

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION - Atlantic COUNTY  
INDICTMENT NO. 24-C7-2296

STATE OF NEW JERSEY

- v. -

**NOTICE OF APPEAL RIGHTS  
AND TIME TO FILE A PETITION  
FOR POST-CONVICTION RELIEF**

Devon Barber (Tyler)  
Defendant

I, Devon Tyler, hereby certify as follows:

1. I am the defendant in the above referenced case.
2. I am being represented in this sentencing by L. Mulvaney and he/she has reviewed this Form with me.
3. **Appeal Rights.** I understand that:
  - (a) An appeal means having my case reviewed by a higher court,
  - (b) I have a right to appeal my conviction(s) and sentence(s),
  - (c) I have the right to be represented by counsel for that appeal,
  - (d) If I am unable to hire private counsel for my appeal, the Office of the Public Defender will represent me or arrange for my representation, and
  - (e) If I fail to file a notice of appeal with the Appellate Division within **45 days** of today's date, and unless I obtain a thirty-day extension of time on a showing of good cause and absence of prejudice, I will lose my right to appeal.
4. **Time Limits to File a Petition for Post-Conviction Relief.** I understand that I have **5 years** from today's date to file a petition for post-conviction relief, unless an exception to this general rule applies, as set forth in R. 3:22-12.
5. I am appearing before Judge D. Arcy, for sentencing today.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

DATED: 1-13-25 BY: X(t)x, Barber, Devon (Tyler)  
Defendant

I have reviewed this Form with defendant and I am satisfied that he/she has been fully advised of the rights it describes.

DATED: 1-13-25 [Signature]  
Counsel for Defendant

(To Be Filled Out By Private Counsel Only)

If defendant decides to appeal and cannot afford to retain private counsel, I will direct him/her to contact the Criminal Division Manager's Office in the county of venue and complete an indigency application for appointment of the Office of the Public Defender within 45 days of today's date.

DATED: \_\_\_\_\_  
Counsel for Defendant

For information on appellate representation by the Office of the Public Defender, please write to the Superior Court Criminal Case Management Office in the county where the conviction occurred:

(Complete in duplicate: one fully executed copy to be delivered to the court for the court jacket and one to be given to the defendant.)



Devon Tyler of the Barber Family  
Private Counsel for Self  
133 Saint James Place, #33  
c/o BARBER, DEVON (Tyler)  
Atlantic City, New Jersey (Outside Federal Zone Improvement Plan #08401)  
[X@DivineTiller.com](mailto:X@DivineTiller.com) / (609) 833-3778

November 14, 2024

Clerk of the Atlantic County Superior Court  
Atlantic County Superior Court  
4997 Unami Boulevard  
Mays Landing, New Jersey

**Re: Filing of Motion for Judicial Recognition, Summary Judgment, and Default  
Dismissal Based on Demurrer and Abatement**

Dear Clerk of the Court,

Enclosed, please find the original and filing copy of the Motion for Judicial  
Recognition, Summary Judgment, and Default Dismissal Based on Demurrer  
and Abatement in the above-referenced case.

Additionally, I am enclosing:

- A \$175 money order made payable to "Treasurer, State of New Jersey" to  
cover the filing fee.



- A self-addressed stamped envelope for the return of a stamped “filed” copy for my records.

Please also find attached the exhibits relevant to this motion, including:

- Attachment A: Declaration of Status, Property & Obligation.
- Exhibit A (A1-A3): Affidavit of True-Correct Copy & Holder in Due

Course.

- Exhibit B: Trademark Assignment.
- Exhibit C: Trademark and Copyright Notice.
- Exhibit D: Letter from the Chief of Police, Township of Hamilton,

dated September 25, 2024.

Please file these documents and notify me of any additional requirements to ensure timely scheduling for the December 2, 2024, hearing. I appreciate your assistance and attention to this matter. *Thank you!*

Sincerely,

*BY: X(+)X*

Devon Tyler of the Barber (née Materio) Family

Private Counsel for Self *A.R.R.*

## Notice of Motion

### **Devon Tyler of the Barber Family**

*Self-Represented Litigant*

133 Saint James Place, #33

c/o BARBER, DEVON (Tyler)

**Atlantic City, New Jersey** (*Outside Federal Zone, Z.I.P. Code Excepted*)

Email: X@DivineTiller.com

Phone: (609) 833-3778

**Dated:** November 8, 2024

### **To:**

Clerk of the Superior Court of New Jersey, Atlantic County

Atlantic County Civil Courthouse

4997 Unami Boulevard

Mays Landing, New Jersey 08330

**RE:** *Motion for Judicial Recognition, Summary Judgment, Dismissal with Prejudice, and*

*Compensation for Damages Arising from Abuse of Authority*

**Case Number:** ACCOUNT/CASE #: DEVON T. BARBER/  
24001934-001 001 INDICTMENT 24-07-02296-1 D

**PLEASE TAKE NOTICE** that on December 2, 2024, at 9:00 a.m., or as soon thereafter

as I may be heard, I, **Devon Tyler of the Barber Family**, will appear before the

Honorable **Pamela D'Arcy**, Judge of the Superior Court, Atlantic County, located at

the Atlantic County Civil Courthouse, Mays Landing, New Jersey, to present a

**Motion for Judicial Recognition of my status under common law, Summary**

**Judgment, Dismissal of all charges, and compensation for damages due to**

**abusive conduct by law enforcement.**



## Statement of Relief Sought

In reverence for the natural rights bestowed by God the Father, the Son, and the Holy Spirit, and in defense of the liberties enshrined in the founding documents of our republic and my ancestral homeland, **Devon Tyler of the Barber Family** respectfully petitions this Court for the following relief:

### 1. Judicial Recognition of My Rights and Status

I respectfully request that this Court recognize my lawful status as a private individual with inherent rights as affirmed by multiple foundational legal texts, including the New Jersey Constitution, the United States Constitution, and the Irish Constitution. The New Jersey Constitution in *Article I, Paragraph 1* states, “all persons are by nature free and independent, and have certain natural and unalienable rights,” emphasizing the right to personal liberty and autonomy. This principle aligns with the United States Declaration of Independence, which asserts that “Governments are instituted among Men, deriving their just powers from the consent of the governed.”

Further, the Irish Constitution, in its Preamble, invokes the Most Holy Trinity, recognizing divine authority and the sanctity of individual rights. This foundational

belief is reflected in my identity as a free individual, shaped by faith in God the Father, the Son, and the Holy Spirit. I seek formal acknowledgment of my status under these guiding principles, requesting the Court's affirmation that I, as a private citizen, am entitled to the full scope of protections guaranteed by these foundational documents.

## **2. Demurrer and Dismissal of the Baseless Charge**

I challenge the charge arising from Officer Boyd's demand for identification on the basis of an alleged jaywalking violation, which escalated without legal grounds. Under *State v. Rodriguez*, 172 N.J. 117 (2002), New Jersey law clearly limits the authority of law enforcement to demand identification absent reasonable suspicion of criminal activity. Jaywalking, as a minor civil offense, does not rise to the level of criminal behavior, and therefore provides no basis for a demand for identification or any form of detainment.

Further, New Jersey courts have reinforced this principle in *State v. Sirianni*, 353 N.J. Super. 609 (App. Div. 2002), which held that individuals are not legally obligated to provide identification in situations where no criminal suspicion exists. The demand made by Officer Boyd exceeded the bounds of authority prescribed under New Jersey law, infringing upon my constitutional rights to privacy and freedom from

arbitrary government intrusion. Accordingly, I respectfully request that the Court dismiss the charge with prejudice, affirming that this case lacks a lawful foundation and constitutes an abuse of authority.

### **3. Compensation for Damages, Emotional Trauma, and Impact on Quality of Life**

The unwarranted escalation and detainment inflicted upon me have caused profound emotional distress, undermining my peace, stability, and sense of security. As affirmed in *Article 40.3.2°* of the Irish Constitution, “The State shall... vindicate the life, person, good name, and property rights of every citizen.” This principle aligns with the protections offered by the United States Constitution’s *Fifth Amendment*, which prohibits any person from being deprived of “life, liberty, or property, without due process of law.”

I am entitled to compensation for the harm and distress I have suffered due to these unwarranted actions. In seeking redress, I request that this Court recognize my right to justice and to compensation sufficient to restore my dignity, well-being, and standing within my community. As Dr. Martin Luther King Jr. profoundly stated, “*Injustice anywhere is a threat to justice everywhere.*” I urge this Court to address this injustice fully and equitably.

