

Daniel Gabino Martinez
c/o 585 Camino Montebello
Santa Fe, New Mexico
Citizen of Arizona *in rerum natura*

UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,)	Case No. CIV-06-1146
Plaintiff,)	
	)	Refusal for Fraud to “UNITED
	)	STATES’ RESPONSE TO DOCKET
- v -	)	NO. 18: PLAINTIFF’S “CHALLENGE
	)	TO JURISDICTION AND COLLATERAL
DANIEL GABINO MARTINEZ	)	ATTACK ON ORDER TO ANSWER
Petitioner herein	)	DATED FEBRUARY 22, 2007 AND
by special appearance, defendant solely	)	ORDER STRIKING IMPROPER
for Purposes of equitable relief.	)	PLEADING BY PETITION IN
	)	SPECIAL VISITATION” and “NOTICE
	)	OF UNITED STATES’ RESPONSE TO
	)	DOCKET NO. 21: DEFENDANT’S “
	)	CHALLENGE TO JURISDICTION AND
	)	COLLATERAL ATTACK ON ORDERS
)”
_____)	

Appearing by Special visitation, specifically NOT general appearance and at all times waiving no rights at any time, comes now Daniel Gabino Martinez Petitioner herein, to refuse for fraud the “UNITED STATES’RESPONSE TO DOCKET NO. 18: PLAINTIFF’S CHALLENGE TO JURISDICTION AND COLLATERAL ATTACK ON ORDER TO ANSWER DATED FEBRUARY 22, 2007 AND ORDER STRIKING IMPROPER PLEADING BY PETITION IN SPECIAL VISTATION” and “NOTICE TO DOCKET NO. 21: DEFENDANT’S CHALLENGE TO JURISDICTION AND COLLATERAL ATTACK ON ORDERS....” For being impertinent, immaterial, inappropriate and frivolous, in addition to committing fraud on the court. In holding with the U.S. Supreme Court’s ruling in *Federal Crop Insurance v. Merrill*, 332 U.S. 380 and *Ryder v. U.S.* 115 S.Ct. 2031 , all American Citizens are directed and required

to initiate a direct challenge to authority to anyone representing themselves as government “officers” or “agents.”, I Daniel Gabino Martinez have challenged jurisdiction, authority and standing and it has not been made to appear on the record that the Magistrate Garcia or Judge Paul Kelly Jr. had jurisdiction to issue the “ORDERS” . So until jurisdiction is made to appear on the face of the record, this court is without foundation or merit to sanction, issue any orders or to enter any Default judgment.

If anyone should be held in contempt it should be David C. Iglesias and Howard Thomas for not complying with federal and state statutes. 28 U.S.C. Section 1652 requires that the laws of the several states shall be regarded as rules of decision in civil actions in courts of the United States. 28 U.S.C. Section 530B requires that Attorney’s for the Government shall be subject to state laws. New Mexico statutes at 36-2-10 requires that Howard Thomas and David Iglesias support the constitution and the laws of the United States and of this state. 36-2-12 requires that Howard Thomas and David Iglesias produce or prove by his oath or otherwise the authority under which he appears and until he does so, the court may stay all proceedings by him on behalf of the parties for whom he assumes to appear. Yet Daniel Gabino Martinez has challenged the authority of Howard Thomas and David Iglesias to represent the United States of America or the United States without the credentials required by law and no such authority has been made to appear on the face of the record. 36-2-17 makes clear that if an attorney is guilty of deceit with intent to deceive the court, judge or party, that he is responsible to the party injured. Thus, Daniel Gabino Martinez requests that this honorable court sanction David Iglesias and Howard Thomas for the refusal to respond to my jurisdictional challenges, my challenges to authority and standing and for the fraud committed upon this court. This refusal to respond to my challenges on a point by point basis and to make jurisdiction to appear on the face of the record

COLLATERAL ATTACK ON ORDERS....” ” with attachments hereinafter documents, by placing said document properly enclosed in a sealed wrapper, postage pre-paid, in a letter box of the U.S. Post Office in the City of Santa Fe, New Mexico, a depository under the exclusive care and custody of the United States Post Office Department, addressed to the following at the address listed below;

United States Attorney's office for the District of New Mexico
P.O. Box 607
Albuquerque 87103
NEW MEXICO, USA

DATE: March____, 2007 A.D.

As the Undersigned, I, Daniel Gabino Martinez, hereby verify, under penalty of perjury, under the laws of the **United States of America*****, without the “**United States*****” (Federal government), that the above statement of facts and laws is true and correct, according to the best of My current information, knowledge, and belief, so help Me God.

Signed:_____
Daniel Gabino Martinez, Citizen of Arizona *in rerum natura*
c/o 585 Camino Montebello
Santa Fe, New Mexico
Phone Number (702) 274 0416