

IN THE ILLINOIS STATE SUPREME COURT
Supreme court building 200 E. Capital Springfield IL 62701

This appellate trial

Case 4-12-0429

Osterbur, James Frank V. City of Gifford/ State of IL

appealed from

Illinois Appellate Court

201 w. Monroe st. Box 19206

Springfield IL 62794

denied by a clerk/ no judge signed; an illegal act

Out of the CIRCUIT COURT, OF CHAMPAIGN COUNTY ILLINOIS;

located at 101 E. MAIN ST. URBANA IL 61801

case 2011 TR 022442

judgement 4/12/ 12

judge BRIAN L. MCPHETERS,

JAMES FRANK OSTERBUR

2191 county road 2500 E. St. Joseph, IL 61873

www.justtalking3.info www.trialoflife.info

DATED: 7/ 14/ 12

now IL SUPREME APPEAL#

UNDER RULE 61

The purpose of this court is

CANON 1

A Judge Should Uphold the Integrity and Independence of the Judiciary

An independent and honorable judiciary is **indispensable to justice in our society**. A judge should participate in establishing, maintaining, and enforcing, and should personally observe, high standards of conduct so that the integrity and independence of the judiciary may be preserved. The provisions of this Code should be construed and applied to further that objective.

Your return of my filing which states a clear conception of justice denied/ the rights of this people tainted by unfair practice and denial of constitutional law: is enough to understand this is a trial about

RULE 19 WITHOUT FURTHER COMPROMISES.

THE UNCONSTITUTIONALITY PRESENTED IS:

That redress of grievances is a legal right to hold our employees of government accountable for their actions/ to know the truth regarding those actions and debts created in our name as we the people, by those who work for us: under the contract of constitutional law. Or more simply, if an oath is required to be sworn/ then a duty arises; an obligation exists; a work must be done in accordance; and a right to expect that work, in reasonable capacity to what is described by the constitution; cannot be denied.

The fifth amendment to this IL CONSTITUTION as presented; has not been honored as law. That amendment under the supervision of US CONSTITUTIONAL first amendment LAW/ is not honored or accepted by the court of this state/ or the federal courts within this state. THAT IS AGAINST THE LAW, an organized effort to keep the democracy which we the people DO provide to ourselves away from us. That is an illegal activity, and must be corrected. Both as state law and US constitutional law.

Therein your duty is to arise and substantiate the definitions of both constitutional laws, and identify the true and correct meaning of both so that the courts in both state and federal jurisdictions SHALL DO THEIR DUTY.

While it is true, that you hold no authority over the federal courts/ IT IS EQUALLY TRUE, that your job as our representatives of the judiciary in this state MUST hold the federal courts to the law our constitution has created. Where that is rejected/ then it is your duty to arise as a judiciary and assemble the various states: TO COMMAND the federal courts/ that our democracy SHALL NOT be tampered with; and the law that is first amendment redress: EQUAL in every sense to the words incorporated with it, "freedom/ religion/ speech/ and press".

Thereby our democracy as a state, and our democracy as a nation serves the whole nation/ this entire people called the United States of America.

NOTHING IS MORE UNCONSTITUTIONAL, than to refuse the constitution as written/ to refuse the foundation of democracy which is: WE THE PEOPLE rule ourselves by the law we create. That law accepted and understood as our government/ our law; NOT your law, but our law is the constitution itself.

The fifth amendment is part of that law/ and it is subject to, not an authority over the first amendment of the US constitution: and its truth of accountability and ownership over our employees, as WE THE PEOPLE OF THE UNITED STATES, and we the people of ILLINOIS.

I am denied this law; an illegal act.

Arising equally under this lawsuit

is the construction of JUSTICE as it regards the legitimate findings of a courtroom that regards the rule; of greater concern than JUSTICE AND FAIR PLAY. They are not the same/ justice

means: that my life is equal to yours/ that our society does not treat me differently than you/ that what we hold as fair for anyone to do, is equally fair for me to do! The rule is merely a boundary line that judges: so as to inflict a penalty, and demand control over your and my freedom.

Freedom is NOT subject to a rule/ freedom is gained or lost because of a law. The law that governs freedom is: I HAVE A RIGHT, to participate in this society as I see fit/ so long as my actions do not substantially affect or threaten any other person, environment, or cause serious damage that society deems unfit by its own liberty to demand. The rule assessed in case 2011 TR 022442/ demanded by the court: 95% compliance with the rule IS NOT ENOUGH/ I must be perfect. In a world and a state that is clearly NOT perfect; I am abused.

It is further understood/ that our society is the most incarcerated society in the civilized world, due to rules. Therefore the evaluation of those rules is paramount to our realization of the agreement that binds us together as a state or nation; which is the preamble of both constitutions, and other documents called the bill of rights/ and the declaration of independence.

Little is more unconstitutional (as identified by the preamble itself, both state and federal constitutions) than justice and fair play/ the rights and realities of a jury to choose for society: as they would have or expect our society to be, in legal situations that arise. Rather than simply be told: Only the rule matters here. The rule HAS DAMAGED this society, or we would not be “jailed”/ beyond all other civilizations. Clearly something is wrong/ and there are too many rules; there is too much injustice: we have become a land without freedoms; thereby OPPRESSED.

Additionally under this lawsuit

is the construction of an understanding for EQUAL TREATMENT: **is NOT consistent with a financial punishment unless that financial pain is equal to each participant in justice.** Thereby we do understand: it is absolutely necessary to incorporate and apply a percentage of income/ or where more appropriate in certain cases a valuation of property instead of income where financial penalties arise. It is not the same, to inflict a \$120.00 fine on someone who makes ten thousand dollars or less/ as on a person who makes a million dollars or more. It is unjustified. We must be treated as equals: when money is the punishment/ it must damage all alike.

