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SUPERIOR COURT OF THE DISTRICT OF COLUMBIA
CRIMINAL DIVISION

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DISTRICT OF COLUMBIA,		:
		:
Plaintiff,		:
v.		: Criminal Action No.
		: 2011 CTF 17412
LAMONT BUTLER,		: 2011 CTF 17413
		:
Defendant.		:
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	Washington, DC	
	February 16, 2012	

The above-entitled action came on for a non-jury trial before the Honorable FLORENCE PAN, Associate Judge, in Courtroom Number 212, commencing at approximately 10:09 a.m.

THIS TRANSCRIPT REPRESENTS THE PRODUCT OF AN OFFICIAL REPORTER, ENGAGED BY THE COURT, WHO HAS PERSONALLY CERTIFIED THAT IT REPRESENTS THE TESTIMONY AND PROCEEDINGS OF THE CASE AS RECORDED.

APPEARANCES:

On behalf of the Government:
Avril Luongo, Esquire
Office of the Attorney General

On behalf of the Defendant:
Lamont Butler, Pro se
Washington, DC

Sherry T. Lindsay, RPR (202) 879-1050
Official Court Reporter

1 THE DEFENDANT: Ma'am, objection. We cannot
2 proceed at this time. There are several things that we need
3 to clarify before we can go any further.

4 THE COURT: Okay.

5 THE DEFENDANT: Okay.

6 THE COURT: Before you do that --

7 THE DEFENDANT: Yes, ma'am.

8 THE COURT: Let me just note that I don't think
9 this case is properly on my calendar, Ms. Luongo, because it
10 is a non-jury trial matter.

11 MS. LUONGO: Yes, Your Honor. I believe it got
12 here because Mr. El had requested an associate judge.

13 THE COURT: Correct.

14 MS. LUONGO: And at the time that he had requested
15 the associate judge, it went onto Judge Epstein's calendar.

16 THE COURT: Correct. And now we are sending them
17 to misdemeanor calendars.

18 MS. LUONGO: So --

19 THE COURT: So the question is whether I should
20 just transfer this to a misdemeanor calendar or if you want
21 me to put it on the cert list or how did the Government want
22 to proceed with all of that? It is just a very heavy day
23 for the cert list, et cetera.

24 MS. LUONGO: Yes, Your Honor. If you are talking
25 about putting it on a misdemeanor calendar, is it going to

1 be another court date?

2 THE COURT: Yes.

3 MS. LUONGO: We will defer to the Court as to the
4 best way to do it. We recognize that it is a heavy day. It
5 is a heavy day for our office, as well.

6 THE COURT: Right. I just don't think that I can
7 get them all picked up anyway. And given that this one
8 isn't properly here, this would be one that I could just put
9 on another calendar.

10 MS. LUONGO: We also don't want to be -- the
11 Government does not want to be in the position of
12 inconveniencing Mr. El beyond --

13 THE COURT: All right. Yes.

14 Well, Mr. El, here is the situation: This case
15 isn't properly on my calendar because this is a jury trial
16 calendar and this is a non-jury case. And it's also a very
17 heavy day in terms of trials. So what I am thinking of
18 doing is sending this to a misdemeanor calendar which is
19 where it belongs and just setting another date for it at
20 that point where you can have a fuller forum for your views
21 because I don't have time today to hear them.

22 THE DEFENDANT: I understand, ma'am. But for the
23 record, with the powers invested in me as a Moorish American
24 with supreme sovereign authority, I hereby withdraw this
25 case with cause and prejudice because the charges brought

1 against me as an aboriginal indigenous American are
2 fraudulent, bogus --

3 THE COURT: Okay.

4 THE DEFENDANT: -- and without substance --

5 THE COURT: Mr. El --

6 THE DEFENDANT: -- and this Court's lack of
7 personam jurisdiction.

8 I am sorry, ma'am.

9 THE COURT: All right.

10 THE DEFENDANT: I just wanted to get that --

11 THE COURT: You can withdraw your representation
12 of yourself, but you can't withdraw the case. So do you
13 want me to appoint a lawyer to represent you instead of you?

