

Invoice No. MotoSAT – 004.2 Presentment for Indictment
SL City Police Report No. 07-195373
SL County Third Dist. Court Complaint No. 070915722
Utah Labor Commission Claim No. 08-00655

Secured & Injured Man (Payee):

/s/ Bruddah RobBob:

Robert Vincent Crifasi© MMVII a compelled fiction: “mark”

Mail Address:

c/o: **858 South 300 East [not a domicile]**
Salt Lake City, Utah [84111]

Payer:

Jim Pendleton: Mobil Technology, Inc., dba MotoSAT

c/o Tom Lowe, SLB # 2006, in private capacity.

1955 South Milestone Drive
Salt Lake City, Utah [84104]

Conspirators; Judgment in Personam:

James Pendleton, president “MotoSAT”

Julie Morgan, Gestapo Queen, “MotoSAT”

Peter Ennenga, Attorney, “MotoSAT”: (801) 486-1112

Tomas Lowe, Attorney, “MotoSAT”: (801) 486-1112

Mike Medley, Conspirator, DWS, State of Utah Corp

Geri Dominguez, Conspirator, HR manager “MotoSAT”

Ed Travis, Signor Conspirator, “MotoSAT”

Wendy Conrad, “MotoSAT”

Michael Tenney, Conspirator, Social Security Administration, [US CORP [20CFR423.5]]

Greg Schaller, Conspirator, Social security Administration, US CORP

Ron Dahl, Conspirator, Social security Administration, US CORP

Kathy Prettyman, Conspirator, DWS, State of Utah Corp

Jerry Fruin, Conspirator, DWS, State of Utah Corp

Angie Campbell, Conspirator, DWS, State of Utah Corp

Robert Young, SLC Police #438, Conspirator

Pay this face value in US 90% silver Coin: Multi-millions.



Demand for Real Value Payment

Foreclosure & Indictment

No “debt” is owed to the United States, a federal corp.

Remedies to be Liberally Administered

No right to collect “debt” not owed - established FDCPA

Not Complete without Enclosures: UCC Filing

Fine: Compelled Association Sept. 11, ICD 2006 onward

Utah Code -Title 34 - Chapter 34 - Utah Right to Work Law

34-34-11. Injunctive relief -- Damages.

34-34-13. Damages. 34-34-14. Jurisdiction.

34-34-17. Misdemeanor.

Notice to Agent is Notice to Principal

Notice to Principal is Notice to Agent

Utah Division Of Corporations

Acknowledgement of Filing

File Number: 331230200781

Record Date: 10-30-2007 11:13

Type: UCC - Old File Number: N/A

Lapse Date: 10-30-2012 11:13

Status: ACTIVE



To: Lohra L. Miller, SLC District Attorney
Justice Division
Broadway Tower
111 East Broadway Suite 400
Salt Lake City, Utah 84111
Tel: (801)363-7900
Fax: (801)366-7981

Date: November 18, ICD anno Domini MMVII 2007

1) This Instrument serves as my formal complaint to initiate the arrest and prosecution of thee certain people identified herein and others unknown who, after the wrongs were made known to them, are charged with the following willful penal code violations under our state and national constitutions, and the statutes of the state of Utah, and of the US codes specified (other penal code violations may apply as well):

UCC § 1-103. Construction of [Uniform Commercial Code] to Promote its Purposes and Policies: Applicability of Supplemental Principles of Law.

(a) [The Uniform Commercial Code] must be liberally construed and applied to promote its underlying purposes and policies, which are: (1) to simplify, clarify, and modernize the law governing commercial transactions; (2) to permit the continued expansion of commercial practices through custom, usage, and agreement of the parties; and (3) to make uniform the law among the various jurisdictions.

(b) Unless displaced by the particular provisions of [the Uniform Commercial Code], the principles of law and equity, including the law merchant and the law relative to capacity to contract, principal and agent, estoppel, fraud, misrepresentation, duress, coercion, mistake, bankruptcy, and other validating or invalidating cause supplement its provisions.

Utah Code -- Title 34 -- Chapter 34 -- Utah Right to Work Law.

34-34-4. Agreement, understanding or practice denying right to work declared illegal.

