

**Texian Grand Jury
Trial-by-jury
Appeal for Review at Common Law
For Order of a
Declaratory Judgment / Jury Nullification**

In the Matter of : The Default Judgment Nihil Dicit, from the Charles Edgar Warlick, Jr, sui juris, and Mary Corene Warlick, sui juris, superior courts, Hays county, Texas, Sheriff Case Number: C10-42455 and its dishonor by the UNITED STATES DISTRICT COURT OF THE WESTERN DISTRICT OF TEXAS AUSTIN DIVISION by Judge Sam Sparks issuance of ORDER FOR FORECLOSURE SALE AND TO VACATE REAL PROPERTY, Civil Action No. 1:11-cv-00761-SS against CHARLES E. WARLICK, JR; MARY C. WARLICK; WPA HOLDING; and LUANNE CARAWAY, in her official capacity as Hays County Tax Assessor-Collector.

Complainant(s)/Plaintiff(s):

The Charles Edgar Warlick, Jr, sui juris, and Mary Corene Warlick, sui juris superior courts, Hays county, Texas

Recipient(s) to receive Order:

UNITED STATES DISTRICT COURT OF THE WESTERN DISTRICT OF
TEXAS AUSTIN DIVISION
SAM SPARKS, U.S. DISTRICT COURT JUDGE
FRED BIERY, CHIEF JUDGE
WAYMON G DUBOSE, JR, U.S. ATTORNEY
JOHN E MURPHY, U.S. ATTORNEY
ROBERT L PITMAN, U.S. ATTORNEY
RONALD G FORSTER, REVENUE OFFICER
WILLIAM G PUTNICKI, CLERK OF COURT
OLGA SCHROEDER, DEPUTY CLERK
KIRK SWINNEY, ATTORNEY
MATTHEW TEPPER, ATTORNEY
LUANNE CARAWAY, HAYS COUNTY TAX ASSESSOR-COLLECTOR
GARY CUTLER, HAYS COUNTY SHERIFF

On this day, the 26th Day of the First Month in the Year of Jesus, the Christ, 2012, AD, the plaintiff(s) appeared before this Trial-by-jury, Article III Court of Record, praying for a declaratory judgment to nullify the action dated January 11, 2012, of the UNITED STATES DISTRICT COURT OF THE WESTERN DISTRICT OF TEXAS

NOTICE OF NONPARTICIPATION IN CONDUCT OF ANY TRADE OR BUSINESS WITHIN ANY FEDERAL AREA
I further declare that nothing in this document is intended by the Texian jural society superior court of record, to constitute, consent to or to participate in any "conduct of any trade or business," "commerce" or any transaction within any Federal UNITED STATES, INC., DC, District of Columbia, STATE OF NEW COLUMBIA, STATE OF TEXAS, TX, any DISTRICT OF TEXAS, COUNTY OF HAYS, CITY OF WIMBERLEY enclave of jurisdiction or judicial district, including but without limitation to any "State" or "Federal area" as described at the Buck Act, codified at 4 U.S.C. Sections 104-111 and in 'JURISDICTION OVER FEDERAL AREAS WITHIN STATES, Report of the Intergovernmental Committee for the Study of Jurisdiction Over Federal Areas within States, submitted to the Attorney General and President Eisenhower (Part I, April, 1956; Part II, June, 1957.)" All fundamental rights created and provided by the Most High God and delivered to HIS Sonnes and Daughters are hereby expressly reserved.

AUSTIN DIVISION by Judge Sam Sparks issuance of ORDER FOR FORECLOSURE SALE AND TO VACATE REAL PROPERTY, Civil Action No. 1:11-cv-00761-SS against CHARLES E. WARLICK, JR; MARY C. WARLICK; WPA HOLDING; and LUANNE CARAWAY, in her official capacity as Hays County Tax Assessor-Collector.

