other State of Missouri Laws.
- h. Violation of Mail and wire Frauds Laws Illegally Blacklist my emails on the internet and hijacking email list by spamming repeat up to 9 times in one hour by FBI and DHS Department of Homeland security.
- i. Violations of retaliation against Whistleblowers, Informants, Witnesses 18 U.S.C. 1010-1015, and RICO 18 U.S.C. 1960,

Slander, Defamation of Character by various actors on the internet acting in behalf and on the payroll of FBI #5 the DHS Department of Homeland Security including Ex FBI Agent Ted Gunderson who tried to extort Plaintiff Stewart Webb and had a Las Vegas Police Swat Team Destroy the House Plaintiff was living in after 5 hours of interrogation by Las Vegas Detectives the Police left with no further actions or charges against Plaintiff Stewart A. Webb.

After Plaintiff filed a Restraining order against Ted Gunderson and Gunderson's side kick Murderer Tom Gaul of Las Vegas Gaul filed illegal assault charges against Plaintiff Stewart Webb that were dismissed 1 ½ years later by the Las Vegas District Attorney.

#### http://www.tedgunderson.com

Ken Adachi <a href="http://www.educate-yourself.org">http://www.educate-yourself.org</a> who has lots of slanderous illegal pages on his website and was directly involved with Ted Gunderson in his illegal setting up of Dave Hinkson on an illegal 40 year prison term for a so called murder for hire scheme <a href="http://www.davehinkson.com">http://www.rolandhinksonfiles.com</a> in which the Plaintiff Stewart Webb testified in behalf of Dave Hinkson. Ted Gunderson wrote a similar letter to the U.S. Attorney General and was involved with Timothy White on FBI Payroll in a similar falsified murder for hire scheme against the Plaintiff Stewart A. Webb.

Denver FBI Paid Stooge and Cross-dresser Timothy Patrick White
That posts his slanderous lies on various yahoo.com groups and other
internet websites including <a href="http://www.educate-yourself.org">http://www.educate-yourself.org</a>
And has stalked and harassed the Plaintiff since the Plaintiff Stewart Webb
acted as an informant against Timothy White after White tried to extort
Plaintiff Stewart Webb and Iran Contra Whistleblower Al Martin
<a href="http://www.almartinraw.com">http://www.almartinraw.com</a>.

Timothy White was arrested on Drug charges and was facing 5 years in Prison the Denver FBI Agent Mark Hostlaw recruited Tim White in behalf of Leonard Millman to Stalk and Harass the Plaintiff Stewart Webb, Al Martin and the Plaintiffs Witnesses, Radio Talk Show Hosts and others working hand in hand with Ted Gunderson, Ken Adachi, Pam Shufert, Jeff Fisher and many others unnamed herein.

#### See:

http://www.stewwebb.com/BushesNaziGoonsNews.html http://www.stewwebb.com/Grand Jury Demand Aug 4 2004.html http://www.stewwebb.com/Grand Jury Demand July 1 2003 .html

#### http://www.youtube.com/stewwebb1

- k. Violations of Federal RICO laws and 18 U.S.C. 1981-1982 Civil Rights violations for Falsification of the National NCIC Computer information system used by law enforcement. Where the information on the Plaintiff Stewart A. Webb is falsified and perjured information reported in the National NCIC information base.
- I. Violations of Privacy Laws and Various Federal and State of Missouri Stalking Laws. Example the Plaintiff has hundreds of incidents of Stalking and attempts to crash the Plaintiff while driving some incidents are by the same who attempted to murder Plaintiff Stewart Webb on October 25, 2012 Driver Agakias Sital Missouri Vehicle License number SH6-C4P his passenger Evelyn Omondi has direct ties to Carol Davis Special Attorney Assistant Registerd to FBI SAC Ron Stern at United States Department of Justice Houston, Texas wparkspring@aol.com 281- 350 2943. Including a recent incident of stalking at the Plaintiffs residence on August 7, 2012 involving Missouri License number DH4-M3G a White Toyota with a White male in his 60s the Plaintiff call 911 Independence Missouri Police who responded to Plaintiffs resident 3 hours later by Sgt Lowe to inform Plaintiff Stewart Webb that the License number came up not registered. The Plaintiff has taken pictures and keep detailed License Plate Logs of the Stalkers some through research of Plaintiff have been found in the Parking Lot of Orion Investigations of Overland Park, Kansas at 95th and Nall. The Plaintiff was stalked in 1990 by the same Orion Investigation hired by Leonard Millman see evidence June 29, 1990 Independence, Missouri Police Report Number 90 14500-s stalkers Charles Stevens and Rodger Kelty of Orion Investigations.

See: Police Report http://www.stewwebb.com/Millman Stalking Stew Webb June 1990.htm

### IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO

September 5, 2012

RE: US Grand Jury Proceeding *Webb v. Millman, et al.* Cr. Div. Case No. 95Y107 active

http://www.stewwebb.com/Henry\_Solano\_Former\_Denver\_US\_Attorney\_Obstructed\_Justice\_20120414.htm

LISTEN TO 1995 RECORDINGS BELOW OF US ATTORNEY HENRY SOLANO, Federal Whistleblower Stew Webb and Iran Contra Federal Whistleblower Al Martin giving facts supporting Leonard Millman's Blackmail of the U.S. Congress and Senate Members.

http://www.almartinraw.com

http://recordings.talkshoe.com/TC-27564/TS-614971.mp3

http://www.stewwebb.com/Inside\_The\_Bush\_Crime\_Family\_Part2\_07 112011.htm

http://stewwebb.com/Gale Norton Obstruction Of Justice.html

Listen to 1995 Recordings of Denver FBI AGENT MARK HOSTLAW, Federal Whistleblower Stew Webb and NSA Contractor Whistleblower Peter Kawaja.

http://recordings.talkshoe.com/TC-27564/TS-614322.mp3

Stew Webb additional Grand Jury Witnesses FBI Operative Darlene Novenger and NSA CIA Operative Gene Chip Tatum both Murdered and their Audio Affidavits and Statements of Fact regarding Leonard Millman and George H.W. Bush Organized Crime Syndicate theft of 79,000 HUD repossessed Houses, Narcotics Money Laundering into Millmans MDC NYSE a public Traded Company run by Organized Crime Figure Larry Mizel of Denver, Colorado and Narcotics

#### importation into the United States of America and Leonard Millman's money Laundering of the Narcotics money.

http://www.youtube.com/user/stewwebb1

http://www.stewwebb.com/Inside\_The\_Bush\_Crime\_Family\_Part1\_07 112011.htm

Hon. Senior Judge Richard P. Matsch **Byron White Courthouse** 1823 Stout Street Denver, CO 80294

(See below: Incorporated in this Motion)

I, Stewart A. Webb have read the foregoing document and attest that it is true and correct to the best of my knowledge.

Respectfully submitted,

Stewart A. Webb Federal Whistleblower 16508 A East Gudgell Independence, MO. 64055 816-478-3267

stewwebb@stewwebb.com

http://www.stewwebb.com

http://www.stewwebb.com/breaking\_news.htm

http://www.stewwebb.com/ADDITIONAL BREAKING NEWS 2012.htm

http://www.stewwebb.com/table of contents site map.html

Stew Webb Videos and Recent Interviews

http://www.youtube.com/user/stewwebb1

f September 2012.

SUBSCRIBED	AND SWORN	I to me this 5	th day of
Na (a ma Dadalia			
Notary Public			

#### **Expiration date:**

### CERTIFICATE OF SERVICE [K.S.A. 60-205]

The undersigned also hereby certifies that a true and correct copy of the foregoing document in the above-captioned matter was deposited in the United States mail, first-class postage prepaid, addressed to:

U.S. Department of Justice Office of the Solicitor General 950 Pennsylvania Avenue, NW Washington, DC 20530-0001

U.S. Department of Justice Office of the Attorney General 950 Pennsylvania Avenue, NW Washington, DC 20530-0001

U.S. District Court for the District of Kansas 500 State Ave., 259 U.S. Courthouse Kansas City, Kansas 66101.

Hon. Kathryn H. Vratil U.S. District Court for the District of Kansas 500 State Ave., 259 U.S. Courthouse Kansas City, Kansas 66101.

Hon. Senior Judge Richard P. Matsch Byron White Courthouse 1823 Stout Street Denver, CO 80294

On this 5th day of September 2012.

#### Respectfully submitted,

Stewart A. Webb Federal Whistleblower 16508 A East Gudgell Independence, MO. 64055 816-478-3267

stewwebb@stewwebb.com

http://www.stewwebb.com

http://www.stewwebb.com/breaking\_news.htm

http://www.stewwebb.com/ADDITIONAL\_BREAKING\_NEWS\_2012.htm

http://www.stewwebb.com/table\_of\_contents\_site\_map.html

Stew Webb Videos and Recent Interviews

http://www.youtube.com/user/stewwebb1

#### (Enclosure)

Stewart Webb Federal Grand Jury Demand--Active Obstruction of Justice

#### Occurring

## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO

Any links below that do not work copy and paste into your browser:

Breaking News stewwebb.com

http://www.stewwebb.com

http://www.stewwebb.com/breaking\_news.htm

http://www.stewwebb.com/kerre\_millman\_attempted\_murder\_fugitive\_0221 09.htm

http://www.stewwebb.com/Stew\_Webb\_vs\_Kerre\_Millman\_Civil\_RICO\_July\_31\_1997\_case\_97\_N\_1498.htm

http://www.stewwebb.com/Stew\_Webb\_Grand\_Jury\_Demand\_vs\_George\_Bush\_US\_District\_Court\_95Y107\_03202012.htm

http://www.stewwebb.com/Henry\_Solano\_Former\_Denver\_US\_Attorney\_Obstructed\_Justice\_20120414.htm

http://www.stewwebb.com/stew\_webb\_grand\_jury\_demand\_vs\_bush\_mill man\_clinton\_etal\_09142009.htm http://www.stewwebb.com/stew webb vs bush millman lindner clinton c rime\_syndicate\_122009.htm

This Page is loaded with Pictures and Grand Jury Filings and attempted Murder of Plaintiff Stew Webb

http://www.stewwebb.com/ADDITIONAL\_BREAKING\_NEWS\_2012.htm

Robert Gates orders Murders of Stew Webb and Tom Heneghan Using Israeli Mossad Hit Teams on US Soil

http://www.stewwebb.com/robert\_gates\_orders\_murders\_of\_stew\_webb\_a nd\_tom\_heneghan\_02062010.htm

http://www.stewwebb.com/table\_of\_contents\_site\_map.html

Stew Webb Videos and Recent Interviews

http://www.youtube.com/user/stewwebb1

http://www.stewwebb.com/affidavit\_of\_stew\_webb\_federal\_whistleblower\_07012010.htm

http://www.stewwebb.com/Stew Webb vs Kerre Millman Civil RICO July 31 1997 case 97 N 1498.htm

http://www.stewwebb.com/Amanda\_Janusz\_Where\_is\_The\_Justice\_Department\_11162010.htm

http://www.stewwebb.com/Henry\_Solano\_Former\_Denver\_US\_Attorney\_Obstructed\_Justice\_20120414.htm

http://www.stewwebb.com/stew\_webb\_grand\_jury\_demand\_vs\_bush\_mill man\_clinton\_etal\_09142009.htm

http://www.stewwebb.com/Stew\_Webb\_vs\_Kerre\_Millman\_Civil\_RICO\_July\_31\_1997\_case\_97\_N\_1498.htm

http://www.stewwebb.com/stew\_webb\_vs\_bush\_millman\_lindner\_clinton\_crime\_syndicate\_122009.htm

http://www.stewwebb.com/ADDITIONAL\_BREAKING\_NEWS\_2012.htm

http://www.stewwebb.com/stew\_webb\_federal\_whistleblower.htm

http://www.stewwebb.com/US and international agents montor us elections.htm

http://www.stewwebb.com/Stew%20Webb%20Savings%20&%20Loan%20Whistleblower%20faces%20federal%20charges.jpg

http://www.stewwebb.com/House%20of%20Rep%20HUD%20Stew%20Webb.jpg

http://www.stewwebb.com/Stew Webb Looking In All THE Wrong Places.html

http://www.stewwebb.com/Stew\_Webb\_Grand\_Jury\_Demand\_vs\_George\_Bush\_US\_District\_Court\_95Y107\_03202012.htm

http://www.stewwebb.com/Henry\_Solano\_Former\_Denver\_US\_Attorney\_Obstructed\_Justice\_20120414.htm

http://www.stewwebb.com/stew webb grand jury demand vs bush mill man clinton etal 09142009.htm

http://www.stewwebb.com/Stew\_Webb\_vs\_Kerre\_Millman\_Civil\_RICO\_July\_31\_1997\_case\_97\_N\_1498.htm

http://www.stewwebb.com/stew\_webb\_vs\_bush\_millman\_lindner\_clinton\_c rime\_syndicate\_122009.htm

http://www.stewwebb.com/bush\_clinton\_mizel\_organized\_crime\_syndicate\_06172010.htm

http://www.stewwebb.com/Bush\_Millman\_Narco\_Money\_Frauds\_911\_111 72011.htm

http://www.stewwebb.com/Secret Document June 1986 SW FBI Report Millman.jpg

http://www.stewwebb.com/House of Rep HUD Stew Webb.jpg

http://www.stewwebb.com/Stew Webb Savings & Loan Whistleblower faces federal charges.jpg

http://www.stewwebb.com/OfficeofCriminalRoundUp.html

http://www.stewwebb.com/Grand Jury Demand Aug 4 2004.html

http://www.stewwebb.com/911 Bush Clinton Israel Guilty 09162010.htm http://www.stewwebb.com/911\_WTC\_Bush\_Guilty\_by\_Stew\_Webb\_Whistleblower\_12102010.htm

http://www.stewwebb.com/Larry\_Mizel\_Mortgage\_Backed\_Securities\_Frauds\_and\_Bank\_Bailout\_Frauds\_03122012.htm

http://www.stewwebb.com/Rupert\_Murdoch\_Larry\_Mizel\_Len\_Millman\_91 1\_Espionage\_Financing\_07192011.htm

http://www.stewwebb.com/Rupert\_Murdochs\_911\_Spy\_ex\_Justice\_Dept\_Viet\_Dinh\_07232011.htm

http://www.stewwebb.com/Occupy\_Larry\_Mizel\_Wall\_Street\_Bank\_Dick\_1 1072011.htm

http://www.stewwebb.com/may 6th market event mdc holdings nyse lar ry\_mizel\_culprit\_news\_05182010.htm

http://www.stewwebb.com/Occupy\_Larry\_Mizel\_Wall\_Street\_Bank\_Dick\_1 1072011.htm

http://www.stewwebb.com/Bush Millman Clinton Lindner Crime Family Flow\_Chart1.jpg

http://www.stewwebb.com/bush\_clinton\_mizel\_organized\_crime\_syndicate\_06172010.htm

http://www.stewwebb.com/rush\_for\_gold\_how\_silverado\_operated.htm

http://www.stewwebb.com/Running with a Bad Crowd.htm

http://www.stewwebb.com/Stew Time Magazine Checks.jpg

http://www.stewwebb.com/Washington-Webb1\_JPG.htm

http://www.stewwebb.com/Stew Webb Conspiracy theorist is he a crackpot or well connected.jpg

http://www.stewwebb.com/House of Rep HUD Stew Webb.jpg

http://www.stewwebb.com/Stew-BIO.html

http://www.stewwebb.com/inside\_the\_bush\_crime family\_part1.htm

http://www.stewwebb.com/inside\_the\_bush\_crime\_family\_part2.htm

http://www.stewwebb.com/WANTED\_FOR\_TREASON\_AND\_SEDITION\_1 2072010.htm

http://www.stewwebb.com/WANTED\_FOR\_TREASON\_AND\_SEDITION\_0 6252011.htm

http://www.stewwebb.com/GOP\_using\_Echelon\_software\_to\_spy\_on\_Americans\_Nsa\_bribing\_media.htm

http://www.stewwebb.com/America\_Daddy\_Bushs\_Piggy\_Bank\_07222011.htm

http://www.stewwebb.com/bush narcotics money laundry funds obama mccain.htm

http://www.stewwebb.com/Wall\_Street\_how\_Larry\_Mizel\_MDC\_NYSE\_Do es a Deal 07182011.htm

http://www.stewwebb.com/JOHN\_MCCAINS\_WIFE\_HIDING\_WAR\_PROFITS\_UNTAXED\_OFF\_SHORE\_ACCOUNTS.htm

http://www.stewwebb.com/Denver\_Airport\_Secret\_Underground\_by\_Stew\_Webb\_11172010.htm

http://www.stewwebb.com/GOP\_using\_Echelon\_software\_to\_spy\_on\_Americans\_Nsa\_bribing\_media.htm

http://www.stewwebb.com/obama\_bush\_heath\_care\_frauds\_continue\_2\_dead\_us\_attorneys\_12272009.htm

http://www.stewwebb.com/two\_dead\_u\_s\_attorneys\_john\_ashcroft\_gets\_p aid\_off.htm

http://www.stewwebb.com/senate ignored 5 texas us attorney death and firings.htm

http://www.stewwebb.com/texas\_us\_attorney\_deaths\_raise\_foul\_play\_questions.htm

http://www.stewwebb.com/dead %20fired attorneys linked to white hous e.htm

http://www.stewwebb.com/weldons\_paris\_trips\_tied\_to\_cover-

<u>up\_of\_911.htm</u>

<u>http://www.defraudingamerica.com</u> (Stew Webb Contributor)

http://www.almartinraw.com Iran Contra Whistleblower (Stew Webb's ex in law Leonard Millman named in Frauds)

http://www.stewwebb.com/Len Millman The Conspirators by Al Martin.h tm

http://www.stewwebb.com/Stew\_Webb\_vs\_Kerre\_Millman\_Civil\_RICO\_July\_31\_1997\_case\_97\_N\_1498.htm

http://www.stewwebb.com/kerre\_millman\_aka\_kerre\_smith\_fugitive\_from\_j ustice\_05162010.htm

http://www.stewwebb.com/Amanda\_Janusz\_Where\_is\_The\_Justice\_Department\_11162010.htm

http://www.stewwebb.com/how\_corrupt\_is\_missouri\_and\_kansas\_courts.htm

http://www.stewwebb.com/Bush\_Whacked\_Again\_Stew\_Webb\_Federal\_W histleblower\_01102011.htm

http://www.stewwebb.com/Obama\_Killing\_Americans\_Unite\_the\_Governors Revolution\_11302010.htm

http://www.stewwebb.com/obamas crystal nacht american people under attack 09262010.htm

http://www.stewwebb.com/may\_6th\_market\_event\_mdc\_holdings\_nyse\_lar ry\_mizel\_culprit\_news\_05182010.htm

http://www.stewwebb.com/dhs\_attempted\_murder\_of\_whistleblower\_stew\_webb\_06092010.htm

http://www.stewwebb.com/DHS\_Assassination\_attempt\_on\_Stew\_Webb\_Photos\_12052010.htm

http://www.stewwebb.com/Bush\_Whacked\_Again\_Stew\_Webb\_Federal\_Whistleblower\_01102011.htm

http://www.stewwebb.com/honorable\_ron\_paul\_united\_states\_congress\_0 3242010.htm

http://www.stewwebb.com/honorable\_jan\_schakowsky\_03242010.htm http://www.stewwebb.com/bush\_narcotics\_money\_laundry\_funds\_obama\_ mccain.htm

http://www.stewwebb.com/Junk Bond Daisy Chain Fraud by Stew Webb.html

http://www.stewwebb.com/Stew IRS Application for Reward MDC Holdings Inc.jpg

http://www.stewwebb.com/Grand Jury 95 Y 107 Page 1.jpg

http://www.stewwebb.com/Grand Jury Demand July 1 2003 .html

http://www.stewwebb.com/Grand Jury Demand Aug 4 2004.html

http://www.stewwebb.com/bush\_narcotics\_money\_laundry\_funds\_obama\_mccain.htm

http://www.stewwebb.com/crooks.html

http://www.stewwebb.com/AmandaMillman.html

http://www.stewwebb.com/ArchivesA-C.html#aam

http://www.stewwebb.com/ArchivesC-K.html#aaq

http://www.stewwebb.com/How\_the\_Westlands\_Was\_Won\_a\_two\_part\_series\_20120510.htm

http://www.stewwebb.com/brownstein\_hyatt\_farber\_schreck\_.htm

http://www.stewwebb.com/Global Crossing Norman Brownstein.html

http://www.stewwebb.com/Global Crossing battles accounting

controversy.html

http://www.stewwebb.com/Global Crossing Sold To China Co.html

http://www.stewwebb.com/norman\_brownstein\_campaign\_contributions.htm

http://www.stewwebb.com/From Cradle to Cabal The Secret Life of Gale Norton.html

http://www.stewwebb.com/FRAUDS ARE US AT MDC.html

Pedophile George "Daddy" Bush Congressional Child Sex Crimes

http://www.stewwebb.com/Brownstone.gif

http://www.stewwebb.com/bush\_satanic\_rituals\_and\_human\_sacrifices\_01 172010.htm

http://www.stewwebb.com/foley\_gannon\_abramoff\_rove\_sex\_espionage\_o peration.htm

http://www.stewwebb.com/Abramoff\_sex\_spy\_ring.htm

http://www.stewwebb.com/dc\_hilton\_ritz\_carlton\_used\_for\_congressional\_child\_sex.htm

http://www.stewwebb.com/DynCorp%20Disgrace.html

http://www.stewwebb.com/ArchivesA-C.html#aaar

http://www.stewwebb.com/Finders%20Through%20a%20glass%20very%2 0darkly.jpg

http://www.stewwebb.com/Finders%201%20of%202.jpg

http://www.stewwebb.com/Finders%201%20of%203.jpg

http://www.stewwebb.com/Finders%201%20of%205.jpg

http://www.stewwebb.com/Finders%202%20of%202.jpg

http://www.stewwebb.com/Finders%202%20of%202.jpg

http://www.stewwebb.com/Finders%202%20of%205.jpg

http://www.stewwebb.com/Finders%203%20of%203.jpg

http://www.stewwebb.com/Finders%203%20of%205.jpg

http://www.stewwebb.com/Finders%204%20of%205.jpg

http://www.stewwebb.com/Finders%205%20of%205.jpg

Tom Heneghan and Stew Webb 2004 Presidential Platforms

http://www.stewwebb.com/HeneghanWebb2004OfficialPresidentialPlatform.html

http://www.stewwebb.com/HeneghanWebb2004%20Platform%20Long%20Version.html

http://www.stewwebb.com/HeneghanWebbPlatformOutline.html

Hon. Senior Judge Richard P. Matsch Byron White Courthouse 1823 Stout Street Denver, CO 80294 September 14, 2009

RE: US Grand Jury Proceeding Webb v. Millman, et al. Cr. Div. Case No. 95Y107

Dear Judge Matsch,

I have studied the current USDOJ Grand Jury Manual and made arrangements for numerous present and former government officials who are witnesses to the continuing Leonard Millman Criminal Enterprise misconduct described in my request for a Grand Jury to voluntarily testify at their own expense.

The continuing nature of the federal criminal violations and recent actions by the defendants ensure the indictable offenses would be within the statutes of limitations.

I anticipate having a detailed memorandum completed by September 22nd summarizing the companies, individuals, industries, frauds and transactions currently provable by testimony and documentary evidence showing the conduct continued within the limitations period of RICO (18 U.S.C. § 1961).

Please find the enclosed chambers copy of the Motion to Transfer Grand Jury Situs in the above captioned case.

Sincerely,

Stewart Anthony Webb
Prosecuting Witness
28 Years Federal Whistleblower
16508 A East Gudgell
Independence, MO. 64055
816-478-3267
stewwebb@stewwebb.com
http://www.stewwebb.com/
http://www.stewwebb.com/breaking\_news.htm
http://www.stewwebb.com/ADDITIONAL\_BREAKING\_NEWS\_2012.htm
http://www.stewwebb.com/table\_of\_contents\_site\_map.html
Stew Webb Videos and Recent Interviews
http://www.youtube.com/user/stewwebb1

## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO

```
STEWART A. WEBB, )
And in behalf of )
AMANDA MELIA WEBB (Amanda Millman) )
Plaintiff's Daughter, )
And in behalf of )
THE PEOPLE OF THE UNITED STATES )
OF AMERICA )
And THE UNITED STATES OF AMERICA )
)
Plaintiffs, ) CRIMINAL DIVISION
) CASE Number: 95-Y-107
vs. )
)
KERRE SUE MILLMAN, et al. )
)
Defendants )
```

#### MOTION FOR TRANSFER OF GRAND JURY SITUS

**COMES NOW** on this 4th day of September 2012, the prosecuting witness Stewart A. Webb makes the following motion to transfer the situs of the Grand Jury to the Robert Dole US Court House in Kansas City, Kansas where:

- 1. The US Court of Appeals for the Tenth Circuit courtroom in the Robert Dole Courthouse in Kansas City, Kansas is convenient to witnesses the prosecuting witness Stewart A. Webb plans to call for the purpose of presenting eye-witness testimony and documentary evidence in support of bringing to justice the perpetrators of the ongoing criminal scheme identified in the prosecuting witness Stewart A. Webb's request for a grand jury.
- 2. The Robert Dole Courthouse in Kansas City, Kansas is a situs and facility that is suitable for usage by the Jury.
- 3. The Kansas District Court is convenient to newly discovered witnesses to the ongoing Millman Syndicate securitization of fraudulent mortgages including witnesses to the affairs of the Kansas farmer Loring Nelson in Saline and Lincoln Counties of the State of Kansas that led to banks in Bennington and Tescott Kansas associated with what is now Alliance Bank in Topeka, Kansas participating in the securitization of fraudulent non performing mortgages that resulted in the collapse of the Bush-Millman-Mizel Family savings and loan Silverado and that also precipitated the criminal conduct and extra judicial influence resulting in Obstruction of Justice in the United States Judicial Branch and Extortion of members of both houses of the US Congress described in the prosecuting witness's Stewart A. Webb's request for a grand jury and continues now in what

- recently has been described as racketeering schemes attributed in the popular press to Bernard L. Madoff, Sir Allen Stanford and A.I.G.
- 4. At the beginning of the time period covered by the Grand Jury request a Salina, Kansas Credit Union was found to have been participating in frauds against the interest of the US Treasury through a scheme with Silverado to rec-ollateralize nonperforming and fraudulent debt obligations and to exchange them with a Minnesota bank which would then launder the securities through a Manhattan, Kansas bank.
- 5. The Kansas District Court is also convenient to newly discovered witnesses to the ongoing Millman Syndicate securitization of fraudulent mortgages including witnesses to the affairs of the Kansas farmer Dwayne Melius and a landing strip at a Kansas hog farm being regularly used to import illegal narcotics as bribery funds to corrupt Kansas state officials and to frauds against the US Treasury in the systematic foreclosure of federal government guaranteed farm mortgages mandated by the Millman Syndicate's practice of securing two and three parallel fraudulent mortgages guaranteed by the federal government on the same farmer's property.
- 6. The Kansas District Court is also convenient to later discovered witnesses to the ongoing Millman Syndicate's bribery and extortion of public officials including the prospective prosecuting witness Stewart Webb who has information and documentation on how the Millman Syndicate bribed and extorted public officials and unlawfully removed property and funds from Enron through previously concealed fraud that injured government employees and caused the loss of retirement funds invested in the corporation that can still be identified and recovered.

7. The Kansas District Court is also convenient to newly discovered evidence of Mortgage Securities Frauds by Leonard Millman and Larry Mizel of MDC NYSE a public traded company and their subsidiaries Asset Investors and other entities they created to sell Mortgages on houses that were never built and duplicated Mortgages on house that were sold in bundles as Securities that has lead to the the illegal TARP, Bank Bail Outs which has lead to the Worldwide Economic meltdown which is Economic Plunder under U.S. Laws which is the Death Penalty a very serious crime. See: SEC Securities Exchange Commission Whistleblower Filings by Plaintiff Stewart A. Webb.

http://www.stewwebb.com/Larry\_Mizel\_Mortgage\_Backed\_Securities\_Frau

ds and Bank Bailout Frauds 03122012.htm

- 8. The Kansas District Court is also convenient to newly discovered evidence of attempted murder of Plaintiff Stewart Webb During the time Plaintiff Stewart Webb had a previous court case filing in which the Plaintiff was never given a hearing before U.S. District Court Judge Kathryn H. Vratil and the case was put under seal and assigned to District Judge J. Thomas Marten and Magistrate Judge David J. Waxse who reassigned the Plaintiffs case reassigned to Chief Judge Fernando J. Gaitan, Jr. for all further proceedings. Signed by District Judge J. Thomas Marten on 12/2/09. ORDER REASSIGNING CASE.
- U.S. District Court Judge Fernando J. Gaitan Jr. is the Chief Judge of the 8<sup>th</sup> District The Western District of Missouri Kansas City, Missouri not even in the 10<sup>th</sup> District Kansas City, Kansas were the Plaintiff filed his PETITION FOR INJUNCTIVE RELIEF AGAINST THE HON. KATHRYN H. VRATIL, AND THE U.S. DISTRICT COURT OF THE STATE OF KANSAS, et al.