The foundation of democracy is EQUALITY/ thereby and therein we know, that our lives are treated as one and the same with all others giving hope and encouragement to all: that this society is FAIR AND JUST. Without equality/ there is only oppression and inequality. As is proven by incarceration/ beyond the scope of other civilized nations.

I demand FAIR PLAY for us all.

Argument begins

ESTABLISH

THE FOUNDATION DEMANDS OF DEMOCRACY ITSELF: guarantees, respect, limits, and ownership as created by constitutional law! These are legal rights, by the contract we hold with ourselves as a constitution, and over those hired to be our employees.

ESTABLISH

The clear constitutional demand: JUSTICE/ FAIR PLAY/ EQUALITY/ AND SECURITIES

FOR THE PEOPLE, through their law, and their courtroom.

ESTABLISH and SUPPORT

The LAW that is REDRESS OF GRIEVANCES; under both the US and IL constitutions: **our ownership as WE THE PEOPLE/ YOUR accountability as employees.**

ESTABLISH FAIR PLAY

In the administration of penalties/ the right and reality of a courtroom.

ESTABLISH

And define, this direct appeal; in a case and a cause that becomes a DUTY/ through the evidence called : **THREATS, WHICH CAN DESTROY OR DISSOLVE our relationship with this world.**

DECLARE, without exception:
these issues and facts, ARE FUNDAMENTALLY A TRUE AND CORRECT CAUSE FOR CLASS ACTION STATUS!

Constitution of the State of Illinois
Adopted at special election on December 15, 1970

PREAMBLE

We, the People of the State of Illinois - grateful to Almighty God for the civil, political and religious liberty which He has permitted us to enjoy and seeking His blessing upon our endeavors - in order to provide for the health, safety and welfare of the people; maintain a representative and orderly government; eliminate poverty and inequality; assure legal, social and economic justice; provide opportunity for the fullest development of the individual; insure domestic tranquility; provide for the common defense; and secure the blessings of freedom and liberty to ourselves and our posterity - do ordain and establish this Constitution for the State of Illinois.
(Source: Illinois Constitution.)

APPEALED BY THIS CASE: THE IL CONSTITUTION REBUKED, ITS PURPOSES ABANDONED, BY BOTH CIRCUIT AND APPELLATE JUDGES.

From the constitution: in order to provide for the health, safety and welfare of the people;

There can be NO GAMBLING WITH OUR LIVES. The evidence presented in trial proves no less than the possibility of being wrong, in experiments that DO

GAMBLE with our lives: can end life, or planet, as we know it. **Therefore REDRESS, the legal accountability required by the US constitution/ and the fifth amendment of the IL constitution MUST BE ALLOWED: to intervene.**

The purpose being: for the health, safety, and welfare of this people, WE MUST INVESTIGATE/ EXAMINE THE FACTS AS WE THE PEOPLE, AND DETERMINE FOR OURSELVES, if these experiments shall be allowed by us.

They do gamble with our lives, our nature, our state and nation, and our world.

WE DO, HAVE AN ABSOLUTE RIGHT TO INTERVENE/ *when failure or success means everything we depend upon for life and living, can or would be taken away.* We cannot wait, because there are NO second chances. The listing of most extreme experiments and coming tragedies, are a matter of trial.

This trial is NOT about the possibilities of being right/ THIS TRIAL IS ABOUT THE POSSIBILITIES OF BEING WRONG; and the decision: will we gamble everything as a world/ all nature, planet, and life; for their games? Their decision to play god, BY USING OUR MONEY, AND OUR WORLD, as their toys.

THE US CONSTITUTIONAL LAW IS:

first amendment redress of grievances

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

THESE ARE LEGAL RIGHTS.

To legally participate in redress: (we demand answers) as we the people in this our government, by demanding accountability and ownership, over our state; as we the people under law. This Requires, A courtroom and its jury shall identify the right, by their vote: to call a greater audience, thereby to demand by majority, a trial. The decision: IF WE SHALL investigate “this grievance” in our own presence, as a people? By examining the evidence, demanding the truth, punishing those who refuse. In trial, for the clear purpose to decide for ourselves: what is the truth; as best we can.

To discover: if we have or have not, been betrayed, or turned to disaster; and to decide for ourselves, if there is a better way to achieve both society and governance as we desire it to be under this constitution.

As a democracy.

THIS ILLINOIS SUPREME COURT is instructed to identify the truth, and establish the **redress by which we protect ourselves, as a democracy: against all invaders, all traitors. As we this people chose and provided to and for ourselves.** Remembering, the constitution is our instructions to you/ the job, and the purpose identified, we have intended, and hired: you to do for us.

PROTECT OUR LIVES, being wrong is not an option! It is death.

THOSE WHO HAVE ALREADY ESTABLISHED SEVERE THREATS AGAINST OUR LIVES, Exist as a distinct part of this trial! The most important part. Democracy denied, is the remainder of trial.

in this case, we look now at the remainder of evidence.

maintain a representative and orderly government;

REPRESENTATIVES are hired employees to work in the governance of our society, by staying strictly within the confines of our contractual agreement as a state organized and created by the definitions we have agreed too. Thereby becoming WE THE PEOPLE. The employees, are never rulers/ they are never sovereign over the people or their constitution/ they are not allowed to alter or conceive of a different purpose in or for governing; unless the people agree by amendment to their constitution.

This circuit courtroom/ these appellate judges: **have rebuked and denied a constitutional law called REDRESS; holding it in contempt** instead of its place as a guaranteed right for each and every citizen. That is rebellion/ the act, when combined with the force to use our own resources as a state to deny us our law: it is traitorous.