That evidence submitted to the Trial-by-jury is as follows:

- October 13, 2011 Dr. & Mrs. Charles E Warlick, Jr. were visited by six Treasury "Police" and an IRS agent and served a SUMMONS IN A CIVIL ACTION and COMPLAINT by the UNITED STATES OF AMERICA that was filed on August 31st.
- October 27, 2011 A Plea in Abatement, one for Charles Edgar Warlick, Jr, and another for Mary Corene Warlick was posted to those individuals listed on the SUMMONS IN A CIVIL ACTION and COMPLAINT:
William G Putnicki, Clerk of Court
Olga Schroeder, Deputy Clerk
John E Murphy, U.S. Attorney
Waymon G Dubose, Jr., U.S. Attorney
Ronald G Forester, IRS Agent
The following Chief Judge was included because there was no mention of a judge in their papers:
Honorable Fred Biery, Chief U.S. District Judge
These individuals were listed as defendants on the Abatement. The Plea in Abatement, one from Charles Edgar Warlick, Jr's, superior court and one from Mary Corene Warlick's superior court as Sovereign Souls on the Dry Land in Texas, asked them to answer specific questions and to make changes to their paperwork. The Plea in Abatements were accepted on or before November 1st as evident by USPS Registered Mail Return Receipts.
- November 7, 2011 The Warlick's got a notice in the mail from the attorneys, a MOTION FOR DEFAULT JUDGMENT, which was the first indication of the judge for this matter.
- November 9, 2011 A copy of the Plea in Abatement, from October 27th, was served to Judge Sam Sparks and posted via Registered mail to Waymon G Dubose, U.S. Attorney. Also served and posted was a Writ of Prohibition from our Texas National District Court signed by Judge Eugene Jarman.

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- November 29, 2011 Because of no response from the Plea in Abatements, an Order on Default Judgment ordering the removal of all notices of liens and levies of liens; and, the dismissal of case and all claims without prejudice, was posted to the defendants listed and were accepted on or before December 1st as evident by USPS Registered Mail Return Receipts.
- December 6, 2011 A copy of the Order on Default Judgment was posted to Judge Sam Sparks and an additional copy to Waymon G Dubose on or before December 8th as evident by USPS Registered Mail Return Receipts.
- December 16, 2011 A JOINT MOTION OF UNITED STATES AND LUANNE CARAWAY, HAYS COUNTY TAX ASSESSOR-COLLECTOR, TO STRIKE AND FOR ENTRY OF FINAL JUDGMENT was entered by the attorneys ROBERT L. PITMAN and WAYMON G DUBOSE, JR.
- December 22, 2011 Judge Sam Sparks signed the FINAL JUDGMENT.
- January 23, 2012 Dr. & Mrs. Charles E Warlick, Jr. were visited by Constable Tom Wallace, Sheriff Deputy Jon A. Craigmile, another unknown Hays County Sheriff Deputy, U.S. Marshal Luis Aloyo (badge #4155) and U.S. Marshal Yolanda Pesina (badge #3709) and were served a seven (7) page document entitled ORDER FOR FORECLOSURE SALE AND TO VACATE REAL PROPERTY.

It is the decision of this Trial-by-jury, that the plaintiff(s) have presented evidence that Default Judgments were prepared and properly served in a timely manner to the above mentioned UNITED STATES DISTRICT COURT OF THE WESTERN DISTRICT OF TEXAS AUSTIN DIVISION prior to the date of the ORDER FOR FORECLOSURE SALE AND TO VACATE REAL PROPERTY. We find that the ORDER FOR FORECLOSURE SALE AND TO VACATE REAL PROPERTY was issued in error and was in dishonor of the Default Judgments and may be subject to a charge of contempt of superior court.

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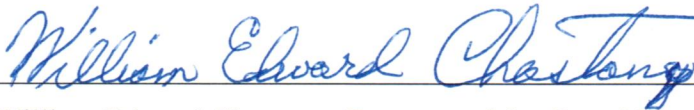
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Further we order that the ORDER FOR FORECLOSURE SALE AND TO VACATE REAL PROPERTY of the UNITED STATES DISTRICT COURT OF THE WESTERN DISTRICT OF TEXAS AUSTIN DIVISION be made null and void. We remind all that this court, an Article III Court of Record, is a common law court and the rulings are made with full knowledge and application of Article VII of the Bill of Rights in the Constitution (1791) for the united States of America as stated here:

In Suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved, and no fact tried by a jury, shall be otherwise re-examined in any Court of the United States, than according to the rules of the common law.

We hold that if this nullification was denied there would be immeasurable damage done to the plaintiff(s) and to their property.

Be it so ordered.



William Edward Chastang, Foreman of the Grand Jury