Any express or implied agreement, understanding or practice between any employer and any labor union, labor organization or any other type of association, whereby any person not a member of such union, organization or any other type of association shall be denied the right to work for an employer, or whereby membership in such labor union, labor organization or any other type of association is made a condition of employment or continuation of employment by such employer, or whereby any such union, organization or any other type of association acquires an employment monopoly in any enterprise or industry, is hereby declared to be an illegal combination or conspiracy and against public policy.

34-34-5. Any agreement, understanding or practice designed to violate chapter declared illegal.

Any express or implied agreement, understanding or, any employer or labor union, labor organization or any other type of association, whether or not a party thereto, to violate practice which is designed to cause or require, or has the effect of causing or requiring any provision of this chapter is hereby declared an illegal agreement, understanding, or practice and contrary to public policy.

34-34-7. Compelling person to join or not join labor union unlawful.

It shall be unlawful for any employer, person, firm, association, corporation, employee, labor union, labor organization or any other type of association, officer or agent of such, or member of same, to compel or force, or to attempt to compel or force, any person to join or refrain from joining any labor union, labor organization or any other type of association.

34-34-8. Employer not to require union membership.

No employer shall require any person to become or remain a member of any labor union, labor organization or any other type of association as a condition of employment or continuation of employment by such employer.

34-34-11. Injunctive relief -- Damages.

Any employer, person, firm, association, corporation, employee, labor union, labor organization or any other type of association injured as a result of any violation or threatened violation of any provision of this chapter, or threatened with any such violation shall be entitled to injunctive relief against any and all violators or persons threatening violation and also to recover from such violator or violators, or person or persons, any and all damages of any character cognizable at common law resulting from such violations or threatened violations. Such remedies shall be independent of and in addition to the penalties and remedies prescribed in other provisions of this chapter.

34-34-12. Injunction against violating chapter.

In addition to the penal provisions of this chapter, any person, firm, corporation, association, or any labor union, labor organization or any other type of association, or any officer, representative, agent or member thereof may be restrained by injunction from doing or continuing to do any of the matters and things prohibited by this chapter.

34-34-13. Damages for denial or deprivation of continuation of employment.

Any person who may be denied employment or be deprived of continuation of his employment in violation of this chapter shall be entitled to recover from such employer and from any other person, firm, corporation or association acting in concert with him by appropriate action in the courts of this state such damages as he may have sustained by reason of such denial or deprivation of employment.

34-34-14. Jurisdiction.

The jurisdiction of any action brought to enforce this chapter is hereby conferred upon and vested in the district court of the county in which any person, group of persons, firm, association, corporation, labor union, labor organization or any other type of association, or representatives thereof, who violates this chapter, or any part of it, resides or has a place of business, or may be found and served with process.

34-34-17. Violation of act a misdemeanor.

A violation of this act shall constitute a misdemeanor, and each day such unlawful conduct, as defined in this chapter, is in effect or continued shall be deemed a separate offense and shall be punishable as such, as provided in this chapter.

Utah Code -- Title 39 -- Chapter 06 -- Utah Code of Military Justice.

39-6-98. Theft -- Wrongful conversion.

(1) A person subject to this chapter who unlawfully takes, obtains, or withholds, by any means, from the possession of the owner or from any other person any money, personal property, or article of value of any kind:

- (a) with intent permanently to deprive or defraud another person of the use and benefit of property or to appropriate it to his own use or the use of any person other than the owner, is guilty of theft; or
- (b) with intent to temporarily deprive or defraud another person of the use and benefit of property or to convert the property to his own use or the use of any other person other than the owner, is guilty of wrongful conversion.

Title 18, U.S.C., Section 241 Conspiracy Against Rights.

This statute makes it unlawful for two or more persons to conspire to injure, oppress, threaten, or intimidate any person of any state, territory or district in the free exercise or enjoyment of any right or privilege secured to him/her by the Constitution or the laws of the United States, (or because of his/her having exercised the same).

Title 18, U.S.C., Section 242. Deprivation of Rights Under Color of Law.

This statute makes it a crime for any person acting under color of law, statute, ordinance, regulation, or custom to willfully deprive or cause to be deprived from any person those rights, privileges, or immunities secured or protected by the Constitution and laws of the U.S.

