

ARKANSAS SUPREME COURT

625 Marshall St, Little Rock, AR 72202

Copy to Judge Daniel Brock, White County Circuit Court & Special Judge Teresa Smith, Kensett Court

DON HAMRICK, *pro se*)
PLAINTIFF)
v.)
Larry Little of Harlem, Georgia)
Bonnie Little (wife to Larry Little)
6368 Browns Road)
Harlem, Georgia 30814)
Gary J. Little (brother))
Elnora Lindsey of Searcy, Arkansas)
Bruce Menser of Searcy)
DEFENDANTS)

**This Civil Case was
Abandoned by Three
White County Judges**

**Delaying Justice
Defeats Equity**

WCCC CASE NO. 73CV-20-316
& Kensett cases of False Convictions
Monday, February , 2021

TREASON NOTIFICATION IN ACCORDANCE WITH 18 U.S. CODE § 2382 MISPRISION OF TREASON (pp. 1-35)

**COPY TO: Rep. Jim Jordan, (R-Ohio) Requesting a Criminal
Investigation into the White County Courts from Jim Felte, Chief,
Criminal Section, Civil Rights Department, U.S. Department of Justice**

The Entire Arkansas Judicial System is Corrupt Beyond Originalism Recognition as the January 6, 2021 Attack on Congress Sparks the Start of the Second Civil War in its Infancy caused by the Congressional Coup D'état by *Ultra Licitum* Means for the Manchurian Candidate Joe Biden to Commit Treason by Abuse of Process to win the 2020 Presidential Election.

The United States is now in a State of Civil War with its Own Citizens. ADDING INSULT TO INJURY NANCY PELOSI IMPEACHED CITIZEN DONALD TRUMP. EVIDENCE OF THE INSANITY OF THE DEMOCRATIC PARTY INFILTRATED BY SOCIALISTS. THE WORST IS YET TO COME. **May God Save Our Country and Our People.**

My Standing for Remedies & Damages = Stigmatic Harm from Unconstitutional Conditions

MOTION FOR SUMMARY JUDGMENT IN MY FAVOR AND DEMAND FOR ARREST WARRANTS CHARGING:

- (1) BRUCE MENSER, (2) COUSIN LARRY LITTLE, and
- (3) LARRY'S SISTER, ELNORA LINDSEY with various crimes.

**TREASON NOTIFICATION IN ACCORDANCE WITH
18 U.S. CODE § 2382 MISPRISION OF TREASON (pp. 1-30)**

FORGET VOTER FRAUD!

**MANCHURIAN CANDIDATE JOE BIDEN GOT ELECTED BY ULTRA LICITIM
MEANS BY ABUSE OF PROCESS VIOLATING CONSTITUTIONAL LAW.**

**JOE BIDEN & CATACLISMIC HARRIS ARE DISQUALIFIED BY
TREASON AGAINST THE CONSTITUTION.**

THAT IS MY ORIGINALISM INTERPRETATION & CITIZEN'S COMPLAINT

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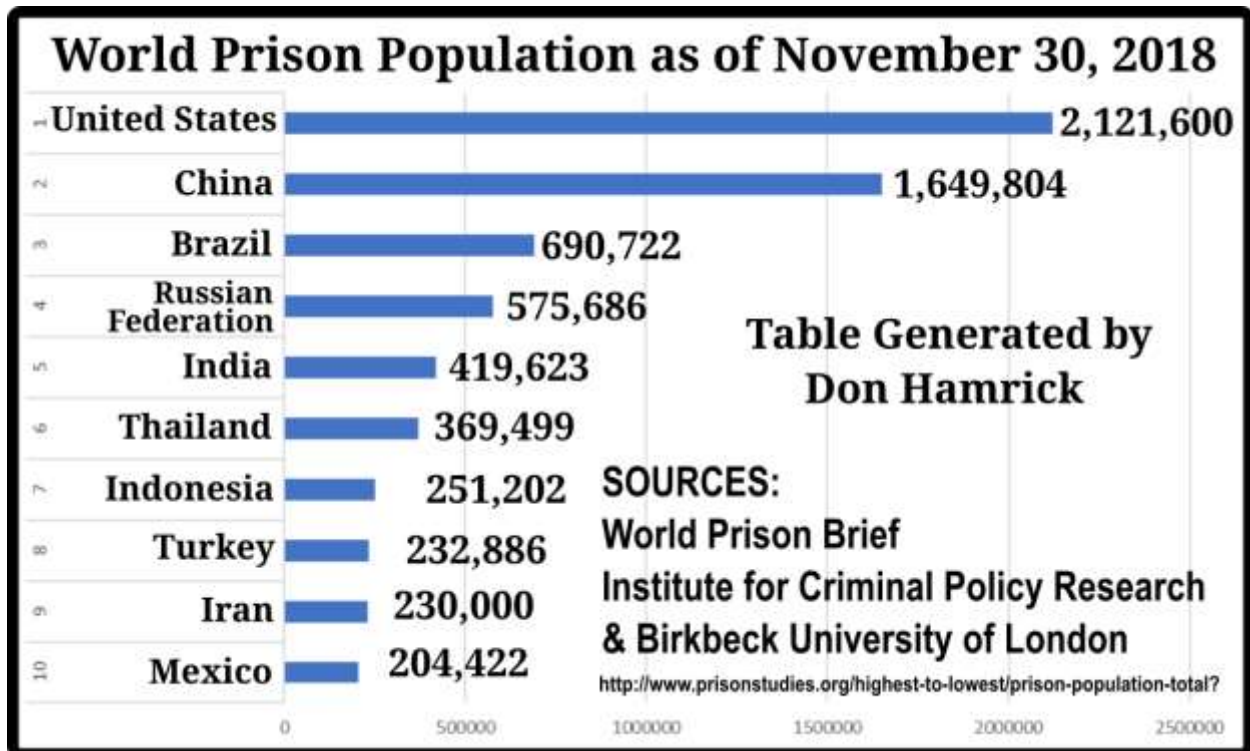
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1. NOTIFICATION OF TREASON

AGAINST THE UNITED STATES CONSTITUTION AND
AGAINST THE ARKANSAS CONSTITUTION IN ACCORDANCE WITH
18 U.S. CODE § 2382 MISPRISION OF TREASON



(A). FIGHTING BACK WITH CASE LAW TO RESTORE FREEDOM THROUGH ORIGINALISM

(i). DEMOCRATS SCAPEGOATING CONSTITUTIONAL RIGHTS & DUTIES BY BLAME SHIFTING: Perpetuating Hitler's "The Big Lie"

(i). Spencer S. Hsu and Devlin Barrett. **U.S. INVESTIGATING POSSIBLE TIES BETWEEN ROGER STONE, ALEX JONES AND CAPITOL RIOTERS.**, WashingtonPost.com | Legal Issues | February 20, 2021

The Justice Department and FBI are investigating whether high-profile right-wing figures — including Roger Stone and Alex Jones — may have played a role in the Jan. 6 Capitol breach as part of a broader look into the mind-set of those who committed violence and their apparent paths

to radicalization, according to people familiar with the investigation.

(II) KEVIN MCCOY AND KEVIN JOHNSON, AFTER OATH KEEPERS CHARGES, COULD FEDS ACCUSE CAPITOL ATTACKERS OF CONSPIRING TO OVERTHROW U.S. GOVERNMENT? USA TODAY, FEBRUARY 19, 2021¹

Federal investigators have signaled some of the defendants in the attack on the U.S. Capitol could be charged with seditious conspiracy, a law enacted to target those who attacked the federal government during the Reconstruction era.

An indictment filed on Jan. 27 charges three of the riot suspects with conspiring to impede **CONGRESS' CERTIFICATION OF THE ELECTORAL COLLEGE VOTE FOR THE 2020 PRESIDENTIAL ELECTION**.^① The filing alleges those three are members of the Oath Keepers, *“a loosely organized collection of militia who believe that the federal government has been co-opted by a shadowy conspiracy that is trying to strip Americans of their rights.”*

① CONGRESS' CERTIFICATION OF THE ELECTORAL COLLEGE VOTE FOR THE 2020 PRESIDENTIAL ELECTION

No one is using **Critical Thinking or Occam's Razor with Behavioral Psychology and The Rule of Constitutional Law and Actual Justice** to get to **The Actual Truth of Things** because **The Actual Truth Matters** to the **NATIONAL SECURITY (GOVERNMENT)** AND to the **COMMON DEFENSE (WE, THE PEOPLE)** if we are going to stop this country from descending into this polarizing entrapment of identity politics and nihilistic partisan tribalism that is destroying this country.

EVERYONE, Government & The People, have to get their head out of their ass, and examine their own beliefs in **what they think is the Truth of Things** when, in most cases, they will discover that, **“DELUSION IS REALITY FOR THE CORRUPT.”** I coined that phrase during my 30+ years of study and observations of **Behavioral Psychology** and **The Rule of Arkansas, Federal, and Constitutional Law and Actual Justice** under the **Doctrine of Originalism** as my educational hobby in my spare time.

(iii) MY COMMON SENSE AND CONSTITUTIONAL LAW ANALYSIS OF THE JANUARY 6, 2021 ATTACK ON CONGRESS

James Madison, FEDERALIST No. 10, The Same Subject Continued (The Union as a Safeguard Against Domestic Faction and Insurrection), Friday, November 23, 1787.

¹ <https://www.usatoday.com/story/news/2021/02/19/capitol-riot-did-conspirators-try-overthrow-u-s-government/6750393002/>

“The latent causes of faction are thus **SOWN IN THE NATURE OF MAN;** and we see them everywhere brought into different degrees of activity, according to the different circumstances of civil society. A zeal for different opinions concerning religion, concerning government, and many other points, as well of speculation as of practice; an attachment to different leaders ambitiously contending for pre-eminence and power; or to persons of other descriptions whose fortunes have been interesting to the human passions, have, in turn, divided mankind into parties, inflamed them with mutual animosity, and rendered them much more disposed to vex and oppress each other **THAN TO CO-OPERATE FOR THEIR COMMON GOOD. SO STRONG IS THIS PROPENSITY OF MANKIND TO FALL INTO MUTUAL ANIMOSITIES, THAT WHERE NO SUBSTANTIAL OCCASION PRESENTS ITSELF, THE MOST FRIVOLOUS AND FANCIFUL DISTINCTIONS HAVE BEEN SUFFICIENT TO KINDLE THEIR UNFRIENDLY PASSIONS AND EXCITE THEIR MOST VIOLENT CONFLICTS.”**

“Well, I call Pelosi tearing up Trump’s State of the Union speech incitement, too”



“Whatever happened to House Speaker Nancy Pelosi for tearing up President Donald Trump’s State of the Union address on national TV? I would classify that as “incitement” or stirring people up. But nothing happened. All the negativism about Trump during his presidency and even today has a lot of people stirred up, too.

Trump didn’t tell people to riot. That clearly should be put on the individuals who did it.”

– Cheryl Fortner, Benbrook

<https://www.star-telegram.com/opinion/letters-to-the-editor/article249205305.html>

Charles Schumer, Senate Rules and Administration, Nancy Pelosi, House Speaker, Jerrold Nadler, Chairman of the House Judiciary Committee, Adam Schiff, House Permanent Select Committee on Intelligence all have similar patterns of behavior that fits the criteria for MALIGNANT NARCISSISM and OPPOSITIONAL DEFIANT DISORDER as diagnosed in American Psychiatric Association's **DIAGNOSTIC AND STATISTICAL MANUAL OF MENTAL DISORDERS (DSM5)**. My theory is people with either of those two mental disorders have the tendency to enter elected government positions in the federal and state governments. And these people are found in the Democratic Party. People with either of these two mental disorders should be barred from elected government positions as they are likely to violate state and federal constitutions as they are commonly known as "trouble makers," defying customary, social, legal, and constitutional norms for the sake of control and manipulations. That is the teal threat to "a more perfect Union."

(iv). HANNAH RABINOWITZ, PENNSYLVANIA COP CHARGED IN CAPITOL RIOT: *'FBI MAY ARREST ME ..LOL'*, CNN POLITICS | FACTS FIRST | US ELECTIONS, FEBRUARY 19, 2021 (MARSHALL COHEN CONTRIBUTED TO THIS REPORT.)²



A Pennsylvania police officer is facing criminal charges after posting a video of himself fighting with other officers during the US Capitol insurrection.

Federal prosecutors said video footage shows Joseph Fischer, 55, running at a police line outside the Capitol and yelling, "Charge!" A patrolman with the North Cornwall Township Police Department, Fisher allegedly yelled "motherf---ers" as he clashed with officers on January 6.

During the scuffle, Fischer allegedly tried to help an officer who fell down, and said, "I am a cop, I am a cop," according to police body camera footage described by prosecutors in court filings.

One day after the attack, Fischer allegedly sent a private message to an associate saying, "I may need a job" because "(w)ord got out that I was at the rally..lol." In the messages, Fischer said he was confronted by his police chief but told him he had "no regrets and give zero sh--s."

"The FBI may arrest me ..lol," Fischer told the associate, according to court documents.

² <https://www.cnn.com/2021/02/19/politics/capitol-riot-pennsylvania-cop/index.html>

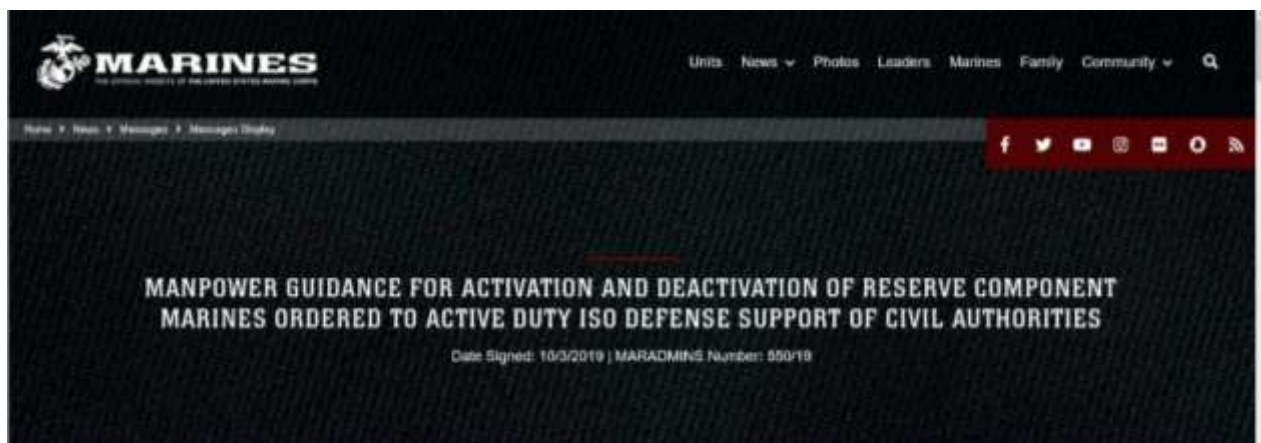
Fischer has been charged with four federal crimes: obstruction of law enforcement, unlawful entry into a restricted building, obstructing Congress and violent conduct in the Capitol.

A lawyer for Fischer wasn't listed in his court docket as of Friday evening.

Several other members of law enforcement have previously been charged in connection with the insurrection. US Capitol Police announced this week that six of its officers were suspended with pay and 29 others were placed under investigation for their actions at the riot.

At least 230 people have been charged by the Justice Department in the Capitol attack.

**(iv). MANPOWER GUIDANCE FOR ACTIVATION AND
DEACTIVATION OF RESERVATION COMPONENT MARINES
ORDERED TO ACTIVE DUTY ISO (IN SERVICE OF) DEFENSE
SUPPORT OF CIVIL AUTHORITIES OCTOBER 3, 2019,
MARADMINIS Number: 550/19**



Applying Critical Thinking and Occam's Razor with the Butterfly Effect from Chaos Theory of Weather Prediction and applying Constitutional Law the Acting Secretary Kevin K. McAleenan of the U.S. Department of Homeland Security through their Mission Statement³ and the U.S. Department of Justice and the FBI can suppress the **Congressional Insurrectionists and the Democrat Candidates advocating various forms of Socialism in defiance of the United States Constitution's Guarantee of a Republican Form of Government as Treason** under 18 U.S. CODE § 2385 ADVOCATING OVERTHROW OF GOVERNMENT fueled by 18 U.S. CODE § 1001 STATEMENTS OR ENTRIES GENERALLY in CHAPTER 47 FRAUD AND FALSE STATEMENTS preventing a coup d'état.

³ The U.S. Department of Homeland Security (DHS) and its homeland security mission are born from the commitment and resolve of Americans across the United States in the wake of the September 11th attacks. In those darkest hours, we witnessed true heroism, self-sacrifice, and unified resolve against evil. We rallied together for our common defense, and we pledged to stand united against the threats attacking our great Nation, fellow Americans, and way of life.

President Trump's option is to use **President Theodore Roosevelt's Foreign Policy, "Speak Softly But Carry a Big Stick" as his Domestic Policy by calling out the U.S. Marine Reserves as authorize by MARADMINS Number 550/19,**⁴ to suppress the Democrat congressional resurrectionists and the Democrat Candidates advocating various forms of Socialism as treason preventing a coup d'état **citing the United States' Constitution' Common Defence Clause and Article 1, Section 8, Clause 15: "To provide for calling forth the Militia to execute the Laws of the Union, suppress Insurrections and repel Invasions."**

"Did President Trump use this power?"

No. He did not.

He should have used it against the Congressional Insurrectionists.

(vi). BUSTING THE MYTH OF GUN CONTROL ONCE AN FOR ALL

(a). "ORIGINALISM." Black's Law Dictionary, 11th Ed. 2019, p. 1326.

"1. The doctrine that words of a legal instrument are to be given the meaning they had when they were adopted; specif., the canon that a legal text should be interpreted through the historical ascertainment of the meaning that it would have conveyed to a fully informed observer at the time when the text first took effect. — Also termed "Doctrine of Original Public Meaning; ❶ Original-Meaning Doctrine; Original Public Meaning. 2. The doctrine that a legal instrument should be interpreted to effectuate the intent of those who prepared it or made it legally binding ● Sense 1 is an objective test. Sense 2 embodies a subject test. —Also termed (in both senses) *historical interpretation*; *fixed meaning canon*. — Also termed (in sense 2) *intentionalism*. See **INTERPRETTIVISM**. Cf. **NONORIGINALISM**; **NONINTERPRETTIVISM**; **LIVING CONSTITUTIONALISM**; **LIVING-TREE DOCTRINE**. ❷

❶ President Trump highlighted the achievements of his administration during a farewell speech released by the White House on the president's final full day in office. "***We appointed nearly 300 federal judges to interpret our Constitution as written.***" President Trump's Farewell Speech, January 19, 2021. CSPAN Transcript. <https://www.c-span.org/video/?508132-1/president-trump-delivers-farewell-speech>

❷ These **terms** are Treasonous to the United States Constitution for several reasons. On logical terms they are antithetical to proper constitutional interpretation. On philosophical & behavioral psychology and psychiatry terms (i.e. psychology *in extremis*) they reflect the perpetual duality of the Chinese ancient Yin Yang philosophy. I categorize these **terms** as the **FLIM FLAM METHOD OF BAMBOOZLEMENT** method of lying to the People by Government officials, be it the Executive Administration, Legislative, or especially Judicial judges and justices being the **MOST DANGEROUS TO THE POLITICAL RIGHTS OF THE CONSTITUTION. (Federalist Paper No. 78.)**

⁴ <https://www.marines.mil/News/Messages/Messages-Display/Article/1979422/manpower-guidance-for-activation-and-deactivation-of-reserve-component-rc-marin/> [still available online, February 20, 2021.]

(b) *Chisholm v. Georgia*, 2 U.S. (2 Dall.) 419 at 479
(1793), *The People's Review*

***THE FIRST CONSTITUTIONAL CANON, THAT THE PEOPLE ARE THE SOVEREIGN OF THIS COUNTRY.
EQUALS THE TENTH AMENDMENT POWERS RESERVED TO THE PEOPLE AND THE NINTH AMENDMENT
RIGHT OF THE PEOPLE'S REVIEW TO SAY WHAT THE CONSTITUTION MEANS***

(c). *Marbury v. Madison*, 5 U.S. 137 at 176-179
(1803) *Judicial Review*

The question whether an act repugnant to the Constitution can become the law of the land is a question deeply interesting to the United States, but, happily, not of an intricacy proportioned to its interest. It seems only necessary to recognise certain principles, supposed to have been long and well established, to decide it.

That the people have an original right to establish for their future government such principles as, in their opinion, shall most conduce to their own happiness is the basis on which the whole American fabric has been erected. The exercise of this original right is a very great exertion; nor can it nor ought it to be frequently repeated. The principles, therefore, so established are deemed fundamental. **And as the authority from which they proceed, is supreme, and can seldom act, they are designed to be permanent.**

This original and supreme will organizes the government and assigns to different departments their respective powers. **It may either stop here or establish certain limits not to be transcended by those departments.**

The Government of the United States is of the latter description. The powers of the Legislature are defined and limited; **and that those limits may not be mistaken or forgotten, the Constitution is written.** To what purpose are powers limited, and to what purpose is that limitation committed to writing, if these limits may at any time be passed by those intended to be restrained? The distinction between a government with limited and unlimited powers is abolished if those limits do not confine the persons on whom they are imposed, and if acts prohibited and acts allowed are of equal obligation. It is a proposition too plain to be contested that the Constitution controls any legislative act repugnant to it, or that the Legislature may alter the Constitution by an ordinary act.

Between these alternatives there is no middle ground. The Constitution is either a superior, paramount law, unchangeable by ordinary means, or it is on a level with ordinary legislative acts, and, like other acts, is alterable when the legislature shall please to alter it.

If the former part of the alternative be true, then a legislative act contrary to the Constitution is not law; if the latter part be true, then written Constitutions are absurd attempts on the part of the people to limit a power in its own nature illimitable.

Certainly all those who have framed written Constitutions contemplate them as forming the fundamental and paramount law of the nation, and consequently the theory of every such government must be **THAT AN ACT OF THE LEGISLATURE REPUGNANT TO THE CONSTITUTION IS VOID.**

This theory is essentially attached to a written Constitution, and is consequently to be considered by this Court as one of the fundamental principles of our society. **IT IS NOT, THEREFORE, TO BE LOST SIGHT OF IN THE FURTHER CONSIDERATION OF THIS SUBJECT.**

If an act of the Legislature repugnant to the Constitution is void, does it, notwithstanding its invalidity, bind the Courts and oblige them to give it effect? Or, in other words, though it be not law, does it constitute a rule as operative as if it was a law? This would be to overthrow in fact what was established in theory, and would seem, at first view, an absurdity too gross to be insisted on. It shall, however, receive a more attentive consideration.

It is emphatically the province and duty of the Judicial Department to say what the law is. Those who apply the rule to particular cases must, of necessity, expound and interpret that rule. If two laws conflict with each other, the Courts must decide on the operation of each.

So, if a law be in opposition to the Constitution, if both the law and the Constitution apply to a particular case, so that the Court must either decide that case conformably to the law, disregarding the Constitution, or conformably to the Constitution, disregarding the law, the Court must determine which of these conflicting rules governs the case. This is of the very essence of judicial duty.

If, then, the Courts are to regard the Constitution, and the Constitution is superior to any ordinary act of the Legislature, the Constitution, and not such ordinary act, must govern the case to which they both apply.

Those, then, who controvert the principle that the Constitution is to be considered in court as a paramount law are reduced to the necessity of maintaining that courts must close their eyes on the Constitution, and see only the law.

This doctrine would subvert the very foundation of all written Constitutions. It would declare that an act which, according to the principles and theory of our government, is entirely void, is yet, in practice, completely obligatory. It would declare that, if the Legislature shall do what is expressly forbidden, such act, notwithstanding the express prohibition, is in reality effectual. It would be giving to the Legislature a practical and real omnipotence with the same breath which professes to restrict their powers within narrow limits. It is prescribing limits, and declaring that those limits may be passed at pleasure.

That it thus reduces to nothing what we have deemed the greatest improvement on political institutions – a written Constitution, would of itself be sufficient, in America where written Constitutions have been viewed with so much reverence, for rejecting the construction. But the peculiar expressions of the Constitution of the United States furnish additional in favour of its rejection.

The judicial power of the United States is extended to all cases arising under the Constitution.

Could it be the intention of those who gave this power to say that, in using it, the Constitution should not be looked into? That a case arising under the Constitution should be decided without examining the instrument under which it arises?

This is too extravagant to be maintained.

In some cases then, the Constitution must be looked into by the judges. And if they can open it at all, what part of it are they forbidden to read or to obey?

There are many other parts of the Constitution which serve to illustrate this subject.

**(d) *Cohens v. Virginia*, 19 U.S. 264 at 404 (1821)
JUDICIAL TREASON**

“It is most true that this Court will not take jurisdiction if it should not; but it is equally true that it must take jurisdiction if it should. The judiciary cannot, as the legislature may, avoid a measure because it approaches the confines of the Constitution. We cannot pass it by because it is doubtful. With whatever doubts, with whatever difficulties, a case may be attended, we must decide it if it be brought before us. We have no more right to decline the exercise of jurisdiction which is given than to usurp that which is not given. The one or the other would be TREASON to the Constitution. Questions may occur which we would gladly avoid, but we cannot avoid them. All we can do is to exercise our best judgment and conscientiously to perform our duty. In doing this on the present occasion, we find this tribunal invested with appellate jurisdiction in all cases arising under the Constitution and laws of the United States. We find no exception to this grant, and we cannot insert one.”

**(e) *Dred Scott v. Sandford*, 60 U.S. 393 at 416–417
(1856)**

The legislation of the States therefore shows in a manner not to be mistaken the inferior and subject condition of that race at the time the Constitution was adopted and long afterwards, throughout the thirteen States by which that instrument was framed, and it is hardly consistent with the respect due to these States to suppose that they regarded at that time as fellow citizens and members of the sovereignty, a class of beings whom they had thus stigmatized, whom, as we are bound out of respect to the State sovereignties to assume they had deemed it just and necessary thus to stigmatize, and upon whom they had impressed such deep and enduring marks of inferiority and degradation, or, that, when they met in convention to form the Constitution, they looked upon them as a portion of their constituents or designed to include them in the provisions so carefully inserted for the security and protection of the liberties and rights of their citizens. It cannot be supposed that they intended to secure to them rights and privileges and rank, in the new political body throughout

the Union which every one of them denied within the limits of its own dominion. More especially, it cannot be believed that the large slaveholding States regarded them as included in the word citizens, or would have consented to a Constitution which might compel them to receive them in that character from another State. For if they were so received, and entitled to the privileges and immunities of citizens, it would exempt them from the operation of the special laws and from the police regulations which they considered to be necessary for their own safety. It would give to persons of the negro race, who were recognised as citizens in any one State of the Union, the right to enter every other State whenever they pleased, singly or in companies, without pass or passport, and without obstruction, to sojourn there as long as they pleased, to go where they pleased at every hour of the day or night without molestation, unless they committed some violation of law for which a white man would be punished; and it would give them the full liberty of speech in public and in private upon all subjects upon which its own citizens might speak; to hold public meetings upon political affairs, **AND TO KEEP AND CARRY ARMS WHEREVER THEY WENT.[MY COMMENT: THE VERY DEFINITION OF FREEDOM = UNLICENSED NATIONAL OPEN CARRY OF FIREARMS WHICH IS SUPPOSED TO PROTECTED BY THE THIRTEENTH & FOURTEENTH AMENDMENT BUT FOR THE U.S. SUPREME COURT'S DESPOTIC OBSTRUCTION.]** And all of this would be done in the face of the subject race of the same color, both free and slaves, and inevitably producing discontent and insubordination among them, and endangering the peace and safety of

(f) The Thirteenth (1865) & Fourteenth Amendments (1868) = Freedom | Thirteenth Amendment Protects Unlicensed National Open/Concealed Carry | Gun Control = Slavery + Treason Against The Constitution

(g) Gun Control Destroyed The Common Defense

(h) Gun Control Prominently Contributed To The United States Achieving The Global No. 1 Ranking Of Being The Country With The Most People In Prison And Jail Than Any Country In The World

(I) The United States Is Not The Land Of The Free Anymore.

(J) The United States Is, Once Again, A Slave Nation.

(K) Stare Decisis Is Denigrated

Franchise Tax Board of California v. Hyatt, 587 U.S. ____ (May 13, 2019)

Justice Thomas delivered the opinion of the Court.

But **stare decisis is “not an inexorable command,”** “ *Pearson v. Callahan*, 555 U.S. 223, 233 (2009), and we have held that **it is “at its weakest when we interpret the Constitution because our interpretation can be altered only by constitutional amendment,”**① *Agostini v. Felton*, 521 U.S. 203, 235 (1997). The Court’s precedents identify a number of factors to consider, four of which warrant mention here:

- [1.] the quality of the decision’s reasoning;
- [2.] its consistency with related decisions;
- [3.] legal developments since the decision;
- [4.] and reliance on the decision.

See *Janus v. State, County, and Municipal Employees*, SCt. No. 16-1466; 585 U. S. ____, ____–____ (2018) (slip op., at 34–35); *United States v. Gaudin*, 515 U.S. 506, 521 (1995).

① My opinion? When SCOTUS moves closer to Originalism the Court throws a monkey wrench at Originalism. Justice Thomas’ claim that a SCOTUS “*interpretation can be altered only by constitutional amendment*” is a lie. Justice Thomas’ claim violates the Checks and Balance System of Federalism. Congress can overrule a SCOTUS Opinion with a new federal law.

(l) Time to Restore Originalism! QUALIFIED IMMUNITY IS OUT!! *Cruel & Unusual Abuse of a Prisoner*

Taylor v. Riojas, et al. 592 U.S. ____ (2020) Sct. 19-1261 (November 2, 2020) ON PETITION FOR WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT

PER CURIAM.