Plaintiff was never given a hearing before U.S. District Court Judge Fernando J. Gaitan Jr. who dismissed the Plaintiffs case stating ORDER denying Motion for Leave to Proceed in forma pauperis Signed by Chief Judge Fernando J. Gaitan, Jr on 12/14/09.

http://www.stewwebb.com/civil\_docket\_stew\_webb\_vs\_case\_sealed\_1208 2009 case 209 cv 02603 fig.pdf

http://www.stewwebb.com/Stew\_Webb\_vs\_JUDGE\_ KATHRYN\_VRATIL\_case\_0209CV02603FJG\_DJW\_CivilDocket\_1217200 9.pdf

#### IN THE UNITED STATES DISTRICT COURT

#### FOR THE DISTRICT OF KANSAS

Case Number: 09-CV-2603 JTM/DJW and Case Number: 02-09-CV-02603-FJG DJW

Filed November 24, 2009

# PETITION FOR INJUNCTIVE RELIEF AGAINST THE HON. KATHRYN H. VRATIL, AND THE U.S. DISTRICT COURT OF THE STATE OF KANSAS, et al.

http://sites.google.com/site/stewwebbvjudgevratil/

http://www.stewwebb.com/webb\_petition\_112409.htm

http://www.stewwebb.com/AFFIDAVIT\_IN\_SUPPORT\_OF\_STEWART\_W

EBB\_11242009.htm

http://www.stewwebb.com/civil\_docket\_stew\_webb\_vs\_case\_sealed\_1208

2009 case 209 cv 02603 fjg.pdf

http://www.stewwebb.com/stew webb grand jury demand vs bush mill

man clinton etal 09142009.htm

http://www.stewwebb.com/stew\_webb\_vs\_bush\_millman\_lindner\_clinton\_c rime\_syndicate\_122009.htm

http://www.stewwebb.com/barack\_obama\_were\_is\_justice\_for\_bush\_and\_clinton.htm

 On or about January 28-30, 2010 The Plaintiff was shot with Lazers from a Blackwater XZ helicopter with 4 Israeli Mossad Agents aboard for several days in an attempt to Kill Plaintiff Stewart A.
 Webb. The Plaintiff contact element inside U.S. Defense which the Plaintiff has acted as an informant-Whistleblower to the unnamed persons. The Helicopters after trying to kill Plaintiff Stewart Webb was destroyed by a NATO Fighter Jet in midair over Hwy 6 east of Hastings, Nebraska where the Plaintiff was in hiding to stay alive. DHS Department of Homeland Security ruled the incident as Mechanical Failure.

- http://www.stewwebb.com/robert\_gates\_orders\_murders\_of\_stew\_webb\_ \_and\_tom\_heneghan\_02062010.htm
- In our next intelligence briefing we will have a report on a recent event involving a helicopter in Hastings, Nebraska that may be a precursor to an actual civil war developing in the U.S. Military.
- <a href="http://www.stewwebb.com/united states end game us supreme court\_discredited\_01312010.htm">http://www.stewwebb.com/united states end game us supreme court\_discredited\_01312010.htm</a>
- <a href="http://www.stewwebb.com/dhs\_attempted\_murder\_of\_whistleblow">http://www.stewwebb.com/dhs\_attempted\_murder\_of\_whistleblow</a> er\_stew\_webb\_06092010.htm
- Letters to U.S. Congressman Ron Paul and U.S. Congresswoman
  Jan Schakowsky who heads the Committee who was investigating
  BlackwaterXZ a Private U.S. Military Contractor who has been
  involved in all sorts of illegal activities
- · And who recently was fined for such activities.
- These Letter were sent under 18 U.S.C. 4 The Federal Reporting Crimes Act.
- <a href="http://www.stewwebb.com/honorable\_ron\_paul\_united\_states\_con">http://www.stewwebb.com/honorable\_ron\_paul\_united\_states\_con</a> gress 03242010.htm
- http://www.stewwebb.com/honorable\_jan\_schakowsky\_03242010.h
   tm
- 9. The Kansas District Court is also convenient to newly discovered evidence of attempted murder of Plaintiff Stewart Webb involving 3 separate Car Crashes as evidence here:

http://www.stewwebb.com/ADDITIONAL\_BREAKING\_NEWS\_2012.htm

First Car Crash and rollover on October 25, 2010 driver who struck Plaintiff Stewart Webb' Van was intentional, the attempted murder of Plaintiff was done by Driver Agakias Sital Missouri Vehicle License number SH6-C4P his passenger Evelyn Omondi has direct ties to Carol Davis Special Attorney Assistant Registerd to FBI SAC Ron Stern at United States Department of Justice Houston, Texas wparkspring@aol.com 281- 350 2943.

http://www.facebook.com/pages/Office-of-the-President/111033792266818#!/profile.php?id=1440175156

#### http://www.stewwebb.com/ADDITIONAL BREAKING NEWS 2012.htm

After Plaintiff laid in Intensive care for 2 days at Research Medical Center with Hospital Bills of nearly \$100,000.00 incurred the Plaintiff Stewart Webb contacted the Grandview Police to make his report and statement of the particulars of the attempted murder car crash. The **Grandview Police keep referring the Plaintiff to the Police Records** division were the Plaintiff was told for over 2 weeks that a report was not generated yet and someone would get back with Plaintiff. The Plaintiff after numerous attempts in the 2 week period of contacting the Grandview Police was finally referred to a Sqt. Pruett who never took a report from Plaintiff Stewart Webb but yet Sqt. Pruett filed an additional supplemental report in which additional perjury was committed by Sqt. Pruett and other unnamed Grandview, Missouri Police Department Employees. The Plaintiff has copies of his telephone records showing numerous telephone calls to the Grandview, Missouri Police Department to make an accident report as a driver involved in the attempted Murder of Plaintiff Stewart A. Webb yet the supplemental Police report filed and signed by Sgt. Pruett is perjured and the Plaintiff Stewart Webb Phone Records prove this lie. The Police report does not have the investigating Officers named and the so called witness on the report was a logged License number White Ford Van stalking the Plaintiff with the above named Agakias Sital Missouri Vehicle License number SH6-C4P his passenger Evelyn Omondi on numerous times weeks prior to this attempted murder of Plaintiff and the cover-up by Grandview Missouri, Police. The Plaintiff has witness unnamed herein who saw the so called accident.

The Plaintiff Stewart A. Webb has U.S. Intel agents who will testify under oath in Grand Jury that they were told they would die in two days if they intervened in behalf of Plaintiff Stewart A. Webb that this was a U.S. Government Murder Attempt on Plaintiff Stewart A. Webb.

Grandview Police report #10-5206 October 25, 2012 Attempted murder of Plaintiff

http://www.stewwebb.com/Grandview\_Missouri\_Police\_Cover\_up\_attempted\_Murder\_11122010.htm

http://www.stewwebb.com/DHS\_Assassination\_attempt\_on\_Stew\_Webb\_Photos\_12052010.htm

The Plaintiff Stewart Webb had to obtain a copy of the falsified accident report from his own insurance company Progressive

As evidenced herein.

http://www.stewwebb.com/Grandview\_Missouri\_Police\_Report\_10520 6 10252010.htm

http://www.stewwebb.com/Stew\_Webb\_Drawing\_of\_Accident\_Attemp ted\_Murder\_10252010.htm

http://www.stewweb.com/accident10252010/Grandview\_Missouri\_Police\_Report\_105206\_10252010.htm

The Plaintiff Stewart A. Webb has had Missouri two attorney threatened by telephone for agreeing to represent the Plaintiff Stewart A. Webb in the above stated attempted murder of Plaintiff.

9. The Kansas District Court is also convenient to newly discovered evidence of the driver

Respectfully submitted,

S/Stewart Anthony Webb Stewart Anthony Webb Prosecuting Witness Federal Whistleblower 16508 A East Gudgell Independence, MO. 64055 816-478-3267

stewwebb@stewwebb.com

http://www.stewwebb.com

http://www.stewwebb.com/breaking\_news.htm

http://www.stewwebb.com/ADDITIONAL\_BREAKING\_NEWS\_2012.htm

http://www.stewwebb.com/table\_of\_contents\_site\_map.html

Stew Webb Videos and Recent Interviews

http://www.youtube.com/user/stewwebb1

#### **CERTIFICATE OF SERVICE**

I have on this <u>5th</u> day of <u>September 2012</u> deposited in the US Mail postage paid a paper chambers copy of this motion to the following:

Hon. Senior Judge Richard P. Matsch Byron White Courthouse 1823 Stout Street Denver, CO 80294

S/Stewart Anthony Webb
Stewart Anthony Webb
Prosecuting Witness
Federal Whistleblower

Mr. Timothy M. O'Brien
Clerk Of Court
Robert J. Dole Courthouse
500 State Ave.
259 U.S. Courthouse
Kansas City, Kansas 66101
ksd\_clerks\_kansascity@ksd.uscourts.gov

September 5, 2012

## RE: US Grand Jury Proceeding Webb v. Millman, et al. Cr. Div. Case No. 95Y107

Dear Mr. O'Brien,

I am writing to inform you that I am seeking to change a Grand Jury situs from the US District Court for the District of Colorado to the Kansas District Court building at 500 State Avenue. This request is being made of Senior Colorado District Judge, Hon. Richard P. Matsch

I understand the Robert J. Dole Courthouse has a US Court of Appeals for the Tenth Circuit courtroom, which would facilitate the presentation of witnesses and evidence in the above captioned matter.

I am planning to finish preparing the initial evidence by September 22<sup>nd</sup> and I anticipate that a little over three weeks will be required. I understand that some days might be blocked out as your courtroom is used for Tenth Circuit and Kansas State Appeals functions and I believe we will be able to accommodate the interruptions.

Please let me know of any changes in the courtrooms schedule or demands of your staff handling jury matters and I will attempt to adjust my plans accordingly. I will keep you informed so that you might know at the earliest moment when to empanel prospective grand jurors.

Sincerely,

S/Stewart Anthony Webb
Stewart Anthony Webb
Prosecuting Witness
Federal Whistleblower
16508 A East Gudgell
Independence, MO. 64055
816-478-3267
<a href="mailto:stewwebb.com">stewwebb@stewwebb.com</a>
<a href="mailto:http://www.stewwebb.com">http://www.stewwebb.com</a>

http://www.stewwebb.com/breaking\_news.htm
http://www.stewwebb.com/ADDITIONAL\_BREAKING\_NEWS\_2012.htm
http://www.stewwebb.com/table\_of\_contents\_site\_map.html
Stew Webb Videos and Recent Interviews
http://www.youtube.com/user/stewwebb1

Appendix D

## UNITED STATES DISTRICT COURT DISTRICT OF COLORADO FACSIMILE COVER SHEET

Pursuant to D.C.COLO.LCivR 5.1, this cover sheet must be submitted with any facsimile filing. A pleading or paper not requiring a filing fee and **no longer than ten pages**, including all attachments, may be filed with the clerk by means of facsimile during a business day. Facsimiles received by the clerk 5:00 p.m. (Mountain Time) will be considered filed as of the next business day.

Clerk's Office facsimile telephone number: 303-335-2714 and by email:				
1. Date of transmission: 2012	•			
2. Name of attorney or <i>pro</i> se pa Webb	arty making the transmission:	Stewart A.		
Facsimile number:	Telephone number:	<u>816-478-</u>		
3. Case number, caption, and titl				
US Grand Jury Proceeding We	ebb v. Leonard Millman. et al.			

#### MOTION FOR TRANSFER OF GRAND JURY SITUS

4. Number of pages being transmitted, including the facsimile cover shee	t:
5	
Instructions, if any:	

\_ (Rev. (12/08)

Clerk's Office Alfred A. Arraj United States Courthouse, Room A105 901 19th Street Denver, Colorado 80294-3589

September 14, 2009

RE: US Grand Jury Proceeding Webb v. Millman, et al. Cr. Div. Case No. 95Y107

Dear Clerk of the Court,

Please find the enclosed Motion to Transfer Grand Jury Situs in the above captioned case. I have also included your required fax cover sheet form.

Sincerely,

#### S/Stewart Anthony Webb

Stewart Anthony Webb Prosecuting Witness 16508 A East Gudgel Independence, Missouri 64055 Email <u>stewwebb@stewwebb.com</u> Phone 816-478-3267

http://www.stewwebb.com

http://www.stewwebb.com/breaking\_news.htm

http://www.stewwebb.com/ADDITIONAL BREAKING NEWS 2012.htm http://www.stewwebb.com/table\_of\_contents\_site\_map.html Stew Webb Videos and Recent Interviews http://www.youtube.com/user/stewwebb1

Clerk's Office Alfred A. Arraj United States Courthouse, Room A105 901 19th Street Denver, Colorado 80294-3589

September 4, 2012

## RE: US Grand Jury Proceeding Stewart Webb v. Leonard Millman, et al. Cr. Div. Case No. 95Y107

Dear Clerk of the Court,

Please find the enclosed Motion to Transfer Grand Jury Situs in the above captioned case. I have also included your required fax cover sheet form.

Sincerely,

S/Stewart Anthony Webb

Stewart Anthony Webb

**Prosecuting Witness** 

16508 A East Gudgel

Independence, Missouri 64055

Email <a href="mailto:stewwebb.com">stewwebb.com</a>

Phone 816-478-3267

http://www.stewwebb.com

http://www.stewwebb.com/breaking\_news.htm

http://www.stewwebb.com/ADDITIONAL\_BREAKING\_NEWS\_2012.htm

http://www.stewwebb.com/table\_of\_contents\_site\_map.html

Stew Webb Videos and Recent Interviews

#### http://www.youtube.com/user/stewwebb1

## Previous Grand Jury Filings Obstruction of Justice by Justice Department Officials, Judges and Denver U.S. Attorneys

http://www.stewwebb.com/Stew\_Webb\_Grand\_Jury\_Demand\_vs\_George\_Bush\_US\_District\_Court\_95Y107\_03202012.htm

http://www.stewwebb.com/Grand Jury Demand Aug 4 2004.html

http://www.stewwebb.com/95Y107-Pg1\_JPG.htm

http://www.stewwebb.com/95Y107-Payment.JPG

http://www.stewwebb.com/95Y107-Pg2\_JPG.htm

http://www.stewwebb.com/95Y107-Pg3\_JPG.htm

http://www.stewwebb.com/95Y107-Pg4\_JPG.htm

http://www.stewwebb.com/95Y107-Pg5\_JPG.htm

http://www.stewwebb.com/95Y107-Pg6\_JPG.htm

http://www.stewwebb.com/Grand Jury Motion To Present Sept\_ 18, 2001 part 1 of 2.html

http://www.stewwebb.com/Grand Jury Motion To Present Sept\_ 18, 2001 part 1 of 2.html

http://www.stewwebb.com/Grand Jury Demand July 1 2003 .html

http://www.stewwebb.com/Grand Jury District Court July 6th stamp.jpg

http://www.stewwebb.com/Grand Jury Demand Aug 4 2004.html

http://www.stewwebb.com/Stew-BIO.html

http://www.stewwebb.com/Bush\_Millman\_Clinton\_Lindner\_Crime\_Family\_Flow\_Chart1.html

http://www.stewwebb.com/Letter to Amanda Millman Jan 2004.html

#### http://www.stewwebb.com/AmandaMillman.html

#### **Crimes against America**

http://www.stewwebb.com/Secret Document June 1986 SW FBI Report Millman.jpg

http://www.stewwebb.com/House of Rep HUD Stew Webb.jpg

http://www.stewwebb.com/Hud Phil Winn Guilty.jpg

http://www.stewwebb.com/Stew IRS Application for Reward MDC Holdings Inc.jpg

http://www.stewwebb.com/Stew-IRS Len Millman Trusts.jpg

http://www.stewwebb.com/rush for gold how silverado operated.ht m

http://www.stewwebb.com/silverado\_neil\_bush\_by\_steve\_wilmsen.jp

http://www.stewwebb.com/Money Laundering B.C.C.I. The Dirtiest Bank of All.html

http://www.stewwebb.com/S&L-Bank Frauds Neil Bush Silverado Rush for Gold.html

http://www.stewwebb.com/Stew Webb Looking In All THE Wrong Places.html

http://www.stewwebb.com/Stew Time Magazine Checks.jpg

http://www.stewwebb.com/Washington-Webb1\_JPG.htm

http://www.stewwebb.com/Stew-FBI-Florida1.JPG

http://www.stewwebb.com/Stew-FBI-Florida2.JPG

http://www.stewwebb.com/Stew-FBI-Florida3.JPG

Charges dismissed after being held as an American Political Prisoner for 10 1/2 months because I was classified as a National Security Threat for Exposing my ex in law Leonard Millman and his partner George H. W. Bush theft from the United States Treasury

http://www.stewwebb.com/savings and loan whistleblower faces federal \_\_charges\_091692.gif

http://www.stewwebb.com/Secret Documents Order of Dismissal Aug 93 92 CR 356.jpg

http://www.stewwebb.com/Stew Webb Psychological Evaluation Mentally Competent May 1993.jpg

http://www.stewwebb.com/Stew Webb TomValentine Letter to US Court.jpg

http://www.stewwebb.com/Stew Webb exposing Government Corruption.jpg

http://www.stewwebb.com/Stew Webb Founder GOAL.jpg

http://www.stewwebb.com/95Y107-Pg1\_JPG.htm

http://www.stewwebb.com/95Y107-Payment.JPG

http://www.stewwebb.com/Grand Jury Demand July 1 2003 .html

http://www.stewwebb.com/Grand Jury Demand Aug 4 2004.html

http://www.stewwebb.com/M&L Business Machines USAttorney Mike Norton Partial Bribe.htm

http://www.stewwebb.com/Stew IRS Application on Mike Norton US Attorney.jpg

http://www.stewwebb.com/Inside The Bush Crime Family Part1.html

http://www.stewwebb.com/Inside The Bush Crime Family Part2.html

http://www.stewwebb.com/Gale Norton Obstruction Of Justice.html

http://www.stewwebb.com/Junk Bond Daisy Chain Fraud by Stew Webb.html

http://www.stewwebb.com/FRAUDS ARE US AT MDC.html

 $\underline{\text{http://www.stewwebb.com/HeneghanWebb2004OfficialPresidentialPlatform}}.$ 

http://www.stewwebb.com/OfficeofCriminalRoundUp.html

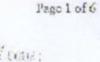
<a href="http://www.stewwebb.com/bush\_narcotics\_money\_laundry\_funds\_obama\_mccain.">http://www.stewwebb.com/bush\_narcotics\_money\_laundry\_funds\_obama\_mccain.</a>

html

http://www.stewwebb.com/sub\_prime\_bailout\_us\_treasury\_theft.htm

http://www.stewwebb.com/bank\_bail\_out\_crooks\_enemies\_of\_america.htm

http://www.stewwebb.com



### FOR THE DISTRICT OF KANSAS

STEWART A. WEBB

Plaintiff.

2588 EFM/GLR

Case No: 12-CV-

Filed September 5, 2012

247 SEP -7 74 4:06

ACTOY M. O' BRIEN

HON. JUDGE KATHRYN H. VRATIL, in her Official capacity as Chief Judge for the United States District Court for the District of Kansas

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

Defendant,

COURT Filed September 7, 2012
Under 18 U.S.C. 4 The Federal Reporting Crime Act
By Plaintiff Stewart A. Webb
THREATS AND FIRST AMENDMENT RIGHTS VIOLATIONS
WHICH OCCURRED ON SEPTEMBER 6, 2012

## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

#### **STEWART A. WEBB**

Plaintiff,

v. Case No: 12-CV-2588 EFM/GLR Filed September 5, 2012

HON. JUDGE KATHRYN H. VRATIL, in her

Official capacity as Chief Judge

for the United States District Court for

the District of Kansas

**UNITED STATES DISTRICT COURT** 

FOR THE DISTRICT OF KANSAS

Defendant,

**NOTICE TO THE COURT Filed September 7, 2012** 

# Under 18 U.S.C. 4 The Federal Reporting Crime Act By Plaintiff Stewart A. Webb THREATS AND FIRST AMENDMENT RIGHTS VIOLATIONS WHICH OCCURRED ON SEPTEMBER 6, 2012

Comes now the Plaintiff Stewart A. Webb appearing pro se and in forma pauperis and files this action for Injunctive Relief against the honorable chief judge of this court and the federal district court for prospective injunctive relief, solely in equity under the United States

Constitution to allow me to have an uncompromised qualified legal counsel represent me in the Kansas District Court for a civil RICO action I will file and Federal Grand Jury Case Number 95-Y-107 transfer to U.S. District Court Kansas City, Kansas to hear all Plaintiffs evidence and witness to bring indictment against named Leonard Millman Organized Crime Syndicate.

The Plaintiff is entitled to injunctive relief for the following reasons:

1) Stewart A. Webb seeking the order will suffer irreparable injury unless the injunction issues are answered,

The attached affidavit of the plaintiff and accompanying links to evidence on his Federal Whistleblower web site Plaintiff Stewart A. Webb filed on Wednesday September 5, 2012 Under 18 U.S.C. The Federal Reporting Crime Act.

- A.)COMPLAINT FOR INJUNCTIVE RELIEF AGAINST
  THE HON. KATHRYN H. VRATIL, AND THE U.S. DISTRICT COURT OF
  THE STATE OF KANSAS, et al.
  - B.) AFFIDAVIT IN SUPPORT OF STEWART A. WEBB COMPAINT FOR
- INJUNCTIVE RELIEF AGAINST THE HON. KATHRYN H. VRATIL, AND THE
- U.S. DISTRICT COURT OF THE STATE OF KANSAS, et al.
  - C.)MOTION FOR TRANSFER OF GRAND JURY SITUS case Number 95-Y-107 still active
- 2. The Plaintiff was threatened on September 6, 2012 at 2:12pm by Jeff Fisher named in the Plaintiffs Original filing on September 5, 2012.

A.) The Plaintiff filed a Report with the Independence, Missouri Police report number 2012-66599 on September 6, 2012 with evidence from the 3<sup>rd</sup> call to Plaintiff left on the Plaintiffs voice mail on telephone number 816-478-3267.

#### Listen to evidence here:

http://www.stewwebb.com/Jeff\_Fisher\_FBI\_Threat\_20120906.wma

- B.) Jeff Fisher's first call from 703-873-7904 was a threat directed at Plaintiff Stewart Webb 816 478-3267 stating: Is this Stew Webb you are a Dead Motherfucker which the Plaintiff hung up.
- C.) Jeff Fisher kept calling Plaintiff Stew Webb from telephone number 703-873-7904 between 2:12pm and 2:15pm which rolled to voice mail

Were Jeff Fisher left evidence of one of his calls: Listen to evidence here: <a href="http://www.stewwebb.com/Jeff\_Fisher\_FBI\_Threat\_20120906.wma">http://www.stewwebb.com/Jeff\_Fisher\_FBI\_Threat\_20120906.wma</a>

- D.) Jeff Fisher was incarcerated approximately 2 years ago for making Death Threats against the New York Mayor and Police Chief.
- E.) Jeff Fisher has stalked the Plaintiff on the internet and internet group sites for several years and has made repeated threats by telephone to Plaintiff Stewart A. Webb over the last 6 years. Jeff Fisher has sent numerous threatening emails to Plaintiff Stewart Webb over several years.
- F.) <u>Jeff Fisher has also made several threats and harassing telephone</u> <u>calls and emails to Plaintiffs associate Tom Heneghan.</u>
- G.) <u>Jeff Fisher has made threats against Former Vice President</u>
  <u>Albert Gore Jr.</u>

The Plaintiff asks this court to have the U.S. Attorney in this 10<sup>th</sup> district to indict and issue a Federal Warrant for the arrest of Jeff Fisher for threatening and harassing telephone calls to the Plaintiff Stewart A. Webb so that Justice may be served and the Rule of Law may prevail.

3. The Plaintiff's First Amendment rights were violated on September 6, 2012 since filing for Injunctive Relief on September 5, 2012.

The Plaintiff Stewart A. Webb was scheduled to do a Radio and Internet TV Program on with Hosts Michael Vara of Late Night In The Midlands at 8pm central time http://www.latenightinthemidlands.com and with Glenn Canady of Projectnsearch http://www.project.nsearch.com/ on http://blogtalkradio.com and http://skype.com. The Radio-TV was delayed for one hour never before was there such technical difficulty that could not <u>be described the program and technical problems were resolved one hour</u> later than the normal Monday through Friday Broadcast 3 hours each night. The Plaintiffs Internet was hacked into while on the Video Recording with Glen Canady and the Plaintiffs computer screen began to go Waco which the Plaintiff had to disconnect from the internet to keep from having his computer damaged which has interfered with the Plaintiffs First Amendment Rights to Express the Plaintiffs Freedom of Speech regarding the Crimes committed against Plaintiff by the same DHS-FBI-NSA perpetrators as stated in the original Complaint for Injunctive Relief filed by Plaintiff Stewart Webb on September 5, 2012.

Evidenced below with links to the Radio Hosts internet sites and the actual Broadcast:

September 6, 2012 Stew Webb is back with an important announcement

Michael Vara http://www.latenightinthemidlands.com

Blogtalk Radio technical difficulties of delayed by one hour as evidenced in the recording below

http://www.blogtalkradio.com/radionsearch/2012/09/07/stew-webb-is-back-with-a-important-announcement-1

Stew Webb Files Federal Injunctive Relief against FBI, DHS, AT&T, Bush, Millman and More!

Blogtalk radio suffered a major system outage just before Stew was to come on our show

at 9:00 pm EST that took it all down! The show finally was able to get started an hour

later and we went overtime to get in all the incredible news Stew has about the Leo Wanta

funds and much more! Don't miss the show and spread the word so that the entire patriot

community hears about Stew Webb who has been ignored by certain big personalities in the

truth community because they are controlled opposition with an AGENDA! This lawsuit

EXPOSES all stooges with an agenda! If they don't cover it, they have an AGENDA and

<u>it's not to save you! We need everybody's help to contact every person in the alternative</u>

news community to get Stew Webb on their programs and the lawsuit publicized.

Please report anybody that fails to cover this VERY important lawsuit so we can find out

who is not working for the American people while pretending they are Patriots.

This is a REAL lawsuit worth Trillions that could be put back in the US Treasury and it

needs to be PROMOTED everywhere you can! Send the truth VIRAL to all your friends and

social network accounts. The MORE people that find out about Stew Webb, the more chances

we have for others to help in the lawsuits and spreading the truth. This is why all of you

reading this article are awake - to awake others! Go crazy out there spreading this article.

I will update this article with the video and much more information in the days to come so

link to the article everywhere.

#### Godspeed!

http://www.project.nsearch.com/profiles/blogs/stew-webb-files-federal-ricolawsuit-against-fbi-dhs-and-more

http://www.project.nsearch.com/

Stew Webb Federal Whistleblowers Breaking News Site:

http://www.stewwebb.com/breaking\_news.htm

http://www.stewwebb.com/COMPLAINT\_FOR\_INJUNCTIVE\_RELIEF\_201 20905.htm

http://www.stewwebb.com/Jeff\_Fisher\_FBI\_Threat\_20120906.wma

4. The Plaintiff Stewart A. Webb filed on September 5, 2012

A.) COMPLAINT FOR INJUNCTIVE RELIEF AGAINST

THE HON. KATHRYN H. VRATIL, AND THE U.S. DISTRICT COURT OF THE STATE OF KANSAS, et al.

B.) AFFIDAVIT IN SUPPORT OF STEWART A. WEBB COMPAINT FOR

INJUNCTIVE RELIEF AGAINST THE HON. KATHRYN H. VRATIL, AND THE

**U.S. DISTRICT COURT OF THE STATE OF KANSAS, et al.** 

C.)MOTION FOR TRANSFER OF GRAND JURY SITUS case Number 95-Y-107 still active

For the sole purpose of vindicating the Constitutional and Civil Rights of the Plaintiff Stewart A. Webb as stated in the original filings because elements within the United States Government, DHS Department of Homeland Security and the FBI have harmed and continually act to harm the Plaintiff and Violate the Plaintiff Stewart A. Webb's legal rights for 28 years. The Plaintiff has once again demonstrated ongoing continual act in violations of U.S. Laws and in Violations of the Plaintiffs U.S. Constitutional and Civil Rights. The Plaintiff is risking his life while this Court is acting as a Criminal Organization against Plaintiff in the same manner by not affording

the Plaintiff his injunctive relief for Attorney and Grand Jury Transfer in the same manner as those who are committing the ongoing crimes against Plaintiff Stewart A. Webb that Plaintiff Stated his his filings on September 5, 2012.

The Plaintiff Stewart A. Webb Demands an immediate hearing to hear the facts of his Injunctive Relief and Motion to transfer Grand Jury Transfer to empower the Federal Grand Jury under case number 95-y-107 which is still active to stop the Leonard Millman Organized Crime Family Syndicate and those acting in his behalf who are violating the Plaintiffs Rights.

I, Stewart A. Webb have read the foregoing document and attest that it is true and correct to the best of my knowledge.

Respectfully submitted,

s/Stewart A. Webb

Federal Whistleblower

16508 A East Gudgell

Independence, MO. 64055

816-478-3267

stewwebb@stewwebb.com

http://www.stewwebb.com

http://www.stewwebb.com/breaking news.htm

http://www.stewwebb.com/ADDITIONAL\_BREAKING\_NEWS\_2012.htm

http://www.stewwebb.com/table\_of\_contents\_site\_map.html

Stew Webb Videos and Recent Interviews

http://www.youtube.com/user/stewwebb1

SUBSCRIBED AND SWORN to me this 5th day of September 2012.