#### **4. Order for Discovery**

For transparency and accountability, I seek full disclosure of all evidence pertinent to the May 7, 2024 incident. This includes, but is not limited to, body camera footage, dispatch records, and any written or recorded statements related to the interaction. The New Jersey Constitution's *Article I, Paragraph 18* asserts, "The people have the right... to know what is happening in government," affirming the principle of government accountability.

Discovery of all relevant evidence will allow for a fair and comprehensive review of the circumstances surrounding my detainment, ensuring that justice is served, and public confidence in law enforcement is upheld. This request aligns with the principles of procedural fairness under both New Jersey law and constitutional standards.

#### **5. Independent Review of Officer Boyd's Conduct, Due to Admission of Bias**

In a letter dated September 25, 2024, Chief Gregory K. Ciambrone of the Township of Hamilton Police Department explicitly acknowledges the influence of



“stakeholder relations” in handling internal affairs complaints (see **Exhibit A**). His statement reads:

“At the Township of Hamilton Police Department, we view our relationship with stakeholders as an important part of our policing philosophy of community partnership, problem solving and change management.” (Exhibit A)

This admission raises serious concerns about the impartiality and integrity of the internal affairs investigation, as it suggests that the Department’s actions may be influenced by external interests rather than an objective pursuit of justice.

Additionally, Chief Ciambrone indicates:

“Due to the pending litigation, the Internal Affairs complaint will be held in abeyance, pending the outcome of any civil proceedings. However, due to the nature of your complaint, a preliminary check of the police reports and officers’ body worn cameras was conducted, and did not reveal officer misconduct.”  
(Exhibit A)

This statement highlights:

- **Premature Conclusion:** The Department’s “preliminary check” of body camera footage, absent a full internal investigation, suggests a predisposition to dismiss my complaint without a thorough review.
- **Influence of Stakeholder Interests:** The explicit reference to “stakeholder relations” implies that the Department’s approach to complaints may be subject to bias, favoring external relationships over a commitment to justice.

Given these admissions, I respectfully request that this Court order an **independent external review** of Officer Boyd’s actions by an agency unaffiliated with the Township of Hamilton Police Department. This independent review would ensure that the evaluation is conducted without undue influence, honoring the principles of transparency, accountability, and adherence to constitutional protections.

### **Certification in Support of Motion**

I, Devon Tyler of the Barber Family, solemnly certify the following in support of this motion:

1. I appear on my own behalf, asserting my God-given rights as protected under the New Jersey Constitution, the United States Constitution, and the Irish Constitution.
2. The charges against me lack lawful grounds and jurisdiction, arising from an overreach of authority incompatible with these foundational principles.
3. The letter from the Chief of Police, attached as Exhibit A, acknowledges potential influence by “stakeholder relations” and “community partnership,” suggesting the Department’s impartiality may be compromised. I request an independent investigation to ensure a fair and objective review.
4. I respectfully appeal to this Court to uphold the principles of the Declaration of Independence, affirming “all men are created equal” and endowed with “unalienable Rights” to “Life, Liberty, and the pursuit of Happiness.”

I certify that the above statements are true to the best of my knowledge and belief.

(So Help me God, Amen.)

Dated: November 8, 2024

BY: X(X)

Devon Tyler of the Barber Family

Barber, Devon Tyler (née Materio.)

X @ X

## **Certification of Service**

I, **Devon Tyler of the Barber Family**, certify that on November 12, 2024, I served a true and correct copy of the **Notice of Motion, Certification in Support**, and **Proposed Form of Order** upon the following parties by both certified and regular mail, return receipt requested:

**1. Clerk of the Superior Court of New Jersey, Atlantic County**

Atlantic County Civil Courthouse

4997 Unami Boulevard

Mays Landing, New Jersey 08330

- *Original filing with a self-addressed stamped envelope for return of a filed copy.*

**2. Township of Hamilton Police Department**

Attn: Officer Stephen Boyd

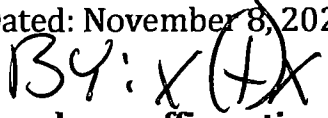
6101 Thirteenth Street

Mays Landing, New Jersey 08330


- Officer Boyd detained me on May 7, 2024, declaring an "emergency" without reasonable suspicion of a crime.

This service is made in good faith, consistent with the rules of the New Jersey Superior Court.

Dated: November 8, 2024

BY:   
In solemn affirmation,

**Devon Tyler of the Barber Family**

A.R.R. 



## **Proposed Order**

**Superior Court of New Jersey**

**Law Division, Atlantic County**

Case Number: ACCOUNT/CASE #.: DEVON T. BARBER/ 24001934-001 001

INDICTMENT 24-07-02296-I D

### **ORDER**

Upon review of the **Motion for Judicial Recognition, Summary Judgment, Dismissal with Prejudice, and Compensation for Damages**, filed by **Devon Tyler of the Barber Family**, and in consideration of the statements in **Exhibit A** indicating potential influence from “stakeholder relations” in the internal affairs process, the Court hereby **ORDERS**:

1. **Judicial Recognition of Rights and Status:** The Court acknowledges Devon Tyler of the Barber Family’s lawful rights under common law, the New Jersey Constitution, the United States Constitution, and the Irish Constitution, affirming his sovereignty and status as a private citizen.
2. **Summary Judgment and Dismissal with Prejudice:** All charges are dismissed with prejudice due to lack of jurisdiction and abuse of authority.

X(+)X

3. **Award of Compensation:** Compensation is awarded to the Petitioner for damages, emotional distress, and loss of quality of life caused by unwarranted detainment and harassment.

4. **Grant of Discovery:** Full disclosure is ordered for all evidence related to the May 7, 2024, incident, including body camera footage, dispatch records, and all documentation related to the internal affairs investigation.

5. **Independent Review of Officer Boyd's Conduct:** Given the Township of Hamilton Police Department's stated commitment to "stakeholder relations," an independent external agency, unaffiliated with the Township of Hamilton Police Department, is hereby directed to conduct a full review of Officer Boyd's actions. This review shall include recommendations for appropriate action and ensure adherence to constitutional protections for all citizens.

Dated: \_\_\_\_\_

**Hon. Pamela D'Arcy**

*Superior Court of New Jersey*

BY: [Signature]  
**Exhibit A D**

Letter from Chief Gregory K. Ciambrone, Township of Hamilton Police Department  
Dated: September 25, 2024  
Re: Internal Affairs Complaint



Gregory K. Ciambrone  
CHIEF OF POLICE

**TOWNSHIP OF HAMILTON  
POLICE DEPARTMENT**

6101 THIRTEENTH STREET  
SUITE 220  
MAYS LANDING, NEW JERSEY 08330

POLICE: 609-625-2700  
ADM/RECORDS: 609-625-2211  
FAX: 609-625-5903



September 25, 2024

Devon Barber  
133 St. James Place  
Apt. 33  
Atlantic City, NJ 08401

Re: Internal Affairs Complaint

Dear Mr. Barber,

You had previously reached out to the Atlantic County Prosecutor's Office to file an Internal Affairs complaint against multiple officers, related to an incident that occurred in the Township of Hamilton on May 7, 2024 (HTPD case # 2024-18260), citing multiple Civil Rights violations. They have forwarded your complaint to our agency.

The Township of Hamilton Department is in receipt of your complaint, as well as a previously filed Tort claim related to this incident. Due to the pending litigation, the Internal Affairs complaint will be held in abeyance, pending the outcome of any civil proceedings. However, due to the nature of your complaint, a preliminary check of the police reports and officers body worn cameras was conducted, and did not reveal officer misconduct, as described in your email. Once the civil proceedings are resolved, your complaint will be reviewed by the Internal Affairs Commander.

At the Township of Hamilton Police Department we view our relationship with stakeholders as an important part of our policing philosophy of community partnership, problem solving and change management. I hope this investigation renews your faith in your local police department.

I thank you for bringing this matter to our attention. It is the purpose of the police Internal affairs function to thoroughly investigate every complaint about the actions of an officer with the dual purpose of improving our own performance and dispelling misconceptions about our actions.

Very truly yours,

[Signature]  
Gregory Ciambrone  
Chief of Police

CC: IA File

New Jersey

) SS/SS

Atlantic County





)

Republic for Which  
We Stand  
in Union.