Petitioner Trent Taylor is an inmate in the custody of the Texas Department of Criminal Justice. Taylor alleges that, for six full days in September 2013, correctional officers confined him in a pair of shockingly unsanitary cells.¹ The first cell was covered, nearly floor to ceiling, in “‘massive amounts’ of feces”: all over the floor, the ceiling, the window, the walls, and even “‘packed inside the water faucet.”” *Taylor v. Stevens*, 946 F. 3d 211, 218 (CA5 2019). Fearing that his food and water would be contaminated, Taylor did not eat or drink for nearly four days. Correctional officers then moved Taylor to a second, frigidly cold cell, which was equipped with only a clogged drain in the floor to dispose of bodily wastes. Taylor held his bladder for over 24 hours, but he eventually (and involuntarily) relieved himself, causing the drain to overflow and raw

sewage to spill across the floor. Because the cell lacked a bunk, and because Taylor was confined without clothing, he was left to sleep naked in sewage. The Court of Appeals for the Fifth Circuit properly held that such conditions of confinement violate the Eighth Amendment's prohibition on cruel and unusual punishment. But, based on its assessment that "[t]he law wasn't clearly established" that "prisoners couldn't be housed in cells teeming with human waste" "for only six days," the court concluded that the prison officials responsible for Taylor's confinement did not have "'fair warning' that their specific acts were unconstitutional." 946 F. 3d, at 222 (quoting *Hope v. Pelzer*, 536 U. S. 730, 741 (2002)).

The Fifth Circuit erred in granting the officers qualified immunity on this basis. "Qualified immunity shields an officer from suit when she makes a decision that, even if constitutionally deficient, reasonably misapprehends the law governing the circumstances she confronted." *Brosseau v. Haugen*, 543 U. S. 194, 198 (2004) (per curiam). But no reasonable correctional officer could have concluded that, under the extreme circumstances of this case, it was constitutionally permissible to house Taylor in such deplorably unsanitary conditions for such an extended period of time. See *Hope*, 536 U. S., at 741 (explaining that "'a general constitutional rule already identified in the decisional law may apply with obvious clarity to the specific conduct in question'" (quoting *United States v. Lanier*, 520 U. S. 259, 271 (1997))); 536 U. S., at 745 (holding that "[t]he obvious cruelty inherent" in putting inmates in certain wantonly "degrading and dangerous" situations provides officers "with some notice that their alleged conduct violate[s]" the Eighth Amendment). The Fifth Circuit identified no evidence that the conditions of Taylor's confinement were compelled by necessity or exigency. Nor does the summary-judgment record reveal any reason to suspect that the conditions of Taylor's confinement could not have been mitigated, either in degree or duration. And although an officer-by-officer analysis will be necessary on remand, the record suggests that at least some officers involved in Taylor's ordeal were deliberately indifferent to the conditions of his cells. See, e.g., 946 F. 3d, at 218 (one officer, upon placing Taylor in the first feces-covered cell, remarked to another that Taylor was "'going to have a long weekend'"); *ibid.*, and n. 9 (another officer, upon placing Taylor in the second cell, told Taylor he hoped Taylor would "'f***ing freeze'").

Confronted with the particularly egregious facts of this case, any reasonable officer should have realized that Taylor's conditions of confinement offended the Constitution. We therefore grant Taylor's petition for a writ of certiorari, vacate the judgment of the Court of Appeals for the Fifth Circuit, and remand the case for further proceedings consistent with this opinion.

✧ *Tags a **Patterns of Behavior** in this Psychology article that I have observed in Larry Little & his cousin Bruce Menser confirming my 30+ years of observing patterns of behavior in other people throughout my life. I developed a conclusion as a coined axiom: **"Delusion is Reality for the Corrupt."***

(m) Simon McCarthy-Jones,* WHY SOME PEOPLE ARE CRUEL TO OTHERS, BBC | Life's Big Question | PSYCHOLOGY, October 21, 2020.⁵

* Simon McCarthy-Jones is an associate professor in clinical psychology and neuropsychology at Trinity College Dublin.

[**Bold** text is my emphasis.]

Inflicting harm or pain on someone incapable of doing the same to you might seem intolerably cruel, but it happens more than you might think.✧

Why are some humans cruel to people who don't pose a threat to them – sometimes even their own children? Where does this behaviour come from and what purpose does it serve? – Ruth, 45, London.

Humans are the glory and the scum of the universe, concluded the French philosopher, Blaise Pascal, in 1658. Little has changed. We love and we loathe. We help and we harm. We reach out a hand and we stick in the knife.

We understand if someone lashes out in retaliation or self-defence. **But when someone harms the harmless, we ask: "How could you?"**

Humans typically do things to get pleasure or avoid pain. For most of us, hurting others causes us to feel their pain. And we don't like this feeling. This suggests two reasons people may harm the harmless – either they don't feel the others' pain or they enjoy feeling the others' pain.

Another reason people harm the harmless is because they nonetheless see a threat. ✧ Someone who doesn't imperil your body or wallet can still threaten your social status. This helps explain otherwise puzzling actions, such as when people harm others who help them financially.

Liberal societies assume causing others to suffer means we have harmed them. Yet some philosophers reject this idea. In the 21st Century, can we still conceive of being cruel to be kind?

Sadists and psychopaths

⁵ <https://www.bbc.com/future/article/20201016-why-some-people-are-cruel-to-others>

Someone who gets pleasure from hurting or humiliating others is a sadist. Sadists feel other people's pain more than is normal. And they enjoy it. At least, they do until it is over, when they may feel bad.

The popular imagination associates sadism with torturers and murderers. **Yet there is also the less extreme, but more widespread, phenomenon of everyday sadism. ☹**

Everyday sadists get pleasure from hurting others or watching their suffering. ☹ They are likely to enjoy gory films, find fights exciting and torture interesting. They are rare, but not rare enough. Around 6% of undergraduate students admit getting pleasure from hurting others.

The everyday sadist may be an internet troll or a school bully. In online role-playing games, they are likely to be the "griefer" who spoils the game for others. Everyday sadists are drawn to violent computer games. **And the more they play, the more sadistic they become.**

Unlike sadists, psychopaths don't harm the harmless simply because they get pleasure from it (though they may). Psychopaths want things. If harming others helps them get what they want, so be it.

You might also like: [*See original online for linked text.*]

Why happy music makes you do bad things

The surprising downside of empathy

Can you ever change a psychopath's mind?

They can act this way because they are less likely to feel pity or remorse or fear. They can also work out what others are feeling but not get infected by such feelings themselves. [*This behavior may be found in malignant narcissists.*]

This is a seriously dangerous set of skills. Over millennia, humanity has domesticated itself. This has made it difficult for many of us to harm others. Many who harm, torture or kill will be haunted by the experience. Yet psychopathy is a powerful predictor of someone inflicting unprovoked violence.

We need to know if we encounter a psychopath. **We can make a good guess from simply looking at someone's face or briefly interacting with them.** Unfortunately, psychopaths know we know this. They fight back by working hard on their clothing and grooming to try and make a good first impression.

Thankfully, most people have no psychopathic traits. Only 0.5% of people could be deemed psychopaths. Yet around 8% of male and 2% of female prisoners are psychopaths.

But not all psychopaths are dangerous. Anti-social psychopaths may seek thrills from drugs or dangerous activities. Prosocial psychopaths, on the

other hand, seek their thrills in the fearless pursuit of novel ideas. As innovations shape our societies, prosocial psychopaths can change the world for all of us. Yet this still can be for both good and for ill.

Where do these traits come from?

No one really knows why some people are sadistic. Some speculate that sadism is an adaptation that helped us slaughter animals when hunting. Others propose it helped people to gain power.

Italian philosopher and diplomat Niccolò Machiavelli once suggested that **“the times, not men, create disorder.”*** Consistent with this, neuroscience suggests sadism could be a survival tactic triggered by times becoming tough. When certain foods become scarce, our levels of the neurotransmitter, serotonin, fall. This fall makes us more willing to harm others because harming becomes more pleasurable.

Psychopathy may also be an adaptation. Some studies have linked higher levels of psychopathy to greater fertility. Yet others have found the opposite. The reason for this may be that psychopaths have a reproductive advantage specifically in harsh environments.

Indeed, psychopathy can thrive in unstable, competitive worlds. Psychopaths' abilities make them **MASTER MANIPULATORS**. Their impulsivity and lack of fear help them take risks and grab short-term gains. In the film Wall Street, the psychopathic Gordon Gekko makes millions. Yet although psychopathy may be an advantage in the corporate world, it only offers men a slim leadership edge.

Psychopathy's link to creativity may also explain its survival. The mathematician Eric Weinstein argues, more generally, that disagreeable people drive innovation. Yet, if your environment supports creative thinking, disagreeableness is less strongly linked to creativity. The nice can be novel.

SADISM AND PSYCHOPATHY are associated with other traits, such as **NARCISSISM** and Machiavellianism. Such traits, taken together, are called the **“DARK FACTOR OF PERSONALITY”** or D-factor for short.

Research shows that if someone breaks a social norm, our brains treat their faces as less human

There is a moderate to large hereditary component to these traits. So some people may just be born this way. Alternatively, high D-factor parents could pass these traits onto their children by behaving abusively towards them. Similarly, seeing others behave in high D-factor ways may teach us to act this way. **WE ALL HAVE A ROLE TO PLAY IN REDUCING CRUELTY.**

Fear and dehumanisation

Sadism involves enjoying another person's humiliation and hurt. Yet it is often said that dehumanising people is what allows us to be cruel.

Potential victims are labelled as dogs, lice or cockroaches, allegedly making it easier for others to hurt them.

There is something to this. Research shows that if someone breaks a social norm, our brains treat their faces as less human. This makes it easier for us to punish people who violate norms of behaviour.

It is a sweet sentiment to think that if we see someone as human then we won't hurt them. **It is also a dangerous delusion.** The psychologist Paul Bloom argues our worst cruelties may rest on not dehumanising people. People may hurt others precisely because they recognise them as human beings who don't want to suffer pain, humiliation or degradation.

For example, the Nazi Party dehumanised Jewish people by calling them vermin and lice. Yet the Nazis also humiliated, tortured and murdered Jews precisely because they saw them as humans who would be degraded and suffer from such treatment.

Do-gooder derogation

Sometimes people will even harm the helpful. Imagine you are playing an economic game in which you and other players have the chance to invest in a group fund. The more money is paid into it, the more it pays out. And the fund will pay out money to all players, whether they have invested or not.

At the end of the game, you can pay to punish other players for how much they chose to invest. To do so, you give up some of your earnings and money is taken away from the player of your choice. In short, you can be spiteful.

Some players chose to punish others who invested little or nothing in the group fund. Yet some will pay to punish players who invested more in the group fund than they did. Such acts seem to make no sense. Generous players give you a greater pay-out – why would you dissuade them?

One study found that allowing people to express a dislike of vegetarians led them to become less supportive of eating meat

This phenomenon is called **“do-gooder derogation”**. It can be found around the world. In hunter-gatherer societies, successful hunters are criticised for catching a big animal even though their catch means everyone gets more meat. **Hillary Clinton** may have suffered do-gooder derogation as a result of her rights-based 2016 US Presidential Election campaign.

Do-gooder derogation exists because of our counter-dominant tendencies. A less generous player in the economic game above may feel that a more generous player will be seen by others as a preferable collaborator. The more generous person is threatening to become dominant. As the French writer Voltaire put it, the best is the enemy of the good.

Yet there is a hidden upside of do-gooder derogation. Once we have pulled down the do-gooder, we are more open to their message. One study found

that allowing people to express a dislike of vegetarians led them to become less supportive of eating meat. Shooting, crucifying or failing to elect the messenger may encourage their message to be accepted.

Cruel to be kind

In the film Whiplash, a music teacher uses cruelty to encourage greatness in one of his students. We may recoil at such tactics. Yet the German philosopher Friedrich Nietzsche thought we had become too averse to such cruelty.

For Nietzsche, cruelty allowed a teacher to burn a critique into another, for the other person's own good. People could also be cruel to themselves to help become the person they wanted to be. Nietzsche felt suffering cruelty could help develop courage, endurance and creativity. Should we be more willing to make both others and ourselves suffer to develop virtue?

Arguably not. We now know the potentially appalling long-term effects of suffering cruelty from others, including damage to both physical and mental health. **The benefits of being compassionate towards oneself, rather than treating oneself cruelly, are also increasingly recognised.**

And the idea that we must suffer to grow is questionable. Positive life events, such as falling in love, having children and achieving cherished goals can lead to growth.

Teaching through cruelty invites abuses of power and selfish sadism. It isn't the only way – Buddhism, for example, offers an alternative: wrathful compassion. Here, we act from love to confront others to protect them from their greed, hatred and fear. Life can be cruel, truth can be cruel, but we can choose not to be.

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This article is part of Life's Big Questions, a new series by The Conversation that is being co-published with BBC Future. It seeks to answer our readers' nagging questions about life, love, death and the Universe. We work with professional researchers who have dedicated their lives to uncovering new perspectives on the questions that shape our lives.

***Not True. Machiavelli was “Blame Shifting.”**

The truth is: People are responsible for the times they create.

Playing the Blame Game as a Manipulation Tactic:

By habitually blaming others for his own indiscretions, the disturbed character resists modifying his problematic attitudes and behavior patterns. <https://counsellingresource.com/features/2009/02/27/blame-game/>

(n) Justice Hugo Black's KKK Influence On The Supreme Court: *Engel et al.*, Petitioners, v. *Vitale, et al.* 370 U.S. 444; 82 S.Ct. 1261; 8 L.Ed.2d 601 (June 25, 1962) (Prohibiting the free expression of religion in public schools as violating the Separation of Church and State)

Thad Morgan, *HOW AN EX-KKK MEMBER MADE HIS WAY ONTO THE U.S. SUPREME COURT: FDR NOMINATED THE ALABAMA SENATOR AS HIS FIRST U.S. SUPREME COURT NOMINEE*, History Channel, Original: Oct 10, 2018; Updated: Oct 28, 2018⁶



An estimated 60,000 Ku Klux Klan members marched along Pennsylvania Avenue in Washington, D.C. in 1925. Bettmann Archive/Getty Images

“The Klan was making a play for respectability and that march down Pennsylvania Avenue and other state capitols in 1926 kind of indicated that they had done pretty good at establishing themselves,” says Tony Freyer, professor emeritus at the University of Alabama and author of *Justice Hugo L. Black and the Dilemma of American Liberalism*.

Black calculated it was worth appealing to the growing KKK crusade. While campaigning, Black gave several anti-Catholic speeches at Klan meetings, according to *Hugo Black: A Biography* by Roger K. Newman.

Even as the Klan's numbers grew to more than 5 million nationwide, Black knew that he could only get so much political leverage from associating with the KKK and that public knowledge of his Klan membership could sink any chances of his winning a Senate seat. So as he readied his Senate campaign, he sent a letter of resignation to the Klan in order to officially cut ties with the organization, while still maintaining their support.

⁶ <https://www.history.com/news/kkk-supreme-court-hugo-black-fdr>

(o). CHILDREN'S PRAYER IN PUBLIC SCHOOLS WAS THE CREATION OF A MORAL CODE OF CONDUCT FOR SOCIETY THAT CONTIBUTED TO THE COMMON DEFENCE. WITHOUT THE MORAL CODE OF CONDUCT THE LAW OF RELATIVISM TOOK OVER & THE SLOW DESCENT OF THE UNITED STATES INTO NIHILISTIC POLITICAL TRIBALISM BEGAN THAT YOU SEE TODAY.

(p). June 25, 1962: Free Expression of Religion in Public Schools Banned for Violating the Separation of and State (A BIG FAT LIE!) *Engel et al.*, Petitioners, v. *Vitale, et al.* 370 U.S. 444; 82 S.Ct. 1261; 8 L.Ed.2d 601 (June 25, 1962) (Prohibiting the free expression of religion in public schools as violating the Separation of Church and State)

[p. 444]

Mr. Justice STEWART, dissenting.

A local school board in New York has provided that those pupils who wish to do so may join in a brief prayer at the beginning of each school day, acknowledging their dependence upon God and asking His blessing upon them [p. 445] and upon their parents, their teachers, and their country. **The Court today decides that in permitting this brief non-denominational prayer the school board has violated the Constitution of the United States. I think this decision is wrong.**

The Court does not hold, nor could it, that New York has interfered with the free exercise of anybody's religion. For the state courts have made clear that those who object to reciting the prayer must be entirely free of any compulsion to do so, including any 'embarrassments and pressures.' Cf. *West Virginia State Board of Education v. Barnette*, 319 U.S. 624, 63 S.Ct. 1178, 87 L.Ed. 1628. **But the Court says that in permitting school children to say this simple prayer, the New York authorities have established 'an official religion.'**

With all respect, I think the Court has misapplied a great constitutional principle. I cannot see how an 'official religion' is established by letting those who want to say a prayer say it. On the contrary, I think that to deny the wish of these school children to join in reciting this prayer is to deny them the opportunity of sharing in the spiritual heritage of our Nation.

The Court's historical review of the quarrels over the Book of Common Prayer in England throws no light for me on the issue before us in this case. England had then and has now an established church. **Equally unenlightening, I think, is the history of the early establishment and later rejection of an official church in our own States. For we deal here not with the establishment of a state church, which would, of course, be constitutionally impermissible, but with whether school children who want to begin their day by joining in prayer must be prohibited from doing so. Moreover, I think that the Court's task, in this as in all areas of constitutional adjudication, is not responsibly aided by the uncritical invocation of metaphors like the 'wall of separation,' a phrase nowhere to [p. 446] be found in the Constitution.** What is relevant to the issue here is not the history of an established church in sixteenth century England or in eighteenth century America, but the history of the religious traditions of our people, reflected in countless practices of the institutions and officials of our government.

At the opening of each day's Session of this Court we stand, while one of our officials invokes the protection of God. Since the days of John Marshall our Crier has said, 'God save the United States and this Honorable Court.'¹ Both the Senate and the House of Representatives open their daily Sessions with prayer.² Each of our Presidents, from George Washington to John F. Kennedy, has upon assuming his Office asked the protection and help of God.³ [p. 447]

¹ See Warren, The Supreme Court in United States History, Vol. 1, p. 469.

² See Rule III, Senate Manual, S.Doc. No. 2, 87th Cong., 1st Sess. See Rule VII, Rules of the House of Representatives, H.R.Doc. No. 459, 86th Cong., 2d Sess.

³ For example:

On April 30, 1789, President George Washington said:

'* * * it would be peculiarly improper to omit in this first official act my fervent supplications to that Almighty Being who rules over the universe, who presides in the councils of nations, and whose providential aids can supply every human defect, that His benediction may consecrate to the liberties and happiness of the people of the United States a Government instituted by themselves for these essential purposes, and may enable every instrument employed in its administration to execute with success the functions allotted to his charge. In tendering this homage to the Great Author of every public and private good, I assure myself that it expresses your sentiments not less than my own, nor those of my fellow-citizens at large less than either. No people can be bound to acknowledge and adore the Invisible Hand which conducts the affairs of men more than those of the United States. * * *

.
'Having thus imparted to you my sentiments as they have been awakened by the occasion which brings us together, I shall take my present leave; but not without resorting once more to the benign Parent of the Human Race in humble supplication that, since He has been pleased to favor the American people with opportunities for deliberating in perfect tranquility, and dispositions for deciding with unparalleled

unanimity on a form of government for the security of their union and the advancement of their happiness, so His divine blessing may be equally conspicuous in the enlarged views, the temperate consultations, and the wise measures on which the success of this Government must depend.'

On March 4, 1797, President John Adams said:

'And may that Being who is supreme over all, the Patron of Order, the Fountain of Justice, and the Protector in all ages of the world of virtuous liberty, continue His blessing upon this nation and its Government and give it all possible success and duration consistent with the ends of His providence.'

On March 4, 1805, President Thomas Jefferson said:

'I shall need, too, the favor of that Being in whose hands we are, who led our fathers, as Israel of old, from their native land and planted them in a country flowing with all the necessities and comforts of life; who has covered our infancy with His providence and our riper years with His wisdom and power, and to whose goodness I ask you to join in supplications with me that He will so enlighten the minds of your servants, guide their councils, and prosper their measures that whatsoever they do shall result in your good, and shall secure to you the peace, friendship, and approbation of all nations.'

On March 4, 1809, President James Madison said:

'But the source to which I look * * * is in * * * my fellow-citizens, and in the counsels of those representing them in the other departments associated in the care of the national interests. In these my confidence will under every difficulty be best placed, next to that which we have all been encouraged to feel in the guardianship and guidance of that Almighty Being whose power regulates the destiny of nations, whose blessings have been so conspicuously dispensed to this rising Republic, and to whom we are bound to address our devout gratitude for the past, as well as our fervent supplications and best hopes for the future.'

On March 4, 1865, President Abraham Lincoln said:

'* * * Fondly do we hope, fervently do we pray, that this mighty scourge of war may speedily pass away. Yet, if God wills that it continue until all the wealth piled by the bondsman's two hundred and fifty years of unrequited toil shall be sunk, and until every drop of blood drawn with the lash shall be paid by another drawn with the sword, as was said three thousand years ago, so still it must be said 'the judgments of the Lord are true and righteous altogether.'

'With malice toward none, with charity for all, with firmness in the right as God gives us to see the right, let us strive on to finish the work we are in, to bind up the nation's wounds, to care for him who shall have borne the battle and for his widow and his orphan, to do all which may achieve and cherish a just and lasting peace among ourselves and with all nations.'

[p. 449]

The Court today says that the state and federal governments are without constitutional power to prescribe any particular form of words to be recited by any group of the American people on any subject touching religion.¹⁰ One of the stanzas of ‘*The Star-Spangled Banner*,’ made our National Anthem by Act of Congress in 1931,¹¹ contains these verses:

“Blest with victory and peace, may the heav’n rescued land
Praise the Pow’r that hath made and preserved us a nation!
Then conquer we must, when our cause it is just,
And this be our motto ‘*IN GOD IS OUR TRUST*.’”

In 1954 Congress added a phrase to the Pledge of Allegiance to the Flag so that it now contains the words ‘*ONE NATION UNDER GOD, INDIVISIBLE,*

On March 4, 1885, President Grover Cleveland said:

‘* * * And let us not trust to human effort alone, but humbly acknowledging the power and goodness of Almighty God, who presides over the destiny of nations, and who has at all times been revealed in our country’s history, let us invoke His aid and His blessing upon our labors.’

On March 5, 1917, President Woodrow Wilson said:

‘* * * I pray God I may be given the wisdom and the prudence to do my duty in the true spirit of this great people.’

On March 4, 1933, President Franklin D. Roosevelt said:

‘In this dedication of a Nation we humbly ask the blessing of God. May He protect each and every one of us. May He guide me in the days to come.’

On January 21, 1957, President Dwight D. Eisenhower said:

‘Before all else, we seek, upon our common labor as a nation, the blessings of Almighty God. And the hopes in our hearts fashion the deepest prayers of our whole people.’

On January 20, 1961, President John F. Kennedy said:

“The world is very different now. * * * And yet the same revolutionary beliefs for which our forebears fought are still at issue around the globe—the belief that the rights of man come not from the generosity of the state but from the hand of God.

“With a good conscience our only sure reward, with history the final judge of our deeds, let us go forth to lead the land we love, asking His blessing and His help, but knowing that here on earth God’s work must truly be our own.”

¹⁰ My brother DOUGLAS says that the only question before us is whether government ‘can constitutionally finance a religious exercise.’ The official chaplains of Congress are paid with public money. So are military chaplains. So are state and federal prison chaplains.

¹¹ 36 U.S.C. § 170, 36 U.S.C.A. § 170.

WITH LIBERTY AND JUSTICE FOR ALL.¹² In 1952 Congress enacted legislation calling upon the President each year to proclaim a National Day of Prayer.¹³ Since 1865 the words ‘IN GOD WE TRUST’ have been impressed on our coins.¹⁴

[p. 450]

Countless similar examples could be listed, but there is no need to belabor the obvious.¹⁵ It was all summed up by this Court just ten years ago in a single sentence: ‘We are a religious people whose institutions presuppose a Supreme Being.’ *Zorach v. Clauson*, 343 U.S. 306, 313, 72 S.Ct. 679, 684 96 L.Ed. 954.

I do not believe that this Court, or the Congress, or the President has by the actions and practices I have mentioned established an ‘official religion’ in violation of the Constitution. And I do not believe the State of New York has done so in this case. What each has done has been to recognize and to follow the deeply entrenched and highly cherished spiritual traditions of our Nation—traditions which come down to us from those who almost two hundred years ago avowed their ‘firm Reliance on the Protection of divine Providence’ when they proclaimed the freedom and independence of this brave new world.¹⁶

I dissent.

¹² 36 U.S.C. § 172, 36 U.S.C.A. § 172.

¹³ 36 U.S.C. § 185, 36 U.S.C.A. § 185.

¹⁴ 13 Stat. 517, 518; 17 Stat. 427; 35 Stat. 164; 69 Stat. 290. The current provisions are embodied in 31 U.S.C. §§ 324, 324a, 31 U.S.C.A. §§ 324, 324a.

¹⁵ I am at a loss to understand the Court’s unsupported ipse dixit that these official expressions of religious faith in and reliance upon a Supreme Being ‘bear no true resemblance to the unquestioned religious exercise that the State of New York has sponsored in this instance.’ See 370 U.S., p. 435, 82 S.Ct., p. 1269, *supra*, n. 21. **I can hardly think that the Court means to say that the First Amendment imposes a lesser restriction upon the Federal Government than does the Fourteenth Amendment upon the States. Or is the Court suggesting that the Constitution permits judges and Congressmen and Presidents to join in prayer, but prohibits school children from doing so?**

¹⁶ The Declaration of Independence ends with this sentence: ‘And for the support of this Declaration, with a firm reliance on the protection of divine Providence, we mutually pledge to each other our Lives, our Fortunes and our sacred Honor.’

Facts and Fictions About the History of Separation of Church and State

(q). John Witte, Jr., *FACTS AND FICTIONS ABOUT THE HISTORY OF SEPARATION OF CHURCH AND STATE*, 48 Journal of Church and State 15-46 (2006): What Place for Separation of Church and State Today?

The story of separation of church and state **changed rather dramatically with the Supreme Court case of *Everson v. Board of Education* (1947).**¹⁷ This case made two major moves at once. **First, the Court applied the First Amendment establishment clause to the states: “Congress shall make no law....”, now became, in effect, “Governments of any kind shall make no law respecting an establishment of religion”** – a rejection of the original federalist understanding of separation of church. **Second, Justice Black read into the establishment clause a strict separationist logic that was amply coated and coded with the anti-religious sentiments that Black had absorbed as a former member of the Ku Klux Klan. The anti-Catholic and sometimes broader antireligious sentiments of the later nineteenth century were suddenly lifted to a constitutional mandate for the entire nation. The First Amendment establishment clause “means at least this,” Justice Black wrote for the *Everson* court: “Neither a state nor the Federal Government can set up a church. Neither can pass laws which aid one religion, aid all religions, or prefer one religion over another.... No tax in any amount, large or small, can be levied to support any religious activities or institutions, whatever they may be called. Neither a state nor the Federal Government can, openly or secretly, participate in the affairs of any religious organizations or groups, or vice versa. In the words of Jefferson, the clause against establishment of religion by law was intended to erect “A WALL OF SEPARATION BETWEEN CHURCH AND STATE.”**¹⁸

In later cases, Justice Black stressed that **“a union of government and religion TENDS TO DESTROY GOVERNMENT AND TO DEGRADE RELIGION.”** **“Religion is too personal, too sacred, [and] too holy, TO PERMIT ITS ‘UNHALLOWED PERVERSION’ BY A CIVIL MAGISTRATE.”**¹⁹

Well, EXPLAIN this to me!

If **“a union of government and religion TENDS TO DESTROY GOVERNMENT AND TO DEGRADE RELIGION”** then how did the Byzantine Empire exist for 1,058 years? **Justice Black lied with presumptive facts not in evidence. (My opinion.) The Byzantine Empire existed 1,058 years** from approximately 395 CE (AD)—when the Roman Empire was

¹⁷ *Everson v. Board of Education*, 330 US 1 (1947).

¹⁸ *Everson v. Board of Education*, 330 US 1 at 15-16 (1947).

¹⁹ *Engel v. Vitale*, 370 U.S. 421, 430–432 (1962).

split—to 1453 CE (AD). It became one of the leading civilizations in the world before falling to an Ottoman Turkish onslaught in the 15th century. **Emperor Justinian I** ruled the Empire 527–565 CE (AD). The JUSTINIAN CODE consisted of ecclesiastical law, criminal law, administrative law, and private law. In modern writings, the A.D. 534 version is the work referred to as the Justinian Code—Also termed *Justineanean Code*; *Code of Justinian*; *Code Justisanus*; *Codex Vetus* (“Old Code”); *Codex Iustinianus Repitae Praelectionis*.

Since the Free Exercise of Religion for children in public schools was outlawed there was, to my knowledge, No Cost/Benefit Analysis, No Checks and Balances and No Religious-Based Moral Code was taught on the consequences from the loss of religious freedom in public schools. *THE LAW OF RELATIVISM* took hold of society. Everything relevant to the individual as okay.

**(r). ABSOLUTE IMMUNITY IS A FRAUD: Pat
McPherron, *PROOF THAT ABSOLUTE IMMUNITY FROM
SUIT IS NOT CONSTITUTIONAL*, 18 Jul 2011.²⁰**

ABSTRACT

The 7th Circuit Court of Appeals [in] *Vodak v. City of Chicago* conditions on academic research and rules municipalities have been overly protected from liabilities of their officials. Former U.S. Supreme Court Justice Stevens states Congress should enact legislation to allow suit for prosecutorial misconduct, shortly after Justice Ginsburg read aloud the court’s dissent in *Connick v. Thompson*. Waiting in the wings is the most sacred cow of all—**Absolute Immunity for judicial acts**. There are two prongs to the proof.

