

In US TAX COURT
400 second street NW, Washington DC 20217

James Frank Osterbur
2191 county road 2500 E. St. Joseph, IL 61873
social security #338-46-2535

www.trialforlife.info www.justtalking3.info www.trialoflife.info

VS

United States of America

commissioner of the internal revenue

Michael T. Shelton
200 W Adams st. Suite 2300
Chicago IL 60606

William J Wilkins Chief counsel
Thomas R. Thomas, division counsel
Miriam A. Howe Area counsel
Elke E. Franklin, Associate area counsel

case docket number 11108-12L

dated 1/ 11/ 13
a first amendment trial, of the US constitution

**THE LEGAL DEMAND of this lawsuit.
FOR CONSTITUTIONAL LAW, TO BE UPHELD!**

The identity of a nation, the preamble of the US constitution/ the bill of rights/ and the declaration of independence: each of which unites us, and is the FOUNDATION; CARRIED forth BY LAW: to its rightful RESPECTED PLACE in the governance of this nation. 229 A. 2d 388, 394.

IS: THE CLEAR AND CERTAIN DEMAND UPON THIS TAX COURT: To provide first amendment, redress of grievances as is the law: To this citizen so guaranteed. That is your job! That is your oath. That is our democracy in action/ our right as owners to enforce the constitution itself on you; as you did swear to do.

That is: "A claim upon which relief can be granted"/ IT IS constitutional law!"

There is NO excuse.

To conceive, that constitutional guarantees: cannot be "a claim upon which relief can be granted", in a court of law / as the respondent suggests: Is traitorous.

Accordingly, This demand: the charge of treason now exists.

These others, sworn to protect and defend the constitution; are called to do their duty!
the FEDERAL BUREAU OF INVESTIGATION
the US ATTORNEY GENERAL OFFICE
THE PRESIDENT OF THE US
have been added as participants in this suit

writ and motion for "cease and desist"/ until trial proves a right.

Article one of the US constitution reads:

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or the press; or the right of the people to assemble, and to petition the government for a redress of grievances.

Each of these being a legal right, protected and guaranteed to the people: by the constitution itself. Is that not so! I demand **to legally petition the government** for a redress of grievances. By petitioning a jury in court, to assemble the necessary democratic right and authority, for the critical purpose: To hold those in powerful positions as employees of this democracy accountable for the following failures. To decide as a nation what our future shall be, instead of letting the few, gamble with our lives. Redress is, the authority to decide for ourselves/ or more clearly "power to the people": under the direction of law.

These realities bring us to court: as our decision/ not theirs.

1. It is illegal to gamble with every life on this planet, including this USA.

The evidence:

bringing fusion here as is the purpose of the national ignition facility; is a life or death reality for the planet. Fusion is the same fire as on the sun. Claimed to have flames "a million miles long". Ignition means: either it goes out by itself/ or we all die in a "biblical lake of fire". Because this entire planet is made of fuel for that fire.

The claim:

their theory: that fusion is safe, because there is not enough gravity here to sustain it. Even though they don't know what gravity is. And a supernova proves them wrong: for a sun to grow in intensity, it must have "new fuels, being released more quickly." That means, the hottest point cannot be at the core, as their theory demands: it is impossible.

The reality:

being wrong is a dead planet, every living thing gone in fire, that ejects the entire atmosphere of this planet, in a few weeks. You die too. These "devils" know this fire exists/ they know its extreme reality/ they know, if it does not "put itself out", there is nothing they can do; yet they gamble with an entire planet anyway, every living creature. **How is this not**, the most clear description of "satan, in human form" that could exist?

Strictly for the religious: The biblical prophecy called "Daniel 12"; the great abomination, is the worst decision humanity can make (*bringing the same fire as is on the sun here to earth*). That began

<http://www.cbsnews.com/video/watch/?id=7403916n&tag=mg;mostpopvideo>

1290 days, hence is the expected date of the first exo-watt laser.

<http://phys.org/news183664504.html>

<http://thechaniproject.com/forum/index.php?topic=1519.0>

the additional days of Daniel 12 reflect or identify, the amount of time after ignition that it takes to eject the entire atmosphere of this planet into space.

2. It is illegal to mutilate, crucify, or cause any undue harm, to a living creature, or plant. It is ILLEGAL, to play god with life. Life is not your toy.

The evidence:

Quote: Scientists have begun blurring the line between human and animal by producing Chimeras-a hybrid creature that's part human, part animal.... fused human cells with rabbit eggs....for years scientists have added human genes to bacteria and farm animals....not only life as we know it/ but also "life as it might be"...synthetic biology-including synthetic organisms, biological engineering, artificial chemistry, origin of life, paleogenetics.... cloned...first human embryos. **Quote:** created an organism with manmade DNA...worth more than a trillion dollars..."its pretty stunning when you just replace the DNA.....and in a short while, all the characteristics of the first species disappear and a new species emerges...means cheaper and widely accessible tools to build bio-weapons, virulent pathogens and artificial organisms that could pose grave threats to people and the planet. The danger is not just bio-terror, but "bio-error"... sequenced and stored in digital form, will move instantaneously across the globe and be resurrected inlabs thousands of miles away.

