

Subj: **RE: Your assignment CV05297**  
Date: 11/18/2015 9:46:46 A.M. Central Standard Time  
From: [clayton@judgeclayton.com](mailto:clayton@judgeclayton.com)  
To: [Brnbm@aol.com](mailto:Brnbm@aol.com)

Dear Mr. Birnbaum:

Judge Clayton has chosen to not participate in this case.

Sincerely,

*Jan D. Clayton*

Legal Assistant to Judge Joe. D. Clayton

Joe D. Clayton, P.C.

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**From:** Brnbm@aol.com [mailto:Brnbm@aol.com]

**Sent:** Tuesday, November 17, 2015 3:02 PM

**To:** Jan Clayton <clayton@judgeclayton.com>

**Subject:** Your assignment CV05297

11-17-2015

Re: Your assignment CV05297  
Van Zandt County Court at Law

Dear Judge Clayton,

As you may already know, there is no “defendant” in this cause, and with me a Pro Se - just you and me.

And, of course, no “ex parte” restraints upon either of us.

Suggest we communicate directly, e-mail, phone, or whatever.

And, as you may already know, four judges have more or less “voluntarily” recused themselves off this “tar baby” – and I, for one, can see why.

Because the matter in this case is nothing less than my petitioning my government – in this case now you – about unlawful process upon me by my government – earlier judges - with all the criminal implications of me being punished for being a whistle blower. See my [www.OpenJustice.US](http://www.OpenJustice.US).

Suggest you just kindly bring this matter to the attention of the criminal authorities – I for one have not had much luck doing so from my lowly end.

Wednesday, November 18, 2015 AOL

Such would surely be easier on the both of us. I will be 79 this November – but will NOT be going away – NOT with \$700,000 in “judgments” – unlawful on their face.

And, as an aside, I have just paid the jury fee, and as I understand the law, the Texas Constitution is unique among the states, in providing for the inviolate right of trial by jury, whether the cause is one of common law, or of equity – such as this one – except as for such laws as the legislature has provided to “regulate” such - as by motion for summary judgment, etc – for which there is, in this cause, no opposing party to raise such matter.

I, for one, have no suggestion, other than having a trial.

And as a non-lawyer, for the life of me, I cannot understand why you, at your likewise stage of life, would want to sit on this matter – as the fifth judge on this cause.

Sincerely,

UDO BIRNBAUM  
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[brnbm@aol.com](mailto:brnbm@aol.com)