One prong shows common law did not desire absolute immunity at the time of ratifying the constitution.

The other prong establishes that a policy of absolute immunity is not socially equitable as per the constitution.

COMMON LAW

In 1774, the British Crown passed the **ADMINISTRATION OF JUSTICE ACTS** as part of what the colonists called the **INTOLERABLE ACTS**, or in this particular case, the **MURDER ACT**.

...that the fact was committed by the person against whom such inquisition or indictment shall be found, or against whom such appeal shall be sued or preferred, as aforesaid, either in the execution of his duty as a magistrate, for the suppression of riots, or in the support of the laws

²⁰ https://papers.ssrn.com/sol3/papers.cfm?abstract_id=1881347

of revenue, or in acting in his duty as an officer of revenue, or in acting under the direction and order of any magistrate, for the suppression of riots, or for the carrying into effect the laws of revenue, or in aiding and assisting in any of the cases aforesaid: and if it shall also appear, to the satisfaction of the said governor, or lieutenant governor respectively, that an indifferent trial cannot be had within the said province, in that case, it shall and may be lawful for the governor, or lieutenant governor, to direct, with the advice and consent of the council, that the inquisition, indictment, or appeal, shall be tried in some other of his Majesty's colonies, or in Great Britain...

The British considered the act necessary to promote the fair administration of justice by removing fear of prosecution. The idea of reducing or removing the accountability of magistrates was a cause the colonists declaring independence.

The U.S. Supreme Court's attempts to explain their policy of absolute immunity from suit for judicial acts is isomorphic to the British argument for their acts. Moreover, *Yates v. Lansing*, 5 Johns. R. 282 N.Y. 1810 and *Bradley v. Fisher*, 80 U.S. 335 (1871) borrow from Sir Edward Coke—at one time a member of the Star Chamber—while the author of the Declaration of Independence follows John Locke.

Note that the following passages from John Locke, 2nd TREATISE OF CIVIL GOVERNMENT, Ch 19 (1690) record a common law attitude about judicial immunity more recent than the records of Sir Edward Coke.

Sec. 231: That subjects or foreigners, attempting by force on the properties of any people, may be resisted with force, is agreed on all hands. But that magistrates, doing the same thing, may be resisted, hath of late been denied: as if those who had the greatest privileges and advantages by the law, had thereby a power to break those laws, by which alone they were set in a better place than their brethren: whereas their offence is thereby the greater, both as being ungrateful for the greater share they have by the law, and breaking also that trust, which is put into their hands by their brethren.

Sec. 232. Whosoever uses force without right, as every one does in society, who does it without law, puts himself into a state of war with those against whom he so uses it; and in that state all former ties are cancelled, all other rights cease, and every one has a right to defend himself, and to resist the aggressor. This is so evident, that Barclay himself, that great assertor of the power and sacredness of kings, is forced to confess....

Thomas Jefferson states in A SUMMARY VIEW OF THE RIGHTS OF BRITISH AMERICA, August 1774 that “*A free people [claim] their rights as derived from the laws of nature, and not as the gift of their chief magistrate.*” Also, Mr. Jefferson warns in the 1798 KENTUCKY RESOLUTIONS, “*in questions of power then, let no more be heard of confidence in man, but bind him down from mischief by the chains of the constitution*”.

Finally, in *Stern v. Marshall*, ___U.S.___(2011) (decided June 23, 2011), the

majority opinion quotes [Judge] James Wilson on the intent of Article III, Section 1 as to the level of immunity for judges.

Article III protects liberty not only through its role in implementing the separation of powers, but also by specifying the defining characteristics of Article III judges. The colonists had been subjected to judicial abuses at the hand of the Crown, and the Framers knew the main reasons why: ***because the King of Great Britain “made Judges dependent on his Will alone, for the tenure of their offices, and the amount and payment of their salaries.”*** THE DECLARATION OF INDEPENDENCE. The Framers undertook in Article III ***to protect citizens subject to the judicial power of the new Federal Government from a repeat of those abuses.*** By appointing judges to serve without term limits, and restricting the ability of the other branches to remove judges or diminish their salaries, the Framers sought to ensure that each judicial decision would be rendered, not with an eye toward currying favor with Congress or the Executive, but rather with the “[c]lear heads . . . and honest hearts” deemed “*essential to good judges.*” 1 WORKS OF JAMES WILSON 363 (J. Andrews ed. 1896).

There remains no reasonable common law support for absolute immunity from suit at the time of ratifying the Constitution, unless misbehavior under Article III, Section 1 is to be addressed without suit. HOW TO REMOVE A FEDERAL JUDGE, 116 Yale L.J. (2006) clarifies that civil trial for misbehavior was expected common law when ratifying the U.S. Constitution, so that Article IV, Section II impeachments are clearly the province of Congress and a decidedly different path.

PUBLIC POLICY

The public policy arguments the high court uses to support absolute immunity from suit are found in both *Bradley v. Fisher* and *Gregoire v. Biddle*, 177 F.2d 579, 581 (C.A.2 1949).

Bradley, Footnote 11.

...The question raised upon this record is whe-ther an action is maintainable against the judge of a county court, which is a court of record, for words spoken by him in his judicial character, and in the exercise of his functions as judge in the court over which he presides, where such words would as against an ordinary individual constitute a cause of action, and where they are alleged to have been spoken maliciously and without probable cause, and to have been irrelevant to the matter before him. The question arises, perhaps, for the first time, with reference to a county court judge, but a series of decisions uniformly to the same effect, extending from the time of Lord Coke to the present time, establish the general proposition that no action will lie against a judge for any acts done or words spoken in his judicial capacity in a court of justice.

This doctrine has been applied not only to the superior courts, but to the court of a coroner, and to a court martial, which is not a court of record. It is essential in all courts that the judges who are appointed to administer the law should be permitted to administer it under the protection of the

law, independently and freely, without favor and without fear. This provision of the law is not for the protection or benefit of a malicious or corrupt judge, but for the benefit of the public, whose interest it is that the judges should be at liberty to exercise their functions with independence, and without fear of consequences.

Judge Learned Hand in *Gregoire v. Biddle*, 77 F.2d 579, 581 (2d Cir Oct 24, 1949)]

We discussed at length the **absolute privilege of judges**, and held that a United States attorney “if not a judicial officer, is at least a quasi-judicial officer, of the government,” and that as such the defendant “*in the performance of the duties imposed upon him by law, is immune from a civil action for malicious prosecution. The immunity is absolute and is grounded on principles of public policy.* The public interest requires that persons occupying such important positions and so closely identified with the judicial departments of the Government should speak and act freely and fearlessly in the discharge of their important official functions.”

**I am NOT a TENANT but I am an INVITEE on an
INHERITED PAROL CONTRACT (VERBAL AGREEMENT) to
LIVE RENT-FREE FOR THE REST OF MY LIFE as a
FAMILY-BASED CAREGIVER to which there is
NO PROVISION IN TITLE 18 PROPERTY of the
ARKANSAS CODE TO LIVE RENT-FREE FOR LIFE.
THE ARKANSAS CAVEAT LESSEE DOCTRINE IS
UNCONSTITUTIONAL.**

(s). Equality Before the Law Delaying Justice Defeats Equity

In ARTICLE 2 DECLARATION OF RIGHTS of the Constitution of the State of Arkansas of 1874, § 3 **Equality Before the Law** reads:

“The equality of all persons before the law is recognized, and shall ever remain inviolate; nor shall any citizen ever be deprived of any right, privilege or immunity; **NOR EXEMPTED FROM ANY BURDEN OR DUTY**, on account of race, color or **PREVIOUS CONDITION**.”

(B) ULTIMATE FACT NO. 1 “Equality Before the Law” equates to “A More Perfect Union”

I posit the that “Equality Before the Law” equates to “A More Perfect Union” in the Preamble of the Constitution of the United States Constitution that reads:

“We the people of the United States,

- (1) IN ORDER TO FORM A MORE PERFECT UNION,**
- (2) ESTABLISH JUSTICE,**
- (3) INSURE DOMESTIC TRANQUILITY,**
- (4) PROVIDE FOR THE COMMON DEFENSE,**
- (5) PROMOTE THE GENERAL WELFARE,**
- (6) AND SECURE THE BLESSINGS OF LIBERTY TO OURSELVES AND OUR POSTERITY,**

do ordain and establish this CONSTITUTION FOR THE UNITED STATES OF AMERICA.”

(C) ULTIMATE FACT NO. 2 The United States has descended into a nihilistic mix of kakistocracy and kleptocracy of political tribalism sparking a civil war in its infancy on January 6, 2021 attack on Congress to stop the certification of the Manchurian Candidate Joe Biden as President. The Constitutional Law analysis of the January 6, 2021 attack on Congress is HISTORY REPEATING ITSELF with identical circumstances with The Battle of Athens, Tennessee, August 1946.

The United States is no longer a Constitutional Republican Form of Government. It has descended into a nihilistic mix of kakistocracy and kleptocracy from bipartisan tribalism of polarized parties of the Socialist Democrats (*bad*) and the Republicans (*good, but who themselves have policy issues conflicting with the Will of The People*). **Both Parties are in a perpetual conflict with each other refusing to return to ORIGINALISM (REFUSING TO HIT THE CONSTITUTIONAL RESET BUTTON BUTTON) HAS ALREADY SPARKED A CIVIL WAR IN ITS INFANCY OVER THE 2020 PRESIDENTIAL ELECTION WITH THE MANCHURIAN CANDIDATE JOE BIDEN WINNING THE ELECTION BY ULTRA LICITUM. THAT DOES NOT MITIGATE THE CONSTITUTIONAL LAW THAT DISQUALIFIES BIDEN FROM THE OFFICE OF THE PRESIDENT AND DISQUALIFIES CO-CONSPIRATOR CATACLISMIC HARRIS FROM THE OFFICE OF THE VICE PRESIDENT.**

Applying Behavioral Psychology to Joe Biden as president reveals two abnormal patterns of behavior (1) Malignant Narcissism; and (2) Oppositional Defiant Disorder. See American Psychiatric Association, DIAGNOSTIC AND STATISTICAL MANUAL OF MENTAL DISORDERS (DSM5). Perhaps there should be a constitutional amendment prohibiting federal candidates with psychological or psychiatric behavioral disorders from running for office as the would pose a threat to national

security as Joe Biden is proving today. And as Nancy Pelosi is proving today with pushing a second impeachment of CITIZEN DONALD TRUMP. Clearly Nancy Pelosi has crossed the line into insanity by the loss of all reasoning by her hatred of Donald Trump.

Under these circumstances, under Constitutional Law, when the those in elected office by *Ultra Licitum* cause the United States to turn on innocent citizens for exercising constitutional rights and duties defending the Constitution's Guarantee of a Republican Form of Government, that in itself is a constitutional justification for the People of the United States to declare *Bellum Justum* against the totalitarian regime the Socialist Democrats of the United States Government that has suddenly become a Belligerent against the People of the United States under the Law of Nations.

(1). BLACK'S LAW DICTIONARY, 11th ed. (2019) defines **Kakistocracy** *n.* (1829) as “Government by the worst, least qualified, or least scrupulous citizens.”

(2). MERRIAM-WEBSTER DICTIONARY defines **Kleptocracy** as a “government by those who seek chiefly status and personal gain at the expense of the governed; also : a particular government of this kind.” [i.e. a **Kakistocracy**].

(3). The human race as a species in the animal kingdom with all the other species in the animal kingdom is a predatory species by the law of nature in the wild. The nature of human instincts (DNA), based on evolutionary survival of the strongest, has not changed for the human race in present day civilization. **The Code of Justinian (or Justinian Code) was the basis of Byzantine Law for 1058 years.** The Justinian Code influenced Western Legal System, (i.e., the Constitution of the United States). The Justinian Code is sometimes called the forebearer of Western Law.

EQUITY was defined by Black's Law Dictionary, **2nd Ed. (1910)** as “**In its broadest and most general signification, this term denotes the spirit and habit of fairness, justness, and right dealing which should regulate the intercourse of men with men,—THE RULE OF DOING TO ALL OTHERS AS WE DESIRE THEM TO DO TO US;① OR, AS IT IS EXPRESSED BY JUSTINIAN,②③ ‘TO LIVE HONESTLY, TO HARM NOBODY, TO RENDER TO EVERY MAN HIS DUE.’”**

EQUITY *Edmonds v. Ronella* - 73 Misc. 2d 598, 342 N.Y.S.2d 408 (**Sup. Ct. 1973**)²¹ (RULE: Equity in “**Its broadest and most general signification denotes the spirit and the habit of fairness, justness and right dealing which would regulate the intercourse of men with men, THE RULE OF DOING TO ALL OTHERS AS WE DESIRE THEY SHOULD DO TO US;① OR, AS IT IS EXPRESSED BY JUSTINIAN② ‘TO LIVE HONESTLY, TO HARM NOBODY, TO RENDER TO EVERY MAN HIS DUE.’”** It is, therefore, the synonym of **NATURAL RIGHT③** or justice, **BUT IN THIS SENSE ITS OBLIGATION IS ETHICAL④ RATHER** than jurial, **AND ITS DISCUSSION BELONGS TO THE SPHERE OF MORALS.⑤ IT IS GROUNDED IN THE PRECEPT OF THE CONSCIENCE.”**)

① **THE GOLDEN RULE** is also known as **THE ETHIC OF RECIPROCITY**.

²¹ <https://www.lexisnexis.com/community/casebrief/p/casebrief-edmonds-v-ronella>

② THE JUSTINIAN CODE OF THE BYZANTINE EMPIRE.²²

1. **CODEx CONSTItIONUM** = 10 books of laws from old laws and constitutions written in Latin.
2. **INSTITUTIONES** = Textbook for law students and explained “how the Justinian Code would work.” Written in Latin.
3. **NOVELLAE CONSTITUTIONES POST CIDEM**, or the Novels. (Revised codex between 534–565 AD written in Greek.
4. **DIGESTA**. Written by 16 lawyers between 530–536 AD. Exerpts from Roman Jurists (experts in the law).
5. **The Code of Justinian (or Justinian Code) was the basis of Byzantine Law for 1000 years.** Since it was mostly written in Latin, it was able to be used by scholars in Europe (Western Byzantine Empire) = **Eventually influenced Western Legal System, (i.e., the Constitution of the United States).** **The Justinian Code is sometimes called the forebearer of Western Law.**

ULTIMATE FACT NO. 3: Well, EXPLAIN this to me! Emperor Justinian I ruled the Byzantine Empire 527–565 CE (AD). The **JUSTINIAN CODE** consisted of **ECCLESIASTICAL LAW, criminal law, administrative law, and private law as part of its government.** The **JUSTINIAN CODE** was the basis of **Byzantine Law for 1058 years.** The **JUSTINIAN CODE** influenced **Western Legal System, (i.e., the Constitution of the United States).** The **JUSTINIAN CODE** is sometimes called **the forebearer of Western Law.** **THE SEPARATION OF CHURCH AND STATE FOR THE UNITED STATES IS A BAD IDEA, HISTORICALLY SPEAKING.**

③ **NATURAL RIGHT** is defined by Black’s Law Dictionary, 11th Ed. (2019), p. 1583 as (17c.) A right that is conceived as part of **NATURAL LAW** and that is therefore thought to exist independently rights created by government or society, such as the right to life, liberty, and property. SEE NATURAL LAW.

④ **ETHICS** is defined by Black’s Law Dictionary, 11th Ed. (2019) p.694, as(16c.) A system of moral tenets or principles; the collective doctrines relating to the ideals of human conduct and character. 2. The study of behavior as judged by right and wrong, including the sources, principles, and enforcement of behavioral standard. See LEGAL ETHICS +.

²² Code of Justinian. <https://www.youtube.com/watch?v=EVIqs9w4phc>

⑤ **MORAL** is defined by Black’s Law Dictionary, 11th Ed. (2019) p.1208, as *n. 1. usu. pl.* A rule of habit or conduct with reference to **notions of right and wrong**.

⑥ **JUSTINIAN CODE** is defined by Black’s Law Dictionary, 11th Ed. (2019) p. 1037, as (17c) *Roman Law*. A Collection of imperial constitutions drawn up by a commission of ten persons appointed the Roman emperor Justinian, and published in A.D. 529. ● Ten jurists headed by Tribonian, carried out the project beginning in February A.D. 528 and ending in April 529. It replaced all prior imperial law but was enforced only until A.D. 534, when it was supplanted by a revision, the *Codex Reprtitae Praelectionis*. The precise contents of the first work are unknown. But the second work, containing 12 of the revised code, includes the imperial constitutions of the Gregorian, Hermogenian, and Theodocian Codes, together with later legislation, revised and harmonized into one systemic whole. It deals with the **ECCLESIASTICAL LAW**, criminal law, administrative law, and private law. In modern writings, the A.D. 534 version is the work referred to as the Justinian Code—Also termed *Justineanean Code*; *Code of Justinian*; *Code Justisanus*; *Codex Vetus* (“Old Code”); *Codex Iustinianus Reptitae Praelectionis*.

⑦ **ECCLESIASTICAL LAW** is defined by Black’s Law Dictionary, 11th Ed. (2019) p. 648, as (16c.) 1. The body of law derived largely from canon and civil law and administered by the ecclesiastical courts. 2. The law governing the doctrine and discipline of a particular church; esp. Anglican canon law. — Also termed *jus ecclesiasticum*; *law spiritual*. Cf. CANON LAW.

<https://www.lexisnexis.com/community/casebrief/p/casebrief-edmonds-v-ronella>

EQUITABLE RIGHT is defined by Black’s Law Dictionary, 11th Ed. (2019) p. 1582, as “(17c.) A right cognizable within a court of equity. ● **If a legal right and an equitable right conflict, THE LEGAL RIGHT ORDINARILY PREVAILS OVER AND DESTROYS THE EQUITABLE RIGHT EVEN IF THE LEGAL RIGHT AROSE AFTER EQUITABLE RIGHT.** ● Breaches of equitable rights are remedied by means other than monetary damages such as injunctions or specific performance. With the merger of law and equity in federal court and most state courts the procedural differences between legal and equitable rights have been largely abolished. Cf. *legal right* (1), (2).

⑧ **EQUITABLE RIGHT VS. LEGAL RIGHT**. Black’s Law Dictionary, 11th Ed. (2019) pp. 680–682, has 9 basic definitions to define Equity, but the 7th is omitted. If that omission is a typo then there are only 8 basic definitions. **The first two definitions of Equity are applicable herein for the purpose of this Court Document.**

1. Fairness, Impartiality; evenhanded dealing;
2. The body of principles constituting what is fair and right; **Natural Law <the concept of “inalienable rights” reflects the influence of equity on the Declaration of Independence>**.

“In its popular sense it [equity] is practically equivalent to **NATURAL JUSTICE**. ● But it would be a mistake to suppose that equity, as administered by the Courts, embraces a jurisdiction as wide and extensive as that which would result

from carrying into operation all the principles of **NATURAL JUSTICE**. There are many matters of **NATURAL JUSTICE** wholly unprovided for, from the difficulty of framing any general rules to meet them, from the doubtful wisdom of a policy of attempting to give a legal sanction to duties of imperfect obligation, such as charity. Gratitude, kindness. A large proportion of **NATURAL JUSTICE** in its widest sense is thus not judicially enforced, but is left to the conscience of each individual.” R. E. Megarry. *SNELL’S PRINCIPLES OF EQUITY* 1 (23rd ed. 1947)

⑨ **NATURAL JUSTICE** is defined by Black’s Law Dictionary, 11th Ed. (2019) p. 1034, as (17c) Justice as defined in moral as opposed to a legal, sense. — Also termed *Justitia naturalis*. Cf. **NATURAL LAW**.^⑩

⑩ **NATURAL LAW** is defined by Black’s Law Dictionary, 11th Ed. (2019) p. 1237, as (15c.) 2. A philosophical system of legal and moral principles purportedly deriving from a universalized conception of human nature or divine justice rather than legislative or judicial action; moral law embodied in principals of right and wrong. — Also termed **LAW OF NATURE**; *natural justice*; *lex aeterna*; *eternal law*; *lex naturae*; *lex naturalae*; *divine law*; *jus divinum*; *jus naturale*; *jus naturae*. Cf. **FUNDAMENTAL LAW**; **POSITIVE LAW**; **DIVINE LAW**.

The Declaration of Independence *In Congress, July 4, 1776*

*“The unanimous Declaration of the thirteen united States of America, When in the Course of human events, it becomes necessary for one people to dissolve the political bands which have connected them with another, and to assume among the powers of the earth, the separate and equal station to which the **Laws of Nature and of Nature’s God** entitle them, a decent respect to the opinions of mankind requires that they should declare the causes which impel them to the separation. ”*

How partisan tribalism is killing democracy | Brian Klaas | TEDxThessaloniki

ULTIMATE FACT NO. 4: The Entire Arkansas Judicial System as is the United States Judicial Branch are an Abuse of Process

Smith v. Nelson. Ark. SCt No. 73-162; 501 S.W.2d 769 (1973)

The requirements giving rise to a cause of action for ABUSE OF PROCESS are found in Prosser, LAW OF TORTS, § 121 (4th Ed. 1971), and are:

- (1) a legal procedure set in motion in proper form, even with probable cause, and even with ultimate success, but,
- (2) **perverted to accomplish an ULTERIOR PURPOSE for which it was not designed,** and
- (3) **a willful act in the USE OF PROCESS NOT PROPER IN THE REGULAR CONDUCT OF THE PROCEEDING.**

See also Harper and James, I **THE LAW OF TORTS**, § 4.9 (1956), and generally 72 **C.J.S. PROCESS** § 120, p. 1189, and 1 **AMERICAN JURISPRUDENCE** 2d 250. **A paucity of cases involving this type of a tort have reached the appellate level in this jurisdiction.** The leading case dealing with the cause of action is *Lewis v. Burdine*, 240 Ark. 821, 402 S.W.2d 398 (1966), where a wife was sued by a collection agency for her husband's debt to a doctor. In the same suit a writ of garnishment was issued before judgment and the wife's salary impounded resulting in her loss of employment. The wife was found not liable on the debt. The writ of garnishment was held to have been a misuse or abuse of process. See also *Baxley v. Laster*, 82 Ark. 236, 101 S.W. 755 (1907), dealing with abuse of process and writs of garnishment issued for the purpose of harassment.

The crux of the misuse or ABUSE OF PROCESS is the improper use of it after issuance. In other words, abuse of process constitutes a form of EXTORTION or COERCION. Prosser, *supra*. The test of process abuse is not whether the process was originally issued with malice and without probable cause. The remedy in that situation would be an action for MALICIOUS PROSECUTION which was asserted in the case at bar. Here we have no abuse or coercive act subsequent to the issuance of the warrant. Although it be said that McAdams' testimony confirmed an ulterior purpose in procuring the warrant, no coercive act followed such as existed by the writ of garnishment in *Lewis v. Burdine*, *supra*. **Without the coercive distinction every action for malicious prosecution would include the tort of abuse of process. Certainly it cannot be said that the reclaiming of one's own property, as in the case at bar, should be characterized as a subsequent act that constituted a perverted use of the warrant. We hold that the facts, when viewed most favorably to appellee, **do not support a submissible issue on abuse of process.****

This Notification of Treason (PAGES 1-32) against the United States Constitution completes my constitutional and legal obligation and duty under

18 U.S. Code § 2382 Misprision of Treason with my expectation that JUDGE DANIEL BROCK WILL PERSONALLY DELIVER THIS NOTIFICATION BY PRIORITY MAIL TO GOVERNOR ASA HUTCHINSON AS SOON AS POSSIBLE WITH OFFICIAL NOTIFICATION OF DELIVERY BACK TO ME FOR CONFIRMATION.

2. End of Treason Notification

3. This Civil Case is Abandoned by Three White County Judges: *Don Hamrick v. Larry Little* and *Bruce Menser*, White County Circuit Court, Case No. 73CV-20-316. Filed May 13th, 2020

May 13th, 2020 ➔ February 21, 2021 = 9 Months of Judicial Abandonment = Motive for WHITE COUNTY CIRCUIT COURT CLERK TAMI KING'S Passive Aggressive Behavior with INCOMPLETE DOCKET ENTRIES & 3 CIRCUIT JUDGES IGNORING MY CASE FOR 9 MONTHS BUT FOR THEIR 3 ORDERS OF SELF-RECUSALS WITH NO EXPLANATIONS is MY EVIDENCE OF JUDICIAL/POLITICAL RETALIATION FOR MY ~35 AMICUS CURIAE BRIEFS AGAINST JUDGE MARK DERRICK IN FAVOR OF THE PLAINTIFFS IN *NAKITA MAHONEY ET AL. V. JUDGE MARK DERRICK*, WHITE COUNTY CIRCUIT COURT, CASE NO. 73CV-18-874 FILED NOVEMBER 14TH, 2018.

That is **ABUSE OF PROCESS** rising to the level of **Federal Criminal Obstruction of Justice** AND 18 U.S. Code § 241 Conspiracy Against {Rights and Duties} and 18 U.S. Code § 242 Deprivations of {Rights and Duties} Under Color of Law reinforced by Special Judge Teresa Smith threatening me with arrest if I speak in my previous Court appearance in retaliation for my *ex parte* notifications of abuse of process committed by both Prosecutor Don Raney and every state judge that presided in my misdemeanor cases, including Special Judge Teresa Smith herself. Her behavior clearly revealed revealed her preconceived judicial bias against me by her *ex parte* threats of arrest when *ex parte* Rules provides an exception for emergencies. My emergencies are:

(1) politically motivated malicious arrests & malicious prosecutions by Prosecutor Don Raney simply because I ran for Mayor of Kensett on my agenda to make Kensett a Corruption Free Zone;

(2) evidence proving the **ARKANSAS JUDICIAL SYSTEM** is ranked No. 6 {states ranked as countries for comparison} as having the most people in prison and jail the any country in the world {Oklahoma taking the No. 1 position}. The implication being that innocent people are getting convicted of crimes they did not commit in defiance of Black's Ratio. Judges running unconstitutional debtors' prisons like Judge Mark Derrick and Prosecutor Don Raney are contributing to the United States' disgrace by contributing to the United States achieving the No. 1 position of being the country with the most people per capita in prison and jail than any country in the world.

(3) Combining **CRITICAL THINKING** and **OCCAM'S RAZOR** with **BEHAVIORAL PSYCHOLOGY** and **THE RULE OF LAW AND ACTUAL JUSTICE** you can get to **THE ACTUAL TRUTH OF THINGS** because **THE ACTUAL TRUTH MATTERS**, like **UNLICENSED NATIONAL OPEN CARRY** for both self-defense and the "**COMMON DEFENCE**" is **Jus Cogens** in accordance with the **DOCTRINE OF ORIGINAL PUBLIC MEANING**, the **FIXED MEANING CANON**, also known as **ORIGINALISM**, the proper method of interpreting the United States Constitution and the Constitution of the State of Arkansas, as well as

the Constitutions for all the other States. *Marbury v. Madison's JUDICIAL REVIEW*, {a theft of *CHISHOLM* Ov. *GEORGIA*, 2 U.S. 419 at 479 (1793), The People's Review to say what the Constitution means}, proved that gun control is treason against the Common Defence and the Second, Ninth, Tenth, Thirteenth, and Fourteenth Amendments, and against the Constitution Itself. **LEGAL LATIN MAXIM:** Quae ad omnes pertinent omnes debent tractare. (*Those things which pertain to all should be exercised by all.*) **BLACK'S LAW DICTIONARY**, 11th ed. (2019). p.2000, Quotation #2381.