X(+)X



## Formal Writ of Notice: Withdrawal of Conditional Acceptance, Request for Equitable Settlement, and Default Proclamation

From: Devon Tyler  
X@divinetiller.com   
To: Lauren.Musarra@opd.nj.gov  
Lauren.Musarra@opd.nj.gov   
Cc: publicInformation@acpo.org  
publicInformation@acpo.org   
george.coan@njcourts.gov  
george.coan@njcourts.gov   
giralo\_joe@aclink.org  
giralo\_joe@aclink.org   
Date: On Fri, Jan 10, 2025 at 9:00 AM

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 1 attachment(105 KB) 

**Devon Tyler of the Barber family** (formerly Materio-Donohoe)

Domicile of Choice: 133 Saint James Place, Unit #33  
Atlantic City, New Jersey State, North America  
Zone Improvement Plan (ZIP) Code Excepted

**Date:** January 10, 2025 A.D. (*Anno Domini*, "In the Year of Our Lord")

**To:**  
Ms. Lauren Musarra, Public Agent and Court Officer  
[Lauren.Musarra@opd.nj.gov](mailto:Lauren.Musarra@opd.nj.gov)  
5914 Main Street, 2nd Floor, Suite 201  
Mays Landing, New Jersey 08330

**CC:**  
Honorable Judge Pamala D'Arcy, in care of the Atlantic County Prosecutor  
([publicInformation@acpo.org](mailto:publicInformation@acpo.org))

Civil/Equity Division Manager, George Coan  
([george.coan@njcourts.gov](mailto:george.coan@njcourts.gov))

County of Atlantic Administrator/Clerk, Joseph J. Giraldo  
([giralo\\_joe@aclink.org](mailto:giralo_joe@aclink.org))

**Subject:** Formal Writ of Notice: Conflict of Interest, Withdrawal of Conditional Acceptance, Request for Equitable Settlement, and Default Proclamation

Dear Ms. Musarra,

Pursuant to the legal maxim, *"Notice to the agent is notice to the principal,"* this communication serves as formal notice to you, the court, and all relevant parties in the chain of responsibility. As your appointment as counsel positions you as an agent in these proceedings, all matters raised herein shall also apply to those principals whom you represent, including the court and the prosecutorial office.

I write to formally notify you of my withdrawal of conditional acceptance of your appointment as counsel, as detailed in my prior correspondence dated December 3, 2024. This withdrawal is necessitated by your conflict of interest and inability to fulfill the terms required to resolve this matter equitably.

Further, as the managing agent for the surety—**DEVON T. BARBER**—I hereby assert my position that no argument or contest is necessary. Settlement and honorable resolution are the only proper courses of action in this matter, and I seek immediate remedies, as outlined below, to restore justice and uphold due process.

### **Conflict of Interest and Procedural Failures**

#### **1. Failure to Provide Notice:**

I received no certified or signature-confirmed communication indicating the matter was escalated to a grand jury. This omission violates due process and renders any related actions procedurally invalid.

#### **2. Unlawful Arrests:**

Both arrests for alleged failure to appear were baseless, as no valid notice or obligation to appear was established. These arrests represent a deprivation of liberty in violation of constitutional protections (Article I, Paragraph 7, New Jersey Constitution).

#### **3. Bail Paid Under Duress:**

The bail I provided was coerced under the duress of false accusations and procedural mismanagement.

### **Request for Settlement**

#### **1. Review and Dismissal:**

I request immediate review of all evidence, including body camera and station footage, to demonstrate that the charges are baseless. Upon review, the charges must be dismissed.

#### **2. Refund of Bail:**

The bail paid under duress must be refunded in full, as its collection was procedurally and substantively unlawful.

#### **3. Compensation for Harm:**

I seek compensation for the unlawful arrests, including damages for deprivation of liberty, emotional distress, and reputational harm.

#### **4. Acknowledgment of Procedural Failures:**

A formal acknowledgment of the procedural failures is necessary to ensure such errors do not occur again.

### **Default Provision**

If my requests are not met in good faith, and no action is taken by close of business on

January 12, 2025, I will consider this silence as agreement and acquiescence to the following:

1. All charges are dismissed with prejudice.
2. The bail amount is returned in full.
3. A default judgment is entered in my favor for compensation for harm caused by the procedural failures and unlawful arrests.

Failure to act will be deemed a breach of good faith and an admission of liability, enforceable under natural law and constitutional protections.

### **Scriptural Foundation**

"He hath shewed thee, O man, what is good; and what doth the Lord require of thee, but to do justly, and to love mercy, and to walk humbly with thy God?" (*Micah 6:8, 1599 Geneva Bible*)

"Woe unto them that decree unrighteous decrees, and that write grievousness which they have prescribed." (*Isaiah 10:1, 1599 Geneva Bible*)

This notice is provided with the expectation that all parties involved will act honorably and in alignment with truth and justice. I do not consent to any plea or contest and stand firmly on the principle of settlement. Should this matter proceed without the requested remedies, I will pursue all available lawful avenues to secure justice.

Thank you for your attention to this matter. Please confirm receipt of this notice and provide a response addressing the outlined terms by the stated deadline.

In faith and truth,

**Devon Tyler of the Barber family** (formerly Materio-Donohoe)

One People of New Jersey






Acting on behalf of Atlantic County, New Jersey

All Rights Reserved, Without Prejudice

**P.S.** I have attached the PDF titled "*Correspondence*" for your reference. This document, dated December 3, 2024, contains my original conditional acceptance of counsel. As no reply or acknowledgment was provided, the conditional acceptance is now null and void. This current notice takes precedence as my formal testament, living will, and affidavit of truth for the upcoming court proceedings on January 13, 2025.

This document is issued under my full authority as a living man, operating as an autonomous nation under Christ, and requires no external notarization for validity. It stands as a lawful and binding declaration of my position, supported by my natural rights and faith-based jurisdiction.

## Formal Writ of Notice: Withdrawal of Conditional Acceptance, Request for Equitable Settlement, and Default Proclamation

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To: Lauren.Musarra@opd.nj.gov  
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"Woe unto them that decree unrighteous decrees, and that write grievousness which they have prescribed." (*Isaiah 10:1, 1599 Geneva Bible*)

This notice is provided with the expectation that all parties involved will act honorably and in alignment with truth and justice. I do not consent to any plea or contest and stand firmly on the principle of settlement. Should this matter proceed without the requested remedies, I will pursue all available lawful avenues to secure justice.

Thank you for your attention to this matter. Please confirm receipt of this notice and provide a response addressing the outlined terms by the stated deadline.

In faith and truth,

**Devon Tyler of the Barber family** (formerly Materio-Donohoe)

One People of New Jersey

Acting on behalf of Atlantic County, New Jersey

All Rights Reserved, Without Prejudice

**P.S.** I have attached the PDF titled "*Correspondence*" for your reference. This document, dated December 3, 2024, contains my original conditional acceptance of counsel. As no reply or acknowledgment was provided, the conditional acceptance is now null and void. This current notice takes precedence as my formal testament, living will, and affidavit of truth for the upcoming court proceedings on January 13, 2025.

This document is issued under my full authority as a living man, operating as an autonomous nation under Christ, and requires no external notarization for validity. It stands as a lawful and binding declaration of my position, supported by my natural rights and faith-based jurisdiction.

**RECEIVED**

JAN - 9 REC'D

OFFICE OF THE PUBLIC DEFENDER  
ATLANTIC COUNTY  
POLICE DEPT.  
24-18260

Prosecutor's File # 24001934

DEFENDANT  
DEVON T BARBER

D.O.B.

[REDACTED]

COMPLAINT NO.

S-2024-001720-0180

William E. Reynolds  
ATLANTIC COUNTY PROSECUTOR  
4997 UNAMI BOULEVARD  
P.O. BOX 2002  
MAYS LANDING, NEW JERSEY 08330  
PHONE: (609) 909-7800

STATE OF NEW JERSEY

VS.

**DEVON T BARBER**SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION - CRIMINAL  
ATLANTIC COUNTY

FIRST STATED SESSION 2024 TERM

DEFENDANT(S)

OBSTRUCTING THE ADMINISTRATION  
OF LAW OR GOV FUNCTION; RESIST  
ARR/ELUD-USE/THREATEN FORCE  
AGAINST LEO/OTHER

INDICTMENT NO.: 24-07-22960

ATLANTIC COUNTY, TO WIT:

THE GRAND JURORS of the State of New Jersey for the County of Atlantic upon their oaths,  
PRESENT THAT:

ACPO/24001934/00000055

Prosecutor's File # 24001934

COUNT 1

On or about the 7th day of May, 2024, in the Township of Hamilton, County of Atlantic,  
and within the jurisdiction of this Court,

**DEVON T BARBER**

did purposely obstruct, impair or pervert, or prevent or attempt to prevent uniformed officers of the Hamilton Township Police Department from detecting, investigating or prosecuting him for a crime by means of flight, violence, physical interference or any other independently unlawful act, to wit by attempting to flee on foot from said officers and actively physically resisting said officers from placing him under arrest; contrary to the provisions of N.J.S.A. 2C:29-1a, against the peace of this State, the Government and dignity of the same.