These appellate judges having denied **class action status** for the review and determination of a state constitutional foundation right: have overstepped their jurisdiction and denied the sworn oath of their own position. The demand for obedience and respect of this people and their constitution. Established in appeal

[ILLINOIS STATE CONSTITUTION

Sec. 12. Every person shall find a certain remedy in the laws for all injuries and wrongs which he receives to his person, privacy, property or reputation. He shall obtain justice by law, freely, completely, and promptly.

IN THE MATTER OF THIS FUNDAMENTAL REDRESS OF GRIEVANCES TRIAL, as has been declared, filed, and established in a courtroom of law. Transcript pages 17-20. A foundation of both the state and national descriptions of DEMOCRACY/ freedom/ and guaranteed rights. A SUBSTANCE, THAT HAS DELIBERATE AND REAL VALUE TO US ALL. It is found in a courtroom of law/ during jury trial, that I "speaker 3" have not found a remedy, nor a definition, nor a description, nor a courtroom by which redress of grievances can or will be heard.

ACCORDING TO THE LAW, the constitutional mandate upon every government judicial or other official: who has sworn to obey the constitution. "Redress is worthless", in a courtroom of law. The judiciary is reminded: NOT ONLY IS THE CONSTITUTION, THE FOUNDATION OF ALL LAW IN THIS STATE AND NATION/ EVERYTHING IN IT, IS THE LAW, which governs our employees and ourselves. Therefore not a single word is political, but rather the foundation sovereign to our state and nation: which means it is alone, our government that unites WE THE PEOPLE.]

THIS ILLINOIS SUPREME COURT is instructed to identify the truth, and establish the democracy we this people chose for ourselves. ABOUT REDRESS APPLIED, by both state and national constitutional right; to each citizen within this state called ILLINOIS. Remembering, the constitution is our instructions to you/ the job, and the purpose identified, we have intended, and hired: you to do for us.

The failure of the appellate court, to provide the law, or a signature of a judge to me the litigant in its denial on 6/13/12 IS A USURPATION OF THE LAW. The clerk of the court has NO authority, to deny or remove a case from appellate court/ and I the litigant have every right to understand WHY, in clear and deliberate detail: in a constitutional rights case. EXACTLY what it is that proves, this guarantee called redress/ these further realities: that justice and fair play do not belong in the court (so says the circuit court). Rather ONLY THE RULE MATTERS, AND I MUST BE PERFECT in my obedience to these rules/ or OPPRESSION is the rules, and extreme and excessive fines shall prove there are NO RIGHTS/ NO FREEDOMS/ and NO CIRCUMSTANCES where justice or fair play, has a say. Only the judge has rights over me. The jury was tainted from the beginning to believe nothing mattered in life or society; but their own obedience to this rule. They were examined by the judge for fitness to be the jury over me/ I had no say as is evidenced by the fact those questions that were prepared by me were thrown out/ and I had no rights to personally and distinctly be involved in the selection of a jury that was changed by the judge or the law: from a traffic violation, wherein obedience is not disputed (*no threat existed at any time or anyone or thing: 95% compliance to the rule, was attained by the defendant*)/ to a criminal proceeding. That too, is oppression. The inclusion of a threat, by the circuit judge for not complying 100% with this rule: I CAN ADD \$1,000.00. The threat of the judge, mention the word redress, and I will hold you in contempt; for the most tiny infraction of a rule possible (I am fined \$120.00 for not coming to a full and complete stop/ but proceeded at one mile per hour, after careful investigation of the surroundings, where none are threatened). DOES NOT REPRESENT FREEDOM OR DEMOCRACY FOR THIS PEOPLE, or for me/ but a traitor in our midst.

To be ruled is not the purpose of democracy!

To remove the ruler, and unfair practice is!

The purpose of a jury: is to remember, that the law and the rule, are not correct in every situation/ and what we apply to another in a courtroom of law (as a jury), is a reality that shall

then be applied to ourselves. **Consequently a jury that is not oppressed or in fear:** the judge can find you in contempt too. **DOES CHOOSE, for justice and fair play/ WHEN THEY ARE ALLOWED to do so. These were not.**

The fines for not being perfect within the rule: \$120.00 the stop sign/ the preparations for redress require the inclusion of evidence and proof (*establishing a requirement to have the internet available, for the files demanding REDRESS \$1200.00. Required because every life on the planet is threatened, and you are failures*). I lose: penalties for demanding justice and fair play in circuit court then became \$321.00. The demand for an appeal, \$60.00 / equals transcript costs of \$475.00 (roughly). Having delivered that transcript to my hand by digital pdf file. The circuit court then demands \$180.00 to transmit the transcript to appellate court: which is nothing less than extortion. Total costs so far, not including this court \$2,236.00

THE IL SUPREME COURT IS instructed to explain to me: how this is **He shall obtain justice by law, freely, completely, and promptly.**

THIS ILLINOIS SUPREME COURT is instructed to identify the truth, and establish the democracy **we this people chose for ourselves..** Remembering, the constitution is our instructions to you/ the job, and the purpose identified, we have intended, and hired: you to do for us.

We now remember that the fine of \$120.00 is absolutely biased/ completely prejudicial/ and thoroughly inadequate to the needs and realities of justice or fair play within this society. The intent to punish financially is an accepted practice/ HOWEVER as explained in trial: A fine of the same amount/ is absolutely not the same punishment: when the rich man, and the poor man are required to give the same dollars, for the same offense. That is tyranny, and absolutely NOT JUSTIFIABLE AS FAIR PLAY. It is the courts responsibility to insure justice, by establishing fair play. Therefore it is the judiciary that MUST ADJUST every fine in accordance with an equal and fair financial punishment to all. Or more simply: I DEMAND JUSTICE, and where that fails I DEMAND FAIR PLAY. Which simply means, a percentage of income, identifies the price. **So that the rich man, and the poor man BE TREATED EQUALLY/ AS IS THE LAW, of our constitutional contract with you.**

THIS ILLINOIS SUPREME COURT is instructed to identify the truth, and establish the democracy **we this people chose for ourselves..** Remembering, the constitution is our instructions to you/ the job, and the purpose identified, we have intended, and hired: you to do for us.