U.S. Department of Homeland Security Form I-9: Anti-Discrimination Notice. “It is illegal to discriminate against any individual (other than an alien not authorized to work in the U.S.) in hiring, discharging, or recruiting or referring for a fee because of that individual's national origin or citizenship status. It is illegal to discriminate against work eligible individuals. Employers CANNOT specify what documents they will accept from an employee. The refusal to hire an individual because of a future expiration may also constitute illegal discrimination.”

SOCIAL SECURITY ADMINISTRATION Form OMB 0960-0508 ANTI-DISCRIMINATION NOTICE: “IMPORTANT! THE FACT THAT YOU HAVE RECEIVED THIS LETTER DOES NOT, IN AND OF ITSELF, ALLOW YOUR EMPLOYER TO CHANGE YOUR JOB, LAY YOU OFF, FIRE YOU OR TAKE OTHER ACTION AGAINST YOU. IF YOU THINK YOUR EMPLOYER IS DISCRIMINATING AGAINST YOU BECAUSE YOUR NAME AND SOCIAL SECURITY NUMBER DO NOT MATCH OUR RECORDS, SEE THE ATTACHED INFORMATION ON IMPORTANT PROTECTIONS OF YOUR RIGHTS.”

2) UCC § 1-201. General Definitions. (8) "Burden of establishing" a fact means the burden of persuading the trier of fact that the existence of the fact is more probable than its nonexistence.

Please see the following documents (these instruments, and other exhibits are also available in Adobe.pdf format on the enclosed DVD):

EXH_O: MOTOSAT CERTIFICATION OF FACTS (13 pages).

EXH_P: CERTIFICATON OF FEDERAL EMPLOYER PRIVILEGE (4 pages).

EXH_P1: CERTIFICATON OF FEDERAL EMPLOYEE STATUS (1 page).

3) Please read the following Civil Complaint filed at the Third District Court, Salt Lake County: Judge Joseph C. Frotto, Jr. Due to extreme hardship, this 24 page file is not printed out, but it is incorporated here and it is aavailable on DVD and / or Internet at <http://crifasi.net/klaimit>:

MotoSAT Amended Complaint No. 070915722.



Fault [UCC § 1-103(b)]	UCC Fine @ USA 90% silver Coin @ Face Value Dollars: Real Value	Man Hours x 50 USA 90% silver Coin @ Face Value Dollars: Real Value / Hr.	Total = Man Hrs + UCC Fine Sum Certain = USA 90% silver Coin @ Face value Dollars Real Value	Payment Due Date ICD 2007
Malfeasance of Office	\$ 4,240,000	\$ 50 x 6 hrs. = 300	\$ 24,300	November 10
Conspiracy	4,240,000	50 x 6 hrs. = 300	24,300	November 10
Fraud	4,240,000	50 x 6 hrs. = 300	24,300	November 10
Misrepresentation	4,240,000	50 x 6 hrs. = 300	24,300	November 10
Breach	4,240,000	50 x 6 hrs. = 300	24,300	November 10
Invasion of Privacy	4,240,000	50 x 6 hrs. = 300	24,300	November 10
INTENTIONAL INFLICTION of Emotional Distress	424,194,888	Foreclosure	Foreclosure	November 2, ICD MMVII
Compelled Association	Penal	Foreclosure	Foreclosure	Foreclosure
Conspiracy Against My YHWH Endowed and Contractually Secured Rights	Penal	Foreclosure	Foreclosure	Foreclosure
Deprivation of My Rights under Color of Law	Penal	Foreclosure	Foreclosure	Foreclosure
Theft -- Wrongful conversion	Penal	Foreclosure	Foreclosure	Foreclosure
Treason against the People Who Are thee Republic aka Thee united states of America	Penal	Foreclosure	Foreclosure	Foreclosure
Breach of Fiduciary Duty	Penal	Foreclosure	Foreclosure	Foreclosure
Interference to My Private Property; enjoyment and use	Penal	Foreclosure	Foreclosure	Foreclosure
Illegal Termination	Penal	Foreclosure	Foreclosure	Foreclosure

RICO 1965(c)	Penal	Foreclosure	Foreclosure	Foreclosure
	Penal	Foreclosure	Foreclosure	Foreclosure
Sum Certain	Foreclosure	Multi-millions	Billions	Today: Nov. 2, ICD MMVII

Discharge Amount in USD shall be Accepted only Under Protest & Without Prejudice [See: UCC § 1-308(a)] = \$ Foreclosure^{USD}
 Acknowledgement of Filing