FOURTH DEGREE

2C:29-1a OBSTRUCTING THE ADMINISTRATION OF LAW OR GOV FUNCTION

ACPO/24001934/00000056

Prosecutor's File # 24001934

COUNT 2

On or about the 7th day of May, 2024, in the Township of Hamilton, County of Atlantic,  
and within the jurisdiction of this Court,

**DEVON T BARBER**

did purposely prevent or attempt to prevent uniformed officers of the Hamilton Township  
Police Department from effecting his arrest by means of physical force or violence, to wit  
by actively physically resisting and fighting with said officers while trying to place him  
under arrest; contrary to the provisions of N.J.S.A. 2C:29-2a(3)(a), against the peace of  
this State, the Government and dignity of the same.

THIRD DEGREE

2C:29-2a(3)(a) RESIST ARR/ELUD-USE/THREATEN FORCE AGAINST  
LEO/OTHER

ACPO/24001934/00000057

A True Bill

William E. Reynolds

PROSECUTOR

  
FOREPERSON

  
ASSISTANT PROSECUTOR

JUL X 8 2024

ACPO/24001934/00000058



**Scars/Marks/Tattoos/Misc Numbers**

TATTOO RIGHT ARM 204 RIGHT ARM TATTOO

\*\*\*\*\* Arrest 001 \*\*\*\*\*

Arrested 02/19/2019 Agency Case No: H360201900

Agency: NJNSP8300 SP GALLOWAY ATLANTIC

Name Used: BARBER, DEVIN T.

Offense Date: 02/19/2019 Venue: GALLOWAY TWSP

001 Cnt 2A:160-10 FUGITIVE FROM JUSTICE

**Summons/Warrant**

Aoc Number: ATL19000630-001

No: W 20190001090111

Disposition Date: 05/15/2019

Agency: NJ001161J

GALLOWAY TWP MUN CT

Disposition: DISMISSED

001 Cnt: 2A:160-10 Deg: FUGITIVE FROM JUSTICE

\*\*\*\*\* Arrest 002 \*\*\*\*\*

Arrested 07/11/2022 Agency Case No: 22-023620

Agency: NJ0011100 GALLOWAY TOWNSHIP PD ATLANTIC

Name Used: BARBER, DEVON T.

Offense Date: 07/11/2022 Venue: GALLOWAY TWSP

001 Cnt 2C:12-3A TERRORISTIC THREATS-THREAT OF C

**Summons/Warrant**

Aoc Number: ATL22002292-001

No: W 20220030060180

Disposition Date: 01/04/2023

Agency: NJ001241J

CENTRAL MUNICIPAL COURT OF ATL

Disposition: DISMISSED

001 Cnt: 2C:12-1A(1) Deg: SIMPLE ASSAULT-PURP/KNOWINGLY

Disposition: DISMISSED

001 Cnt: 2C:29-2A(1) Deg: RESIST ARR/ELUD-PREVENTS OFFIC

**Indictment/Accusation**

Aoc Number: ATL22002292-001

No: ATL220901413I

Disposition Date: 10/26/2022

Agency: NJ001013J

ATLANTIC CO SUPERIOR CRT

Disposition: GUILTY

Indictable Conviction

001 Cnt: 2C:12-1B(7) Deg: 3 AGG ASSAULT-ATTEMPT/CAUSE SIGN

Disposition: DISMISSED

001 Cnt: 2C:39-4D Deg: 3 POSS OF WEAPON FOR UNLAWFUL PU

Disposition: DISMISSED

001 Cnt: 2C:39-5D Deg: 4 UNLAWFUL POSS WEAPON - OTHER W

**Aggregate Sentence**

Date: 01/04/2023

Court: NJ001013J ATLANTIC CO SUPERIOR CRT

NON CUSTODIAL

Probation

3Y

Jail Time Credit108D

ACPO/24001934/00000046

Amount Assessed \$ 205

Aggregate Resentence Date: 09/13/2023 RESENTENCED

Court: NJ001013J ATLANTIC CO SUPERIOR CRT  
INCARCERATION GENERAL  
Incarceration: COUNTY JAIL  
Confinement 134D Jail Time Credit134D  
Amount Assessed \$ 205

\*\*\*\*\* Arrest 003 \*\*\*\*\*

Arrested 07/11/2022 A Agency Case No: 22-023664

Agency: NJ0011100 GALLOWAY TOWNSHIP PD ATLANTIC  
Name Used: BARBER, DEVON T. [REDACTED] [REDACTED]

Offense Date: 07/01/2022 Venue: GALLOWAY TWSP  
001 Cnt 2C:12-1A(1) SIMPLE ASSAULT-PURP/KNOWINGLY C  
001 Cnt 2C:12-1B(1) AGG ASSAULT-ATT/CAUSE SBI PURP/  
001 Cnt 2C:39-4D POSS OF WEAPON FOR UNLAWFUL PUR  
001 Cnt 2C:39-5D UNLAWFUL POSS WEAPON - OTHER WE

Pending Court

\*\*\*\*\* Arrest 004 \*\*\*\*\*

Arrested 10/26/2022 Agency Case No: 22-023620

Agency: NJ0011100 GALLOWAY TOWNSHIP PD ATLANTIC  
Name Used: BARBER, DEVON DOB Used: [REDACTED]

Offense Date: 07/10/2022 Venue: GALLOWAY TWSP  
001 Cnt 2C:12-3A TERRORISTIC THREATS-THREAT OF C

Indictment/Accusation Aoc Number: ATL22002313-001  
No: ATL221001440I Disposition Date: 10/26/2022  
Agency: NJ001013J ATLANTIC CO SUPERIOR CRT

Disposition: GUILTY Indictable Conviction  
001 Cnt: 2C:12-3A Deg: 3 TERRORISTIC THREATS-THREAT OF

Aggregate Sentence Date: 01/04/2023

Court: NJ001013J ATLANTIC CO SUPERIOR CRT  
NON CUSTODIAL  
Probation 3Y Jail Time Credit108D  
Amount Assessed \$ 125

Aggregate Resentence Date: 09/13/2023 RESENTENCED

Court: NJ001013J ATLANTIC CO SUPERIOR CRT  
INCARCERATION GENERAL  
Incarceration: COUNTY JAIL  
Confinement 134D Jail Time Credit134D  
Amount Assessed \$ 125

\*\*\*\*\* Arrest 005 \*\*\*\*\*

Arrested 05/07/2024 Agency Case No: 2024018260

Agency: NJ0011200 HAMILTON TOWNSHIP PD ATLANTIC

ACPO/24001934/00000047

Name Used: BARBER, DEVON T. [REDACTED] [REDACTED]

Offense Date: 05/07/2024 Venue: HAMILTON TWSP

001 Cnt	2C:29-1A	OBSTRUCTING THE ADMIN OF LAW OR
001 Cnt	2C:29-2A(3)(A)	RESIST ARR/ELUD-USE/THREAT FORC
001 Cnt	2C:29-3B(4)	HINDERING-ONESELF-GIVE FALSE IN

Pending Court

\*\*\*\*\*  
DEPARTMENT OF CORRECTIONS DATA NOT FOUND FOR THIS SID NUMBER  
\*\*\*\*\*

**Criminal History Diversion Program and Indictable Conviction Summary**

Pre-Trial Intervention: 000  
Conditional Discharge: 000  
Indictable Convictions: 002  
Violation of Probation: 000

Court disposition information contained in this record is reported electronically from the sentencing court. Questions concerning disposition information should be directed to the Municipal or Superior Court listed on the record. Information regarding corrections to this record may be directed to the court of sentencing.