(4). The following 10 pages (pp. 38-48) come from my Docket in *Don Hamrick v. Larry Little, Bruce Menser, et al. White County Circuit Court, Case No. 73cv-20-316*. Pages 38-48 that follow are my evidence add proving political retaliation for my campaign for Mayor of Kensett and for my 35 Amicus Curiae Briefs against Judge Mark Derrick. The harassment I suffered from Larry Little and Bruce Menser caused me to have a congestive heart failure, a mini stroke a week later and a full stroke the next day after that almost killed me. {**LEGAL LATIN MAXIMS:** Transgressionem multiplicare crescat poenae inflictio: "*When transgression is repeated let infliction of punishment be increased.*" 2 Co. Inst. 479. Black's Law Dictionary, 11th Ed. (2019), p. 2019, #3136. || Justitia nemini neganda est. "*Justice is to be denied to no one.*" *Ib.* p. 1975. #1307. || Justitia non est neganda, non differenda. "*Justice is not to be denied or delayed.*"}

Person Name or Business Name Search						
7905440	Aliases: BROCK, 17TH CIRCUIT DIVISION 1	Status: OPEN				
7905440	17TH CIRCUIT DIVISION 1	Case: 73CV-20-320 CREDIT CORP SOLUTIONS INC V ROBERT EICHORN	JUDGE	18-MAY-20	17TH CIRCUIT DIVISION 1	
7905440	Aliases: BROCK, 17TH CIRCUIT DIVISION 1	Status: CLOSED				
7905440	17TH CIRCUIT DIVISION 1	Case: 73CV-20-321 PORTFOLIO RECOVERY ASSOCIATES INC V CHARLES SUTTON	JUDGE	18-MAY-20	17TH CIRCUIT DIVISION 1	
7905440	Aliases: BROCK, 17TH CIRCUIT DIVISION 1	Status: CLOSED				
7905440	17TH CIRCUIT DIVISION 1	Case: 73CV-20-322 LVNV FUNDING LLC V TIMOTHY L. BUFFORD	JUDGE	18-MAY-20	17TH CIRCUIT DIVISION 1	
7905440	Aliases: BROCK, 17TH CIRCUIT DIVISION 1	Status: OPEN				
7905440	17TH CIRCUIT DIVISION 1	Case: 73CV-20-309 OCSE V EMILY SIMMONS	JUDGE	18-MAY-20	17TH CIRCUIT DIVISION 1	
7905440	Aliases: BROCK, 17TH CIRCUIT DIVISION 1	Status: CLOSED				
7905440	17TH CIRCUIT DIVISION 1	Case: 73CV-20-319 PORTFOLIO RECOVERY ASSOCIATES LLC V GARY JONES	JUDGE	18-MAY-20	17TH CIRCUIT DIVISION 1	
7905440	Aliases: BROCK, 17TH CIRCUIT DIVISION 1	Status: CLOSED				
7905440	17TH CIRCUIT DIVISION 1	Case: 73CV-20-146 KAYLYN D. EDWARDS	JUDGE	15-MAY-20	17TH CIRCUIT DIVISION 1	
7905440	Aliases: BROCK, 17TH CIRCUIT DIVISION 1	Status: SET FOR REVIEW				
7905440	17TH CIRCUIT DIVISION 1	Case: 73CV-20-318 JOSEPH MOORE V LYLE MESSINGER	JUDGE	15-MAY-20	17TH CIRCUIT DIVISION 1	
7905440	Aliases: BROCK, 17TH CIRCUIT DIVISION 1	Status: OPEN				
7905440	17TH CIRCUIT DIVISION 1	Case: 73CV-20-317 PORTFOLIO RECOVERY V MARSHA BANKS	JUDGE	14-MAY-20	17TH CIRCUIT DIVISION 1	
7905440	Aliases: BROCK, 17TH CIRCUIT DIVISION 1	Status: OPEN				
7905440	17TH CIRCUIT DIVISION 1	Case: 73CV-20-316 DON HAMRICK V LARRY LITTLE	JUDGE	13-MAY-20	17TH CIRCUIT DIVISION 1	
7905440	Aliases: BROCK, 17TH CIRCUIT DIVISION 1	Status: OPEN				
7905440	17TH CIRCUIT DIVISION 1	Case: 73CV-20-315 LVNV FUNDING LLC V RICKY G. BENNETT	JUDGE	13-MAY-20	17TH CIRCUIT DIVISION 1	
7905440	Aliases: BROCK, 17TH CIRCUIT DIVISION 1	Status: OPEN				
7905440	17TH CIRCUIT DIVISION 1	Case: 73CV-20-312 CAVALRY SPV V CLYDE JOHNSON	JUDGE	12-MAY-20	17TH CIRCUIT DIVISION 1	
7905440	Aliases: BROCK, 17TH CIRCUIT DIVISION 1	Status: CLOSED				
7905440	17TH CIRCUIT DIVISION 1	Case: 73CV-20-311 CRAIN INVESTMENTS V FURNITURE FACTORY OUTLET, ETAL	JUDGE	12-MAY-20	17TH CIRCUIT DIVISION 1	
7905440	Aliases: BROCK, 17TH CIRCUIT DIVISION 1	Status: CLOSED				
7905440	17TH CIRCUIT DIVISION 1	Case: 73CV-20-311 HOWARD FROUD V MISTY WILLIAMS	JUDGE	11-MAY-20	17TH CIRCUIT DIVISION 1	
7905440	Aliases: BROCK, 17TH CIRCUIT DIVISION 1	Status: OPEN				
7905440	17TH CIRCUIT DIVISION 1	Case: 73CV-20-281 OCSE V JEREMY MILLER	JUDGE	11-MAY-20	17TH CIRCUIT DIVISION 1	
7905440	Aliases: BROCK, 17TH CIRCUIT DIVISION 1	Status: CLOSED				
7905440	17TH CIRCUIT DIVISION 1	Case: 73CV-20-208 JHPDC FINANCE V KELLY GOLLEHER	JUDGE	08-MAY-20	17TH CIRCUIT DIVISION 1	
7905440	Aliases: BROCK, 17TH CIRCUIT DIVISION 1	Status: CLOSED				
Page: 40 Records: 781 - 800						

~~CV 2020-~~

001251

IN THE CIRCUIT COURT OF WHITE COUNTY, ARKANSAS

DON HAMRICK, *pro se*

PLAINTIFF

VS.

CASE NO. 73CV-20-316

LARRY LITTLE OF HARLEM, GEORGIA;
BONNIE LITTLE (wife to Larry Little
6368 Browns road
Harlem, Georgia 30814
GARY J. LITTLE (brother)
ELNORA LINDSEY of Searcy, Arkansas
BRUCE MENSER of Searcy




DEFENDANTS

ORDER OF RECUSAL

Judge Thomas M. Hughes (First Division) hereby recuses himself as judge in the above cause of action.

IT IS SO ORDERED.


THOMAS M. HUGHES
CIRCUIT JUDGE

July 14,
DATE

File-marked copy provided to:

THE HONORABLE CRAIG HANNAH
THE HONORABLE MARK PATE
MR. DON HAMRICK

301 W Arch Ave., Searcy, AR 72143

DEFENDANT



August 24, 2020



DON HAMRICK

CV 2020-002009

CV 2020

001251

IN THE CIRCUIT COURT OF WHITE COUNTY, ARKANSAS

DON HAMRICK, *pro se*

PLAINTIFF

VS.

CASE NO. 73CV-20-316

LARRY LITTLE OF HARLEM, GEORGIA;
BONNIE LITTLE (wife to Larry Little
6368 Browns road
Harlem, Georgia 30814
GARY J. LITTLE (brother)
ELNORA LINDSEY of Searcy, Arkansas
BRUCE MENSER of Searcy



DEFENDANTS

ORDER OF RECUSAL

Craig Hannah Third
Judge ~~Thomas M. Hughes~~ (First Division) hereby recuses himself as judge in the above
cause of action.

IT IS SO ORDERED.

[Signature]
THOMAS M. HUGHES
CIRCUIT JUDGE

Craig Hannah

July 14,
DATE

File-marked copy provided to:

Daniel Brock
THE HONORABLE ~~CRAIG HANNAH~~
THE HONORABLE MARK PATE
MR. DON HAMRICK



CV 2021

000001

IN THE CIRCUIT COURT OF WHITE COUNTY, ARKANSAS

DON HAMRICK, pro se



VS.

CASE NO. 73CV-20-316

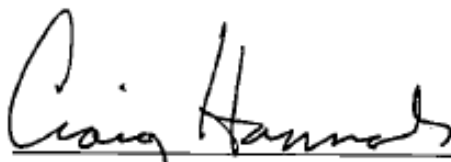
LARRY LITTLE OF HARLEM, GEORGIA;
BONNIE LITTLE (wife to Larry Little
6368 Browns Road, Harlem, Georgia 30814);
GARY J. LITTLE (brother);
ELNORA LINDSEY of Searcy, Arkansas;
and BRUCE MENSER of Searcy

DEFENDANTS

ORDER OF RECUSAL

Judge Craig Hannah (Third Division) hereby recuses himself
as Judge in the above cause of action.

IT IS SO ORDERED.



CRAIG HANNAH
CIRCUIT JUDGE
1/4/2021

DATE

File-marked copy provided to:

THE HONORABLE DANIEL BROCK
THE HONORABLE MARK PATE
MR. DON HAMRICK

4. Corruption At White County Circuit Court, Civil Division

Don Hamrick v. Larry Little, Bruce Menser, et al. Case No. 73cv-20-316

Docket Report Res	
Docket Entries	
Filing Date	Description
05/13/2020 12:15 PM	AOC COVERSHEET CIVIL
Entry:	none
Images	No Images
05/13/2020 12:15 PM	COMPLAINT/PETITION FILED
Entry:	
Images	
05/20/2020 12:00 PM	MOTION OTHER
Entry:	MOTION TO ADD BRUCE MENSER AS A DEFENDANT FOR CAUSE OF CRIMINAL CONDUCT
Images	MOTION
06/01/2020 02:38 PM	MOTION OTHER
Entry:	none
Images	MOTION
06/01/2020 02:38 PM	MOTION OTHER
Entry:	none
Images	MOTION
06/22/2020 01:37 PM	MOTION OTHER
Entry:	EMERGENCY MOTION
Images	MOTION
06/22/2020 02:07 PM	FILING - OTHER
Entry:	none
Images	OTHER

06/29/2020 12:50 PM	FILING - OTHER
Entry:	none
Images	OTHER
Clerk Tami King Does Not Add the Subject To the Docket as She is Supposed to Do. That is Incompetence, Censorship or Obstruction of Justice.	
06/29/2020 12:54 PM	FILING - OTHER
Entry:	none
Images	MOTION
No Judicial Activity! Means No Enforceable Rights or Duties! That Means I Am Reduced To The Status of a Slave! If You Are a Poor Person Then You Are a Nobody!	
07/15/2020 11:30 AM	ORDER REUSAL
Entry:	2020-1251
Images	none
Judge Thomas M. Hughes (First Division) Recused Himself Without Explanation.	
07/20/2020 12:00 PM	ORDER REUSAL
Entry:	2020-1276
Images	none
Judge Mark Pate (Second Division) Recused Himself Without Explanation.	
08/12/2020 11:03 AM	MOTION OTHER
Entry:	none
Images	MOTION
08/12/2020 11:04 AM	MOTION OTHER
Entry:	none
Images	MOTION
Judge Craig Hannah (Third Division) IS AWOL = NO JUDICIAL ACTIVITY.	
08/24/2020 01:05 PM	FILING - OTHER
Entry:	none
Images	OTHER

08/24/2020 01:06 PM	FILING - OTHER
Entry:	none
Images	OTHER
09/01/2020 03:30 PM	FILING - OTHER
Entry:	none
Images	OTHER
09/15/2020 02:56 PM	SUMMONS ISSUED
Entry:	none
Images	SUMMONS
09/15/2020 02:58 PM	SUMMONS ISSUED
Entry:	
Images	
09/15/2020 02:58 PM	SUMMONS ISSUED
Entry:	
Images	
09/15/2020 02:58 PM	SUMMONS ISSUED
Entry:	
Images	
09/15/2020 03:02 PM	SUMMONS ISSUED
Entry:	none
Images	SUMMONS
09/15/2020 03:02 PM	SUMMONS ISSUED
Entry:	none
Images	SUMMONS
10/05/2020 12:23 PM	NOTICE - OTHER
Entry:	none
Images	NOTICE

No Judicial Activity!
Means No Enforceable Rights or Duties!
That Means I Am Reduced To
The Status of a Slave!
If You Are a Poor Person
Then You Are a Nobody!

<p style="text-align: center;">THE DOCKET FOR <i>Don Hamrick v. Larry Little, Bruce Menser, et al.</i> Case No. 73cv-20-316</p>	
<p style="text-align: center;">This Table Lists All the Motions I Filed. I Got No Responses from any of the Judges. This is Evidence of Judicial Misconduct, Corruption, and Discrimination Against the Poor, and Violations of My Constitutional Rights and Duties & My Human Rights and Duties.</p>	
May 13, 2020	COMPLAINT FILED
May 20, 2020	Notice given to this court that I filed a lawsuit in the Federal Court against the United States, against Governor Asa Hutchinson, and Other Defendants.
May 20, 2020	MOTION TO ADD BRUCE MENSER AS A DEFENDANT FOR CAUSE OF CRIMINAL CONDUCT: SUBTITLED: Motion for No Contact Order for Bruce Menser to include Divestiture of Bruce Menser's Duty as Property Manager of Larry Little as They are Cousins in a Criminal Enterprise to Defy All Duties, Even Presumed Duties, Under the Arkansas Caveat Lessee Doctrine.
June 1, 2020	TRIPLE JURISDICTION (#2): [1]. INTER-AMERICAN COMMISSION IN HUMAN RIGHTS (IACHR) , I recently filed my second human rights complaint with the UNITED NATIONS HUMAN RIGHTS COUNCIL, COMPLAINT PROCESSING UNIT , in Geneva, Switzerland.[2] U.S. DISTRICT COURT FOR THE EASTERN DISTRICT OF ARKANSAS in Little Rock. <i>This case was recently dismissed. I destroyed every paragraph in Magistrate Judge Beth Deere's RECOMMENDED DISPOSITION (to which I refer to as her DISPUTATION because it is a pack of lies. In fact, I caught a Fake Case Citation she used in that RECOMMENDED DISPUTATION that compelled me to file a JUDICIAL MISCONDUCT COMPLAINT against Magistrate Judge Beth Deere and against Chief Judge Denzil Price Marshall with the 8TH CIRCUIT JUDICIAL COUNCIL.</i> And (3). WHITE COUNTY CIRCUIT COURT, Searcy, Arkansas. [1] IACHR: This Entire Document is Evidence of Human Rights Violations; [3] WCCC: Motion for <i>RES IPSA LOCUTOR</i> DECLARATORY JUDGMENT; PAGES 20-23 Is my PROPOSED JUDGMENT OR DECREE UNDER RULE 58 ENTRY OF JUDGMENT OR DECREE, ARK.R.CIV.P. transferring the two contested residential land deeds where my mobile home sits in Kensett, Arkansas.
June 1, 2020	TRIPLE JURISDICTION (#1): [1] IACHR: THIS ENTIRE DOCUMENT IS EVIDENCE OF HUMAN RIGHTS VIOLATIONS; [2] FEDERAL COURT: Motion For Declaratory Judgment for Restitution; [2] FEDERAL COURT: Motion for <i>RES IPSA LOCUTOR</i> DECLARATORY JUDGMENT; [2] FEDERAL COURT: Rule 11(c)(2) & (4) Fed.R.Cv.P. Motion for Sanctions filed Sepately for Effective Deterence of Judicial Bias Against Pro Se Filing In Forma Pauperis in Federal Courts (Incurring Consecutive Dismissals under the CONTINUOUS VIOLATIONS DOCTRINE (2001-Present as Verified by PACER Database) for Court Order Directing Payment of Sanctions to the Plaintiff (Movant) for Reasonable Attorney's and Other Expenses that the Pro Se Plaintiff Would Have From an Attorney.

<p style="text-align: center;">THE DOCKET FOR <i>Don Hamrick v. Larry Little, Bruce Menser, et al.</i> Case No. 73cv-20-316</p>	
June 22, 2020	<p>ARK.R.CV.P. RULE 65 INJUNCTION AND TEMPORARY RESTRAINING ORDER: EMERGENCY MOTION FOR AN IMMEDIATE PRELIMINARY INJUNCTION & TEMPORARY RESTRAINING ORDER Against Larry Little's Unlawful Eviction Effort and Bruce Menser's Employment as Property Manager as a CRIMINAL ENTERPRISE OF CONSTRUCTION EVICTION. {My 86-year-old mother, Patsy Ann Hays died from the Denial of Medical Causa Causae Est Causa Causati (BLACK'S LAW DICTIONARY) traced back to Governor Asa Hutchinson ignoring, doing nothing about Kensett Kangaroo Court Judge Mark Derrick running an unconstitutional Debtors' Prison Scheme against thousands of White County poor. I am charging Governor Asa Hutchinson, as Chief Magistrate of all Arkansas Courts, for his part of my mother's <i>WRONGFUL DEATH</i>. In fact, it is my supposition that because I have publicly declared my intention to sue Governor Asa Hutchinson and other State Officials for the lawlessness of Arkansas Courts that Arkansas Judges are Passive-Aggressive ignoring my constitutional rights and my human rights to remedies for the wrongs I have suffered from Federal and State officials and from private citizens as evidently proven by my Docket on the previous pages}.</p>
June 22, 2020	<p>EVIDENCE: MY LETTER TO: Jim Felt, Chief, Criminal Section, Civil Rights Division, U.S. Department of Justice: SUBJECT: THE WRONGFUL DEATH OF PATSY ANN HAYS (age 86) (My Mother) and My Politically Motivated Misdemeanor False Convictions Because I Ran for Mayor of Kensett, Arkansas: PUBLIC CORRUPTION CASE FOR DOJ/FBI TO INVESTIGATE & PROSECUTE. Dated June 22, 2020.</p>
June 29, 2020	<p>Causa Causae Est Causa Causati: Proving Governor Asa Hutchinson Had Deliberate Indifference to Kangaroo Courts in Arkansas Cascading to the Wrongful Death of Patsy Ann Hays (Age 86), My mother, Where the Governor, as the Chief Magistrate for all the Courts in Arkansas as The "Hub" in a Treasonous "Wheel Conspiracy" Against The Arkansas Constitution, and Against the Constitution of the United States.</p>
June 29, 2020	<p>MOTION FOR EMERGENCY ESTOPPEL ON "NOTICE TO VACATE" BEING USED AS A DEVICE TO OBSTRUCT JUSTICE FOR THIS CASE: I have to vacate by July 21st. I will become homeless. I will be a fugitive if I leave Arkansas. White County Refuses to Exonerate Me of Misdemeanor False Convictions and Current False Charges. I am damned if I do. And damned if I don't. (Classic Catch-22 Situation). FRAMING AND ENTRAPPING THE INNOCENT IS NOT WHY THE RULE OF LAW AND JUSTICE IS ABOUT. THIS COURT MUST ACT NOW AGAINST THIS LAWLESS INJUSTICE!</p>
July 8, 2020	<p>MOTION FOR AN IMMEDIATE EMERGENCY CRISIS DECLARATORY JUDGMENT: To Advance the Rule 57 Speedy Hearing for the Earliest Possible Date for Due Cause of Larry Little's and Bruce Menser's (Both are Pathological Narcissists) Use of the NOTICE TO VACATE as a DEVICE TO COMMIT CONSTRUCTIVE EVICTION (A Crime) and to OBSTRUCT JUSTICE in this Case Challenging the Ownership of Two Residential Deeds. {text in a box}: [NOTICE OF WRONGFUL DEATH ACTION FORTHCOMING]</p>

<p style="text-align: center;">THE DOCKET FOR <i>Don Hamrick v. Larry Little, Bruce Menser, et al.</i> Case No. 73cv-20-316</p>	
July 8, 2020	Ark.R.Cv.P. Rule 68 Offer of Judgment; Motion for Declaratory Judgment By Default for the Cause of Larry Little and Bruce Menser's Abuse of Process Using Their NOTICE TO VACATE as a DEVICE TO OBSTRUCT JUSTICE in this Case. The Default Declaratory Judgment is Demanded for the Court Ordered Transfer of the Two Contested Deeds to My Name, Don Hamrick, With a No Trespass Order on Larry Little and Bruce Menser.
July 8, 2020	MOTION TO ADVANCE THE RULE 57 SPEEDY HEARING FOR THE REQUESTED DECLARATORY JUDGMENT FOR DUE CAUSE OF CRIMINAL ACTIVITY OF LARRY LITTLE AND BRUCE MENSER
July 15, 2020	White County Circuit Court Judge Thomas M. Hughes Recused himself from this case with no explanation. I speculate one of two reasons, maybe both: (1) My series of Motions demanding action from Judge Thomas pushed him into a corner so tight that he bailed out of this case. I have no evidence or clues to speculate why but one reason stands out <u>as the most logical cause:</u> Governor Asa Hutchinson put pressure on Judge Hughes to derail my case.
July 20, 2020	White County Circuit Court Judge Mark Pate Recused himself from this case with no explanation. Same reason as above. That leaves Craig Hannah holding the "Do Nothing" bag
August 12, 2020	HANDWRITTEN FROM JAIL: Motion For Immediate Declaratory Judgment, Rule 57. Ark.R.Cv.P. This jail time is the Occasion Judge Teresa Smith pulled her surprise Ambush Kangaroo Court Trial AFTER I had moved the five charges to Federal Court Jurisdiction. Bruce Menser and Laura Ballentine (Clerk, Kensett Water Company) as witnesses <i>{both giving false testimony}</i> . Judge Teresa Smith issued a No Contact Order for Bruce Menser. He worshipped that No Contact Order like it was his holy grail, the malignant (pathological) narcissist that he is. Then Judge Teresa Smith proceeded to convict me on a charge I cannot remember today what that charge is. JUDGE TETRESA SMITH VIOLATED FEDERAL JUDICIAL LAW: 18 U.S. Code § 1455(b)(3) Procedure for Removal of Criminal Prosecutions (b) REQUIREMENTS: (3) The filing of a notice of removal of a criminal prosecution shall not prevent the State court in which such prosecution is pending from proceeding further, except that a judgment of conviction shall not be entered unless the prosecution is first remanded.
-August 12, 2020	MY EMERGENCY MOTION FOR IMMEDIATE DECLARATORY JUDGMENT: Transferring two Disputed Residential Land Deeds to My Name at the Same Residence for Cause of Illegal Constructive Eviction Requiring Me to "Stand My Ground" In Accordance With the Arkansas Castle Doctrine: Arkansas Code § 608(a) & (b)(1) Physical Force or Deadly Force; or Arkansas Code § 5-2-607(a)(1) & (2) Deadly Force
August 24, 2020	My Demand For \$5,000 Damages as Remedy for (My) Stolen Craftsman Riding Lawn Mower, Plus Tools and Other Equipment From My Tool Shed by Elnora Lindsey and Other Relatives Incidental My Arrest on False Charges in this case for the Two Residential Land Deeds. Timing of the Theft When I was in Jail Implies A Coordinated and Organized Robbery.

<p style="text-align: center;">THE DOCKET FOR <i>Don Hamrick v. Larry Little, Bruce Menser, et al.</i> Case No. 73cv-20-316</p>	
August 24, 2020	<p>Preliminary Questions for Bruce Menser and Larry : “Threatened Illegal Constructive Eviction by “Abuse of Process” With Ulterior Purpose to Obstruct Justice for this Case by Defendants Larry Little and Bruce Menser Multiple Times Already with False Arrests. They Must be Stopped! (Smith McAdams v. Nelson, 501 S.W.2d, 255 Ark. 641 (Ark. 1973)</p> <p>IMMEDIATE COURT ORDER FOR ESTOPPEL DEMANDED</p>
August 31, 2020	<p>NEW EVIDENCE Against Georgia Landowner Larry Little Employing Arkansas Cousin Bruce Menser as His Unlicensed Real Estate Agent be an Uncertified Property Manager of the Property Manager at 322 Rouse Street, Kensett, Arkansas In a Confirmed “Abuse of Process” of Continuing Attempts at Illegal “Constructive Eviction” with the “Ulterior Purpose” to “Obstruct Justice” for this Case.</p>
September 15, 2020	<p>BELATED 5 SUMMONS ISSUED. FULL DISCLOSURE NOTICE ABOUT THIS DELAYED SUMMONS AND COMPLAINT: MAY 13, 2020: The White County Circuit Court Clerk Tami King, did not ask me if I had the Summons with the complaint. She filed the Complaint without a thought for the for the Summons. SEPTEMBER 14, 2020: I used the Summons from Larry Little’s [Counter] Complaint filed September 8, 2020 to prepare the Summons for my Complaint.</p>
October 5, 2020	<p>Letter dated July 6, 2020 to Larry Little and Bruce Menser: NOTICE TO CEASE ENTERING - FURTHER ENTERING (Arkansas Code § 5-39-304)</p>
<p style="text-align: center;">MY COMMENTARY</p> <p>From May 13 to December 14, I filed 20 Court Documents. That makes about 3 documents every month I asked & begged the Court for help. By ignoring my case the judges reduced my status to that of a SLAVE. I now have fortress of a Human Rights Case for the INTER-AMERICAN COMMISSION ON HUMAN RIGHTS (IACHR). This will be my 74th document I have uploaded to my IACHR Docket. UN HUMAN RIGHTS COUNCIL NOW INCLUDED.</p>	

There has been no judicial action in my civil case for ownership of two residential land deeds for cause of Larry Little's and Bruce Menser's criminal activities of **CONSTRUCTIVE EVICTION** through **ABUSE OF PROCESS** with the **ULTERIOR MOTION** to **OBSTRUCT JUSTICE** for my civil case for the two residential land deeds in a criminal conspiracy with his cousin Bruce Menser, former White County Deputy, to conduct a battery of harassment, threats of arrest, coercion, intimidation, and **ACTUAL FALSE ARRESTS** and **MALICIOUS PROSECUTIONS** on **FALSE EVIDENCE**, that induced so much stress on my heart and brain that I suffered a **CONGESTIVE HEART FAILURE** weighing 270 lbs and a week later **Bruce Menser** caused me to have a **Mini-Stroke**, and the next day, a **FULL STROKE**. These events qualify for and justify the criminal charge of **ATTEMPTED MURDER IN THE SECOND DEGREE** against both **LARRY LITTLE** and **BRUCE MENSER**.

I documented most of this criminal activity in my series Motions to this court in this case. But the three judges in this Court, each recused themselves after my series of Motions documenting the escalating criminal activity of **CONSTRUCTIVE EVICTION**, committed **ACTIVE NEGLIGENCE** and **CRIMINAL NEGLIGENCE** (*BLACK'S LAW DICTIONARY*, 11th Ed. (2019), p. 1245.). Those three judges are unwitting accomplices and share liability and perhaps even jail time for their **ACTIVE NEGLIGENCE** and **CRIMINAL NEGLIGENCE BY AIDING AND ABETTING IN THE ATTEMPTED MURDER IN THE SECOND DEGREE OF ME!**

Special Judge Teresa Smith from Carlisle District Court, Lonoke County, for Kensett District Court shares ACTIVE NEGLIGENCE and CRIMINAL NEGLIGENCE BY AIDING AND ABETTING IN THE ATTEMPTED MURDER IN THE SECOND DEGREE OF ME(!) in the Causa Causae Est Causa Causati:

[Latin: "***the cause of a cause is the cause of thing caused.***] (16c.) *Torts*. The principle that the cause of the cause (rather than only the immediate cause) should also be considered as the cause of the effect. *BLACK'S LAW DICTIONARY*, 11th Ed. (2019), p. 272.

This **DOMINO EFFECT OF CAUSALITY** is most effectively applied to disprove **ABSOLUTE IMMUNITY** for judges and prosecutors is **UNCONSTITUTIONAL** as proven by **Pat McPherron, PROOF THAT ABSOLUTE IMMUNITY FROM SUIT IS NOT CONSTITUTIONAL**. July 2011.²³ And **QUALIFIED IMMUNITY** suffered a defeat by the **U.S. SUPREME COURT** in their **Per Curiam Opinion** in *Taylor v. Riojas, et al.* 592 U.S. ____ (2020) decided November 2, 2020. [MY OPINION: That's a Double Whammy against Alexander Hamilton's belief that the Judicial Branch is the least dangerous of the three branches (Federalist Paper No. 78). The cowardice 9 SCOTUS Justices surrendering the **UNITED STATES CONSTITUTION'S GUARANTEE OF A REPUBLICAN FORM OF GOVERNMENT** to Mob Rule by denying President's case of Voter Fraud proved the Judicial Branch really is **THE MOST DANGEROUS**.

BY:

(1) CONSTITUTIONAL LAW

(2) 18 U.S. CODE § 2382 MISPRISION OF TREASON, AND

²³ https://papers.ssrn.com/sol3/papers.cfm?abstract_id=1881347

(3) *CHISHOLM V. GEORGIA*, 2 U.S. 419 at 479 (1793), “*the People are the Sovereign this country*” to say what the Constitution means (THE PEOPLE’S REVIEW) in accordance with the CONSTITUTIONAL LAW LOGIC of *Marbury v. Madison*, 5 U.S. (Cranch) 137 at 176-179 (1803) (JUDICIAL REVIEW) applying the DOCTRINE OF ORIGINAL PUBLIC MEANING, the FIXED MEANING CANON, known as ORIGINALISM

BLACK’S LAW DICTIONARY, 11th Ed. (2019).

I HEREBY NOTIFY JUDGE BROCK:

(1). OF TREASON COMMITTED BY THE CURRENT PRESIDENT JOE BIDEN BECAUSE THE CANDIDATE JOE BIDEN WENT **ULTRA LICITUM**[BEYOND WHAT IS PERMISSIBLE OR LEGAL] IN THE 2020 PRESIDENTIAL ELECTION. THAT ABUSE OF PROCESS DISQUALIFIED CANDIDATE JOE BIDEN FROM BECOMING PRESIDENT FOR DUE CAUSE OF TREASON.

JUDGE BROCK WILL BE COMMITTING MISPRISION OF TREASON & JUDICIAL TREASON AGAINST THE CONSTITUTION (*COHENS v. VIRGINIA*, 19 U.S. 264 at 404 (1821)), IF HE DOES NOTHING TO CLEAN UP THE CORRUPTION IN WHITE COUNTY.

(2). Judge Brock is reminded of the **Principles of Law and Justice** in Footnotes 1, 2, & 3 on Page 1 herein. The Critical Thinking and Occam’s Razor REMEDY for me, devoid of Motivate Skepticisms (Behavioral Psychology) from personal, political, or judicial biases and prejudices will point to the only proper remedy available for me given the circumstances. And that is a 3-part Remedy: (1) Court Order transferring the two contested residential land deeds for 322 Rouse Street, Kensett, Arkansas, 72082 where my mobile home sits. The transfer of the two deeds to my name with the Court Ordered Arrest Warrants for Larry Little of Harlem, Georgia and Bruce Menser of West Point, Arkansas.

That will best secure my Rights and Duties to live in peace WITH MY ENFORCEABLE RIGHT NOT TO BE FRAMED. See Ephraim Unell, ***A RIGHT NOT TO BE FRAMED: PRESERVING CIVIL LIABILITY IN THE FACE OF ABSOLUTE IMMUNITY***, 23 The Georgetown Journal of Legal Ethics 955 (2010). **BUT SEE** Pat McPherron, ***PROOF THAT ABSOLUTE IMMUNITY FROM SUIT IS NOT CONSTITUTIONAL***. July 2011.²⁴ And ***QUALIFIED IMMUNITY*** suffered a defeat by the U.S. SUPREME COURT in their *Per Curiam Opinion* in ***TAYLOR V. RIOJAS, ET AL.*** 592 U.S. ____ (2020) decided November 2, 2020.

