

1 Joseph:Baker

2  
3 ALLEGED ACCUSED IN #: BM758896A.

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8 SUPERIOR COURT OF: THE STATE OF CALIFORNIA

9  
10 IN AND FOR THE COUNTY OF KERN

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13 **PEOPLE OF THE STATE OF**  
14 **CALIFORNIA,**  
15 **PLAINTIFF,**

16 **VS**

17 **JOSEPH W BAKER,**  
18 **ALLEGED ACCUSED.**

**ALLEGED CASE#: BM758896A**

**NOTICE OF MOTION ON THE  
PAPERS FOR A RULING; NON  
APPEARANCE AT LAW AND  
MOTION HEARING;  
SUPPORTING AFFIDAVIT;  
CROSS-COMPLAINT**

**6/01/2010 Division SJ 8:30**

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20 1. Joseph:Baker says and declares,

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22 2. I am alleged to be the "defendant" in the above cause of  
23 action;

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25 3. For the reasons outlined below; I may not attend  
26 hearings at the Kern County courthouse:  
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1 4. At the hands of the Kern County Sheriff's department and  
2 the Bakersfield Police Department not having been  
3 convicted of any crime thereof, in the course of this  
4 matter having directly experienced kidnapping, torture,  
5 police brutality, attempted murder, poisoning, ridicule,  
6 character assassination, extortion, numerous denials of  
7 due process, denial of water after requesting it 35  
8 times (in custody and in a hospital!), retribution style  
9 punishment without judicial oversight, grand theft auto,  
10 failure to provide a legitimate impound hearing within  
11 10 days of impounding car, failure to provide or  
12 concealment of 24 hour judicial oversight over police  
13 officers, failure to bring me before a judge until 59  
14 hours had past (11 hours past the expiration of the  
15 written complaint) when I had demanded appeals of  
16 numerous legal determinations by police officers &  
17 sheriff's department personnel and never was any such  
18 appeals registered or taken up in any way to my  
19 knowledge except as to speak to the supervising officer  
20 in the back of the squad car which conversation never  
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1 showed up in the police report. These appeals are to be  
2 first in line before any proceedings can occur as  
3 administrative appeals are a critical part of any  
4 administrative process. Police were not trained to deal  
5 with such a situation. **The county of Kern is once again**  
6 **put on notice that I have a fee schedule for breeches of**  
7 **my freedom, life, and for my complying with various**  
8 **orders against my will and that this court and it's**  
9 **agents have trespassed my life.** An officer detaining a  
10 non California citizen such as myself may unknowingly be  
11 accruing an obligation for himself and his employer a  
12 value similar to \$85,000 per hour. For these reasons 24  
13 hour on-call access to judicial oversight is necessary  
14 to protect the interests of both parties. **I am**  
15 **concerned for my life that these actions may happen**  
16 **again if I am returned into the custody of this court's**  
17 **enforcement officers.**