The claim:

evolution will repair anything they damage in "a billion years or so".

Their truth:

is mutilation. Their reality is, "oh look/ this life has worms for a brain"/ and this life, has intestines for hands/ and this life, has the head of a snake, on an elephants body; etc/ etc/ etc": millions across the globe. Now, AIN'T THAT FUNNY? **If it was you, would it be funny!** A life is a life, do you not fight for pets; **WHAT ON EARTH, could be more cruel, than to horribly mutilate something living;** just for fun? Is it not a diseased and dying nation, a population living in the sewage of university dribble, and delusion; that must be asked? Answer the question.

Their purpose:

to destroy the integrity, balance, and disciplines of genetic structure/ so that they can learn how to rebuild it as they see fit; "To play god" with life. To prove evolution is real, even though it has no proof whatsoever. Can you build a human body/ or just destroy it? What is more evil, than to mutilate ALL LIFE ON EARTH? Answer the question/ ask yourself, if you can't weave the muscles, or build a brain, or anything else out of the food you eat: THEN HOW did what these fools describe as "so much less than you"; build you/ without a brain; without hands or feet or eyes, or anything that constructs life. Answer the question, and take away their tools; stop them now, or total living CHAOS will arrive.

The reality: GENETIC CODE IS NATURE ITSELF!

the failure of genetic disciplines is the end of life as we know it. The failure of genetic boundaries is pandemic disease, as has been proven time and again. The failure of genetic balance is the end of "two hands, two arms, two eyes, two legs; ETC/ ETC/ ETC". The failure of genetic integrity is, the death of a next generation. They are playing DEVIL,

WITH LIFE! And these diseased or dead among us, pretend, "We will wipe away every tear". What they won't tell you is: every penny they get is a coffin, built for you, your child, everything life is. "You can't cry"/ when your dead. How is that not "**just plain evil!**"!

3. It is illegal, to support terrorism against us.

The evidence:

the ELI project/ exo-watt lasers: With energy levels created that depict, such a ferocious fire is expected that IT WILL BE, **quote: "About a million times more powerful than 10 billion 100-watt light bulbs. And a fourth should be forthcoming, one with beams twice the power of these three. By 2015.**

This fire is expected to ignite fusion "just like the sun"/ without any other assistance: a planet dead, by 2015 guaranteed. An energy blast "*roughly equivalent to all the power of the sun on this planet, FOCUSED on one tiny spot: for that moment in time*". Fusion is: the burning of atomic bonds/ just as a chemical fire here is the burning of molecular bonds: which means, this entire planet and everything on it: IS FUEL FOR THE FIRE/ it cannot be put out!.

Their claim:

"we will boil the vacuum of space"/ or more simply, "it's a toy". Proof of an arrogance/ a complete disrespect for not only life, but work and humanity (did the university/ your political leaders; not steal your money for this, and their other games): that even a blind child could see! **To kill you!** **Where is your mind: Why, are you deaf and dumb? Not you, every piece of evidence says, this will destroy the earth, if fusion does not go out on its own?** That means, "life or death" for everything; is the price of being wrong. Think for once in your life; is this the gamble you are willing to accept? Answer the question/ because if you don't stop them, your dead.

The reality:

we cannot survive fusion/ this earth, this planet can only die once. Therefore to be wrong, "ignition, just once" is extinction for every life on this planet. There is no "putting it back on the shelf" to try again later. **Fusion, is a ONE TIME ONLY experiment!** Unless it goes out by itself/ all die. Look at the sun, experience its heat. Grab hold of a one hundred watt lightbulb with your hand, "and get a clue". And understand this: fusion is the burning of atomic bonds/ what better method of igniting those atomic bonds, than this one?

4. It is illegal, to support terrorism against us.

The evidence:

the experiment: to recreate the single most destructive event in the history of the universe;right here on earth. "The big bang"/ everything blows up in one gigantic explosion that changes the entire universe.

The claim:

we want to learn how to build mass, or energy. As, "A toy/ or a weapon". Or more clearly, "they want to play god", with mass and energy. THEIR PROPAGANDA AND LIES, stole your money, to build and maintain "an enemy"/ **worse than any terrorist could imagine.**

The reality:

that, "a big bang" did not happen without structural disintegration. **That means: SOMETHING "sliced and diced" the mass to be blown apart prior to the big event** so that everything could go at once. *Their experiments, are creating that disintegration this very*

moment. Being wrong about that means, another "big bang" with this earth. Same forces/ same result.

Simple and plain reinforcement of questions presented:
forces explained on www.trialoflife.info/index.html#framework

the theory is wrong
<http://www.justtalking3.info/index.html#solar>

subsequent elements, and listing of additional threat
<http://www.trialoflife.info/index.html#billion> The most analytical
<http://www.justtalking3.info/index.html#examination>
http://www.justtalking3.info/index.html#fusion_fire The least.

Amendment 4: the right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated.....