Required within this trial, IS THE EXAMINATION of critical failures as represented by the

evidence presented in trial. Our population/ our society: we the people are incarcerated at extreme rates/ proving there is no justice, there is no fair play. **AND OPPRESSION IS RAMPANT!**

IT IS THE RULE, THAT MAKES A RULER. As is identified in this trial, only the rule matters/ and only 100% compliance with that rule is identified as “enough”, to suit the ruler. Society is removed from the process of law/ by instilling fear (the judge, judges you), thereby in a jury intended and brought forward for the distinct purpose of choosing what is in the best interest of society in this particular case: that foundation of democracy is vanquished from the court, by making them choose “only the rule, of the ruler; matters”. In this court, accountability from our employees as is the purpose of redress of grievances is quashed/ and held in contempt. The appellate court finding itself “uncomfortable”/ deserts, and thereby aids and abets the enemy of democracy which is arrogance and pride in the court. Proven by “JUSTICE DOES NOT MATTER HERE/ FAIR PLAY IS IRRELEVANT HERE; ONLY THE RULE IS ALLOWED.”

OUR DEMOCRACY, OUR FREEDOM, IS ON TRIAL: because these things do not adhere to the purposes of our contract, with ourselves/ the guarantees we fought for, and decided this is WHO WE SHALL BE. We have been invaded as a people/ we have been cheated/ stolen from/ lied too/ enslaved for the purposes of a few/ incarcerated without justification or fair play/ removed from our rightful place as owners here/ refused the law/ and abused or used at the discretion of our employees who have taken too much.

THIS ILLINOIS SUPREME COURT is instructed to identify the truth: by opening the door to a clear investigation/ examination of evidence/ and the determination of WE THE PEOPLE. Thereby allowing democracy to function, for its own benefit and protection. Or more simply: Establish the redress by which we protect ourselves, as a democracy: against all invaders, all traitors. As we this people chose and provided to and for ourselves. Remembering, the constitution is our instructions to you/ the job, and the purpose identified, we have intended, and hired: you to do for us.

PROTECT OUR LIVES/ defend our constitution, “Its your job”!

As presented in trial: just because you are a police officer does not entitle you to “exclusive or separate emoluments or privileges from the community”. So says the bill of rights. I am held to 95% compliance with the law is not enough/ the fine for what was actually done: SEVERE. While it is said, the arresting police officer goes free, without punishment; that is bias N.J.S.A. 2C: 44-3e. For firing his weapon in a situation that does not compare/ for threatening, stalking, and profiling me, by attempting to pull his gun at that traffic stop. That is prejudice 232 P 2d 949, 958 Refusing to testify, regarding realities that present evidence in my favor. 82 S.E. 777, 780.

The foundation of law enforcement, as a democracy is: EVERY CITIZEN IS EQUAL, WITH EVERY OTHER CITIZEN (judge or not). Only the law, can decide/ only the law is an authority over us/ only the constitution rules us all, and it is the actual government which decides, for us

all. Not a judge/ not a police officer/ not a representative of the people: unless these decisions are within the true intent and interpretation of the constitution itself. Both state and nation. Given the fact we are equal as citizens/ but not equal in a courtroom of law: those in positions of employment that present authority to the jury. It is fact, that we are not equal in a courtroom of law, unless the defendant can establish the truth by all pertinent facts. Or more simply the police officer must answer all questions, with absolute clarity; or his entire testimony is removed from trial. That is the foundation that returns us to “equal” under the law. A police officer or judge or attorney or defendant are all equals under the law: and they must be equal before a jury. Which gives the power to demand a complete and fair testimony from those in authority: to the defendant. The police must answer, and be held to account in all substantive or related information that brings us all to this trial. The judge must answer, and be held accountable to constitutional law and direction.

THE COURT MUST BE accountable for justice, and fair play to this society: it is not separate/ it is not ruler/ it is not the law, or maker of laws: IT IS SUBJECT TO THE CONTRACTUAL DEMANDS OF THE CONSTITUTION, as we the people have agreed. Its job is: “assure legal, social and economic justice;”

On all counts this circuit court, and this appellate court have failed. My legal right to a jury that decides for society rather than the rule made by leaders/ failed. My demand for social justice as is fair play for us all, a penalty that would be realistic with the infraction of a rule/ failed. My economic demands for justice, as is the establishment of FAIR AND LEGITIMATE penalties for all of society, both rich and poor “treated according to the standard, of EQUAL financial punishment/ that does not mean the same number/ it means the same percentage of income”:

stands directly before this court: you decide, and the people after.
As is the directive of the constitution “... eliminate poverty and inequality;...”

To do your duty “... *provide opportunity for the fullest development of the individual;*” A FAIR AND LEGITIMATE COURTROOM, WITH RESPECT FOR LIFE AND LIVING IS REQUIRED. The level of incarceration attributed to, and enforced by the judiciary fails on all counts. When the evidence proves we are an oppressed people, by SO MANY people in prison.

There is no justification for that/ there is bias clearly associated with that/ there is failure of economic, social, educational, prejudice, abuse, and threats against democracy BY LEADERSHIP. And its promises of freedom in that. FAILED, and foolish DISEASE, “we are rulers here”. Because every lack of justice or fair play builds a new hate, and a complete disrespect for the law/ which then translates into criminal behaviors, and the purpose called civil war: “We must remove these tyrants, and their chains.”

