

Robert Vincent Crifasi©

General Post, Salt Lake County, Utah Republic
The confederated united States of America
In care of - c/o:
West Jordan [84084] – *not a domicile*

September 3, *anno Domini* MMVII [2007]

Michael Tenney, District Manager, in private capacity
SOCIAL SECURITY ADMINISTRATION
SUITE 100
348 E WINCHESTER ST
MURRAY UT 84107-0000

**Notice to the Agent is Notice to the Principal
Notice to the Principal is Notice to the Agent**

To Michael Tenney and to Whom it Concerns:

I am writing you because you at least are a person accountable instead of a closed loop non-information system. This matter may have legal consequence to you directly in both your professional and private capacities; hence I proceed to notify you in good faith as follows:

Constructive Notice of Fault: Seventy-two (72) Hour Opportunity to Cure

I, the undersigned, in order to protect my unalienable rights to life, liberty, and property, inclusive of my right to the proper in rem and in persona sovereign Judicial Power Occupant standing on the soil, have been forced to amend certain legal documents and statements, due to the continued revelation and increased discovery of the continuous acts of fraud upon me by the *de facto* governments, both State and Federal, and therefore I declare that I am now and fully intend to remain free to amend any and all such documents and statements, as a matter of substantive right, for I cannot be held liable for either the acts or the omissions by certain employees of governments which are out of my control, which acts and omissions constitute fraud in one form or another. Therefore, I proceed at all times "WITH EXPLICIT RESERVATION OF ALL MY UNALIENABLE RIGHTS AND WITHOUT PREJUDICE TO ANY OF MY UNALIENABLE RIGHTS", inclusive of my private right to substantive and procedural due process proceedings under the Judicial Power of both my state and my Nation.

Whereas: "Silence can only be equated with fraud when there is a legal or moral duty to speak, or when an inquiry left unanswered would be intentionally misleading... We cannot condone this shocking conduct...If that is the case we hope our message is clear. This sort of deception will not be tolerated and if this is routine it should be corrected immediately."
U.S. v. Tweel, 550 F.2d 297, 299-300 (1977)

THIS IS A PRIVATE COMMUNICATION

USPS CERT MAIL: 7005 1820 0007 9748 9764 R/R

**Re: Constructive Notice and Demand dated August 4, 2007
USPS CERT: 7005 0390 000 0737 0063 R/R**

**Re: Notice and Demand dated July 17, 2007
USPS cert mail: 7005 0390 0000 0737 0193**

**NOTICE OF FAULT
NOTICE OF SEVENTY-TWO (72) HOUR OPPORTUNITY TO CURE**

COPY TO:
Human Resource Manager
MOBIL TECHNOLOGY, INC. dba MOTOSAT
1955 S MILESTONE DR
SALT LAKE CITY, UT 84104
TEL: 801-972-8869
USPS cert mail: 7005 1820 0007 9748 9757

1. The enclosed proof of delivery (Exhibit A: USPS CERT: 7005 0390 000 0737 0063 R/R, Aug. 7, 2007) stands in verifiable recorded evidence that you and certain employees of the aforementioned agencies are in verifiable receipt of legal notification and demand to correct erroneous data still being maintained without my consent and without reasonable cause in the (US CORP) SSA / IRS / FTB and other (MotoSAT) systems of record by said agencies, and
2. fatal material and clerical gross faults are known to exist in the SSA / IRS / FTB system of record that are not accurate, relevant, timely, or complete in all calendar years on record including but not limited to Y 1965 - present, and yet are still being maintained by certain SSA / IRS / FTB employees without my consent and without reasonable cause (**NOTICE:** see USPS Cert Mail 7005 0390 0000 0737 0193 and all enclosures already in your possession), and
3. the SSAN 092-40-2212 is *Void ab initio* by authority at the Thirteenth Amendment to the Constitution for the united States of America codified at Uniform Commercial Code (UCC) 1-103 and UCC 1-308, and others, and
4. I appeared at your location on August 2, 2007 for quality assurance purposes to hand-deliver the above-mentioned package of documentary evidence to your window-counter agent. The said man (SSA agent) was abusively obtuse as he objected to verifying the documents presented to him, not even to call up the record on his computer screen. Instead he acted on false presumptions, not supported by evidence, to traverse and further obfuscate my simple respectful demand in response to the SSA Data Operations form OMB No. 0960-0508 information request, and nevertheless,
5. the proper notice of the rescission of all applications for government benefits has been properly tendered to the Secretary via date-stamped delivery to your Manager-On-Duty on August 2, 2007 by means *inter alia* of Form 56 and Form 521, also filed to the Internal Revenue Service and the Social Security Administration OIG

respectively (see: USPS Cert Mail 7005 0390 0000 0737 0193 already in your file);
and,

6. the human resources manager and certain other employees of MOBIL TECHNOLOGY, INC., dba MOTOSAT are in receipt of all of the foregoing documentary evidence, however, the responsible personnel willfully continue the theft and wrongful conversion (the “taking”) of my most sacred property, *i.e.*, *my quid pro quo pay*, unlawfully conveyed to the third party corporations commonly known as the *U.S. Department of Health and Human Services dba the Social Security Administration*, without my consent, and/or without reasonable cause, *i.e.*, **an order from a court of competent jurisdiction issued by a duly qualified judge**. Their egregious action, due in part to your continued inaction, constitutes an unwarranted direct injury/disability against my just compensation within the meaning of the Fifth Amendment, to which these lawful remedies apply. See, Exhibit B: MOTOSAT pay stub # 21898 dated 08/31/2007.