File Number: 331230200781 Record Date: 10-30-2007 11:13 Type:UCC

Old File Number: N/A Lapse Date: 10-30-2012 11:13 Status: ACTIVE

Collateral Description:

TO SECURE ANY AND ALL INDEBTEDNESS (AS HEREINAFTER DEFINED) WHATSOEVER OWING FROM DEBTORS TO ROBERT VINCENT CRIFASI, THE REAL YHWH CREATED MAN, (SECURED PARTY, OWNER) FROM TIME TO TIME AND THE PROMPT FULL AND FAITHFUL PERFORMANCE BY DEBTOR OF ANY AND ALL PROVISIONS TO BE KEPT, OBSERVED OR PERFORMED AND/OR PAYMENTS TO BE MADE BY DEBTOR UNDER THIS AGREEMENT, THE SECURED PARTY SHALL BILL JAMES PENDLETON; MOBIL TECHNOLOGY INC DBA MOTOSAT DIVISION (DEBTORS, USERS) AT THE SUM CERTAIN AMOUNT = US 90% SILVER COIN: \$50.00/HR LAWFUL UNITED STATES OF AMERICA SILVER SPECIE DOLLARS [OR 500.00/HR USD UNDER PROTEST] FOR THE SECURED PARTY'S PRIVATE CONSULTATION FEE FOR THE DURATION OF ROBERT VINCENT CRIFASI, THEE REAL MAN'S, (THE SECURED PARTY'S, ME, MY) TIME FOR BRINGING THESE MATTERS TO A SWIFT AND FINAL REMEDY.

THE DEBTOR'S DEFAULT BY SILENCE STANDS AS THE DEBTOR'S REPLY OR ANY REPLY FROM IT'S REPRESENTATIVE IN WRITING AND/OR TELEPHONIC; OR ELECTRONIC RECORD FORM IN ANY WAY WHAT-SO-EVER EXCEPT PAYMENT CONSTITUTES THE DEBTOR'S ADMITTANCE TO AGREEMENT TO THE BINDING CONTRACT CONSTRUED HEREIN AND HEREBY IS THE DEBTOR'S ADMITTED AGREEMENT TO THE TERMS AND CONDITIONS IN EXPRESS AT THIS SECURITY AGREEMENT AND AS A CONTINUING SECURITY AGREEMENT. THE DEBTOR'S DEFAULT BY SILENCE OR FAULT IN ANY WAY WILL END ALL CONTRACT OBLIGATIONS WITH THE DEBTOR, AND THE SECURED PARTY SHALL IMMEDIATELY BEGIN ACTIONS IN APPEARANCE SPECIAL AS THE AGGRIEVED PARTY AND AS THE SECURED PARTY UPON WHICH THE RELIEF CAN BE GRANTED IN ANY COURT IN AMERICA. (FORECLOSURE).

DEFAULT = SELF-EXECUTING CONTRACT/SECURITY AGREEMENT: THE UNAUTHORIZED USE OF THE SECURED PARTY'S MARK AND/OR BREACH OF DEBTOR'S OBLIGATION OF GOOD FAITH OR FAULT AT [UCC 1-103(B)]; IN NEXUS WITH AN SSN 000-00-0000 (COMPELLED ASSOCIATION), AND OR W-3 FILING TO THE SOCIAL SECURITY ADMINISTRATION (SSA, THIRD PARTY), ON EACH / EVERY PAYCHECK ISSUED 9/11/06 - 10/02/07 WITH THE MISNOMER OF MEDICARE EMPLOYEE AND / OR SOCIAL SECURITY EMPLOYEE MISREPRESENTED UPON ITS FACE, AND AT WHICH THE REAL VALUE OF MY SERVICE WAS TAKEN AND CONVEYED TO THE THIRD PARTY WITHOUT REASONABLE CAUSE AND OR WITHOUT THE CONSENT OF THE SECURED PARTY: IN THE SUM CERTAIN AMOUNT OF TWENTY-FOUR THOUSAND (24,000.00) US 90% SILVER COIN LAWFUL UNITED STATES OF AMERICA SILVER SPECIE DOLLARS AT EACH OCCURANCE OF FAULT AND/OR BREACH OF GOOD FAITH AND/OR DELIVERY OF SUCH PAYCHECK.