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25 5. I filed several motions before the court for orders to  
26 preserve exculpatory & material evidence required for me  
27 to receive any Fair impartial trial before a jury of my  
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1 peers & the Court ignored said motions without so much  
2 as a mention of it on the record as if it had not  
3 received them & was not aware of them; Now at this late  
4 date there is virtually no chance that the evidence  
5 needed has been preserved untampered with by the  
6 corrupted Bakersfield Police Department and there is no  
7 chance for me to obtain a fair impartial trial before  
8 this Court, which is a denial of both State & Federal  
9 Due Process of law. Furthermore the Judge and prosecutor  
10 appear to be employed by the same corporation further  
11 making a fair and impartial trial an IMPOSSIBILITY.  
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16 **6. Claim of Freedom**  
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18 It is well known and self evident, that as of July 4,  
19 1776, the People of the Thirteen (former) British  
20 Colonies of North America, engaged in an armed rebellion  
21 against their Former British Overlords and it is well  
22 known and self evident, that when the Rebels prevailed  
23 in their armed rebellion and had wrested their personal  
24 individual freedom from their former foreign British  
25 overlord, that therein and thereby each and every one of  
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1 the former British subjects became each and every one,  
2 individually free over his or her own self, as it is  
3 equally well known and self evident, that as of July 4,  
4 1776, any and all political authority and or political  
5 jurisdiction exercised by any political authority of any  
6 and every nature whatsoever, prior to the said date,  
7 over the Thirteen (former) British Colonies of North  
8 America, ceased to exist in any way. Based on the  
9 foregoing, the Posterity of the aforementioned Rebels,  
10 domiciled in the (former) British Colonies, became, each  
11 and every man and woman thereof, individually  
12 politically equal to each other, including myself, and  
13 it is equally well known and self evident, that  
14 subsequent to July 4, 1776, several of the aforesaid  
15 People formed a Federation known as The United States of  
16 America, and it is equally well known and self evident,  
17 The United States of America does not exist in nature,  
18 and it is equally well known and self evident, The  
19 United States of America is an artificial political  
20 entity and The United States of America, being an  
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1 artificial political entity does not have any political  
2 authority to bind or claim the service or servitude of  
3 any of the aforesaid men or women who did not each one  
4 individually freely volunteer into such service.  
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8 It is absolutely and irrefutably impossible for a real  
9 live flesh and blood human being to be born into and  
10 become by birth, part of or subservient to an artificial  
11 entity, political or otherwise, and it is equally well  
12 known and self evident, that in 1794, in a case called  
13 Chisholm vs. Georgia, (2Dal/US 419), Chief Justice John  
14 Jay wrote words to the effect, "That upon the  
15 revolution, the former [British] subjects became joint  
16 tenants in the sovereignty", and it is equally well  
17 known and self evident, that in 1866, the Thirteenth  
18 Amendment to the Constitution of the United States was  
19 adopted and ratified and it is equally well known that  
20 the Thirteenth Amendment provides that involuntary  
21 servitude shall not exist in the United States or in any  
22 place subject to their jurisdiction, except as a  
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1 punishment for crime whereof the party shall have been  
2 duly convicted. The Fourth Article provision of the  
3 Fourteenth Amendment establishes that US citizenship  
4 constitutes and is undeniably a condition of political  
5 servitude and furthermore clearly establishes that US  
6 citizenship constitutes and is a servitude status, that  
7 therefore, US citizenship must be and is, therefore,  
8 only attainable on a voluntary basis, as a voluntary  
9 political status and that US citizenship cannot be and  
10 is not acquired automatically by a person's birth in the  
11 land area claimed to be under the governance of the  
12 United States and that the act of acquiring US  
13 citizenship is mandated to be a voluntary act, in order  
14 that those persons born in the land area claimed to be  
15 under the governance of the United States, who subject  
16 themselves to US citizenship, do so on a totally  
17 voluntary basis in order that their subjection to such  
18 servitude be unquestionably a voluntary act, freely,  
19 willfully and intentionally entered into, only after  
20 being fully informed of the consequences thereof prior  
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1 thereto, in order that the resulting servitude be  
2 established as being totally voluntary, in compliance  
3 with the Thirteenth Amendment's prohibition of  
4 involuntary servitude, and, a careful reading of the  
5 citizenship clauses of the First Article of the  
6 Fourteenth Amendment will reveal that those clauses do  
7 NOT in any way provide that all persons born in the land  
8 area claimed to be under the governance of the United  
9 States are, due to such birth, automatically citizens  
10 thereof.  
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16 I maintain that no agent acting for or on behalf of the  
17 artificial United States or any political subdivision  
18 thereof has or can produce any proof that I renounced my  
19 naturally acquired and naturally endowed individual  
20 freedom nor have I volunteered into a condition of  
21 servitude to the artificial United States or to the  
22 artificial United States of America or to any artificial  
23 political subdivision thereof, and therefore the  
24 artificial political entity, the United States or the  
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1 artificial United States of America, and or any  
2 artificial political subdivision thereof or any of them,  
3 has no political jurisdiction over me a free living  
4 soul.  
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7 7. "Officers of the Courts," which include members of the  
8 Circuit Court of the artificial State of California for  
9 the artificial COUNTY OF KERN, COUNTY DISTRICT  
10 ATTORNEY'S staff, SHERIFF'S staff, COUNTY-STATE-and or  
11 FEDERAL COURT'S staff , and ANY and ALL other  
12 governmental entities are under oath of office to  
13 support and defend both U.S. and California  
14 Constitutions.  
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18 8. Bias in the hospital: I had asked for water 35 times  
19 then the supervisor said "Well if you hadn't knocked  
20 over an officer". A nurse asked her supervisor if she  
21 could at least bring me a stretcher to lay down on, the  
22 hospital supervisor refused, the nurse pleaded a second  
23 time and the supervisor agreed. I was being treated as  
24 if the hospital employees were to punish me without  
25 judicial oversight.  
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1 9. Witness Tampering: There is clear and convincing  
2 evidence that because of my affidavits in various court  
3 cases including testimony against District Attorney Ed  
4 Jagles, Kern County Clerk of Court Terry McNalley,  
5 process server Joe Devers and many aspects of the GMAC  
6 vs Star:Hills case that I am likely the victim of  
7 witness tampering activities.  
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11 **10. Judicial Standing Challenge:** I challenge the judicial  
12 standing in this case and demand that the court proves  
13 that I have volunteered political jurisdiction to any  
14 government and that any such action was done without the  
15 alleged government's coercion, fraud, threats, deception  
16 by it's institutions. The court must show that it has  
17 standing to prosecute and prove that the court is  
18 anything more than an administrative court over it's own  
19 government employees.  
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24 **11. At the time of being accosted, assaulted battered**  
25 **tortured by the Bakersfield Police I was not a citizen**  
26 **of the Republic of California & not a Resident, &**  
27 **further had no legal Domicile in the said Republic, thus**  
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1       there is no Jury of my peers available in this  
2       Jurisdiction & the said State can not try me unless I  
3       voluntarily submit to its alleged Jurisdiction & venue,  
4       which I can not be compelled to do against my free will,  
5       as the United States Supreme Court has ruled that a  
6       Defendant in a Criminal Prosecution has no duty to bring  
7       themselves to the Court, that Duty lies with the  
8       Prosecutor, as does the Duty to provide a Fair Impartial  
9       trial.  
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14 12. I never entered any plea in this alleged "case" & I have  
15 not traversed upon the Merits, however the trial court  
16 at the first Arraignment hearing violated the express  
17 law of the Republic of California when it failed to  
18 continue the Arraignment when I stated on the record  
19 that I did not want to enter a plea at that time because  
20 I had not had any opportunity to consult with competent  
21 counsel, which required the Court at that time to  
22 continue the arraignment & allow me time to answer the  
23 complaint as required under California Penal Code  
24 Section 990.  
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1 990. If on the arraignment, the defendant requires  
2 it, the defendant must be allowed a reasonable time  
3 to answer, which shall be not less than one day in  
4 a felony case and not more than seven days *in a  
misdemeanor or infraction case.*