Elemental to this demand for fair play/ the absolute failure of a court system which destroys freedom, adhering only to the rule/ comes the truth, of criminal intent by the court. One of the most blatant of which is learned by those in business: although ANY debt associated with power will be enforced years later/ in the case of Osterbur Vs Selimi in Vermillion county court: **a debt owed to me of thousands of dollars was dismissed, without notice; as a simple matter within 30 days (so said the lawyers)**. A redirection of that trial was then required: which became the aforesaid legal matter was dismissed: even though I stood their at that trial, in deeds and payment to the court, and rights listed, testimony filed; and without notice from the

court/ it was thrown out. Because in this motion trial to make certain the defendant knew what he was being charged with: I had business to attend too/ and standing in a courtroom where it was absolutely clear what my position was; the personal statements made to begin trial; was not enough. You ain't god/ you gave me no notice/ legal rights withheld, by failure to inform/ stole an additional \$3000.00 from me with the stroke of a pen, and gave it to my adversary. Or more clearly EVERY ACTION AND PURPOSE OF THE COURT/ was deliberately and without cause directed for the benefit of "the person charged, with more than just failure to pay". Thereby as pertains to this litigant: the law is bent, the purpose is aligned, to dispose of justice/ to destroy fair play: and the court is used to steal, assault, insult, betray, and cheat. The only possible excuse is: either a criminal conspiracy to protect the wages and power of the legal profession. OR, prejudice against this litigant/ as is proven by the circuit court using an illegal courtroom to remove my right to proceed as I might, in litigation.. Not a frivolous word in any case, a duty and a defense of democracy in all of them. A defeat of the judiciary: that they sought to quell/ with disrespect and threat of fine. The people who are likewise treated, even worse: as is identified in trial by the person shot by an execution squad from the police dept/ even though he brandished a large knife at a distance. The video shown proves, surrounded by guns drawn, in a deliberate half circle for the intentional purpose of killing. Were there not tasers there/ gas/ other options. What would you do, if surrounded by guns?

Your job "...insure domestic tranquility; provide for the common defense;..." Discarded in the trash/ justice and fair play flushed as the sewage beneath your feet.

Even more apparent at every level of government is the constitutional demand "...and secure the blessings of freedom and liberty to ourselves and our posterity ..."

At every possible purpose of government spending and accountability: this state has failed/ deliberately destroying future prosperity from the children and ourselves/ by lies, cheating, and stealing from WE THE PEOPLE/ to give it to the failed organizations called "higher education"/ pensions of all kinds, for which we the people are enslaved: simply because you declared yourselves to be "kings and queens" over us. No greater example of this exists, than the football stadium box recently built at the U OF I in URBANA at a cost of \$121 million dollars/ so the damn parasites of society could sit above the crowd; and pretend "how great we are". For 6 damn afternoons a year. Plus expenses. WE WANT OUR MONEY BACK/ along with a wide variety of truly vain and despicable acts by our representatives (bankrupted)/ universities (U of I; \$7.12 million to 3 athletic coaches: NOT to work)/ schools (everybody gets a pension, early retirement, benefits, healthcare, perks, 3 months off: **except the people themselves**)/ and others that DID IN FACT, expect us, and do believe: that we are to be their slaves too. How is that not cause for a legal tax revolt? You paid them with counterfeit money/ they get counterfeit benefits, pensions, etc. You stole or allowed to be stolen, our securities; stealing from the children as well: That is a criminal act. That is against the law as our contractual agreement, the IL constitution reads. YOU WERE NEVER given permission to do that against us. That is then a betrayal of this democracy/ this people called the state of ILLINOIS.

THIS ILLINOIS SUPREME COURT is instructed to identify the truth: by opening the door to a

clear investigation/ examination of evidence/ and the determination by WE THE PEOPLE. To see the full accounting of our financial situation as a state/ without the slightest impediment or failure to inform. Thereby allowing democracy to function, for its own benefit and protection.

Or more simply: Establish the **redress by which we protect ourselves, as a democracy: against all invaders, all traitors. As we this people chose and provided to and for ourselves.** Remembering, the constitution is our instructions to you/ the job, and the purpose identified, we have intended, and hired: you to do for us.

PROTECT OUR LIVES/ defend our constitution, “Its your job”!

We now come, to the deliberate action which includes the US SUPREME COURT cases 08-1339/ 11-0100/ and the extra-ordinary writ 2023. The docketed cases being denied without a judge’s signature, which is against the law/ a constitutional right called REDRESS denied by the court. A fundamental right of protection being destroyed by an illegal barricade orchestrated by the clerk of the US supreme court against writ 2023. And THIS DEMAND OF THE IL SUPREME COURT/ THE PEOPLE OF ILLINOIS, to assist and demand that the laws and guarantees of this UNITED STATES OF AMERICA, CANNOT be dismissed by anyone. Not, the nine individuals of the US supreme court/ the president/ or any other named litigant as was summoned to provide and protect democracy by establishing the guarantee of redress: which is accountability to this entire people.

ILLEGALLY I AM DENIED A FOUNDATION LAW OF THE UNITED STATES CONSTITUTION. Proven by the irrefutable evidence of these cases. A law guaranteed to us all, which includes every citizen in the state of ILLINOIS.

I AM ENTITLED TO THE LAW, GUARANTEED TO EVERY CITIZEN OF THIS UNITED STATES! THE FACT THAT I AM DENIED THAT RIGHT/ the reality NO REPRESENTATION OF LAW as could be used to establish this is NOT my right exists in any case presented by James F. Osterbur in state or federal court.

I DO CALL UPON THIS STATE CALLED ILLINOIS, to do its duty/ and defend my legal constitutional rights: against the federal government. Or demand the legal descriptions and definitions that will prove or disprove, to the people of this nation: their rights under the constitution are “counterfeited as well”.

