

NOTICE

JURISDICTIONAL CHALLENGE

1:14cr 397

I, Tzvi Lexier, a living, breathing, natural born, free man on the soil, one of the people, *a human being*, with and claiming all of his unlimited, inherent, unalienable, constitutionally secured Rights, and who appears by Special Appearance, without accepting the jurisdiction of this Court, which he has duly challenged, and without consenting to jurisdiction and these proceedings, hereby respectfully issues this **Jurisdictional Challenge to the to the court by special appearance**. Tzvi Lexier, a human being, challenges, and demands proof of jurisdiction, appearing on the record, of the court, to file charges/suit and prosecute/administer, against, Tzvi Lexier, a human being, and not a corporate nor a legal entity.

MANDATORY ELEMENTS OF JURISDICTION PRESENTED PROSECUTION AND THE COURT ARE TO PROVE JURSICTION IN LIGHT OF THE FOLLOWING:

1. Proof of jurisdiction, appearing on the record that, United State District Court for the

Eastern District of Virginia, a.k.a., "4th Circuit Court" (Dunn and Bradstreet Number 08-010-3397), administrative tribunal, commercial entity, has jurisdiction over Tzvi Lexier, a human being.

2. Proof of jurisdiction, appearing on the record that, Tzvi Lexier, a human being, is subject to commercial law and or the **Uniform Commercial Code**.

3. **Proof of jurisdiction appearing on the record that, Tzvi Lexier, a human being, is a**

person or other legal or commercial entity. (See: UCC 1-201 General Definitions (27)

"Person" means an individual, corporation, business trust, estate, trust,

partnership, limited liability company, association, joint venture, government,

governmental subdivision, agency, or instrumentality, public corporation, or an other

legal or commercial entity. See: American Law and Procedure, Vol. 13, page 137, 1910:

"This word 'person' and its scope and bearing in the law, involving, as it does, legal fictions and also apparently natural beings, it is difficult to understand; but it is absolute!

necessary to grasp, at whatever cost, a true and proper understanding to the word in all the

phase of its proper use ... A person is here not a physical or individual person, but the status

or condition with which he is invested ... not an individual or physical person, but the status,

condition or character borne by physical persons ... The law of persons is the law of

***status o condition."* "The word 'person' in legal terminology is perceived as a general**

word which normally includes in its scope a variety of entities other than human beings.,

see e.g. 1, U.S.C. § para 1." Church of Scientology v. US Department of Justice, 612 F.2d

417 (a25(1979)

4. **Proof of jurisdiction, appearing on the record that, Tzi Lexier, a human being, is subject to rules, codes and regulations of any administrative agency (See: "All codes, rules and regulations are applicable to the government authorities only, no Human/Creators in accordance with God's laws. All codes, rules and regulations are unconstitutional and lacking in due process..." *RODRIGUES v. RAYDONAVAN Department of Labor* 769 F. 2d 1344, 1348 (1985))**

5. **. Proof of jurisdiction, appearing on the record that, Tzi Lexier, a human being, has given consent to anything or anyone to govern him or his private property (See: "Moreover the principles that embody the essence of constitutional liberty and security forbid all invasions, on the part of the government and its employees, of the sanctity of a man's home and the privacies of his life". *AM fur. 1116329 Constitutional law Pare 1134 701,710 (6th Cir. 1974)*)**

6. **Proof of jurisdiction, appearing on the record, of any maritime or admiralty contract that Tzvi Lexier, a human being, is a part of.**

7. **Proof of jurisdiction, appearing on the record, to bind, Tzvi Lexier, a human being, to an agreement that Tzvi Lexier, a human being, has not made or authorized.**

8. **Proof of jurisdiction, appearing on the record, to deprive Tzvi Lexier, a human being, of common law rights.**

9. **Proof of jurisdiction, appearing on the record that, United State District Court for the**

Eastern District of Virginia, a.k.a., "4th Circuit Court" (Dunn and Bradstreet Number 08-010-3397) an administrative tribunal, is a non-commercial entity. (See: The law requires proof of jurisdiction to appear on the record of the administrative agency and all administrative proceedings." *HaRans v Lavine 415 U. S. 533.*

10. Proof of jurisdiction, appearing on the record that a commercial entity can sell penal bonds on human beings (See: 15 USC 17 "The labor of a human being is not a commodity or article of commerce." Also, See: *Palermo protocols United Nations 2000*)

11. Proof of jurisdiction, appearing on the record that, United State District Court for the Eastern District of Virginia, a.k.a., "4th Circuit Court" (Dunn and Bradstreet Number 08-010-339), can interface with other than corporate entities. (See: "Inasmuch as every government is an artificial person, an abstraction, and a creature of the mind only, a government can interface only with other artificial persons. The imaginary, having neither actuality nor substance, is foreclosed from creating and attaining parity with the tangible. The legal manifestation of this is that no government, as well as any law,

agency, aspect, court, etc. concern itself with anything other than corporate, artificial

persons and the contracts between them." *S.C.R. 1795, Penhallow v. Doane's*

Administrators 3 U.S. 54; 1 LEIL 57; 3 Dall. 54.

