U.S. DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

NOV 05 2026

FILED

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF NEW HAMPSHERE

UNITED STATES OF AMERICA INC. *

*

VS. * **Ca. No. 1:15-cr-00212-SM**

*

Edward Mclarnon, living soul man *

PETITION TO VACATE CONVICTION HABEAS CORPUS

1. Now comes the defendant in error, Edward Mclarnon, a living soul man pursuant to the de jure united States Constitution for the united States of America, 2nd 4th, 5th,6th, and 8th, Amendments, an American state citizen of the Commonwealth of Massachusetts. He also invokes Federal Rules of Criminal Rule 12(b)(2), Rules 29, 60 (b)(3), (b)(4), (d)(3) and Rule 28 as evidence has come to light that false and misleading facts, evidence and a total erroneous application of 26 USC 5861(d) was mis applied in contravention of the 2nd Amendment, **U.S. v. Henderson,** New Hampshire statute NHRS 159:14 violating and the 10th Amendment. Fraud and deceit by the Federal Government deceived this court as seen in the supporting memo. Several Agencies of the U.S. Government have conspired to violate defendant's Constitutional rights in violation of federal statute as referred to at 18 USC § 241 and 242 and 42 USC § 1983 and 1985(3).

In light of the recent decision and clarification of 2nd Amendment rights, the Federal Government has no subject matter jurisdiction or personal jurisdiction over a Massachusetts state citizen hence jurisdiction is herein challenged and invokes Rule 28 and 28 USC § 2284 for a three judge panel.

Respectfully Submitted,

By: edward Mclarnon p/a
ronald lheureux POA for Edward McLarnon
Friend of the court, by special appearance pursuant to
Schware v. Board of Examiners, 353 U.S. 238, 239
Sims v. Aherns, 271 S.W. 720 (1925)
With explicit Reservation of All Rights, Without Prejudice, Non-Assumpsit, Non-Person, without the United States 28 USC 1746(1) Non-Domiciled, Non- Resident

CERTIFICATION

I, hereby certify that a true copy of the within to motion to Vacate Habeas with supporting Memorandum and Power of Attorney in Equity on this 4th Day of November 2026 to Charlie DeJoy 53 Pleasant Street Concord, NH, 03301

ronald lheur

UNITED STATE DISTRICT COURT
FOR THE
DISTRICT OF NEW HAMPSHERE

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Edward Mclarnon, living soul man *

MEMORANDUM IN SUPPORT OF
PETITION TO VACATE CONVICTION

Now comes the defendant in error, Edward Mclarnon, a living soul man pursuant to the de jure united States Constitution for the united states of America, 2nd 4th, and 5th, and 8th Amendments inter alia. He is an American state citizen of the Commonwealth of Massachusetts. Hence, first and foremost challenges the jurisdiction of this Federal Government Corporation to charge a state citizen and never addressed this issue transgressing due process from the very beginning. Federal [all] courts therefore "must determine that they have jurisdiction before proceeding to the merits." Lance v. 2 **HAIN CELESTIAL GROUP, INC. v. PALMQUIST 607 US 421, (2026),** THOMAS, J., concurring Coffman, 549 U. S. 437, 439 (2007) (per curiam). "The requirement that jurisdiction be established as a threshold matter spring[s] from the nature and limits of the judicial power of the United States and is inflexible and without exception." Steel Co., 523 U. S., at 94–95 (internal quotation marks omitted). "For a court to pronounce upon" the merits "when it has no jurisdiction to do so is, by very definition, for a court to act ultra vires."

The several actors of the Federal and State Government are in violation of federal statutes as referenced to throughout hereinafter. The U.S. Supreme court has clearly stated in **Rundle v. Delaware & Raritan Canal Company, 55 U.S. 80 (1852)** A corporation cannot do business with a living man or woman.

1. **1875- This definition of "United States," as a corporation has its own citizens (see United States v. Cruikshank,** 92 U.S. 542) who are generally referenced to as "UNITED STATES CITIZENS". Your defendant in error claims to be a living soul Massachusetts State citizen.

2. 1818 * **US v. Bevans,** 16 US 336: Establishes 2 separate Jurisdictions within the United States of America; The Federal (Territorial-DC) Zone and the geographical union states jurisdictions. The Federal Government committed fraud upon the court with a false FBI arrest report (See **Exhibit A and C)** with an arrest date of December 12, 2015, when he was in custody on November 6, 2015. They did not produce any prior warrant or subpoena to justify claiming defendant was a "fugitive from Justice" The Federal Government furthered their fraud by claiming there was interstate Commerce, though the record is conspicuous absent any such proof to establish jurisdiction.