5. It is illegal, TO DISCARD or DESTROY information that will save lives, and protect this nation, this people, and their securities, happiness, children, future, or home. It is a complete disgrace, or disease of leadership, to let a nation, or a world; be destroyed, by its own failures. Your leaders, your media, your universities, your courts, police, and military: being fully informed, much of it as "courtroom evidence". Have chosen to let you die. Have chosen an arrogance so grievous and deadly: even the truth provided by evidence which they could not and did not refute in the slightest sense, was rejected. In favor of, "let them be exterminated, WE ARE BELIEVERS (university knows)"/ never once understanding, "them too". Look above at the experiments of "university knows"/ and **understand, this is not a game either.**

The evidence:

A)

one trillion dollars is equal too: ten thousand dollars per each and every one of one hundred million people. Roughly one in three citizens, babies and all: owes _____! A debt, that cannot be paid is inflation/ but if all the people do not share in that inflation: then its public theft, "free money for some/ none for the rest". A known fact: our resources/ our homes/ our lives, securities, and work are being lost; because of debts. Proving LIES exist/ the consequence of counterfeit money is being circulated by government officials: the casino called "wall street" making its own: the demand for slaves as is unwarranted pensions; and the extreme disparity due to educational diplomas robbing us all. Look and see, \$16 trillion (\$160,000.00 per each and every: one in three US citizens owed) in federal debt is just the beginning. Do children work/ is this not slavery for the rest? Amendment 13 has been discarded: you are slaves/ playing with fantasy money; "The university diploma (leadership in America); stole it all"/ by siphoning all the value out of your dollar with inflation. While fools and cowards sucked on bribes, or hid behind "anything they could find". The money disappeared. The lie, "it is debt"; intentional theft; because this can't be paid. Because the people Never understood the ground beneath their feet: was becoming their own grave, a poverty released on us. They were believers! DUMB ASS. <http://www.federalreserve.gov/releases/z1/current/accessible/15.htm>

B)

We burn more oxygen with fire, than this earth can produce/ you also cut down, mutilate, or destroy the very organisms that produce the oxygen we need. "The average person uses about 3,000 gallons of air to breathe a day; a small car, at highway speed/ average distances: use thirty times that much, in one hour. A large truck sucks in the air required to breathe in one hour, what one hundred people or more need for a day." Are your vehicles worth more than your life?

C)

Antibiotics are failing, for us all. Those used by the million ton in livestock feeds are failing as well. Which means the factory farm is nearly extinct/ because it doesn't work without medicine: a single pandemic then destroys the entire herd; across this world (taking your food with it). In a very short time, simply "all gone". All other methods are "nearly extinct"/ you cannot rebuild, or even try, at this moment in time. Change it now, or starve and cannibalize. That is your choice.

D)

Only one inch of rain replenishes an aquifer/ per fifty inches of rainfall. Ethanol is added to *fifteen percent* of all gasoline used in the USA/ *times* at least three gallons of water to make it/ *times* (guessing another two for irrigation, etc). Trillions of gallons of water are pumped into gas fields/ oil fields/ used in chemicals/ made toxic by chemicals/ contaminated from garbage/ removed from saturation into the aquifer by tiling; and a whole lot more. Releasing large volumes of gas beneath the water supplies is simply asking for war/ it will seep through, one tiny hole contaminates it all: one earthquake, and you have nothing to drink. Is that not war?

E)

Fail to feed fish populations that you have so badly decimated, and they cannot return/ therefore you starve; and WAR. The last sanctuaries of the ocean as provided by the Arctic circle are now disappearing; the fish, no longer have any place to hide/ the factory trawlers, leave nothing behind; killing all predator fish as well. You destroy the incubators, you pollute everything, you are "killing it all". The ocean is literally dying; because of you.

F)

THERE IS NO WORK/ NO LIFE, WITHOUT RESOURCES. How long before you have nothing left? How long, before a critical part, a critical material or element, disappears forever? "Wall street" says: we have manufactured more in the last ten years/ than in all of human history preceding this time. Think about that!

G)

You are killing all pollinators at once/ with poisons clearly introduced that weaken their defenses and make them vulnerable to everything. No pollinators mean: no fruit/ few vegetables/ less of everything/ and no diversity; causing a sudden extinction of so many species, that you cannot truly imagine; until its too late. A world of plants, insects, and life lost.

H)

With one billion people already hungry/ 2 million more added EACH, and every week; as the human population grow; they need more. How is that not "your concern"? A population that is over 7 billion, and growing by 2 million more a week: represents a catastrophe that will not be dismissed without war. Unless you stop yourselves. That war, With all weapons of mass destruction being used: will end life on earth.

J)

With a world filled with nuclear bombs, only twenty five detonations of which are said to be enough to end life on earth: With many nations holding biological weapons, whose stated

efficiency is OVER 97% DEATH RATE in humans if released: WORLDWIDE. **World law and world policing according to that law, being directed at leaders of nations: WE WILL arrest, or kill you.** Is an absolute necessity.