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6 The alleged Not guilty Plea entered by the Judge against  
7 my will & over my objections is void ab initio as it was  
8 not my plea & I had the right to continue the  
9 Arraignment. Based upon all the foregoing this Court  
10 never obtained any personal jurisdiction over me & I do  
11 not volunteer personal Jurisdiction to this Court, a  
12 Court that has demonstrated that it can not even follow  
13 its own alleged Laws & Rules, nor can it supply the  
14 Required Due Process of Law & a Fair impartial Trial,  
15 thus it is an incompetent court with no Right of Action  
16 and is now Required to dismiss the alleged Action  
17 Against me Immediately & forthwith without delay.  
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22 **13. I am falsely imprisoned.** I have been falsely imprisoned  
23 since the squad car turned on its emergency overhead  
24 lights without probable cause - through now with the  
25 alleged bench warrant. I was told by the woman working  
26 at the service window of the Clerk of the court when I  
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1 brought paperwork to re-instate the bond (notated under  
2 threat duress and coercion) that I would likely be taken  
3 into custody by the bailiff because the charges included  
4 "assault on an officer" which I never did as I sought to  
5 protect and defend myself when I was attacked by one  
6 unprovoked, enraged violent officer swinging a baton at  
7 me for no justifiable reason AT ALL, the officer being  
8 outside of any law, acting under color of law at best  
9 along with his numerous accomplices who merely stood by  
10 as accomplices assisting by tackling me at his  
11 insistence, holding me, and others stood by watching as  
12 if it was sick entertainment as I was being  
13 systematically tortured as the same enraged officer -  
14 began attempting to stomp on my head and neck 3 times in  
15 an attempt to murder me. One of the Bakersfield Police  
16 officers said "I think he shot himself". Whether these  
17 officers were under the influence of drugs at the time  
18 would be the matter for an internal investigation (I am  
19 currently aware of several past incidents perpetrated by  
20 the Bakersfield Police Department and at least one  
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1 Federal Lawsuit where the Bakersfield Police Department  
2 is being sued for similar unlawful behavior against  
3 others --- **which establishes a pattern and practice**  
4 **usage custom habit and policy of the Bakersfield Police**  
5 **Department** and the City of Bakersfield to undertake such  
6 unlawful courses of actions which would subject the City  
7 of Bakersfield and Bakersfield Police Department to a  
8 **federal investigation and supervision by the US**  
9 **Attorney's office and investigation by the FBI as has**  
10 **happened to the Los Angeles Police Department in the**  
11 **past.)** The foregoing outrageous conduct of the  
12 Bakersfield Police Department officers clearly evidences  
13 a **lack of appropriate training and supervision** of the  
14 Bakersfield Police Department which further exposes them  
15 to civil liability under Federal Law, and all  
16 individuals under their private capacity under color of  
17 law without immunities.