Constructive Notice of Fault

Therefore: as the man in charge of the co-conspirators within the district wherein the ongoing constitutional and commercial crimes against me are being committed, your verifiable response in accord with USC TITLE 5 > PART I > CHAPTER 5 > SUBCHAPTER II > § 552a(d), the Social Security Act, Federal Statutes and Codes relating to the Social Security Administration agents' responsibility to provide complete and accurate information is in verifiable default as of August 30, 2007. A frivolous response is no response.

This herewith-all instrument is your administrative **legal due process Notice of Fault and legal Notice of Seventy-two Hour Opportunity to Cure**. As of the above past due date, I am proceeding to file with the proper state/federal authorities of competent jurisdiction, **both civil and criminal complaints/charges against you and certain others, in both your private and professional capacities, to wit, among others:**

Malfeasance of Office - the performance by a public official of an act that is legally unjustified, harmful, or contrary to law; wrongdoing (used esp. of an act in violation of a public trust).

Furthermore:

**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.

**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.

The foregoing Truth expressed herewith-all is hereby declared expressly not meant to terrorize, mislead or damage anyone; anything; anywhere; any-when in any way, shape, manner and or OtherWize form and/or to cause delay in the collection of any lawfully administered tax.

THIS IS WHAT YOU NEED TO DO

Issue a notarized letter to MOTOSAT Human Resources Manager, and to whom it may concern, signed by you stating in clear and precise terms:

"To Whom it may concern regarding Robert Vincent Crifasi and his heirs and assigns: I (*meaning you*) have received Robert Vincent Crifasi's forms and letter rescinding any signature, association, affiliation, obligation, *etceteras...* with the Social Security Administration and its programs including Medicare and other related programs. I (*meaning you*) recognize that no positive/statutory law exists within the United States or the several states that requires any person to participate in the Social Security system since such participation requires an instrument of an informed, volitional adhesion contract and any positive/statutory law that forces such a contract is unconstitutional. Furthermore, the withholding of money, wages, compensation, pay, and *etceteras...* for Social Security and Medicare Tax from the account of Robert Vincent Crifasi by any non-statutory employer, officer, agent, or receiver of such private company is prohibited unless Robert Vincent Crifasi by affidavit volitionally applies for participation in the Social Security programs including Medicare."

NOTICE: The Respondent's silence and/or lack of immediate action to enter the verified corrections into their material system of record; release my property, respond, and/or rebut this presentment via counter-Affidavit is Respondent's "Acceptance by Silence" of the whole Truth deposited in this Instrument containing the title: "NOTICE OF FAULT and NOTICE OF SEVENTY-TWO (72) HOUR OPPORTUNITY TO CURE", dated September 3, anno Domini 2007, and that FAULT exists, [at UCC 1-201(16)], creating fraud through material misrepresentation that vitiates all forms, contracts, testimony, agreements, etc. expressed or implied, from the beginning, [estoppel at UCC 1-103: UCC 1-308]. A frivolous response is no response.

NOTICE: An extension of time cannot be granted due to the condition of verifiable DEFAULT that exists regarding the SSA/IRS IMF/BMF-MCC electronic and material file # 092402212 SSAN/TIN/EIN/ITIN is void.

I, **the Undersigned**, the living breathing man-soul being the freeborn native New Yorker by Birthright, in sojourn on the soil on one of the 50 several states of the Union, do hereby rebut any and all presumptions that have ever been made against Me under the counterfeit; *de facto juristic persona idem sonans non grata*, '**ROBERT V CRIFASI 092-40-2212**', *transmitting utility* (or any derivative thereof) and I declare same to be *Void from the very beginning (Void ab initio)*.

*I do not consent to **assume the risk** that the corporate officer or employee or contractor acting in behalf of the government under ‘color of law’ is true and correct *within the limits of their authority and scope of office.**

I hereby explicitly Claim and Reserve My right not to be compelled to perform under any contract or commercial agreement that I did not enter knowingly, voluntarily and intentionally. I do not accept the liability of the compelled benefit of any unrevealed contract or commercial agreement [see Uniform Commercial Codes(s) 1-308; UCC 1-103].