END OF RECORD



## Message Details

✓ **RESP NCIC(QR)** 7/19/2024 11:49:30

EL0100000NJ05J5RH23

NJ001013A

THIS INTERSTATE IDENTIFICATION INDEX RESPONSE IS THE RESULT OF YOUR  
RECORD REQUEST FOR FBI/C71MLM9T2. INDIVIDUAL'S RECORD WILL BE  
COMPLETE WHEN ALL RESPONSES ARE RECEIVED FROM THE FOLLOWING SOURCES:

OHIO	- STATE ID/OHD184822
FLORIDA	- STATE ID/FL98264006

AN ADDITIONAL RECORD MAY BE OBTAINED FROM FILES WITHIN YOUR STATE.  
END

ACPO/24001934/000000049



## Message Details

### ✓ RESP NLETS(CR) 7/19/2024 11:49:31

CR.FL0370100

08:49 07/19/2024 54111

08:49 07/19/2024 26615 NJ001013A

TXT

HDR/2L0100000NJ05J5RH23

ATN/GAZZARA

\*\*\*\*\* CRIMINAL HISTORY RECORD \*\*\*\*\*

\*\*\*\*\* Introduction \*\*\*\*\*

This rap sheet was produced in response to the following request:

FBI Number	C71MLM9T2
State Id Number	FL98264006 (FL)
Purpose Code	C
Attention	GAZZARA

The information in this rap sheet is subject to the following caveats:

This record contains Florida information only. When explanation of a charge or disposition is needed, communicate directly with the agency that contributed the record information.

This record may only be used for the purpose requested as defined by the Code of Federal Regulations and/or Florida Statute.

This is a multi-source offender record.

\*\*\*\*\* IDENTIFICATION \*\*\*\*\*

Subject Name(s)

BARBER, DEVON T

Subject Description

FBI Number	State Id Number
C71MLM9T2	FL98264006 (FL)

Social Security Number  
856381318

ACPO/24001934/00000050

I, THE TREASURER OF THE STATE OF NEW JERSEY, DO HEREBY  
CERTIFY THAT

MADISON MORRISON

THE OFFICER WHOSE NAME IS SUBSCRIBED TO THE  
CERTIFICATE OF ACKNOWLEDGEMENT, PROOF OR AFFIDAVIT  
ATTACHED TO THE ANNEXED INSTRUMENT, WAS AT THE TIME  
OF TAKING SAID ACKNOWLEDGEMENT, PROOF OR AFFIDAVIT  
A NOTARY PUBLIC, IN AND FOR THE STATE OF NEW  
JERSEY, DULY COMMISSIONED AND SWORN AND WAS, AS  
SUCH, AN OFFICER OF SAID STATE, DULY AUTHORIZED BY  
THE LAWS THEREOF TO TAKE AND CERTIFY THE SAME, AS  
WELL AS TO TAKE AND CERTIFY THE PROOF AND  
ACKNOWLEDGEMENT OF DEEDS AND OTHER INSTRUMENTS IN  
WRITING TO BE RECORDED IN SAID STATE, AND THAT FULL  
FAITH AND CREDIT ARE AND OUGHT TO BE GIVEN TO HIS  
OFFICIAL FACTS.

IN TESTIMONY WHEREOF, I HAVE  
HEREUNTO SET MY HAND AND AFFIXED  
MY OFFICIAL SEAL AT TRENTON, THIS  
9TH DAY OF JUNE 2025



A handwritten signature in black ink, appearing to read "Elizabeth Maher Muoio".

Elizabeth Maher Muoio  
State Treasurer

Certificate Number: 8512149588

Verify this certificate at  
<https://www.njportal.com/DOR/businessrecords/Validate.aspx>



**IN THE CENTRAL MUNICIPAL COURT OF ATLANTIC COUNTY**

5905 Main Street, Mays Landing, New Jersey State, America, united States.

[Zone Improvement Plan: NJ-08330]

**Case No.** 24-18260

**PARTIES**

**Devon Tyler** of the Barber-Materio Family

(also known as Devon Tyler, acting in personal capacity and as a religious  
office holder of Solis Holdings Inc., DBA Frontier Forever)

*Petitioner*

**Township of Hamilton, Township of Hamilton Police Department, Officer**

**Boyd, et al.,**

*Respondents*

**NOTICE OF DEMURRER, ABATEMENT, AND MOTION FOR WRIT OF QUO**

**WARRANTO, DECLARATORY RELIEF, AND EQUITABLE REMEDY**

TO THE HONORABLE JUDICIAL BRANCH AT THE CENTRAL

MUNICIPAL COURT FOR ATLANTIC COUNTY:

Please take notice that Devon Tyler, the petitioner herein, will present an  
abatement followed by a motion to the Honorable Judicial Branch at the  
Central Municipal Court of Atlantic County, located at 5905 Main Street, Mays  
Landing, NJ 08330. The specific courtroom and time for this abatement and  
subsequent motion will be designated upon the assignment of a judge.

**Nature of the Case:** This document outlines the procedural and  
foundational inaccuracies of the case initiated by the respondents. It  
challenges the jurisdiction of this court over Devon Tyler, a National Christian  
man living by divine laws as codified within Christian Common Law, which  
operates independently of the conventional statutory framework.

**Abatement Justification:** The initiation of proceedings against Devon  
Tyler fails to meet the procedural standards set forth by Christian Common

29 Law, particularly concerning proper party identification and standing. These  
30 failures warrant an abatement of the case.

31 **Jurisdictional Challenge:** As a man born naturally in New Jersey State  
32 and living outside any federal zones, Devon Tyler asserts that his governance is  
33 strictly under Christian Common Law. He is not subject to the jurisdiction of  
34 this or any other secular court without explicit consent, which has not been  
35 granted. This stance is supported by historical legal precedents that  
36 differentiate between geographical jurisdictions and the rights therein.

37 **Faith-Based Legal Authority:** The authority of Christian faith imbues  
38 Devon Tyler with a divine mandate, impacting legal engagement and exempting  
39 him from secular legal processes that fail to recognize or infringe upon his  
40 constitutionally and divinely guaranteed rights.

41 **Subsequent Motion:** This abatement precedes a motion that scrutinizes  
42 the moral and legal foundations of the respondents' authority to enforce laws  
43 upon Devon Tyler. It focuses particularly on violations of constitutional rights,  
44 religious freedoms, and the principles of Christian Common Law, including but  
45 not limited to those upheld by the Religious Freedom Restoration Act (RFRA).

46 **The motion raises critical questions regarding the following:**

- 47 - The legitimacy of the force used.
- 48 - Adherence to constitutional protections.
- 49 - Respect for religious beliefs.

50 **Relief Sought:** The petitioner seeks the following reliefs:

51 **1. Recognition of Abatement,**

52 **2. Writ of Quo Warranto,**

53 **3. Declaratory Relief,**

54 **4. Equitable Remedies:** As deemed just and necessary by a competent  
55 Christian Common Law Tribunal.

56 The egregious breaches of constitutional rights and fundamental liberties  
57 perpetrated by the respondents, highlighted by their disregard for the specific



legal status and rights of Devon Tyler as a Christian National, necessitate this abatement followed by judicial intervention. This intervention aims to correct these injustices and uphold the principles of liberty, justice, and personal sovereignty under Christian Common Law.

Table of Contents

Section	Description
I. Introduction	Substantiates the abatement and motion, emphasizing severe violations by Officer Boyd and historical legal precedents, calling for judicial intervention to uphold principles of liberty and justice.
II. Demurrer to Respondents' Anticipated Defenses	Challenges the legal basis of anticipated defenses, citing lack of probable cause and unconstitutional actions, with support from Supreme Court rulings.
III. Parties	Details on Devon Tyler, defending constitutional and divine rights, highlighting advocacy against overreach and constitutional mandates.
IV. Facts	Describes an unlawful stop and search incident, leading to excessive force and significant harm, emphasizing constitutional and religious rights violations.
V. Questions Presented	Examines the legality of Officer Boyd's actions under quo warranto principles, questioning the justification of the use of force and constitutional breaches.
VI. Supreme Court Jurisprudence Supporting the Motion	Utilizes major Supreme Court cases to challenge the legality of the force used and procedural conduct, arguing for judicial review and corrective action.
VII. Statement Section	Critically examines the actions of Officer Boyd, assessing the legality and constitutional appropriateness of detention and use of force.
VIII. Relief Sought	Seeks comprehensive remedies including equitable subrogation, declaratory judgments, and compensatory damages to rectify violations and prevent future misconduct.
IX. Conclusion	Synthesizes arguments, stressing the need for judicial oversight to correct constitutional violations and uphold civil liberties.
X. Certificate of Service	Confirms that all legal documents have been properly served to involved parties, ensuring procedural compliance.