YOU OWE ME THE LAW. THIS UNITED STATES OWES ME THE GUARANTEES PROMISED UNDER CONSTITUTIONAL GRANT. I AM DENIED, WITHOUT CAUSE OR LEGAL MERIT OR SUPPORT. You owe me, and every citizen in this state: the true and legal opportunity to know why. Prove it is not so! **PROVE A TINY HANDFUL OF EMPLOYEES CAN DENY 310 MILLION PEOPLE their constitutional right!**

Every dime we have as a nation is counterfeit/ every debt against the people of this state called ILLINOIS is a reality of slavery: the damage according to the exhibit # federalreserve flow of funds table L.5 proves this is so. When you prove reality means: one in three citizens owe \$1.24 million apiece/ the numbers against us equal over \$500,000.00 per individual citizen/ across this entire USA. That is the contribution “the university diploma” made to our lives/ by allowing them to take over, and believing their stories, their promises: OR MORE CORRECTLY

THEIR LIES!

YOU OWE THIS STATE, the reality of gathering support among these 50 united, states. To prove that a few individuals regardless of their employment position/ must obey the law. **MUST ACCOUNT FOR THEIR ACTIONS/ and Cannot simply discard the constitution itself. The first amendment redress of grievances IS THE LAW.** It is a legal right/ NOT a political one:
Same as freedom of religion/ press/ and speech.

That too is your duty as protectors, and defenders of this people/ through law; by the oath you swore..

THIS ILLINOIS SUPREME COURT is instructed to identify the truth: by opening the door to a clear investigation/ examination of evidence/ and the determination by WE THE PEOPLE. To see the full accounting of our financial situation as a state/ without the slightest impediment or failure to inform. Thereby allowing democracy to function, for its own benefit and protection.

Or more simply: Establish the **redress by which we protect ourselves, as a democracy: against all invaders, all traitors. As we this people chose and provided to and for ourselves.** Remembering, the constitution is our instructions to you/ the job, and the purpose identified, we have intended, and hired: you to do for us.

PROTECT OUR LIVES/ defend our constitution, “Its your job”!

Because it is not certain the last filing established in circuit court, and dated/ before I received notification the appellate court denied this case the day before; is accepted. I repeat a part of that work.

“.....The foundation of this appeal is: THAT I AM OWED JUSTICE AND FAIR PLAY, not a rule. THAT FREEDOM, where no threat exists IS CONSISTENT with the responsibility taken. THAT A JURY is, societies demand to remove the ruler and his rules/ so that truth and life shall find justice through the people themselves. THAT a rule is nothing more than the insistence of a few, we are experts/ until society gives it more. That this courtroom in 22442 was tainted from the beginning, with the insistence that “this rule” is like a god/ 95% compliance is not enough: I, MUST BE PERFECT.

Within that framework set apart by the courtroom itself: you fail the test of DUE PROCESS. The right and the guarantee, that my/ our lives come first before any rule; and as equals before any law. None are perfect/ therefore this is anarchy: the intentional attack, on democracy (*we rule ourselves*) itself. **Due process by the fourteenth amendment US; states NO STATE shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States.**

You, have taken that law, and set it aside with your rule, and insistence for perfection: and attacked not only freedom as it was intended to be/ but the economic stability of my own life, by attacking one of the requirements of my work. That is illegal, work is immune from attack. The privilege to drive is equal to the privilege we give as a people to the police: equals under the law.

Therefore a subpoena to prove or disprove “predator” is valid. The foundation to work is NOT A PRIVILEGE/ it is a requirement of life and society: therefore you suggest and stand prepared to enforce a rule in direct opposition to the fourteenth amendment. For nothing more than your pride, “the police are always right”. It ain’t so!

The fourteenth amendment continues: ...;nor shall any state deprive any person of life, liberty, or property, without due process of law;..

I AM DUE, the fundamentals of liberty: “...the right to earn a living”. That is NOT SUBJECT to your rules. That is a guarantee of the constitution both state and nation.

Where no evidence of a threat exists/ then there is NO opportunity to interfere in freedom allowed. That is the purpose and definition of freedom in democracy at its core, called individuality. But that is not liberty, which is the right to intervene in freedom for the sake and safety of society itself. LIBERTY conceives of what we need as a society to govern ourselves, without accepting rulers or their rules. Therefore liberty is limited to the laws, that define and protect our lives. But more critically LIBERTY MEANS: **it is up to the jury** to decide if an action taken by any other, and applied to themselves: is more than freedom will allow. The jury in 22442 was never given the opportunity to decide anything, but the rule. That is not their job, and it is a tainted jury that was dissolved of their 7th amendment US rights and duties.

The 7th amendment states: in suits at common law (*common law, the assumptions of one group versus the reality of freedom for all citizens. OR more distinctly common law is: ...”derived from principles rather than rules; it does not consist of absolute, fixed, and inflexible rules, but rather of broad and comprehensive principles based upon justice, reason, and common sense.” 37 N.W. 2d 543, 547),*

where the value in controversy shall exceed twenty dollars (which means in all such cases, THE FINE/ THE PENALTY is absolutely a part of the case itself, and cannot be refused or denied the jury to know; exactly what they are deciding for. This jury was denied/ THAT IS ILLEGAL)

The 7th amendment goes on to say: “...the right of a trial 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.”

Or more simply, the foundation of a jury trial is, that they the jury; shall decide for society by justice and fair play / RATHER THAN THE RULE, in all matters that are not criminal. The rule is revoked, let the people decide.

The subversion of this court is: that they have determined to bring me to criminal court/ so says the court. **To convict, and libel me as a criminal:** because I did not come to a full and complete stop at a stop sign, where no threat of any kind existed. 95% compliance is not enough/ one mile per hour, and being responsible for oneself is not enough: only perfection will do.