3. The United States is a Federal Corporation. Title 28 Subsection 3002.

4. "The United States district court is not a true United States court established under Article III of the Constitution to administer the judicial power of the United States therein conveyed. It is created by virtue of the sovereign congressional faculty, granted under Article IV, § 3, of that instrument, of making all needful rules and regulations respecting the territory belonging to the United States. The resemblance of its jurisdiction to that of true United States courts, in offering an opportunity to nonresidents of resorting to a tribunal not subject to local influence, does not change its character as a mere territorial court. Nor does the legislative recognition that federal constitutional questions may arise in litigation in Porto Rico have any weight in this discussion. The Constitution of the United States is in force in Porto Rico, as it is wherever and whenever the sovereign power of that government is exerted. This has not only been admitted, but emphasized, by this Court in all its authoritative expressions upon the issues arising in the Insular cases, especially in the **Downes v. Bidwell** and the Dorr cases. The

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Edward Mclarnon, living soul man *

MOTION FOR DISQULIFICATION 28 U.S.C. § 455

Now comes the defendant in error, Edward McLarnon, a living soul man pursuant to the de jure united States Constitution for the united States of America, 2nd 4th, 5th,6th, and 8th, Amendments, an American state citizen of the Commonwealth of Massachusetts. Your defendant claims that Judge Steven J. McAuliffe must be disqualified from the above case, as his conduct therein caused an innocent may to be deprived of his liberty for eleven years. It seems his personal bias clouded his judgment as he knew or should have known that the FBI and other actors had no jurisdiction, they charged under unapplicable statute, allowed a fraud on the court to be accepted as truth to deprive McLarnon of his liberty. He stated on the record that McLarnon has no rights proving his prejudice.

28 U.S.C. § 455 (a) States:

Any justice, judge, or magistrate judge of the United States shall disqualify himself in any proceeding in which his impartiality might reasonably be questioned.

(b) He shall also disqualify himself in the following circumstances:

(1) Where he has a personal bias or prejudice concerning a party, or personal knowledge of disputed evidentiary facts concerning the proceeding;

(iv) Is to the judge's knowledge likely to be a material witness in the proceeding.

Respectfully Submitted,

By: Edward McLarnon pp
ronald lheureux POA for Edward McLarnon
Friend of the court, by special appearance pursuant to
Schware v. Board of Examiners, 353 U.S. 238, 239
Sims v. Aherns, 271 S.W. 720 (1925)
With explicit Reservation of All Rights, Without Prejudice, Non-Assumpsit, Non-Person, without the United States 28 USC 1746(1) Non-Domiciled, Non- Resident

CERTIFICATION

I, hereby certify that a true copy of the within to motion to Vacate Disqulify Habeas with supporting Memorandum and Power of Attorney in Equity on this 5th Day of November 2026 to Charlie DeJoy 53 Pleasant Street Concord, NH, 03301

ronald lheureux

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NOTICE
SHORT FORM POWER OF ATTORNEY IN EQUITY

WARNING TO PERSON EXECUTING THIS DOCUMENT

This is an important legal document which is authorized by the laws and equity of all states. The powers granted by this document are broad and sweeping. It mirrors "Rhode Island Short Form Power of Attorney Act and other States."

The use of the short form power of attorney is strictly voluntary, is authorizes by the de jure Constitution for the united states of America circa 1870 Article 1 § 10 Clause 1, and the Rhode Island Constitution circa 1843 Article 1 Section 12. The use of any other or different form of power of attorney upon mutual agreement of the parties is permissible in the unalienable right to contract.

Known All Men by These Presents, which are intended to constitute a GENERAL POWER OF ATTORNEY pursuant the above constitutional law in form of the Short Form Power of Attorney Act:

That I the living soul man Edward McLarnon, agent and beneficiary for EDWARD SUTHERLAND MCLARNON do hereby appoint ronald lheureux of 1750 Douglas Turn Pike Harrisville Rhode Island as my attorney-in-fact TO ACT.

1. In my name, Edward McLarnon, EDWARD SUTHERLAND MCLARNON, or any derivative or variant thereof, place and stead in any way which I myself could do, if I were personally present, with respect to the following matters as each of them is defined also but not relied on, in the Rhode Island Statutory Short Form Power of Attorney Act to the extent that I am permitted by Constitutional law to act through an agent:

(A) chattel and goods transactions;
(B) banking transactions;
(C) business operating transactions;
(D) **claims and litigations**;
(E) records, reports and statements;
(F) medical records and statements;
(G) government records or statements;

_____
_____
_____

2. This power of attorney shall:

(A) terminate on a date set forth by Edward McLarnon, or his release from prison, and unless otherwise terminated by revocation in writing or other affirmative action shall remain in full force and effect.

3. Hereby ratifying and confirming all that said attorney or substitute(s) do or cause to be done.

In witness whereof I have hereunto signed my name and affixed my seal this 22nd day of October 2026.

edward sutherland mclarnon (Signature of Principal) (Seal)

ACKNOWLEDGEMENT

This power of attorney shall not be affected by the subsequent incompetency of the donor.