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25 14. **I cite incompetencies, fraud, intentional omissions,**  
26 **lies and fabrications within the police report itself.**

27 The charge of not having a "drivers license" is  
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1 contradicted by the admission in the same report that  
2 the "defendant" had a valid [Wisconsin] drivers license  
3 which they confiscated, obtained information from and  
4 placed the information in the same report. Possession  
5 of Wisconsin drivers license exempted defendant (as  
6 expressly set forth under the California Vehicle code  
7 under which I am being charged for having no drivers  
8 license) from any requirement of having a valid  
9 California drivers license which establishes the charges  
10 of driving without a valid California license being void  
11 ab initio as a matter of California law and a fraud upon  
12 this court. This "requirement" to have a "Drivers  
13 License" assumes that there is no independent right to  
14 travel as the fictional corporate state of California  
15 (see United States Supreme Court Ruling Chisholm  
16 Executor Vs Georgia 1793 where the supreme court refers  
17 to States as "Fictional Corporate States") has converted  
18 the previously existing right to travel (see in re ex  
19 parte Stork Feb 24, 1914 167 Cal 294) into a privilege  
20 and a crime which is expressly forbidden under published  
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1 federal court rulings expressly stating a state cannot  
2 convert a right into a crime and they cannot punish an  
3 individual for exercising a statutory or constitutional  
4 right which is exactly what they have now done. It is  
5 well established for the last 150 years the right to  
6 travel - furthermore research reveals that the  
7 California Vehicle Code and all alleged codes and  
8 regulations regarding the alleged "privilege" to drive  
9 in the state of California and all other states of the  
10 United States of America were established under the  
11 federal bureaucracy created under the federal programs  
12 that came down after the establishment of the social  
13 security act of 1935 and is merely another federal  
14 program which is not mandatory under any state but is  
15 subject to voluntary participation and the definition of  
16 "driving" is set forth under title 18 USC as an action  
17 in "commerce". I was not engaged in any commercial  
18 activity at the time I was accosted by the defacto  
19 Bakersfield Police Officers - therefore under that  
20 definition I was not "driving". There was no posted  
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1 speed limit, yet the officer explained he turned on his  
2 emergency lights because I was going too slow in the  
3 alley - which he later in the report changed to going  
4 too fast (even though no speed limit signs are posted in  
5 the ally, no radar or laser gun was indicated being used  
6 to gage my alleged speed, only the officer's hearsay  
7 allegations as to alleged speed as to allegations in his  
8 report). All the foregoing clearly established that the  
9 defacto officers in question had no reasonable or  
10 probable cause to impede my rite of way, stop me, accost  
11 me, or question me in any manor form or regard as there  
12 was not any grounds for a Terry Stop (Under United  
13 States Supreme Court Ruling Terry vs State of Ohio  
14 where they established alleged exceptions to the 4<sup>th</sup>  
15 amendment) as no such exceptions existed under these  
16 facts. The officer was "laying in wait" in the darkness  
17 of night of the alley with his lights off, waiting for a  
18 victim to pounce on which is further violation of Title  
19 18 US Code further subjects the said defacto officers to  
20 both criminal liability under Title 18 US Code and civil  
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1 liability under title 42 USC section 1983 et-sequitur.  
2 My car was then stolen from a location on private  
3 property at the direction and order of the defacto  
4 officer to a contractor of the City of Bakersfield and  
5 the Bakersfield Police Department, Barnett's Towing  
6 Company. This needless grand theft auto from a safe  
7 location on private property **gives question to a**  
8 **previously conceived motive of an ongoing racketeering**  
9 **operation by the City of Bakersfield** and Bakersfield  
10 Police Department whereby these automobiles are seized  
11 and sold raising an issue of weather the licensing fees  
12 paid by Barnett's Towing Company to the city of  
13 Bakersfield is a kickback scheme in light of the fact  
14 the whole operation is preplanned and preconceived by  
15 parties unknown, possible accomplices unknown unnamed  
16 parties possibly connected to the City Council, City of  
17 Bakersfield, and the unnamed owners of Barnett's Towing  
18 Company and any other towing operators similarly  
19 licensed.

