

#06-03320

Robert James: Fox
living soul
LIBELEE & VICTIM OF FRAUD

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134 DISTRICT CT

v

Charles W. Gameros, Jr. ET AL
PERSONAL & OFFICIAL CAPACITY

DALLAS, TEXAS

**TEXAS RULE 12 CHALLENGE
AS PRESENTED BY AFFIDAVIT OF
Robert James: Fox**

STATE OF TEXAS

DALLAS COUNTY

I, Robert James: Fox, am a sovereign, sui juris, free white male, a follower of Yahshua the Messiah in the laws of The Almighty Supreme Creator YHVH first and foremost and the laws of man when they are not in conflict (Leviticus 18:3,4). Pursuant to Matthew 5:33-37 and James 5:12, let my yea be yea, and my nay be nay, as supported by Federal Public Law 97-280, 96 Stat. 1211 I have personal knowledge of the matters stated herein, and hereby asseverate understanding the liabilities presented in Briscoe v LaHue 460 US 325.

1.) Texas Rule 12:

A party in a suit or proceeding pending in a court of this state may, by sworn written motion stating that he believes the suit or proceeding is being prosecuted or defended without authority, cause the attorney to be cited to appear before the court and show his authority to act.

2.) I, Robert James: Fox have reason to believe and do believe that James D. Blume, Jennifer S. Stoddard, Joshua H. Northam, Bill Hill, Robert L. Schell, Greg Abbott, Barry R. McBee, Edward D. Burbach, Jeff L. Rose, and Aaron B. Huffman (hereinafter “defendants’ purported attorneys”) are defending this suit without authority.

3.) I have an obligation and a duty when I deal with an agent to thoroughly understand the agency and the authority that they have. See the principal of law quoted in *Federal Crop Ins. v. Merrill* 332 US 380, 68 S Ct 1, 92 L Ed 11 S.Ct., 175 ALR 1075 [1947]. Pursuant to my unalienable, perfect right for challenging agency authority, I am using the form of Rule 12 of the Texas Rules of Court, and Article XVI, Sect. 1 of the Texas Constitution. The only reason that I am using Rule 12 is as a vehicle to protect that right because the Rules have been elevated to the same authority as State statutes. See the principal of law quoted in *Missouri Pacific Railroad v. Cross* 501 SW2d 868, pg 872, Texas 1973, “the Texas Rules of Procedure have the same force and effect of statute”. I am only going to use the Rule as a matter of form to make it convenient for everyone concerned, but no rule can abrogate, alter or abolish a substantive right as expressed in TRCP Rule 815 and 816. I demand that the court issue an order to compel the defendants’ purported attorneys:

A. James D. Blume, Jennifer S. Stoddard, and Joshua H. Northam, representing The Unauthorized Practice of Law Committee, Charles W. Gameros, Jr. and Leland de la Garza, and;

B. Bill Hill and Robert L. Schell, representing Dallas County, Bill Hill, Michael Gothard, Jim Bowles, and Joel Winful, and;

**C. Greg Abbott, Barry R. McBee, Edward D. Burbach, Jeff L. Rose, Aaron B. Huffman, representing Scott A. Brister, Wallace B. Jefferson, Nathan Hecht, Harriet O'Neill, and Dale Wainwright, and;
any other "attorney" who appears in this action claiming to represent the defendant parties, to appear and show authority to represent the defendant(s) in this case.**

4.) Defendants' purported attorneys shall be compelled to bring for *in camera* inspection any and all evidence of authority to represent parties in this case including but not limited to all documents listed below concerning their authority.

5.) While the defendants' purported attorneys may allege that they are in possession of a Texas State license, there are no facts or evidence in the record that any such license was issued under statutory authority of the State of Texas or the Texas Supreme Court to appear in this Court and to engage in the practice of law within Texas boundaries. I demand that the defendants' purported attorneys purported to represent the defendants, as well as any other purported attorney who may appear or participate in any way in this case, appear before the Court with an authentic copy of such license. I hereby present my demand that this court and the officers thereof take notice that the BAR card registration is not a

license. Also Pursuant to the Texas Rules of Evidence 102 and 201, I demand that actual evidence be presented for the record in order to verify that the any defendants' purported attorneys are licensed.

