

PAMELA M KNIGHT
by Pamela Marsha Knight
c/o 4401 Shoalwood Avenue
Austin, Texas 78756

FILED FOR RECORD
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DANA DEBEAUNOR
COUNTY CLERK
TRAVIS COUNTY, TEXAS

Cause No. C-1-CV-05-001462

CITIBANK (SOUTH DAKOTA) N.A.

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IN THE COUNTY COURT

vs.

AT LAW #2

PAMELA M KNIGHT

TRAVIS COUNTY, TEXAS

**MOTION TO CLAIM AND EXERCISE CONSTITUTIONAL RIGHTS
and
REQUIRE THE PRESIDING JUDGE TO RULE UPON THIS MOTION
and
ALL PUBLIC OFFICERS OF THIS COURT TO UPHOLD SAID RIGHTS**

Comes now Pamela Marsha Knight, an American Citizen who retains full constitutional Rights and enjoys benefits thereof, case manager, authorized representative for PAMELA M KNIGHT, alleged defendant (herein), in special appearance, to prevent further harm and damage, without accepting the jurisdiction of the court, in the above captioned matter, pursuant to oaths sworn by the presiding judge and the attending public officers; to wit and whereas

1. To acknowledge and act in accordance with a United States Federal Court ruling, to wit: "The claim and exercise of a Constitutional Right cannot be converted into a crime." Miller v. U.S., 230 F2d 286,489; and
2. To honor, uphold and abide by the oaths taken by the presiding judge and attending court officers, pursuant to the Constitution of the United States of America, Article VI, Clauses 2 and 3, and the Texas Constitution, Article XVI, Section One, in this matter; and
3. To provide due process of law, pursuant to the First, Fourth, Fifth, Sixth, Seventh, Ninth, Tenth and Fourteenth Amendments of the Constitution of the United States of America, and pursuant to the Texas Constitution, and as

required by the aforementioned oaths taken by the presiding judge and attending court officers, in this matter; and

4. To provide equal protection under the law, as required by the National and state Constitutions and pursuant to the referenced oaths; and
5. To respect, protect and uphold the Rights of the woman Pamela Marsha Knight, an American Citizen, in this matter, which Rights are guaranteed in the National and state Constitutions, pursuant to referenced oaths; and
6. To acknowledge and uphold the Constitution of the United States of America as the Supreme Law of this court, in this matter, pursuant to the mandate, in Article I, Section One, of the Texas Constitution, that the National Constitution is the Supreme Law of Texas; and
7. To acknowledge and so rule that any court and/or judge which denies a state Citizen to present evidence in any hearing or trial in total support of her position, some of which has been filed into the folder of this matter and previously been sent to Plaintiff and is un rebutted by Plaintiff and its counsel, is perjury of oath and denial of due process of law; and since neither Plaintiff nor its counsel rebut this presented evidence, then, there is no dispute, and since there is no dispute, there is no controversy, and since there is no controversy, charges must be dismissed; and
8. To acknowledge and so rule that this court and no other court and no judge in Texas has jurisdiction over or can issue a court order against an American Citizen if that court and/or judge: (a) does not provide due process of law; (b) does not provide equal protection under the law; (c) does not respect and uphold the Constitutional Rights of American Citizens, and in this instant action, the Rights of Pamela Marsha Knight, an American Citizen, pursuant to the Rights guaranteed in the Constitutions of the United States of America and Texas; or (d) does act with sufficient force so as to deny the powers and protections of the National and state Constitutions;

9. Wherefore Defendant Pamela Marsha Knight respectfully moves this court to grant this Motion for the aforesaid reasons.

DATED this 5th day of June 2006,


Pamela Marsha Knight, America Citizen, unrepresented
Travis county Texas
[REDACTED]
no telecopier number

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing MOTION TO CLAIM AND EXERCISE CONSTITUTIONAL RIGHTS and REQUIRE THE PRESIDING JUDGE TO RULE UPON THIS MOTION and ALL PUBLIC OFFICERS OF THIS COURT TO UPHOLD SAID RIGHTS was by me hand delivered on June _____, 2006 to the Travis County Clerk, 1000 Guadalupe, Austin, Texas for filing into **Cause No. C-1-CV-05-001462**, and then by me delivered to:

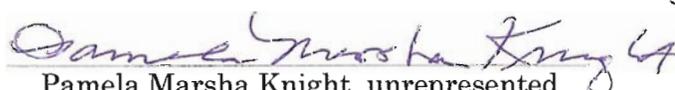
Allen Adkins, 00910050, MCCLESKEY, HARRIGER, BRAZILL & GRAF, L.L.P., P.O. Box 3340, Lubbock, Texas 79452-3340; via prepaid USPS Certified Mail, Article # 7005 3110 0001 7485 4486 Domestic Return Receipt PS Form 3811 used, and

MCCLESKEY, HARRIGER, BRAZILL & GRAF, L.L.P., 5010 University Avenue, Lubbock, Texas 79413; via prepaid USPS Certified Mail, Article # 7005 3110 0001 7485 4547 Domestic Return Receipt PS Form 3811 used; and to one

Jennifer J. Spencer, Fulbright & Jaworski L.L.P., 2200 Ross Avenue, Suite 2800, Dallas, Texas 75201; via prepaid USPS Certified Mail, Article # 7005 3110 0001 7485 4479 Domestic Return Receipt PS Form 3811 used.


W.M. Johnson

A party competent to testify. Not a party to this action.
Acting as independent agent authorized by


Pamela Marsha Knight, unrepresented
Travis county Texas
512-452-1005