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27 **15.I MOVE THIS COURT to withdraw the false/void plea**  
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1 **wrongly entered by the arraigning judge over my**  
2 **objections and entered without my consulting with**  
3 **competent council** (which excludes the public defender  
4 who is incompetent as previously established by me in  
5 the record in my papers filed with this court which were  
6 initially ignored by this court who required me to file  
7 a second formal motion on the same manner in violation  
8 of the policy of judicial economy ) **over my verbal**  
9 **objections.**

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14 **16.I move this court to release my car from impound without**  
15 **forfeiture** of fees if such car has not already been sold  
16 or demolished. If it has been sold or demolished **I move**  
17 **for an order for just compensation for the false seizure**  
18 **of my property and life,** as required by the express laws  
19 of "United States of America" and California. Such  
20 compensation should consider my false imprisonment by  
21 the alleged "warrant" (involuntary servitude) and  
22 denying my means of locomotion and freedom to travel,  
23 unalienable rite of way and should be multiplied  
24 threefold for reasons of fraud perpetrated upon me.  
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1 17. **I move this court to dismiss this alleged "case"** against  
2 me as I have already suffered undo and unlawful, unjust,  
3 terrorist acts, torture and brutality as punishment for  
4 merely exercising the **unalienable right to free speech**  
5 which derived from God Almighty, creator of the universe  
6 and not from the laws of man, as guaranteed under the  
7 first article of the Bill of Rights of the United  
8 States of America 1791. When the officer asked "What is  
9 your name?" I said "Have you made a determination that  
10 I am required to have such a thing( as a name )?" and  
11 "I am appealing your determination, you need to get your  
12 supervisor down here right away." By the time the  
13 supervisor arrived I could have been dead. The  
14 arresting and responding officers seemed unaware that  
15 ones who are **falsely** arrested have the right to resist  
16 arrest with force up to and including deadly force (Bad  
17 Elk v. United States, 177 US 529 - US: Supreme Court 1900).  
18 This lack of knowledge indicates inadequate training by  
19 the Bakersfield Police Department.

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27 18. As I previously told alleged "Judge" Charles Brehmer on  
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1 the record that **all my interactions with the (alleged)**  
2 **government are under threat, duress and coercion.** These  
3 actions have been gotten through institutional  
4 deception, undue influence and the same threat duress  
5 and coercion cited above. As no contract can be binding  
6 if all parties are not informed and aware of all terms  
7 conditions and elements of the alleged contract, where  
8 there is not a meeting of the minds, where there is no  
9 full disclosure, there can be no alleged "citizenship"  
10 or contract under the alleged body politic. It should  
11 be noted that this includes all affidavits where the  
12 court has a reputation of dismissing affidavits which  
13 include the disclaimer "under threat, duress, and  
14 coercion". Let me clarify again here for the record.  
15 When I sign *under threat, duress, coercion* (utdc) I am  
16 referring to those actions a government is imposing on  
17 me which make the actions not according to my own will  
18 but rather an action in response to oppressive forces  
19 from a government. Of particular concern is the court's  
20 reputation in rejecting affidavits which do not swear to  
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1 being under penalty of perjury of the laws of the  
2 Republic of California. I am not subject to the laws of  
3 the Republic of California, I do however stand in honor,  
4 my yes is yes and my no is no so help me God, the  
5 Universe, and all my allies.  
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8 19. I previously attempted to obtain a transcript of all  
9 proceedings and hearings in this case and was told I  
10 would have to pay 120 dollars. **I move the court to**  
11 **define what a dollar is** since there seems to be some  
12 confusion as all the currency I have seen says "debt  
13 note" on it. I cannot in good conscience contribute  
14 federal reserve debt notes in the name of the bankrupt  
15 Republic of California to pay their share of the  
16 "National Debt" and to support the brainwashing,  
17 harming, assault and battery, torture and false  
18 imprisonment of alleged citizens i.e. flesh and blood  
19 living breathing free souls and using of them as bonded  
20 securitized chattel instruments when I had no part of  
21 entering into such alleged national debt for the  
22 fictional entity "United States of America" who's status  
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1 in the international community is dubious at this time.  
2 This would constitute involuntary servitude of my labor.  
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4 The availability of transcription is required for my  
5 defense and all said hearings were purportedly recorded.