6.) Pursuant to Article 16, Section 1 of the Texas Constitution, I demand that any defendants' purported attorneys appearing in this case before the Court appear with an authentic copy of his oath imprinted upon the back of his official license as required by Texas Govt Code, Title 2, Subtitle G, sec 82.037 (a) and (b), showing that he is in strict compliance with Art. 16, Section 1 and all of Art. 1.

7.) Pursuant to Article 16, Section 1 of the Texas Constitution, I demand that any defendants' purported attorneys appearing in this case before the Court appear with an authentic copy of his statements of office(r), official oath, as well as his occupational licenses, bonds, commissions, and foreign agents registration statements (22 USC 612 et. sec.).

8.) The defendants' purported attorneys have not appeared in the court with the authenticated authority between their Client(s) and them in hand and are without apparent authority, as required by law, to represent the defendant parties. I demand that the defendants' purported attorneys enter a copy of said authority into the record of this cause. Until they prove they are competent, it must be assumed that they are not and that they have no authority to represent.

9.) I have not seen where any of the defendants' purported attorneys have placed an Entry of Appearance

in the court and are without apparent authority, as required by law, to represent the defendant parties. I demand that the defendants' purported attorneys file an Entry of Appearance into the record of this cause.

10.) As well as showing authority I demand to be provided answers to the following by the defendants' purported attorneys by facts and evidence:

- "A. Are the defendants' purported attorneys or the Client(s) going to be liable for damages in the case? Or is an insurance company bonding agent going to assume liability? If so, what is the name and policy number of the company?
- "B. Do the defendants' purported attorneys have any affiliation with any other fraternal organizations such as the Knight's Templar, Middle Temple of the Crown, INTERPOL, International Monetary Fund, United Nations or any other organization that might sway their interests or cause a conflict or judicial bias?

11.) I am not an expert in the law however I do know right from wrong. If there is any human being damaged by any statements herein, if he will inform me by facts I will sincerely make every effort to amend my ways. I hereby and herein reserve the right to amend and make amendment to this document as necessary in order that the truth may be ascertained and proceedings justly determined. If the parties given notice by means of this document have information that would controvert and overcome this Affidavit, please advise me IN WRITTEN AFFIDAVIT FORM within twenty (20) days from receipt hereof providing me with your counteraffidavit, proving with particularity by stating all requisite actual evidentiary

fact and all requisite actual law, and not merely the ultimate facts or conclusions of law, that this Affidavit Statement is substantially and materially false sufficiently to change materially my status and factual declarations. Your silence stands as consent to, and tacit approval of, the factual declarations herein being established as fact as a matter of law. May the will of our Heavenly Father Yahvah, through the power and authority of the blood of His son Yahshua be done on Earth as it is in Heaven.

Reserving ALL Natural God-Given Unalienable Birthrights, Waiving None, Ever,

28 USC §1746

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Signed on this the third day of the seventh month in the year of our Lord and Savior, Yahshua, two thousand six.

Robert James: Fox
Robert James: Fox
general delivery
Camden, (Zip Exempt, postal Reg. 122.32)
Arkansas, North America

CONFERENCE

I attempted to conference with defendant's counsel Office of the Atty General, Bill Hill, and Blume & Stoddard and was unable to conference with them, therefore it is

assumed that they oppose.

Robert James: Fox

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FIAT

A hearing is set regarding the above matter to be heard at _____ a.m / p.m. on the _____ day of July, A.D. 2006.

Judge Presiding

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing document was sent by mail, postage prepaid, to the parties sued, and mailed and faxed to defendants' purported attorneys, this third day of the seventh month in the year of our Lord and Savior, Yahshua, two thousand six.

Robert James: Fox

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Notice

You now have due process notice and opportunity to prepare for the Texas Rule 12 and Agency Challenge for case #06-03320.

Due to the court's being closed on July 3, A.D. 2006, the date and time of the hearing will be confirmed and sent to you on July 5, A.D. 2006.

Robert James: Fox