FOR JUDGE BROCK, THERE IS NOTHING YOU CAN DO TO AVOID ISSUING YOUR COURT ORDERED REMEDY FOR ME BUT TO ISSUE YOUR SUMMARY JUDGMENT GRANTING THE REMEDY I DEMAND.

²⁴ https://papers.ssrn.com/sol3/papers.cfm?abstract_id=1881347

4. My Demands For Remedy Are:

- (1). Dismiss all charge
- (2). Expunge my record
- (3). Return all bail bonds
- (4). PROVIDE A COPY OF ALL MY EMAIL SENT AND RECEIVED THE WHITE COUNTY JAIL KIOSK SERVER ON A FLASH DRIVE.
- (5). **ARREST WARRANTS FOR BRUCE MENSER & COUSIN LARRY LITTLE**

Based on the information on pages herein and on the **Affidavit for Arrest Warrant for Bruce Menser of West Point, Arkansas and Larry Little**, showing criminal real estate crimes committing an **INTERSTATE CRIMINAL ENTERPRISE OF REAL ESTATE RACKETEERING** through **ILLEGAL CONSTRUCTIVE EVICTION** by **ABUSE OF PROCESS** with the **ULTERIOR PURPOSE** to **OBSTRUCT JUSTICE** in my case at White County Circuit Court as shown on pages 25–31 herein, **WHILE COMMITTING A FRAUD ON THIS COURT WHILE CONDUCTING UNLICENSED REAL ESTATE ACTIVITY** and committing **PERJURY** giving false testimony in **THIS KENSETT DISTRICT COURT**.

- ◆ **FEDERAL 18 U.S. Code § 241 CONSPIRACY AGAINST RIGHTS**
- ◆ **FEDERAL 18 U.S. Code § 242 DEPRIVATION OF RIGHTS UNDER COLOR OF LAW**
- ◆ **Arkansas Code § 17-42-103(13) UNLICENSED REAL ESTATE ACTIVITY;**
- ◆ **Arkansas Code § 17-42-105(a)(1)&(2)(A) IT IS UNLAWFUL TO ENGAGE IN UNLICENSED REAL ESTATE ACTIVITY (I.E. A PROPERTY MANAGER FOR LARRY LITTLE) AS AN INDIVIDUAL. (d) IT IS A CLASS D FELONY.**
- ◆ **Arkansas Code § 5-10-103(a)(1) [ATTEMPTED] MURDER IN THE SECOND DEGREE.** (Class A Felony) against Bruce Menser of West Point and against his cousin Larry Little of Harlem, Georgia (near Augusta)
- ◆ **Arkansas Criminal Code § 5-71-217(b)(1) & (2) CYBERBULLYING. & COERCION**
- ◆ **Arkansas Criminal Code § 5-71-209(b)(1)(A) & (D) HARASSING COMMUNICATIONS.**
- ◆ **Arkansas Criminal Code § 5-13-208. COERCION.**

CULPABLE MENTAL STATES

- **Arkansas Criminal Code § 5-2-202 Culpable Mental States — Definitions “Purposely,” “Knowingly,” “Recklessly,” “Negligently.”**
- **Arkansas Criminal Code § 5-2-402 Liability for Conduct of Another Generally.**
- **Arkansas Criminal Code § 5-2-403 Accomplices.**
- **Arkansas Criminal Code § 5-3-201 Conduct Constituting attempt.**
- **Arkansas Criminal Code § 5-3-201 5-3-202. Complicity.**
- **Arkansas Criminal Code § 5-3-301 Conduct Constituting Solicitation.**
- **Arkansas Criminal Code § 5-3-401 Conduct Constituting Conspiracy.**
- **Arkansas Criminal Code § 5-3-402 Scope of Conspiratorial Relationship.**
- **Arkansas Criminal Code § 5-3-407. Venue for Prosecution.**

5. Court Ordered Transfer of These Two Deeds to My Name for Due Cause All the Way Around!!

Prepared By

Name: Don Hamrick
322 Rouse Street
Kensett, AR 72082

After Recording Return To

SAME AS ABOVE

Space Above This Line for Recorder's Use

COURT ORDERED TRANSFER OF REDEMPTION DEED NO. 86811 AS ARKANSAS GENERAL WARRANTY DEED

STATE OF ARKANSAS
WHITE COUNTT

KNOW ALL MEN BY THESE PRESENTS, that **NO SUM OF MONEY** is involved in this **COURT ORDERED TRANSFER** of this **REDEMPTION DEED NO. 86811** as an **ARKANSAS GENERAL WARRANTY DEED**.

JUDGE DANIEL BROCK of **WHITE COUNTY CIRCUIT COURT** in Searcy, Arkansas (hereinafter known as the "Judge") hereby **TRANSFERS THIS REDEMPTION DEED** as an **ARKANSAS GENERAL WARRANTY DEED** to **DON HAMRICK**, residing at 322 Rouse Street, Kensett, Arkansas, White County (hereinafter known as the "Grantee(s)") all the rights, title, interest, and claim in or to the situated in White County Arkansas to-wit:

SECTION: 8	1. N116' S536' W100' E250' S1/2
TOWNSHIP: 7N	2. SW
RANGE: 6W	3.
ACRES: 000000.360	4.
ADDITION:	5.
CITY: KENSETT	6.
PARCEL NUMBER: 10-01849-000	
ADDRESS: 322 Rouse Street, Kensett, Arkansas	

TOGETHER WITH all the rights, members and appurtenances to the Real Estate in anywise appertaining or belonging thereto.

TO HAVE AND TO HOLD, the tract or parcel of land above described together with all and singular the rights, privileges, tenements, appurtenances, and improvements unto the said Grantees, their heirs and assigns forever.

And said Grantors [**current landowners in default of the Arkansas Caveat Lessee Doctrine**], for said Grantors, their heirs, successors, executors and administrators, covenants with Grantees, and with their heirs and assigns, that Grantors are lawfully seized in fee simple of the said Real Estate; that said Real Estate is free and clear from all Liens and Encumbrances, except as hereinabove set forth, and except for taxes due for the current and subsequent years, and except for any Restrictions pertaining to the Real Estate of record in the Probate Office of said County; and that Grantors will, and their heirs, executors and administrators shall, warrant and defend the same to said Grantees, and their heirs and assigns, forever against the lawful claims of all persons.

IN WITNESS WHEREOF, **Judge DANIEL BROCK** has executed and delivered this General Warranty Deed under seal as of the day and year first above written.

Judge DANIEL BROCK
White County Circuit Court

In Witness Whereof,

Witness's Signature

Witness's Name

Address

City, State & Zip

Witness's Signature

Witness's Name

Address

City, State & Zip

STATE OF ARKANSAS

WHITE COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that _____ whose names are signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, executed the same voluntarily on the day the same bears date.

Given under my hand this ____ day of _____, 20__.

Notary Public

My Commission Expires: _____

Prepared By

Name: Don Hamrick
322 Rouse Street
Kensett, AR 72082

After Recording Return To

SAME AS ABOVE

Space Above This Line for Recorder's Use

COURT ORDERED TRANSFER OF
REDEMPTION DEED NO. 86811 AS ARKANSAS GENERAL WARRANTY DEED

STATE OF ARKANSAS
WHITE COUNTT

KNOW ALL MEN BY THESE PRESENTS, that **NO SUM OF MONEY** is involved in this **COURT ORDERED TRANSFER** of this **REDEMPTION DEED NO. 171507** as an **ARKANSAS GENERAL WARRANTY DEED**.

Judge DANIEL BROCK of **WHITE COUNTY CIRCUIT COURT** in Searcy, Arkansas (hereinafter known as the "Grantor(s)") hereby **TRANSFERS THIS REDEMPTION DEED** as an **ARKANSAS GENERAL WARRANTY DEED** to **DON HAMRICK**, residing at 322 Rouse Street, Kensett, Arkansas, White County (hereinafter known as the "Grantee(s)") all the rights, title, interest, and claim in or to the situated in White County Arkansas to-wit:

SECTION: 8	1. S.D. RVK2, N 95' S 420' W 150' E 250'S 1/2 SW
TOWNSHIP: 7N	2.
RANGE: 6W	3.
ACRES: 0.32	4.
ADDITION: KENSETT OUTLOT	5.
CITY: KENSETT	6.
PARCEL NUMBER: 10-01849-000	
ADDRESS: 322 Rouse Street, Kensett, Arkansas	

TOGETHER WITH all the rights, members and appurtenances to the Real Estate in anywise appertaining or belonging thereto.

TO HAVE AND TO HOLD, the tract or parcel of land above described together with all and singular the rights, privileges, tenements, appurtenances, and improvements unto the said Grantees, their heirs and assigns forever.

And said Grantors [**current landowners in default of the Arkansas Caveat Lessee Doctrine**], for said Grantors, their heirs, successors, executors and administrators, covenants with Grantees, and with their heirs and assigns, that Grantors are lawfully seized in fee simple of the said Real Estate; that said Real Estate is free and clear from all Liens and

Encumbrances, except as hereinabove set forth, and except for taxes due for the current and subsequent years, and except for any Restrictions pertaining to the Real Estate of record in the Probate Office of said County; and that Grantors will, and their heirs, executors and administrators shall, warrant and defend the same to said Grantees, and their heirs and assigns, forever against the lawful claims of all persons.

IN WITNESS WHEREOF, **Judge DANIEL BROCK** has executed and delivered this General Warranty Deed under seal as of the day and year first above written.

Judge DANIEL BROCK
White County Circuit Court
In Witness Whereof,

Witness's Signature

Witness's Signature

Witness's Name

Witness's Name

Address

Address

City, State & Zip

City, State & Zip

STATE OF ARKANSAS

WHITE COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that _____ whose names are signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, executed the same voluntarily on the day the same bears date.

Given under my hand this ____ day of _____, 20__.

Notary Public

My Commission Expires: _____

6. Tenth Amendment Power Reserved to the People Themselves to Deliver an Arrest Warrant Directly to a Judge.

Chisholm v. Georgia, 2 U.S. 419 at 479 (1793), “*the People are the Sovereign this country*” to say what the Constitution means (THE PEOPLE’S REVIEW) in accordance with the CONSTITUTIONAL LAW LOGIC of *Marbury v. Madison*, 5 U.S. (Cranch) 137 at 176-179 (1803) (JUDICIAL REVIEW) applying the DOCTRINE OF ORIGINAL PUBLIC MEANING,❶ the FIXED MEANING CANON,❶ known as ORIGINALISM❶ to declare a private citizen submitting an AFFIDAVIT FOR ARREST WARRANTS directly to a judge, bypassing the corrupt prosecuting attorneys who previously refused to submit an affidavit to the judge on the suspicion and belief the county government is corrupt, is a **TENTH AMENDMENT POWER RESERVED TO THE PEOPLE THEMSELVES** as part of the checks and balance system of our constitutionally guaranteed **REPUBLICAN FORM OF GOVERNMENT**.

❶ *BLACK’S LAW DICTIONARY*, 11th Ed. (2019).



7. Criminal Charges For Larry Little & Bruce Menser: Attempted Murder in the Second Degree

DEFENDANT NO. 1 LANDLORD & RELATIVE LARRY LITTLE 6368 Browns Road Harlem, GA 30814 LONG-ARM STATUTE: Arkansas Code 16-4-101(A) Personal Jurisdiction of Arkansas Courts	DEFENDANT NO. 2 PROPERTY MANAGER & COUSIN TO LARRY BRUCE MENSER (Address Not Known To Me) (Former White County Sheriff Deputy) Phone (501) 230-6149
---	---

◆ = A Crime; ● = Mens Rea

ATTEMPTED MURDER IN THE SECOND DEGREE

- ◆ Arkansas Crim. Code § 5-10-103(a)(1) [ATTEMPTED] MURDER IN THE SECOND DEGREE. (Class A Felony)
- ◆ FEDERAL CRIME 18 U.S. CODE § 241 Conspiracy Against Rights.
- ◆ FEDERAL CRIME 18 U.S. CODE § 242 Deprivation of Rights Under Color of Law
- ◆ FEDERAL CRIME 18 U.S. CODE § 245 Federally Protected Activities. (*I lost employment opportunity as a 2020 Census Taker because of the defendants.*)

Larry Little Almost Killed Me By Stress From His Harassing Emails That Put Me In The V.A. Hospital, Washington. DC For a Week.

In May 2019 I was in Fairfax, VA near Washington, DC to print 17 copies of my appeal to the U.S. Supreme Court and file it with the court. On Monday, May 27, 2019 I started breathing heavy and wheezing after walking about 50 feet. On Tuesday, May 28, 2019 I was breathing heavy but no wheezing. On Wednesday, May 29, 2019, I was sitting at my laptop, well rested, polishing my appeal on my laptop at a FedEx near Fairfax, VA when I started breathing heavy and wheezing. I realized something was seriously wrong with me. HWY 50 is a straight drive to Washington, DC. I drove straight to the VA Hospital's Emergency Room in Washington DC. I checked myself in. I was admitted to the hospital that Wednesday.

I was diagnosed experiencing the early onset of a "silent heart attack" caused by fluid in my lungs, lower legs, and everywhere else. I am fine today. I will be taking a Stress Test Monday. Then I will be leaving the hospital. I can then get my appeal printed and filed and I will return to Arkansas. My discharge was delayed a day because I had to have a stent put in my heart.

Hateful harassment adds stress on the heart. Larry Little has harassed me by email for about six years because I will not kowtow to his arrogant pathological narcissistic behavior with his condescending superiority complex. My defiance offends his ego. He never stops harassing me. He manipulated my mother over the years to yell at me. Larry Little's behavior makes him a "dirty rat bastard."²⁵ Larry has been harassing me by email for years. He is a pathological liar.

I have nailed him many times lying in his emails. Larry Little's email harassment puts stress on my heart and that stress hit me last in May 2019 landing me in the VA Hospital in Washington, DC. Larry even reported to the police I stole my mother's car when I went on a road trip to deliver my Petition for Writ of Certiorari to the U.S. Supreme Court. But I proved to the police while Patsy's name is on the car title, I made all the car payments and all the insurance payments. I am a co-owner.

◆ **Arkansas Criminal Code § 5-54-102(a)(1) OBSTRUCTING GOVERNMENTAL OPERATIONS. (TWO COUNTS)**

(COUNT 1) Using a NOTICE TO VACATE (Civil Process) as a Device to Obstruct Justice (Crime) in *Don Hamrick v. Larry Little, Bruce Menser, et al.*, White County Circuit Court, Case No. 73CV-20-316, filed May 134, 2020. Challenging the two deeds owned by Larry Little and others of his relatives for not only neglecting but abdicating his duty to care and maintain (i.e., clean up the trash dump of the wooded section of the property for 40-years on the basis that the right to own land has a corresponding duty to care and maintain that land The right to own land is not an entitlement to abandon the duty to own land.

(COUNT 2) The Arkansas Department of Environmental Quality Letter of Compliance to clean remove the solid waste from the wooded section of the property that had grown to become a hybrid between an Amazon jungle and a Louisiana swamp. Bruce Menser stepped in showboating as Larry Little's Property Manager with his master manipulator's arsenal of manipulation tactics to put the focus on himself as the do-gooder for ADEQ and insinuate that I am a problem resident. Bruce Menser barely did the minimum cleanup leaving the majority of the solid waste and trash behind that was buried and hidden by 40 years of overgrown vegetation. I continued my moral duty to comply with ADEQ's Letter of Compliance by continuing with my cleanup referring to it as my Land Reclamation Project from 40 years of neglect caused by the Deed Owners abandoned the duty to provide care and maintenance for their land.

I am Challenging the Constitutionality of the Arkansas Caveat Lessee Doctrine in my case, *Don Hamrick v. Larry Little, Bruce Menser, et al.*, White County Circuit Court, Case No. 73CV-20-316, filed May 134, 2020.

²⁵ *MCGRAW-HILL'S DICTIONARY OF AMERICAN SLANG AND COLLOQUIAL EXPRESSIONS*. An extremely despicable, untrustworthy, immoral person. A really wretched or despised person. (Rude and derogatory.)

8. Criminal Charges For Elnora Lindsey: Theft Of Property By Deception Of My Craftsman Riding Lawn Mower.

IN RE: INCIDENT REPORT #20-01915; DATED JULY 15, 2020

A. Disputing the False Incident Report:

Officer Matthew Stated in the last paragraph on Page 3:

"MRS. LINDSEY IS HIS SISTER that the lawn mower WAS NOT TECHNICALLY STOLEN. I informed him that THIS IS A CIVIL ISSUES."

B. Despite What Officer Mathew Falsified This Is A Criminal Matter:

Elnora Lindsey is the sister of Larry Little of Harlem, Georgia and Gary Little, all three are deed owners to the residential land at 322 Rouse Street, Kensett, Ark.

C. I CRIMINALLY CHARGE Elnora Lindsey with ARK. CODE § 5-36-103(A)(2) THEFT OF PROPERTY BY DECEPTION of my Craftsman Riding Lawn Mower.

Elnora Lindsey claims she gave my Riding mower to granddaughter Bianca (last name not known to me). She is the daughter of Sherry Shockley, (10 Grace Court, Searcy). If Bianca does have my Riding Mower I want her charged with receiving stolen property or whoever the mower was passed on to down the chain of possession.

The theft is related to **Larry Little & Bruce Menser as defendants in *Don Hamrick v. Larry Little, (brother) Garry Little, (sister) Elnora Lindsey, and (cousin) Bruce Menser (for White County Deputy)***, White County Circuit Court, Case No. 73CV-20-316, filed May 13, 2020 challenging the right and duty to own two residential land deeds related to my residential mobile home at 322 Rouse Street, Kensett, Ark for due cause of **Larry Little and cousin Bruce Menser, fake Property Manager** for Larry Little committing the **interstate conspiracy of Constructive Eviction** against me as a criminal act of **Obstruction of Justice** for my case noted above that in itself completes the requisite elements for **Abuse of Process**. The interstate conspiracy (**18 U.S. Code § 241 Conspiracy Against Rights and 18 U.S. Code § 242 Deprivation of Rights Under Color of Law**) **of the theft of my riding lawn mower is FEDERAL JURISDICTION.** **I want Elnora Lindsey charged accordingly as provided by State and Federal laws. And I want my riding lawn mower returned by search warrant based on this Affidavit.**

D. Description of Place to be Searched:

The Residence of Elnora Lindsey at 102 Ranes Road #29, Judsonia, Arkansas 72081. The ActDataScout.Com Real Estate Map below with the red circle shows the location where the riding mower is most likely to be. **The mower is to be seized and returned to Don Hamrick at 322 Rouse Street, Kensett, Arkansas, 72082.**

Furthermore, I was James Hays and Patsy Hays family-based, live-in caregiver for six years. Patsy and James Hays and I lived on Larry Little's (of Harlem, Georgia) property at 322 Rouse Street on a Verbal Agreement (**A PAROLL CONTRACT, *Black's Law Dictionary***) to live rent-free for the rest of their lives because James Hays was Larry Little's stepfather and Patsy Hays was his wife.

In ***Don Hamrick v. Larry Little and Bruce Mensor***, White County Circuit Court, Case No. 73CV-20-316, filed May 13, 2020, **a case challenging the ownership of two residential land deeds** in addition to **challenging the constitutionality of the Arkansas Caveat Lessee Doctrine** as unconstitutional on its face and as applied to the life-time rent-free **Paroll Contract** described above. There is no provision in the **2014 Arkansas Landlord/Tenant Handbook** or in **Arkansas Code § 18-16-110** for the **rights and duties between family members in a paroll contract** and **their related Landlord** living in another State.

On page 2 of the **2014 Arkansas Landlord/Tenant Handbook** it states: **"The caveat lessee doctrine dose not give the owner a license to violate the law."**

But that is exactly what the owners **Larry Little of Harlem, Georgia**, and **Elnora Lindsey (Priss)**, and non-owner, **cousin Bruce Mensor**, did. They are commit crimes of **illegal Constructive Eviction** against me any way they can , even false arrest.

I did have the **Affidavit for Arrest Warrants** against **Larry Little of Harlem, Georgia** and **Bruce Mensor of West Point or Searcy, Arkansas** with the **White County Prosecutor**, but because Prosecutor Rebecca McCoy's uncooperativeness by not providing timely requests for updates and the **question of Federal Jurisdiction** on the basis of **Larry Little of Harlem, Georgia**, and his sister, Elnora Liondsey (Priss) living in Judsonia, Arkansas **I withdrew my Affidavit to prepare a new Federal Affidavit for Arresrt Warrants on State and Federal Criminal Charges to for the 'then' U.S. Attorney Cody Highland to include the State crime of Attempted Murder in the 2nd Degree**. Due to recent developments I asked Prosecutor Rebecca McCoy to reinstate the Affidavit for Arrest Warrants. She never did.

The **Search Warrant remains attached to Don Hamrick v. Larry Little and Bruce Mensor, White County Circuit Court, Case No. 73CV-20-316, filed May 13, 2020** because the theft of my riding mower by deception is associated with that case. I filed a Motion in that case for \$5,000 damages for the theft of the mower to buy a new riding mower.

E. THE PROBABLE CAUSE STATEMENT FOR THE SEARCH WARRANT AND THE ARREST WARRANT:

The Riding mower belongs to me through an inheritance even though no Last Will and Testament was made by **Patsy Hays (my mother)**. There is no Estate in James and Patsy Hays name registered at the White County Probate Court.

Filed \$5,000 Damages.

THEFT BY DECEPTION
Elora Lindsey (Priss)
102 Ranes Road, Box 29
Judsonia, AR 72081

Stated she gave my
mower to Bianca. If
true, Bianca received
stolen property. Will
file that charge if true.

Bianca Shockley
135 N. Sawmill Road
Searcy, AR 72143

Sherry Shockley
8 Grace Court
Searcy, AR 72143



CRAFTSMAN		
Description	Part #	Stock #
42" SP 3N1 (2) Blade	422719	
Ground Drive Belt	125907X	
Primary Mower Belt	429636	
Air Filter	793589	
Pre-Cleaner	793685	
Spark Plug	RC12YC	85871
Oil Filter	696854	33935
Fuel Filter	691035	33940
Keys	411932	
Battery	230 CCA	
Oil Capacity (oz)	48 oz	

9. ATTEMPTED MURDER IN THE 2nd DEGREE BY CYBERBULLYING Charge Against Larry Little and Bruce Menser

Larry Little and Bruce Menser's harassment is my justification to file the criminal charge of **Attempted Murder in the Second Degree, Arkansas Code § 5-10-103(a)(1) & (2): "A person [attempts to] commit murder in the second degree if (1) The person [knowingly or should have known his harassment of the victim in a weakened medical condition just one week out of the V.A. hospital in Washington, DC is an] attempt to cause the death of another person under circumstances manifesting extreme indifference to the value of human life; or (2) With the purpose [to] cause serious physical injury to another person, [the offender knew or should have known his harassment could] cause the death of any person [in a weakened medical condition just one week out of the V.A. hospital in Washington, DC]**

"over him not moving from the property." I reiterate the fact that both Larry Little and Bruce Menser are Malignant Narcissists proven by their own behavior that includes

ARKANSAS CODE
TITLE 5 CRIMINAL OFFENSES
SUBTITLE 5. OFFENSES AGAINST THE ADMINISTRATION OF GOVERNMENT
CHAPTER **54 OBSTRUCTING GOVERNMENTAL OPERATIONS**
SUBCHAPTER 1 — GENERAL PROVISIONS

Arkansas Code § 5-54-122(c)(1)(A)(B)(C)(D)&(E)
FILING FALSE REPORTS WITH LAW ENFORCEMENT AGENCY:

(A) The alleged criminal wrongdoing is a **capital offense**, Class Y felony, Class A felony, or Class B felony;

Class Y felonies are the most serious crimes in Arkansas not punishable by death. A conviction for a Class Y felony can result in a prison term of ten to 40 years or life. Statutory rape is an example of a class Y felony. (Ark. Code §§ 5-4-201, 5-4-401 (2019).)

[<https://www.criminaldefenselawyer.com/resources/criminal-defense/felony-offense/arkansas-felony-class.htm>]

Class A felonies in Arkansas are punishable by six to 30 years' imprisonment and a fine of up to \$15,000. Possession of between ten and 200 grams of cocaine with the intent to deliver is an example of a Class A felony. (Ark. Code §§ 5-4-201, 5-4-401 (2019).) [ib.]

Class B Felony is five to 20 years in prison and a fine of up to \$15,000. Intentionally using a **[deadly weapon to cause serious injury]*** to a family member (domestic battering in the first degree) is a Class B felony. (Ark. Code §§ 5-4-201, 5-4-401 (2019).) [ib.]

* I construe **Stress from Cyberbullying** as a **"deadly weapon to cause serious injury"** (Arkansas Code 5-71-217(b)): "A person commits the offense of **cyberbullying** if:

➔ (1) He or she transmits, sends, or posts a communication by electronic means with the purpose to **frighten, coerce, intimidate, threaten, abuse, or harass another person**; and

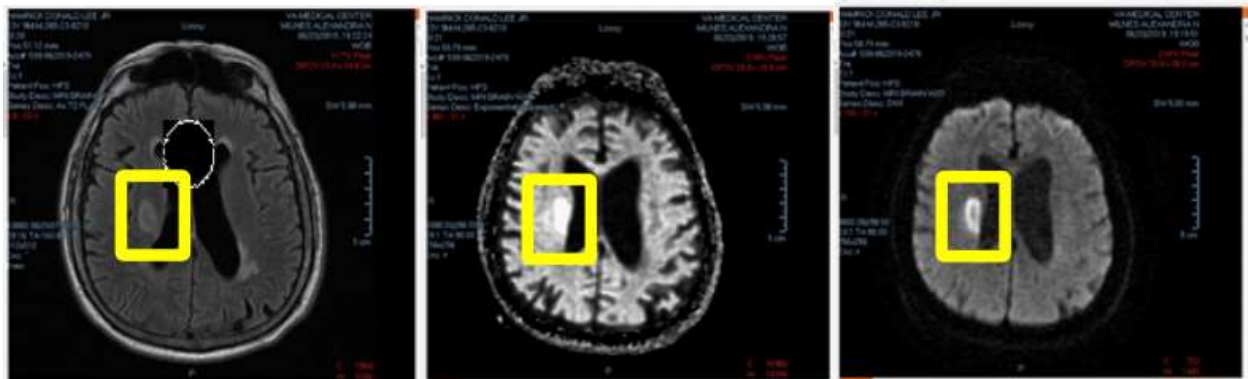
➔ (2) **The transmission was in furtherance of severe, repeated, or hostile behavior toward the other person.”**

~~**Class C felony** is punishable by three to ten years in prison and a fine of up to \$10,000. Theft of property worth \$5,000 to \$25,000 is a Class C felony. (Ark. Code §§ 5-4-201, 5-4-401 (2019).)~~

Class D felonies are the least serious felonies in Arkansas, punishable by up to six years in prison and a fine of up to \$10,000. **Aggravated Assault is an example of a Class D felony.** (Ark. Code §§ 5-4-201, 5-4-401 (2019).) **{I prefer and insist on the charge of Attempted Murder in the 2nd Degree.} [lb.]**

➔ (B) The law enforcement agency or prosecuting attorney’s office to whom the false report is made has expended in excess of five hundred dollars (\$500) in order to investigate the false report, including the costs of labor;

➔ (C) **Physical injury results** to any person as a result of the false report; **{I suffered a congestive heart failure, a mini-stroke, a full stroke.} MY MRI SCAN BY THE VA HOSPITAL LITTLE ROCK:**



➔ (D) **The false report is made in an effort by the person filing the false report to conceal his or her own criminal activity; or**

➔ (E) **The false report results in another person being arrested.**

② has been served with an eviction notice by Mr. Menser.

10. CONSTRUCTIVE EVICTION IN THIS CASE IS **RETALIATORY CONSTRUCTIVE EVICTION** (18c) “An eviction — **NEARLY ALWAYS ILLEGAL** —commenced in response to a tenant’s complaints or involvement in activities with which the landlord does not agree with.” **BLACK’S LAW DICTIONARY** 11th Ed. (2019) p. 697.

I am **NOT** a **TENANT** but I am an **INVITEE** on an **INHERITED PAROL CONTRACT (VERBAL AGREEMENT)** to **LIVE RENT-FREE FOR THE REST OF MY LIFE** as a **FAMILY-BASED CAREGIVER** to which there is **NO PROVISION IN TITLE 18 PROPERTY** of the **ARKANSAS CODE TO LIVE RENT-FREE FOR LIFE.** **THE ARKANSAS CAVEAT LESSEE DOCTRINE IS UNCONSTITUTIONAL.**

**11. ARKANSAS CODE, TITLE 18 PROPERTY, CHAPTER 17
ARKANSAS RESIDENTIAL LANDLORD-TENANT ACT OF 2007;
CHAPTER 16 LANDLORD AND TENANT; SUBCHAPTER 7 —
LANDLORD REMEDIES: MY CONCLUSION OF LAW =
UNCONSTITUTIONAL**

**A. There are no remedies for Larry Little under Title 18 Property
for several reasons.**

THE MOST IMPORTANT REASON IS:

The verbal agreement (**PAROL CONTRACT**) he made with his adopted stepfather, James Hays, and his wife, Patsy Ann Hays, my mother, makes Larry Little's malignantly narcissistic multiple **RETALIATORY EVICTION** attempts before and so soon after my mother's passing before I even had time to get my mother's bronze grave marker from the Veterans Administration is confirming Larry Little's malignant narcissism makes him a mentally disturbed person and his hate-motivated **RETALIATORY EVICTION** attempts are multiple **BREACHES OF CONTRACT** of the **PAROL CONTRACT (VERBAL AGREEMENT)**.