<b>XI. Exhibits</b>	Detailed list of exhibits from A to I, each underscoring different aspects of the petitioner's positions supporting the motion's foundational themes.
<b>XII. Case Law Citations</b>	This section provides the foundational legal precedents supporting the arguments in this motion. The cited cases address crucial issues of excessive force, constitutional protections, procedural justice, and religious freedoms.

Exhibit
<b>Exhibit A:</b> Frontier Inn Sanctuary
<b>Exhibit B:</b> Divine Law & U.S. Constitution Sovereignty Insights
<b>Exhibit C:</b> Frontier Forever: Sustainable Homestead & Heirloom Seed Preservation
<b>Exhibit D:</b> Philosophical Insights
<b>Exhibit E:</b> The Timeless Message of Hope, Love, and Redemption
<b>Exhibit F:</b> Constitution for these United States in America(s)
<b>Exhibit G:</b> Government Integrity
<b>Exhibit H:</b> Power of Attorney, Status Declaration, and Copyright Trademark Assignment
<b>Exhibit I:</b> Documentation of Bodily Harm to Petitioner and Damage to Property

63                    **SS/ss:** New Jersey State, Atlantic County

64            **AFFIDAVIT IN SUPPORT OF MOTION WITH PETITION FOR A WRIT OF**  
65            **QUO WARRANTO, DECLARATORY RELIEF, AND OTHER EQUITABLE**  
66            **REMEDIES**

67            I, Devon Tyler of the Barber-Materio Family, under SOLIS HOLDINGS  
68    INC DBA Frontier Forever, residing at 325 East Jimmie Leeds Road, Suite 7,  
69    Unit 333, Galloway Township, New Jersey State, being duly sworn, depose and  
70    say:

71    **I.        INTRODUCTION**

72            This affidavit underpins the motion for a writ of quo warranto,  
73    declaratory relief, and other equitable remedies arising from the severe  
74    violations committed by Officer Boyd and associated respondents, as detailed  
75    herein. Rooted deeply in the jurisprudential heritage that "**once manumitted,**  
76    **forever free,**" this petition draws upon the enduring wisdom of Sir Edward  
77    Coke and the robust protections afforded by cases such as **Grosjean v.**  
78    **American Press Co., Inc.**, 297 U.S. 233 (1936) and **People v. Croswell**, 3  
79    Johns. Cas. 337 (N.Y. 1804). These precedents underscore the sanctity of free  
80    expression and the press, which are foundational pillars of liberty and justice.

81            Grounded in the principles of justice highlighted by the landmark  
82    decision in **Marbury v. Madison** (1803), which nullifies any actions  
83    contravening the Constitution, this petition stands as an unwavering  
84    denunciation of the flagrant abuses perpetrated by the respondents. Inspired  
85    by Dr. Martin Luther King Jr.'s axiom that "**Injustice anywhere is a threat to**  
86    **justice everywhere,**" the motion addresses the respondents' misuse of  
87    authority, employing force without justification, and failing to adhere to the  
88    dictates of diligent and lawful police work. Such actions not only breach civil  
89    liberties but also challenge the foundational truths held by figures such as  
90    James Madison and Dan Smoot regarding the preservation of a constitutional  
91    republic against the distortions of pure democracy.

Further, this motion is driven by a commitment to the principles of personal liberty and self-reliance, echoing the philosophies of Blackstone, Burlamaqui, and the divine natural law that cherishes individual choice and stewardship as sacrosanct. It seeks not merely to hold the respondents accountable but to mandate that the judiciary acts as trustees and fiduciaries, ensuring justice that is not only executed but manifestly observed, thus affirming the court's role in safeguarding constitutional freedoms against any form of tyranny.

In alignment with the leniency affirmed by **Haines v. Kerner** for pro se pleadings, this petition emphasizes substance over procedural formality, advocating for a legal system that respects and protects the rights of all individuals, regardless of their proficiency in legal matters. This stance is supported by further Supreme Court decisions such as **Erickson v. Pardus** and **Estelle v. Gamble**, which underscore the court's duty to liberally construe pro se filings to ensure justice is not compromised by procedural technicalities. This petition is a call to action for judicial scrutiny that adheres to the just and sacred principles endorsed by divine guidance, as articulated by President J. Reuben Clark and other revered scholars. This approach seeks to restore the petitioner's rights, address the injustices suffered, and reaffirm the constitutional principles that anchor our nation's values, thus ensuring that even those without legal representation receive a fair opportunity to have their grievances addressed effectively within our judicial system.

## **II. DEMURRER TO RESPONDENTS' ANTICIPATED DEFENSES**

### **Basis for Demurrer**

#### **1. Absence of Probable Cause:**

**Case Reference:** **Terry v. Ohio**, 392 U.S. 1 (1968)

**Legal Principle:** Establishes that "stop and frisk" must be based on reasonable suspicion of criminal activity.

**Application:** Officer Boyd lacked reasonable suspicion to detain me, making

121 the stop unconstitutional under **Terry** standards.

122 **2. Excessive Force and Physical Harm:**

123 **Case Reference:** **Graham v. Connor**, 490 U.S. 386 (1989)

124 **Legal Principle:** All claims of excessive force in the context of an arrest,  
125 investigatory stop, or other "seizure" of a free citizen should be analyzed under  
126 the Fourth Amendment's "objective reasonableness" standard.

127 **Application:** The force used was not objectively reasonable given the absence  
128 of any threat or resistance on my part, rendering it excessive under **Graham v.**  
129 **Connor**.

130 **3. Violation of Due Process and Religious Rights:**

131 **Case Reference:** **Employment Division v. Smith**, 494 U.S. 872 (1990)

132 **Legal Principle:** Government actions that are neutral and generally  
133 applicable need not be justified by a compelling governmental interest even if  
134 they have the incidental effect of burdening a particular religious practice.

135 **Application:** However, my account contrasts sharply with **Employment**  
136 **Division v. Smith**, as the targeted and excessive nature of the police response  
137 directly burdened my religious exercise without any justifiable law enforcement  
138 objective, calling for strict scrutiny under RFRA.

139 **4. Inadequacy of Qualified Immunity Defense:**

140 **Case Reference:** **Harlow v. Fitzgerald**, 457 U.S. 800 (1982)

141 **Legal Principle:** Government officials performing discretionary functions are  
142 shielded from liability for civil damages insofar as their conduct does not  
143 violate clearly established statutory or constitutional rights of which a  
144 reasonable person would have known.

145 **Application:** The rights violated in this case are clearly established; thus, the  
146 respondents cannot reasonably claim ignorance of the law, negating their  
147 qualified immunity defense.

148 **WHEREFORE, I respectfully request the Court to:**

149 **1.** Reject all defenses offered by the respondents as insufficient to

150 overcome the detailed and substantiated claims of egregious constitutional  
151 violations presented in this petition;

152       **2.** Grant the relief sought in the petitioner's motion, including a writ of  
153 quo warranto, declaratory relief, and other equitable remedies as deemed  
154 appropriate and just by this Court.

155 **III. PARTIES**

156 **1. Petitioner:**

157       Devon Tyler of the Barber-Materio Family, a man alive within the  
158 geographical boundaries of New Jersey State, outside of any federal zones. This  
159 distinction is pivotal, as upheld by **Downes v. Bidwell**, 182 U.S. 244 (1901),



179 reflecting his defense against any overreach affecting personal sovereignty and  
180 liberty.

181 The petitioner's efforts are fundamentally rooted in the principle that  
182 natural-born citizens living within their state's boundaries are entitled to the  
183 full protection of rights under the state's constitution and the broader  
184 framework of the U.S. Constitution, independent of federal encroachments or  
185 administrative overlays.

186 **2. Respondents:**

187 **Officer Boyd** and the **Township of Hamilton Police Department** are  
188 identified as the primary respondents in this matter. The **Township of**  
189 **Hamilton**, recognized by Dun & Bradstreet D-U-N-S® Number: 045506342,  
190 operates as a municipal corporation. It is entrusted with public safety and  
191 community governance under the provisions of the New Jersey State  
192 Constitution and is expected to function within a legal framework that upholds  
193 civil liberties and ensures public accountability.

194 This case also implicates broader judicial oversight, including the  
195 Municipal Court system of Hamilton Township and the Judiciary Courts of the  
196 **State of New Jersey**. These bodies are indicated to have systemic issues, as  
197 evidenced by their failure to properly address ongoing misconduct and enforce  
198 the constitutional limits required of their officers. The Judiciary Courts of the  
199 **State of New Jersey**, designated with Dun & Bradstreet D-U-N-S® Number:  
200 362288813, are particularly noted for their corporate standing which mandates  
201 significant transparency and governance obligations.