ALL RIGHTS ARE CLAIMED AND RESERVED BY THE SECURED PARTY REGARDING THE REGISTERED MARK ROBERT VINCENT CRIFASI(C)(R), OR ANY DERIVATIVE THEREOF, AND THE COMMON-LAW COPYRIGHT OF THE WORDS OF ART AND PROPRIETARY IMAGE ENTITLED AND APPEARING AS ROBERT VINCENT CRIFASI(C)(R) (OR ANY DERIVITIVE THEREOF) - COMMON LAW COPYRIGHT 2007 BY THE SECURED PARTY, AS WELL AS EACH AND EVERY DERIVATIVE OF SAID MARK AND WORDS OF ART / IMAGE, AND ALL VARIATIONS IN THE SPELLING THEREOF, NUNC PRO TUNC TO APRIL 24, ANNO DOMINI 1948 IN NEXUS WITH AN SSN 000-00-0000 (COMPELLED ASSOCIATION), AND OR W-3 FILING TO THE SOCIAL SECURITY ADMINISTRATION (SSA, THIRD PARTY), ON EACH / EVERY PAYCHECK ISSUED 9/11/06 - 10/02/07 WITH THE MISNOMER OF MEDICARE EMPLOYEE AND / OR SOCIAL SECURITY EMPLOYEE MISREPRESENTED UPON ITS FACE, AND AT WHICH THE REAL VALUE

OF MY SERVICE WAS TAKEN AND CONVEYED TO THE THIRD PARTY WITHOUT REASONABLE CAUSE AND OR WITHOUT THE CONSENT OF THE SECURED PARTY.

SAID COMMON-LAW MARK OR ANY DERIVATIVE THEREOF, MAY NOT BE USED NOR REPRODUCED, NEITHER IN WHOLE NOR IN PART, NOR IN ANY MANNER WHATSOEVER, WITHOUT THE PRIOR EXPRESSED, WRITTEN CONSENT AND ACKNOWLEDGMENT OF THE SECURED PARTY, SIGNIFIED BY A RED-INK SIGNATURE OF THE SECURED PARTY, HEREINAFTER OWNER.

I find the Defendants' default to me to be their acquiescence at Silence; to be a tacit admission of their willful fraud.

Jerome H. Sheip Co. v. Amos, 100 Fla. 863, 130 So. 699, 705 (1930): "***A man is free to lay hand upon his own property. To acquire and possess property is a right, not a privilege ... The right to acquire and possess property cannot alone be made the subject of an excise nor, generally speaking, can an excise be laid upon the mere right to possess the fruits thereof, as that right is the chief attribute of ownership.***" (Underline emphasis added)

Coppage vs. State of Kansas, 236 US 1, 23-24 (1915), "*The court held it unconstitutional, saying: 'The right to follow any lawful vocation and to make contracts is as completely within the protection of the Constitution as the right to hold property free from unwarranted seizure, or the liberty to go when and where one will. One of the ways of obtaining property is by contract. The right, therefore, to contract cannot be infringed by the legislature without violating the letter and spirit of the Constitution. Every citizen is protected in his right to work where and for whom he will. He may select not only his employer, but also his associates.'*" (Underline emphasis);

Truax vs. Corrigan, 257 US 312, 348 (1921), "*That the right to conduct a lawful business, and thereby acquire pecuniary profits, is property, is indisputable.*"