Being a "family-based caregiver for 6 years to my mother and Larry Little's adopted step-father means I have the vested right to inherit the **PAROL CONTRACT** under the **VESTED-RIGHTS DOCTRINE** because I am a **LIFE-TIME INVITEE BY INHERITANCE OF THE PAROL CONTRACT AND NOT A TENANT**.

Black's Law Dictionary, 11th ed. (2019) defines **VESTED-RIGHTS DOCTRINE** as (1924) *Constitutional Law*. "The rule that the legislature cannot take away a right that has been vested a social compact or by court's judgment; esp., the principle that it is beyond the province of Congress to reopen a final judgment issued by an Article III court. — Also termed *doctrine of vested rights*."

"The **doctrine of vested rights** most often found expression in the early national era by its infusion into the obligation of contracts clause of Article I, Section 10, of the Constitution. It was in this connection that **the doctrine** achieved its most positive and specific limitations upon legislative authority. *Vanhome's Lessee v. Dorrance* (1795) [2 U.S. 304], wherein Justice Paterson condemned a Pennsylvania statute as a violation of the '**primary object of the social compact**,' the protection of property, under **the contract clause**. It will be recalled that **the doctrine** was again identified with **the contract clause** in *Fletcher v. Peck* (1810)[10 U.S. 87] and in *Dartmouth College v. Woodward* (1819)[17 U.S. 518]. And again in *Terret v. Taylor* (1815) [13 U.S. 43] a case involving Virginia's to take certain lands of the disestablished Episcopal Church, Justice Story discoursed at length upon

the doctrine of vested rights, which he identified with the contract clause in imposing limitation upon the state's legislative authority. In brief, in the early nineteenth century the contract clause played somewhat the same role in the embodiment of the doctrine of rights as the due process was to play after 1890. Alfred H. Kelly & Winfred A. Harbison, *THE AMERICAN CONSTITUTION* 471 (5th ed. 1976).

Larry Little resorting to **Retaliatory Eviction** through **Constructive Eviction** an Abuse of Process with the Ulterior Motive to illegally and unconstitutionally strip me of my VESTED RIGHTS by Obstructing Justice in my civil case against him in *Don Hamrick v. Larry Little and Bruce Menser*, White Count Circuit Court, No. 73CV-20-316, filed May 13th, 2020. Larry Little's counter suit, *Larry Little v. Donald Hamrick*, White County Circuit Court, No. 73CV-20-535 filed September 8, 2020, 4-months after I filed my civil case.

B. Mandatory Judicial Notice Of Adjudicative Facts

In Larry Little's Complaint he appears to use a skeleton bare bones template with no case law or statutes supporting his emotional arguments. In paragraph 14 of his Complaint he states: "Pursuant to Ark. Code Ann. § 16-22-308, the Plaintiff is entitled to an award for his costs and attorney's fees."

ARK. CODE § 16-22-302 COMPENSATION GOVERNED BY CONTRACT states:

"The compensation of an attorney at law, solicitor, or counselor for his services is governed by agreement, expressed or implied, which is not restrained by law."

As I read that an unrepresented plaintiff is not entitled to attorney's fees. If my interpretation is correct then Larry Little attempted another "**fraud upon the court.**"

While everyone has the right to represent themselves in court as Larry Little's Complaint proves is does not have an attorney to represent him as indicated on page 3 of his Complaint: "Document prepared by Larry Little, Owner."

I never researched the question whether an unrepresented plaintiff has the right to claim attorney's fees and costs, especially when they commit a **Fraud Upon the Court!** See page 5 of the Complaint, Bruce Menser, former White County Deputy, and cousin to Larry Little from Harlem, Georgia, signed the **NOTICE TO VACATE** as Landlord/Property Manger. **THAT IS THE FATAL FLAW TO THE COMPLAINT!**

C. 2014 The Arkansas Landlord/**TENANT** Handbook

GLOSSARY OF STANDARD LEASE/RENTAL AGREEMENT TERMS AND CLAUSES

NOTICE TO VACATE. A legal notice requiring a **TENANT** to remove himself or herself and all removable possessions from a **RENTED PROPERTY** within a stated period of time or upon a specified day and

date, and to deliver the property to the owner or agent or to a designated successor.

As I stated in the Text Box on page 56, **I am not a TENANT. MY MOBILE HOME IS NOT LARRY LITTLE'S RENTAL PROPERTY. I OWN THAT MOBILE HOME. I AM AN INVITEE ON AN INHERITED PAROL CONTRACT (VERBAL AGREEMENT) TO LIVE RENT-FREE FOR THE REST OF MY LIFE AS A FAMILY-BASED CAREGIVER TO WHICH THERE IS NO PROVISION IN TITLE 18 PROPERTY OF THE ARKANSAS CODE TO LIVE RENT-FREE FOR LIFE AS A VESTED RIGHT AS A FAMILY-BASED CAREGIVER ON AN INHERITED PAROL CONTRACT.**

D. The Arkansas Caveat Lessee Doctrine is Unconstitutional.
LEGAL LATIN MAXIM: BLACK'S LAW DICTIONARY 11th Ed. (2019) p. 2106 #3022.
Stabit praesumptio donec probetur in contrarium. "A presumption will stand until proof is given to the contrary."

Bruce Menser does not own the deed to the land where my mobile home sits. He cannot sign anything as the landlord to the property. Signing the **NOTICE TO VACATE** as Landlord/Property Manager is criminal fraud. On top of that crime he signed the **NOTICE TO VACATE** as Property Manager. That makes it a **Double-Whammy Criminal Fraud** because Bruce Menser is NOT a licensed real estate agent. And he needs a real estate license to be a Property Manager. See page 37, *2014 THE ARKANSAS LANDLORD/TENANT HANDBOOK* for the definition of "Certified Property Manager.

ARKANSAS CODE § 17-42-103(13) DEFINITION: "UNLICENSED REAL ESTATE ACTIVITY" means offering or engaging in any practice, act, or operation set forth in subdivision (10) of this section without a valid active Arkansas license issued by the commission.

ARKANSAS CODE § 17-42-105. Violations and Criminal Sanctions.

(a) **It is unlawful to:**

(1) **Engage in unlicensed real estate activity; or**

(2) **Violate this chapter:**

(A) **Individually;** or

(B) As an officer, agent, or member of a firm, corporation, partnership, copartnership, association, limited liability company, or other entity by participating in or being an accessory to a violation of this chapter by the firm, corporation, partnership, copartnership, association, limited liability company, or other entity.

- (b) **A commissioner of the Arkansas Real Estate Commission, the Executive Director of the Arkansas Real Estate Commission, a commissioner's designee, the executive director's designee, or any licensee residing in the county where the violation occurs may by affidavit institute criminal proceedings for a violation of this chapter without filing a bond for costs.**
- (c) **The prosecuting attorney for each county shall prosecute any violation of this chapter that occurs in his or her county.**
- (d) **A violation of this chapter is a CLASS D FELONY**
-

E. Larry Little & Bruce Menser Committed Federal Civil Rights Crimes

(1). Conspiracy Against my Rights and Duties & Deprivation of Rights and Duties Under Color of Law.

Bruce Menser conspired with Larry Little to commit the Conspiracy Against my Rights and Duties (28 U.S. Code § 241) to Deprived me of my Rights and Duties Under Color of Law (28 U.S. Code § 241) disguised as Larry Little's unlicensed Property Manager

“CERTIFIED PROPERTY MANAGER® (CPM®). The professional designation conferred by the Institute of Real Estate Management (IREM) of the NATIONAL ASSOCIATION OF REALTORS on individuals who fully comply with the professional standards as specified by the Institute.”

p. 38. GLOSSARY of the 2014 The Arkansas Landlord/TENANT Handbook
CONSTRUCTIVE EVICTION. Occurs when an owner creates or allows to exist a condition that makes the leased premises unfit for its intended use or hazardous for occupancy.

BLACK'S LAW DICTIONARY 11th Ed. (2019) p. 697. RETALIATORY CONSTRUCTIVE EVICTION (18c) “An eviction — NEARLY ALWAYS ILLEGAL — commenced in response to a tenant's complaints or involvement in activities with which the landlord does not agree with.”

(2) My Rights and Duties

THE VESTED RIGHT to inherit the PAROL CONTACT Guaranteeing a life-time Rent-Free Residence after 6-years as a FAMILY-BASED CAREGIVER for the landlord's (Larry Little) Stepfather James Hays and his wife, Patsy Hays, my mother, {I am now age 65, on a V.A. Non-Service Connected Disability Pension, Medicare, and Social Security Income}, while fighting Larry Little's illegal RETALIATORY CONSTRUCTIVE

EVICT through **ABUSE OF PROCESS** with the **ULTERIOR MOTIVE** to **OBSTRUCT JUSTICE** for my **CIVIL CASE** challenging the ownership of two residential land deeds where my mobile home sits because of his criminal activity to illegally evict me from the property because of his hatred of me because he is a **MALIGNANT NARCISSIST** who cannot tolerate people he cannot control (**matching his behavior with the AMERICAN PSYCHIATRIC ASSOCIATION, DIAGNOSTIC AND STATISTICAL MANUAL OF MENTAL DISORDERS (DSM5)**).

LEGAL LATIN MAXIM: BLACK'S LAW DICTIONARY 11th Ed. (2019) p. 1946 #129 **A Jure Suo Cadunt. "They fall from their right." • That is, they lose their right.** {... The three residential land deed owners, Larry Little, his brother Gary Little and his sister Elnora Lindsey who stole my riding lawnmower by deception, where my mobile home sits; and the deed owners of thde "no access" undeveloped wooded parcel of land adjoining the residential land where my mobile sits, Larry Little and his wife Bonnie Little forfeit their right to own their deed for due cause of criminal activity of Larry Little and his sister Elnora Lindsey.}

BLACK'S LAW DICTIONARY 11th Ed. (2019) p. 408. **PAROL CONTRACT** (18c.) 1. A contract or modification of a contract that is not in writing or is only partially written. — Also termed *oral contract*; *parol agreement*; (loosely) *verbal contract*. 2. At common law, a contract not under seal, although it could be in writing. — Also termed *informal contract*; *simple contract*. See PAROL-EVIDENCE RULE.

LEGAL LATIN MAXIM: BLACK'S LAW DICTIONARY 11th Ed. (2019) p. 1995 #2154. **Pacta dant legem contractui. "Agreements give law to the contract."**

(3) GLOSSARY of the 2014 The Arkansas Landlord/**TENANT** Handbook

p. 45 **INVITEE**. A person is an invitee on land of another if (1) he enters by invitation, express or implied, (2) his entry is connected with the owner's business or with an activity the owner conducts or permits to be conducted on his land and (3) there is mutuality of benefit or benefit to the owner. **{Family-Based Caregiver for 6-years for Larry Little's adopted stepfather and his wife—my mother}** I am NOT a Tenant.

That is EXACTLY why the Arkansas Caveat Lessee Doctrine (CHAPTER 17 ARKANSAS RESIDENTIAL LANDLORD-TENANT ACT OF 2007) and the 2014 THE ARKANSAS LANDLORD/TENANT HANDBOOK are UNCONSTITUTIONAL. There are no provisions for an INVITEE FAMILY-BASED CAREGIVER INHERITING A RENT-FREE FOR LIFE PAROL CONTRACT.

(b) BLACK'S LAW DICTIONARY 11th Ed. (2019) p. 991.

INVITEE. (1837) is “Someone who has an express or implied invitation to enter or use another’s premises, . . .”

(c) 2014 The Arkansas Landlord/**TENANT** Handbook. p. 1-2

Arkansas law recognizes an **IMPLIED COVENANT OF QUIET ENJOYMENT** in every lease agreement regardless of if such covenant is expressly stated in the lease agreement. **To the extent an owner performs conduct that effectively deprives a tenant of the use and benefit of the premises then such conduct may amount to a CONSTRUCTIVE EVICTION.** The owner’s conduct must be such that it will prevent the tenant’s use of the premises for the particular purposes for which it was leased. The specific conduct arising to the level of a **CONSTRUCTIVE EVICTION** depends on the facts and circumstances of each case, but if a **CONSTRUCTIVE EVICTION** results the tenant may be justified in abandoning the premises as well as ceasing to pay rent.

THE CAVEAT LESSEE DOCTRINE DOES NOT GIVE THE OWNER A LICENSE TO VIOLATE THE LAW.

GLOSSARY

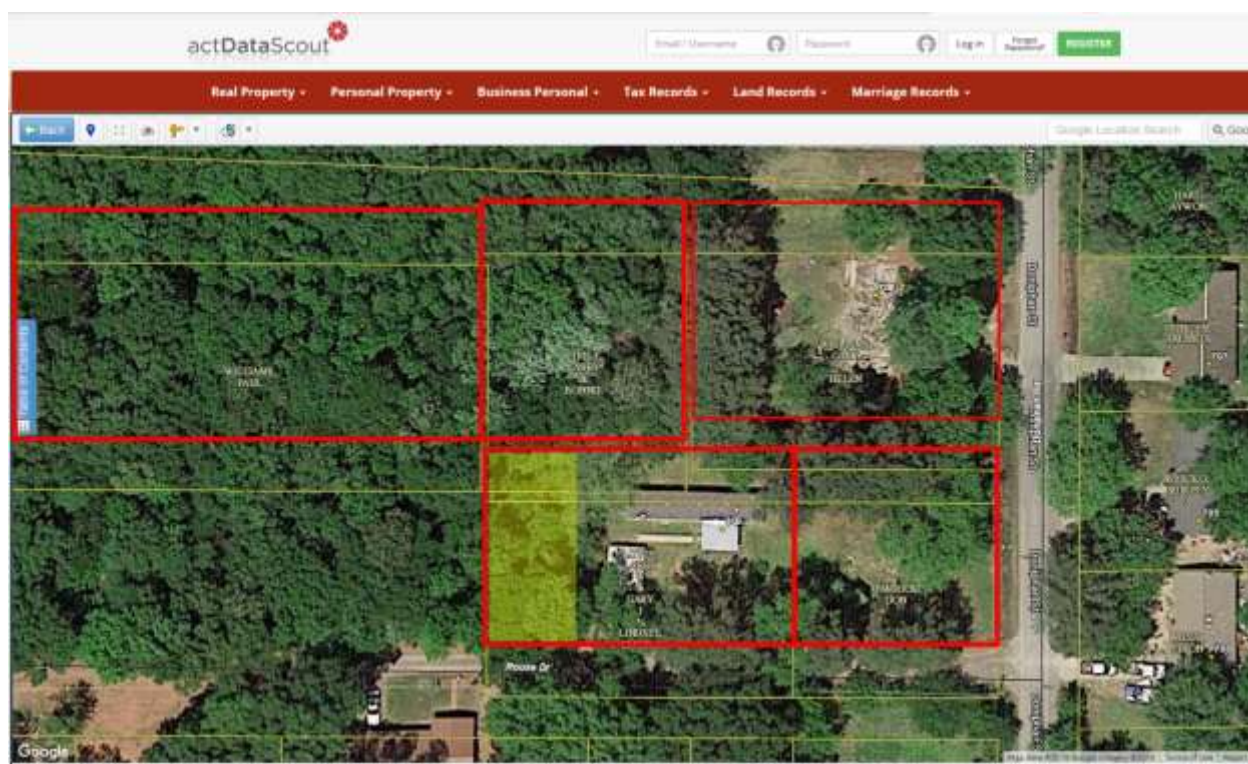
ABSURDITY DOCTRINE. “The principle that a provision in a legal instrument may be either disregarded or judicially corrected as an error (esp. when the correction is textually simply) if failing to do so would result in a disposition that no reasonable person could approve.” BLACK’S LAW DICTIONARY 11th Ed. (2019) p. 12.

E. Bruce Menser and Larry Little Obstructing Government Operation

③ (from p. 63) **Obstructing Government Operations with a lawsuit he had on Mr. Menser and the land owner Mr. Larry Little in White County Circuit Court.**

Reiterating this paragraph from page 68: “Larry Little resorting to **Retaliatory Eviction** through **Constructive Eviction** an Abuse of Process with the Ulterior Motive to illegally and unconstitutionally strip me of my VESTED RIGHTS by Obstructing Justice in my civil case against him in *Don Hamrick v. Larry Little and Bruce Menser*, White County Circuit Court, No. 73CV-20-316, **filed May 13th, 2020**. Larry Little’s counter suit,

Larry Little v. Donald Hamrick, White County Circuit Court, No. 73CV-20-535 filed September 8, 2020, 4-months after I filed my civil case.”



The ADEQ Letter on the next page was ADEQ’s Response to my Complaint about Larry Little’s illegal trash dump in his wooded section (yellow rectangle) of the property. While ADEQ tasked me with the clean-up Bruce Menser harassed, coerced, intimidated, and threatened me with arrests to prevent me from conducting the clean-up as ADEQ ordered me to do. Multiple times Bruce Menser had Kensett and Judsonia Police at my residence ready to arrest me. Bruce Menser used his status as a former White County Deputy to enlist Kensett and Judsonia to have me arrested two or three times. I was forced to call in White County Sheriff Deputies as my insurance of interagency fairness from a mob mentality lynching of a false arrest. It didn’t work on the occasions I did get falsely arrested.

Because Bruce Menser is a malignant narcissist I observed his behavior as he interacted with the Triad of officers. Bruce Menser clearly enjoyed the attention he got. Being the center of attention is a psychological drug addiction for a malignant narcissist. I was clearly at a disadvantage. Bruce Menser’s bullish scheme of Motivated Skepticism successfully influenced the Triad of officers that I was the offender all the while concealing the fact that I he is the criminal master manipulator creating chaos out of nothing. Bruce Menser needs court-ordered psychiatric therapy and counselling sessions.

④ (from p. 63) **the affidavit process at the time of this report.**

I filled my **Affidavit for Arrest Warrant** with White County Prosecutor Rebecca McCoy **charging Bruce Menser and Larry Little with Attempted Murder in the 2nd Degree by Stress-Enduced Congestive Heart Failure, a mini-Stroke, and then a full-Stroke**, caused by Bruce Menser and Larry Little's tag-team harassment, coercion, intimidation and threats of arrests amounting to **psychological warfare** by two malignant narcissist cousins. **Rebecca McCoy refused to provide me with updates to my repeated requests for updates on my Affidavit for Arrest Warrants.**

I filed a complaint of **Unlicensed Real Estate Activity** against Bruce Menser with the **Arkansas Real Estate Commission (AREC)**. But Andrea Alford, Executive Director, AREC denied my complaint **falsely claiming I had no Prima Facie Evidence.**

The only explanation I could come up with to fit the circumstances of this apparent politically motivated conspiracy of Obstruction of Justice is combination of three reasons:

- (1). I ran for Mayor of Kensett for the 2018 Election on my agenda to make Kensett a Corruption Free Zone.
- (2). I filed 35 Amicus Curiae Briefs against Judge Mark Derrick in favor of the Plaintiffs in *Nakita Mahoney et al. v. Judge Mark Derrick*, White County Circuit Court, Case No. 73CV-18-874 filed November 14th, 2018.
- (3) I was then preparing a civil case of wrongful death of my 86-year-old mother against Governor Asa Hutchinson as Chief Magistrate of the Arkansas Courts and certain judicial and law enforcement officials.

Those three reasons provide motive for political retaliation from the Triad of Kensett, Judsonia, and White County deputies, Kensett Prosecutor Don Raney, White County Prosecutor Rebecca McCoy, White County judges, Special Judge Teresa Smith from Carlisle, Lonoke Count, Andrea Alfred, Executive Director, AREC have all Obstructed Justice.

F. Incident Report No. 20-01742, July 1, 2020 White County Sheriff's Department

Don Hamrick as Complainant & Bruce Menser as the Suspect

CRIME CHARGED: 5-71-209(a)(1) Harassing Communications.

CRIME CHARGED: Obstructing Government Operations.

Incident # 20-01742		White County Sheriff's Dept		Report Date 07/01/20	
Page 1 of 2		Incident Report		Report Time 1:19 PM	
Status	Exception Clearance	Date	Reporting Officer	ORI/Agency	
Closed		Not Applicable	1056 Heathscott, Wayne	AR0730000	
	Assigned Officer		Entered By	Approving Officer	
			heathscott	Tucker, Jordan	
	Assisting Officers				
Complainant					
SSN/ID/TIN	Title	Name	DOB	Age	Sex
** MASKED **	Mr	Hamrick, Donald Lee	** MASKED **	64	M
Race	Ethnicity	Home Phone	Work Phone	Other Phone	DL (#, ST)
White	Not Hispanic/Latino	** MASKED **	** MASKED **	** MASKED **	** MASKED **
US Citizen	Legal Alien	Doc Type	Immig Doc #	Nationality	
Yes					
Home Address			Employer		
322 Rouse ST, Kensett, AR 72082			Unemployed		
Work Address			Occupation		
N/A			Unemployed		
Offenses					
Incident Location			Zone		
322 Rouse ST, Kensett, AR 72082			#1		
Earliest Possible Date	Time	Latest Possible Date	Time		
07/01/2020	12:45	07/01/2020	13:05		
#	Statute/Code	Description	Fel/Misd	Att/Comp	Loc
1	5-71-209A(1)	HARASSING COMMUNICATIONS / TELEPHONE, TELEGRAPH, MAIL, OR ANY WRITTEN FORM	Misd	Completed	20
2	5-54-102	OBSTRUCTING GOVERNMENTAL OPERATIONS	Misd	Completed	20
MO				Method Of Entry	# Premis
				n/a	0
Location Types		Bias Motivation Codes			
13 Highway/Alley 14 Hotel/Motel 01 Auto/Bus/Train Terminal 02 Bank/ATM 03 Bar/Night Club 04 Church/Synag/Temple 05 Commercial/Off Bldg 06 Construction Site 07 Convenience Store 08 Drug/Discount Store 09 Drug Store/Off/Pres 10 Field/Woods 11 Govt/Public Bldg 12 Grocery/Supermarket 37 Abandoned/Condemned Structure 38 Amusement Park 39 Arena/Stadium/Fair grounds/Coliseum 40 ATM Separate from Bank 41 Auto Dealership 42 Camp/Caravan/ground 44 Daycare Facility 45 Dock/Wharf/Tieup 46 Farm Facility 47 Gambling Facility/Casino/Race Track 48 Industrial Site 49 Military Installation 50 Park/Playground 51 Rest Area 52 School 53 School - Elementary/Secondary 54 Shelter 55 Shopping Mall 56 Tribal Lands 57 Community Center 58 Cyberspace 23 Protestant 24 Islamic (Muslim) 25 Other Religion 26 Multi-religious group 27 Atheist/Agnostic 13 American Indian or Alaska Native 14 Asian 15 Multi-races, Group 16 Native Hawaiian or Other Pacific Islander 21 Jewish 22 Catholic 43 Lesbian, Gay, Bisexual, or Transgender, Mixed Group (LGBT) 44 Heterosexual 45 Bisexual 51 Phys Disability 52 Mental Disability 61 Male 62 Female 71 Transgender 72 Gender Non-Conforming 88 None 99 Unknown					
Suspected Of Using		Criminal Activity Types		Weapon Type(s)	
None		B Buying/Receiving P Possessing/Concealing D Distributing/Selling E Exploiting Children C Cultivating/Manip/Publishing O Operating/Piloting/Assisting T Transport/Import/Transport U Using/Consuming A Simple/Gross Neglect F Organized Abuse I Intentional Abuse & Torture S Sexual Anomal Abuse		20 Knife/Cutting Instr. 11 Firearm (Auto) 12 Handgun (Auto) 13 Rifle (Auto) 14 Shotgun (Auto) 15 Other Firearm 30 Blunt Object 35 Motor Vehicle 40 Personal Weapons 50 Poison 60 Explosives 65 Fire/Incendiary Device 70 Drug/Narc./Sleeping Pills 85 Asphyxiation 90 Other 95 Unknown 99 None	

Incident # 20-01742		White County Sheriff's Dept		Report Date 07/01/20	
Page 2 of 2		Incident Report		Report Time 1:19 PM	
Victim #1 <input checked="" type="checkbox"/> Is Complainant Event # Related 1,2					
SSN/ID/TIN ** MASKED **	Title Mr	Name Hamrick, Donald Lee		DOB ** MASKED **	Age 64
Race White	Ethnicity Not Hispanic/Latino	Home Phone ** MASKED **	Work Phone ** MASKED **	Other Phone ** MASKED **	DL (#, ST) ** MASKED **
US Citizen Yes	Legal Alien	Doc Type	Immig Doc #	Nationality	
Home Address 322 Rouse ST, Kensett, AR 72082				Employer Unemployed	
Work Address N/A				Occupation Unemployed	
Victim Type Individual	Injury Type None	Aggravated Assault/Homicide Circumstances None		Relationship To Suspect #1 Acquaintance	
Justifiable Homicide Circumstances None			Taken to: (Hospital Name)		
Injury Description					
Suspect #1					
SSN/ID/TIN ** MASKED **	Title Mr	Name Menser, Bruce E.		DOB ** MASKED **	Age 47
Race White	Ethnicity Not Hispanic/Latino	Home Phone ** MASKED **	Work Phone ** MASKED **	Other Phone ** MASKED **	DL (#, ST) ** MASKED **
US Citizen Yes	Legal Alien	Doc Type	Immig Doc #	Nationality	
Home Address 219 S River RD, Searcy, AR 72143				Employer Disabled	
Work Address				Occupation N/A	
Height -	Weight -	Eyes	Build	AKA	
Narrative & Statements					
Narrative - Heathscott, Wayne - 7/1/2020 (Initial)					
<p>On July 1, 2020 at approximately 12:45 pm I was dispatched to 322 Rouse Street Kensett AR, in reference to harassment. Upon arrival contact was made with the complainant/victim, Mr. Don Hamrick. Mr. Hamrick explained that he has been living at this address for five years and that the suspect, Mr. Bruce Menser has been harassing him with e-mails over him not moving from the property. Mr. Hamrick stated that he has been served with a eviction notice by Mr. Menser. Mr. Hamrick also stated that Mr. Menser is Obstructing Government Operation with a lawsuit he has on Mr. Menser and the land owner Mr. Larry Little in the White County Circuit Court by evicting him. Mr. Hamrick did give a written statement. Mr. Hamrick was explained the affidavit process at the time of this report.</p>					

FROM THE INCIDENT REPORT ABOVE:

. . . “Mr. Hamrick explained that he has been living at this address for five years and that the suspect, **Mr. Bruce Menser had been harassing him with e-mails over him not moving from the property.** ❶ Mr. Hamrick stated that **has been served with an eviction notice by Mr. Menser.** ❷ Mr. Hamrick also stated that Mr. Menser is **Obstructing Government Operations** ❸ (p. 72) **with a lawsuit he had on Mr. Menser and the land owner Mr. Larry Little in White County Circuit Court.** Mr. Hamrick did give a Written statement. Mr. Hamrick was explained **the affidavit process at the time of this report.**” ❹ (p. 74)

❶ Harassment, Intimidation, Coercion Caused My Congestive Heart Failure, Mini-Stroke, and Full Stroke

Both Larry Little of Harlem, Georgia (near Augusta, Georgia) and Bruce Menser of West Point, Arkansas (4 miles West of Kensett, Arkansas where my mobile home

sits) are both **Malignant Narcissists**. See page 57. Larry Little's and Bruce Menser's attempts at CONSTRUCTIV EVICVTION force me to lesave the property are motivated by their mental disorder of **Malignant Narcissism**. A malignant Narcissist will ruin and destroy a person's life when they cannot control the person. Both of them harassed, intimidated, coerced me so severely that the stress I suffered causee my to gain weight up to 275 lbs from the stress, when I had a congestive heart failure in Washington, DC to deliver my Petition for Writ of Certiorari to the U.S. Supreme Court. Larry Little cyberbullied me by email during my drive to Washington DC threatening to have me arrested for car theft because the 2013 Toyota Sienna car title was in my mother's name but I was making all the car loan payments. I spent a week in the V.A. Hospital in Washington, DC where I had a stent inserted into my heart. When I returned to Arkansas Bruce Menser arrived at my mobile home in his truck got out of his truck holding his cellphone in his left hand at his hip in video mode to fabricate video evidence. But his plan backfired. The stress he caused me in my weakened medical condition so soon after my congestive heart failure caused me to have a mini-stroke that day and the next date I had a full stroke the put me in the White County hospital for a couple of days then transferred to the V.A. hospital in North Little Rock of another week.

G. Incident Report No.20-01795: White County Sheriff's Department

REPORTING OFFICER: JORDAN TUCKER ASSISTING OFFICER:
CHIEF OF POLICE ROBERT PARSONS, JUDSONIA



May 3, 2019

Elnora Lindsey & Don Hamrick
322 Rouse Drive
Kensett, AR 72082

ADEQ'S ERROR!

Elnora Lindsey never did reside
at my residence and she never will.

RE: Complaint Investigation conducted on April 24, 2019
Complaint #025348

Dear Mrs. Lindsey and Mr. Hamrick:

The Arkansas Department of Environmental Quality Office of Land Resources (ADEQ) conducted a complaint investigation of your property at 322 Rouse Drive in Kensett, Arkansas, pursuant to the Arkansas Solid Waste Management Act (Arkansas Code, Annotated, § 8-6-201, *et seq.*) of 1971, as amended, and APC&EC Regulation No. 22 (Solid Waste Management). The investigation identified conditions at the property which the ADEQ alleges constitute violations. A copy of the complaint investigation report is attached.