14 THE DEFENDANT: No, ma'am. Also --

15 THE COURT: You said you wanted to withdraw. You
16 want to withdraw as representing yourself?

17 THE DEFENDANT: I am withdrawing -- no. You can't
18 represent yourself, ma'am. I am presenting myself for
19 this --

20 THE COURT: Oh, you can represent yourself,
21 sure --

22 THE DEFENDANT: -- pretentious instance --

23 THE COURT: -- which is what you're doing right
24 now.

25 THE DEFENDANT: I also want to state for the

1 record, while I am exiting this courtroom in fear of my
2 life, if any officer and/or employee of this courtroom puts
3 their hands on me, threatens to put their hands on me,
4 threatens to send a manhunt for me or tries to get me to
5 sign anything under threat, duress and coercion, then every
6 single officer and employee of this courtroom as joint
7 parties of the criminal act will be sued in their private
8 capacity and --

9 THE COURT: That is entirely within your right,
10 sir.

11 THE DEFENDANT: Ma'am --

12 THE COURT: You can sue, if want to bring suit.
13 But I don't need to listen to you right now.

14 THE DEFENDANT: All right.

15 THE COURT: I am going to transfer this case to a
16 misdemeanor calendar.

17 THE DEFENDANT: Okay.

18 THE COURT: This is a Fifth District case. Who is
19 in charge of the Fifth District?

20 THE DEFENDANT: Thank you, ma'am. I won't be
21 making any more special appearances before this Court
22 because this Court --

23 THE COURT: No, you will not, because I am
24 transferring your case to another court.

25 MS. LUONGO: Will Your Honor be transferring it

1 for status or for trial?

2 THE COURT: Do you want me to set it for trial or
3 for status, Ms. Luongo?

4 MS. LUONGO: We'll defer -- we'll defer to the
5 Court's calender however it is best scheduled. I do have
6 witnesses here, so if we did get a trial date, I would like
7 to confirm the trial date with them.

8 THE COURT: Okay. Why don't I set it for trial
9 then since we are in that posture.

10 MS. LUONGO: And may I please step back to check
11 to --

12 THE COURT: Well, let's get some dates first.
13 All right. Five D, who is that?

14 THE DEFENDANT: I also am here present with
15 counsel -- with my counsel.

16 THE COURT: Good.

17 THE DEFENDANT: And everything is being recorded
18 and --

19 THE COURT: It is?

20 THE DEFENDANT: -- I am not signing anything,
21 ma'am.

22 THE COURT: All right.

23 So can we get a date before whoever has got the
24 Fifth District?

25 THE DEPUTY CLERK: Judge Williams, Your Honor.

1 THE COURT: All right. I am going to be
2 transferring this case to Judge Williams. Why don't I set
3 it for trial, Ms. Luongo.

4 What is the next available trial date before Judge
5 Williams?

6 THE DEPUTY CLERK: The next available date is
7 March 21st.

8 THE COURT: Is that a -- can you check on that?

9 MS. LUONGO: I will have to check with my
10 witnesses. Would it be possible --

11 THE COURT: Can you give me a couple of other
12 dates, just in case?

13 THE DEPUTY CLERK: March 21st, 22nd, 23rd, 26th.

14 MS. LUONGO: I know the 26th is not a good date,
15 but I will check on other dates if I may have the Court's
16 leave to step back.

17 THE COURT: If you could quickly do so,
18 Ms. Luongo.

19 MS. LUONGO: Yes.

20 (Pause.)

