

In The Common Law, Court of Record of

We the People of the United States of America

Tribunal, shirley jean oyer, Presiding

IN THE DISTRICT COURT OF JOHNSON COURTY KANSAS

STATE OF KANSAS

) **Christina Dunn Gyllenborg, Judge**

) **Jameson O'Connor, Asst., District Attorney**

Plaintiff,

)

)

v.

)

Case no. 23CR03978

benjamin judd gerber

)

Defendant

)

“Bill of Attainder”

COMES NOW, shirley jean oyer, sovereign, Tribunal to enforce “Judgment of Acquittal” lawfully served by “Registered Mail” on May 3, 2024 in this cause of action and to inform the Honorable Laura Kelly, Governor of the State of Kansas, as the “Chief Law Enforcement Officer” that “Treason” 18 U.S.C. 238 is being conducted in the District Court of Johnson County Kansas by Judge Christina Dunn Gyllenborg and Assistant District Attorney, Jameson

O'Connor who have failed to establish "personal and subject matter jurisdiction" to prosecute the "sovereign" benjamin judd gerber and to date has refused to dismiss the case in defiance of a "Court Order". The "Judgment of Acquittal" is enrolled in the Common Law Court of Record at <http://commonlawcourtofrecords.com> entitled "Review of "gerber's Kansas Case". Judge Christina Dunn Gyllenborg was given three days to publically produce the "Complaint" signed by an "injured party" that would establish "personal and subject matter jurisdiction" for the court to exercise its authority. "Maxim of God's Law: 'Oppose beginnings. Oppose a thing in its inception in order to have any success against it.' [529] "Proofs out to be evident, (that is)clear and easily understood. [538]" The proof of this cause of action is judge Christina Dunn Gyllenborg did not produce a "Complaint", therefore her whole case is "Fraud" 18 U.S.C. 1001 "Part fraud is all fraud." with malicious intent to cause harm to the "sovereign" benjamin judd gerber. "It is the duty of justice to administer justice to everyone pleading before them." Without the "Complaint", Judge Christina Dunn Gyllenborg's "legal duty" was to "Dismiss" the cause of action for "Lack of Jurisdiction", her failure to perform her "legal duty" establishes "Insurrection and Rebellion" 18 U.S.C. 2383 to the 5th Amendment Right to "due process of law". This establishes she is proceeding, in this cause of action without "personal and subject matter jurisdiction" in "Treason" 18 U.S.C. 2381. Therefore, Tribunal has no choice but to file a "Bill of Attainder" to remove Judge Christina Dunn Gyllenborg and Assistant District Attorney, Jameson O'Conner from "Public Office" in the interest of "Public Safety" . "Whoever is once bad is presumed to be so always in the same kind of affair."

Black's Law Dictionary, "Eighth Edition Page 137.-attainder "1. At common law, the act of extinguishing a person's civil rights when that person is sentenced to death or declared an outlaw

for committing a felony or treason.” “The word attainder is derived from the Latin term *attinctus*, signifying stained or polluted and includes in its meaning all those disabilities which flow from a capital sentence. On the attainder, the defendant is disqualified to be a witness in any court, he can bring no action, nor perform any of the legal functions which before he was admitted to discharge, he is, in short, regarded as dead in law.”

“Sovereignty”

In this Common Law Court of Record, it was determined benjamin judd gerber is “sovereign” entitled to all rights, privileges, and immunities of every other “sovereign” of the United States of America. “Sovereignty” is established by Article IV, Section 4 of our “Constitution of the United States of America” as follows:

Article IV,

Section 4. Republican form of government guaranteed. – The United States shall guarantee to every state in this Union a republican form of government,...

Note: republican is an adjective describing a “Republic”.

Republic, n. “A system of government in which the people hold sovereign power and elect representatives that exercise that power.”

Failure to a holder, of a “Public Office”, to exercise his “legal duty” establishes neglect, negligence by breach of duty, gross negligence and in this cause criminal negligence, creating liability, personal liability, remedial liability and penal liability. Based upon these “breach of contract” Tribunal has the power to issue a “Bill of Attainder” to remove Judge Christiana Dunn

Gyllenborg and Assistant District Attorney Jameson O'Conner from "Public Office" for the following crimes"

"Treason" 18 U.S.C. 2318

"Conspiracy against rights" 18 U.S.C. 241

"Deprivation of rights under color of law" 18 U.S.C. 242

Violation of the 4th, 5th, 6th, 7th and 8th Amendments in breach of employment contract (Oath of Office).

"Insurrection and Rebellion" 18 U.S.C. 2383

"Fraud" 18 U.S.C. 1001

"Perjury" 18 U.S.C. 1621 and 1623

Tribunal as a "sovereign" and a member of the "Body Politic" of "We, the people" exercises her authority to issue a "Bill of Attainder" secured by the 10th Amendment:

Amendment X

"The powers and delegated to the United States by the constitution, nor prohibited by it to the states, are reserved to the states respectively, or to the people."

Article 1, Section 9, Clause 3

"No bill of attainder or ex post facto law shall be passed."

Article 1, Section 10, Clause 1

“No state shall...pass any bill of attainder or ex post facto law...”