K)

7 billion people growing at 2 million more each week/ divided by the claimed agricultural grounds! Equals: **Standing on one acre of "growing land" each.** This is our reality; very many are babies today: but they grow, and need more. The future is grim, and we must start to change it now; or hell (a world gone insane) will come. Without the ocean we starve, and war; as a world. Therefore it is absolutely necessary: to feed dead humanity to the fish in the ocean/ it is the only "food", we can spare. It is for your child, grow up.

The elemental beginning to lesser issues,

10. Of the various things available for us to see the past: one of the most clear is: that to have created the vast amount of coal, oil, and gas underground, known to exist/ some buried thousands of feet down. There had to be a world wide flood/ nothing else could gather together & bury this amount of debris, all at one time, in the various places, so as to produce these quantities. We know, that coal represents plants compressed. We know oil and gas represent creatures buried and compressed over time. The same biblical religion that establishes this flood declares: "the next time" by fire. So enters fusion, a prophecy about to be fulfilled! Reviewed: little has grown more ridicule from the university than this story of "Noah's ark". However, the evidence has proven, the story is true; even if the facts are not so simple, the "university, just can't understand". Oh well, "cults (we believe everything you say)" are like that.

12. More simply, when the ice melts, you cannot "make cold" anymore: in the summer to take away the heat. Does ice not cool your glass/ when the ice is gone: what then? Great amounts of ice have melted, some say enough for a 20 inch rise in sea level around this earth. **Some claim an area bigger than the USA melted this last year 2012.** THAT IS, ALL THE PROOF REQUIRED: **TO establish GLOBAL WARMING IS REAL!** *We will soon be a much hotter planet, where little survives/ a consequence particularly, due to air- conditioning/ and the production of man-made heat.*

Plus: the removal of ice; means you have moved "this much weight" from its location on one tectonic plate/ to another tectonic plate shifting the balance and disrupting the stability of these earth structures. Do not Tsunami's and earthquakes form then?

13. The current situation in this USA with weather: is likely to remain abnormally hot and dry: because ground temperatures prove there is no great deviation from hot to cold across the nation. No stockpiling of ice, thereby water for the coming spring. That temperature difference creates the weather and rain/ without it drought. The dust bowl will soon return, because the water is gone/ the Ogahalla is depleted, a reservoir said to have taken 6000 years to fill; an aquifer that has or will collapse under its own weight/ therefore never again. That water represents "a billion bushels or so today" of grain. What then happens to your food supply, in just a few years? Answer the question.

Armageddon means: "Nature in chaos". **Geneticists are actually working as hard as they can, for the last fifty plus years; TO DESTROY GENETIC BOUNDARIES, THEREBY LIFE. It is their stated purpose since decades ago! Their intent is: to destroy it (NATURE IS DNA), so they can learn how to rebuild it; as god themselves. They and you will learn: THEY KILLED YOU, and everything else: ALL LIFE/ and cannot "put it back in the pandora's box"! THEY BUILT biological warfare, and released it on you!** Based upon the religion called evolution: "We built ourselves one piece at a time" a fools parade. They have proven nothing but adaption, the sign and seal of perfect design. Nothing could be more insane, or just plain stupid and without merit as is evolution/ yet it occupies a prominent place in "government": against constitutional decree. Can you have a heart without blood/ or blood without a heart/ or bones without a joint/ or attachments/ or lungs or organs or skin: WHAT can you do without, and still live. **We need it all, "today"/ is that not so?** Not in a billion years, or we don't survive as life. Prove evolution is not just more "university sewage and shit"; or die.

- **Amendment 14 states: Section 1: all persons born or naturalized in the United States and subject to the jurisdiction thereof; are citizens of the United States and of the state wherein they reside. No state shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any state deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.**

- **Exhibit A** "letter to the president" is returned to the court as evidence of corruption in; 2011 taxes/ by the IRS. A document sent to each and every one of the respondents listed on the previous filing. Which means an act of organized crime; not to find and prosecute the guilty parties. That is the only year additional year (there are only three total tax years withheld: a tool, demanding trial/ as is now proven). The tax year 2011 is **established in this court case; as criminal conduct by employees of the federal government.** A fact which the FBI, the court, the president; etc; did not misunderstand. Which means they all know, it is criminal; and the court proved "no other year". It cannot be said: "That none received the document, an excerpt below;" which was returned by the court dated 12/ 28/12. Collusion is noted. Returned, Under the category: miscellaneous "Not a proper document to be filed with the court". Even though it further denotes a crime committed, and asks for assistance. Is that not the purpose of a court?

The content including, these words:

Established in that case by, a description in the legal record (similar too): that even though the legal tax filings of 2011 were stapled together with a depreciation schedule that describes a 2004 Dodge ram utility truck bought for \$8200.00. And used entirely for business purposes. The IRS has refused to present one single penny of depreciation as IS legally entitled, and due to me. As is consistent and provided to all others by law. I AM demanding the full credit provided by the US government in their promise of 100% depreciation for a vehicle bought in 2011; as the president Obama, and congress did declare.