Notary Public

Expiration date:

Previous Case No: 09-2603 JTM/DJW Filed November 24, 2009

All supporting Documents and Evidence for the below can be found on the following link click below:

https://sites.google.com/site/stewwebbvjudgevratil/home

**Initial Petition for Injunctive Relief** 

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

**November 24, 2009** 

http://www.stewwebb.com

**STEWART A. WEBB** 

Plaintiff,

v. Case No: 09-2603 JTM/DJW

Filed November 24, 2009

HON. JUDGE KATHRYN H. VRATIL, in her

Official capacity as Chief Judge

for the United States District Court for

the District of Kansas

**UNITED STATES DISTRICT COURT** 

FOR THE DISTRICT OF KANSAS

Defendant,

PETITION FOR INJUNCTIVE RELIEF AGAINST THE HON. KATHRYN H.

VRATIL, AND THE U.S. DISTRICT COURT OF THE STATE OF

KANSAS, et al.

Comes now the Plaintiff Stewart A. Webb appearing pro se and in forma pauperis and files this action for Injunctive Relief against the honorable chief judge of this court and the federal district court for prospective injunctive relief, solely in equity under the United States

Constitution to allow me to have an uncompromised qualified legal counsel represent me in the Kansas District Court for a civil RICO action I will file.

The Plaintiff is entitled to injunctive relief for the following reasons:

1) Stewart A. Webb seeking the order will suffer irreparable injury unless the injunction issues,

The attached affidavit of the plaintiff and accompanying links to evidence on his web site www.stewwebb.com show that the plaintiff is endangered by continuing extortion and retaliation by the Millman Bush Criminal Enterprise which has corrupted USDOJ officials and federal officials in the FBI and a who are actively seeking to injure and harm the plaintiff.

2) The threatened injury to Stewart A. Webb outweighs whatever damage the proposed injunction may cause the opposing party,

No injury to the parties including the United States Government and

its officials acting as part of an ongoing criminal enterprise can outweigh the pro se Plaintiff's interest in competent legal pleadings attaching the proof to the criminal statutes privately actionable under the RICO and FCA statutes, the latter for which the plaintiff must have an attorney and the former are too complex for the vast majority of pro se Plaintiffs to adequately plead.

The affidavit and the Plaintiff's web site http://www.stewwebb.com
have evidence of injury, crimes and false claims against the federal
government that will not be addressed unless the Plaintiff has an attorney
uncorruptible by the Millman Bush enterprise.

- 3) The injunction, if issued, would not be adverse to the public interest, and The violations of federal criminal statutes described in the Plaintiff's affidavit and web site vindicate the only recognizable public interest, the enforcement of the nation's laws.
- 4) There is a substantial likelihood that Stewart A. Webb will eventually prevail on the merits.

A hearing in this proceeding will determine that Bret Landrith cannot be lawfully prevented from representing the plaintiff.

When directed by the Seventh Circuit Court of Appeals to file an entry of appearance in SHELIA MANNIX v. STATE OF ILLINOIS ATTORNEY GENERAL LISA MADIGAN, et al. 7<sup>th</sup> Cir. Case no. 09-1468, Bret Landrith explained the unconstitutionality of the disbarment on its face and the continuing bad faith of the State of Kansas actors who procured it through extrinsic fraud visible in the order's adoption of Kansas Attorney Discipline agency misrepresentations and on the face of the Price adoption and Bolden records:

"The Kansas Supreme Court decision of disbarment on its face violated the Fourteenth Amendment of the United States Bill of Rights. Subsequent to the order of disbarment for bringing James L. Bolden's action to federal court my briefs and representation prevailed in the

Tenth Circuit Court of Appeals in reversing the Kansas District Court's dismissal of James L. Bolden's racial discrimination civil rights complaint against the State of Kansas agency the City of Topeka.

Despite efforts of State of Kansas officials to disrupt the appeal by suspending me and making me defend my license during the 10<sup>th</sup> Circuit briefing schedule and Kansas District Court personnel refusing to delay the transfer of the record on appeal for transcripts until an order had to be issued by the Court of Appeals to stop the obstruction, the Tenth Circuit Court of Appeals Decision Bolden v. City of Topeka. 441 F.3d 1129 (10th Cir. 2006) reinvigorated 42 USC Sec. 1981 as a cause of action against government discrimination and real estate takings in Bolden v. City of Topeka. 441 F.3d 1129 (10th Cir. 2006). The decision has been favorably cited by the Sixth Circuit in Coles v. Granville Case No. 05-3342 (6th Cir. May 22, 2006.

The State of Kansas continues to pursue Bolden's witness and my former client David Martin Price in violation of the Fourteenth Amendment and this conduct has to date resulted in federal court intervention<sup>[1]</sup>. The State of Kansas Attorney Disciplinary Administrator Stanton A. Hazlett can be heard on the official audio recording of Kansas Supreme Court oral argument emphasizing my association with my client David Martin Price and the First Amendment protected conduct of Price as the reason to disbar me in violation of the US Constitution. [2] The state appellate judge, Hon. Lee A. Johnson signed the bench warrant to arrest David Martin Price on July 21, 2009 depriving Price of his US Constitutionally protected liberty interests despite the clearly established law that the state court lost jurisdiction during the pendency of the removal and the timely appeal of the remand order. Any action taken in state court after a written notice of removal and before remand is of no force or effect. See Crawford v. Morris Trans., Inc., 990 So. 2d 162, 169 (Miss. 2008).

Pursuant to § 1446, "it has been uniformly held that the state court loses all jurisdiction to proceed immediately upon the filing of the petition in the federal court and a copy in the state court." Resolution Trust Corp. v. Bayside Developers, 43 F.3d 1230, 1239(9th Cir. 1994); Moore v. Interstate Fire Insurance, 717 F.Supp 1193 (S.D. Miss.1989); South Carolina v. Moore, 447 F.2d 1067, 1073 (4th Cir. 1971). "Any further proceedings in the state court in the removed action, unless and until thecase is remanded, would be a nullity. 1A Moore's Federal Practice § 0.168[3-8-4]. See also, Caldwell v. Montgomery Ward and

#### Co., 207 F.Supp. 161 (S.D.Texas 1962).

Kansas Attorney General Steve Six and Hon. Lee A. Johnson are both responsible for knowing that it is also clearly established that jurisdiction over a case passes from the district court to the court of appeals immediately and automatically upon the filing of a notice of appeal. Marrese v. Am. Acad. of Orthopaedic Surgeons, 470 U.S. 373, 379 (1985); Griggs v. Provident Consumer Disc. Co., 459 U.S. 56, 58 (1982); WRIGHT, MILLER & COOPER, FEDERAL PRACTICE AND PROCEDURE: JURISDICTION 3d § 3949.1 at 39-40 (1999). Hon. Lee A. Johnson was the same judge that repeatedly issued orders denying my motions for access to Price's parental rights trial court and adoption records in In the Matter of Baby C, Kansas State Court of Appeals Case No. 03 90035 A. I had been retained in the appeal of the interstate adoption/parental termination of David Martin Price' infant son. I was denied the opportunity to produce the same evidence in defense of my disbarment. Baby C was kidnapped under fraud and sold to a couple in the State of Colorado. Price was never given access to the adoption case which unlawfully preceded the termination of his parental rights despite the clearly established right of a natural parent to have access to the records to defend against termination under Kansas controlling precedent in Nunn v. Morrison, 608 P.2d 1359, 227 Kan. 730 (Kan., 1980) determining a nondiscretionary duty to make available SRS records used to terminate parental rights.

The Hon. Lee A. Johnson initiated the disbarment of me for seeking these records and for asserting that Price as an American Indian not on a reservation was still within the protection of the federal Indian Child Welfare Act. A position the Kansas Supreme Court has now adopted in *In The Matter Of A.J.S.*, Kansas Supreme Court Case No. 99,130 (KS March 27th 2009).

The State of Kansas also continues to pursue the process server in the federal litigation relating to David Martin Price and the federal action to enjoin the bad faith State of Kansas disbarment proceeding in over 7 years of retaliation. See State of Kansas, Dept. of CSE v Janice Lynn King, KS Dist. Case no. 09-4109-JAR removed to federal court on August 2, 2009.

After disbarment in 2005, I have been prevented repeatedly from obtaining employment even in manual labor positions. This is despite the fact I moved to flee the persecution and became a citizen of the

State of Missouri. The State of Kansas Office of Attorney Discipline acting through its state officials has made repeated fraudulent representations to Missouri employers<sup>[3]</sup> including between April 11 and April 30, 2007 during a failed scheme to entrap me in a temporary clerical assignment with State of Kansas Attorney Discipline Official Rex A. Sharp and his associate Isaac L. Diel.

While the continuing retaliation against my former client David Martin Price in violation of 18 USC §§241 and 242 is at the direction of Kansas Attorney General Steve Six, the State of Illinois is actively extorting prospective legal representation of Price in Kansas State court extorting prospective legal representation my former client Samuel K. Lipari in Missouri state and federal courts. See *Lipari v. Novation LLC*, Mo 16<sup>th</sup> Cir. Case 0816-04217, Proposed Third Proposed Amended Petition at pages 125-127 describing Jerome Larkin, the Administrator The Illinois Attorney Registration and Disciplinary Commission conduct to prevent a licensed attorney from adequately representing Lipari's witness Dustin Sherwood in the W.D. of Missouri federal bankruptcy court [4] and of an earlier attempt by the same attorney to compromise Lipari's prosecution of the Novation LLC hospital supply cartel."

- 6.)The Plaintiff does not bring this action or claim under the civil rights laws of 42 USC § 1981et seq., instead the Plaintiff brings this action for injunctive relief pursuant to the 1st and 6th Amendments of the U.S. Constitution.
- 7). The Plaintiff prays that the court enjoin the Chief Justice Kathryn H.

  Vratil of Kansas District Court from being an instrument of the State of

  Kansas Officials corruption by enforcing under the color of state law, any

  prohibition against Bret Landrith representing the Plaintiff in Federal District

  Court in this matter, and thereby restore the color of law to this federal iurisdiction.
- 8). The Plaintiff prays that the United States District Court for the District of Kansas in joint participation with federal officials, Kansas's officials, actors, agents, subcontracted agents, et al., will not give by instructions to the law clerks of the federal trial or appeals courts to dismiss any and all claims or

- pleadings filed by the Plaintiff, in violation of equal protection under the color of law.
- 9). The Plaintiff prays that Chief Justice Kathryn H. Vratil of Kansas District Court and the United States District Court for the District of Kansas be restrained from control by federal FBI officials, Kansas's officials, actors, agents, subcontracted agents, et al., and Chief Justice Kathryn H. Vratil and the United States District Court will not allow violation the Plaintiffs due process rights guaranteed by the constitution, in any more cases, in which the Plaintiff is a party.
- 10). The Plaintiff prays that the court enjoin the Chief Justice Kathryn H. Vratil of Kansas District Court from being an instrument of the State of Kansas Officials and U.S. District Court for the District of Kansas, State of Kansas officials, actors, agents, subcontracted agents, et al., and not deny the Plaintiff the constitutional right to redress his grievances regarding his mistreatment by the Millman Bush Crime family RICO enterprise, so that the constitutional questions of law will take precedence over all other matters, and to prevent the corrupt influence of State of Kansas Officials over the U.S. District Court for the District of Kansas, federal officials, State of Kansas officials, actors, agents, subcontracted agents, et al., as well as, the law have corruptly used the U.S. District Courts for the District of Colorado, Missouri and Kansas seeking to sanction or arrest on the Plaintiff, as a chill effect to violate the redress of his grievances. 11). The Plaintiff prays that the court enjoin the Chief Justice Kathryn H. Vratil of Kansas District Court from being an instrument of the State of Kansas Officials and U.S. District Court for the District of Kansas, federal officials, State of Kansas officials, actors, agents, subcontracted agents, et al., and not sanction or place the chill effect upon the Plaintiff for redress of his grievances by continuing to prevent his attorney from representing him or practicing law in Kansas District Court.

WHEREFORE the above stated reasons and accompanying evidence, the Plaintiff respectfully requests that the defendants be enjoined solely in equity from restraining the plaintiff's meaningful access to the court through the representation of Bret D. Landrith.

Respectfully submitted,

Stewart A. Webb
Federal Whistleblower
Mail: P.O. Box 3061
Independence, MO. 64055
913-952-0846
stewwebb@stewwebb.com
http://www.stewwebb.com

[1] Federal judge intervenes in Kansas lawyering spat. Pittsburg Morning Sun August, 2009.

http://www.morningsun.net/kansas/x1558727771/Federal-judge-intervenes-in-Kansas-lawyering-spat

http://judicial.kscourts.org:7780/Archive/2005%20court%20hearings/Oct/94,333.mp3

Racketeering Act Number Twelve (Attempted Extortion Over Petitioner's Witness Bret D. Landrith ) see Amended Complaint Dated 12-07-07 at pages 54-56

http://www.medicalsupplychain.com/pdf/Lipari%20v%20GE%20et%20al%20Federal.pdf

[4] Available online at

http://www.medicalsupplychain.com/pdf/Lipari%20Third%20Motion%20For%20Leave%20to%20Amend%2004217.pdf

\_\_\_\_\_

2 Affidavit of Stew Webb in Support of Injunctive Relief Petition

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

**STEWART A. WEBB** 

v. . Case No: 09-2603 JTM/DJW Filed November 24, 2009 3:54pm

### HON. JUDGE KATHRYN H. VRATIL, in her

Official capacity as Chief Judge

for the United States District Court for

the District of Kansas

**UNITED STATES DISTRICT COURT** 

FOR THE DISTRICT OF KANSAS

Defendant,

AFFIDAVIT IN SUPPORT OF STEWART A. WEBB PETITION FOR INJUNCTIVE RELIEF AGAINST THE HON. KATHRYN H. VRATIL, AND

<u>THE</u>

U.S. DISTRICT COURT OF THE STATE OF KANSAS, et al.

STATE OF KANSAS )

) <u>SS</u>

**COUNTY OF JOHNSON)** 

- I, Stewart A. Webb, being of legal age and duly sworn, to hereby attest to the following;
- 1). That I am the Plaintiff in the action and in behalf of The United States of America Whistleblower-False Claims Act to which this affidavit has been crafted.
- 2). I make this petition for injunctive relief under the 1<sup>st</sup> and 6<sup>th</sup> Amendment of the United States Constitution from preventing Bret Landrith from Representing Stewart A. Webb Plaintiff in Grand Jury Case # 95Y107 and RICO-False Claims Act and Quo Warranto.
- 3). I am the victim of ongoing wrongful acts by Federal and State actors, under the color of law, in violation of his federally guaranteed constitutional rights, by Federal and State of Kansas officials, actors, agents, subcontracted agents, et al.
- 4). I am not an attorney, nor can I represent a class.
- 5). I am aware of matters pertaining to Bret Landrith, Leonard Millman, Elaine Millman, Kerre Millman, George H. W. Bush, George W. Bush,

William Clinton, Hillary Clinton, Jeb Bush, Neil Bush, Barack Obama and others. Bribes paid to Current and Former U.S. Justice Department

Officials to Obstruct Justice and hid from authorities massive Crimes which include but not limited to; High Treason and Sedition against The United States of America and Trillions Stolen from the United States Treasury through Government Contract and other Frauds.

6). I have proof of matters pertaining to attempted murder and kidnapping of Plaintiff's Daughter Amanda Melia Webb by her mother Kerre S. Millman in 1984 and 25 years without Justice and due process of law being afforded the Plaintiff Stewart A. Webb or Amanda Melia Webb due to Frauds Upon The Courts, Obstruction of Justice and the Bribing of Judges, U.S. Attorneys, FBI Agents and others, including an illegal life time restraining order against Plaintiff from having contact with Plaintiff's adult 25 year old Daughter Amanda Webb name illegally changed to Amanda Millman under Frauds Upon The Courts to prevent Plaintiff from having a Father Daughter Relationship.

## **IN THE UNITED STATES DISTRICT COURT**

## FOR THE DISTRICT OF COLORADO

<u>September 14, 2009</u>

RE: US Grand Jury Proceeding Webb v. Millman, et al. Cr. Div. Case No. 95Y107 active

Hon. Senior Judge Richard P. Matsch

Byron White Courthouse

1823 Stout Street

Denver, CO 80294

(See below: Incorporated in this Motion)

I, Stewart A. Webb have read the foregoing document and attest that it is true and correct to the best of my knowledge.

Respectfully submitted,

Stewart A. Webb

Federal Whistleblower

Mail: P.O. Box 3061

Independence, MO. 64055

913-952-0846

stewwebb@stewwebb.com

http://www.stewwebb.com

SUBSCRIBED AND SWORN to me this 24th day of November, 2009.

**Notary Public** 

**Expiration date:** 

# CERTIFICATE OF SERVICE [ K.S.A. 60-205 ]

The undersigned also hereby certifies that a true and correct copy of the foregoing document in the above-captioned matter was deposited in the United States mail, first-class postage prepaid, addressed to:

U.S. Department of Justice

Office of the Solicitor General

950 Pennsylvania Avenue, NW

Washington, DC 20530-0001

U.S. Department of Justice

Office of the Attorney General

950 Pennsylvania Avenue, NW

Washington, DC 20530-0001

U.S. District Court for the District of Kansas

500 State Ave., 259 U.S. Courthouse

Kansas City, Kansas 66101.

Hon. Kathryn H. Vratil

U.S. District Court for the District of Kansas

500 State Ave., 259 U.S. Courthouse

Kansas City, Kansas 66101.

Hon. Senior Judge Richard P. Matsch

Byron White Courthouse

1823 Stout Street

Denver, CO 80294

On this 24th day of November 2009.

Respectfully submitted,

Stewart A. Webb

Federal Whistleblower

Mail: P.O. Box 3061

Independence, MO. 64055

913-952-0846

# stewwebb@stewwebb.com http://www.stewwebb.com

#### (Enclosure)

Stewart Webb Federal Grand Jury Demand--Active Obstruction of Justice
Occurring

# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO

<u>Time To Arrest the Bush Clinton Obama Crime Syndicate</u>

<u>time to arrest the bush clinton obama crime syndicate 102609.ht</u>

m

Breaking News October 26, 2009

http://www.stewwebb.com

Hon. Senior Judge Richard P. Matsch

Byron White Courthouse

1823 Stout Street

Denver, CO 80294

September 14, 2009

RE: US Grand Jury Proceeding Webb v. Millman, et al. Cr. Div. Case No. 95Y107

Dear Judge Matsch,

I have studied the current USDOJ Grand Jury Manual and made arrangements for numerous present and former government officials who are witnesses to the continuing Millman Criminal Enterprise misconduct described in my request for a Grand Jury to voluntarily testify at their own expense.

The continuing nature of the federal criminal violations and recent actions by the defendants ensure the indictable offenses would be within the statutes of limitations.

I anticipate having a detailed memorandum completed by September 22nd summarizing the companies, individuals, industries, frauds and transactions currently provable by testimony and documentary evidence showing the conduct continued within the limitations period of RICO (18 U.S.C. § 1961).

Please find the enclosed chambers copy of the Motion to Transfer Grand Jury Situs in the above captioned case. Sincerely,

Stewart Anthony Webb
Prosecuting Witness
P.O. Box 3061
Independence, Missouri 64055
Email stewwebb@sierranv.net
Phone 913-952-0846

# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO

```
STEWART A. WEBB, )
And in behalf of )
AMANDA MELIA WEBB (Amanda Millman) )
Plaintiff's Daughter, )
And in behalf of )
THE PEOPLE OF THE UNITED STATES )
OF AMERICA )
And THE UNITED STATES OF AMERICA )
)
Plaintiffs, ) CRIMINAL DIVISION
) CASE Number: 95-Y-107
vs. )
)
KERRE SUE MILLMAN, et al. )
)
Defendants )
```

## MOTION FOR TRANSFER OF GRAND JURY SITUS

<u>COMES NOW</u> on this \_14th\_ day of September 2009, the prosecuting witness Stewart A. Webb makes the following motion to transfer the situs of the Grand Jury to the Robert Dole US Court House in Kansas City, Kansas where:

1. The US Court of Appeals for the Tenth Circuit courtroom in the Robert

Dole Courthouse in Kansas City, Kansas is convenient to witnesses the

prosecuting witness Stewart A. Webb plans to call for the purpose of

presenting eye-witness testimony and documentary evidence in support of

bringing to justice the perpetrators of the ongoing criminal scheme

identified in the prosecuting witness Stewart A. Webb's request for a grand

jury.

- 2. The Robert Dole Courthouse in Kansas City, Kansas is a situs and facility that is suitable for usage by the Jury.
- 3. The Kansas District Court is convenient to newly discovered witnesses to the ongoing Millman Syndicate securitization of fraudulent mortgages including witnesses to the affairs of the Kansas farmer Loring Nelson in Saline and Lincoln Counties of the State of Kansas that led to banks in Bennington and Tescott Kansas associated with what is now Alliance Bank in Topeka, Kansas participating in the securitization of fraudulent non performing mortgages that resulted in the collapse of the Bush Family savings and loan Silverado and that also precipitated the criminal conduct and extra judicial influence resulting in Obstruction of Justice in the United States Judicial Branch and Extortion of members of both houses of the US Congress described in the prosecuting witness's Stewart A. Webb's request for a grand jury and continues now in what recently has been described as racketeering schemes attributed in the popular press to Bernard L. Madoff, Sir Allen Stanford and A.I.G.
- 4. At the beginning of the time period covered by the Grand Jury request a Salina, Kansas Credit Union was found to have been participating in frauds against the interest of the US Treasury through a scheme with Silverado to rec-ollateralize nonperforming and fraudulent debt obligations and to exchange them with a Minnesota bank which would then launder the securities through a Manhattan, Kansas bank.
- 5. The Kansas District Court is also convenient to newly discovered witnesses to the ongoing Millman Syndicate securitization of fraudulent mortgages including witnesses to the affairs of the Kansas farmer Dwayne Melius and a landing strip at a Kansas hog farm being regularly used to import illegal narcotics as bribery funds to corrupt Kansas state officials and to frauds against the US Treasury in the systematic foreclosure of federal

<u>Syndicate's practice of securing two and three parallel fraudulent</u>

<u>mortgages guaranteed by the federal government on the same farmer's property.</u>

6. The Kansas District Court is also convenient to later discovered witnesses to the ongoing Millman Syndicate's bribery and extortion of public officials including the prospective prosecuting witness Stewart Webb who has information and documentation on how the Millman Syndicate bribed and extorted public officials and unlawfully removed property and funds from Enron through previously concealed fraud that injured government employees and caused the loss of retirement funds invested in the corporation that can still be identified and recovered.

Respectfully submitted,
S/Stewart Anthony Webb
Stewart Anthony Webb
Prosecuting Witness
P.O. Box 3061
Independence, Missouri 64055
Email stewwebb@sierranv.net
Phone 913-952-0846

# **CERTIFICATE OF SERVICE**

I have on this 14th day of September 2009 deposited in the US Mail postage paid a paper chambers copy of this motion to the following:

Hon. Senior Judge Richard P. Matsch

Byron White Courthouse

1823 Stout Street

Denver, CO 80294

S/Stewart Anthony Webb

**Stewart Anthony Webb** 

**Prosecuting Witness** 

Mr. Timothy M. O'Brien
Clerk Of Court
Robert J. Dole Courthouse
500 State Ave.

259 U.S. Courthouse

Kansas City, Kansas 66101

ksd\_clerks\_kansascity@ksd.uscourts.gov

September 14, 2009

RE: US Grand Jury Proceeding Webb v. Millman, et al. Cr. Div. Case No. 95Y107

Dear Mr. O'Brien,

I am writing to inform you that I am seeking to change a Grand Jury situs from the US District Court for the District of Colorado to the Kansas District Court building at 500 State Avenue. This request is being made of Senior Colorado District Judge, Hon. Richard P. Matsch

I understand the Robert J. Dole Courthouse has a US Court of Appeals for the Tenth Circuit courtroom, which would facilitate the presentation of witnesses and evidence in the above captioned matter.

I am planning to finish preparing the initial evidence by September 22<sup>nd</sup> and I anticipate that a little over three weeks will be required. I understand that some days might be blocked out as your courtroom is used for Tenth Circuit and Kansas State Appeals functions and I believe we will be able to accommodate the interruptions.

Please let me know of any changes in the courtrooms schedule or demands of your staff handling jury matters and I will attempt to adjust my plans accordingly. I will keep you informed so that you might know at the earliest moment when to empanel prospective grand jurors.

Sincerely,

S/Stewart Anthony Webb

Stewart Anthony Webb

**Prosecuting Witness** 

P.O. Box 3061

Independence, Missouri 64055

Email stewwebb@sierranv.net

Phone 913-952-0846

**Appendix D** 

# UNITED STATES DISTRICT COURT DISTRICT OF COLORADO FACSIMILE COVER SHEET

Pursuant to D.C.COLO.LCivR 5.1, this cover sheet must be submitted with any facsimile filing. A pleading or paper not requiring a filing fee and **no** longer than ten pages, including all attachments, may be filed with the

clerk by means of facsimile during a business day. Facsimiles received by the clerk 5:00 p.m. (Mountain Time) will be considered filed as of the next business day.

Clerk's Office facsimile telephone number: 303-335-2714

1. Date of transmission: September 14,
2009

2. Name of attorney or pro se party making the transmission: Stewart A.

Webb

Facsimile number: Telephone number: 913-952-0846

3. Case number, caption, and title of pleading or paper Cr. Div. Case No.
95Y107

US Grand Jury Proceeding Webb v. Millman, et al.

4. Number of pages being transmitted, including the facsimile cover sheet:
5

Instructions, if any:

(Rev. (12/08)

Clerk's Office

Alfred A. Arraj United States Courthouse,

Room A105

901 19th Street

Denver, Colorado 80294-3589

<u>September 14, 2009</u>

RE: US Grand Jury Proceeding Webb v. Millman, et al. Cr. Div. Case No. 95Y107

Dear Clerk of the Court,

Please find the enclosed Motion to Transfer Grand Jury Situs in the above captioned case. I have also included your required fax cover sheet form.

Sincerely,

S/Stewart Anthony Webb

Stewart Anthony Webb

**Prosecuting Witness** 

P.O. Box 3061

Independence, Missouri 64055

<b>Email</b>	stewwebb	@sierranv.ne	t
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Phone 913-952-0846

Clerk's Office

Alfred A. Arraj United States Courthouse,

Room A105

901 19th Street

Denver, Colorado 80294-3589

September 14, 2009

# RE: US Grand Jury Proceeding Webb v. Millman, et al. Cr. Div. Case No. 95Y107

Dear Clerk of the Court,

<u>Please find the enclosed Motion to Transfer Grand Jury Situs in the above captioned case. I have also included your required fax cover sheet form.</u>
Sincerely,

S/Stewart Anthony Webb

Stewart Anthony Webb

**Prosecuting Witness** 

P.O. Box 3061

Independence, Missouri 64055

Email stewwebb@sierranv.net

Phone 913-952-0846

# <u>Previous Grand Jury Filings Obstruction of Justice by Justice</u> <u>Department Officials, Judges and Denver U.S. Attorneys</u>

# Grand Jury Demand Aug 4 2004.html

95Y107-Pg1\_JPG.htm

95Y107-Payment.JPG

95Y107-Pg2 JPG.htm

95Y107-Pg3\_JPG.htm

95Y107-Pg4\_JPG.htm

95Y107-Pg5 JPG.htm

95Y107-Pg6\_JPG.htm

Grand Jury Motion To Present Sept 18, 2001 part 1 of 2.html

Grand Jury Motion To Present Sept 18, 2001 part 1 of 2.html

Grand Jury Demand July 1 2003 .html

Grand Jury District Court July 6th stamp.jpg

Grand Jury Demand Aug 4 2004.html

Stew-BIO.html

Bush\_Millman\_Clinton\_Lindner\_Crime\_Family\_Flow\_Chart1.

Letter to Amanda Millman Jan 2004.

AmandaMillman.

Secret Document June 1986 SW FBI Report Millman.jpg

House of Rep HUD Stew Webb.jpg

Hud Phil Winn Guilty.jpg

Stew IRS Application for Reward MDC Holdings Inc.jpg

Stew-IRS Len Millman Trusts.jpg

rush for gold how silverado operated.htm

silverado\_neil\_bush\_by\_steve\_wilmsen.jpg

Money Laundering B.C.C.I. The Dirtiest Bank of All.html

S&L-Bank Frauds Neil Bush Silverado Rush for Gold.html

Stew Time Magazine Checks.jpg

## Washington-Webb1 JPG.htm

**Stew-FBI-Florida1.JPG** 

**Stew-FBI-Florida2.JPG** 

**Stew-FBI-Florida3.JPG** 

Charges dismissed after being held as an American Political Prisoner for 10 1/2 months because I was classified as a National Security

Threat for Exposing my ex in law Leonard Millman and his partner

George H. W. Bush theft from the United States Treasury

savings\_and\_loan\_whistleblower\_faces\_federal\_charges\_091692.gif

Secret Documents Order of Dismissal Aug 93 92 CR 356.jpg

Stew Webb Psychological Evaluation Mentally Competent May 1993.jpg

Stew Webb TomValentine Letter to US Court.jpg

Stew Webb exposing Government Corruption.jpg

Stew Webb Founder GOAL.jpg

95Y107-Pg1 JPG.htm

95Y107-Payment.JPG

**Grand Jury Demand July 1 2003 .html** 

**Grand Jury Demand Aug 4 2004.** 

M&L Business Machines USAttorney Mike Norton Partial Bribe.htm

Stew IRS Application on Mike Norton US Attorney.jpg

**Inside The Bush Crime Family Part1.** 

**Inside The Bush Crime Family Part2.** 

#### **Gale Norton Obstruction Of Justice.html**

# Junk Bond Daisy Chain Fraud by Stew Webb.html FRAUDS ARE US AT MDC.html

<u>HeneghanWebb2004OfficialPresidentialPlatform.</u>

OfficeofCriminalRoundUp.

bush\_narcotics\_money\_laundry\_funds\_obama\_mccain.

sub\_prime\_bailout\_us\_treasury\_theft.htm

bank bail out crooks enemies of america.

http://www.stewwebb.com

3 Plaintiff's Motion For Summary Judgment

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF KANSAS

STEWART A. WEBB Plaintiff.

v. Case No: 09-2603

HON. JUDGE KATHRYN H. VRATIL, in her
Official capacity as Chief Judge
for the United States District Court for Jury Trial Requested
the District of Kansas

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS Defendant,

PLAINTIFF'S MOTION FOR

#### SUMMARY JUDGMENT AGAINST THE

HON. KATHRYN H. VRATIL, AND THE U.S. DISTRICT COURT FOR KANSAS

Comes now the plaintiff Stewart A. Webb appearing pro se and makes the following motion for summary judgment based on indisputable facts and controlling law.