202 These judicial entities, along with the **State of New Jersey** (D-U-N-S®  
203 Number: 067373258), the **County of Atlantic** (D-U-N-S® Numbers:  
204 079497897 and 930474452), and the **Hamilton Township Police Sub Station**  
205 (D-U-N-S® Number: 787804546), are discussed not in terms of individual fault  
206 but as part of a systemic failure. This failure is to uphold duties enshrined by  
207 law, thereby potentially breaching the duty to protect the constitutional rights



208 of the people they serve. Such systemic failures question their operational  
209 integrity as governance bodies and as business entities regulated under  
210 commercial law.

211 Additionally, the **Government of The United States**, holding a Dun &  
212 Bradstreet D-U-N-S® Number: 161906193, is highlighted for its overarching  
213 constitutional responsibilities that should permeate local governance but  
214 appear compromised in this instance.

#### 215 **Request for Systemic Review and Correction**

216 Through this abatement and motion, there is a call for these entities to  
217 re-evaluate and correct their practices. This is an opportunity for these bodies  
218 to address and rectify the systemic discrepancies and failures in duty  
219 highlighted by this case. All legal rights and equitable remedies are expressly  
220 reserved, ensuring that the pursuit of correction and accountability is  
221 conducted within the full scope of legal protections afforded to the petitioner,  
222 underscoring a commitment to constitutional fidelity and public trust.

#### 223 **IV. FACTS**

##### 224 **Unlawful Detention and Search**

225 On May 7th, 2024, while I was lawfully walking on the sidewalk near the  
226 Mays Landing Walmart Supercenter, deeply engaged in a critical phone call,  
227 Officer Boyd, without warning and with emergency lights activated, unlawfully  
228 stopped me. He interrupted my call, causing immediate distress, and stated,  
229 "I'm not gonna give you any tickets," acknowledging the absence of any legal  
230 basis for the stop. Despite this, he demanded my identification and threatened  
231 arrest, violating my Fourth Amendment rights against unreasonable searches  
232 and seizures.

##### 233 **Excessive Force and Resulting Harm**

234 The encounter quickly escalated as I was forcibly taken to the ground by  
235 Officer Boyd and approximately three to four additional officers. This excessive  
236 use of force resulted in significant physical and psychological harm. My



237 personal property was damaged, and I sustained injuries to my shoulders,  
238 hips, and wrists, with the latter bleeding from the metal shackles applied. As a  
239 sufferer of PTSD, this incident exacerbated my symptoms, impairing my ability  
240 to engage in subsequent legal processes. The disproportionate and unjustified  
241 force used was not only inhumane but also failed to consider my specific  
242 mental health challenges.

#### 243 **Violation of Constitutional and Religious Rights**

244 Throughout the encounter, my constitutional rights to privacy and  
245 freedom from unreasonable searches and seizures, as guaranteed by the  
246 Fourth Amendment, were egregiously violated. Moreover, as a religious office  
247 holder and practitioner at SOLIS HOLDINGS INC DBA Frontier Forever, my  
248 right to personal sovereignty and dignity, rooted in my religious beliefs, was  
249 severely infringed. The officers' actions not only breached my civil liberties but  
250 also violated my religious freedoms as protected under the Religious Freedom  
251 Restoration Act (RFRA). This profound disrespect for my fundamental human  
252 and religious rights underscores the necessity for judicial intervention to  
253 prevent future violations.

#### 254 **V. QUESTIONS PRESENTED**

##### 255 **Legal Authority and Quo Warranto Principles**

256 What legal basis or authority justified Officer Boyd and the  
257 accompanying officers in detaining the petitioner, and how is the level of force  
258 used during this incident defended? Under the principles of quo warranto,  
259 which require public officers to demonstrate valid authority to hold and  
260 execute their roles, does their conduct align with or conflict with their lawful  
261 authority? This question aims to determine whether their actions contravene  
262 statutory and constitutional mandates sufficiently to call into question the  
263 propriety of their continued occupancy of office.

##### 264 **Violation of Constitutional Rights**

265 Did the conduct of Officer Boyd and the other involved officers constitute

a violation of the petitioner's Fourth Amendment rights against unreasonable search and seizure, and potentially the Sixth Amendment right to a fair trial? Moreover, was there a violation of the Fourteenth Amendment's guarantees of due process and equal protection under the law? These inquiries assess how such actions might affect their legal standing and authority to enforce the law.

### **Infringement of Religious Freedoms**

Given the petitioner's established religious beliefs and practices, did the actions of the law enforcement officers conflict with the protections afforded by the Religious Freedom Restoration Act (RFRA) and applicable state laws? Does this conflict necessitate a reconsideration of their authority to operate within their current capacities?

### **Establishment of Precedent for Natural Inhabitants' Rights**

What judicial precedents should be established or reinforced to safeguard the constitutional and religious rights of all natural inhabitants against similar infringements in the future? In addressing these questions, how should the court consider the role and suitability of the officers involved to continue in their official capacities?

## **VI. Supreme Court Jurisprudence Supporting the Motion**

### **1. Graham v. Connor, 490 U.S. 386 (1989)**

**Legal Principle:** Establishes that all claims of excessive force in the context of an arrest or other "seizure" should be analyzed under the Fourth Amendment's "objective reasonableness" standard. **Application in Case:** This standard will assess whether Officer Boyd's actions were objectively reasonable, focusing solely on the facts available at the time of the incident.

### **2. Tennessee v. Garner, 471 U.S. 1 (1985)**

**Legal Principle:** Holds that deadly force to prevent the escape of an unarmed fleeing suspect is unreasonable unless the officer has probable cause to believe the suspect poses a significant threat. **Application in Case:** The necessity and proportionality of the force used by Officer Boyd will be

294 scrutinized, given the absence of any immediate threat posed by the petitioner.

295 **3. Kingsley v. Hendrickson**, 576 U.S. 389 (2015)

296 **Legal Principle:** For pretrial detainees, the standard for excessive force  
297 claims is whether the force used was objectively unreasonable. **Application in**  
298 **Case:** Applies the objective unreasonableness standard, taking into account  
299 only the information known to Officer Boyd at the time.

300 **4. Brown v. Texas**, 443 U.S. 47 (1979)

301 **Legal Principle:** Establishes that stops and requests for identification  
302 must be based on reasonable suspicion supported by specific, articulable facts  
303 of an observed or suspected crime. **Application in Case:** Officer Boyd's  
304 justification for the stop will be evaluated to determine if there was a legitimate  
305 basis for suspicion.

306 **5. Hiibel v. Sixth Judicial District Court of Nevada**, 542 U.S. 177 (2004)

307 **Legal Principle:** Affirms that officers can request ID only when there is  
308 reasonable suspicion that the person stopped is involved in criminal activity.  
309 **Application in Case:** The lawfulness of Officer Boyd's demand for identification  
310 will be assessed based on what he reasonably suspected at the time of the  
311 stop.

## 312 **VII. STATEMENT SECTION**

### 313 **Legal Basis for Detention and Use of Force**

314 The legality of the petitioner's detention by Officer Boyd is called into  
315 question, lacking clear justification under established legal standards.  
316 According to **Graham v. Connor**, all police actions, including detention, must  
317 meet the "objective reasonableness" standard, grounded in the Fourth  
318 Amendment. This section examines whether Officer Boyd's actions, in the  
319 context of the facts at the time, adhered to these criteria.

### 320 **Constitutional Violations**

321 The application of force during the petitioner's detention raises  
322 significant constitutional concerns. Under the doctrine outlined in **Tennessee**

**v. Garner**, the use of force, particularly when no immediate threat is evident, must be scrutinized for its necessity and proportionality. This section explores how the force used may have violated the constitutional protections against unreasonable seizures, emphasizing the lack of any probable cause to justify such measures.

#### **Application of Pretrial Detainee Rights**

For pretrial detainees, the standard of treatment is distinctly outlined in **Kingsley v. Hendrickson**, which focuses on whether the force applied was objectively unreasonable without regard to the subjective intent of the officers involved. This discussion extends beyond mere legality, assessing whether the use of force was excessive and unnecessary, thus violating the petitioner's rights under the Fourteenth Amendment's due process clause.