This IRS, in that court, by testimony presented know that. THE LEADERS, JUDGE, their LEGAL COUNSEL, and the irs facilities so described by proof of service in court filings. Are given notice: therefore within the IRS organization ALL connected with this case; came to be legally notified, of a criminal failure, a true discriminatory act. BY THE employees of the IRS, against me, at that time. The fact was proven true, by default (NO denial existed); in a court of law.

They had refused, and now indicate again: not one single penny of depreciation as allowed and instructed by government, its congress, and its law: shall be granted to me. By those same employees, their leaders, and the judiciary in charge of making certain the law and this court SHALL NOT be held in contempt by the IRS/ its employees/ or its legal counsel; or whosoever controls the responsibility for this decision, and call themselves, "the IRS." An act of corruption is not immune from the law, which means there are legal and criminal actions that must be taken against ALL, the responsible parties. You are employees/ NOT rulers outside the law.

That legal notice, so described: as notice within the court during trial preliminaries: within a courtroom of law. As trial proves: you knew that failure/ that discrimination/ that corruption of both authority and power in government: had been committed.

This remains true today (YOU, the IRS still continue, to REFUSE to provide depreciation for this vehicle/ even though it is the law. I have proven, in court: that you do know I bought a vehicle in 2011 for business purposes; and do understand this as fact, by irrefutable evidence in court testimony, and its record. That the leadership of the IRS knows, and is legally bound to have corrected that problem; but failed. Is again proven true. By establishing YOU KNEW, as fact, before a court of law in case 11108-12L. The list of excuses dies, the reality of a clear and distinct decision against me, without the basis or law or rule, in clear contempt of a courtroom of this USA has been proven. The legal representatives of your IRS/ having received DUE NOTICE, in court: know their duty. That fact being established with written, legal filings, as presented in that case: and being mailed to several IRS facility locations as proof of service in US TAX COURT; case 11108-12L establishes. Including this Cincinnati facility).

In other words YOU KNOW, that you in fact owe me money, for the tax year 2011, and it is entirely separated from 2005 or any other year, or question, by the court. YOU KNEW in fact that it is illegal for you not to provide to me what is owed to me: by the tax laws of this nation. YOU KNOW it is prejudice and bigotry to discriminate against me/ taking away from me what is provided to all others in business. YOU KNOW that I have been self employed for roughly 35 years/ and there is NO EXCUSE for this extortion; as you do owe me money (because of depreciation) from the year 2011/ I DO NOT owe you.

While this letter to the president, a review of trial, filed in court: justice having failed in US TAX COURT, by the lack of any correspondence for months. And only now returns because of more corruption. Establishes: **The demand for redress of grievances refused, or more correctly due process ended; as a court that refuses to answer. Thereby the sworn oath of office, as president of this USA: is enforced. The job: To obey, protect, and defend the constitution of this United States of America!** The corruption and conspiracy at the very highest levels of government proven true; adds in, or requires intervention from the very highest levels of authority in this land. That means although not dedicated to the court itself/ this filing remains as evidence, exhibit D. It is returned to the court.

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With check 3122 paid in full, both taxes 2005, and the extortion demanded. All assertion of taxation owed to the "government" falls away; proving this case, is ***not an avoidance of taxation.*** **Leaving only, the reality of corruption, the demand for constitutional redress of grievances, and the right of this people to understand: OUR LIVES, OUR FUTURE, AND EVEN OUR PLANET WITH ALL ITS LIFE; IS BEING**

GAMBLED WITH! And the need for "Democratic action (as in WE THE PEOPLE) must come. Or life itself will fail.

Their Failure, created with our money, time, and resources: (the theory is wrong) becomes extinction for us all. That is not a right of government/ medicine/ or business: not a right of university/ not a right of leaders or even nations: it is a sacred **promise of the constitution itself:** As defined in the preamble of that document summarized: "We will do no harm"/ we will search for peace, security, freedom, and harmony as best we can; for us all.

The actual words are:

"We the people of the United States, in order to form a more perfect union, establish justice, insure domestic tranquillity, provide for the common defense, promote the general welfare, and secure the blessings of liberty to ourselves and our posterity, do ordain and establish this constitution, for the United States of America."

Its purpose being: to control those, who would control us. **To make them swear, they shall obey, protect, defend, and serve the constitution, and this people: by the purpose and authority of, these words. Or there will be legal consequences!**

- **THE DEMAND FOR DUE PROCESS OWED to me by this courtroom and this nation, REMAINS IN FORCE.** This case now shifts: to being about WHY, first amendment redress of grievances has never been tried in a court of law: as guaranteed to every citizen. It is, "a proof of service to the people" of this United States of America/ as the constitution provides, and guarantees to each one: the law is obeyed.

- **Amendment 7 states: 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 reexamined in any court of the United States, than according to the rules of the common law.**

I have demanded in trial 11108-12L that there must be a jury trial to determine: IF WE THE PEOPLE SHALL ENFORCE OUR CONSTITUTIONAL RIGHT, to hold our employees accountable: for endangering our lives, for stealing our money, and for refusing to do what is necessary to sustain our future as life on earth.