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF KANSAS

STEWART A. WEBB

Plaintiff,

v. Case No: 09-2603

HON. JUDGE KATHRYN H. VRATIL, in her

Official capacity as Chief Judge

for the United States District Court for Jury Trial Requested

the District of Kansas

**UNITED STATES DISTRICT COURT** 

FOR THE DISTRICT OF KANSAS

Defendant,

PLAINTIFF'S MEMORANDUM

IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT AGAINST

THE HON. KATHRYN H. VRATIL,

AND THE U.S. DISTRICT COURT FOR KANSAS

Comes now the plaintiff Stewart A. Webb appearing pro se and makes the following motion for summary judgment based on undisputable facts and

#### controlling law.

The plaintiff submits the following Motion for Summary Judgment with evidence useful for determining that the action is nonfrivolous and that admissible evidence is available to assert the plaintiff's claim and right to injunctive relief.

The plaintiff makes reference to pleadings, affidavits and evidentiary exhibits from the record of United States Court for the District of Kansas cases under the authority of Kramer v. Time Warner, Inc. 937 F2d. 767, 774, (2nd Cir. 1991).

The plaintiff also makes references to records not in the possession or access of the plaintiff but on information and belief are in the possession and control of the District of Kansas.

#### INTRODUCTION TO THE NEED FOR THE EQUITABLE RELIEF

The plaintiff seeks to have professional legal help to draft and prosecute his civil claims against under Racketeer Influenced and Corrupt Organizations ("RICO") act, 18 U. S. C. § 1961, et seq.

The defendants in this action for equitable relief under the US Constitution are not defendants in the plaintiff's proposed RICO civil action under 18 U. S. C. § 1961, et seq.

The plaintiff's injuries to his property and business from the ongoing RICO enterprise and RICO conspiracy are detailed in evidentiary documents supporting 18 U. S. C. § 1961enumerated predicate criminal acts by identified persons and companies are contained as stated in the plaintiff's sworn affidavit accompanying the petition for equitable relief before this court on the plaintiff's web site www.stewwebb.com.

The continuing violations and the over arching goal of the RICO conspiracy have been researched and recorded as they occurred up to and including November 25, 2009 the date the plaintiff filed in this court for relief in equity to obtain legal counsel in the course of the plaintiff's business in preparation to present evidence and testimony of numerous witnesses to a

US District Court for the District of Colorado Grand Jury in Webb v. Millman, et al. Cr. Div. Case No. 95Y107.

#### STATEMENT OF FACTS

- 1. The most recent outline and summary of the 18 U. S. C. §
  1961enumerated predicate criminal acts committed by identified members
  of the Bush Millman Lindner RICO Enterprise and its RICO CoConspirators is viewable as a criminal information or charging document to
  be submitted to the District of Colorado Grand Jury at
  http://www.stewwebb.com/Grand%20Jury%20Demand%20Aug%204%202
  004.html
- 1). The plaintiff will suffer irreparable injury unless the injunction issues
- 2. The experiences of parties acting pro se in the Kansas District Court in complex litigation is overwhelmingly against the plaintiff 's likelihood of being able to present his evidence to a jury.
- 3. The plaintiff does not have the training to do electronic discovery.
- 4. The plaintiff has never been educated in the Federal Rules of Evidence.

The necessity of the equitable relief to vindicate public policy

- 5. After filing the original demand for a grand jury, US District Court for the District of Colorado Senior Judge, Hon. Richard Matsch assigned US District Court for the District of Wyoming Judge Hon. Clarence Addison Brimmer, Jr. to depose the plaintiff on his grand jury criminal information and determined that the plaintiff had evidence and sound information for probable cause to investigate the persons and corporations identified by the plaintiff for the criminal conduct identified by the plaintiff.
- 6. US District Court for the District of Colorado Senior Judge, Hon. Richard Matsch then adopted the findings of Wyoming District Judge Hon. Clarence Addison Brimmer, Jr. that public interest requires summoning a grand jury in a telephone hearing with the plaintiff and the plaintiff's fellow relator Lt. Commander USN Ret., Office of Intelligence, Al Martin.

- 7. US District Court for the District of Colorado Senior Judge, Hon. Richard Matsch ruled in the same telephone hearing that the grand jury would go forward either with the assistance of the then US Attorney ("USA") for the District of Colorado Michael J. Norton to present the information to the grand jury and if USA Michael J. Norton declined then by the plaintiff under 18 USC 6(a)(1).
- 8. Subsequent to this ruling by US District Court for the District of Colorado Senior Judge, Hon. Richard Matsch, the plaintiff and the other relator Lt. Commander Al Martin with evidence and information about the criminal conduct of the Bush Millman Lindner RICO Enterprise were separately subject to false arrest in Colorado and Florida.
- 9. The plaintiff was held at Adams County Colorado Jail in 1995 at the direction of the United States Department of Justice's ("USDOJ") Colorado headquartered Federal Bureau of Investigation, Division 5 where he was poisoned with Anthrax and suffered from the poisoning during the following four years to obstruct the plaintiff's ability to convene the ordered grand jury.
- 10. Lt. Commander Al Martin was held in a Florida jail by law enforcement authorities at the direction of the USDOJ and under a fictitious name to prevent the Webb v. Millman, et al. District of Colorado Cr. Div. Case No. 95Y107 relator from being able to convene the grand jury ordered by Hon. Judge Richard Matsch.
- 11. The plaintiff's web site contains evidentiary documents and information about the criminal conduct of USA Henry Solano and USA Michael J.

  Norton who received money and positions in the Bush Millman Lindner RICO Enterprise and the conduct to obstruct justice and prevent convening the ordered grand jury to protect the ongoing crimes of the Bush Millman Lindner RICO Enterprise by Colorado District Assistant US Attorneys ("AUSA") Greg C. Graff. AUSA Thomas O'Rourke, AUSA F. Joseph Mackey. See generally www.stewwebb.com
- 12. The Bush Millman Lindner RICO Enterprise's infiltration of the United States Department of Justice has grown while the plaintiff has suffered the

- obstruction of justice documented on his web site to prevent the plaintiff convening the grand jury ordered by US District Court for the District of Colorado Senior Judge, Hon. Richard Matsch and relating the growing evidence and testimony of many witnesses to obtain a presentment of criminal charges.
- 13. The infiltration by Bush Millman Lindner RICO Enterprise of the USDOJ has compromised the integrity of the US District Court for the District of Kansas in the Kansas District AUSA 's deposition of Rosemary Price a disabled and retired US Postal Service Supervisor, and the wife of David Martin Price where she was called as a witness by Bret D. Landrith in the KDC civil rights action Melvin Johnson v. USPS. See Price Affidavit infra.
- 2) The threatened injury to the plaintiff outweighs damage to the defendants
- 14. The plaintiff has lost his daughter, his marriage, his home and the savings and accumulated value of his construction business as a result of the Bush Millman Linder Crime Syndicate racketeering actions in violation of 18 U. S. C. § 1961, et seq.
- 15. The Bush Millman Linder Crime Syndicate continues to operate as a RICO enterprise through predicate acts of racketeering injuring the plaintiff in his business of doing small construction jobs as a sole proprietor.
- 16. The plaintiff will show infra under the competency of the evidence used to disbar Bret D. Landrith that the State of Kansas disbarment was procured through extrinsic fraud.
- 17. The plaintiff will show infra under the competency of the evidence used to disbar Bret D. Landrith that the present defendants the defendants the Hon. Chief Judge Kathryn H. Vratil, and the Kansas District Court participated and in some instances caused the procurement of the state disbarment through extrinsic fraud on the Kansas Supreme Court.
- 18. The plaintiff will show infra under the competency of the evidence used to disbar Bret D. Landrith that the present defendants the defendants the

- Hon. Chief Judge Kathryn H. Vratil, and the Kansas District Court through extrinsic fraud caused an ethics panel of the Kansas District Court including the Hon. Judge J. Thomas Marten to reciprocally disbar Bret D. Landrith in the absence of a hearing and contrary to controlling law.
- 19. The public interest in other jurisdictions including the State of Kansas, the US District Court for the Western District of Missouri, the US District Court for the Northern District of Illinois, The US Court of Appeals for the Seventh Circuit, The US Court of Appeals for the Tenth Circuit and the US Supreme Court have been injured by the defendants the Hon. Chief Judge Kathryn H. Vratil, and the Kansas District Court ("KDC").
- 20. All resulting inconveniences that may be suffered by the Hon. Chief Judge Kathryn H. Vratil, and the Kansas District Court as a result of granting the proposed injunctive relief arise solely from the upholding of federal law and the US Constitution against trespass on the rights of the plaintiff and the plaintiff's right to access to the courts.
- 21. The plaintiff will show infra that upholding the public interest in undoing extrinsic fraud injuring the enforcement of federal laws can result in no legally recognizable counter interest or estate of Hon. Chief Judge Kathryn H. Vratil, and the Kansas District Court in the benefits of obtained from the fraud.
- 3) The injunction, if issued, would not be adverse to the public interest
- 22. The plaintiff will provide legal authority in his memorandum of law that the legislated public policy interest was injured by the disbarment of Bret D. Landrith.
- 23. The plaintiff will provide legal authority in his memorandum of law that the unlawful disbarment of Bret D. Landrith has resulted in a State of Kansas policy that is being used to unlawfully injure more Kansas attorneys in a way that creates a grave danger that the plaintiff and the Citizens of the States including Kansas will be injured in their federally protected rights by racketeering schemes violating 18 U. S. C. § 1961, et seq. and the Bush

#### Millman Linder Crime Syndicate specifically.

- 24. The plaintiff will provide legal authority in his memorandum of law that the violation of a criminal statute is at law a violation of the legislated public policy interest.
- 25. The presentation of evidence of criminal wrongdoing to the US Government via a grand jury or as a False Claims Act relator furthers the public interest.
- 26. The presentation of evidence of criminal wrongdoing meeting the elements of enumerated racketeering violations under 18 U. S. C. § 1961 Congress has created a private right of action to redress as claims under18 U. S. C. § 1961 furthers the public interest.
- 27. The public interest has been injured in Bolden v. City of Topeka, KDC Case No. 02-2635-KHV when the Hon. Chief Judge Kathryn H. Vratil was the trier of fact but did not reveal to Bolden or his replacement counsel that she had procured the disbarment of his replacement counsel through extrinsic fraud. See exhibit. 2 Procedural History of Lipari v US Bank.
- 28. The gravamen of the defendant Hon. Chief Judge Kathryn H. Vratil's conduct against Bolden is the fact he had such great difficulty obtaining representation until Landrith took his appeal. See Bolden KDC case management hearing before Magistrate James O'Hara: http://www.medicalsupplychain.com/pdf/Bolden%20Hearing.wav
- 29. The public interest in having impartial federal and state courts resolve issues regarding the law has been injured by the defendants' failure to uphold federal statutes on behalf of pro se parties and is now causing the exercise of popular sovereignty in the form of a petition to the State of Kansas Legislature that could have the effect of requiring the removal from office of Kansas State Representatives and Senators that fail to act to free David Martin Price under Kansas State Statutes applying to public officials. See exhibit 3
- 30. The Chief Justice of the Missouri Supreme Court addressed hundreds

- of attorneys, judges and court employees and demanded an end to predetermined court cases after Landrith's former client and successor in interest Samuel K. Lipari's repeated appeal efforts in Jackson County 16th Circuit Court of Missouri and the fate of Lipari's claims serving the interest of Missouri State Law removed to the US District Court for the District of Kansas. See exhibit 4 Speech of Missouri Chief Justice.
- 31. The US Senator of Missouri, Claire McCaskill responded to a constituent request by Landrith seeking to obtain information about being able to practice in federal courts after unlawfully being disbarred for successfully representing an African American in a Civil Rights Case. See exhibit 5 Letter of Landrith to McCaskill.
- 32. The US Senator of Missouri, Claire McCaskill instructed Landrith to file ethics complaints against the judges ordering the disbarment. See exhibit 6 Letter of Senator Claire McCaskill to Landrith.
- 33. The US Senator of Missouri, Claire McCaskill was subsequently chosen to chair a Senate Committee to prosecute the removal from office of the Impeached Judge Samuel B. Kent. See exhibit 7 St. Louis Times Article on Senator Claire McCaskill's appointment to the judicial impeachment committee.

The aid to public interest that would result in granting the injunction

- 34. The plaintiff can write charging documents to the very low standard a government prosecuting attorney such as a US Attorney is held to in a criminal information.
- 35. The plaintiff cannot write a Civil RICO complaint, anticipating the sham Rule 12(b)(6) Motions to the standard even a pro se litigant will be held to in a federal court.
- 36. This court ruled that Landrith's amended petition against a Bush Millman Lindner RICO Enterprise pattern Ponzi was sufficient to be served on the defendants. See exhibit 8 Cremeen v,, Bank of America et al. KDC No. 04-02519-GTC-DJW Second Amended Petition.

- 37. A defendant in Cremeen v,, Bank of America et al, Michael Schaefer pled guilty to fraudulent mortgage loans made in a Ponzi scheme in Arizona that injured over one hundred investors in Kansas and Missouri.
- 38. The class action securities lawsuit Huffman v. ADP, Fidelity et al, W.D. of Missouri Case No. 05-CV-01205 drafted and filed by Landrith was selected as a model by Stanford School of Law Securities Class Action web site. See Huffman facts infra.
- 39. Huffman v. ADP, Fidelity et al, W.D. of Missouri Case No. 05-CV-01205 was not dismissed by the defendants and appears to have settled in favor of the plaintiff.
- 4) Substantial likelihood plaintiff will eventually prevail on the merits
- 40. The plaintiff 's racketeering allegations, False Claims Act conduct and identification of funds and property belonging to the US Government have already been determined to warrant convening a federal grand jury to investigate issuing a presentment of criminal charges by US District Court for the District of Colorado Senior Judge, Hon. Richard Matsch as recommended by US District Court for the District of Wyoming Judge Hon. Clarence Addison Brimmer, Jr. See Introduction supra.

## Selling v. RadfordFactor # 1

## The lack of Due Process in the Disbarment

- 41. The first ethics complaint was filed during the briefing schedule to appeal David Martin Price's termination of parental rights. See exhibit 9 Landrith Discipline Opening Brief and exhibit 9.1 Ethics Complaint againstLandrith
- 42. The second ethics complaint was a direct effort to obstruct justice and defeat the vindication of James L. Bolden, Jr.'s Civil Rights under 18 USC 1981 et seq. by the City of Topeka.
- 43. The Kansas State Disciplinary Office of Stanton Hazlett opened Case No. DA9076 of Landrith's opposing counsel, Ms. Sherri Price, Assistant

- City Attorney for the City of Topeka, even though the complaint on its face was a secret attempt to conspire against Bolden's rights and take his property in violation of 18 USC § 241 and § 242.
- 44. The complaint reveals the hidden civil rights conspiracy under the color of state law by Kansas State officials because the conduct complained of by the defendant the second complaint by City of Topeka by its agent Sherri Price, the Assistant City Attorney is for Landrith's filing the complaint in Bolden's case as an evidentiary document letting his client James L. Bolden, Jr. and the defendant Hon. Chief Judge Kathryn H. Vratil have knowledge of the extortion by Kansas State officials against Bolden being represented. See exhibit 10Topeka Ethics Complaint.
- 45. Landrith answered the complaint giving notice of the unlawfulness of the investigation and prosecution. See exhibit 11 Answer to DA9076.
- 46. The Kansas State Disciplinary Administrator Stanton A. Hazlett's ethics prosecution was initiated against Bret D. Landrith during the twenty days preparation for James Bolden's jury trial July 6, 2004 before District Judge Kathryn H. Vratil, necessitating Landrith's filing in Kansas District court for injunctive relief. Seeexhibit 12 Landrith v. Hazlett et al complaint.
- 47. The Kansas State Disciplinary Office caused Landrith to be suspended the week prior to his October 20, 2005 Kansas Supreme Court oral argument in defense of his license to practice law and while Bolden's cause had been scheduled for oral argument in the Tenth Circuit U.S. Court of Appeals.
- 48. This State of Kansas action was taken despite evidence of the hardship upon Landrith presented at the pretrial hearing resulting from the delay of Stanton A. Hazlett in investigating and resolving the disciplinary complaint.
- 49. The suspension had the foreseeable and intended effect of preventing Landrith from arguing the African American James Bolden's appeal before the Tenth Circuit on November 17, 2005.
- 50. The briefing schedule of the Tenth Circuit for James Bolden's appeal

had been previously stopped do to actions of the Disciplinary Administrator Stanton A. Hazlett against Landrith to interfere in its preparation. Seeexhibit 13 W.D. of Missouri RICO complaint.

- 51. The defendant KDC had knowledge through Hon. Judge Carlos Murguia and the defendantHon. Chief Judge Kathryn H. Vratil that the Kansas disbarment proceeding lacked any semblance of Due Process:
- "10. I attended the pre trial order conference of the Kansas Disciplinary
  Administrator before a three-attorney panel consisting of Sally H. Harris,
  Michael K. Schmitt and presided over by Randall D. Grisell. Stanton Hazlett
  admitted to the panel that the secret probable cause hearing had excluded
  official court records and evidence including a reply brief in the adoption
  appeal that matched court transcripts refuting each evidentiary point raised
  by the adoption attorney seeking to terminate Mr. Price's parental rights.
  Stanton Hazlett admitted he had secured the probable cause to prosecute
  Mr. Landrith by stating here was no evidence behind the appeal. "

#### Lipari affidavit ¶ 10 See exhibit 1

- 52. The panel had to obstruct justice and prevent evidence and testimony supporting the adoption appeal, so that the panel in bad faith could produce a false finding against Landrith to conceal the kidnapping and sale of David Martin Price's infant son:
- "11. Randall D. Grisell and the panel ruled that Mr. Landrith would not be able to present any evidence or witnesses related to the discriminatory prosecution of himself while the felony threats to obstruct justice documented in the case and including opposing counsel were being ignored. Strangely, the panel also ordered the exclusion of any evidence or witnesses supporting the truth of the underlying litigations. Randall D. Grisell also ruled that the substantial family interest of Stanton Hazlett in the private adoption industry and that the chief complaining witness, Kansas state Judge G. Joeseph Pierron, Jr. held a position on the board of directors of a private \$40 million dollar commercial adoption contractor with the State of Kansas, Kansas Children's Service League, Inc. did not require the dismissal and reinvestigation of the complaint. Judge G. Joeseph

Pierron, Jr. had refused to disqualify himself when Mr. Price's appeal raised questions about widespread Kansas adoption law violations and the failure of the Kansas Social and Rehabilitation Services to ensure compliance with laws designed to prevent interstate child trafficking. "

#### Lipari affidavit ¶ 11 Seeexhibit 1

53. The panel of Kansas Attorney Board members Sally H. Harris, Michael K. Schmitt and Randall D. Grisell on the record showed it was unaware of what Landrith had done wrong or any competent evidence that could support the disbarment Stanton Hazlett sought:

"At the conclusion of Mr. Landrith's ethics trial, Sally H. Harris, Michael K. Schmitt and Randall D. Grisell stated that they had found Mr. Landrith guilty of something but were not sure yet what it was. Stanton Hazlett then argued that the only possible punishment was disbarment."

Lipari affidavit ¶ 16 Seeexhibit 1

Selling v. RadfordFactor # 2

Substantial infirmity in the proof of lack of character

- 54. Kansas Attorney Discipline Administrator supervised the Kansas
  Attorney Discipline staff attorney Gail B. Larkin who committed extrinsic
  fraud on the Kansas Supreme Court by writing a materially false report and
  recommendation of disbarment which was sent through the U.S. mail to
  Landrith and the tribunal panel of Kansas Attorney Board members Randall
  D. Grisell, Sally Harris, and Michael Schmitt. See exhibit 14Landrith
  Discipline Appeal Opening Brief.
- 55. On April1 14th, 2005, the Kansas Disciplinary Administrator filed in the Kansas Supreme Court the recommendation of the tribunal that James Bolden's attorney, Bret D. Landrith be disbarred.
- 56. Landrith was still representing James Bolden before the Tenth Circuit, appealing the City of Topeka's argument it is immune for acts of discrimination against African Americans because 42 U.S.C. §1981 no

longer provides rights enforceable under 42 § 1983.

57. On Wednesday, April 20 th, 2005 the Federal Bureau of Investigation raided

Topeka City Homes, Inc., described on the fourth page of the second amended Bolden federal complaint as one of the instrumentalities created by the city to self deal HUD funds and seized its records.

- 58. The April 21st and 22nd, 2005 Topeka Capital Journal article described the agency's problems for the time period of James Bolden's complaint.
- 59. Randall D. Grisell, Sally Harris, and Michael Schmitt. See exhibit 14 Landrith Discipline Appeal Opening Brief.
- 60. Randall D. Grisell, Sally Harris and Michael Schmitt fraudulently signed the report and recommendation created by Gale B. Larkin that falsely and misleadingly stated that Landrith failed to adequately cite to the record in David Martin Price's appeal brief.
- 61. Bret D. Landrith's Adoption Appeal opening brief alone made sixty seven citations to the record to support David Martin Price's's contentions in appeal. Seeexhibit 15 Landrith Adoption Opening Brief.
- 62. Randall D. Grisell, Sally Harris and Michael Schmitt fraudulently signed the report and recommendation created by Gale B. Larkin and are guilty of the assertions that the tribunal's report falsely charged Landrith for untruthfulness in failing to support with a basis in fact and that the Kansas Supreme Court unlawfully disbarred Landrith over. See exhibit 14 Landrith Discipline Appeal Opening Brief at pags. 49, 50.
- 63. Randall D. Grisell, Sally Harris, and Michael Schmitt signed the materially false report that had the foreseeable effect of injuring Landrith in his profession and caused it to be sent to the Kansas Supreme Court.
- 64. During the appeal pre-hearing motion process, Landrith observed that none of the adoption and child custody statutes governing the Shawnee County District Court ("SCDC") and Kansas Social and Rehabilitation

#### Services ("SRS") had been complied with.

- 65. Bret D. Landrith observed that Interstate Compact ("ICPC") adoption records had been visibly altered to fraudulently represent the adopting parents as residing in Kansas when they lived in Colorado. See exhibit 16 ICPC
- 66. The defects were documented in the evidentiary SCDC record on appeal at Exb. Pg. 55-157, 210-214, 213 and cited appropriately in Landrith's appeal brief. See exhibit 14
- 67. Judge Pierron, despite filing the prejudicial first ethics complaint against Landrith and serving as a director of one of the state's largest adoption contractor corporations which was stated on the Kansas Supreme Court Web Site at the URL http://www.kscourts.org/ctapp/gjp\_coaj.htm strongly admonished Landrith for raising concerns about the legitimacy of the adoption.
- "Judge Pierron has served as President of the Kansas Committee for the Prevention of Child Abuse and on the board of directors of the Kansas Children's Service League."

# Kansas Court of Appeals Home Page.

- 68. The appellate opinion inaccurately stated that Landrith sought only SRS records the father was not entitled to despite numerous appellate motions for many kinds of court records Landrith and his client David Martin Price had been denied access to. See exhibit 17 Landrith's Petition for Review.
- 69. Despite this new issue giving the respondent an appeal by right under K.S.A. 60-2101(b), the Kansas Supreme Court denied review.
- 70. On July 8th, 2005, the City of Topeka's first African American Judge, Municipal Court Judge Deborah Purce suffered the instigation of an investigation (see exhibit 18) for termination immediately after she had ruled in favor of David Martin Price, Landrith's client and chief witness for James Bolden.

71. Hon. Judge Deborah Purce stated that the City of Topeka was retaliating against her for acting ethically:

"People have told me that Ebberts was under pressure from the police department because of my number of 'not guilty' verdicts," Purce said. "It would not be legal or ethical for me to be fired because I weighed evidence in favor of the accused more than Ebberts and police would have liked."Purce also outlined the events of July 8. Armed security guards were called to escort her out of the courthouse"

<u>"Ex-judge sees race as issue"Topeka Capital Journal July 17, 2005. exhibit</u>

Selling v. RadfordFactor # 3

Grave reasons disbarment was inconsistent with "principles of right and justice"

72. The disbarment of Landrith is part of a continuing oppression of his African American client James L. Bolden, Jr. and Bolden's American Indian witness David Martin Price as a result of their testimony against the theft of Housing and Urban Development funds.

73. David Martin Price spoke at the annual meeting of the Kansas Agricultural and

Territorial Society ("KTAS") about the failure of then Kansas Republican
Attorney General Phil Kline to investigate the kidnapping of David Martin
Price's infant son and Price's intent to begin circulating a petition for a state
grand jury to investigate Phil Kline's role in protecting the criminal conduct
of Kansas licensed attorneys engaged in what the Kansas State
Legislature hearings had labeled a "baby supermarket." See exhibit 20
Williams email.

74. The day after David Martin Price spoke at the KTAS meeting, Deputy Kansas Attorney General Brian Brown began a combined civil consumer protection and criminal investigation of David Marin Price.