NOTICE AND DEMAND TO PROVE JURISDICTION

WHEREFORE, it is demanded that this court, appearing on the record, bring forth its proof and answer each and every one of the foregoing questions within Twenty One days (21) of this filing, on a point-by-point basis, via sworn affidavit, under your full liability, signed and Notarized under penalty of perjury that the facts contained therein are true, correct, complete not misleading. Mere declarations are an insufficient response, as declarations permit lying by omission and hearsay, which no honorable draft may contain. Be sure to include all documents an evidence supporting your claims. A non-response and/or failure to provide proof of jurisdiction will constitute agreement that your jurisdiction, charges, and demands brought against, Tzvi Lexier, a human being, are void, false, fraudulent and treasonous.

Failure and/or refusal to bring forth such 'proof of claim' will place you in dishonor, and Thus constitute an admission of false claims, damages and injury to Tzvi Lexier, a human being. And further you have agreed to return all funds and property collected from Tzvi Lexier, a human being. And further agreement by you, to dismiss all charges with prejudice. Failure and/or refusal to bring forth such "proof of jurisdiction" is acquiescence, agreement that court, *et al*, has no jurisdiction and all charges *are fraudulent* and treasonous without objection. Silence is Acquiescence/Agreement/Dishonor.

TIMELY NOTICE AND DEMAND HAS BEEN GIVEN

THIS IS NOT A MOTION!

SUBMITTED BY AFFIDAVIT

Deponent, Tzvi Lexier, a human being, **does swear and affirm that Deponent has scribed and read the foregoing facts, and in accordance with the best of Deponent's firsthand knowledge and conviction, such are true, correct complete and not misleading, the truth, the whole truth and nothing but the truth.**

By Explicit Reservation, All Rights Explicitly Reserved UCC 1-308(A party that with explicit reservation of rights performs or promises performance or assents to performance in a manner demanded or offered by the other party does not thereby prejudice the rights reserved. Such words as "without prejudice," "under protest," or the like are sufficient.)

I retain all of my rights and liberties at all times and in all places, now for then, from the time of my birth and forevermore. **Further, I retain my rights not to be compelled to perform under any contract or commercial agreement that I did not enter knowingly, voluntarily and intentionally.**

Use of state and federal statues within this document is only to notice the reader that which is applicable to them and is not intended, nor shall it be construed, to mean that Tzvi Lexier, confers, submits to, or has entered into any jurisdiction alluded to thereby.

This Affidavit is dated: May 27, 2016

Without Prejudice,



Tzvi Lexier, human being

CERTIFICATE OF SERVICE

I, Tzvi Lexier, certify that a true and correct copy of the foregoing document, JURISDICTIONAL CHALLENGE for Case No. 14-CR-397 in the U.S. District Court for the Eastern District of Virginia, was sent on May 27, 2016, via registered mail, to the following parties:

Court Clerk/Executive Officer
Albert V. Bryan U.S. Courthouse
401 Courthouse Square
Alexandria, VA 22314

Kellen Dwyer
2100 Jamieson Avenue
Alexandria, VA 22314

Registered Mail No. EG031814597CA

1. Hox 397

PROVINCE OF ONTARIO)
CITY OF TORONTO)
NOTARY CERTIFICATE OF SERVICE

Be it know that I, JOSEPH FISCH, a duly empowered notary public, in and for the PROVINCE OF ONTARIO, CITY OF TORONTO a third party and not a party to the matter for the sole purpose of certifying a response or want thereof, at the request of Tzvi Lexier, through its Attorney in Fact, did see on this day, the following documents to wit:

1) NOTICE OF JURISDICTIONAL CHALLENGE

I hereby certify that after reviewing the documents, I placed said documents with the Canadian Postal Service, Registered Mail No. EG031814597CA, Return Receipt/Restricted Delivery, prepaid and addressed to: Court Clerk/Executive Officer
Albert V. Bryan U.S. Courthouse
401 Courthouse Square
Alexandria, VA 22314
4th CIRCUIT COURT, DUNS # 08-010-3397
Respondent

I have hereunto set my hand and seal of office on this 27th day of MAY, 2016.

Joseph P. Fisch Seal
- Place Notary Signature Above -
Joseph P. Fisch

(Place Notary Stamp Above)