That, is their decision as a jury, to make/ not mine. It is for them: to then ask of their own state, "if in fact we shall try our representatives in court as their judge and jury". By the law/ its demand for evidence/ and the decision called "truth"; as best we can, for the sake of democracy itself. As; WE, the people. TRIAL IS: For the above failures in governing, as described above. The purpose is: To determine and decide our future as a nation or world/ to change our society, as we see fit.

If then these states having been asked create a majority: by vote, YES we will hold our representatives accountable? Or NO, we will not. The federal courts must comply, the US supreme court bows down: **"To WE, the people/ owners of this nation, and this land";** our democracy enforced.

That right, is redress of grievances, the demand for power to the people themselves, under law.

In addition: the same jury shall decide during trial as a separate entity. What is demanded regarding the fines and penalties established against me in this fight for our lives. The return of money owed to me, for decades of work, a life lost to this purpose.

The penalties for the current corruption proven by the motion to permit levy dated 1/ 4/ 13 from Michael T. Shelton senior attorney case 11108-12L shall be addressed.

This motion is a continuation of theft/ a contempt for the law and this democracy. The demand to remove my vehicle from me, or just ridicule/ prod or poke: which has been proven without doubt, criminal behavior; as in "depreciation owed". That fact is known, and thereby MUST be allowed under amendment 14 "equality under the law" as the depreciation the law provides. Punishment for criminal acts, particularly under the disguise of "the government". I cannot be exempted/ that is illegal; in this the taxation of year 2010. They cannot be exempted from criminal conduct. NO issue shall be tolerated regarding a failure to "properly fill out the form"/ what is important remains the law. I DID IDENTIFY, a true and correct reality of depreciation owed to me/ and I am entitled by law. The failure to provide adequate, or suitable tax forms: IS, entirely the fault of the IRS. And ought not be.

This lawyer files, even though he has received documentation that the refusal to provide what the law requires: **of the IRS: to give to me, as depreciation is law.** That is illegal. This lawyer files, even though he has received from me documentation that the taxes for 2011; were paid in full check #3053. Established in this trial, because of criminal acts. Further examined as [exhibit B](#) because the threat of 47.5% interest ([exhibit d](#)). The reality: **Represents slavery: amendment 13 proves additional criminal intent.** Without a courtroom/ without due process; the denial of democracy itself: *as the trial 11108-12L has been inactive for months:* and the court has refused to respond for months. Without constitutional law in support, due process proven true/ **which means a democracy stolen;** and organized crime in charge. The corruption; as is the intent called extortion: Cannot be undone, by just one person.

This lawyer files, to steal more: Because he knows, or he should know, or he should be advised: through the court, of the evidence of this trial, IS A CRIME AGAINST SOCIETY, established by threats even beyond terrorism. The evidence of this trial, IS A CRIME AGAINST ME. He received notification which proves this is the substance of trial, and he responded to it: with a premeditated effort to do harm/ to ridicule and laugh. The vehicle as is my protected possession under fourth amendment law. Cannot be touched, unless it is a crime. The check is exhibit C; and comes with the bank photograph, establishing: **US treasury received.** Ends all tax issues, and directs the court: **PROTECT THE PEOPLE, ESTABLISH JUSTICE, OBEY THE CONSTITUTION, AND HONOR, RESPECT AND DEFEND OUR DEMOCRACY!**

Further: **I DO respond to the motion to permit levy as follows.**

1. As indicated throughout, this is a legal trial based upon constitutional right, the demand: Unless you obey the law as employees, and do as the constitution demands of you. Providing to me as a guaranteed legal right: first amendment redress of grievances. You have no legal right to collect taxation. Democracy and its constitution are a contract between the people and their employees; you have failed to provide what is your duty to this nation. You have failed this United States of America and its people: because they are owed constitutional

law and guarantee, as am I. THIS IS A TRIAL: TO DEMAND, **WE HAVE RIGHTS**, and you cannot play "russian roulette" with our lives, our world, or our nation.

2. The respondent judges the petitioner with his determination of "nonsensical", refusing the constitution itself; as it is clearly defined. Discarding the court, and declaring criminal acts do not apply to "the IRS". That is what his words: "*None of which even come close to stating a valid claim upon which relief can be granted*" means. The respondent is not a jury, and neither is a judge. Therefore, you are not free to decide what is or is not "nonsensical". **In a jury trial. As to the issues of freedom of speech, I AM ENTITLED to defend myself in any realistic way I choose.** If that be "little or much" it is strictly between me and the jury. Anything less is, "an unreasonable search and seizure" without warrant. This is my trial/ my life/ my guarantee right under the law; I own the courtroom (because I must pay the price of it), the nation owns the law, the judge is mediator/ the jury is charged with: **"TO DECIDE IF JUSTICE, or the demand for FREEDOM; IS BEING DONE TO, OR FOR ME, as they would have it done unto themselves."** That is their function. To insure society "is safe" from our employees, as democracy allows.