- 75. The State of Kansas Attorney General, filed on April 27, 2006, an original action in quo warranto (No. 96481) Kansas ex rel. Kline v. Price, 2006 WL2795492, at \*1 (D. Kan. Sep. 26, 2006) with the Kansas Supreme Court to enjoin David Martin Price, Rosemary Price and Janice Lynn King and others from engaging in the unauthorized practice of law. State ex rel. Morrison v. Price, 285 Kan. 389, 389-90, 172 P.2d 561 (2007).
- 76. Former US Mediation Services Commissioner Sidney J. Perceful and Dustin Sherwood visited Stanton Hazlett in June, 2008 to see Bret D. Landrith's file and were Landrith would never be allowed to practice law again.
- 77. Sidney J. Perceful and Dustin Sherwood visited reciprocal disbarment of Bret D. Landrith in the Western District of Missouri and interviewed former Chief Judge Hon. Dean Whipple.
- 78. Sydney J. Perceful is the witness to the \$39,000,000.00 bribery fund described in the WD of MO case United States ex rel Michael W. Lynch v Seyfarth Shaw et al. Case no. 06- 0316-CV-W- SOW.
- 79. Hon. Judge Dean Whipple stated he was not aware of any WD of MO reciprocal disbarment of Bret D. Landrith and commented that it is unusual he does not recall it since there are so few."
- <u>Lipari v. GE et al; Case no. 07-0849-CV-W-FJG Reply Suggestion To</u>

  Defendant Schlozman's Opposition Suggestion Opposing Rule 59 Relief.

http://www.medicalsupplychain.com/pdf/Lipari%20Rule%2059(e)%20Reply %20

# Suggestion%20.pdf

- 80. Hon. Sam A. Crow ordered a remand of the State of Kansas Supreme Court action against David Martin Price on June, 2009 in State Of Kansas, ex rel. Stephen N. Six, Attorney. General of Kansas, vs. David Martin Price Case No. 09-4088-SAC.
- 81. Despite efforts of State of Kansas officials to disrupt the appeal by

- suspending Landrith and making Landrith defend his license during the 10th Circuit briefing schedule and Kansas District Court personnel refusing to delay the transfer of the record on appeal for transcripts until an order had to be issued by the Court of Appeals to stop the obstruction, the Tenth Circuit Court of Appeals decision Bolden v. City of Topeka. 441 F.3d 1129 (10th Cir. 2006) reinvigorated 42 USC Sec. 1981 as a cause of action against government discrimination and real estate takings in Bolden v. City of Topeka. 441 F.3d 1129 (10th Cir. 2006).
- 82. The decision has been favorably cited by the Sixth Circuit in Coles v. Granville Case No. 05-3342 (6th Cir. May 22, 2006).
- 83. The State of Kansas continues to pursue Bolden's witness and Landrith's former client David Martin Price in violation of the Fourteenth Amendment and this conduct has to date resulted in federal court intervention.
- 84. The State of Kansas Attorney Disciplinary Administrator Stanton A. Hazlett can be heard on the official audio recording of Kansas Supreme Court oral argument emphasizing Landrith's association with Landrith's client David Martin Price and the First Amendment protected conduct of Price as the reason to disbar Landrith in violation of the US Constitution. http://judicial.kscourts.org:7780/Archive/2005%20court%20hearings/Oct/94,333.mp3
- 85. The state appellate judge, Hon. Lee A. Johnson signed the bench warrant to arrest David Martin Price on July 21, 2009 depriving Price of his US Constitutionally protected liberty interests despite the clearly established law that the state court lost jurisdiction during the pendency of the removal and the timely appeal of the remand order.
- 86. Any action taken in state court after a written notice of removal and before remand is of no force or effect. See Crawford v. Morris Trans.,Inc., 990 So. 2d 162, 169 (Miss. 2008).
- 87. Pursuant to § 1446, "it has been uniformly held that the state court loses all jurisdiction to proceed immediately upon the filing of the petition in

- the federal court and a copy in the state court." Resolution Trust Corp. v. Bayside Developers, 43 F.3d 1230, 1239(9th Cir. 1994); Moore v. Interstate Fire Insurance, 717 F.Supp 1193 (S.D. Miss.1989); South Carolina v. Moore, 447 F.2d 1067, 1073 (4th Cir. 1971). "Any further proceedings in the state court in the removed action, unless and until the case is remanded, would be a nullity. 1A Moore's Federal Practice § 0.168[3-8-4]. See also, Caldwell v. Montgomery Ward and Co., 207 F.Supp. 161 (S.D.Texas 1962).
- 88. Kansas Attorney General Steve Six and Hon. Lee A. Johnson are both responsible for knowing that it is also clearly established that jurisdiction over a case passes from the district court to the court of appeals immediately and automatically upon the filing of a notice of appeal. Marrese v. Am. Acad. of Orthopaedic Surgeons, 470 U.S. 373, 379 (1985); Griggs v. Provident Consumer Disc. Co., 459 U.S. 56, 58 (1982); WRIGHT, MILLER & COOPER, FEDERAL PRACTICE AND PROCEDURE: JURISDICTION 3d § 3949.1 at 39-40 (1999).
- 89. Hon. Lee A. Johnson was the same judge that repeatedly issued orders denying Landrith's motions for access to David Martin Price's parental rights trial court and adoption records in In the Matter of Baby C, Kansas State Court of Appeals Case No. 03 90035 A.
- 90. David Martin Price's Baby C was kidnapped under fraud and sold to a couple in the State of Colorado.
- 91. Price was never given access to the adoption case which unlawfully preceded the termination of his parental rights despite the clearly established right of a natural parent to have access to the records to defend against termination under Kansas controlling precedent in Nunn v. Morrison, 608 P.2d 1359, 227 Kan. 730 (Kan., 1980) determining a nondiscretionary duty to make available SRS records used to terminate parental rights.
- 92. The Hon. Lee A. Johnson initiated the disbarment of Landrith for seeking these records and for asserting that Price as an American Indian not on a reservation was still within the protection of the federal Indian

#### Child Welfare Act.

- 93. Bret D. Landrith's appellate argument has now been adopted by the Kansas Supreme Court in In The Matter Of A.J.S., Kansas Supreme Court Case No. 99,130 (KS March 27th 2009).
- 94. The State of Kansas also continues to pursue the process server in the federal litigation relating to David Martin Price and the federal action to enjoin the bad faith State of Kansas disbarment proceeding in over 7 years of retaliation. See State of Kansas, Dept. of CSE v Janice Lynn King, KS Dist. Case no. 09-4109-JAR removed to federal court on August 2, 2009.
- 95. After disbarment in 2005, Landrith has been prevented repeatedly from obtaining employment even in manual labor positions.
- 96. This is despite the fact Landrith moved to flee the persecution and became a citizen of the State of Missouri.
- 97. The State of Kansas Office of Attorney Discipline acting through its state officials has made repeated fraudulent representations to Missouri employers including between April 11 and April 30, 2007 during a failed scheme to entrap Landrith in a temporary clerical assignment with State of Kansas Attorney Discipline Official Rex A. Sharp and his associate Isaac L. Diel.\
- 98. See Lipari v. GE et al. W.D. of MO Case no. 07-0849-CV-W-FJG
  Racketeering Act Number Twelve (Attempted Extortion Over Petitioner's
  Witness Bret D. Landrith ) see Amended Complaint Dated 12-07-07 at
  pages 54-56

http://www.medicalsupplychain.com/pdf/Lipari%20v%20GE%20et%20al%2 0Federal.pdf

99. In the set up by Rex A. Sharp and his associate Isaac L. Diel, Landrith attempted to correct the misrepresentations the Kansas attorneys made to Accountemps of Kansas City, Missouri, Landrith's employment service. See exhibits 21 and 22

- 100. Landrith had substantially depended on the fraudulent employment opportunity he had accepted with State of Kansas Attorney Discipline
  Official Rex A. Sharp and his associate Isaac L. Diel. See exhibit 23
- 101. While the continuing retaliation against Landrith's former client David Martin Price in violation of 18 USC §§241 and 242 is at the direction of Kansas Attorney General Steve Six, the State of Illinois is actively extorting prospective legal representation of Price in Kansas State court by preventing Price's former attorney Craig Collins from representing him.
- 102. See Lipari v. Novation LLC, Mo 16th Cir. Case 0816-04217, Proposed Third Proposed Amended Petition at pages 125-127 describing Jerome Larkin, the Administrator The Illinois Attorney Registration and Disciplinary Commission conduct to prevent the Kansas licensed attorney Craig Collins licensed attorney from adequately representing Lipari's other witness Dustin Sherwood in the W.D. of Missouri federal bankruptcy court and of an earlier attempt by the same attorney to compromise Lipari's prosecution of the Novation LLC hospital supply cartel.
- 103. David Martin Price in his sworn petition to obtain prospective injunctive relief against the defendants the Kansas District Court and its Chief Judge Hon. Judge Kathryn H. Vratil captioned David M. Price v. Hon. Judge Kathryn H. Vratil, KS Dist. Case No. 09-2198-CV-FJG describes the similarly situated victim Donna Huffman, a client of Landrith that was retaliated against by the Kansas Attorney Discipline Office because the Kansas SRS Attorney Matt Boddington had written a letter to the Kansas Attorney Discipline Office saying Huffman should not be allowed to take the Kansas Bar Exam or become an attorney.
- 104. The David Martin Price petition states that the State of Kansas officials took this action against Donna Huffman because Huffman had prevailed in an appeal of the Kansas SRS decision to not protect Huffman's daughter from physical abuse.
- 105. The abuse was reported by the State of Kansas' leading Pediatrician when the child had to be hospitalized immediately after a visitation with

#### Huffman's ex husband.

- 106. The Kansas Attorney Discipline Administrator Stanton Hazlett testified that Donna Huffman was unfit and lacked the character to become an Attorney because Huffman had challenged and appealed a State of Kansas Agency decision.
- 107. The Kansas Attorney Discipline Administrator Stanton Hazlett had similarly recommended that Bret D. Landrith be disbarred because he had participated with David Martin Price as Price's appellate counsel and appealed the decision of the trial court so had therefore acted in violation of the Kansas Rules of Professional Conduct deserving its most serious penalty. See Lipari affidavit ¶ 15 exhibit 1
- 108. The Kansas Attorney Discipline Prosecutor Gail B. Larkin investigated Donna Huffman on the probable cause that she was unfit to be admitted to the Kansas Bar because she had let Bret D. Landrith represent her in a securities lawsuit Huffman v. ADP, Fidelity et al, W.D. of Missouri Case No. 05-CV-01205 while Landrith was still admitted in the US District Court for the Western District of Missouri.
- 109. The Kansas Attorney Discipline Prosecutor Gail B. Larkin argued Donna Huffman was unfit and lacked the character to be an attorney because Landrith had filed the petition Huffman v. ADP, Fidelity et al, W.D. of Missouri Case No. 05-CV-01205 before Landrith was reciprocally disbarred by the US District Court for the Western District of Missouri without a hearing.
- 110. The lawsuit Huffman v. ADP, Fidelity et al, W.D. of Missouri Case No. 05-CV-01205 was based on skimming of undisclosed fees from Simple IRA Mutual Fund accounts, presaging the New York Attorney General's class action against the Kansas City Missouri Bloch family controlled corporation H&R Block on the company's Express IRA's
- 111. The lawsuit's claims detailed the antitrust laws applicability to restraints of trade in the marketing of securities through commercial bribes and kickbacks, predicting the United States Court of Appeals for the

- Second Circuit repudiation of implied securities antitrust immunity in Billing v. Credit Suisse 2005 WL 2381653 (2d. Cir. Sept. 28, 2005).
- 112. The Huffman v. ADP, Fidelity action is available on Stanford Law School's class action website and was resolved through settlement in favor of the plaintiff. The Stanford University School of Law identified Landrith's petition as a model complaint and an article about the case is available on the Stanford Law School Securities Class Action Clearing House case is at http://securities.stanford.edu/1035/ADP05\_01
- 113. The petition itself as drafted by Bret D. Landrith is available on the Stanford University Law School Securities Class Action web site at <a href="http://securities.stanford.edu/1035/ADP05\_01/20051129\_f01c\_Huffman.pdf">http://securities.stanford.edu/1035/ADP05\_01/20051129\_f01c\_Huffman.pdf</a>
- 114. The plaintiff Donna Huffman was forced to continue on pro se given the inability of securities attorneys to undertake a momentous and ground breaking securities suit on such short notice but Huffman was encouraged by securities attorneys to continue pro se based on the soundness of the complaint and the likelihood its antitrust allegations would prevail.
- 115. Donna Huffman did not seek class action status because she was unable to obtain class representation, leaving the class of approximately 300,000 small business owners who had fees taken without disclosure from their mutual fund based retirement savings and had received through ADP, the accounting firm doing 1/6thof the nation's payroll deceptively named Fidelity Mutual funds that were in fact underperforming similarly named copies of Fidelity's popular performing mutual funds.
- 116. After the complaint was filed detailing the funds Fidelity distributed through ADP without disclosure of fees in the current and preceding years that as law required.
- 117. Landrith was denied an opportunity to sit for bar in Israel by Israel Bar. See exhibit 24
- 118. Landrith denied opportunity to represent Shelia Mannix in a public corruption RICO in Northern District of Illinois See exhibit 25

- 119. Landrith denied opportunity to represent Shelia Mannix in a public corruption RICO appeal in the US Court of Appeals for the Seventh Circuit . See exhibit 26
- 120. On November 13, 2009 The Kansas Supreme Court ruled that Donna Huffman had the character and fitness to take the bar exam reversing the majority determination of the Kansas Attorney Discipline Office and the Arguments of Kansas Attorney Discipline Prosecutor Gail Larkin that had kept Donna Huffman from taking over six attorney Bar Entrance Exams.
- 121. On November 19, 2009, the Kansas Supreme Court corrected the perception of Kansas attorneys that they would be retaliated against and disbarred that unconstitutionally kept David Martin Price from having legal counsel in two KDC Habeas Corpus actions in violation of the Sixth Amendment. See exhibit 27
- 122. The KDC has knowledge though Magistrate James P. O'Hara of the bad faith of the State of Kansas action against Landrith in that Landrith's process server was retaliated against by the State of Kansas for serving process in the federal action Landrith v. Hazlett (see exhibit 28) and in defense of the disbarment prosecution. See KDC current Civil Rights action, Janice Lynn King v. KBA.
- 123. The KDC has knowledge though Magistrate James P. O'Hara that the State of Kansas caused Janice Lynn King's IRS refund and support to be unlawfully taken from her as a punishment for her service of process. See King v. KBA.
- 124. The KDC has knowledge though Magistrate James P. O'Hara of the bad faith of the State of Kansas action against Landrith in that Landrith's process server was subjected to Due Process violations through an unlawful SCDS court and a second concurrent judge proceeding without jurisdiction and under the direction of Assistant Attorney General Steve Phillips. See King v. KBA.
- 125. The KDC has knowledge though Magistrate James P. O'Hara that Frank Kirtdoll an African American who had lost property to the City of

Topeka attempted to have Magistrate James P. O'Hara recused for bias in the Kansas District Court case Kirtdoll v. City of Topeka where Frank Kirtdoll was acting pro se.

126. The KDC has knowledge though Magistrate O'Hara that Magistrate O'Hara while under oath concealed from the Landrith disbarment tribunal the identity and race of the African American Frank Kirtdoll the pro se Civil Rights plaintiff. See exhibit 29

127. Frank Kirtdoll had made an affidavit in James Bolden's case as a witness to

the assistant city attorney Sherri Price's threat to criminally prosecute Fred Sanders a

minority Topeka business man for land use violations if he testified against the City of Topeka in the Bolden v. City of Topeka federal case where Bolden was represented by Landrith. See exhibit 30 Kirtdoll Affidavit.

128. The affidavit stated Sherri Price came on to Fred Sanders property with two

City of Topeka police cars and a code compliance officer to perform an inspection knowing Fred Sanders attorney was out of town. See exhibit 31 Kirtdoll Affidavit.

The KDC has knowledge though Magistrate Judge Gerald L. Rushfelt

129. that the replacement attorney Dennis Hawver in Cremeen et al v. Schaefer et al04-cv-02519-CM-GLR was threatened if he did not voluntarily dismiss the Ponzi Scheme co-defendant Steve Strayer.

130. Magistrate Judge Gerald L. Rushfelt threatened to sanction Hawver because Rex A. Redlingshafer of Stanton & Redlingshafer, LLC had given a notice of Strayer's bankruptcy filing on 02/25/2005 before a finding of Strayer's guilt in the Arizona real estate development RICO Enterprise Ponzie racketeering scheme.

131. The KDC has knowledge though Hon. Judge Carlos Murguia that Hon.

- Judge Carlos Murguia sanctioned Landrith and threatened to sanction Samuel K. Lipari if the action and any replacement attorney if MSC v. Neoforma was continued in anyway.
- 132. The KDC has knowledge though Hon. Judge Carlos Murguia that Hon. Judge Carlos Murguia made this sanction, later dropped even though Landrith had pled the elements of each claim alleged and that controlling US Supreme Court law permitted MSC to seek damages for injury that MSC's earlier injunctive relief action had failed to prevent. See exhibit 32 MSC v. Neoforma brief.
- 133. The KDC has knowledge through Hon. Judge Carlos Murguia that the MSC complaint described RICO conduct committed by the defendants as extrinsic fraud to procure a dismissal of MSC's claims through disbarment of Samuel K. Lipari's counsel Bret D. Landrith. See exhibit 33 MSC v. Neoforma complaint disbarment excerpt.
- 134. The appeal was ordered to be briefed revealing Landrith had met the pleading requirements for antitrust, had alleged subsequent antitrust and RICO claims which were also sufficiently pled but the appeal was dismissed for being one day late.
- 135. The KDC has knowledge though Hon. Judge Carlos Murguia that MSC's replacement attorney withdrew because of the criminal conduct in the case. See Withdrawal of Dennis Hawver. See exhibit 34
- 136. Austin K. Vincent committed fraud by omission in hearings where Baby C's natural father was not present and where Austin K. Vincent had a duty to provide the necessary and required records to the SCDC and the ICPC was not submitted until after being repeatedly requested in the adoption appeal. See Landrith's adoption appeal brief (exhibit 35)and Baby C order exhibit 36
- 137. The Shawnee County District Court ("SCDC") withheld adoption evidence from David Martin Price including the ICPC form required under state to prevent child trafficking. See Landrith's adoption appeal brief

#### exhibit 37

- 138. SCDC transported Baby C to the state of Colorado without a child in need of care determination. See Baby C SCDC Appearance Docket exhibit 38
- 139. The SCDC appointed Attorney was unable to get the infant returned to its natural father David Martin Price.
- 140. The parental rights of David Martin were terminated by the SCDC because Price was not found to have spent sufficient time with his infant son that had been taken to Colorado. See Landrith's adoption appeal brief exhibit 39
- 141. Adoption brief ICPC did not surface until the adoption attorney Austin K. Vincent produced one in appellate court. See Landrith's adoption appeal brief exhibit 40
- 142. The ICPC has facial irregularities related to information provided by Austin K. Vincent and the adoptive parent clients falsely misrepresenting the adoptive parents as residing in the State of Kansas when they in fact lived in the State of Kansas. See Landrith's adoption appeal brief exhibit 41 and ICPC exhibit 42
- 143. Austin K. Vincent had participated in defending a contemporary adoption where the adoptive parent clients had been found to commit fraud nullifying the adoption through the same ICPC facial irregularities falsely misrepresenting the adoptive parents as residing in the State of Kansas when they in fact lived in the State of Missouri. See Landrith's adoption appeal brief exhibit 43
- 144. The court in Bolden v. City of Topekadetermined that a natural father such as David Martin Price had the right to seek redress against the conduct of taking an infant son through adoption fraud even in federal court. See Bolden Order Bolden v. City of Topeka Kansas 441 F3d 1129.
- 145. The Kansas Disciplinary Administrator Stanton Hazlett regularly used ex parte communications with the law clerks of Kansas Supreme Court

- Justices to co-write the opinions issued in discipline cases by the Kansas Supreme Court without knowledge of the respondent attorneys or their counsel.
- 146. This shocking practice of holding proceedings without even the semblance of Due Process led to a continuing legal education class of Kansas prosecuting attorneys being told the out come of one year suspension in Kansas Supreme Court discipline case In re Vanderbiltcase no. 93, 394 by the Stanton Hazlett supervised prosecutor Alexander M. Walczak before the opinion was released or filed April 22, 2005 by the Kansas Supreme Court. See In the Matter of Vanderbilt docket. exhibit 44
- 147. Jimmie A. Vanderbilt and his attorney John J. Ambrosio found out the Kansas Supreme Court order when the then Douglas County District Attorney attending the CLE class taught by Alexander M. Walczak called Vanderbilt after the lecture.
- 148. The opinion issued later was exactly as Alexander M. Walczak had described during the CLE class.
- 149. Jimmy Vanderbilt was reinstated on 24-JUL-07 even though he had met almost none of the reinstatement requirements. See In the Matter of Vanderbiltdocket. exhibit 45
- 150. Jimmy Vanderbilt was used by the Kansas Attorney Discipline Office to obstruct justice in Donna Huffman's appeal of the Kansas SRS' failure to protect Huffman's daughter from abuse, L.E.H., A Minor Child, By And Through Donna Huffman, v. State Of Kansas Department Of Social And Rehabilitation Services, KS Appeals Case No. 100893, now a federal crimes against women investigation by the Civil Rights Office of the USDOJ. See KS Appeals Ct Appearance Docket. exhibit 46
- 151. Kansas Attorney Discipline Office Prosecutor Gail B. Larkin required Donna Huffman's appeal of the SRS conduct to be obstructed and therefore prevent the validity of Huffman's exercise of her Right to Redress to protect her daughter from the most extreme and documented abuse from

### being validated.

- 152. The Kansas attorney Craig Collins then took over for Vanderbilt but still continued to stall missing several jurisdictional appeals court deadlines. KS Appeals Ct Appearance Docket exhibit 47
- 153. The Kansas Deputy Attorney General Angela Wilson that sought the Kansas Supreme Court Bench warrant jailing David Martin Price for not showing up at a Supreme Court hearing held in the absence of jurisdiction and during a pending appeal of the suspended remand order was heard by the witness Joe Ledbetter that she had pre arranged the outcome of the Kansas Supreme Court hearing through ex parte communication with the court.
- 154. The KDC has knowledge through Magistrate David S. Waxse that the KDC electronic discovery policy developed by Magistrate David S. Waxse resulted from the memorandum arguments in support of the pre trial conference submitted by Landrith in the pre trial plan in MSC v. US Bancorp et al.
- 155. The KDC has knowledge through Magistrate David S. Waxse that Landrith was mocked and criticized for following Magistrate David S. Waxse's required published local case management conference form because Magistrate David S. Waxse's form added requirements that were not in the West Published Federal Rules of Civil Procedure. See audio recording of case management conference.
- http://www.medicalsupplychain.com/pdf/Suggart%20Thompson%20Kilroy%20Steven%20Ruse%20Mark%20Olthoff%20Conversion.wav
- 156. The KDC has knowledge through Magistrate David S. Waxse that Magistrate James O'Hara's law firm assured Magistrate David S. Waxse on the case management telephone conference over the disputed case management order that MSC action would be dismissed by Hon. Judge Carlos Murguia.
- 157. The defendants Hon. Judge Katheryn Vratil and the KDC have knowledge and records of any emails sent from State of Kansas officials to

- Hon. Judge Sam Crow directing Judge Crow to remand back David Martin Price's removal case.
- 158. The defendants Hon. Judge Katheryn Vratil and the KDC chose the judge in their own proceeding by assigning the Chief Judge Hon. Fernando J. Gaitan, Jr. of the neighboring Western District of Missouri, a court in the Eighth Circuit, not the Tenth Circuit.
- 159. Chief Judge Hon. Fernando J. Gaitan, Jr. had previously ruled contrary to a unanimous decision by the US Supreme Court on sufficient pleading of RICO mail and fraud claims where David Martin Price was identified as a witness to the racketeering and the Western District of Missouri's unlawful attempted sua sponte dismissal of Price's False Claims Act case United States ex rel Michael W. Lynch v Seyfarth Shaw et al. Case no. 06-0316-CV-W- SOW before the US Attorney or the USDOJ Main Justice became involved.
- 160. Bush Administration presidential political advisor Karl Rove installed an interim US attorney in Kansas City, Bradley Schlozman of Kansas.
- 161. Schlozman was attempting to hire Assistant US Attorneys on the basis of their political allegiance to conservative Republican ideology.
- 162. This misconduct has been reported by the US Department of Justice Inspector General but what has not been reported is the political targeting of Missouri Democratic elected officials for federal criminal prosecution.
- 163. Mostly African American Democrats were targeted in the W.D. of Missouri for politically motivated prosecutions.
- 164. Bonnie Sue Lawson, the Public Administrator of Kansas City; Rev. Saundra Mc Fadden –Weaver, a City Council Woman of Kansas City; Robert Young, also a City Councilman; Carl W. Bussey of the Jackson County Legislature; and Bill Waris were targeted.
- 165. The Jackson County Executive; Kathryn Shields, also a Jackson County commissioner along with her husband Phil Cardarella, a Kansas City attorney in private practice and even Kansas City's former mayor and

- current Congressman Emanuel Cleaver were all targeted as part of Karl Rove's use of the US Department of Justice to destroy the lives of local level Democrat politicians in Missouri and other key electoral states to ensure President George W. Bush's reelection in a way that would not become national news.
- 166. Bonnie Sue Lawson; Rev. Saundra Mc Fadden; Robert Young; Carl W. Bussey; Bill Waris; Kathryn Shields; Phil Cardarella; and Emanuel Cleaver were all targeted because of their role in the Missouri Democratic Party and their potential to obtain higher elected office as democrats.
- 167. In addition to being prosecuted by Republican Party loyal Assistant US Attorneys, many had their cases steered in the same federal courthouse to Republican appointed judges, despite random assignment protocols.
- 168. Extrinsic fraud was also used to procure plea bargains. Rev. Mc Fadden's attorney had his son threatened to dampen his interest in vigorously defending McFadden.
- 169. A documentary on the targeting of the 600 Democrat office holders that appears to have started in the Western District of Missouri US Court is entitled The Political Prosecutions of Karl Rove by Hollywood director John McTiernan (Die Hard, Predator, The Hunt for Red October) of what was done to Democrats in Kansas City and around the country has been made available on the web by politicalprosecutions.org and can be viewed online at
- http://video.google.com/googleplayer.swf?docid=9039532731256680760&hl=en&fs=true%2522%2520id=%2522VideoPlayback
- 170. The KDC has knowledge though Hon. Judge Hon. Fernando J. Gaitan, Jr. of the denial of a law and based ruling in David Martin Prices' injunction action against the present defendants.
- 171. The KDC has knowledge though Hon. Judge Carlos Murguia and Hon. Judge Wesley E. Brown of through KDC Cases 09-3268 and 09-3302 respectively of the bad faith acts of the Kansas Supreme Court and Kansas

Attorney General Steve Six against Landrith's former client David Martin Price in the absence of State of Kansas jurisdiction while Price's removal was on appeal in the exclusive jurisdiction of the Tenth Circuit.

- 172. A petition to members of the Kansas legislature is now circulating stating "David Martin Price, insofar as the People have been made fully aware that his incarceration from August 6, 2009 through August 11, 2009 was ordered by the Supreme Court of Kansas for his failure to appear before the Kansas Supreme Court on an accusation for contempt of violating the Rules of Disciplinary for Attorneys rule 5.5."
- 173. The petition states "We the People are fully aware that Prisoner David Martin Price, is not, has not ever been and will never be and attorney within the State of Kansas and the rules governing attorneys do not apply to non-lawyers as written."
- 174. The petition states "We the People are aware that there is no law to which Prisoner David Martin Price violated to be incarcerated indefinitely under this state action since August 12, 2009."See We the People Petition exhibit 48
- 175. On November 19, 2009 the Kansas Supreme Court appointed the attorney Richard Lake to serve as standby counsel for David Price. See WIBW article. exhibit 49

#### MEMORANDUM OF LAW

The plaintiff was not a party to either the State of Kansas disbarment of Landrith or the reciprocal proceedings in the Kansas District Court against Landrith.

I. Plaintiff's Proposed Injunctive Relief

Not Subject To Claim Or Issue Preclusion

Under Ruple v. City of Vermillion, 714 F.2d 860, 862 (8th Cir. 1983) there is no privity of interests or relationship between the plaintiff and the prosecution of the Bush Millman crime syndicate.

Landrith was denied a hearing in Kansas District Court and no discovery was permitted. The plaintiff cannot be denied his cause on the basis of claim or issue preclusion from this court's reciprocal disbarment of Landrith because under the current controlling law in a unanimous US Supreme Court ruling on this issue, "...such'nonparty preclusion' runs up against the 'deep-rooted historic tradition that everyone should have his own day in court." Taylor v. Sturgell 553 U.S. (2008).

## II. Preventing Landrith from Representing the

Plaintiff Violates Selling v. Radford, 243 U.S. 46

The Kansas District Court cannot prevent Landrith from representing the plaintiff because the court is unable to sustain its imposition of reciprocal disbarment on Bret D. Landrith when doing so violates the United States Supreme Court cases Drew v. Tidwell Case no. 01-6900, and Selling v. Radford, 243 U.S. 46.

"The Supreme Court has identified three circumstances in which a federal court should not impose reciprocal disbarment on the basis of state court disbarment: (1) absence of due process in the state procedure, (2) substantial infirmity in the proof of lack of private and professional character, or (3) "some other grave reason" sufficient to indicate that reciprocal disbarment was inconsistent with "principles of right and justice." Selling v. Radford, 243 U.S. 46, 50-51, 37 S.Ct. 377, 61 L.Ed. 585 (1917); see In re Edelstein, 214 F.3d 127, 131 (2d Cir.2000)."

Drew v. Tidwell, Case no. 01-6900 at ¶9 (USSC 2002).

The plaintiff is entitled to judgment to enjoin the Kansas District Court and or its Chief Judge Hon. Judge Kathryn H. Vratil from preventing Landrith from representing the plaintiff based on the application of the uncontrovertable facts to the Selling v. Radfordelements:

(1) absence of due process in the state procedure

The defendants Hon. Chief Judge Kathryn H. Vratil and the Kansas District Court know that Landrith was deprived of due process in the State of

Kansas disbarment because Hon. Judge Kathryn H. Vratil and Kansas District Court Magistrate Hon. James P. O'Hara directly participated in procuring the State of Kansas Disbarment.

a. The Extrinsic Fraud on the State of Kansas Supreme Court

by Kansas District Court Magistrate Hon. James P. O'Hara

The Kansas District Court Magistrate Hon. James P. O'Hara in his role as a testifying witness participated in State of Kansas Disciplinary Administrator Stanton A. Hazlett's extrinsic fraud on the Kansas Supreme Court when Hon. James P. O'Hara falsely testified on the stand and also testified to denigrate Landrith's legal competency in a Kansas District Court cases including the Medical Supply Chain, Inc. litigation where the law firm Hon. James P. O'Hara had an interest in.

Hon. James P. O'Hara refused to admit his criticism of Bret D. Landrith's legal competency was used to obstruct justice in David Martin Price's action against the Kansas Supreme Court Chief Justice Kay McFarland in Price et al v. McFarland et al Dist. Of Kansas Case No. 04-cv-04058-RDR to stop the kidnapping of Price's infant son, where Landrith was neither an attorney or a party. See exhibit 50 excerpt from state disbarment evidentiary hearing sworn testimony of Hon. James P. O'Hara.

The Kansas District Court Magistrate Hon. James P. O'Hara committed this conduct in his role and function as a testifying witness See exhibit 51 id.

The Kansas District Court Magistrate Hon. James P. O'Hara participated in the extrinsic fraud of State of Kansas Disciplinary Administrator Stanton A. Hazlett where Hazlett proffered that Landrith was incompetent and should be disbarred because of a pretrial order written by Magistrate Hon. James P. O'Hara and the proffered fraudulent testimony and perjury of Topeka City Attorney Sherri Price that Landrith had been sanctioned in the Bolden case for his incompetence. See exhibit 52

The pre trial hearing on which the Kansas District Court Magistrate Hon.

James P. O'Hara had been pre arranged to attack Landrith, then a new

attorney for his representation of the African American James Bolden's racial discrimination civil rights claims, (Bolden's five previous attorneys had been extorted from representing Bolden's claims even though this court later determined they were colorable).