Meyer vs. State of Nebraska, 262 US 390, 399 (1923); "*While this court has not attempted to define with exactness the liberty thus guaranteed, the term has received much consideration and some of the included things have been definitely stated. Without doubt, it denotes not merely freedom from bodily restraint but also the right of the individual to contract, to engage in any of the common occupations of life, to acquire useful knowledge, to marry, establish a home and bring up children, to worship God according to the dictates of his own conscience, and generally to enjoy those privileges long recognized at common law as essential to the orderly pursuit of happiness by free men. Slaughter-House Cases, 16 Wall. 36; Butchers' Union Co. v. Crescent City Co., [111 U.S. 746](#), 4 Sup. Ct. 652; Yick Wo v. Hopkins, [118 U.S. 356](#), 6 Sup. Ct. 1064; Minnesota v. Barber, [136 U.S. 313](#), 10 Sup. Ct. 862; Allegeyer v. Louisiana, [165 U.S. 578](#), 17 Sup. Ct. 427; Lochner v. New York, [198 U.S. 45](#), 25 Sup. Ct. 539, 3 Ann. Cas. 1133; Twining v. New Jersey [211 U.S. 78](#), 29 Sup. Ct. 14; Chicago, B. & Q. R. R. v. McGuire, [219 U.S. 549](#), 31 Sup. Ct. 259; Truax v. Raich, [239 U.S. 33](#), 36 Sup. Ct. 7, L. R. A. 1916D, 545, Ann. Cas. 1917B, 283; Adams v. Tanner, [224 U.S. 590](#), 37 Sup. Ct. 662, L. R. A. 1917F, 1163, Ann. Cas. 1917D, 973; New York Life Ins. Co. v. Dodge, [246 U.S. 357](#), 38 Sup. Ct. 337, Ann. Cas. 1918E, 593; Truax v. Corrigan, [257 U.S. 312](#), 42 Sup. Ct. 124; Adkins v. Children's Hospital (April 9, 1923), [261 U.S. 525](#), 43 Sup. Ct. 394, 67 L. Ed. --; Wyeth v. Cambridge Board of Health, 200 Mass. 474, 86 N. E. 925, 128 Am. St. Rep. 439, 23 L. R. A. (N. S.) 147."*

Sims vs. Ahrens, 167 Ark. 557; 271 S.W. 720, 730-733 (1925), "*The legislature has no power to declare as a privilege and tax for revenue purposes, occupations that are of common right...*" (Underline emphasis)

No direct un-apportioned tax confirmed by the US Supreme Court rulings.

I am not a lawyer and don't want to be a lawyer, because most trial lawyers are willing to lie most of the time and will ultimately have to answer to Arnion.

Sealed with My own violation, and by direct act of Mine own hand. Executed at Salt Lake county, Utah. I endorse this document on this date, nunc pro tunc, to the date of My freeborn Birth on the 24th day of the 4th month of the anno Domini year in 1948; and to nullify any remaining obligation in assumpsit presumed by agents for the parties in interest at the filing of the fiction ROBERT VINCENT CRIFASI©®, or any derivative thereof, on the 27th day of the 4th month of the anno Domini 1948 year for Our Living Creator, Almighty YHWH for Thee Sacrifixcial Atonement, Yahushua from Natsarith, unto perpetuity and beyond.

Accordingly, I say for the ages:

{33} **Again you have heard that it was said to those of old, "You shall not swear falsely, but shall perform your oaths to the Lord."**

{ 34 } **But I say unto you, Swear not at all; neither by heaven; for it is God's throne:**
{ 35 } **Nor by the earth; for it is his footstool: neither by Jerusalem; for it is the city of the great King.**
{ 36 } **Neither shalt thou swear by thy head, because thou canst not make one hair white or black.**
{ 37 } **But let your word be, Yea, yea; Nay, nay: for whatsoever is more than these cometh of evil. Matthew 5:33-3.**

Sabaoth, for the Fulfillment, and Enforcement of the Law to the letter of the Law, One Inhabitant standing on Perfect Liberty, Salt Lake county, the Soil for these united States of America [U.S. Code (U.S.C.) TITLE 28 § 1746(1)]; I rise and say the following:

My Liberty, and All Mine Unalienable Rights are Claimed, and Reserved unto Perpetuity at the Rule for the Perfect Law of Liberty. Without Prejudice.

Use of Notary on this document does not constitute any adhesion, nor does it alter My Lawful standing in any manner. The purpose for notary is verification only and not for entrance into any foreign jurisdiction.

(Robert Vincent Crifasi©)
Representative For the 50 Union states of America, the Republic For which Old Glory Stands

Subscribed and sworn/affirmed to before me on this _____ day of

_____ 20__ by _____

A lack of response by each (any) Respondent establishes that a "fault" at [UCC 1-201(16)] exists, creating a fraud through material misrepresentation that vitiates all agreements, contracts, forms, etc., express or implied, from the beginning, UCC 1-103.

The Defendants' silence is their acquiescence to the truth of every statement/avermnt of fact herein.

I express and reserve My Right to amend, supplement or augment this Administrative Affidavit of Truth and Presumptive Notice at any time up to and including the commencement of a hearing before a bona fide court of law with jurisdiction to decide a dispute between the men.