Only the demand of the ruler/ the expert, is allowed.

The critical compliance with that rule cannot assume or assert, that it is perfect/ it is not. If the rule is not perfect, then the reality is measured by flaws. We then return to the 14th amendment US “...nor deny to any person within its jurisdiction the equal protection of the laws.”

Contrary to the claim: “I must be perfect”/ comes the reality, DEMOCRACY IS ABOUT protecting ourselves from those who claim to be superior/ who insist that they are the experts, and they can and will rule our lives whether we like it or not. Whether they can justify their

claim to be ruler or not. **The law, by constitutional contract says, “I AM EQUAL, under the construction of justice/ and the need called FAIR PLAY”.** Therefore the foundation of every expert is called upon to justify and explain: If you can take away my possessions/ rule my life/ infiltrate my business, thereby my home; and subject me to punishment. THEN YOU MUST be absolutely correct, (If I must be perfect/ then so must you) and your demand must be CRITICALLY NECESSARY: or you have gone too far. **That is the jurisdiction of democracy.**

THIS ILLINOIS SUPREME COURT is instructed to identify the truth: by opening the door to a clear investigation/ examination of evidence/ and the determination by WE THE PEOPLE. To see the full accounting of our financial situation as a state/ without the slightest impediment or failure to inform. Thereby allowing democracy to function, for its own benefit and protection.

Or more simply: Establish the **redress by which we protect ourselves, as a democracy: against all invaders, all traitors. As we this people chose and provided to and for ourselves.** Remembering, the constitution is our instructions to you/ the job, and the purpose identified, we have intended, and hired: you to do for us.

PROTECT OUR LIVES/ defend our constitution, “Its your job”!

CONCLUSION

The new claim: “we have discovered the higgs boson”/ **is merely evidence the very first particles traveling through the explosion: have just been accelerated beyond the speed of light: as predicted, on my sites; and restated in the federal trial 11108-12L.** The first train of protons that went through the vacuum created by annihilation of the first explosion/ which then accelerates this first tooth, in the chainsaw of destruction. Time is running out/ the need to establish a moratorium on extreme experimentation so as to provide this people their opportunity to choose for themselves is a necessity.

Being wrong has no second chances. You cannot prove me wrong/ therefore it is a deliberate decision to gamble with all life on earth: an arrogance so extreme, life itself has no apparent meaning. Shame on you, if you fail again/ the curse of every life you risk shall be on your souls. These TERRORISTS want the soul of life in this world; the heart of a world destroyed; simply to prove they can be gods. They are gods: its called SATAN.

As you consider the relationship of experimenting with this entire planet/ **the consequence of being wrong:** I remind you again of the failure that surrounds us all. Threats which can become our extinction from the planet/ bankruptcy not only of this state and nation but the world itself/ the most incarcerated “civilized” nation on the planet is us/ and so on. All since the “university diploma” took control over our business/ our financial institutions/ our government/ our educational system in financial ruin, with millions indebted for life (prisoners of the institutions that gave them little: memorize everything we say: or nothing at all)/ and our healthcare, presenting us with bankruptcy there too. Because they want MORE, than we can pay/ no sharing/ no caring/ no reality or respect: just greed; by far too many. These failures, and their

fantasies, are trying to recreate the world of nature by proving what the evidence has already disproved: that evolution exists/ by mutilating the very disciplines that build life. Why? Because if they destroy the very foundations of life and body: who is left to save you but themselves/ the very ones who destroyed you. What won't you do, to survive when it is obviously TOO DAMN LATE! A few are honorably working, believing they will help life/ but behind them are pure devils. The other failures and their delusions about playing god over energy; threatening our very lives and planet with extinction. Want to play and fantasize about power over the planet itself/ control means YOU WILL fear them. These failures and their greed have destroyed the foundations of our economic lives. Does not the BP oil spill prove anything/ the nuclear meltdown in Japan/ the thousands of nuclear missiles just waiting to kill us all, or the biological warfare guaranteed to wipe humanity off the face of this earth with horrific diseases. All courtesy of "the university diploma". They have already mutilated every planet we depend upon for food/ threatened famine and chaos in healthcare by allowing antibiotics in livestock feeds; deliberately allowing the production of "greatly enhanced disease/ and no method to treat it. Our water resources are disappearing/ even the oxygen we need to live is being sucked into engines and fire: we know the facts; but the media merely propagates "incomprehensible" instead. The media knew, while your money was being stolen: I told them/ but they didn't tell you. The courts blockaded every attempt to let you understand this situation of threats: playing "expert"/ or more correctly declaring: "He cannot know anything/ we do". But it isn't me that condemns them: **the evidence speaks for itself.** Ice melt does establish global warming: when the ice is gone out of your glass/ off this planet; what happens then. Just let your hand explain it/ your sweat understand it.. Just understand it is not greenhouse gases that represent the real problem it's the amount of heat we create. Add it up.