The official court audio recording shows Kansas District Court Magistrate
Hon. James P. O'Hara repeatedly abused Landrith and in fact spent almost
no time on the actual scheduling-the purpose of the hearing and almost no
time with Sherri Price the only attorney present for the City of Topeka:
http://www.medicalsupplychain.com/pdf/Bolden%20Hearing.wav

Topeka City Attorney Sherri Price testified falsely that Landrith had been sanctioned for representing James L. Bolden. See excerpt from state disbarment evidentiary hearing sworn testimony of Sherri Price. See exhibit 53

Kansas District Court Magistrate Hon. James P. O'Hara was a managing partner at Shughart, Thomson Kilroy and the law firm's attorneys Hon. James P. O'Hara supervised had failed to meet the standards in the litigation that Hon. James P. O'Hara had falsely faulted Landrith (See exhibit 54 Disbarment Hearing Transcript Vol. II)

for and even missed the Tenth Circuit brief deadline with the attorney Hon.

James P. O'Hara supervised having to be called by the Clerk of the Tenth

Circuit:

Andrew DeMarea failed to file a reply brief in the interlocutory appeal for the US

Bancorp appellees.

The Tenth Circuit court clerk called him two days later to remind him and urged him to file for an extension one day beyond the date the brief was due and

seven days beyond the deadline for a motion for extension of time under 10th Cir. R.

## 27.4(F). Atch(7)

Kansas District Court Magistrate Hon. James P. O'Hara was reversed in part on his ruling regarding the Pre Trial Order in Bolden's case as a result of Landrith's Memorandum in Objection.

The trial court was then overturned on the basis of Landrith's appellate brief to the Tenth Circuit. Bolden v. City of Topeka, Kan., 441 F.3d 1129 at 1145 (10th Cir., 2006) (Trial court overturned on dismissal of federal civil rights claims after Bret Landrith is disbarred.)

b. The Extrinsic Fraud on the State of Kansas Supreme Court

by Kansas District Court Chief Judge Hon. Judge Kathryn H. Vratil

The Kansas District Court Judge Hon. Carlos Murguia knows that the records of the Kansas District Court case shows a basis for concluding that the defendant Hon. Chief Judge Kathryn H. Vratil committed extrinsic fraud on the Kansas State Supreme Court by wire when she appears to have telephoned the Kansas Supreme Court while it was empanelled and hearing oral arguments, just before Landrith's disbarment oral hearing was called. See exhibit 55 Lipari v. US BankComplaint procedural history excerpt.

The official Kansas Supreme Court audio recording of hearing shows that the panel headed by then senior Kansas Supreme Court Hon. Justice Donald L. Allegrucci was antagonistic to Landrith and hostile to his work as an attorney even though incorrectly stated that Landrith had never practiced before him, causing an independent observer to conclude exparteinformation about Landrith had been received by the court.

The audio is on the Kansas Supreme Court web site:

http://judicial.kscourts.org:7780/Archive/2005%20court%20hearings/Oct/94,333.mp3

The ex parte information clearly can be concluded was extremely prejudicial because Landrith had indeed practiced before the court and

Hon. Justice Donald L. Allegrucci had written the opinion in Eric And Ryan Montoy, et al., v.State Of Kansas, et al. KS Case no. 91,915 ruling partially in favor of Landrith and overturning the lower Shawnee County Kansas District Court. http://www.kscourts.org/Cases-and-Opinions/opinions/supct/2005/20050103/91915.htm

Landrith had not orally argued the cause because the preparation for what is now known to be a sham Kansas Disciplinary tribunal (see the extrinsic fraud of the findings committed by Kansas State Disciplinary Attorney Gail B. Larkin supra)

The Kansas District Court was subjected to efforts of State of Kansas officials to disrupt the appeal by suspending Landrith and making Landrith defend his license during the 10th Circuit briefing schedule and through Kansas District Court personnel refusing to delay the transfer of the record on appeal for transcripts until an order had to be issued by the Court of Appeals to stop the obstruction, the Tenth Circuit Court of Appeals Decision Bolden v. City of Topeka. 441 F.3d 1129 (10th Cir. 2006).

The Kansas District Court Judge Hon. Carlos Murguia knows that State of Kansas officials including state attorneys were using the taking of David Martin Price's infant son by unlawful means and through fraud to retaliate for Price's willingness to testify against the Housing and Urban Development fraud committed by the City of Topeka:

"294. Kansas Attorney General Paul Morrison met with David Martin Price and his attorney Craig Collins over the kidnapping of Baby C in retaliation for Price's protected public speech against former Mayor Joan Wagnon (later campaign treasurer for Governor Kathleen Sebelius and currently Secretary of

the Kansas Department of Revenue).

295. The petitioner's attorney Bret D. Landrith had represented David Martin Price pro bono on the appeal when Price's Kansas State appointed attorney refused to do so.

296. David Martin Price (like Mark Hunt) was a crucial witness to the City of Topeka's theft of HUD funds in the Kansas District Court Civil Rights and Fair Housing Act case James Bolden v. City of Topeka, brought by the petitioner's attorney Bret D. Landrith.

297. Kansas Attorney General Paul Morrison before was shocked that the career staff of the Kansas Attorney General's office had kept the matter from him and examined the evidence with Craig Collins concluding the child had been unlawfully taken."

MSC v. Neoforma et al KS District Court Case Notice of Concurrent State

<u>Litigation Lipari v. Novation LLC Pg. 40 See exhibit 56</u>

The Kansas Supreme Court has suffered from the misrepresentation of controlling law by Kansas District Court Judges in furtherance of the denial of civil rights to Landrith's American Indian client David Martin Price.

Hon. Judge Julie Robinson Kansas ex rel. Kline v. Price, 2006 WL 2795492, at \*1 (D. Kan. Sep. 26, 2006) deviated from Tenth Circuit controlling authority and the Federal Rules of Civil Procedure in her treatment of the first removal by David Martin Price and his co-defendants.

InState Of Kansas, ex rel. Stephen N. Six, Attorney. General of Kansas, vs. David Martin Price Case No. 09-4088 (D. Kan. June 5, 2009), Hon. Judge Sam Crow followed Hon. Judge Julie Robinson's decision despite clearly established Tenth Circuit authority that Price could remove the action again once the State Attorney General sought to charge him with contempt under Kiowa Indian Tribe of Oklahoma v. Hoover, 150 F.3d 1163 (C.A.10 (Okla.), 1998)

Despite the notice that the defendant Hon. Chief Judge Kathryn H. Vratil committed extrinsic fraud on the Kansas State Supreme Court to deprive the African American James Bolden of counsel, Hon. Chief Judge Kathryn H. Vratil did not recuse herself from being the trier of fact in Bolden v. City of Topeka, 546 F. Supp. 2d 1210 (D. Kan. 2008).

(2) substantial infirmity in the proof

## of lack of private and professional character

The ethics tribunal refused to let Frank Kirtdoll an African American who had lost property to the city and attempted to have Magistrate O'Hara recused for bias in a federal case testify. Frank Kirtdoll had made an affidavit in James Bolden's case as a witness to the assistant city attorney Sherri Price's threat to criminally prosecute Fred Sanders a minority Topeka business man for land use violations if he testified against the city in the Racial Discrimination requires Clear and Convincing evidence, however Stanton Hazlett and the tribunal repeatedly prevented Landrith from presenting this evidence.

Stanton Hazlett witheld the affidavits of African Americans discriminated against and retaliated against by the City of Topeka for raising concerns about the misuse of federal housing funds and for asserting rights in Shawnee District court in order to obtain fraudulent probable cause in an exparte hearing in order to prosecute Landrith for representing two members of protected classes.

The Kirtdoll affidavit stated Sherri Price came on to Fred Sanders property with two police cars and a code compliance officer to perform an inspection knowing Fred Sanders attorney was out of town. This is of course the threat of criminal prosecution that is a violation of Kansas ethics in the recent Kansas Bar Association Journal article.

The tribunal also refused to let Fred Sanders testify who was prevented from

Improvement Association where the Brown vs. Board of Education historic site is located for almost a year because he questioned what had happened to federal funds the city claimed had been spent in the neighborhood. The city also obtained a list of his property and retaliated against him by citing violations.

When Landrith answered the charges against him and attempted to put on evidence he was prevented from presenting supporting evidence required

for his defense and specifically and repeatedly prevented by the panel from presenting evidence about the parental rights termination which became the post hearing basis for the disciplinary panel to recommend disbarment. See exhibit 57Vol. II Transcript excerpt.

The Kansas State Court officials in error and bias accused Landrith of an ethical violation in making baseless accusations about the murder rate in Topeka. The clear error is that Landrith described this as the political speech of David Martin Price and his fellow organizers of referendum campaigns in support of the election of judges. The ethics complaint DA8893 was made against Landrith for suggesting non judge Shawnee Court personnel in a district where all but one of the judges partisanly supported an appointment system with contributions may have seen David Martin Price as a threat and denied him access to records in his own case. Landrith clearly identified that he had no view for or against election of judges. In using the court's erroneous finding of fact imparting Price's political speech to Landrith, the court contradicted KRPC Rule 1.2 (b) which provides that a lawyer's representation of a client "does not constitute an endorsement of the client's political, economic, social or moral views or activities."

Kansas Attorney Discipline Administrator Stanton Hazlett and Steve Phillips make false representations of fact to the Tenth Circuit Court of Appeals in Landrith v. Hazlett, et al., Case No. 04-3364 by filing a motion entitled "Motion for Summary Disposition due to Mootness" on February 3, 2005, to secure a moot ruling against Landrith's attempt to enjoin this prosecution. The motion argued that after the conclusion of the hearing, the disciplinary panel was unlikely to recommend Landrith for disciplinary action, therefore the federal case should be dismissed as moot. However the panel had ruled that Landrith was to be recommended for discipline, something Stanton Hazlett witnessed and his agent Steve Phillips was responsible for knowing. The action was not at that time moot but the delay in the briefing scheduled caused by Stanton Hazlett and Steve Phillips' extrinsic fraud on the Tenth Circuit prevented the court from having the opportunity to protect Landrith's constitutional rights before the Kansas Supreme Court heard

Landrith's case (the rule that a federal court could lose jurisdiction from a faster acting state court has now been reversed, which is why Price's present detention is unlawful). Landrith had the clear right to enjoin the prosecution of Hazlett's enforcement under Leclerc v. Webb, No. 03-30752 (Fed. 5th Cir. 7/29/2005) (Fed. 5th Cir., 2005) and Dubuc v. Michigan Board of Law Examiners(6th Cir., 2003) The clear and repeated error of Kansas state officals is that Landrith is wrongly deemed to have violated the KRPC for factually describing Stanton Hazlett and Steve Phillips' fraud. Stanton Hazlett and Steve Phillips violated KRPC 3.3(a)(1) by knowingly making a false statement of material fact to a tribunal.

More importantly the Kansas Supreme Court has ruled in violation of Landrith's right to freedom of association guaranteed by the First Amendment. According to the United States Supreme Court, individuals have "a right to associate for the purpose of engaging in those activities protected by the First Amendment—speech, assembly, petition for redress of grievances, and the exercise of religion." Roberts v. United States Jaycees, 468 U.S. 609, 618, 104 S.Ct. 3244, 82 L.Ed.2d 462 (1984). This court cannot use his association James Bolden or David Price in seeking redress unrelated to Price's political advocacy for the election of judges as any basis for preventing Landrith from representing the plaintiff.

# Bias Against Landrith For David Martin Price's Political Speech

The Kansas officials' error of fact over the cited answer by Landrith to the initial complaint and the formal charges where the state court was required under First Amendment precedents to thoroughly examine the record in its entirety for unlawful encroachment indicates ample bias. For the purpose of improving justice an examination of a source of bias leading to such error of fact and fundamental constitutional law leads to the court's participation in a Judicial Council preparing a substitute reform of performance reporting in retention elections announced on December 26, 2005 to counter legislative efforts to change the selection process for judges resulting from"...Kansas Supreme Court orders overturning the death penalty and ordering the Legislature to increase school funding. Those rulings prompted some lawmakers to propose measures that would limit the court

and require legislative input in the selection of justices." The head of the Kansas Supreme Court panel hearing Landrith's case, Hon. Justice Donald L. Allegrucci chaired the Judicial Council, but did not disclose his participation in it. See "Judicial panel suggests reviews", Topeka Capital Journal December 26, 2005.

The state officials' error in basing Landrith's disbarment on the political speech of David Price is further compounded by the fact that the legislature made competent findings of fact based on testimony each of the several times it considered and rejected a bill to allow the substitution of Own Recognizance deposits with a court for the requirements of cash bonds in K.S.A. 22-2802 and the Kansas Constitution. The bills were rejected because of the increased problems with violent criminals remaining at large.

In Shawnee County where the practice has been permitted by ministerial order of the court under Supreme Court Administrative Order No. 96, Smith v. State, 264 Kan. 348, 955 P.2d 1293 at 1295 (Kan., 1998), Topeka has been among the highest violent crime per capita small cities in the nation according to FBI rankings. "Topeka ranks eighth in crime" Topeka Capital Journal, June 1, 2001, "Chief wary of report Topeka crime rate ranked worst for small metro areas" March 14, 2004, "The death of homicide." Topeka Capital Journal. January 2, 2005 detailing murders by year which can be interpreted during Shawnee bond period from mid 1980's until a decline from the effect of Maj. Walt Wywadis' description of prosecuting drug related cases in federal courts.

This court is unlawfully preventing the plaintiff from obtaining the representation of an attorney for the attorney's former client's unrelated fact based political speech on matters of a public concern during conduct (an election) to improve justice by changing the selection of judges. The plaintiff is at a loss to conceive of a greater deviation from First Amendment jurisprudence. It is of course worse, David Price, like James Bolden was exercising protected speech on behalf of minority citizens in Topeka's highest minority neighborhoods, so this court is also participating with

Kansas state officials in eviscerating 42 § USC 1981.

On its face, the disbarment order of the State of Kansas:

a. unlawfully encroaches Landrith's Freedom of Speech and rights under 42 U.S.C. § 1981 by justifying Landrith's disbarment for seeking relief in federal court for his African American client and later from the state's disciplinary prosecution;

b. unlawfully encroaches Landrith's Freedom of Association by justifying the disbarment of Landrith for the political speech of his American Indian client unrelated to the respondent's representation;

c. unlawfully encroaches Landrith's Freedom of Speech by justifying disbarment for factual reporting of events in a t closed court of the parental rights termination action, after the action and appeal had concluded. Landrith accurately reported these events and proffered evidence during the closed court of his disciplinary proceeding.

d. impermissibly denies Full Due Process required under the Fourteenth Amendment for deprivation of the respondent's liberty interest in First Amendment and 42 U.S.C. § 1981 protected conduct in advocacy on behalf of members of a protected class.

e. erroneously adopts the pretext (unrefuted as required by McDonnell Douglas Corp. v. Green, 411 U.S. 792 (1973)) that the City of Topeka's uncontested entry of appearance in Bolden's case could not have been a basis for competently establishing jurisdiction over the defendant contrary to the law of this district court and every federal circuit that an action against a city officer acting in his official capacity is an action against the city. The Supreme Court has held that a suit brought against an individual in his official capacity is really "only another way of pleading an action against an entity of which an officer is an agent." Kentucky v. Graham, 473 U.S. 159, 165, 105 S.Ct. 3099, 87 L.Ed.2d 114 (1985) (quoting Monell v. Department of Social Services of City of New York, 436 U.S. 658, 690, n. 55, 98 S.Ct. 2018, 56 L.Ed.2d 611 (1978)). "As long as the government entity receives notice and an opportunity to respond, an official capacity

suit is, in all respects other than name, to be treated as a suit against the entity." Id. at 166, 105 S.Ct. 3099.

# (3) "grave reason(s)" denying the Plaintiff the

representation of Landrith is inconsistent with "principles of right and justice"

James Bolden's federal filing merited hearing by a jury on civil rights claims and an appeal of race based and housing discrimination was scheduled for oral argument in the Tenth Circuit. When the U.S. District Court for Kansas takes away the plaintiff's right to have Landrith represent him because Landrith is somehow committing a punishable wrong under blatantly unconstitutional and openly secessionist State of Kansas law for bringing 42 USC 1983 Civil Rights claims to a federal court, even before there was a trial on the merits or a substantive ruling in Bolden's Tenth Circuit appeal, the U.S. District Court for Kansas is participating in the violation of the Supremacy Clause of the US Constitution and the plaintiff's Sixth Amendment rights, in addition to having prejudiced James Bolden and David Price's state and federal actions.

David Martin Price has currently lost his Liberty interest and is in the Shawnee County Jail with an indefinite sentence, the Kansas licensed attorneys Price and his wife sought out to provide him representation he was entitled to under the Sixth Amendment told him they were prevented from representing him under the Kansas Supreme Court Rules of Professional Responsibility Rule 5. See WIBW Nov. 9, 2009 television interview http://www.wibw.com/localnews/headlines/69625697.html

James L. Bolden had his property interest in restoring his home demolished by the City of Topeka forfeited on the basis of the defendant Hon. Chief Judge Kathryn H. Vratil's findings as the trier of fact without the court's disclosure that Hon. Chief Judge Kathryn H. Vratil had participated in depriving Bolden of representation by Landrith through extrinsic fraud on the State of Kansas Supreme Court panel hearing Landrith's disbarment.

The defendant, Hon. Chief Judge Kathryn H. Vratil did not remove herself

over the conflict and prejudice such conduct has on the ability to impartially hear a controversy recognized in the mandatory recusal requirement of 28 U.S.C. § 455 which reveals an impermissible bias.

The State of Kansas attempts to interfere with Landrith in the State of Missouri while he tries to make a living including interfering with Landrith applying for clerical work at an accounting firm temporary agency in violation of Sperry v. Florida ex rel. Florida Bar, 373 U.S. 379, 383 (1963).

III. The Plaintiff's Right To Representation

By A Qualified Attorney in Federal Court is Independent

From The Conduct of the State of Kansas in Disbarring Landrith for

Ethically Representing An African American and his American Indian Witness

Admission to practice law before a state's courts and admission to practice before the federal courts in that state are separate, independent privileges. "The two judicial systems of courts, the state judicatures and the federal judiciary, have autonomous control over the conduct of their officers, among whom, in the present context, lawyers are included. "Theard v. United States, 354 U.S. 278, 281 (1957). Thus, for example, "disbarment by federal courts does not automatically flow from disbarment from state courts." Id. at 282; accord In re Ruffalo, 390 U.S. 544, 547 (1968). This is true even when admission to a federal court is predicated upon admission to the bar of the state court of last resort. See Selling v. Radford, 243 U.S. 46, 49 (1916); see also Theard, 354 U.S. at 281 ("While a lawyer is admitted into a federal court by way of a state court, he is not automatically sent out of the federal court by the same route."). Once federal admission is secured, a change in circumstances underlying state admission -- such

as a shift in domicile -- is "wholly negligible " on the right to practice before a federal court. Selling, 243 U.S. at 49.

The federal interest in the supremacy of the enforcement of 42 § USC 1981 rights through 42 § USC 1983 outweighs the interests of the defendant

officials. Stanton Hazlett noticed Landrith that he would be formally prosecuted over the allegations in DA889, the day Landrith called Mark Hunt to testify against the City of Topeka in a Topeka federal courtroom before the Hon. Judge Julie Robinson.

While Landrith is a member of the majority race, his advocacy on behalf of James Bolden and David Martin Price was protected under 42 U.S.C. § 1981. The Equal Protection Clause precludes selective enforcement of the law based on race or ethnicity. See Whren v. United States, 517 U.S. 806 (1996). In its recent decision in Marshall v. Columbia Lea Regional Hospital, F.3d , 2003 WL 22230113 (10th Cir. September 29, 2003). the Tenth Circuit noted "Racially selective law enforcement violates this nation's constitutional values at the most fundamental level; indeed, unequal application of criminal law to white and black persons was one of the central evils addressed by the framers of the Fourteenth Amendment."

While the law of sufficiently stating a claim under the complex pleading requirements for civil RICO 18 U. S. C. § 1962 was evolving in the wake of law journal articles including Michael Goldsmith, Judicial Immunity for White-Collar Crime: The Ironic Demise of Civil RICO, 30 Harv. J. on Legis. 1, 18-22 (1993) analyzing its weakness in private civil litigation to deter the organized criminal misconduct that injured shareholders in the Bush Millman Lindner RICO Enterprise Enron Corporation, Bret D. Landrith was successfully crafting complaint petitions that met the heightened pleading standards this court was holding plaintiffs to.

The U.S. District Court for Kansas' preventing of Landrith from representing the plaintiff because Landrith brought James L. Bolden's colorable civil rights claims to federal court squarely violates the plaintiff's First Amendment:

"the right of access to the courts has been described as "one aspect of the right to petition" protected by the First Amendment. California Motor

Transp. v. Trucking Unlimited, 404 U.S. 508, 510, 92 S.Ct. 609, 611, 30

L.Ed.2d 642 (1972)...a government agency may not constitutionally revoke a permit or withhold legally required payments in retaliation for the filing of

<u>a court action. Soranno's Gasco, Inc. v. Morgan, 874 F.2d 1310, 1314 (9th Cir.1989); Silver v. Cormier, 529 F.2d 161, 163 (10th Cir.1976).</u>

Los Angeles County Bar Ass'n v. Eu, 979 F.2d 697 (C.A.9 (Cal.), 1992).

Access to courts does not only protect one's right to physically enter the courthouse halls, but also insures that the access to courts will be "adequate, effective and meaningful." Bounds v. Smith, 430 U.S. 817, 822, 97 S.Ct. 1491, 1495, 52 L.Ed.2d 72 (1977). Therefore, if a party engages in actions that effectively cover-up evidence and this action renders a plaintiff's state court remedy ineffective, they have violated his right of access to the courts. Bell v. City of Milwaukee, 746 F.2d 1205, 1261 (7th Cir.1984) ("To deny such access defendants need not literally bar the courthouse door or attack plaintiffs' witnesses."). In Ryland v. Shapiro, 708 F.2d 967 (5th Cir.1983), the parents of a murder victim filed suit alleging that two prosecutors covered up the fact that a murder had occurred and that the murderer was a fellow prosecutor. The plaintiffs claimed that by concealing such facts for eleven months, the defendants had caused them to delay bringing a wrongful death action against the murderer, and thus "wrongfully interfer[ed] with their access to the state courts." Id. at 969-70. The Fifth Circuit held that the delay created by the defendants could be a constitutional deprivation if the conduct prejudiced the plaintiff's chances of recovery in state court. Id. at 974.

Whereas for the above stated reasons, the plaintiff respectfully requests that the court grant his requested injunctive relief.

Respectfully submitted,

S/ Stewart A. Webb

Stewart A. Webb

Pro se Federal Whistleblower

Mail: P.O. Box 3061

Independence, MO. 64055

913-952-0846

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http://www.stewwebb.com

**CERTIFICATE OF SERVICE** 

I hereby certified I have served the above motion on opposing parties by filing the motion November 30th, 2009 on the court's fax filing system.

I further certified I have served the Memorandum and exhibits by US Mail containing a link to an html version of the same available online at

http://sites.google.com/site/stewwebbvjudgevratil

to the following by depositing it in the US Mail with First Class postage affixed:

**Eric Holder** 

Attorney General,

**U.S.** Department of Justice

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S/ Stewart A. Webb

Stewart A. Webb

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Subpages (5):Mailings of Motion and Memorandum for Summary Judgment
ServiceService of Motion for Summary Judgment on Civil Rights Division
Assistant Attorney General Thomas PerezService of Motion for Summary
Judgment on James DuffService on Kansas US Attorney Lanny D.
WelchService on Mr. Eric Holder


Corrected Memorandum in Support of Summary Judgment

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF KANSAS

STEWART A. WEBB

Plaintiff,

v. Case No: 09-2603

HON. JUDGE KATHRYN H. VRATIL, in her

Official capacity as Chief Judge

for the United States District Court for Jury Trial Requested

the District of Kansas

UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF KANSAS

Defendant,

PLAINTIFF'S MEMORANDUM

IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT AGAINST

THE HON. KATHRYN H. VRATIL,

AND THE U.S. DISTRICT COURT FOR KANSAS

Comes now the plaintiff Stewart A. Webb appearing pro se and makes the following mot

The plaintiff submits the following Motion for Summary Judgment with evidence useful for and right to injunctive relief.

The plaintiff makes reference to pleadings, affidavits and evidentiary exhibits from the re 937 F2d. 767, 774, (2nd Cir. 1991).

The plaintiff also makes references to records not in the possession or access of the pla

INTRODUCTION TO THE NEED FOR THE EQUITABLE RELIEF

The plaintiff seeks to have professional legal help to draft and prosecute his civil claims a

The defendants in this action for equitable relief under the US Constitution are not defen

The plaintiff's injuries to his property and business from the ongoing RICO enterprise and criminal acts by identified persons and companies are contained as stated in the plaintiff www.stewwebb.com.

The continuing violations and the over arching goal of the RICO conspiracy have been recourt for relief in equity to obtain legal counsel in the course of the plaintiff's business in Colorado Grand Jury in Webb v. Millman, et al. Cr. Div. Case No. 95Y107.

#### STATEMENT OF FACTS

- 1. The most recent outline and summary of the 18 U. S. C. § 1961enumerated predicate Conspirators is viewable as a criminal information or charging document to be submitted <a href="http://www.stewwebb.com/Grand%20Jury%20Demand%20Aug%204%202004.html">http://www.stewwebb.com/Grand%20Jury%20Demand%20Aug%204%202004.html</a>
- 1). The plaintiff will suffer irreparable injury unless the injunction issues
- 2. The experiences of parties acting pro se in the Kansas District Court in complex litigat
- 3. The plaintiff does not have the training to do electronic discovery.
- 4. The plaintiff has never been educated in the Federal Rules of Evidence.

The necessity of the equitable relief to vindicate public policy

- 5. After filing the original demand for a grand jury, US District Court for the District of Colorence Addison Brimmer, Jr. to depose the plaintiff on his grand jury criminal information persons and corporations identified by the plaintiff for the criminal conduct identified by the
- 6. US District Court for the District of Colorado Senior Judge, Hon. Richard Matsch then summoning a grand jury in a telephone hearing with the plaintiff and the plaintiff's fellow
- 7. US District Court for the District of Colorado Senior Judge, Hon. Richard Matsch ruled Attorney ("USA") for the District of Colorado Michael J. Norton to present the information

- 8. Subsequent to this ruling by US District Court for the District of Colorado Senior Judge about the criminal conduct of the Bush Millman Lindner RICO Enterprise were separately
- 9. The plaintiff was held at Adams County Colorado Jail in 1995 at the direction of the Up 5 where he was poisoned with Anthrax and suffered from the poisoning during the follow
- 10. Lt. Commander Al Martin was held in a Florida jail by law enforcement authorities at Cr. Div. Case No. 95Y107 relator from being able to convene the grand jury ordered by l
- 11. The plaintiff's web site contains evidentiary documents and information about the critical Millman Lindner RICO Enterprise and the conduct to obstruct justice and prevent converting Colorado District Assistant US Attorneys ("AUSA") Greg C. Graff. AUSA Thomas O'Route.
- 12. The Bush Millman Lindner RICO Enterprise's infiltration of the United States Departrement the plaintiff convening the grand jury ordered by US District Court for the District witnesses to obtain a presentment of criminal charges.
- 13. The infiltration by Bush Millman Lindner RICO Enterprise of the USDOJ has compror Rosemary Price a disabled and retired US Postal Service Supervisor, and the wife of DaJohnson v. USPS. See Price Affidavit infra.
- 2) The threatened injury to the plaintiff outweighs damage to the defendants
- 14. The plaintiff has lost his daughter, his marriage, his home and the savings and accuractions in violation of 18 U. S. C. § 1961, et seq.
- 15. The Bush Millman Linder Crime Syndicate continues to operate as a RICO enterprise sole proprietor.
- 16. The plaintiff will show infra under the competency of the evidence used to disbar Bre
- 17. The plaintiff will show infra under the competency of the evidence used to disbar Bre District Court participated and in some instances caused the procurement of the state dis
- 18. The plaintiff will show infra under the competency of the evidence used to disbar Bre District Court through extrinsic fraud caused an ethics panel of the Kansas District Court and contrary to controlling law.
- 19. The public interest in other jurisdictions including the State of Kansas, the US Distriction of Appeals for the Seventh Circuit, The US Court of Appeals for the Tenth Circuit and the

### District Court ("KDC").

- 20. All resulting inconveniences that may be suffered by the Hon. Chief Judge Kathryn Fundamental law and the US Constitution against trespass on the rights of the plants.
- 21. The plaintiff will show infra that upholding the public interest in undoing extrinsic frau Chief Judge Kathryn H. Vratil, and the Kansas District Court in the benefits of obtained for
- 3) The injunction, if issued, would not be adverse to the public interest
- 22. The plaintiff will provide legal authority in his memorandum of law that the legislated
- 23. The plaintiff will provide legal authority in his memorandum of law that the unlawful described Kansas attorneys in a way that creates a grave danger that the plaintiff and the Citizens 18 U. S. C. § 1961, et seq. and the Bush Millman Linder Crime Syndicate specifically.
- 24. The plaintiff will provide legal authority in his memorandum of law that the violation o
- 25. The presentation of evidence of criminal wrongdoing to the US Government via a gra
- 26. The presentation of evidence of criminal wrongdoing meeting the elements of enumeral claims under 18 U. S. C. § 1961 furthers the public interest.
- 27. The public interest has been injured in Bolden v. City of Topeka, KDC Case No. 02-2 replacement counsel that she had procured the disbarment of his replacement counsel t
- 28. The gravamen of the defendant Hon. Chief Judge Kathryn H. Vratil's conduct agains KDC case management hearing before Magistrate James O'Hara: http://www.medicalsu
- 29. The public interest in having impartial federal and state courts resolve issues regarding now causing the exercise of popular sovereignty in the form of a petition to the State of and Senators that fail to act to free David Martin Price under Kansas State Statutes applied
- 30. The Chief Justice of the Missouri Supreme Court addressed hundreds of attorneys, j successor in interest Samuel K. Lipari's repeated appeal efforts in Jackson County 16th US District Court for the District of Kansas. See exhibit 4 Speech of Missouri Chief Justic
- 31. The US Senator of Missouri, Claire McCaskill responded to a constituent request by disbarred for successfully representing an African American in a Civil Rights Case. See

- 32. The US Senator of Missouri, Claire McCaskill instructed Landrith to file ethics complete
- 33. The US Senator of Missouri, Claire McCaskill was subsequently chosen to chair a Se Louis Times Article on Senator Claire McCaskill's appointment to the judicial impeachment

The aid to public interest that would result in granting the injunction

- 34. The plaintiff can write charging documents to the very low standard a government pr
- 35. The plaintiff cannot write a Civil RICO complaint, anticipating the sham Rule 12(b)(6)
- 36. This court ruled that Landrith's amended petition against a Bush Millman Lindner RIC America et al. KDC No. 04-02519-GTC-DJW Second Amended Petition.
- 37. A defendant in Cremeen v,, Bank of America et al, Michael Schaefer pled guilty to fra and Missouri.
- 38. The class action securities lawsuit Huffman v. ADP, Fidelity et al, W.D. of Missouri C Class Action web site. See Huffman facts infra.
- 39. Huffman v. ADP, Fidelity et al, W.D. of Missouri Case No. 05-CV-01205 was not disr
- 4) Substantial likelihood plaintiff will eventually prevail on the merits
- 40. The plaintiff 's racketeering allegations, False Claims Act conduct and identification of the plaintiff of the plaintiff

Selling v. RadfordFactor # 1

The lack of Due Process in the Disbarment

- 41. The first ethics complaint was filed during the briefing schedule to appeal David Mart Complaint againstLandrith
- 42. The second ethics complaint was a direct effort to obstruct justice and defeat the vin-
- 43. The Kansas State Disciplinary Office of Stanton Hazlett opened Case No. DA9076 o complaint on its face was a secret attempt to conspire against Bolden's rights and take h
- 44. The complaint reveals the hidden civil rights conspiracy under the color of state law I Topeka by its agent Sherri Price, the Assistant City Attorney is for Landrith's filing the co

- Chief Judge Kathryn H. Vratil have knowledge of the extortion by Kansas State officials
- 45. Landrith answered the complaint giving notice of the unlawfulness of the investigatio
- 46. The Kansas State Disciplinary Administrator Stanton A. Hazlett's ethics prosecution before District Judge Kathryn H. Vratil, necessitating Landrith's filing in Kansas District c
- 47. The Kansas State Disciplinary Office caused Landrith to be suspended the week price Bolden's cause had been scheduled for oral argument in the Tenth Circuit U.S. Court of
- 48. This State of Kansas action was taken despite evidence of the hardship upon Landri disciplinary complaint.
- 49. The suspension had the foreseeable and intended effect of preventing Landrith from
- 50. The briefing schedule of the Tenth Circuit for James Bolden's appeal had been previpreparation. Seeexhibit 13 W.D. of Missouri RICO complaint.
- 51. The defendant KDC had knowledge through Hon. Judge Carlos Murguia and the def Process:
- "10. I attended the pre trial order conference of the Kansas Disciplinary Administrator be Grisell. Stanton Hazlett admitted to the panel that the secret probable cause hearing had transcripts refuting each evidentiary point raised by the adoption attorney seeking to term Landrith by stating here was no evidence behind the appeal."