You should immediately initiate all actions necessary to resolve and correct the alleged violations cited in the attached report. Written notification of the corrective actions taken, or to be taken, for the alleged violations must be submitted within thirty (30) calendar days from the date of this letter to the attention of Darrell Norton. This written notification should include, but not be limited to, photographs and copies of permitted disposal receipts documenting correction of violations. If you have any questions regarding the alleged violations, please do not hesitate to contact me at (501) 837-6909 or norton@adeq.state.ar.us.

Sincerely,

A handwritten signature in cursive script that reads "Darrell Norton".

Darrell Norton
Solid Waste Inspector
Office of Land Resources

Attachment

cc: Kevin White, Associate Director, Office of Land Resources.

Incident Report No. 20-01795, July 6, 2020, White County Sheriff's Department

COMPLAINANT: DON HAMRICK

FAKE VICTIM: BRUCE MENSER [BULL CRAP STINKING TO HIGH HEAVEN]

SUSPECT: DON HAMRICK [REAL VICTIM OF A MALIGNANT NARCISSIST]

DON HAMRICK FALSELY CHARGED: ON INFORMATION & 5-13-207 ASSAULT IN THE 3RD

DEGREE / CREATES APPREHENSION OF IMMINENT INJURY.

[THAT'S BULL CRAP STINKING TO HIGH HEAVEN FROM A MALIGNANT NARCISSIST.]

[AND A PATHOLOGICAL LIAR – I HAVE HIS OWN EMAILS TO PROVE HIS PATHOLOGY.]

DATED: JULY 6. 2020

Incident # 20-01795		White County Sheriff's Dept		Report Date 07/06/20	
Page 1 of 3		Incident Report		Report Time 2:13 PM	
Status Closed	Exception Clearance Not Applicable	Date Not Applicable	Reporting Officer 1095 Tucker, Jordan	ORI/Agency AR0730000	
Assigned Officer			Entered By tucker	Approving Officer Tucker, Jordan	
Assisting Officers Pollard, John Parsons, Robert					
Complainant					
SSN/ID/TIN ** MASKED **	Title Mr	Name Hamrick, Donald Lee	DOB ** MASKED **	Age 64	Sex M
Race White	Ethnicity Not Hispanic/Latino	Home Phone ** MASKED **	Work Phone ** MASKED **	Other Phone ** MASKED **	DL (#, ST) ** MASKED **
US Citizen Yes	Legal Alien	Doc Type	Immig Doc #	Nationality	
Home Address 322 Rouse ST, Kensett, AR 72062				Employer Unemployed	
Work Address N/A				Occupation Unemployed	
Offenses					
Incident Location 322 Rouse ST, Kensett, AR 72062			Zone #1		
Earliest Possible Date 07/06/2020	Time 13:30	Latest Possible Date 07/06/2020	Time 13:50		
#	Statute/Code	Description	Fel/Misd	Att/Comp	Loc
1	10	INFORMATION		Completed	20
2	5-13-207	ASSAULT - 3RD DEGREE / CREATES APPREHENSION OF IMMINENT INJURY	Misd	Completed	20
MO					# Prems 0
Location Types					
<div> <div> 13 Hwy/Road/Alley 14 Hotel/Motel 01 Auto/Bus/Train Terminal 02 Bank/BSL 03 Bar/Night Club 04 Church/Synag/Temple 05 Commercial/Office Bldg 06 Construction Site 07 Convenience Store 08 Dept/Discount Store 09 Drug Store/Off/Shop 10 Field/Woods 11 Govt/Public Bldg 12 Grocery/Supermarket 15 Jail/Prison 16 Lake/Waterway 17 Liquor Store 18 Parking Lot/Garage 19 Rental Storage Facility 20 Residence/Home 21 Restaurant 22 Service/Gas Station 24 Specialty Store 25 Unknown/Other 37 Abandoned/Condemned Structure 38 Amusement Park 39 Arena/Stadium/Fair grounds/Casino 40 ATM Separate from Bank 41 Auto Dealership New/Used 42 Camp/Campground 44 Daycare/Facility 45 Dock/Wharf/Fright 46 Farm Facility 47 Gambling Facility/Casino/Race Track 48 Industrial Site 49 Military Installation 50 Park/Playground 51 Rest Area 52 School - College/University 53 School - Elementary/Secondary 54 Shelter Mission/Homelss 55 Shopping Mall 56 Tribal Lands 57 Community Center 58 Cyberpace 23 Protestant 24 Islamic (Muslim) 25 Other Religion 26 Multi-religious group 27 Atheist/Agnostic 31 Arab 32 Hispanic or Latino 33 Not Hispanic or Latino 41 Gay (male) 42 Lesbian 43 Lesbian, Gay, Bisexual, or Transgender, Mixed Group (LGBT) 44 Heterosexual 45 Bisexual 51 Phys Disability 52 Mental Disability 51 Male 52 Female 71 Transgender 72 Gender Non-Conforming 88 None 99 Unknown </div> </div>					
Bias Motivation Codes					
<div> <div> 11 White 12 Black or African American 13 American Indian or Alaska Native 14 Asian 15 Multi-race, Group 16 Native Hawaiian or Other Pacific Islander 21 Jewish 22 Catholic 23 Protestant 24 Islamic (Muslim) 25 Other Religion 26 Multi-religious group 27 Atheist/Agnostic 31 Arab 32 Hispanic or Latino 33 Not Hispanic or Latino 41 Gay (male) 42 Lesbian 43 Lesbian, Gay, Bisexual, or Transgender, Mixed Group (LGBT) 44 Heterosexual 45 Bisexual 51 Phys Disability 52 Mental Disability 51 Male 52 Female 71 Transgender 72 Gender Non-Conforming 88 None 99 Unknown </div> </div>					
Suspected Of Using None		Criminal Activity Types		Weapon Type(s)	
		<div> <div> B Buying/Receiving F Possessing/Concealing D Distributing/Selling E Exploiting Children A Simple/Gross Neglect F Organized Abuse C Cultivating/Manufacturing O Operating/Promoting/Assisting T Transporting/Import/Transfer U Using/Conspiring I Intentional Abuse & Torture S Sexual Assault Abuse </div> </div>		<div> <div> 11 Firearm (Auto) 12 Handgun (Auto) 13 Rifle (Auto) 14 Shotgun (Auto) 15 Other Firearm 20 Knife/Cutting Instr 30 Blunt Object 35 Motor Vehicle 40 Personal Weapons 50 Poison 60 Explosives 65 Firearm/Accessory Device 70 Drug/Pill/ Sleeping Pills 85 Apprehension 90 Other 95 Unknown 99 None </div> </div>	

Incident # 20-01795

White County Sheriff's Dept

Report Date 07/06/20

Page 2 of 3

Incident Report

Report Time 2:13 PM

Victim #1		Event #s Related 12							
SSN/ID/TIN ** MASKED **	Title Mr	Name Menser, Bruce E.		DOB ** MASKED **	Age 47	Sex M	Resident Status Resident		
Race White	Ethnicity Not Hispanic/Latino	Home Phone ** MASKED **	Work Phone ** MASKED **	Other Phone ** MASKED **	DL (#, ST) ** MASKED **				
US Citizen Yes	Legal Alien	Doc Type	Immig Doc #	Nationality					
Home Address 259 S River RD, Searcy, AR 72143				Employer Disabled					
Work Address				Occupation N/A					
Victim Type Individual	Injury Type None	Aggravated Assault/Homicide Circumstances None			Relationship To Suspect #1 Otherwise Known				
Justifiable Homicide Circumstances None			Taken to: (Hospital Name)						
Injury Description									
Suspect #1									
SSN/ID/TIN ** MASKED **	Title Mr	Name Hamrick, Donald		DOB ** MASKED **	Age 64	Sex M	Resident Status Unknown		
Race White	Ethnicity Not Hispanic/Latino	Home Phone ** MASKED **	Work Phone ** MASKED **	Other Phone ** MASKED **	DL (#, ST) ** MASKED **				
US Citizen Yes	Legal Alien	Doc Type	Immig Doc #	Nationality					
Home Address 322 Rouse ST, Kensett, AR 72082				Employer Na					
Work Address				Occupation Na					
Height 5' 8"	Weight 250	Eyes Blue	Build Heavy	AKA					
Appearance	Hair Color Gray	Hair Style		Teeth	Beard/Facial Hair Unshaven	Demeanor	Speech	Voice	
	Dexterity	Hair Length		Complexion Light					

Narrative & Statements

Narrative - Tucker, Jordan - 7/6/2020 (Initial)

On July 6, 2020 at approximately 1:30pm Lt. Jordan Tucker was dispatched to 322 Rouse St. in Kensett about a disturbance.

Lt. Tucker arrived on scene with Judsonia Chief Robert Parsons on scene along with Kensett Chief John Pollard. Lt. Tucker spoke with Don Hamrick who pointed out that Bruce Menser had spray painted trees next to the property he is living at. Hamrick stated that Menser does not own the property and had no right to spray anything. Hamrick stated that the property was owned by 3 other individuals, but Hamrick was not one of them.

Menser is the rental manager of the residence that Hamrick is currently living at and Hamrick is in the process of being evicted. Menser showed a cell phone video of Hamrick approaching him and yelling and it appears that Hamrick had shoved Menser.

Hamrick was advised that he was trespassed from the surrounding property and had to stay on the immediate property that his current residence is located. Hamrick was advised that if caught trespassing he risked going to jail.

Narrative & Statements

Narrative - Tucker, Jordan - 7/6/2020 (Initial)

or being issued a citation.

Menser was advised of the affidavit warrant process.

REFUTING THE CHARGE:

ARKANSAS CASTLE DOCTRINE

- (1). Arkansas Code § 5-2-601. DEFINITIONS.
- (2). Arkansas Code § 5-2-602. DEFENSE.
- (3). Arkansas Code § 5-2-603. EXECUTION OF PUBLIC DUTY.
- (4). Arkansas Code § 5-2-604. CHOICE OF EVILS.
- (5). Arkansas Code § 5-2-605. USE OF PHYSICAL FORCE GENERALLY.
- (6). Arkansas Code § 5-2-606. USE OF PHYSICAL FORCE IN DEFENSE OF A PERSON.
- (7). Arkansas Code § 5-2-607. USE OF DEADLY PHYSICAL FORCE IN DEFENSE OF A PERSON.
- (8). Arkansas Code § 5-2-608. USE OF PHYSICAL FORCE IN DEFENSE OF PREMISES.
- (9). Arkansas Code § 5-2-609. USE OF PHYSICAL FORCE IN DEFENSE OF PROPERTY.

My comments are interspersed as needed to clarify my defense or to dispute the constitutionality of a law.

(1). ARKANSAS CODE § 5-2-601. DEFINITIONS.

(6) “**PHYSICAL FORCE**” means:

- (A) **ANY BODILY IMPACT, RESTRAINT, OR CONFINEMENT**; or
- (B) **THE THREAT OF ANY BODILY IMPACT, RESTRAINT, OR CONFINEMENT**;

(7) “**PREMISES**” means:

- (A) **AN OCCUPIABLE STRUCTURE**; or
- (B) **ANY REAL PROPERTY**;

(8) “**UNLAWFUL PHYSICAL FORCE**” means physical force that is **EMPLOYED WITHOUT THE CONSENT OF THE PERSON AGAINST WHOM IT IS DIRECTED** and the **EMPLOYMENT OF THE PHYSICAL FORCE CONSTITUTES A CRIMINAL OFFENSE OR TORT** or would constitute a criminal offense or tort except for a defense other than the defense of justification or privilege.

*In (8), “Unlawful Physical Force” means physical force that is employed **without the consent of the persons against the person whom it is directed** and the **employment of the physical force constitutes a criminal offense or tort or would constitute a criminal offense or tort except for a defense other than the defense of justification or privilege.***

*Now study the Behavioral Psychology of (8). I will address the “Common Defence” shortly. For the right of self-defense against an aggressor with an unknown intent, but the behavior of the aggressor is soon exposed as an intent to harm you or another, (8) would require you **to get consent from the Aggressor to use Physical Force against the Aggressor before you employ Self-Defense against the Aggressor with Physical***

Force. (8) is As worded, the art form of employing prohibitive language against the constitutional right of self-defense

(2). **ARKANSAS CODE § 5-2-602. DEFENSE.**

“In a prosecution for an offense, JUSTIFICATION as defined in this subchapter is a DEFENSE.”

(3). **ARKANSAS CODE § 5-2-603(B)(1). EXECUTION OF PUBLIC DUTY.**

(b) The JUSTIFICATION afforded by this section applies if THE ACTOR reasonably believes his or her conduct is required or authorized:

(1) By the judgment or direction of a competent court or tribunal or in the lawful execution of legal process, notwithstanding lack of jurisdiction of the court or tribunal or DEFECT IN THE LEGAL PROCESS

(4). **ARKANSAS CODE § 5-2-604. CHOICE OF EVILS.**

(a) Conduct that would otherwise constitute an offense is JUSTIFIABLE when:

(1) The conduct is necessary as an emergency measure to avoid an imminent public or private injury; and

(2) According to ordinary standards of reasonableness, the desirability and urgency of avoiding the imminent public or private injury outweigh the injury sought to be prevented by the law proscribing the conduct.

(b) JUSTIFICATION under this section shall not rest upon a consideration pertaining to the morality or advisability of the statute defining the offense charged.

(c) If the actor is reckless or negligent in bringing about the situation requiring a choice of evils or in appraising the necessity for his or her conduct, the justification AFFORDED BY THIS SECTION IS UNAVAILABLE IN A PROSECUTION FOR ANY OFFENSE FOR WHICH RECKLESSNESS OR NEGLIGENCE, AS THE CASE MAY BE, SUFFICES TO ESTABLISH A CULPABLE MENTAL STATE.

BRUCE MENSER’S CULPABLE MENTAL STATE

*For 30+ years now I studied **Behavioral Psychology** and **The Rule of Law and Actual Justice** as my educational hobby applying **Critical Thinking** and **Occam’s Razor** to human behavior to get to **The Actual Truth of Things** because **The Actual Truth Matters**. I apply the **American Psychiatric Association DIAGNOSTIC AND STATISTICAL MANUAL OF MENTAL DISORDERS, 5th Ed (DSM5)** to match patterns of behavior that I observe in other people.*

*The **Patterns of Behavior** I observed in **Larry Little of Harlem, Georgia** and his cousin **Bruce Menser, (a former White County Deputy) of West Point, Arkansas (4 miles West of Kensett where I live)** match that of a **MALIGNANT NARCISSIST (the type who cause trouble for people they cannot control)**.*

*And because I mentioned **ARKANSAS’ STAND YOUR GROUND LAW OF SELF-DEFENSE** Bruce Menser took that opportunity to **Play the Victim** when he is the **Actual Offender**. **Bruce Menser told to the officer that I mentioned the **Castle Doctrine** and **Bruce Menser construed that into sudden fear that I am plotting to “murder him,” a legal term in a court of law, rather than a the term, “kill him.” Bruce Menser using them term “murder him” exposed his own criminal intent by projecting his “Mens Rea” onto me to justify is own abusive behavior.*****

Vilifying the (Real) Victim:

Manipulating You by Making You Feel Like the Bad Guy: Neurotics hate to think of themselves as the injuring party **and would rather carry the burden of abuse** than see themselves as an abuser. Disturbed characters know this well. **SO, WHEN THEY WANT TO TAKE ADVANTAGE, A GOOD ONE-TWO PUNCH IS TO PLAY THE VICTIM AND THEN VILIFY THE REAL VICTIM.**

<https://counsellingresource.com/features/2009/03/23/vilifying-the-victim/>

Playing the Victim:

Avoiding Responsibility While Getting Sympathy: Most of the time, when the *manipulator casts themselves as a victim*, they don't really see themselves as victimized, they just really want the other party to see them *as wounded, injured, or suffering in some way in order to elicit sympathy, cloud the picture about just who is the victimizer and who is the victim, and otherwise impression-manage the real victim.*

<https://counsellingresource.com/features/2009/03/16/playing-the-victim/>

Mila Goldner-Vukov and Laurie Jo Moore, **MALIGNANT NARCISSISM: FROM FAIRY TALES TO HARSH REALITY**, Psychiatria Danubina September 22, 2010 Vol. 3 pp. 392-405.²⁶

ABSTRACT: MALIGNANT NARCISSISM has been recognized as a **SERIOUS CONDITION** but it has been **LARGELY IGNORED** in psychiatric literature and research. In order to bring this subject to the attention of mental health professionals, **THIS PAPER PRESENTS A CONTEMPORARY SYNTHESIS OF THE BIOPSYCHOSOCIAL DYNAMICS AND RECOMMENDATIONS FOR TREATMENT OF MALIGNANT NARCISSISM.** We reviewed the literature on **Malignant Narcissism** which was sparse. It was first described in psychiatry by Otto Kernberg in 1984. There have been few contributions to the literature since that time. We discovered that the syndrome of Malignant Narcissism was expressed in fairy tales as a part of the collective unconscious long before it was recognized by psychiatry. We searched for prominent malignant narcissists in recent history. We reviewed the literature on treatment and developed categories for family assessment. **MALIGNANT NARCISSISM IS DESCRIBED AS A CORE NARCISSISTIC PERSONALITY DISORDER, ANTISOCIAL BEHAVIOR, EGO-SYNTONIC SADISM, AND A PARANOID ORIENTATION.** There is no structured interview or self-report measure that identifies Malignant Narcissism and this interferes with research, clinical diagnosis and treatment. **This paper presents a synthesis of current knowledge about Malignant Narcissism and proposes a foundation for treatment. Malignant Narcissism is a severe personality disorder that has devastating consequences for the family and SOCIETY. It requires attention within the discipline**

²⁶ Available online at: <https://pubmed.ncbi.nlm.nih.gov/20856182/>. Also available at https://www.researchgate.net/publication/46381695_Malignant_narcissism_From_fairy_tales_to_harsh_reality

of psychiatry and the social science community. We recommend treatment in a therapeutic community and a program of prevention that is focused on psychoeducation, not only in mental health professionals, BUT IN THE WIDER SOCIAL COMMUNITY.

Bruce Menser and Larry Little are both Pathological Liars. I am charging both of them with multiple crimes including Attempted Murder AND Arkansas Code § 5-54-122(c)(1)(C), (D), & (E) Filing [Multiple] Reports with Law Enforcement Agency making this charge a CLASS D FELONY. Arkansas Code § 5-54-102 Obstructing Governmental Operations is a Class C Misdemeanor.

*Because Bruce Menser is a Malignant Narcissist with an abnormal sense of self-importance and an unreasonable need to be admired and respected by those in his sphere of life he cannot tolerate anyone he cannot control. A Malignant Narcissist will go to extreme measures "under the radar" using his **Political Identity** as a **former White County Deputy** to file false charges with the **gullible Kensett District Court Prosecutor Don Raney** to **Maliciously Prosecute me for Misdemeanor False Convictions in the State of Arkansas that is globally ranked at No. 6 (states ranked as countries) with the number of people in prisons and jails per capita. Oklahoma takes the No. 1 position with the Most People behind bars. The United States, as a country takes the No. 1 position.** The statistical analysis presents the presume certainty that **Blackstone's Ratio** has been tossed out the window in favor of the deplorable **"Getting Tuff on Crime"** public policy by convicting everyone, even the innocent, so that no guilty go free. But illegal aliens who murder American citizens go free. **IDENTITY POLITICS MUST BE ABOLISHED.***

ARKANSAS'S STAND YOUR GROUND CASTLE DOCTRINE

(5). Arkansas Code § 5-2-605. USE OF PHYSICAL FORCE GENERALLY.

None of the provisions here apply to this case.

(6). ARKANSAS CODE § 5-2-606. USE OF PHYSICAL FORCE IN DEFENSE OF A PERSON.

(a)

(1) A person is JUSTIFIED IN USING PHYSICAL FORCE UPON ANOTHER PERSON TO DEFEND HIMSELF OR HERSELF OR A THIRD PERSON FROM WHAT THE PERSON REASONABLY BELIEVES TO BE THE USE OR IMMINENT USE OF UNLAWFUL PHYSICAL FORCE BY THAT OTHER PERSON, AND THE PERSON MAY USE A DEGREE OF FORCE THAT HE OR SHE REASONABLY BELIEVES TO BE NECESSARY.

(2) HOWEVER, THE PERSON MAY NOT USE DEADLY PHYSICAL FORCE EXCEPT AS PROVIDED IN § 5-2-607.

(b) A PERSON IS NOT JUSTIFIED IN USING PHYSICAL FORCE UPON ANOTHER PERSON IF:

(1) With purpose to cause physical injury or death to the other person, the person provokes the use of unlawful physical force by the other person;

(2)

(A) The person is the initial aggressor.

(B) **However, the initial aggressor's use of physical force upon another person is justifiable if:**

(i) **The initial aggressor in good faith withdraws from the encounter and effectively communicates to the other person his or her purpose to withdraw from the encounter; and**

(ii) **The other person continues or threatens to continue the use of unlawful physical force; or**

(3) **The physical force involved is the product of a combat by agreement not authorized by law.**

(7). Arkansas Code § 5-2-607. USE OF DEADLY PHYSICAL FORCE IN DEFENSE OF A PERSON.

(a) **A person is justified in using deadly physical force upon another person if the person reasonably believes that the other person is:**

(1) **Committing or about to commit a felony involving force or violence;**

(2) **Using or about to use unlawful deadly physical force;** or

~~(3) Imminently endangering the person's life or imminently about to victimize the person as described in § 9-15-103 from the continuation of a pattern of domestic abuse.~~

(b) **A person may not use deadly physical force in self-defense if the person knows that he or she can avoid the necessity of using deadly physical force:**

(1)

(A) **By retreating.**

(B) **However, a person is not required to retreat if the person is:**

(i) **Unable to retreat with complete safety;**

(ii) **In the person's dwelling or on the curtilage surrounding the person's dwelling and was not the original aggressor; or**

(iii) **A law enforcement officer or a person assisting at the direction of a law enforcement officer; or**

(2) **With complete safety by surrendering possession of property to a person claiming a lawful right to possession of the property.**

~~(c) As used in this section:~~

~~(1) "Curtilage" means the land adjoining a dwelling that is convenient for residential purposes and habitually used for residential purposes, but not necessarily enclosed, and includes an outbuilding that is directly and intimately connected with the dwelling and in close proximity to the dwelling; and~~

~~(2) “Domestic abuse” means:~~

~~(A) Physical harm, bodily injury, assault, or the infliction of fear of imminent physical harm, bodily injury, or assault between family or household members; or~~

~~(B) Any sexual conduct between family or household members, whether minors or adults, that constitutes a crime under the laws of this state.~~

~~The provisions here do not apply to this case.~~

(8). Arkansas Code § 5-2-608. USE OF PHYSICAL FORCE IN DEFENSE OF PREMISES.

(a) A PERSON IN LAWFUL POSSESSION OR CONTROL OF PREMISES or a vehicle IS JUSTIFIED IN USING NONDEADLY PHYSICAL FORCE UPON ANOTHER PERSON WHEN AND TO THE EXTENT THAT THE PERSON REASONABLY BELIEVES THE USE OF NONDEADLY PHYSICAL FORCE IS NECESSARY TO PREVENT OR TERMINATE THE COMMISSION OR ATTEMPTED COMMISSION OF A CRIMINAL TRESPASS BY THE OTHER PERSON IN OR UPON THE PREMISES or vehicle.

In (a) above Bruce Menser was making another theatrical performance of Manipulation Tactics under the pretence of Larry Little's Property Manager which is a performance lie because Bruce Menser does NOT have a real estate license to be a Property Manager. Bruce Menser Menser had no legal right or authority to pretend to be a Property Manager. In reality, Bruce Menser was committing Criminal Trespass, Criminal Mischief, Harassment, Coercion, and Lying to Police Officers.

*I yelled at Bruce Menser to turn around and leave the property (premises). He refused while he kept advancing. I studied Arkansas's Castle Doctrine laws herein and **Arkansas Code § 5-2-608. USE OF PHYSICAL FORCE IN DEFENSE OF PREMISES** protects my right to defend the property from unlawful intruders with NONDEADLY PHYSICAL FORCE. With that understanding of my right of self-defence against Bruce Mensers demarcated aggression with criminal intent*

(b) A person may use deadly physical force under the circumstances set forth in subsection (a) of this section if:

(1) Use of DEADLY PHYSICAL FORCE is authorized by § 5-2-607; or

~~(2) The person reasonably believes the use of deadly physical force is necessary to prevent the commission of arson or burglary by a trespasser.~~

~~This provision does not apply to this case.~~

(9). **Arkansas Code § 5-2-609. USE OF PHYSICAL FORCE IN DEFENSE OF PROPERTY.**

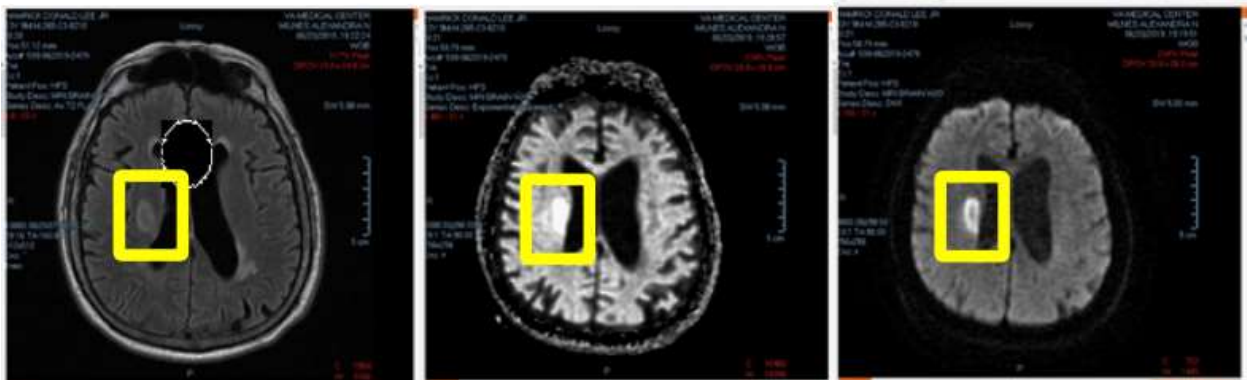
A person is justified in using NONDEADLY PHYSICAL FORCE upon another person when and to the extent that the person reasonably believes the use of NONDEADLY PHYSICAL FORCE is necessary to prevent or terminate the other person's:

- (1) Commission or attempted commission of THEFT OR CRIMINAL MISCHIEF; or
- (2) Subsequent flight from the COMMISSION OR ATTEMPTED COMMISSION OF THEFT OR CRIMINAL MISCHIEF.

ARK CODE § 5-13-207 ATTEMPTED MURDER CREATES APPREHENSION OF IMMINENT INJURY

In Behavioral Psychology Bruce Menser's behavior in making his false charges is called "Projection." Bruce Menser projecting his his own *mens rea* onto me to give him the justification to harass me with threats of file false charges against me. But the truth be told it was both Bruce Menser and his Georgia cousin Larry Little that tried to kill my by stress from cyberbullying and Arkansas Criminal Code § 5-13-301(a)(1)(A); (b)(1) Terroristic Threatening by emailed threats of arrest and other coercion tactics. CONGEST HEART FAILURE, & a weak later, MINI-STROKE, next day FULL STROKE.

WHO'S THE INNOCENT VICTIM NOW!



OFFICER JORDAN TUCKER'S NARRATIVE & STATEMENTS JULY 6, 2020



May 3, 2019

Elnora Lindsey & Don Hamrick
322 Rouse Drive
Kensett, AR 72082

ADEQ'S ERROR!

Elnora Lindsey never did reside
at my residence and she never will.

**RE: Complaint Investigation conducted on April 24, 2019
Complaint #025348**

Dear Mrs. Lindsey and Mr. Hamrick:

The Arkansas Department of Environmental Quality Office of Land Resources (ADEQ) conducted a complaint investigation of your property at 322 Rouse Drive in Kensett, Arkansas, pursuant to the Arkansas Solid Waste Management Act (Arkansas Code, Annotated, § 8-6-201, *et seq.*) of 1971, as amended, and APC&EC Regulation No. 22 (Solid Waste Management). The investigation identified conditions at the property which the ADEQ alleges constitute violations. A copy of the complaint investigation report is attached.

You should immediately initiate all actions necessary to resolve and correct the alleged violations cited in the attached report. Written notification of the corrective actions taken, or to be taken, for the alleged violations must be submitted within thirty (30) calendar days from the date of this letter to the attention of Darrell Norton. This written notification should include, but not be limited to, photographs and copies of permitted disposal receipts documenting correction of violations. If you have any questions regarding the alleged violations, please do not hesitate to contact me at (501) 837-6909 or norton@adeq.state.ar.us.

Sincerely,

A handwritten signature in cursive script that reads "Darrell Norton".

Darrell Norton
Solid Waste Inspector
Office of Land Resources

Attachment

cc: Kevin White, Associate Director, Office of Land Resources.

ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY
5301 NORTHSHORE DRIVE / NORTH LITTLE ROCK / ARKANSAS 72118-5317
TELEPHONE 501-682-0744 / FAX 501-682-0880 / www.adeq.state.ar.us

The ADEQ letter on the previous page, dated May 24, 2019, pre-dates the disputed Police Report dated July 6, 2020, instigated by Bruce Menser by about 1 year, 1 month, 2 weeks. The Clean-Up is still not completed to this day because of Bruce Menser's Malicious Criminal Obstruction of ADEQ's **"Government Operation"** by both his and his Harlem, Georgia (near Augusta, Georgia) cousin Larry Little, third-part landowner to the property my mobile sits.

Bruce Menser is not a licensed real estate agent. And he cannot be a Certified Property Manager without a real estate license. The ARKANSAS REAL ESTATE COMMISSION (AREC) in cooperation with county prosecutors can prosecute Bruce Menser for **UNLICENSED REAL ESTATE ACTIVITY** (Arkansas Code § 17-42-103 and § 17-42-105).

