

FILED FOR RECORD

2015 AUG 13 AM 9:45

PAM PEARMAN
COUNTY CLERK, VAN ZANDT CO., TX

BY _____ DEP.

No. 14-00266

UDO BIRNBAUM	\$	
Plaintiff	\$	THE COUNTY COURT
v.	\$	
	\$	
Christina Westfall, Stefani Podvin, and	\$	AT LAW
Frank C Fleming	\$	
“The Westfall Bunch”, reference only	\$	
	\$	
THREE PIECES OF PAPER	\$	VAN ZANDT COUNTY, TEXAS
At Issue (“defendants”?)	\$	

Plea to the Jurisdiction and Sanity

“transfer” to this inferior court - is pure MADNESS

TO THIS HONORABLE COURT:

Background to “transfer”

Mere reading of title of Plaintiff’s cause - **First Amended Petition to Declare three judgments [in the 294th] as inconsistent with due process, unlawful, criminal, and void** – is as good an introduction as any as to what his cause [in the 294th] was all about.

The whole IDEA of transferring this matter – of whether what occurred in the 294th was lawful – into an inferior court, this Van Zandt County Court at Law – to rule on the lawfulness of what its superior sister, the 294th did – is PURE MADNESS – when looked at “in light most favorable” – and at the other extreme – **“inconsistent with due process, unlawful, criminal, and void”** – in modus operandi alleged in this complaint in the first place!

Furthermore, the relief sought - \$85,000 + \$67,000 + \$125,000 – such without the 10 year interest thereon – is clearly outside the \$200,000 jurisdictional limit of this County Court at Law.

Furthermore, there was NO REQUEST whatsoever - out of the 294th – for this transfer. The Order of Transfer just suddenly “arose out of” the First Administrative Judicial Region – Judge Mary Murphy – who has NO AUTHORITY to order such transfer in the name of the 294th – lest she duly assigned her very SELF into the 294th – which she did NOT.

at issue

At issue is nothing less than – upon the lawfulness of the 294th - of having imposed \$85,000 - plus punishment of \$67,000 + \$125,000 – for the “crime” of having made a counter-claim in a court of law – a FIRST AMENDMENT RIGHT.

At issue is nothing less than –upon the lawfulness of the 294th – by mere **civil process** – having imposed unconditional **punishment** (“unconditional”, not “coercive”, no “keys to own release”, as **punishment** for “past conduct” – the “judgments” so state).

Unconditional punishment – of course - requires **full criminal process** – including of a finding of “beyond a reasonable doubt” – by a **JURY**. (US Supreme Court, no less)

The issue of “lawfulness” is of course also “inextricably intertwined” with the issue of unlawful – by SOMEONE or SOMEONES.

Details at www.OpenJustice.US - else can just google on “damn courthouse”, “damn courthouse criminals”, “beaver dam scheme”, “van zandt beaver dam case”, - or just for fun – “judge poopi poopcicle”, “presiding pumpkin”, “district judge abcde”, or just “beavers lawyers fire ants”. I cannot understand how we ever did without google – or how even google seems to understand.

Prayer

294th District Judge Teresa Drum recused herself off this “tar baby”, as also did Van Zandt County Court at Law Judge Randall McDonald. Such, however, falls far short of “curing” this matter.

This circus is still in full swing. It is time to once and forever put a stop to this nonsense. (See Cease and Desist and Notice of Concurrent Criminal Complaint upon this Matter, and of course **First Amended, etc**)

Let there be a timely and honest setting. Time is of the essence in stopping these “damn courthouse criminals” – starting with simply declaring their handiwork (three “judgments”) – for what these pieces of paper truly are – mere “pieces of paper”.

Enough said for now.



Udo Birnbaum, Pro Se
540 VZ County Road 2916
Eustace, TX 75124
903-479-3929
brnbn@aol.com

attached – this cause no. 14-00266 – by reference:

- LATEST: Order of Voluntary Recusal – Judge Randy McDonald
- LATEST: Order assigning Judge Joe M. Leonard
- Synopsis upon Transfer – finally “on file”
- Order of Voluntary Recusal – re this cause no. 14-00266
- Order Transferring – re this cause no. 14-00266
- Review of File and Order of Voluntary Recusal – re no. 00-00619
- First Amended Original Petition to Declare three judgments as inconsistent with due process, unlawful, criminal, and void
- Notice of Concurrent Criminal Complaint upon this Matter

Attached – no. 00-00619 (Westfall case) – as reference - for details

- FIRST Judgment – “Final Judgment” - annotated
- SECOND Judgment – “Order on Motion for Sanctions” - annotated
- SECOND Judgment – “Findings of Fact and Conclusions of Law” – annotated
- THIRD Judgment – “Order on Motion for Sanctions” - annotated
- “Securing Execution of Documents by Deception”
- “Complaint of Official Oppression”
- “Cease and Desist”
- “Motion for Recusal of Judge Banner” – latest, same subject matter
- ALSO – all that fraudulent BEAVER DAM SCHEME stuff
- ALSO - EVERYTHING ELSE openly available at www.OpenJustice.US