21 THE DEFENDANT: Ma'am, I also wanted to ask for
22 the record --

23 THE COURT: Mr. El, I am impressed with your
24 filings. I think these are very --

25 THE DEFENDANT: Thank you, ma'am.

1 THE COURT: -- interesting filings you have filed.
2 And I like the paper that you used, as well.

3 THE DEFENDANT: Yes, ma'am. Legal notice.

4 THE COURT: Uh-huh. Did you have any legal
5 training?

6 THE DEFENDANT: Also -- no. I just studied law.

7 THE COURT: Oh, you did. In school?

8 THE DEFENDANT: No. On my own.

9 THE COURT: On your own?

10 THE DEFENDANT: Yes, ma'am.

11 THE COURT: Interesting.

12 THE DEFENDANT: I also wanted to --

13 THE COURT: I don't think we need --

14 THE DEFENDANT: -- ask a question.

15 THE COURT: Oh, go ahead since you're pro se, but
16 wait for the Government to be here because I can't talk to
17 you until she is here.

18 THE DEFENDANT: Okay. No problem.

19 THE COURT: Okay.

20 MS. LUONGO: Any of the days, March 21st, 22nd or
21 23rd are good for the Government.

22 THE COURT: All right. Let's set this for
23 March 23rd before Judge Williams.

24 THE DEPUTY CLERK: 23rd?

25 THE COURT: Yes.

1 THE DEFENDANT: Ma'am, I also wanted to get on the
2 record, you and opposing counsel have sworn oaths to support
3 and defend the Constitution for America as amended in 1791
4 with the Bill of Rights and the State Constitution; is that
5 correct?

6 THE COURT: Yes.

7 THE DEFENDANT: Okay. With all due respect, you
8 and opposing counsel are required to abide by these oaths in
9 the performance of your official duties, especially those
10 duties before this Honorable Court; is that correct, ma'am?

11 THE COURT: Well, I am going to agree with you,
12 but at this time, I am going to have to -- I will ask you to
13 step forward and sign notice to come back on March 23rd.
14 You don't have to sign if you don't want to, but you are
15 still required to be there. And if don't come, we will
16 issue a bench warrant. Do you understand, sir?

17 THE DEFENDANT: And also do you understand --

18 THE COURT: Okay. Thank you, sir. And so --

19 THE DEFENDANT: -- that I am not -- I do not
20 consent to come back.

21 THE COURT: All right.

22 THE DEFENDANT: I am not making any more special
23 appearances before this court.

24 THE COURT: Okay.

25 THE DEFENDANT: And I'm putting that on for the

1 record.

2 THE COURT: That is fine, Mr. El.

3 THE DEFENDANT: If any type of manhunt has been
4 put on me, then, you know, I am going to place suit.

5 THE COURT: So you're supposed to show up on March
6 23rd before Judge Williams for your trial. If you don't
7 come, we will issue a bench warrant for your arrest. Thank
8 you.

9 THE DEFENDANT: I have all of that on record,
10 ma'am.

11 THE COURT: Okay.

12 THE DEFENDANT: Thank you.

13 THE COURT: Have a good day, Mr. El.

14 THE DEFENDANT: All right. You too.

15 MS. LUONGO: And Judge Williams' courtroom please?

16 THE COURT: What is the courtroom?

17 THE DEPUTY CLERK: 111.

18 THE COURT: 111.

19 MS. LUONGO: Thank you.

20 Thank you, Your Honor.

21 THE COURT: Thank you, Ms. Luongo.

22 (Proceedings adjourned.)

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CERTIFICATE OF REPORTER

I, Sherry T. Lindsay, an Official Court Reporter for the Superior Court of the District of Columbia, do hereby certify that I reported, by machine shorthand, in my official capacity, the proceedings had and testimony adduced, upon the non-jury trial in the case of DISTRICT OF COLUMBIA V. LAMONT BUTLER, Criminal Action Nos. 2011 CTF 17412, 2011 CTF 17413, in said Court, on the 16th day of February 2012.

I further certify that the foregoing 11 pages constitute the official transcript of said proceedings, as taken from my computer realtime display, together with the audio sync of said proceedings.

In witness whereof, I have hereto subscribed my name, this the 16th day of March 2012.

Sherry T. Lindsay
Official Court Reporter