6 **I move the court to provide all recordings or**  
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8 **transcripts** of the proceedings of this case and related  
9 actions as well as copies of minute orders via postal  
10 mail to my [Wisconsin] mailing location free of charge  
11 as the cost of government tyranny cannot be placed upon  
12 the shoulders of those it oppresses who have not agreed,  
13 contracted to do so. Note the maxim "A man cannot  
14 profit from his own wrong doing".  
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18 20.The aforementioned outlines real threats to my life,  
19 freedom, property, and body due to psychological  
20 weaknesses and low intelligence of the those involved in  
21 law enforcement. **I move the court to impose sanctions**  
22 **against the officer who swung his long baton at me**  
23 **twelve times and stomped on my head and neck three**  
24 **times.**  
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28 21.**I move the court to issue a document of diplomatic**

1 immunity to prevent future interactions with law  
2 enforcement personnel. Specific orders on the document  
3 would read "The Free Man Joseph: Baker claims diplomatic  
4 immunity during his travels near the State of  
5 California" "Do not detain", "Do not impede", "provide  
6 escort if requested".  
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10 22. I Move the court to order the Clerk of the Court to  
11 prepare a **statement of actions of financial interests**  
12 **and interrelations of the court as relating to actions,**  
13 **costs and fees profits and losses from interactions**  
14 **between the following; Towing companies, bond**  
15 **companies, banks, the selling of bonds with or without**  
16 **recourse, leveraging, invention of credit/debt, human**  
17 **trafficking, Bakersfield Police Department, SUPERIOR**  
18 **COURT OF CALIFORNIA COUNTY OF KERN, The State of**  
19 **California. This report would detail any and all**  
20 **bonuses/kickbacks/incentives/disincentives and would be**  
21 **sworn to by the owners of the licensed towing companies.**  
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26 23. A jailer came to me of medium build and as I recall  
27 light colored hair wearing what appeared to be latex  
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1 gloves and told me I must provide a sample of my DNA. I  
2 objected, asking what would happen if I did not. The  
3 officer told me there was a California law that everyone  
4 in custody who was charged with a felony is required to  
5 submit a sample of DNA and that I was charged with a  
6 felony and that I would be charged with an additional  
7 crime if I did not provide the sample. I was not  
8 charged with a felony by the District Attorney, but I  
9 had no way of knowing this at the time as I was in the  
10 dark due to negligence on the part of the public  
11 defender as stated in my other motions to the court  
12 therefore I believe the officer acting on the behalf of  
13 the County of Kern Sheriff's department acted in this  
14 instance under color of law, with incorrect training,  
15 with incoherent confused records coercing me to give  
16 the sample against my express concerns. This act was  
17 under threat duress and coercion as I had indicated on  
18 the form the officer made me sign. **I move the court to**  
19 **return the DNA sample and expunge all DNA information,**  
20 **and for the court on it's own motion to issue sanctions**  
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1       **against all parties responsible.**

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3       **24.**It is the purpose of government to protect and defend  
4       individual rights.   **I move the court to order an**  
5       **independent investigation of DNA collection practices to**  
6       **identify whether other inmates similarly situated have**  
7       **also been coerced into giving DNA samples when in fact**  
8       **the arresting officer alleged felony actions yet the**  
9       **district attorney only brought misdemeanor charges.**

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12  
13       25.I move the court look into the screening process of  
14       hiring officers Richard S Davis and Patrick Lefler to  
15       determine whether there may have been mental defects  
16       which should have prevented them from being hired.  If  
17       the screening process was defective as it appears to  
18       have been I move the court to impose sanctions on the  
19       Burlington Police Department for failure to properly  
20       screen candidates.