# Lipari affidavit ¶ 10 See exhibit 1

- 52. The panel had to obstruct justice and prevent evidence and testimony supporting the kidnapping and sale of David Martin Price's infant son:
- "11. Randall D. Grisell and the panel ruled that Mr. Landrith would not be able to present justice documented in the case and including opposing counsel were being ignored. Stralitigations. Randall D. Grisell also ruled that the substantial family interest of Stanton Haz Pierron, Jr. held a position on the board of directors of a private \$40 million dollar commedismissal and reinvestigation of the complaint. Judge G. Joeseph Pierron, Jr. had refuse and the failure of the Kansas Social and Rehabilitation Services to ensure compliance w

Lipari affidavit ¶ 11 Seeexhibit 1

53. The panel of Kansas Attorney Board members Sally H. Harris, Michael K. Schmitt ar evidence that could support the disbarment Stanton Hazlett sought:

"At the conclusion of Mr. Landrith's ethics trial, Sally H. Harris, Michael K. Schmitt and R Stanton Hazlett then argued that the only possible punishment was disbarment."

Lipari affidavit ¶ 16 Seeexhibit 1

Selling v. RadfordFactor # 2

Substantial infirmity in the proof of lack of character

- 54. Kansas Attorney Discipline Administrator supervised the Kansas Attorney Discipline false report and recommendation of disbarment which was sent through the U.S. mail to Schmitt. See exhibit 14Landrith Discipline Appeal Opening Brief.
- 55. On April1 14th, 2005, the Kansas Disciplinary Administrator filed in the Kansas Supr
- 56. Landrith was still representing James Bolden before the Tenth Circuit, appealing the §1981 no longer provides rights enforceable under 42 § 1983.
- 57. On Wednesday, April 20 th, 2005 the Federal Bureau of Investigation raided

Topeka City Homes, Inc., described on the fourth page of the second amended Bolden f

- 58. The April 21st and 22nd, 2005 Topeka Capital Journal article described the agency's
- 59. Randall D. Grisell, Sally Harris, and Michael Schmitt. See exhibit 14 Landrith Discipli
- 60. Randall D. Grisell, Sally Harris and Michael Schmitt fraudulently signed the report ar cite to the record in David Martin Price's appeal brief.
- 61. Bret D. Landrith's Adoption Appeal opening brief alone made sixty seven citations to
- 62. Randall D. Grisell, Sally Harris and Michael Schmitt fraudulently signed the report an charged Landrith for untruthfulness in failing to support with a basis in fact and that the kat pags. 49, 50.
- 63. Randall D. Grisell, Sally Harris, and Michael Schmitt signed the materially false repo Supreme Court.
- 64. During the appeal pre-hearing motion process, Landrith observed that none of the ac

Rehabilitation Services ("SRS") had been complied with.

- 65. Bret D. Landrith observed that Interstate Compact ("ICPC") adoption records had be See exhibit 16 ICPC
- 66. The defects were documented in the evidentiary SCDC record on appeal at Exb. Pg.
- 67. Judge Pierron, despite filing the prejudicial first ethics complaint against Landrith and Kansas Supreme Court Web Site at the URL http://www.kscourts.org/ctapp/gjp\_coaj.htm
- "Judge Pierron has served as President of the Kansas Committee for the Prevention of C Kansas Court of Appeals Home Page.
- 68. The appellate opinion inaccurately stated that Landrith sought only SRS records the client David Martin Price had been denied access to. See exhibit 17 Landrith's Petition for
- 69. Despite this new issue giving the respondent an appeal by right under K.S.A. 60-210
- 70. On July 8th, 2005, the City of Topeka's first African American Judge, Municipal Courafter she had ruled in favor of David Martin Price, Landrith's client and chief witness for Judge after she had ruled in favor of David Martin Price, Landrith's client and chief witness for Judge after she had ruled in favor of David Martin Price, Landrith's client and chief witness for Judge after she had ruled in favor of David Martin Price, Landrith's client and chief witness for Judge after she had ruled in favor of David Martin Price, Landrith's client and chief witness for Judge after she had ruled in favor of David Martin Price, Landrith's client and chief witness for Judge after she had ruled in favor of David Martin Price, Landrith's client and chief witness for Judge after she had ruled in favor of David Martin Price, Landrith's client and chief witness for Judge after she had ruled in favor of David Martin Price, Landrith's client and chief witness for Judge after she had ruled in favor of David Martin Price, Landrith's client and chief witness for Judge after she had ruled in favor of David Martin Price, Landrith's client and chief witness for Judge after she had ruled in favor of David Martin Price, Landrith's client and chief witness for Judge after she had ruled in favor of David Martin Price after she had ruled after she h
- 71. Hon. Judge Deborah Purce stated that the City of Topeka was retaliating against her

"People have told me that Ebberts was under pressure from the police department beca weighed evidence in favor of the accused more than Ebberts and police would have like

"Ex-judge sees race as issue" Topeka Capital Journal July 17, 2005. exhibit 19

Selling v. RadfordFactor # 3

Grave reasons disbarment was inconsistent with "principles of right and justice"

- 72. The disbarment of Landrith is part of a continuing oppression of his African American testimony against the theft of Housing and Urban Development funds.
- 73. David Martin Price spoke at the annual meeting of the Kansas Agricultural and

Territorial Society ("KTAS") about the failure of then Kansas Republican Attorney General petition for a state grand jury to investigate Phil Kline's role in protecting the criminal consupermarket." See exhibit 20 Williams email.

- 74. The day after David Martin Price spoke at the KTAS meeting, Deputy Kansas Attorne Price.
- 75. The State of Kansas Attorney General, filed on April 27, 2006, an original action in quantum Supreme Court to enjoin David Martin Price, Rosemary Price and Janice Lynn K 389-90, 172 P.2d 561 (2007).
- 76. Former US Mediation Services Commissioner Sidney J. Perceful and Dustin Sherwo practice law again.
- 77. Sidney J. Perceful and Dustin Sherwood visited reciprocal disbarment of Bret D. Lan
- 78. Sydney J. Perceful is the witness to the \$39,000,000.00 bribery fund described in the
- 79. Hon. Judge Dean Whipple stated he was not aware of any WD of MO reciprocal disk

Lipari v. GE et al; Case no. 07-0849-CV-W-FJG Reply Suggestion To

Defendant Schlozman's Opposition Suggestion Opposing Rule 59 Relief.

http://www.medicalsupplychain.com/pdf/Lipari%20Rule%2059(e)%20Reply%20

Suggestion%20.pdf

- 80. Hon. Sam A. Crow ordered a remand of the State of Kansas Supreme Court action a Kansas, vs. David Martin Price Case No. 09-4088-SAC.
- 81. Despite efforts of State of Kansas officials to disrupt the appeal by suspending Lander personnel refusing to delay the transfer of the record on appeal for transcripts until an or Bolden v. City of Topeka. 441 F.3d 1129 (10th Cir. 2006) reinvigorated 42 USC Sec. 198 F.3d 1129 (10th Cir. 2006).
- 82. The decision has been favorably cited by the Sixth Circuit in Coles v. Granville Case
- 83. The State of Kansas continues to pursue Bolden's witness and Landrith's former clie court intervention.
- 84. The State of Kansas Attorney Disciplinary Administrator Stanton A. Hazlett can be he with Landrith's client David Martin Price and the First Amendment protected conduct of Fhttp://judicial.kscourts.org:7780/Archive/2005%20court%20hearings/Oct/94,333.mp3

- 85. The state appellate judge, Hon. Lee A. Johnson signed the bench warrant to arrest Eclearly established law that the state court lost jurisdiction during the pendency of the remaining the pendency of the pendency of the remaining the pendency of the p
- 86. Any action taken in state court after a written notice of removal and before remand is
- 87. Pursuant to § 1446, "it has been uniformly held that the state court loses all jurisdiction Resolution Trust Corp. v. Bayside Developers, 43 F.3d 1230, 1239(9th Cir. 1994); Moore (4th Cir. 1971). "Any further proceedings in the state court in the removed action, unless v. Montgomery Ward and Co., 207 F.Supp. 161 (S.D.Texas 1962).
- 88. Kansas Attorney General Steve Six and Hon. Lee A. Johnson are both responsible for appeals immediately and automatically upon the filing of a notice of appeal. Marrese vol. S. 56, 58 (1982); WRIGHT, MILLER & COOPER, FEDERAL PRACTICE AND PROCE
- 89. Hon. Lee A. Johnson was the same judge that repeatedly issued orders denying Lar Baby C, Kansas State Court of Appeals Case No. 03 90035 A.
- 90. David Martin Price's Baby C was kidnapped under fraud and sold to a couple in the
- 91. Price was never given access to the adoption case which unlawfully preceded the te records to defend against termination under Kansas controlling precedent in Nunn v. Mo records used to terminate parental rights.
- 92. The Hon. Lee A. Johnson initiated the disbarment of Landrith for seeking these recorded rederal Indian Child Welfare Act.
- 93. Bret D. Landrith's appellate argument has now been adopted by the Kansas Suprem
- 94. The State of Kansas also continues to pursue the process server in the federal litigate proceeding in over 7 years of retaliation. See State of Kansas, Dept. of CSE v Janice Ly
- 95. After disbarment in 2005, Landrith has been prevented repeatedly from obtaining em
- 96. This is despite the fact Landrith moved to flee the persecution and became a citizen
- 97. The State of Kansas Office of Attorney Discipline acting through its state officials has during a failed scheme to entrap Landrith in a temporary clerical assignment with State of State of
- 98. See Lipari v. GE et al. W.D. of MO Case no. 07-0849-CV-W-FJG Racketeering Act N 12-07-07 at pages 54-56

- http://www.medicalsupplychain.com/pdf/Lipari%20v%20GE%20et%20al%20Federal.pdf
- 99. In the set up by Rex A. Sharp and his associate Isaac L. Diel, Landrith attempted to employment service. See exhibits 21 and 22
- 100. Landrith had substantially depended on the fraudulent employment opportunity he hexhibit 23
- 101. While the continuing retaliation against Landrith's former client David Martin Price is actively extorting prospective legal representation of Price in Kansas State court by pr
- 102. See Lipari v. Novation LLC, Mo 16th Cir. Case 0816-04217, Proposed Third Proposed Registration and Disciplinary Commission conduct to prevent the Kansas licensed attorney W.D. of Missouri federal bankruptcy court and of an earlier attempt by the same attorney
- 103. David Martin Price in his sworn petition to obtain prospective injunctive relief against Price v. Hon. Judge Kathryn H. Vratil, KS Dist. Case No. 09-2198-CV-FJG describes the Discipline Office because the Kansas SRS Attorney Matt Boddington had written a letter become an attorney.
- 104. The David Martin Price petition states that the State of Kansas officials took this action protect Huffman's daughter from physical abuse.
- 105. The abuse was reported by the State of Kansas' leading Pediatrician when the child
- 106. The Kansas Attorney Discipline Administrator Stanton Hazlett testified that Donna I appealed a State of Kansas Agency decision.
- 107. The Kansas Attorney Discipline Administrator Stanton Hazlett had similarly recommended and appealed the decision of the trial court so had therefore acted in violation of
- 108. The Kansas Attorney Discipline Prosecutor Gail B. Larkin investigated Donna Huffn Landrith represent her in a securities lawsuit Huffman v. ADP, Fidelity et al, W.D. of Missouri.
- 109. The Kansas Attorney Discipline Prosecutor Gail B. Larkin argued Donna Huffman v Fidelity et al, W.D. of Missouri Case No. 05-CV-01205 before Landrith was reciprocally of the Company of the Company
- 110. The lawsuit Huffman v. ADP, Fidelity et al, W.D. of Missouri Case No. 05-CV-01205

Attorney General's class action against the Kansas City Missouri Bloch family controlled

- 111. The lawsuit's claims detailed the antitrust laws applicability to restraints of trade in table Appeals for the Second Circuit repudiation of implied securities antitrust immunity in Billi
- 112. The Huffman v. ADP, Fidelity action is available on Stanford Law School's class actidentified Landrith's petition as a model complaint and an article about the case is availahttp://securities.stanford.edu/1035/ADP05\_01
- 113. The petition itself as drafted by Bret D. Landrith is available on the Stanford University http://securities.stanford.edu/1035/ADP05 01/20051129 f01c Huffman.pdf
- 114. The plaintiff Donna Huffman was forced to continue on pro se given the inability of securities attorneys to continue pro se based on the sound
- 115. Donna Huffman did not seek class action status because she was unable to obtain without disclosure from their mutual fund based retirement savings and had received throwere in fact underperforming similarly named copies of Fidelity's popular performing mutual fundaments.
- 116. After the complaint was filed detailing the funds Fidelity distributed through ADP with
- 117. Landrith was denied an opportunity to sit for bar in Israel by Israel Bar. See exhibit
- 118. Landrith denied opportunity to represent Shelia Mannix in a public corruption RICO
- 119. Landrith denied opportunity to represent Shelia Mannix in a public corruption RICO
- 120. On November 13, 2009 The Kansas Supreme Court ruled that Donna Huffman had Discipline Office and the Arguments of Kansas Attorney Discipline Prosecutor Gail Larki
- 121. On November 19, 2009, the Kansas Supreme Court corrected the perception of Ka from having legal counsel in two KDC Habeas Corpus actions in violation of the Sixth Ar
- 122. The KDC has knowledge though Magistrate James P. O'Hara of the bad faith of the Kansas for serving process in the federal action Landrith v. Hazlett (see exhibit 28) and
- 123. The KDC has knowledge though Magistrate James P. O'Hara that the State of Kan service of process. See King v. KBA.
- 124. The KDC has knowledge though Magistrate James P. O'Hara of the bad faith of the

- through an unlawful SCDS court and a second concurrent judge proceeding without juris
- 125. The KDC has knowledge though Magistrate James P. O'Hara that Frank Kirtdoll an recused for bias in the Kansas District Court case Kirtdoll v. City of Topeka where Frank
- 126. The KDC has knowledge though Magistrate O'Hara that Magistrate O'Hara while un Kirtdoll the pro se Civil Rights plaintiff. See exhibit 29
- 127. Frank Kirtdoll had made an affidavit in James Bolden's case as a witness to the assistant city attorney Sherri Price's threat to criminally prosecute Fred Sanders a minority Topeka business man for land use violations if he testified against the City of Tokirtdoll Affidavit.
- 128. The affidavit stated Sherri Price came on to Fred Sanders property with two
  City of Topeka police cars and a code compliance officer to perform an inspection knowi
  The KDC has knowledge though Magistrate Judge Gerald L. Rushfelt
- 129. that the replacement attorney Dennis Hawver in Cremeen et al v. Schaefer et al04-
- 130. Magistrate Judge Gerald L. Rushfelt threatened to sanction Hawver because Rex A before a finding of Strayer's guilt in the Arizona real estate development RICO Enterprise
- 131. The KDC has knowledge though Hon. Judge Carlos Murguia that Hon. Judge Carlo attorney if MSC v. Neoforma was continued in anyway.
- 132. The KDC has knowledge though Hon. Judge Carlos Murguia that Hon. Judge Carlo and that controlling US Supreme Court law permitted MSC to seek damages for injury the
- 133. The KDC has knowledge through Hon. Judge Carlos Murguia that the MSC complactions through disbarment of Samuel K. Lipari's counsel Bret D. Landrith. See exhibit 33
- 134. The appeal was ordered to be briefed revealing Landrith had met the pleading requappeal was dismissed for being one day late.
- 135. The KDC has knowledge though Hon. Judge Carlos Murguia that MSC's replacement 34
- 136. Austin K. Vincent committed fraud by omission in hearings where Baby C's natural

- the SCDC and the ICPC was not submitted until after being repeatedly requested in the
- 137. The Shawnee County District Court ("SCDC") withheld adoption evidence from Davappeal brief exhibit 37
- 138. SCDC transported Baby C to the state of Colorado without a child in need of care d
- 139. The SCDC appointed Attorney was unable to get the infant returned to its natural fa
- 140. The parental rights of David Martin were terminated by the SCDC because Price was adoption appeal brief exhibit 39
- 141. Adoption brief ICPC did not surface until the adoption attorney Austin K. Vincent pro
- 142. The ICPC has facial irregularities related to information provided by Austin K. Vince when they in fact lived in the State of Kansas. See Landrith's adoption appeal brief exhibitions.
- 143. Austin K. Vincent had participated in defending a contemporary adoption where the irregularities falsely misrepresenting the adoptive parents as residing in the State of Kan
- 144. The court in Bolden v. City of Topekadetermined that a natural father such as David even in federal court. See Bolden Order Bolden v. City of Topeka Kansas 441 F3d 1129
- 145. The Kansas Disciplinary Administrator Stanton Hazlett regularly used ex parte com cases by the Kansas Supreme Court without knowledge of the respondent attorneys or the cases by the Kansas Supreme Court without knowledge of the respondent attorneys or the cases by the Kansas Supreme Court without knowledge of the respondent attorneys or the cases by the Kansas Supreme Court without knowledge of the respondent attorneys or the cases by the Kansas Supreme Court without knowledge of the respondent attorneys or the cases by the Kansas Supreme Court without knowledge of the respondent attorneys or the cases by the Kansas Supreme Court without knowledge of the respondent attorneys or the cases by the Kansas Supreme Court without knowledge of the respondent attorneys or the cases by the Cansas Supreme Court without knowledge of the respondent attorneys or the cases by the Cansas Supreme Court without knowledge of the respondent attorneys or the cases of the cases of the case Supreme Court without knowledge of the case Supreme Court with the case Suprem
- 146. This shocking practice of holding proceedings without even the semblance of Due I year suspension in Kansas Supreme Court discipline case In re Vanderbiltcase no. 93, 3 April 22, 2005 by the Kansas Supreme Court. See In the Matter of Vanderbilt docket. ex
- 147. Jimmie A. Vanderbilt and his attorney John J. Ambrosio found out the Kansas Supr Walczak called Vanderbilt after the lecture.
- 148. The opinion issued later was exactly as Alexander M. Walczak had described durin
- 149. Jimmy Vanderbilt was reinstated on 24-JUL-07 even though he had met almost nor
- 150. Jimmy Vanderbilt was used by the Kansas Attorney Discipline Office to obstruct just Minor Child, By And Through Donna Huffman, v. State Of Kansas Department Of Social the Civil Rights Office of the USDOJ. See KS Appeals Ct Appearance Docket. exhibit 46

- 151. Kansas Attorney Discipline Office Prosecutor Gail B. Larkin required Donna Huffman Right to Redress to protect her daughter from the most extreme and documented abuse
- 152. The Kansas attorney Craig Collins then took over for Vanderbilt but still continued to
- 153. The Kansas Deputy Attorney General Angela Wilson that sought the Kansas Supreabsence of jurisdiction and during a pending appeal of the suspended remand order was hearing through ex parte communication with the court.
- 154. The KDC has knowledge through Magistrate David S. Waxse that the KDC electror support of the pre trial conference submitted by Landrith in the pre trial plan in MSC v. U
- 155. The KDC has knowledge through Magistrate David S. Waxse that Landrith was mo conference form because Magistrate David S. Waxse's form added requirements that we conference. http://www.medicalsupplychain.com/pdf/Suggart%20Thompson%20Kilroy%
- 156. The KDC has knowledge through Magistrate David S. Waxse that Magistrate Jame disputed case management order that MSC action would be dismissed by Hon. Judge C
- 157. The defendants Hon. Judge Katheryn Vratil and the KDC have knowledge and recoback David Martin Price's removal case.
- 158. The defendants Hon. Judge Katheryn Vratil and the KDC chose the judge in their of Missouri, a court in the Eighth Circuit, not the Tenth Circuit.
- 159. Chief Judge Hon. Fernando J. Gaitan, Jr. had previously ruled contrary to a unanimed Price was identified as a witness to the racketeering and the Western District of Missour Lynch v Seyfarth Shaw et al. Case no. 06-0316-CV-W- SOW before the US Attorney or
- 160. Bush Administration presidential political advisor Karl Rove installed an interim US
- 161. Schlozman was attempting to hire Assistant US Attorneys on the basis of their polit
- 162. This misconduct has been reported by the US Department of Justice Inspector Ger criminal prosecution.
- 163. Mostly African American Democrats were targeted in the W.D. of Missouri for politic
- 164. Bonnie Sue Lawson, the Public Administrator of Kansas City; Rev. Saundra Mc Factor of Lackson County Legislature; and Bill Waris were targeted.

- 165. The Jackson County Executive; Kathryn Shields, also a Jackson County commission former mayor and current Congressman Emanuel Cleaver were all targeted as part of Kanad other key electoral states to ensure President George W. Bush's reelection in a way
- 166. Bonnie Sue Lawson; Rev. Saundra Mc Fadden; Robert Young; Carl W. Bussey; Bil Missouri Democratic Party and their potential to obtain higher elected office as democrat
- 167. In addition to being prosecuted by Republican Party loyal Assistant US Attorneys, rassignment protocols.
- 168. Extrinsic fraud was also used to procure plea bargains. Rev. Mc Fadden's attorney
- 169. A documentary on the targeting of the 600 Democrat office holders that appears to Hollywood director John McTiernan (Die Hard, Predator, The Hunt for Red October) of we political prosecutions.org and can be viewed online at http://video.google.com/googleplay
- 170. The KDC has knowledge though Hon. Judge Hon. Fernando J. Gaitan, Jr. of the de
- 171. The KDC has knowledge though Hon. Judge Carlos Murguia and Hon. Judge Wesl Supreme Court and Kansas Attorney General Steve Six against Landrith's former client exclusive jurisdiction of the Tenth Circuit.
- 172. A petition to members of the Kansas legislature is now circulating stating "David Ma August 11, 2009 was ordered by the Supreme Court of Kansas for his failure to appear to Attorneys rule 5.5."
- 173. The petition states "We the People are fully aware that Prisoner David Martin Price, attorneys do not apply to non-lawyers as written."
- 174. The petition states "We the People are aware that there is no law to which Prisoner the People Petition exhibit 48
- 175. On November 19, 2009 the Kansas Supreme Court appointed the attorney Richard

MEMORANDUM OF LAW

The plaintiff was not a party to either the State of Kansas disbarment of Landrith or the r

I. Plaintiff's Proposed Injunctive Relief

#### Not Subject To Claim Or Issue Preclusion

Under Ruple v. City of Vermillion, 714 F.2d 860, 862 (8th Cir. 1983) there is no privity of

Landrith was denied a hearing in Kansas District Court and no discovery was permitted. disbarment of Landrith because under the current controlling law in a unanimous US Su that everyone should have his own day in court." Taylor v. Sturgell 553 U.S. (2008)

#### II. Preventing Landrith from Representing the

Plaintiff Violates Selling v. Radford, 243 U.S. 46

The Kansas District Court cannot prevent Landrith from representing the plaintiff because the United States Supreme Court cases Drew v. Tidwell Case no. 01-6900, and Selling

"The Supreme Court has identified three circumstances in which a federal court should reprocedure, (2) substantial infirmity in the proof of lack of private and professional charace "principles of right and justice." Selling v. Radford, 243 U.S. 46, 50-51, 37 S.Ct. 377, 61

Drew v. Tidwell, Case no. 01-6900 at ¶9 (USSC 2002).

The plaintiff is entitled to judgment to enjoin the Kansas District Court and or its Chief Ju of the uncontrovertable facts to the Selling v. Radfordelements:

(1) absence of due process in the state procedure

The defendants Hon. Chief Judge Kathryn H. Vratil and the Kansas District Court know to Vratil and Kansas District Court Magistrate Hon. James P. O'Hara directly participated in

a. The Extrinsic Fraud on the State of Kansas Supreme Court

by Kansas District Court Magistrate Hon. James P. O'Hara

The Kansas District Court Magistrate Hon. James P. O'Hara in his role as a testifying with Supreme Court when Hon. James P. O'Hara falsely testified on the stand and also testify Inc. litigation where the law firm Hon. James P. O'Hara had an interest in.

Hon. James P. O'Hara refused to admit his criticism of Bret D. Landrith's legal competer Kay McFarland in Price et al v. McFarland et al Dist. Of Kansas Case No. 04-cv-04058-Fexcerpt from state disbarment evidentiary hearing sworn testimony of Hon. James P. O'I

The Kansas District Court Magistrate Hon. James P. O'Hara committed this conduct in h

The Kansas District Court Magistrate Hon. James P. O'Hara participated in the extrinsic incompetent and should be disbarred because of a pretrial order written by Magistrate H Landrith had been sanctioned in the Bolden case for his incompetence. See exhibit 52

The pre trial hearing on which the Kansas District Court Magistrate Hon. James P. O'Ha James Bolden's racial discrimination civil rights claims, (Bolden's five previous attorneys colorable).

The official court audio recording shows Kansas District Court Magistrate Hon. James P. hearing and almost no time with Sherri Price the only attorney present for the City of Top

Topeka City Attorney Sherri Price testified falsely that Landrith had been sanctioned for Price. See exhibit 53

Kansas District Court Magistrate Hon. James P. O'Hara was a managing partner at Shugstandards in the litigation that Hon. James P. O'Hara had falsely faulted Landrith (See expense)

for and even missed the Tenth Circuit brief deadline with the attorney Hon. James P. O'l

Andrew DeMarea failed to file a reply brief in the interlocutory appeal for the US

Bancorp appellees.

The Tenth Circuit court clerk called him two days later to remind him and urged him to file for an extension one day beyond the date the brief was due and seven days beyond the deadline for a motion for extension of time under 10th Cir. R. 27.4(F). Atch(7)

Kansas District Court Magistrate Hon. James P. O'Hara was reversed in part on his rulin

The trial court was then overturned on the basis of Landrith's appellate brief to the Tenth dismissal of federal civil rights claims after Bret Landrith is disbarred.)

b. The Extrinsic Fraud on the State of Kansas Supreme Court

by Kansas District Court Chief Judge Hon. Judge Kathryn H. Vratil

The Kansas District Court Judge Hon. Carlos Murguia knows that the records of the Kansas Committed extrinsic fraud on the Kansas State Supreme Court by wire when she appear Landrith's disbarment oral hearing was called. See exhibit 55 Lipari v. US BankComplain

The official Kansas Supreme Court audio recording of hearing shows that the panel hea hostile to his work as an attorney even though incorrectly stated that Landrith had never received by the court.