Therefore, the right to issue a “bill of attainder” is reserved to the people to insure their government operates properly by providing “protection of law” that secure “Public Safety” of all “sovereigns” of the United States of America. The people have the right to remove any “Public Servant” who refuses to act within their “legal duty” and enforce rights, privileges and immunities of “sovereigns” within the United states of America.

Within the common law of a “Court of Record” the “Tribunal” has the following authority:

- (1) “A judicial tribunal having attributes and exercising functions independently of the person of the magistrate designated generally to hold it.” [Jones v Jones 188 Mo. App. 220, 175 S.W., 227, 229, Ex parte Gladhill, 8 Metc. Mass., 171, per Shaw, C.J . See, also, Ledwith v. Rosalsky, 224 N.Y. 406, 155 N.E. 688] [Black’s Law Dictionary 4th Ed., 425, 426] “Judges are magistrates.” [N.Y. Cri. Law Sec. 30: N.Y. Code-Section 30]
- (2) “Proceeding according to the course of common law.” [Jones v Jones 188 Mo. App. 220, 175 S.W. 227, 229, Ex parte Gladhill, 8 Metc. Mass., 171, per Shaw, C.J. See, also, Ledwith v. Rosalsky, 224 N.Y. 406, 155 N.E. ;688] [Black’s Law Dictionary 4th Ed., 425, 426]
- (3) “Its acts and judicial proceedings are enrolled, or recorded, for a perpetual memory and testimony.” [3 Bl. Comm. 24; 3 Steph. Comm. 383; The Thomas Fletcher, C.C.Ga. 24 F. 481; Ex parte Thistleton, 52 Cal 255, Erwin v. U.S., D.C.Ga., 3;7 f. 488, 2 L.R.A. 229, Heininger v. Davis, 96 Ohio St. 205, 117 N.E. 229, 231] [Black’s Law Dictionary 4th Ed., 425, 426]

- (4) “Has the power to fine and imprison for contempt.” [3 Bl. Comm. 24; 3 Steph. Comm. 383; The Thomas Fletcher, C.C.Ga. 24 F. 481; Ex parte Thistleton, 52 Cal 255; Erwin v. U.S., D.C.Ga., 37 F. 488, 2 L.R.A. 229; Heininger v. Davis, 96 Ohio St. 205, 117 N.E. 229, 231] [Black’s Law Dictionary 4th Ed., 425, 426]
- (5) “Generally possess a seal” [3 Bl. Comm. 24; 3 Steph. Comm. 383; The Thomas Fletcher, C.C.Ga. 24 F. 4;81; Ex parte Thistleton, 52 Cal 255; Erwin v. U.S., D.C.Ga., 37 F. 488, 2 L.R.A. 229; Heininger v. Davis, 96 Ohio St. 205, 117 N.E. 229, 231] [Black’s Law Dictionary 4th Ed., 425, 426]

“Orders”

1. Order of Dismissal:

It is hereby “Ordered” in this Common Law Court of Record that all “Bond Money” is to be returned to the ”sovereign” benjamin judd gerber and this cause of action be “Dismissed” for “Lack of Jurisdiction”. Failure to do so constitutes “Civil Contempt” under usual penalty of confinement until compliance with this “Order”.

Note: Contempt. To conduct that defies the authority or dignity of a court or legislature. Because such conduct interferes with the administration of justice, it is punishable, usu. By fine or imprisonment.

Civil Contempt. The failure to obey a court order that was issued for another party’s benefit. The usual sanction is to continue the contemnor until he or she complies with the court order. [Black’s Law Dictionary, 8th Edition, Page 336]

2. Order of Enforcement:

It is hereby “Ordered” in this Common Law Court of Record that Laura Kelly, Governor and Chief Law Enforcement Officer of the “State of Kansas” to publicly enforce the “Orders” of this Common Law Court of Record within 3 days of receipt of this “Bill of Attainder” by “Registered Mail” of the United States Postal Service.

3. Order of Removal:

It is hereby “Ordered” in this Common Law Court of Record that Johnson County Judge Christina Dunn Gyllenborg is “declared an Outlaw”, is no longer eligible to hold “Public Office” and shall be removed immediately.

4. Order of Removal:

It is hereby “Ordered” in this Common Law Court of Record that Assistant District Attorney Jameson O’Connor is “declared an Outlaw”, is no longer eligible to hold “Public Office” and shall be removed immediately.

It is so “Ordered” on this 10th day of May, of the year of our Lord, 2024.

Tribunal Shirley Jean Oyer now adjourns this Common Law, Court of Record of We the people of the United States of America.

In God we Trust

shirley jean oyer, sovereign, Tribunal

2918 Mercier Street

Kansas City, Missouri 64108

(816)223-1600

CERTIFICATE OF SERVICE

I, shirley jean oyer, certify by my signature above that a copy of the foregoing has been delivered by mail to Judge Christina Dunn Gyllenborg at the Johnson County Courthouse, 150 W. Santa Fe St., Olathe, Kansas 66061, Jameson O'Connor, Assistant District Attorney at 150 W. Santa Fe St., Olathe, Kansas 66061, and Assistant Public Defender at evobrien@sbids.org.