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| 1  2  3  4  5  6  7  8  9  10  11  12  13  14  15  16  17  18  19  20  21  22  23  24  25  26  27  28  1 2  3  4  5  6  7  8  9  10  11  12  13  14  15  16  17  18  19  20  21  22  23  24  25  26  27  28  29  1  2  3  4  5  6  7  8  9  10  11  12  13  14  15  16  17  18  19  20  21  22  23  26  27  28  29  1  2  3  4  5  6  7  8  9  10  11  12  13  14  15  16  17  18  19  20  21  22  23  24  1  2  3  4  5  6  7  8  9  10  11  12  13  14  15  16  17  18  19  20  21  22  23  24  25  26  27  1  2  3  4  5  6  7  8  9  10  11  12  13  14 |  | First-Middle: Last  c/o 1234 Your Address Street  City / Town, State Republic  **IN THE SUPERIOR COURT FOR THE COUNTY OF EXAMPLE**  **STATE OF YOUR STATE, CRIMINAL DIVISION**   |  |  | | --- | --- | | STATE OF YOUR STATE    Plaintiff,    vs.  FIRST MIDDLE LAST  Defendant.  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ | )  )  ) Case No.: xxxxxxxxxxx  )  ) Termination of counsel.  ) Appointment of counsel.  )  )  ) Non-Appearance  ) Ex Parte  )  )  ) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ | |  |  |   COMES NOW First-Middle: Last, a natural living man of sound mind and of lawful age of majority and appearing specially, on Today’s Date in the above-titled court or as soon thereafter as Defendant can be heard, and terminates existing counsel, knowingly and intentionally waives the right to counsel, and appoints himself power of attorney in fact in the above-titled case.  Respectfully submitted,  \_\_\_FIRST MIDDLE LAST\_\_\_  FIRST MIDDLE LAST, Defendant  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Dated:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  First-Middle: Last, Attorney in Fact  ------------------------------------------------ Page 1 -----------------------------------------------  **TERMINATION OF COUNSEL**  In the above-titled case, the Defendant now cancels and/or terminates the appointed counsel, Current Attorney or Public Defender’s Name and Law Firm Name. Defendant deems that the current counsel has not provided skillful advice and that a more effective defense as may otherwise be made. Appointment of new counsel shall be prescribed as below as the Defendant may provide. Defendant also understands the right to a court-appointed Attorney and the right to counsel and waives that right knowingly and intentionally.  **APPOINTMENT OF COUNSEL**  Defendant appoints First-Middle: Last, the undersigned natural living man, with all powers of attorney, and the general acts authorized are as follows:   1. to make pleadings for the Defendant; 2. to compose and to enter motions, affidavits, and other legal papers into the record and to be heard on the record; 3. to negotiate and to accept plea agreements as may be offered by Plaintiff; 4. to issue and to claim any bonds or other securities as may have been entered into the record on the docket in the above-titled Court; 5. to appoint and to direct fiduciaries and trustees for the expedient resolution of this case; 6. to collect proceeds in excess of any fines, writs of *fieri facias* (“Fi Fa”), and/or court costs as may be adjudged payable in this matter; 7. to establish and to arrange all public trusts, express or implied, that are relevant in this matter; 8. to file or to enter into litigation for any damages he or the Defendant may suffer by the malfeasance or other tortious acts committed by Plaintiff or by any public servant; 9. to request available public records and to obtain recordings, stenographic, audio, or visual, in the possession of the Court in the execution of these public proceedings;   ------------------------------------------------ Page 2 -----------------------------------------------  The undersigned Attorney in Fact understands the risks associated with the powers of attorney enumerated above and that he will be held to the same standard as any other Attorney. Defendant reserves the right to terminate and to appoint new counsel as may be deemed prudent.  **NOTICE TO ALL LOCAL, STATE AND FEDERAL GOVERNMENT OFFICERS, EMPLOYEES AND AGENTS OF MY REVOCATION AND CANCELLATION OF ALL POWERS OF ATTORNEY WITHOUT THE UNITED STATES PURSUANT TO 28 U.S.C. § 1746(1)**  With my autograph below, I hereby give notice of revocation and cancellation of any and all of my signatures and/or autographs obtained granting anyone, either implied or expressed, any actual or presumed Powers of Attorney, all being hereafter considered as null and void, including but not limited to a rescission of any signatures placed on any Social Security underwriting instrumentsas being and/or using the living man or woman as collateral for any bond in the public domain, including rescinding, countermanding, and quashing all adhesion contracts or contracts entered into under threat, duress, coercion, or extortion, all contracts which lack full disclosure of any and all terms and conditions and any contracts which can be construed as being voluntary yet lacking actual consent, all unrevealed contracts or those entered into unknowingly and involuntarily, all contracts that waive any of my rights, all contracts granting any Power of Attorney to any other party, entity, agent, principal, and/or organization(s) including any and all State agencies created or overseen by government and/or any *de facto* government or similar legal or political entity in any and all matter(s) concerning lawful money, legal tender, transactions in commerce, banking, court actions, trust relationships, property, tangible assets, and/or real property including all land.  