3. This petitioner files a motion today **as this statement/ in this filing:** being sufficient for that purpose. That **this court MUST IMPOSE An immediate MORATORIUM.**

A cease and desist order, SHALL BE GIVEN: until trial proves what the people shall choose for themselves: **against the national ignition facility/ against all forms of genetic mutilation or experimentation/ against support for any energy or purpose that does in fact endanger the lives of this citizenry or this planet.**

That is RESPECT for WE THE PEOPLE, and OUR RIGHT TO DECIDE. The question: **If we will accept this gambling or not;** AFTER being fully informed of the consequences and realities of failure; that is extermination from the planet, or horrors beyond belief, as is the case for genetic crucifixion.

That is your job: to protect first/ TO SUPPORT DEMOCRACY, and to DEFEND LIFE; and not allow terrorists to proceed with their plans. IS THAT NOT SO? It is then the courts' job, as custodian (NOT owner) of the constitution: to inform the public of their rights under the law/ their decision to be made. The area of mass communication required: is the state of Indiana/ the city of Indianapolis where trial shall be held. **Democracy is: WE THE PEOPLE, SHALL rule ourselves, by law.**

4. The taxes are now paid for 2005, plus the extortion unjustified and criminal. The reality of roughly \$14,000.00 dollars in penalty, interest, & fees/ when including the refusal to depreciate the vehicle, a single penny; is added [a deliberate criminal act/ with the full knowledge of this court in tow; and under the disguise called "the FBI" and president]. Not including court, time, and other costs. A theft/ an extortion: a criminal conspiracy, Over and above the tax.

The sign of a vulture is, "looking for a carcass". But instead; YOU, have proven this case is still alive, and it will no longer be ignored. The reality: **The petitioner proves/ the respondent agrees:** this trial shall move forward irregardless of any tax issue. It is now moot, because the extortion is paid.

This is now strictly, a constitutional law case; either the law Will rule/ or we the people have been betrayed. Because this case "involves us all, and encompasses the potential for mass murder; genocide of an entire planet"/ that is **Treason.**

5. To fail the United States of America so significantly, that extinction is even a consideration: is treason. This list of failures above; to be reviewed, investigated and examined for accuracy in court. To be decided in redress court by a jury; is sufficiently descriptive to produce a valid claim of "leaders", NOT DOING their JOB. That reality: PROVES the cause called redress of grievances cannot be contested/ it is real, and necessary, and substantively prove true, or of such importance it cannot be dismissed. Unless a traitor exists.

Therefore the nation itself is instructed: These shall not be paid until they obey constitutional law and direction: that is the essence of democracy. That is, a legal foundation for the exercise of: a legal tax revolt, by the people themselves.

Do your job as the constitution demands, as life and a future requires. Only THEN; are you owed, as is fitting and true to the realities of life and nation. How is that not obeying the constitution, thereby the purpose of the constitution in dividing the people from their employees; giving to both duties and responsibilities to fight for this nation, rather than themselves. When the constitution is obeyed, the tax is owed, and penalties exist. When the constitution is not obeyed, and the nation is in jeopardy, and threatened what tragedy and chaos: no excuse exists, not to legally remove these threats, and protect this nation yourselves.

This demand is LIFE MUST COME FIRST; as is consistent with the preamble of the US constitution; not money, power, or anything less.

6. I petition the court for redress of grievances according to the first amendment of the US constitution. I have been refused that guaranteed constitutional right in case after legal case, by nothing more than "those who ridicule me". The law, justice, and democracy win, in my favor/ but the courts illegally refuse in case after case, as is proven true. Both state and federal. That means the right to withhold taxation until the court complies: has become a necessary tool forstanding up **For life, as is everyone's duty.** Including yours.

We cannot be wrong, or we die, taking the future with us/ therefore we must not do what cannot be undone.

6a. Constitutional law IS NOT diminished or destroyed by a filing fee. That is an illegal usurpation created by the court system of this USA; it has no constitutional basis whatsoever. I do not recall the filing fee of \$60.00/ but it is not sufficient to destroy my constitutional right, or due process. ANY claim that it is, becomes the intent of a traitor; "let them die/ spit on their ownership: refuse them the information needed to survive." So says the evidence presented in this court. Let the court respond, and if it still claims the fee; it shall now be returned to the court; paid, in accordance with that demand. I do not refuse to pay/ I wish to hear the court respond in writing.

7. As established in legal cases, throughout the federal and state court system. What is now, "the gathering of evidence; as legal cases produced by James Frank Osterbur, to prove" **what is true about the court system in this America** in this day; has been established. This foundation of legal evidence proven in court: that proves a conspiracy by the judiciary: to deny first amendment guaranteed rights has been laid. The evidence is beyond reproach: it is the court's own words. The DOCKETED CASES US SUPREME COURT 08-1339 AND US SUPREME COURT 11-100 are now introduced as evidence, in support of this claim. Provided by electronic transfer at your convenience below. Or get them from the US supreme court. Both cases; are true demonstrations of how in-depth this conspiracy to deny our democracy, to withhold our ownership of, redress of grievances is.

