

**In the state of Illinois  
Supreme Court**

Supreme court building 200 E. Capital Springfield IL 62701

**regarding GEN # 4-10-0679  
Champaign county**

**THE APPEAL OF case 09LM1414**

JAMES FRANK OSTERBUR

V.

PROVENA COVENANT MEDICAL CENTER

added to the defendant listing on this day 3/01/10

DR. YOO Represented by SHEMAUGER EMERGENCY PHYSICIA (these represent the doctor billing, that came after filing; and as such are intimately connected to the outcome of this case). They should be legally bound as well, and have been fully informed by me, throughout.

**Petition to compel compliance with constitutional law.**

**Petition for adjudication of indirect criminal contempt/ even a judge,  
CANNOT disobey constitutional law!**

Dated: 12/ 20/ 10

RE: in the matter of appellate trial gen 4-10-0679/ the appeal is dismissed with the clerk's name and signature "Carla Bender".

**NO JUDGE has signed this supposed order, dated December 17, 2010;  
of the court!**

(1) **Yet no clerk can dismiss a docketed trial**, it is against the rules! ONLY a judge, can dismiss a trial/ never a clerk! Its called compulsory process/ it is not discretionary. The covenant between the people and the court is: only the judge or jury decides. The clerk is culpable to fraud/ or identified as impersonating a judge. A conclusion of fact, with consequences. Is that, or is that not the law.

Consequently this fraudulent document/ indicating not only a conspiracy to defraud and deny, *the literal guaranteed rights and demands of a citizen under both the Illinois constitution and the United States constitution*: IT IS a matter of criminal contempt. IT IS a critical forfeiture of compliance under the law, by the appellate courtroom. That definition sends this docketed case back to the appellate court for immediate signature BY THREE JUDGES/ establishing THEIR

decision. Or conclusion of this trial, by returning it to circuit court as a redress trial, with all requirements as outlined granted to me. No hiding behind a “skirt” allowed.

Compulsory punishment is demanded upon this appellate court, as it has chosen to play with the law/ disgrace the courtroom/ and prove contempt for the people.

(2) No judge, no courtroom is allowed to discard the law. These judges, it must be assumed: because there is NO signature of a judge/ CHOSE to disregard the law called redress of grievances. That is not their right/ not their authority/ not their job description nor is it acceptance of their own oath of office. As is consistent and proven true within the constitution of both state and nation: YOU ARE NOT KINGS/ or RULERS/ or any other form of authority without the law. That is a criminal and illegal definition of purpose called anarchy: let the government (the constitutions of both state and nation), OUR CONTROLLING DOCUMENTATION AS A DEMOCRACY; that we are guaranteed each right proclaimed as law over this land, because we are/ I am a citizen here.

Because this is **our law, governing our employees**: there is no authority to any employee beyond the law. Democracy is Called, “WE THE PEOPLE.” Because we are owners here. That law, these have judges claimed, they are superior to. They claimed: we need not obey/ claimed we are superior to the law and the people! That is the foundation of rebellion, or more simply **the judicial claim is: WE WILL NOT obey the law, of this people/ this state or nation!** By enforcing or constructing this fraud in court, that I shall not be entitled to the law, my government guarantees to me. It can only be assumed: “the denial of this law, to this people and to me”: until Tyranny is proven true/ because they did not sign; as is the rule of this court. They believe they can rule with want, or power, or pride, instead of obey the law of this state and nation. They are employees, and proven wrong. They believe, the credibility of a clerk, using the letterhead of a court/ is enough to remove me from court; *in which case this clerk is being sacrificed*. **IT IS NOT!** I Demand to see the judiciary signature/ or we remain in court, with a motion established here by me: for judgment to be given/ this case returned to its proper place as REDRESS before this people.

Are these judicial employees not representative of deliberate rebellion against this state and nation? As the cases attorney lewis has produced to establish/ I have asked this before: THERE IS CONSPIRACY AND COLLUSION, IN THE COURT, against redress of grievances.

If any other criminal destroys the law, and submits a citizen to the result of “NO protection within the law” as this case is. A citizen being dependent upon the law being protected by the law; because our employees obey the law/ thereby giving us securities beyond “the whim of a judge”. Has been throw from the court/ an assigned work of our employees to respect and defend the citizen: that he may be secure in their persons, houses, papers, and effects against unreasonable searches and seizures. Its called “judicial work”/ like it or not. There is felony assault included here: the threat to do harm, to me. A reality of discarding the law/ so that my money and life can be opened to the extortion that brought this trial to court. If I have no rights within a courtroom of law/ as the law itself declares. Then the judge participates in extortion, and sends thugs, to take what they can get. A conclusion of law.

Conclusion: this state of IL supreme court is ordered to **MAKE THE JUDICIARY in its charge**, OBEY THE LAW/ DO, ITS DUTY/ PROVIDE DUE PROCESS/ AND present to me, and this people THE GUARANTEES OF STATE AND NATIONAL: “CONSTITUTIONAL REDRESS!” or more simply, **WE THE PEOPLE** ,ARE THE OWNERS HERE! The mere semblance of the law/ IS NOT enough.

My legal rights are not only violated, but refused, with absolute undeniable evidence. **Making this a civil rights case**, against this court, the circuit court, and these judges.

This supreme court is expected to reprimand, and provide legitimate punishment upon the judiciary that refuses to obey the constitutional law, they are sworn to protect. The law of redress, is plainly depicted within this appeal. The criminal act of complaining in a courtroom of law “I don’t understand”/ will now be called treason. The purposeful and real intent to steal, from the people their law/ cheat the people and keep them from their legal due process/ and LIE to the people, perjuring the court with assumptions and innuendo, not only frivolous; but deliberately in denial of the truth.

This court is assigned by the law: to treat every criminal the same/ is that not justice. Does that not include employees of the court? How do you plead?