Furthermore, I revoke my signatures and autographs on any documents concerning any and all release of information and indemnifications to any people, person, legal entity, corporation, governmental agency, and all other agencies whether foreign or domestic  ------------------------------------------------ Page 3 -----------------------------------------------  for any reason or purpose whatsoever, and my signatures are hereby deemed and considered to be null and void on said documents, agreements, or contracts.  The living Man/Woman known as First Middle Last, for any and all intents and purposes whatsoever, has the unlimited right to contract with whomever he/she wishes and has the right to refuse to enter into any contract with any party he/she does not wish to contract with. My name was never intended to be placed willingly on any document, contract, legal instrument, or form within any foreign court, foreign government, or foreign corporation outside of a *de jure* republican form of government or outside the boundary of the federal or state constitution that places restrictions on government with the intent to encroach or to diminish any of my political or constitutional rights and protections by the use of any kind or type of trickery or deception.  I further give Notice concerning any matter(s) whatsoever that my right were granted to me by my Creator and were endowed as unalienable and are to remain inviolate at all times. This Notice is respectfully submitted with all of my rights explicitly reserved and invoked *nunc pro tunc* from the date of my conception.  **MEMORANDUM OF POINTS AND AUTHORITIES** The Georgia Constitution, Article I, paragraph XIV, reads as follows:  |  | | --- | | “**Benefit of counsel; accusation; list of witnesses; compulsory process.** Every person charged with an offense against the laws of this state shall have the privilege and benefit of counsel; shall be furnished with a copy of the accusation or indictment and, on demand, with a list of the witnesses on whose testimony such charge is founded; shall have compulsory process to obtain the testimony of that person's own |   ------------------------------------------------ Page 4 -----------------------------------------------   |  | | --- | | witnesses; and shall be confronted with the witnesses testifying against such person.” |  The Constitution for the United States of America, Amendment VI, reads as follows:  |  | | --- | | **“Rights of Accused in Criminal Prosecutions.** In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the State and district wherein the crime shall have been committed, which district shall have been previously ascertained by law, and to be informed of the nature and cause of the accusation; to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor, and to have the Assistance of Counsel for his defense.” |  Georgia Code § 15-19-17 – Effect of Advice of Counsel on Client's Liability; Redress – reads as follows:  |  | | --- | | “Clients shall not be relieved from their liability for damages and penalties imposed by law on the ground that they acted under the advice of their counsel but are entitled to redress from their counsel for unskillful advice.” |  From *Bettis v. State*, 328 Ga. App. 167, 761 S.E.2d 570 (2014):  |  | | --- | | “Criminal defendants are guaranteed the right to self-representation under the federal and state constitutions. See Faretta, supra at 819-820 (III) (A); Seymour v. State, 312 Ga. App. 462, 464 (1) (718 S.E.2d 354) (2011); Ga. Const, of 1983, Art. I, Sec. I, Par. XII. To represent himself or herself, a defendant must knowingly and intelligently waive the constitutional right to counsel. See Faretta, supra at 835 (V); Lamar v. State, 278 Ga. 150, 152(1)(b) (598 S.E.2d 488) (2004). Faretta requires that the trial court ‘apprise the defendant of the dangers and |   ------------------------------------------------ Page 5 -----------------------------------------------   |  | | --- | | disadvantages inherent in representing himself so that the record will establish that he knows what he is doing and his choice is made with eyes open.’ (Citations and punctuation omitted.) Lamar, supra at 152(1)(b).” |   \*\*FIND CASE LAW ABOUT RIGHT TO COUNSEL FOR YOUR STATE\*\*  **CONCLUSION**  For all of the reasons stated herein, the Defendant terminates existing counsel, knowingly and intentionally waives the right to counsel, invokes the right to defend himself by appointing First-Middle: Last with powers of attorney, and proceeds *in propria persona / pro se* in the above-named Court and understands the risks associated with self-representation.  Respectfully submitted,  \_\_\_FIRST MIDDLE LAST\_\_\_  FIRST MIDDLE LAST, Defendant  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Dated:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  First-Middle: Last, Attorney in Fact  -------------------------------------------- LAST PAGE ------------------------------------------ |