

## Second Opinion Services

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To Those Whom it Concerns; The People of The United States, Greetings:

Thanksgiving Day 1967, Republic of Viet Nam. The UH-1D “Huey” emergency radio abruptly interrupted our thoughts. The pilot, calling “May Day, May Day” gave his unit call sign, location and calmly said “I’ve just lost my main rotor system. Goodbye, good luck and God bless you all.”

That freedom is not free is a truth learned by American soldiers prior to Vietnam and since. We cannot bring back those who paid the ultimate price for our country, but we can continue the fight ensuring their sacrifice will not be in vain. This fight preserves the truth of our heritage and the freedom truth provides.

From at least 1937, a fraud of major proportions has been perpetrated upon the American citizen by that branch of government which is the very Heart Nerve of our country, the federal judiciary.

The United States District Courts in the 94 judicial districts in the continental states of the union have been arresting, prosecuting and imprisoning citizens and aliens — without Constitutional or Congressional authority.

The Constitution authorizes punishment in only three instances: counterfeiting<sup>1</sup>; piracies and felonies committed on the high seas<sup>2</sup> and treason<sup>3</sup>. Congress authorized the United States District Courts to prosecute all crimes and offenses against the United States “cognizable under the authority of the United States committed within their respective districts or upon the high seas; where no other punishment...than a fine not exceeding one hundred dollars, or a term of imprisonment not exceeding **six months** is to be inflicted.”<sup>4</sup>

More than 2 million Persons have been imprisoned by judges of the United States District Courts for periods in excess of six months.

We the People gave Congress power “to exercise exclusive Legislation [jurisdiction] in all Cases whatsoever, over such District (not exceeding ten Miles square)...and to exercise like authority [jurisdiction] over all **places purchased** by the consent of the Legislature of the State

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<sup>1</sup> U.S. Constitution, Art. I § 8, Cl. 6

<sup>2</sup> U.S. Constitution, Art. I § 8, Cl. 10

<sup>3</sup> U.S. Constitution, Art. III § 3, Cl. 2

<sup>4</sup> Judiciary Act of 1789, 1 Stat. 9

in which the same shall be....”<sup>5</sup>; and to “make all Laws which shall be necessary and proper...”<sup>6</sup> to regulate and govern those **places purchased**.<sup>7</sup>

The United States District Courts — without authority to seat a grand or petit jury<sup>8</sup> — routinely issue indictments which declare the location of the “offense” to have been committed e.g. “in the northern district of Texas” but fail to identify the “place” within the district. The “district” is not a “**place purchased**.” Therefore, in order for the United States District Court to enjoy venue, the place where the offense is allegedly committed must be proven by the prosecutor to be within a **place purchased** by the federal government.

It is a fundamental principle of law that there are two necessary elements to a crime or offense: where (place) the offense is committed and what offense is committed.<sup>9</sup> Both elements must be proven to establish federal venue and subject matter jurisdiction in order to sustain a conviction. Over 98% of all indictments, arrests and search warrants issuing from the United States District Courts are for offenses committed on private not federally owned property...and are therefore fraudulent. Ninety-eight percent (98%) of all arrests and searches by agents of the United States occur within a union state, county, city, or private property...wherein Federal criminal law simply does not apply.<sup>10</sup> “And where there is no law there is no transgression.” Romans 4:15b (NIV)

That the fraud has continued unchecked for almost 70 years is a shameful indictment against every prosecuting and defense attorney and judge who ever set foot in a United States District Court to participate in a “criminal proceeding.”<sup>11</sup> The perpetrators of the fraud are the United States Attorneys. The conspirators are federal judges and defense attorneys. Those aiding and abetting are the U.S. Marshals and other federal arresting agents. The Attorney General of the United States is responsible to prosecute government officers and employees<sup>12</sup> for civil rights violations<sup>13</sup>. Congress is responsible to stop the fraud. We the People are responsible to hold Congress accountable.

We owe it to ourselves, our soldiers and our posterity.

Respectfully,  
One of the People,

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<sup>5</sup> U.S. Constitution, Art. I § 8, Cl. 17; District of Columbia and “places purchased” within district in a union state

<sup>6</sup> U.S. Constitution, Art. I § 8 Cl. 18

<sup>7</sup> U.S. Constitution Art. IV § 3

<sup>8</sup> 28 U.S.C. § 1869(f); United States District Court is **not** a “district court” established by chapter 5 of Title 28

<sup>9</sup> It is the locus of the offense which determines jurisdiction, not the offense committed. *People v. Godfrey* (Cir. 1880), 17 Johns. 225, 223 (N.Y. 1819)

<sup>10</sup> F.R.Cr.P. Rule 4(c)(2); 18 U.S.C. §§ 5, 7(3)

<sup>11</sup> F.R.Cr.P. Rule 54(b)(1)-(4)

<sup>12</sup> 28 U.S.C. §§ 526, 535

<sup>13</sup> 18 U.S.C. §§ 4, 241, 242