My lawful Writs in Replevin for all of My money conveyed in error to the SSA and IRS corporations (calendar years 1965 - present) by way of misrepresentation and by the concealment of fatal material facts concerning the W4, 1040 and SS-5 forms have been delivered to the Chief of Special Operations, Fresno CA, and to Jo Ann Barnhart, Commissioner SSA, and to others. I am not now and never was a subject of the Public Salary Tax Act of 1939 *nunc pro tunc* the very first-year election. Said Writ in Replevin is past due and I demand payment upon verifiable delivery of this Notice.

I, the undersigned, certify that I have read the foregoing document AND ALL ENCLOSURES / REFERENCES and that to the best of my knowledge, information, and belief formed after reasonable inquiry it is well grounded in fact and is warranted by existing law or a good faith argument for the extension, modification, or reversal of existing law and that it is not interposed for any improper purpose, such as to harass or to cause unnecessary delay or a needless increase in the cost of litigation. All facts plead therein are herein incorporated. I declare (or certify, verify, or state) under penalty of perjury under the laws of the united States of America [28 USC 1746(1)] that the foregoing is true and correct.

Sealed under Authority and by Direct Act of My own hand. Done at Salt Lake county on the Utah republic “without the United States” [28 USC 1746(1)], on the third (3rd) day of September in the Year of our LORD, Christ Jesus, two Thousand seven (anno Domini 2007), and in the two Hundred thirty-first (231st) year in the independence of America.

My Liberty and all Rights are Claimed and Reserved under the Rule of Law. Without prejudice. Executed: _____, anno Domini MMVII
_____, *Sui Juris*

Signature

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.

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

_____ **20** _____ **by** _____

Notary Public

Not complete without enclosures:

1. Exhibit A: USPS Track & Confirm Label/Receipt Number: 7005 0390 0000 0737 0063
2. Exhibit B: MOTOSAT pay stub # 21898 dated 08/31/2007
3. Acknowledgment: Exclusive Power of Attorney

 This NOTICE and all attached documents are made part of the Public Record, and will be used in administrative and judicial proceedings at law or equity, regarding Me, One living, breathing, redeemed Son of Our Almighty Creator and Great Spirit Which creates Thee Omnisciently, and Who, by enacted federal law and the Legislative intent of the 16th Amendment, is a "non taxpayer" as I AM neither the subject nor the object of federal revenue laws.

The herewith-all presentment must be RECORDED and maintained in Claimant's Administrative File and/or Individual Master File (IMF), then upon the Recovery of My Property, *in toto*, the files shall be closed.

Rev 2:17 He that hath an ear, let him hear what the Spirit saith unto the churches; To him that overcometh will I give to eat of the hidden manna, and will give him a white stone, and in the stone a new name written, which no man knoweth saving he that receiveth *it*.

My authority for serving the herewith Notice, if you disagree, is made as a matter of right and is supported by the following Supreme Court decisions:

"Whatever the form in which the Government functions, anyone entering into an arrangement with the Government takes the risk of having accurately ascertained that he who purports to act for the Government stays within the bounds of his authority...and this is so even though as here the agent himself may have been unaware of the limitations upon his authority." **Federal Crop Ins. Corporation v. Merrill**, 332 U.S. 380 (1947).

"Silence can only be equated with fraud when there is a legal or moral duty to speak, or when an inquiry left unanswered would be intentionally misleading... We cannot condone this shocking conduct...If that is the case we hope our message is clear. This sort of deception will not be tolerated and if this is routine it should be corrected immediately." **U.S. v. Tweel**, 550 F.2d 297, 299-300 (1977)

"The common business and callings of life, the ordinary trades and pursuits, which are innocuous in themselves, and have been followed in all communities from time immemorial, must therefore be free in this country to all alike upon the same conditions. The right to pursue them, without let or hindrance, except that which is applied to all persons of the same age, sex, and condition, is a distinguishing privilege of citizens of the United States, and an essential element of that freedom which they claim as their birthright. It has been well said that 'the property which every man has in his own labor, as it is the original foundation of all other property, so it is the most sacred and inviolable. The patrimony of the poor man lies in the strength and dexterity of his own hands, and to hinder his employing this strength and dexterity in what manner he thinks proper, without injury to his neighbor, is a plain violation of this most sacred property. It is a manifest encroachment upon the just liberty both of the workman and of those who might be disposed to employ him." **Butcher's Union Co. v. Crescent City Co.**, 111 US 746 (1884).

"any officer, agent, or receiver of such employer, who shall require any employee, or any person seeking employment, as a condition of such employment, to enter into an agreement, either written or verbal, ...or shall threaten any employee with loss of employment, or shall unjustly discriminate against any employee . . . is hereby declared to be guilty of a misdemeanor, and, upon conviction thereof . . . shall be punished for each offense by a fine...". **COPPAGE v. STATE OF KANSAS**, 236 U.S. 1 (1915).

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In Special Appearance.
All Rights Claimed and Reserved under the Rule of Law. Without prejudice.

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