Exhibit E

writ http://www.trialoflife.info/pdf/111639_us_supreme_writ.pdf

appendix http://www.justtalking3.info/pdf/111639_us_supreme_appendix.pdf

Exhibit F

writ http://www.justtalking2.info/images/court/supreme_court_petition_4-22-09_sent.pdf

appendix http://www.justtalking2.info/images/court/appendix_supreme_court_4-22-09.pdf

8. **The petitioner clearly and without doubt demands constitutional law**, as this democracy has provided to him. **THAT IS, a claim upon which relief can be granted!** It is entirely the courts own fault that this trial exists. As it would not, had first amendment redress of grievances been provided; as the law demands. Nor would we be so threatened, if those in government did not believe they were our rulers, instead of our employees. The list of failures by government employees IS SUCH A MASSIVE THREAT to our very existence as life on earth: establishing the potential for world extinction; by the evidence. That NONE are excused from this battle.

The addition of further evidence not stated or yet established by society itself, is mandatory: you shall collect, distribute, communicate, identity, and prove, the evidence for life and planet or other, as the people themselves provide.

9. No delay in collecting taxes, is now established, by *check* : [exhibit C](#): *when it returns "signature received/ cashed by bank certification" it will then be mailed to you.* We will fight about what is the appropriate billing to me, in trial. Any further intent to "search for pennies"/ in a trial about life or death for a world, or even a nation, or even a single life: is found "parasitic"/ and will be deemed harassment. Is that not punishable by fine.

We now turn to the reality of a censored press (*reporters of information helpful or necessary for society to know*), of which I am one: having proven that fact over the years.

The elemental truth, that threats and consequences; the evidence of failure: so extreme as this filing indicates/ these cases put before the court over the last decade or so, that prove denial without cause/ and was presented at various times, to the media. Cannot be considered trivial or without substance.

Therefore with an entire nation, even an entire world at risk: MEANS: the media has no excuse not to have covered this story. For WE THE PEOPLE who do stand to lose everything, and have already lost very much.

That means in terms of this court case, this proof of need: **TOO FEW control the press**, and propagate only what they deem to be important to themselves.

That is a usurpation of fundamental democracy; the need to be informed by truth! Such actions, Conceive of a nation BETRAYED, therefore a treacherous act. ***Committed by the US supreme court*** in allowing media "empires" to exist/ removing or controlling the reporters that are left, with money, not law, not society, not rights or life: just greed and failure.

That is an act of the supreme court/ that must be repealed. That is a demand: the reporters themselves must be freed, from the tyranny of those who control the business/ by controlling the money and the jobs: for the sake of the nation and our democracy.

That is fundamentally, the essence of "freedom of the press". Anything less, results in failure; as is evident and proven without doubt in this case. By the extreme reality of these threats; to life and country and planet; an extermination in progress.

In practice: the owner cannot control or own, more than one location. The owner cannot control anything more than "the space or time" provided to all reporters, as a whole. It is the reporters themselves who shall decide, who or what, goes into that space or time. They shall hire, pay, and fire themselves, as individuals in a group. Groups shall be paid, according to their value; "to democracy first". **That means, the public pays them/** not the distributor of information: by periodic vote, it is determined how much. The protection of a nation, state, city, etc cannot be given to a tiny few: no claim to freedom grants that. Rather our protection as a democracy/ as life, and planet, comes first. This case, these threats of extinction PROVE: "Freedom of the press" has died/ and must be "resurrected in a new and different way."

Redress of grievances is: the right to change society as we the people see fit/ it is our duty, and it is our authority to do so as owners of this nation, and this land.

In addition to that, is the conclusion: having provided several sites "that cannot be properly found, even though years have gone by/ and it contains "ten thousand pages" of keywords that would be searched for": tampering exists. Particularly in light of the fact: A constitutional law case forum, was found by every form of perversion the world knows, in roughly 30 days. Without help, "how did that happen"? If not ridicule, added/ by search engine mis-direction; not a single word or other, "called porn". It is a question, as a "member of the press" thereby first amendment rules: even though the audience is slight.

Each of these respondents DOES have their own copy of exhibit A, the letter to the president/ therefore only the courts copy is returned. The other participants are instructed to add the words "exhibit A" to their own copies.

PROOF OF SERVICE

I, James F. Osterbur: do hereby declare, that a true and correct copy of this first filing has been mailed to the following parties at the addresses so listed:. Placing the parcel, in the US postal service/ as prepaid mail on the date of 1/ 11 / 13

US TAX COURT 400 second street NW, Washington DC 20217

the internal revenue service Brookhaven appeals

1040 Waverly ave. Stop 906

Holtsville NY 11742 refer reply to: AP:FE:LI-BR2: JXS

INTERNAL REVENUE SERVICE

BOX 249

MEMPHIS TN 38101-0249

INTERNAL REVENUE SERVICE

CINCINNATI OH 45999-0030

Michael T. Shelton

200 W Adams st. Suite 2300

Chicago IL 60606

-
the FBI the Federal Bureau of Investigation 935 Pennsylvania ave NW Washington DC
20535-0001

THE PRESIDENT OF THIS UNITED STATES Barack Obama 1600 Pennsylvania ave
NW, DC 20500

the US ATTORNEY GENERAL OFFICE US dept of justice 950 Pennsylvania Ave NW
DC 20530-0001

and any other as I desire