21  
22  
23  
24       26.Court in disarray:  Given the aforementioned instances  
25       of incoherency in the "government" records and actions  
26       DNA, "Drivers License", 48 hour bring before a judge  
27       rule, Inability to provide a court of record at all

1 proceedings, incoherency in its chartered mission to  
2 protect and defend individual rights, incoherent in many  
3 aspects regarding any production of Discovery,  
4 incoherent in it's records of prisoner locations as  
5 evidenced by a jailer supervisor asking me "why aren't  
6 you with the others?"). Also the mis-scheduling of a  
7 hearing. I move the court dismiss this case because it  
8 appears to be in disarray and as such it is causing  
9 untold damage to those it touches.  
10  
11  
12

13  
14 27. The alleged arraignment proceedings included video taped  
15 instructions of an alleged judge explaining "rights" to  
16 defendants. A jailer/deputy interrupted during a part  
17 of video which said defendants have a right to be  
18 brought before a judge within 48 hours. This was in my  
19 opinion an intentional cover-up of essential information  
20 through intentional distraction. Additionally,  
21 defendants have a right to individual council with  
22 specific instruction as relates to their unique  
23 situation at hand. The information was pertinent to me  
24 because I had not been brought before a judge for 59  
25  
26  
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28

1 hours. This practice appears to happen at other  
2 hearings as well which appears to be a pattern and  
3 practice, usage and custom which needs to be corrected  
4 and of which I have been harmed.  
5

6  
7 28. Since the Maxims of law indicate that no impossibility  
8 can be required and it was impossible for me to know the  
9 hearing date had been changed from what was agreed upon  
10 - I Move the court to restore to me the bail money of  
11 \$1,500.  
12

13  
14 29. **Notice of Non Appearance.** I will not be bringing myself  
15 into the courtroom but rather will present my  
16 communications through paperwork and stand on my  
17 paperwork.  
18

19  
20 30. More Incoherent court records - A female Assistant  
21 District Attorney for Kern County was in the courtroom  
22 when the matter was clearly declared that the public  
23 defender would not represent me. The telephone  
24 receptionist of the District Attorney's office indicated  
25 that discovery was not provided because their records  
26 showed that I was not "representing myself". **I move the**  
27  
28

1 court to compel the District Attorney's office to  
2 produce discovery evidence by sending it via the US  
3

4 **Postal Service to:**

5 Temporary Mailing Location  
6 Joseph:Baker  
7 c/o 372 Lewis Street  
8 near [Burlington, Wisconsin 53105 ]  
non-domestic, without the U.S.

9 31. Notice of exhausting administrative remedy. This matter  
10 is before the California Department of Motor Vehicles as  
11 I seek to obtain a hearing before them.

12 32. I move the court to issue a restraining order against  
13 the Bakersfield Police department, the Kern County  
14 Sheriff's department, any and all bail enforcement  
15 agents, parole officers, probation officers, District  
16 Attorney's officers - from having any contact, from  
17 performing any surveillance, from harassing Joseph:Baker  
18 or any of the following persons: Alan Gjurovich,  
19 Star:Hills, Roxann Powers, Daniel Lopez Jr.

20 33. This document is subject to editing and amendment.

21  
22 Respectfully presented,

23 by:   
24 Joseph:Baker

25 UTDC - All Rights Reserved

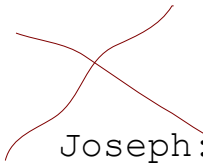
26  
27 On this 1st day of June, two thousand and ten,  
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DECLARATION

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I the undersigned hereby declare under penalty of perjury:  
under the laws of the Republic of California the foregoing  
is true and correct. Executed by my hand on this 14th day of  
April, two thousand and ten.

by:

  
Joseph Baker

UTDC - All Rights Reserved

PROOF OF SERVICE

1  
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5 This document has been electronically because of exigent  
6 circumstances which require no money be spent and because  
7  
8 my life has been threatened by law enforcement personnel of  
9 Kern County California and the City of Bakersfield,  
10 California.

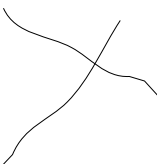
11  
12  
13  
14 sent to the District Attorney's office at

15  
16 [da@co.kern.ca.us](mailto:da@co.kern.ca.us)

17  
18 And to The Kern County Criminal Court's Web site at:

19  
20 <http://www.kern.courts.ca.gov/home.aspx>

21 Joseph: Baker

22  
23  
24  
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26  


27 utdc - All rights reserved Tuesday, June 1<sup>st</sup> 2010