The audio is on the Kansas Supreme Court web site:

http://judicial.kscourts.org:7780/Archive/2005%20court%20hearings/Oct/94,333.mp3

The ex parte information clearly can be concluded was extremely prejudicial because La And Ryan Montoy, et al., v.State Of Kansas, et al. KS Case no. 91,915 ruling partially in <a href="http://www.kscourts.org/Cases-and-Opinions/opinions/supct/2005/20050103/91915.htm">http://www.kscourts.org/Cases-and-Opinions/opinions/supct/2005/20050103/91915.htm</a>

Landrith had not orally argued the cause because the preparation for what is now known Disciplinary Attorney Gail B. Larkin supra)

The Kansas District Court was subjected to efforts of State of Kansas officials to disrupt schedule and through Kansas District Court personnel refusing to delay the transfer of the Tenth Circuit Court of Appeals Decision Bolden v. City of Topeka. 441 F.3d 1129 (10)

The Kansas District Court Judge Hon. Carlos Murguia knows that State of Kansas official through fraud to retaliate for Price's willingness to testify against the Housing and Urban

"294. Kansas Attorney General Paul Morrison met with David Martin Price and his attorn Mayor Joan Wagnon (later campaign treasurer for Governor Kathleen Sebelius and curr

the Kansas Department of Revenue).

- 295. The petitioner's attorney Bret D. Landrith had represented David Martin Price pro b
- 296. David Martin Price (like Mark Hunt) was a crucial witness to the City of Topeka's the Topeka, brought by the petitioner's attorney Bret D. Landrith.
- 297. Kansas Attorney General Paul Morrison before was shocked that the career staff of concluding the child had been unlawfully taken."

MSC v. Neoforma et al KS District Court Case Notice of Concurrent State Litigation Lipa

The Kansas Supreme Court has suffered from the misrepresentation of controlling law b Martin Price.

Hon. Judge Julie Robinson Kansas ex rel. Kline v. Price, 2006 WL 2795492, at \*1 (D. Katreatment of the first removal by David Martin Price and his co-defendants.

InState Of Kansas, ex rel. Stephen N. Six, Attorney. General of Kansas, vs. David Martin decision despite clearly established Tenth Circuit authority that Price could remove the a Oklahoma v. Hoover, 150 F.3d 1163 (C.A.10 (Okla.), 1998)

Despite the notice that the defendant Hon. Chief Judge Kathryn H. Vratil committed extri Chief Judge Kathryn H. Vratil did not recuse herself from being the trier of fact in Bolden

(2) substantial infirmity in the proof

of lack of private and professional character

The ethics tribunal refused to let Frank Kirtdoll an African American who had lost proper made an affidavit in James Bolden's case as a witness to the assistant city attorney She testified against the city in the Racial Discrimination requires Clear and Convincing evidence.

Stanton Hazlett witheld the affidavits of African Americans discriminated against and reta asserting rights in Shawnee District court in order to obtain fraudulent probable cause in

The Kirtdoll affidavit stated Sherri Price came on to Fred Sanders property with two police. This is of course the threat of criminal prosecution that is a violation of Kansas ethics in the same of the course the threat of criminal prosecution that is a violation of Kansas ethics in the course th

The tribunal also refused to let Fred Sanders testify who was prevented from

taking office as elected president of the Monroe Neighborhood Improvement Association had happened to federal funds the city claimed had been spent in the neighborhood. The

When Landrith answered the charges against him and attempted to put on evidence he prevented by the panel from presenting evidence about the parental rights termination was Transcript excerpt.

The Kansas State Court officials in error and bias accused Landrith of an ethical violation as the political speech of David Martin Price and his fellow organizers of referendum can suggesting non judge Shawnee Court personnel in a district where all but one of the judge and denied him access to records in his own case. Landrith clearly identified that he had

speech to Landrith, the court contradicted KRPC Rule 1.2 (b) which provides that a lawy moral views or activities."

Kansas Attorney Discipline Administrator Stanton Hazlett and Steve Phillips make false filing a motion entitled "Motion for Summary Disposition due to Mootness" on February 3 the conclusion of the hearing, the disciplinary panel was unlikely to recommend Landrith Landrith was to be recommended for discipline, something Stanton Hazlett witnessed are briefing scheduled caused by Stanton Hazlett and Steve Phillips' extrinsic fraud on the Tandrith's case (the rule that a federal court could lose jurnal unlawful). Landrith had the clear right to enjoin the prosecution of Hazlett's enforcement of Law Examiners (6th Cir., 2003) The clear and repeated error of Kansas state officals is Phillips' fraud. Stanton Hazlett and Steve Phillips violated KRPC 3.3(a)(1) by knowingly in the prosecution of the prosecution of Hazlett and Steve Phillips violated KRPC 3.3(a)(1) by knowingly in the prosecution of Hazlett and Steve Phillips violated KRPC 3.3(a)(1) by knowingly in the prosecution of the prosecuti

More importantly the Kansas Supreme Court has ruled in violation of Landrith's right to findividuals have "a right to associate for the purpose of engaging in those activities prote Roberts v. United States Jaycees, 468 U.S. 609, 618, 104 S.Ct. 3244, 82 L.Ed.2d 462 (1) political advocacy for the election of judges as any basis for preventing Landrith from reg

#### Bias Against Landrith For David Martin Price's Political Speech

The Kansas officials' error of fact over the cited answer by Landrith to the initial complain examine the record in its entirety for unlawful encroachment indicates ample bias. For the constitutional law leads to the court's participation in a Judicial Council preparing a substantial law leads to the selection process for judges resulting from"...Kansas Surulings prompted some lawmakers to propose measures that would limit the court and relandrith's case, Hon. Justice Donald L. Allegrucci chaired the Judicial Council, but did not 2005.

The state officials' error in basing Landrith's disbarment on the political speech of David each of the several times it considered and rejected a bill to allow the substitution of Own Constitution. The bills were rejected because of the increased problems with violent crim

In Shawnee County where the practice has been permitted by ministerial order of the county 1998), Topeka has been among the highest violent crime per capita small cities in the national of report Topeka crime rate ranked worst for small metro areas" March 14, 2004, "The deducing Shawnee bond period from mid 1980's until a decline from the effect of Maj. Walt

This court is unlawfully preventing the plaintiff from obtaining the representation of an att conduct (an election) to improve justice by changing the selection of judges. The plaintiff Price, like James Bolden was exercising protected speech on behalf of minority citizens eviscerating 42 § USC 1981.

On its face, the disbarment order of the State of Kansas:

- a. unlawfully encroaches Landrith's Freedom of Speech and rights under 42 U.S.C. § 19 from the state's disciplinary prosecution;
- b. unlawfully encroaches Landrith's Freedom of Association by justifying the disbarment
- c. unlawfully encroaches Landrith's Freedom of Speech by justifying disbarment for factuc concluded. Landrith accurately reported these events and proffered evidence during the
- d. impermissibly denies Full Due Process required under the Fourteenth Amendment for advocacy on behalf of members of a protected class.
- e. erroneously adopts the pretext (unrefuted as required by McDonnell Douglas Corp. v. not have been a basis for competently establishing jurisdiction over the defendant contraction capacity is an action against the city. The Supreme Court has held that a suit brought against an officer is an agent." Kentucky v. Graham, 473 U.S. 159, 165, 105 S.Ct. 3099, 855, 98 S.Ct. 2018, 56 L.Ed.2d 611 (1978)). "As long as the government entity receives n suit against the entity." Id. at 166, 105 S.Ct. 3099.
- (3) "grave reason(s)" denying the Plaintiff the

representation of Landrith is inconsistent with "principles of right and justice"

James Bolden's federal filing merited hearing by a jury on civil rights claims and an apper District Court for Kansas takes away the plaintiff's right to have Landrith represent him be secessionist State of Kansas law for bringing 42 USC 1983 Civil Rights claims to a federal U.S. District Court for Kansas is participating in the violation of the Supremacy Clause of and David Price's state and federal actions.

David Martin Price has currently lost his Liberty interest and is in the Shawnee County Jarepresentation he was entitled to under the Sixth Amendment told him they were preven WIBW Nov. 9, 2009 television interview http://www.wibw.com/localnews/headlines/6962

James L. Bolden had his property interest in restoring his home demolished by the City of without the court's disclosure that Hon. Chief Judge Kathryn H. Vratil had participated in panel hearing Landrith's disbarment.

The defendant, Hon. Chief Judge Kathryn H. Vratil did not remove herself over the confliction recusal requirement of 28 U.S.C. § 455 which reveals an impermissible bias.

The State of Kansas attempts to interfere with Landrith in the State of Missouri while he agency in violation of Sperry v. Florida ex rel. Florida Bar, 373 U.S. 379, 383 (1963).

III. The Plaintiff's Right To Representation

By A Qualified Attorney in Federal Court is Independent

From The Conduct of the State of Kansas in Disbarring Landrith for

Ethically Representing An African American and his American Indian Witness

Admission to practice law before a state's courts and admission to practice before the fe judicatures and the federal judiciary, have autonomous control over the conduct of their (1957). Thus, for example, "disbarment by federal courts does not automatically flow from admission to a federal court is predicated upon admission to the bar of the state court of admitted into a federal court by way of a state court, he is not automatically sent out of the state admission -- such

as a shift in domicile -- is "wholly negligible " on the right to practice before a federal cou

The federal interest in the supremacy of the enforcement of 42 § USC 1981 rights through would be formally prosecuted over the allegations in DA889, the day Landrith called Mar

While Landrith is a member of the majority race, his advocacy on behalf of James Bolde enforcement of the law based on race or ethnicity. See Whren v. United States, 517 U.S 22230113 (10th Cir. September 29, 2003). the Tenth Circuit noted "Racially selective law application of criminal law to white and black persons was one of the central evils address

While the law of sufficiently stating a claim under the complex pleading requirements for Judicial Immunity for White-Collar Crime: The Ironic Demise of Civil RICO, 30 Harv. J. of that injured shareholders in the Bush Millman Lindner RICO Enterprise Enron Corporation court was holding plaintiffs to.

The U.S. District Court for Kansas' preventing of Landrith from representing the plaintiff plaintiff's First Amendment:

"the right of access to the courts has been described as "one aspect of the right to petition 609, 611, 30 L.Ed.2d 642 (1972)...a government agency may not constitutionally revoke v. Morgan, 874 F.2d 1310, 1314 (9th Cir.1989); Silver v. Cormier, 529 F.2d 161, 163 (10

Los Angeles County Bar Ass'n v. Eu, 979 F.2d 697 (C.A.9 (Cal.), 1992).

Access to courts does not only protect one's right to physically enter the courthouse halls U.S. 817, 822, 97 S.Ct. 1491, 1495, 52 L.Ed.2d 72 (1977). Therefore, if a party engages they have violated his right of access to the courts. Bell v. City of Milwaukee, 746 F.2d 1 plaintiffs' witnesses."). In Ryland v. Shapiro, 708 F.2d 967 (5th Cir.1983), the parents of murderer was a fellow prosecutor. The plaintiffs claimed that by concealing such facts for and thus "wrongfully interfer[ed] with their access to the state courts." Id. at 969-70. The prejudiced the plaintiff's chances of recovery in state court. Id. at 974.

Whereas for the above stated reasons, the plaintiff respectfully requests that the court g

Respectfully submitted,

S/ Stewart A. Webb

Stewart A. Webb

Pro se Federal Whistleblower

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Independence, MO. 64055

913-952-0846

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http://www.stewwebb.com

**CERTIFICATE OF SERVICE** 

I hereby certified I have served the above motion on opposing parties by filing the motion

I further certified I have served the Memorandum and exhibits by US Mail containing a line

http://sites.google.com/site/stewwebbvjudgevratil

to the following by depositing it in the US Mail with First Class postage affixed:

Eric Holder

Attorney General,

U.S. Department of Justice

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Fax (202) 514-0293 (202) 307-2572 (202) 307-2839 James C. Duff Director of the Administrative Office Administrative Office of the U.S. Courts One Columbus Circle NE Washington, D.C. 20544 Phone (202) 502-2600 S/ Stewart A. Webb Stewart A. Webb Pro se Federal Whistleblower Documents and evidence can be found by clicking on link below copying and pasting https://sites.google.com/site/stewwebbvjudgevratil/home □ Ċ 0001Plaintiff'sCorrectedMemoranduminSupportofSummaryJudgment.pdf View Download □ Ċ 001LipariAffidavitofLandrith,Johnson,PriceBolden.pdf View Download □ Ċ 002LipariProceduralHistoryLiparivUSBank.pdf View Download □ Ċ 003Pricewethepeoplepetition.pdf View Download □ Ċ 004MissouriChiefjusticeonendingpredeterminedcasesafterLipariappealsinAddresst

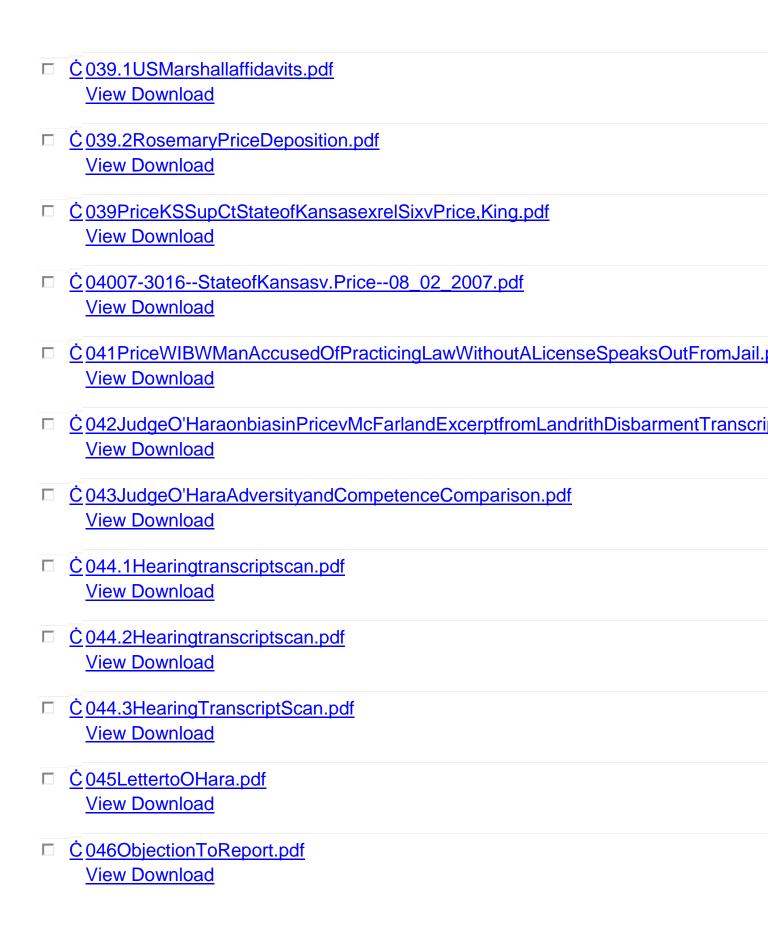
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Stew Webb Grand Jury Demand vs Bush Millman Clinton et al,

**Updated December 6, 2009** 

**September 14, 2009** 

http://www.stewwebb.com

time to arrest the bush clinton obama crime syndicate 102609.ht m

## FOR THE DISTRICT OF COLORADO

September 14, 2009 Case No: 95-Y-107

STEWART A. WEBB, )

And in behalf of )

**AMANDA MELIA WEBB (Amanda Millman))** 

Plaintiff's Daughter, )

And in behalf of )

THE PEOPLE OF THE UNITED STATES)

```
OF AMERICA)
And THE UNITED STATES OF AMERICA)
)
Plaintiffs, ) CRIMINAL DIVISION
) CASE Number: 95-Y-107
vs. )
)
KERRE SUE MILLMAN, et al. )
)
Defendants)
```

#### MOTION FOR TRANSFER OF GRAND JURY SITUS

COMES NOW on this 14<sup>th</sup> day of September 2009, the prosecuting witness Stewart A. Webb makes the following motion to transfer the situs of the Grand Jury to the Robert Dole US Court House in Kansas City, Kansas where:

1. The US Court of Appeals for the Tenth Circuit courtroom in the Robert Dole Courthouse in Kansas City, Kansas is convenient to witnesses the prosecuting witness Stewart A. Webb plans to call for the purpose of presenting eye-witness testimony and documentary evidence in support of bringing to justice the perpetrators of the

ongoing criminal scheme identified in the prosecuting witness Stewart A. Webb's request for a grand jury.

- 2. The Robert Dole Courthouse in Kansas City, Kansas is a situs and facility that is suitable for usage by the Jury.
- 3. The Kansas District Court is convenient to newly discovered witnesses to the ongoing Millman Syndicate securitization of fraudulent mortgages including witnesses to the affairs of the Kansas farmer Loring Nelson in Saline and Lincoln Counties of the State of Kansas that led to banks in Bennington and Tescott Kansas associated with what is now Alliance Bank in Topeka, Kansas participating in the securitization of fraudulent non performing mortgages that resulted in the collapse of the Bush Family savings and loan Silverado and that also precipitated the criminal conduct and extra judicial influence resulting in Obstruction of Justice in the United States Judicial Branch and Extortion of members of both houses of the US Congress described in the prosecuting witness's Stewart A. Webb's request for a grand jury and continues now in what recently has been described as racketeering schemes attributed in the popular press to Bernard L. Madoff, Sir Allen Stanford and A.I.G.

- 4. At the beginning of the time period covered by the Grand Jury request a Salina, Kansas Credit Union was found to have been participating in frauds against the interest of the US Treasury through a scheme with Silverado to rec-ollateralize nonperforming and fraudulent debt obligations and to exchange them with a Minnesota bank which would then launder the securities through a Manhattan, Kansas bank.
- 5. The Kansas District Court is also convenient to newly discovered witnesses to the ongoing Millman Syndicate securitization of fraudulent mortgages including witnesses to the affairs of the Kansas farmer Dwayne Melius and a landing strip at a Kansas hog farm being regularly used to import illegal narcotics as bribery funds to corrupt Kansas state officials and to frauds against the US Treasury in the systematic foreclosure of federal government guaranteed farm mortgages mandated by the Millman Syndicate's practice of securing two and three parallel fraudulent mortgages guaranteed by the federal government on the same farmer's property.
- 6. The Kansas District Court is also convenient to later discovered witnesses to the ongoing Millman Syndicate's bribery and extortion of

public officials including the prospective prosecuting witness Stewart Webb who has information and documentation on how the Millman Syndicate bribed and extorted public officials and unlawfully removed property and funds from Enron through previously concealed fraud that injured government employees and caused the loss of retirement funds invested in the corporation that can still be identified and recovered.

Respectfully submitted,

S/Stewart Anthony Webb
Stewart Anthony Webb
Prosecuting Witness
P.O. Box 3061
Independence, Missouri 64055
Email stewwebb@sierranv.net
Phone 913-952-0846

#### **CERTIFICATE OF SERVICE**

I have on this <u>14th</u> day of <u>September 2009</u> deposited in the US Mail postage paid a paper chambers copy of this motion to the following:

Hon. Senior Judge Richard P. Matsch Byron White Courthouse

**1823 Stout Street** 

**Denver, CO 80294** 

**S/Stewart Anthony Webb** 

**Stewart Anthony Webb** 

**Prosecuting Witness** 

\_\_\_\_\_

Mr. Timothy M. O'Brien

**Clerk Of Court** 

Robert J. Dole Courthouse

500 State Ave.

259 U.S. Courthouse

Kansas City, Kansas 66101

ksd\_clerks\_kansascity@ksd.uscourts.gov

**September 14, 2009** 

RE: US Grand Jury Proceeding *Webb v. Millman, et al.* Cr. Div. Case No. 95Y107

Dear Mr. O'Brien,

I am writing to inform you that I am seeking to change a Grand Jury situs from the US District Court for the District of Colorado to the Kansas District Court building at 500 State Avenue. This request is being made of Senior Colorado District Judge, Hon. Richard P. Matsch

I understand the Robert J. Dole Courthouse has a US Court of Appeals for the Tenth Circuit courtroom, which would facilitate the presentation of witnesses and evidence in the above captioned matter. I am planning to finish preparing the initial evidence by September  $22^{nd}$  and I anticipate that a little over three weeks will be required. I understand that some days might be blocked out as your courtroom is used for Tenth Circuit and Kansas State Appeals functions and I believe we will be able to accommodate the interruptions.

Please let me know of any changes in the courtrooms schedule or demands of your staff handling jury matters and I will attempt to adjust my plans accordingly. I will keep you informed so that you might know at the earliest moment when to empanel prospective grand jurors.

Sincerely,

#### **S/Stewart Anthony Webb**

**Stewart Anthony Webb** 

**Prosecuting Witness** 

P.O. Box 3061

Independence, Missouri 64055

Email stewwebb@sierranv.net

Phone 913-952-0846

**Appendix D** 

# UNITED STATES DISTRICT COURT DISTRICT OF COLORADO FACSIMILE COVER SHEET

Pursuant to D.C.COLO.LCivR 5.1, this cover sheet must be submitted with any facsimile filing. A pleading or paper not requiring a filing fee and no longer than ten pages, including all attachments, may be filed with the clerk by means of facsimile during a business day. Facsimiles received by the clerk 5:00 p.m. (Mountain Time) will be considered filed as of the next business day. Clerk's Office facsimile telephone number: 303-335-2714 1. Date of transmission: \_\_\_\_\_September 14, 2009 2. Name of attorney or pro se party making the

Facsimile number: \_\_\_\_\_ Telephone number: 913-952-0846

transmission: Stewart A. Webb

3. Case number, caption, and title of pleading or paper <u>Cr. Div. Case</u>
No. 95Y107
US Grand Jury Proceeding Webb v. Millman, et al.
MOTION FOR TRANSFER OF GRAND JURY SITUS
4. Number of pages being transmitted, including the facsimile cover
sheet: <u>5</u>
Instructions, if any:
(Rev. (12/08)
Hon. Senior Judge Richard P. Matsch
Byron White Courthouse
1823 Stout Street
Denver, CO 80294
September 14, 2009
RE: US Grand Jury Proceeding <i>Webb v. Millman, et al.</i> Cr. Div. Case No. 95Y107
Dear Judge Matsch,
I have studied the current USDOJ Grand Jury Manual and made arrangements for numerous present and former government officials

who are witnesses to the continuing Millman Criminal Enterprise misconduct described in my request for a Grand Jury to voluntarily testify at their own expense.

The continuing nature of the federal criminal violations and recent actions by the defendants ensure the indictable offenses would be within the statutes of limitations.

I anticipate having a detailed memorandum completed by September 22nd summarizing the companies, individuals, industries, frauds and transactions currently provable by testimony and documentary evidence showing the conduct continued within the limitations period of RICO (18 U.S.C. § 1961).

Please find the enclosed chambers copy of the Motion to Transfer Grand Jury Situs in the above captioned case.

Sincerely,

**Stewart Anthony Webb** 

**Prosecuting Witness** 

P.O. Box 3061

Independence, Missouri 64055

Email stewwebb@sierranv.net
Phone 913-952-0846
Clerk's Office
Alfred A. Arraj United States Courthouse,
Room A105
901 19th Street
Denver, Colorado 80294-3589
September 14, 2009
RE: US Grand Jury Proceeding Webb v. Millman, et al. Cr. Div. Case No. 95Y107
Dear Clerk of the Court,
Please find the enclosed Motion to Transfer Grand Jury Situs in the above captioned case. I have also included your required fax cover sheet form.

Sincerely,

#### **S/Stewart Anthony Webb**

**Stewart Anthony Webb** 

**Prosecuting Witness** 

P.O. Box 3061

Independence, Missouri 64055

Email stewwebb@sierranv.net

Phone 913-952-0846

**Clerk's Office** 

Alfred A. Arraj United States Courthouse,

**Room A105** 

**901 19th Street** 

Denver, Colorado 80294-3589

**September 14, 2009** 

RE: US Grand Jury Proceeding *Webb v. Millman, et al.* Cr. Div. Case No. 95Y107

**Dear Clerk of the Court,** 

Please find the enclosed Motion to Transfer Grand Jury Situs in the above captioned case. I have also included your required fax cover sheet form.

Sincerely,

#### S/Stewart Anthony Webb

**Stewart Anthony Webb** 

**Prosecuting Witness** 

P.O. Box 3061

Independence, Missouri 64055

Email stewwebb@sierranv.net

Phone 913-952-0846

Previous Grand Jury Filings Obstruction of Justice by Justice Department Officials, Judges and Denver U.S. Attorneys

http://www.stewwebb.com/Grand Jury Demand Aug 4 2004.html

http://www.stewwebb.com/95Y107-Pg1\_JPG.htm

http://www.stewwebb.com/95Y107-Payment.JPG

http://www.stewwebb.com/95Y107-Pg2\_JPG.htm

http://www.stewwebb.com/95Y107-Pg3\_JPG.htm

http://www.stewwebb.com/95Y107-Pg4\_JPG.htm

http://www.stewwebb.com/95Y107-Pg5\_JPG.htm

http://www.stewwebb.com/95Y107-Pg6\_JPG.htm

http://www.stewwebb.com/Grand Jury Motion To Present Sept 18, 2001 part 1 of 2.html

http://www.stewwebb.com/Grand Jury Motion To Present Sept\_ 18, 2001 part 1 of 2.html

http://www.stewwebb.com/Grand Jury Demand July 1 2003 .html

http://www.stewwebb.com/Grand Jury District Court July 6th stamp.jpg

http://www.stewwebb.com/Grand Jury Demand Aug 4 2004.html

http://www.stewwebb.com/Stew-BIO.html

http://www.stewwebb.com/Bush\_Millman\_Clinton\_Lindner\_Crime\_Fa mily Flow Chart1.

<u>html</u>

http://www.stewwebb.com/Letter\_to\_Amanda\_Millman\_Jan\_2004.htm

http://www.stewwebb.com/AmandaMillman.html

### WARNING Crimes against America

http://www.stewwebb.com/Secret Document June 1986 SW FBI Report
Millman.jpg

http://www.stewwebb.com/House of Rep HUD Stew Webb.jpg
http://www.stewwebb.com/Hud Phil Winn Guilty.jpg

## http://www.stewwebb.com/Stew IRS Application for Reward MDC Holdings Inc.jpg

http://www.stewwebb.com/Stew-IRS Len Millman Trusts.jpg

http://www.stewwebb.com/rush\_for\_gold\_how\_silverado\_operated.ht m

http://www.stewwebb.com/silverado\_neil\_bush\_by\_steve\_wilmsen.jp

http://www.stewwebb.com/Money Laundering B.C.C.I. The Dirtiest Bank of All.html

http://www.stewwebb.com/S&L-Bank Frauds Neil Bush Silverado Rush for Gold.html

http://www.stewwebb.com/Stew Webb Looking In All THE Wrong Places.html

http://www.stewwebb.com/Stew Time Magazine Checks.jpg

http://www.stewwebb.com/Washington-Webb1\_JPG.htm

http://www.stewwebb.com/Stew-FBI-Florida1.JPG

http://www.stewwebb.com/Stew-FBI-Florida2.JPG

http://www.stewwebb.com/Stew-FBI-Florida3.JPG

Charges dismissed after being held as an American Political Prisoner for 10 1/2 months because I was classified as a National Security

Threat for Exposing my ex in law Leonard Millman and his partner

George H. W. Bush theft from the United States Treasury

http://www.stewwebb.com/savings and loan whistleblower faces fe deral\_charges\_091692.gif

http://www.stewwebb.com/Secret Documents Order of Dismissal Aug 93 92 CR 356.jpg

## http://www.stewwebb.com/Stew Webb Psychological Evaluation Mentally Competent May 1993.jpg

#### http://www.stewwebb.com/Stew Webb TomValentine Letter to US Court.jpg

http://www.stewwebb.com/Stew Webb exposing Government Corruption.jpg

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http://www.stewwebb.com/95Y107-Pg1\_JPG.htm

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http://www.stewwebb.com/M&L Business Machines USAttorney Mike
Norton Partial Bribe.htm

http://www.stewwebb.com/Stew IRS Application on Mike Norton US
Attorney.jpg

http://www.stewwebb.com/Inside The Bush Crime Family Part1.htm
http://www.stewwebb.com/Inside The Bush Crime Family Part2.htm
http://www.stewwebb.com/Gale Norton Obstruction Of Justice.html

http://www.stewwebb.com/Junk Bond Daisy Chain Fraud by Stew Webb.html

#### FRAUDS ARE US AT MDC.html

http://www.stewwebb.com/HeneghanWebb2004OfficialPresidentialPlatform.htm

http://www.stewwebb.com/OfficeofCriminalRoundUp.htm

http://www.stewwebb.com/bush narcotics money laundry funds ob ama\_mccain.htm

http://www.stewwebb.com/sub\_prime\_bailout\_us\_treasury\_theft.htm

http://www.stewwebb.com/bank\_bail\_out\_crooks\_enemies\_of\_america.htm

http://www.stewwebb.com/