#### **VIII. RELIEF SOUGHT**

In light of the violations identified and corroborated by Supreme Court precedents, the Petitioner respectfully requests that the Court grant the following reliefs:

**Equitable Subrogation:** To correct any inequities and prevent unjust enrichment at the Petitioner's expense, the Petitioner seeks equitable subrogation to assert the rights originally belonging to the Petitioner in connection with all associated bonds, accounts, and financial instruments. This relief aims to place the Petitioner in the rightful position of entitlement to all benefits derived as if the Petitioner had always retained direct control over these assets.

**Reservation of Rights:** The Petitioner explicitly reserves all rights to all associated bonds, accounts, interest, proceeds, and other financial benefits, both currently known and to be discovered in the future. This reservation is made nunc pro tunc, effective from the inception of each bond or account's creation, to ensure the protection and restitution of the Petitioner's interests without prejudice to the continuous exercise of these rights.

381 critical need for the protection of individual rights as enshrined in the  
382 Constitution. It is incumbent upon the judicial system to address violations of  
383 constitutional rights effectively, ensuring justice is served to prevent recurrence  
384 and thereby safeguarding the civil liberties of all citizens. This approach will  
385 bolster public trust in the legal system and affirm a commitment to equitable  
386 justice and respect for fundamental rights.

387 Therefore, the petitioner respectfully requests this court to recognize the  
388 abatement due to the significant jurisdictional and procedural flaws, issue a  
389 writ of quo warranto, grant declaratory relief, and provide other equitable  
390 remedies as deemed just and necessary by a competent Christian Common  
391 Law tribunal. By doing so, the court will help correct these injustices, uphold  
392 the principles of liberty and justice, and ensure that similar violations of  
393 constitutional and religious rights are prevented in the future. This  
394 intervention is crucial for maintaining the integrity of the legal system and  
395 protecting the fundamental rights of all citizens.

396 **X. CERTIFICATE OF SERVICE & NOTARY JURAT**

397 I, Devon Tyler of the Barber née Materio Family, affirm that all  
398 statements contained in this document are true, so help me God. Executed in  
399 Galloway New Jersey State, this 29<sup>th</sup> day of May 2024, under God.

400 X BY: X(A)    

401 **Notary Jurat**

402 Subscribed and affirmed before me this 29<sup>th</sup> day of May 2024, by Devon Tyler  
403 Barber, who is personally known to me or has produced  
404 USA Passport as identification to verify their identity.

405 Notary Signature: Madison Morrison

406 Notary's Printed Name: Madison Morrison

407 Title: Notary Public. My Commission Expires: 11/08/2028





433 to nourish both body and spirit. Link: [Frontier Forever]

434 (<https://www.faithfrontier.org/pages/heirlooms>)

435 **Exhibit D:** Philosophical Insights | Explores profound spiritual and moral  
436 questions that shape our faith community's understanding of existential roles,  
437 emphasizing the philosophical underpinnings of our religious practices. Link:  
438 [Philosophical Insights]([https://www.faithfrontier.org/blogs/insights/wetiko-](https://www.faithfrontier.org/blogs/insights/wetiko-worldwide)  
439 worldwide)

440 **Exhibit E:** The Timeless Message of Hope, Love, and Redemption | Articulates  
441 the transcendent messages of hope, love, and redemption shared across faiths,  
442 resonating with our religious teachings and spiritual outreach efforts. Link:  
443 [Timeless Message](<https://www.faithfrontier.org/blogs/unity/onelove>)

444 **Exhibit F:** Constitution for these United States in America(s) | Provides a  
445 scriptural and constitutional analysis of governance, underscoring the divine  
446 right and duty to uphold justice as enshrined in our nation's founding  
447 documents. Link: [U.S. Constitution]

448 (<https://www.faithfrontier.org/pages/constitution>)

449 **Exhibit G:** Government Integrity | Addresses the spiritual imperative for truth  
450 and integrity in governance, challenging systemic injustices and advocating for  
451 a return to righteous and divine principles in public service. Link: [Government  
452 Integrity](<https://www.faithfrontier.org/pages/journal>)

453 **Exhibit H:** Power of Attorney, Status Declaration, and Copyright Trademark  
454 Assignment | Legally formalizes the petitioner's standing and directives,  
455 reinforcing the legitimacy of his claims and intentions. Link: [Document Link]  
456 (<https://drive.proton.me/urls/Q2FJ0V9MVG#aTcbbfPRKOTW>)

457 **Exhibit I:** Documentation of Bodily Harm to Petitioner and Property Damage |  
458 Provides tangible proof of the harms suffered due to the actions challenged  
459 within this motion.

460 **XIII. Case Law Citations**

- 461 **Graham v. Connor, 490 U.S. 386 (1989).**
- 462 **Tennessee v. Garner, 471 U.S. 1 (1985).**
- 463 **Kingsley v. Hendrickson, 576 U.S. 389 (2015).**
- 464 **Brown v. Texas, 443 U.S. 47 (1979).**
- 465 **Hiibel v. Sixth Judicial District Court of Nevada, 542 U.S. 177 (2004).**
- 466 **Terry v. Ohio, 392 U.S. 1 (1968).**
- 467 **Employment Division v. Smith, 494 U.S. 872 (1990).**
- 468 **Harlow v. Fitzgerald, 457 U.S. 800 (1982).**
- 469 **Downes v. Bidwell, 182 U.S. 244 (1901).**
- 470 **Murphy v. Ramsey, 114 U.S. 15 (1885).**
- 471 **Reynolds v. United States, 98 U.S. 145 (1878).**
- 472 **Boyd v. United States, 116 U.S. 616 (1886).**
- 473 **Marbury v. Madison, 5 U.S. (1 Cranch) 137 (1803).**
- 474 **Grosjean v. American Press Co., Inc., 297 U.S. 233 (1936).**
- 475 **People v. Croswell, 3 Johns. Cas. 337 (N.Y. 1804).**
- 476 **Haines v. Kerner, 404 U.S. 519 (1972).**
- 477 **Erickson v. Pardus, 551 U.S. 89 (2007).**
- 478 **Estelle v. Gamble, 429 U.S. 97 (1976).**

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400 X BY: X(A)    

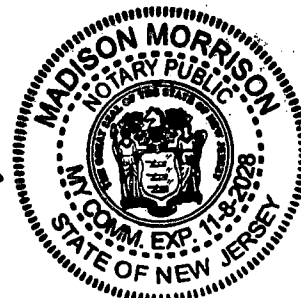
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404 USA Passport as identification to verify their identity.

405 Notary Signature: Madison Morrison

406 Notary's Printed Name: Madison Morrison

407 Title: Notary Public. My Commission Expires: 11/08/2029





408 **Certificate of Service**

409 I hereby certify that on this 2<sup>nd</sup> day of ~~June~~ 2024, I served a copy of this motion  
410 and its accompanying documents to the clerks listed below for further  
411 handling, in accordance with the rules of this court. Service was performed via  
412 United States Postal Service Certified Mail, with care and supervision facilitated  
413 by the Court Clerk.

414 **Addresses for Service:**

415 - **Rita Martino**, Township **Clerk**, 6101 13th Street, Mays Landing, NJ 08330  
416 - **Joseph J. Giraldo**, County **Clerk**, Historic Courthouse Complex, 5901 Main  
417 Street, Mays Landing, NJ 08330-1701

418 **Additionally, a copy was sent to:**

419 - Officer Boyd, Township of Hamilton Police Department, 6101 13th Street,  
420 Mays Landing, NJ 08330.

421 **XI. EXHIBITS**

422 **Exhibit A:** Frontier Inn Sanctuary | Illustrates our organization's mission to  
423 foster biodiversity and celebrate divine creation through sustainable practices,  
424 highlighting our commitment to spiritual and ecological stewardship. Link:  
425 [Frontier Inn Sanctuary]([https://www.faithfrontier.org/pages/frontier-inn-](https://www.faithfrontier.org/pages/frontier-inn-sanctuary)  
426 sanctuary)

427 **Exhibit B:** Divine Law & U.S. Constitution: Sovereignty Insights | Discusses  
428 the divine and constitutional principles that underpin individual sovereignty,  
429 emphasizing the sacred trust breached by fiduciary malpractice, reflective of  
430 our foundational religious and legal tenets. Link: [Divine Law & U.S.  
431 Constitution](<https://www.faithfrontier.org/pages/divinetrust>)

432 **Exhibit C:** Frontier Forever: Sustainable Homestead & Heirloom Seed  
433 Preservation | Details our commitment to the divine guardianship of Earth's  
434 bounty, linking sustainable agricultural practices with scriptural stewardship