EVERY RIGHT HAS A CORRESPONDING DUTY

Samuel Moyn, *Rights vs. Duties: Reclaiming Civic Balance*, Boston Review, A Political and Literary Forum, May 16, 2016.
<http://bostonreview.net/books-ideas/samuel-moyn-rights-duties>

Our age of rights, **lacking a public language of duties**, is a historical outlier. **The consequences are significant. Human rights themselves wither when their advocates fail to cross the border into the language of duty**; insofar as compliance with norms on paper is sought, **the bearers of duties have to be identified and compelled to assume their burden. But duties may have an even larger role to play than simply completing the circuit of rights fulfillment.**

The ARKANSAS INSTITUTE OF REAL ESTATE MANAGEMENT (IREM) does not list Bruce Menser as a Real Estate Agent. You cannot be a Certified Property Manager when you are not a Real Estate Agent.

The ARKANSAS REAL ESTATE COMMISSION (AREC) in cooperation with county prosecutors prosecute Unlicensed Real Estate Activity (Arkansas Code § 17-42-103 and § 17-42-105).

Bruce Menser's Observed Manipulation Tactics

The Cost-Benefit Analysis on the Behavioral Psychology of Bruce Menser's own record of criminal behavior in THIS Court, combined with my Motions in THIS case it is my predictive and educated opinion the Bruce Menser's patterns of behavior of harassing communications manipulation tactics, if not as an uncertified Property Manager because I already exposed that scam, the he will find a new scam targeting someone else, somewhere.

‘Series On Manipulation Tactics’ at Psychology, Philosophy and Real Life

by Dr. George Simon, Ph.D.

Throwing Others on the Defensive:

Manipulation via Overt or Covert Intimidation: Overt and covert intimidation become more effective when the manipulator is skilled in communicating emotional tenacity, determination, and resolve, sending the message that the other party is no match in a contest with them.

<https://counsellingresource.com/features/2009/04/06/manipulation-via-intimidation/>

Selective Listening and Attention:

Hearing What You Want to Hear as a Manipulation Tactic: “Tuning-out” someone who’s trying to make a point, teach a lesson, or call attention to a problem is a principal way that the disordered character resists internalizing the values, standards, and controls society wants him to adopt.

<https://counsellingresource.com/features/2009/03/30/selective-listening/>

Playing the Servant Role:

Manipulating by Casting the Will to Dominate as Duty or Subservience: One of the more subtle ways that a person hell-bent upon power and control can veil their will to dominate is to cloak it under the cover of subservience to a higher cause or the purported desire to be of service.

<https://counsellingresource.com/features/2009/03/25/manipulation-via-servant-role/>

Vilifying the Victim:

Manipulating You by Making You Feel Like the Bad Guy: Neurotics hate to think of themselves as the injuring party and would rather carry the burden of abuse than see themselves as an abuser. Disturbed characters know this well. So, when they want to take advantage, a good one-two punch is to play the victim and then vilify the real victim.

<https://counsellingresource.com/features/2009/03/23/vilifying-the-victim/>

Playing the Victim:

Avoiding Responsibility While Getting Sympathy: Most of the time, when the manipulator casts themselves as a victim, they don’t really see themselves as victimized, they just really want the other party to see them as wounded, injured, or suffering in some way in order to elicit sympathy, cloud the picture about just who is the victimizer and who is the victim, and otherwise impression-manage the real victim.

<https://counsellingresource.com/features/2009/03/16/playing-the-victim/>

Acting Innocent and “Playing Dumb” as Manipulation Tactics:

Feigning ignorance is an effective tactic that manipulates the person confronting the behavior into having doubts about the legitimacy of the issue they’re trying to bring to the other person’s attention.

<https://counsellingresource.com/features/2009/03/10/manipulation-by-acting-dumb/>

Evasion and Diversion as Manipulation Tactics:

Side-stepping and misleading: rather than being accountable and responsible, what the issue-dodger and subject-changer really wants is to advance their own agenda at the expense of yours, while simultaneously managing your impression of them.

<https://counsellingresource.com/features/2009/03/05/evasion-and-diversion/>

☪Lying: The Ultimate Manipulation Tactic:

Disordered characters don’t want you to know what they’re all about or what they’re up to. Lying helps keep them one-up on you and a step ahead of you.

<https://counsellingresource.com/features/2009/03/04/lying-ultimate-manipulation-tactic/>

☪Playing the Blame Game as a Manipulation Tactic:

By habitually blaming others for his own indiscretions, the disturbed character resists modifying his problematic attitudes and behavior patterns.

<https://counsellingresource.com/features/2009/02/27/blame-game/>

☪Manipulation via Shaming and Guilt-Tripping:

Using the Conscience of the Neurotic against Them: Neurotics try hard not only to project a positive image, but also to do the right thing. Disordered characters know this very well. So, when the person with a disturbed character wants to manipulate a good neurotic, all they have to do is somehow convince them that they’ve done wrong or behaved in a manner they should feel ashamed of.

<https://counsellingresource.com/features/2009/02/24/shame-guilt-neurotic-manipulation/>

☪Minimization: Trivializing Behavior as a Manipulation Tactic:

When he uses the tactic of minimization, the disturbed character is attempting to convince someone else that the wrongful thing he did wasn’t really as bad or as harmful as he knows it was and as he knows the other person thinks it was.

<https://counsellingresource.com/features/2009/02/23/minimization-manipulation-tactic/>

☪Understanding Rationalization: Making Excuses as an Effective Manipulation Tactic:

Effective manipulation tactics simultaneously put others on the defensive while also obscuring or denying the malevolent intent of the person using them. Such tactics are particularly effective on neurotic individuals — especially those who always want to think the best of people and who strive

hard to understand what would make a person behave in a problematic way.

<https://counsellingresource.com/features/2009/02/17/rationalization-as-manipulation-tactic/>

✧ **Understanding the Dysfunctional Tactics of Disturbed**

Characters:

Disordered characters engage in certain behaviors that are so “automatic” that it’s tempting to think that they do them unconsciously. Besides that, on the surface, these behaviors so closely resemble defense mechanisms at times that they can easily be misinterpreted as such.

<https://counsellingresource.com/features/2009/02/12/dysfunctional-tactics-disturbed-characters/>

✧ **Impression Management and Arrogance: The Prideful Thinking of the Disordered Character:**

Disturbed characters think there’s nothing worse than admitting a mistake, backing down in a conflict, or giving in to someone else — because it makes them look inadequate or “weak.”

<https://counsellingresource.com/features/2009/01/05/prideful-thinking/>

✧ **Extreme Thinking: Black and White, All or None:**

Disordered characters tend to perceive things in terms of black-and-white or all-or-none.

<https://counsellingresource.com/features/2008/12/15/extreme-thinking/>

✧ **Egocentric Thinking Patterns of Disturbed Characters:**

When the disturbed character wants something, he doesn’t necessarily think about whether it’s right, good, or legal — or whether his pursuit of it might adversely affect anyone. He only cares that he wants it. His incessant concern for himself and the things that he desires creates a pattern of thinking which embodies an attitude of indifference to the -- rights, needs, wants, and expectations of others.

<https://counsellingresource.com/features/2008/12/09/egocentric-thinking-patterns/>

✧ **Seeing the World How They Want to See It: Self-Deceptive Thinking:**

Disordered characters often live in a world of their own fantasy, adhering to the belief that “thinking makes it so.”

<https://counsellingresource.com/features/2008/12/22/self-deceptive-thinking/>

THE PRINCIPAL CRIMES CHARGED

FEDERAL JURISDICTION

18 U.S. Code § 241 Conspiracy Against Rights and

18 U.S. Code § 242 Deprivation of Rights Under Color of Law.

Because the **criminal conspiracy** between Larry Little of **Harlem, Georgia**, about 560 miles from Kensett, (106°, East by Southeast compass direction) and Bruce Menser of **West Point, Arkansas**; 4 miles from my Kensett residence (126°, SouthEast by East compass direction) **that Interstate connection escalates the State Conspiracy to Federal Jurisdiction.**

I want the federal charges to be included with my Affidavit for State charges.

STATE JURISDICTION

⊗ **IMPERSONATING A PROPERTY MANGER TO PROSECUTOR DON RANEY & JUDGE TERESA SMITH, LONOKE COUNTY)**

Arkansas Code § 17-42-103(13). Definitions: “**Unlicensed Real Estate Activity**” means offering or engaging in any practice, act, or operation set forth in subdivision (10) of this section without a valid active Arkansas license issued by the commission.

Arkansas Code § 17-42-105(a)(1) & (2) & (d). Violations and Criminal Sanctions: “**It is unlawful to engage in unlicensed real estate activity as an individual.**” “**A violation of this chapter is a Class D felony.**”

***“The caveat lessee doctrine does not
give the owner a license to violate the law.”***

2014 ARKANSAS LANDLORD/TENANT HANDBOOK, page 2.

ABUSE OF PROCESS CASE LAW

Smith McAdams, Inc. v. Nelson 255 Ark. 641 (Ark. 1973); 501 S.W.2d 769

The requirements giving rise to a cause of action for abuse of process are found in Prosser, Law of Torts, 121 (4th Ed. 1971), and are:

- (1). a legal procedure set in motion in proper form, even with probable cause, and even with ultimate success, **BUT**,
 - (2). **PERVERTED** to accomplish an **ULTERIOR PURPOSE** for which it was not designed, and
 - (3) **A WILFUL ACT** in the use of process **NOT PROPER IN THE REGULAR CONDUCT OF THE PROCEEDING.**
-

❖IMPERSONATING A PROPERTY MANGER TO ARK. DEPT. ENVIRNMENTAL QUALITY (ADEQ)

Bruce Menser caused at least two of my arrests when was, and still am, under the authority of the ADEQ Letter of Compliance to remove trash from the wooded section of 322 Rouse Street, Kensett, Arkansas. This situation caused Bruce Menser to show his Control Freak pattern of behavior as a Pathological/Malignant Narcissist. **I forget how many times he had Kensett Police out to my residence to stop me from cleaning up that wooded lot.** It is the issue of controlling someone by allowing them to do only what the narcissist will allow them to do. It is all about the power of imagined authority the narcissist believes he has over others. In this scenario his pattern of behavior parallels that of a slave owner.

THE ADEQ LETTER

(BACK ON PAGE 85)

That ADEQ Letter and the Malignant Narcissist **PYSCHOLOGICAL PROFILE**❖ that fits BRUCE MENSER's and his cousin Larry Little's patterns of behavior puts the **LIE** to his Police Reports.

The United States Constitution is the closest the human race has ever gotten to a "More Perfect Union." Yet, there are people who are never satisfied with anything. The two types of that fit that type of dissatisfaction are described in the American Psychiatric Association, *DIAGNOSTIC AND STATISTICAL MANUAL OF MENTAL DISORDERS*, 5th Ed. (DSM-5), published 2013 has **OPPOSITIONAL DEFIANT DISORDER (ODD)**, and **MALIGNANT NARCISSISTIC PERSONALITY DISORDER (MNPd or NPD)**. The Diagnostic Criteria for those two personality disorders fit Judge Mark Derrick's patterns of behavior.

Mila Goldner-Vukov and Laurie Jo Moore, **MALIGNANT NARCISSISM: FROM FAIRY TALES TO HARSH REALITY**, Psychiatria Danubina September 22, 2010 Vol. 3 pp. 392-405.²⁷

ABSTRACT: **MALIGNANT NARCISSISM** has been recognized as a **SERIOUS CONDITION** but it has been **LARGELY IGNORED** in psychiatric literature and research. In order to bring this subject to the attention of mental health professionals, **THIS PAPER PRESENTS A CONTEMPORARY SYNTHESIS OF THE BIOPSYCHOSOCIAL DYNAMICS AND RECOMMENDATIONS FOR TREATMENT OF MALIGNANT NARCISSISM.** We reviewed the literature on **Malignant Narcissism** which was sparse. It was first described in psychiatry by Otto Kernberg in 1984. There have been few contributions to the literature since that time. We discovered that the syndrome of Malignant Narcissism was expressed in fairy tales as a part of the collective unconscious long before it was recognized by psychiatry. We searched for prominent malignant narcissists in recent history. We reviewed the literature on treatment and developed categories for family assessment. **MALIGNANT NARCISSISM IS**

²⁷ Available online at: <https://pubmed.ncbi.nlm.nih.gov/20856182/> Also available at https://www.researchgate.net/publication/46381695_Malignant_narcissism_From_fairy_tales_to_harsh_reality.

DESCRIBED AS A CORE NARCISSISTIC PERSONALITY DISORDER, ANTISOCIAL BEHAVIOR, EGO-SYNTONIC SADISM, AND A PARANOID ORIENTATION. There is no structured interview or self-report measure that identifies Malignant Narcissism and this interferes with research, clinical diagnosis and treatment. **This paper presents a synthesis of current knowledge about Malignant Narcissism and proposes a foundation for treatment. Malignant Narcissism is a severe personality disorder that has devastating consequences for the family and SOCIETY. It requires attention within the discipline of psychiatry and the social science community. We recommend treatment in a therapeutic community and a program of prevention that is focused on psychoeducation, not only in mental health professionals, BUT IN THE WIDER SOCIAL COMMUNITY.**

I am presently fighting corrupt Federal judges in my civil case for damages for the United States and the State of Arkansas violating my rights and duties in Federal Court in Little Rock.

<https://americancommondefencereview.files.wordpress.com/2020/12/1st-objection.pdf> (95 pages)

<https://americancommondefencereview.files.wordpress.com/2020/12/2nd-objection.pdf> (118 pages)

<https://americancommondefencereview.files.wordpress.com/2020/11/third-objection.pdf> (361 pages)

With the **3rd Objection** I destroyed every paragraph of the Federal Magistrate Judge Beth Deere's **Recommended Disposition** (Dismissal), that I sarcastically refer to as a **Disputation** because it is a **Pack of Lies**. I even caught the Magistrate Judge **USING A FAKE CASE CITATION!** The Federal Chief Judge Denzil Price Marshall signed off on that **Disputation Pack of Lies**. I subsequently filed a **Judicial Misconduct Complaint** against both judges with **8th Circuit Judicial Council**. You can download all three Objections, but it is the 3rd Objection that has the fake case citation.

So it is the same result that I am destroying the CRIMINAL CASE AGAINST ME instigated by Bruce Menser and the CIVIL CASE AGAINST ME instigated by Larry Little because the both of them are malignant narcissists who cannot tolerate anyone they cannot manipulate and control. I live the my life way I want to live: free and within the law.

I AM INNOCENT!

**ABSOLUTE IMMUNITY FOR JUDGES
HAS BEEN A FRAUD SINCE RATIFICATION OF
THE UNITED STATES CONSTITUTION**

Pat McPherron, **PROOF THAT ABSOLUTE IMMUNITY FROM SUIT IS NOT CONSTITUTIONAL**, 18 Jul 2011.²⁸

ABSTRACT

The 7th Circuit Court of Appeals [in] *Vodak v. City of Chicago* conditions on academic research and rules municipalities have been overly protected from liabilities of their officials. Former U.S. Supreme Court Justice Stevens states Congress should enact legislation to allow suit for prosecutorial misconduct, shortly after Justice Ginsburg read aloud the court's dissent in *Connick v. Thompson*. Waiting in the wings is the most sacred cow of all—**Absolute Immunity for judicial acts**. There are two prongs to the proof.

One prong shows common law did not desire absolute immunity at the time of ratifying the constitution.

The other prong establishes that a policy of absolute immunity is not socially equitable as per the constitution.

NOW BACK TO THE POLICE REPORT

“. . . Lt. Tucker spoke with Don Hamrick who pointed out that Bruce Menser had spray painted trees next to the property he is living at.”

“Hamrick stated that Menser does not own the property and had no right to spray anything. Hamrick stated that the property was owned by 3 other individuals, but Hamrick was not one of them.”

“Menser is the rental manager of the residence that Hamrick is currently living at and Hamrick is in the process of being evicted. Menser showed a video of Hamrick approaching him and it appears that Hamrick had shoved Menser.”

“Hamrick was advised he was trespassed from the surrounding property and had to stay on the immediate property that his current residence is located. Hamrick was advised that if caught trespassing he risked going to jail or being issued a citation.”

“Menser was advised of the affidavit warrant process.”

²⁸ https://papers.ssrn.com/sol3/papers.cfm?abstract_id=1881347

H.Incident Report No.20-01915 White County Sheriff's Department

REPORTING OFFICER: JORDAN TUCKER
COMPLAINANT: DON HAMRICK
SUSPECT: ELNORA LINDSEY
CRIME: ON INFORMATION

DATED: JULY 15, 2020
 OFFENSE = INFORMATION

Incident # 20-01915		White County Sheriff's Dept		Report Date 07/15/20	
Page 1 of 3		Incident Report		Report Time 7:28 AM	
Status Closed	Exception Clearance Not Applicable	Date	Reporting Officer 1555 Bible, Matthew	ORI/Agency AR0730000	
Assigned Officer		Entered By mbible	Approving Officer Tucker, Jordan		
Assisting Officers					
Complainant					
SSN/ID/TIN ** MASKED **	Title Mr	Name Hamrick, Donald	DOB ** MASKED **	Age 64	Sex M
Race White	Ethnicity Not Hispanic/Latino	Home Phone ** MASKED **	Work Phone ** MASKED **	Other Phone ** MASKED **	DL (#, ST) ** MASKED **
US Citizen Yes	Legal Alien	Doc Type	Immig Doc #	Nationality	
Home Address 322 Rouse ST, Kensett, AR 72082				Employer Unknown	
Work Address				Occupation Unknown	
Offenses					
Incident Location 322 Rouse ST Kensett, AR 72082			Zone #1		
Earliest Possible Date 07/01/2020	Time 12:00	Latest Possible Date 07/15/2020	Time 09:00		
#	Statute/Code	Description	Fel/Misd	Att/Comp	Loc
1	10	INFORMATION		Completed	20
MO					Bias 88
					Wpn 99
					CATypes
					Method Of Entry n/a
					# Pems 0
Location Types					
01 Air/Bus/Trip Terminal	13 Hwy/Road/Alley	37 Abandoned/Condemned Structure	48 Industrial Site	Bias Motivation Codes	
02 Bank/SAU	14 Hotel/Motel	38 Amusement Park	49 Military Installation	ANTI-	
03 Bar/Night Club	15 Jail/Prison	39 Arena/Stadium/Fair grounds/Coliseum	50 Park/Playground	11 White	
04 Church/Synag/Temple	16 Lake/Waterway	40 ATM Separate from Bank	51 Rest Area	12 Black or African American	
05 Commercial/Off Bldg	17 Liquor Store	41 Auto Dealership	52 School - College/University	13 American Indian or Alaska Native	
06 Construction Site	18 Parking Lot/Garage	42 Camp/Conspground	53 School - Elementary/Secondary	14 Asian	
07 Convenience Store	19 Rental Storage Facility	43 Daycare Facility	54 Shelter	15 Multi-races, Group	
08 Dept/Government Store	20 Residence/home	44 Dock/Wharf/Freight/Modal Terminal	55 Shopping Mall	16 Native Hawaiian or Other Pacific Islander	
09 Drug Sell/Off Hosp	21 Restaurant	45 Farm Facility	56 Tribal Lands	17 Jewish	
10 Field/Woods	22 Service/Gas Station	46 Gambling	57 Community Center	23 Protestant	
11 Govt/Facility Bldg	23 Specialty Store	47 Gambling Facility/Casino/Race Track	58 Cylinders/pool	24 Islamic (Muslim)	
12 Grocery/Supermarket	24 Unknown/Other			25 Other Religion	
				26 Multi-religious group	
				27 Atheist/Agnostic	
				31 Arab	
				32 Hispanic or Latino	
				33 Not Hispanic or Latino	
				41 Gay (male)	
				42 Lesbian	
				43 Lesbian, Gay, Bisexual or Transgender, Mixed Group (LGBT)	
				44 Homosexual	
				45 Gender	
				51 Phys Disability	
				52 Mental Disability	
				61 Male	
				62 Female	
				71 Transgender	
				72 Gender Non-Conforming	
				88 None	
				99 Unknown	
Suspected Of Using					
None					
Criminal Activity Types					
B Buying/Receiving C Cultivating/Manufacturing					
P Possessing/Concealing O Operating/Promoting/Assisting					
D Distributing/Selling T Transport/Import/Export					
E Exploiting Children U Using/Consuming					
A Simple/Gross Neglect I Intentional Abuse & Torture					
F Organized Abuse S Sexual Assault/Abuse					
Weapon Type(s)					
11 Firearm (Auto)					
12 Handgun (Auto)					
13 Rifle (Auto)					
14 Shotgun (Auto)					
15 Other Firearm					
20 Knife/Cutting Instr					
30 Blunt Object					
35 Motor Vehicle					
40 Personal Weapons					
50 Poison					
60 Explosives					
65 Fire/Incendiary Device					
70 Drugs/Toxic/Sleeping Pills					
85 Asphyxiation					
90 Other					
95 Unknown					
99 None					

Incident # 20-01915

White County Sheriff's Dept

Report Date 07/15/20

Page 2 of 3

Incident Report

Report Time 7:28 AM

Victim #1 <input checked="" type="checkbox"/> Is Complainant		Event # Related 1	
SSN/ID/TIN ** MASKED **	Title Mr	Name Hamrick, Donald	DOB ** MASKED **
Race White	Ethnicity Not Hispanic/Latino	Home Phone ** MASKED **	Work Phone ** MASKED **
US Citizen Yes	Legal Alien	Doc Type	Immig Doc #
Home Address 322 Rouse ST, Kensett, AR 72082		Employer Unknown	
Work Address		Occupation Unknown	
Victim Type Individual	Injury Type None	Aggravated Assault/Homicide Circumstances None	Relationship To Suspect #1 Stepsibling
Justifiable Homicide Circumstances None		Taken to: (Hospital Name)	
Injury Description			

Suspect #1		DOB ** MASKED **		Age 66	Sex F	Resident Status Resident
SSN/ID/TIN ** MASKED **	Title Mrs	Name Lindsey, Elnora A	Home Phone ** MASKED **	Work Phone ** MASKED **	Other Phone ** MASKED **	DL (#, ST) ** MASKED **
Race White	Ethnicity Not Hispanic/Latino	Home Phone ** MASKED **	Work Phone ** MASKED **	Nationality		
US Citizen Yes	Legal Alien	Doc Type	Immig Doc #	Employer Disabled		
Home Address 102 Raines RD 29, Judsonia, AR 72081		Work Address		Occupation		
Height	Weight	Eyes	Build	AKA		

Involvement	Category	Qty/Wt	Brand/Make	Model	Style	CA/UA
1 None	02 Alcohol					
2 Burned	04 Bicycles					
3 Counterfeit/Forged	06 Clothes/Fur					
4 Destroyed/Damaged	07 Computer Hard/Soft					
5 Recovered	08 Consumable Goods					
6 Seized	09 Credit/Debit Cards					
7 Stolen	11 Drugs/Narcotics					
8 Unknown	12 Farm Equipment					
	13 Firearms					
	14 Gambling Equipment					
	15 Heavy Construction/Industrial					
	16 Household Goods					
	17 Jewelry/Precious Metals					
	18 Livestock					
	19 Merchandise					
	20 Money					
	21 Negotiable Instruments					
	22 Non-legal Instruments					
	23 Office-Type Equip					
	25 Purses/Handbags/Wallets					
	26 Radio/TV/VCR					
	27 Recordings-Audio/Visual					
	29 Structure-Single Occ					
	30 Structure-Other Dwelling					
	31 Structure-Commercial					
	32 Structure-Industrial					
	33 Structure-Public					
	34 Structure-Storage					
	35 Structure-Other					
	36 Tools-Power/Hand					
	38 Vehicle Parts					
	39 Watercraft					
	41 Aircraft Parts/Access					
	42 Artistic Supplies					
	43 Building Materials					
	44 Camping/Hunting/Fishing					
	45 Chemicals					
	46 Collections/Collections					
	47 Crops					
	48 Documents / Pers or Bus					
	49 Explosives					
	50 Firearms Accessories					
	51 Fuel					
	52 Freight Accessories					
	53 Fuel					
	54 Fuel					
	55 Identity Documents					
	56 Identity - Intangible					
	57 Law Enforcement Equip					
	58 Identity - Intangible					
	59 Law Enforcement Equip					
	60 Logging Equip					
	61 Lawn/Yard/Garden Equip					
	62 Logging Equipment					
	63 Medical / Life Equipment					
	64 Logging Equipment					
	65 Metals, Non-Precious					
	66 Musical Instruments					
	67 Pets					
	68 Photography/Optical					
	69 Portable Electronic Comm					
	70 Recreational/Sports Equip					
	71 Trailers					
	72 Watercraft Parts/Access					
	73 Weapons - Other					
	74 Pending Inventory					

Involvement g	Category 1	Qty/Wt 1	Brand/Make	Model	Style	CA/UA
Description One Craftsman riding lawnmower. Unknown horsepower or cut size. No serial number.						
Owner	Serial# / Owner Applied#	NCIC Ref #	Evidence #	Value \$200.00		

Narrative & Statements

Narrative - Bible, Matthew - 7/15/2020 (Initial)

On July 15, 2020 I was given a name and number for Mr. Donald Hamrick in reference to his adopted sister being in possession of his mother's (now deceased) lawnmower. Mr. Hamrick informed me that Mrs. Elnora Lindsey is his adopted sister and asked to borrow their late mother's mower and he agreed to let her, but told her to bring it back. In the couple weeks that she has had the mower she has not brought it back even though she has been asked to by Mr. Hamrick. Mr. Hamrick stated that when his mother died

Narrative & Statements

Narrative - Bible, Matthew - 7/15/2020 (Initial)

she did not have a will. He informed me that he lived and cared for his mother for five years before she passed away.

I informed Mr. Hamrick that since there was no will and Mrs. Lindsey is his sister that the lawnmower was not technically stolen. I informed him that this is a civil issues. He requested that a report be on file.

(1). Disputing Officer Matthew Biddle's Incident Report

"On July 15, 2020 I was given the name a name and number for Mr. Donald Hamrick in reference to **HIS ADOPTED SISTER**① being in possession of his mother's (now deceased) lawnmower. Mr. Hamrick informed me that Elnora Lindsey **IS HIS ADOPTED SISTER**① and asked to borrow **THEIR LATE MOTHER'S LAWNMOWER**② and he agreed to let her but told her to bring it back. Mr. In the couple weeks that she has had the mower she has not brought it back even though she has been asked by Mr. Hamrick. Mr. Hamrick Stated that when his mother died she did not have a will. He informed me that he lived and cared for his mother for five years before she passed away.

I informed Mr. Hamrick that since there is no will and **MRS LINDSEY IS HIS SISTER**① that **THE LAWNMOWER WAS NOT TECHNICALLY STOLEN**. ② I informed him that **THIS IS A CIVIL ISSUES**. ② He requested a report be on file."

(2). Officer Mathew Biddle is a Piss-Poor Officer Getting Basic Facts of Identity Wrong & Arriving at the Wrong Conclusion of Law. (Another Dumb Cop.)

① I clearly told Officer Biddle that Elnora Lindsey was the adopted daughter of James Hays, my mother's husband. No WAY she is my adopted sister. I question Officer's competency as a police officer or as a deputy.

② That riding lawn mower became mine after my mother died. James & Patsy Hays did not register the mobile home and their other property with White County as an estate. My mother had behavioral problems. She refused to make a will. She hated to be told what to do. I bought my own copy of the American Psychiatric Association's *DIAGNOSTIC AND STATISTICAL MANUAL OF MENTAL DISORDERS*, 5th Ed. (DSM5) and matched her behavior with *OPPOSITIONAL DEFIANT DISORDER* and *INTERMITTENT EXPLOSIVE DISORDER*. In a candid moment of honesty a few years ago she told me she was bipolar.

Contrary to what Officer Biddle fudged in the INCIDENT REPORT Elnora Lindsey is not my adopted sister. She is one of three deed owners to the land where my mobile sits. The other two deed owners are her brothers, Larry Little in Harlem, Georgia with Gary Little.

Arkansas Code § 5-36-103(a)(1)(2)(4)(A) MISDEMEANOR THEFT OF PROPERTY (BY DECEPTION).

(a) A person commits theft of property if he or she knowingly:

(1) **Takes or exercises unauthorized control over or makes an unauthorized transfer of an interest in the property of another person with the purpose of depriving the owner of the property; or**

(2) **Obtains the property of another person by deception** or by threat with the purpose of depriving the owner of the property.

(4) Class A misdemeanor if:

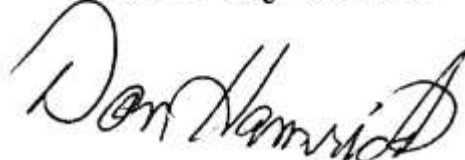
(A) The value of the property is one thousand dollars (\$1,000) or less;

Elnora Lindsey did, in fact and law, did criminally steal my riding lawnmower by deception. I am reiterating that the Incident Report is filled with lies. *(I don't care if the lies were simple Oops(!) based on ignorance of the facts or the deputy had criminal intent to obstruct justice because every deputy in White County knows through the grapevine that I ran for Mayor of Kensett in the 2018 Election on my agenda **TO MAKE KENSETT A CORRUPTION FREE ZONE.** That is when the political retaliation of false arrests, malicious prosecutions, and false convictions fell on me like an avalanche and a mudslide from opposite sides. Dare I say from the left and the right, as though both parties are corrupt?)*

Before My Stroke

A handwritten signature in black ink, appearing as 'Don Hamrick', written on a light background.

After My Stroke

A handwritten signature in black ink, appearing as 'Don Hamrick', written on a light background. The signature is slightly more slanted than the one above.

DON HAMRICK