EVERYTHING WE NEED FOR LIFE AND LIVING/ EVERYTHING ABOUT THIS ENTIRE PLANET IS BEING TERRORIZED, with threats we cannot survive! Prove the evidence is wrong/ or accept the job of an investigation into the truth, the whole truth, and nothing but the truth. As is required/ or we all die. Remember this: that there is no such thing as "human government in democracy"/ rather the constitution is our government, our contract with ourselves, that rules by law we create and accept. Instead of that, a very tiny handful of people rule over everything; less than ten decide "go ahead and mutilate everything" less than ten decide the press can be owned by the rich/ removing the free press with experts and fools. A fool is someone who has no common sense or basis in reality, by its truth: they simply believe themselves to be correct/ or their idols cannot be wrong. The expert, is responsible for our current reality: threats of extinction everywhere/ financial bankruptcy everywhere/ the collapse of ecosystems, environments, species extinctions, chains in life, the future for us all: ARE THEY NOT "Your guides"/ so say the media. "Gods"/ can't be wrong. Yet the evidence is LIES/ FAILURES/ CHEATS/ THIEVES/ MURDERERS/ AND TRAITORS from the beginning to the end. Believers, in a university diploma: they are, religious zealots, that cannot find the truth/ because that would end their reign of terror. Look around you clearly and think for yourself: The threats listed here are one time only realities of life/ fail to respect the consequences of being wrong: Which is death for life on earth. And you become "just like them" fools without a home or a future/ your children assassinated while you slept, in a haze of "expertise". DEMAND AN INVESTIGATION. DEMAND THE KNOWLEDGE

NECESSARY TO MAKE YOUR OWN DECISION. DEMAND A MORATORIUM ON ALL EXPERIMENTATION, or expertise/ UNTIL YOU DECIDE FOR YOURSELVES, to gamble a whole world. This is your life, because it is your world, and your future destroyed; when they are proven wrong. I CANNOT save you/ the court CANNOT save you/ your religion HAS NOT saved you. You MUST think for yourselves/ and change the direction of human life on earth: away from pride and want. **So that you can live by truth, and respect for life first, and living “within our means” as a planet. If you refuse today/ NOTHING will soon change tomorrow. Everything will collapse. Not a game, a life or death moment for this world.** Your experts will tell you: “He is nothing but a fool, a nut or anything else they can think of/ they will continue to say, we know everything/ trust us; as they have done for decades now_ But the evidence is in, the reality of fraud, lies, cheating, and theft could not be more clear; it surrounds you. Your decision is then more of the same, “Let us believe in lie and liars and thieves”. **Or demand the evidence shall decide/ and use the courtroom to understand the critical truth: we can no longer be wrong. Our lives. Even our world, depends upon it!**

WHY WOULD YOU, even consider trusting them with anything more/ particularly life itself? IT IS INSANE. Look at what they are doing: MUTILATING EVERYTHING. Do you want to be mutilated/ WHY NOT? Why then let them poison/ or combine species in a direct attack on nature itself. Making you enemies of life as well/ WHO IS RIGHT, “NATURE OR MAN”? WHO DO YOU TRUST, “NATURE OR MAN”? WHO WILL KEEP YOU ALIVE, “NATURE OR MAN OR YOUR EXPERTS”? Who created all these threats, and failed to address even one? Instead of life and responsibility to us all: they turned to greed.

Why believe in a religion called evolution: that says in effect “we just went shopping for the parts and pieces to build a body/ without a brain”. OR answer the question: What doesn’t your body need? Can’t live without a liver/ can’t live without blood or heart or lungs or a million other details: HOW could life be built one piece at a time? The answer is: IT’S A LIE! Fools leading you to HELL!

LET THEM PROVE, we can survive their insanity. Their deliberate attempts to “play satan: DESTROYER OF LIFE” for lack of a better word. By using not only us, but your children, your planet, our future here on earth; as their toy. Our lives, as their slaves/ the numbers do not lie in that: we have been deceived as a people/ they stole the value of our property by counterfeiting numbers and calling it debt. NOW MANY hold billions of dollars, and they demand: that we shall work for them until all those billions have been reimbursed by our sacrifice, our work and resources at the wages we are paid. A billion dollars is \$1,000.00 from one million workers: A TRILLION is one million dollars owed by each of one million people. Did you get yours? Billions PAID to one individual. HOW IS THAT FAIR/ what did they do for us really? This reality of “Kings and queens”: is, “the contribution to your lives” that the university diploma has brought. “They paid themselves VERY WELL”; and when that wasn’t enough, they chose to claim we owed them our future: counterfeiting the money/ so they could hold MORE over us.. And they demand we SHALL continue to pay, forever/ as that is what the numbers do mean literally. **WAKE UP, BECAUSE that is the least of their true offenses!** How is that not slavery/ is nothing compared to an entire planet dead? What did they

do for us, these experts that cannot be wrong? Answer: THEY THREATEN OUR VERY EXISTENCE AS LIFE ON THIS PLANET. Let the evidence prove this reality is wrong.

BRING this people, this world, and me: **REDRESS!**

And WE WILL DECIDE FOR OURSELVES, WHAT IS TRUE.

Is that not, how democracy works? WHERE is your “free press”! Answer the question/ because this work has been going on for decades: could they not have found a single thread to report? A single reason to give rise to the statement: Let us decide for ourselves! Instead they are believers, lost in a world of: These extra special smart people, “know what they are doing”. Like gods. Take a look around, **study the threats revealed by this case to your world.**

THERE IS NO GOING BACK, from any; once the point of no return passes us by.

That makes this a life or death moment for the planet.

YOU WANT A SAY? Tough shit/ YOU ARE NEEDED, and required to take a stand for life. Or guilty for failing this entire world. One or the other. I ask you to investigate so that you can survive and make choices for life. I ask you to examine the evidence and make your own decision/ rather than listening to “the experts who brought you here”. I demand that democracy GIVES US THE RIGHT, to decide for ourselves: They cannot gamble with everything/ or anything, where the consequence of being wrong is extreme, or life ending. I bring you the warning: WE CANNOT SURVIVE THIS. The children are being assassinated. Now its your turn. It ain’t no game. Look at the evidence, and THINK for yourself.

IT IS THE LAW.

proof of service:

I, James F. Osterbur, do hereby declare and prove that I have sent in this day July 14, 2012 by first class US mail service/ with postage prepaid. A copy of this filing to the IL supreme court described above; and addressed THE ILLINOIS STATE SUPREME COURT
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