

Subj: **Re: SECURING EXECUTION etc - re STATUTE LIMITATIONS**  
Date: 6/4/2014 12:52:54 A.M. Central Daylight Time  
From: [Brnbn@aol.com](mailto:Brnbn@aol.com)  
To: [jcollins@vanzandtcounty.org](mailto:jcollins@vanzandtcounty.org)

6-4-2014

**ATTACHMENT: The TWO executed 2014 documents at issue (as single PDF)**

Mr. Collins,

First, thank you for your timely response.

Second, however, regarding the statute of limitations regarding the offense of Securing Execution of Document by Deception, this is NOT something that happened way back there, but is ongoing RIGHT NOW (March 2014 forward), when they flashed an old ORDER from the 2004 time frame, and got our District Clerk NOW to execute an ABSTRACT OF JUDGMENT and a WRIT OF EXECUTION - such are ONLY available upon a JUDGMENT! (these two document they got the Clerk to execute are attached hereto as a PDF).

Just to fill in a few more details for information. The 2004 ORDER they flashed to the District Clerk was the Court PUNISHING me \$127,000.00, as the ORDER clearly states:

" ... the relief which the Court seeks ... to stop Birnbaum and others like him ... filing ... lawsuits .."

" ... a delusional belief held only inside the mind of Birnbaum", etc. etc.

It is clearly NOT a JUDGMENT (whatever that judge had in his mind, if anything).

The DECEPTION is them flashing this stuff NOW!

To emphasize this another way. Normal and lawful is to get a JUDGMENT, and the Court assists by reducing this to an Abstract of Judgment, which is filed with the COUNTY clerk to establish a LIEN on any property, and then a Writ of Execution to the Sheriff to go seize property.

But the 2004 document they used was NOT a JUDGMENT. There is the deception upon the District Clerk to get her to execute "Abstract of Judgment" and "Writ of Execution" just NOW this March 2014 as shown by the two documents.

Again, the crime of "Execution of Document by Deception" is NOW (yes, upon an OLD 2004 document), but the crime is NOW.

So, please again, explain why this is NOT a crime under the Texas Penal code as already detailed below.

Udo Birnbaum  
540 VZ County Road 2916  
Eustace, TX 75124

903 479-3929  
[brnbn@aol.com](mailto:brnbn@aol.com)

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In a message dated 5/30/2014 4:51:24 P.M. Central Daylight Time, [jcollins@vanzandtcounty.org](mailto:jcollins@vanzandtcounty.org) writes:

| [Mr. Birnbaum,](#)

As stated in the letter that was mailed to you along with all documentation that you have provided to this office. The offense you allege that has occurred in 2004 does not appear by statute to be an offense. The statute of limitations for the offense of Securing Execution of a Document by Deception has expired as well. Again, please refer your concerns in reference to this matter to a private civil attorney.

Justin Collins

Investigator

VZCCDA Office

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

**Sent:** Thursday, May 29, 2014 11:07 PM

**To:** Justin Collins

**Subject:** SECURING EXECUTION OF DOCUMENTS BY DECEPTION

Attachment: also as PDF

May 30, 2014

**To:** Chris Martin, District Attorney – [chrismartin@vanzandtcounty.org](mailto:chrismartin@vanzandtcounty.org)

**Re:** **SECURING EXECUTION OF DOCUMENTS BY DECEPTION**

Copy: Teresa Drum, District Judge – [pamkelly@vanzandtcounty.org](mailto:pamkelly@vanzandtcounty.org)

Karen Wilson, District Clerk – [districtclerk@vanzandtcounty.org](mailto:districtclerk@vanzandtcounty.org)

Rhita Koches, County Judge – [kathyj@vanzandtcounty.org](mailto:kathyj@vanzandtcounty.org)

Charlotte Bledsoe, County Clerk – [countyclerk@vanzandtcounty.org](mailto:countyclerk@vanzandtcounty.org)

Mr. Martin,

Please explain why someone using a mere **Order** to get our 294th District Clerk to **execute** an Abstract of **Judgment** thereon to create a **\$127,000 lien** on my property, and to **execute** a Writ of **Execution** to the Sheriff to seize my property ... ..

... .. why this is **not** a crime under the Texas Penal Code, Section 32.46, SECURING EXECUTION OF DOCUMENT BY DECEPTION.

Sincerely,

Udo Birnbaum

540 VZ County Road 2916

Eustace, TX 75124

[brnbn@aol.com](mailto:brnbn@aol.com)

Sec. 32.46. SECURING EXECUTION OF DOCUMENT BY DECEPTION. (a) A person commits an offense if, with intent to defraud or harm any person, he, **by deception**:

(1) causes **another** to **sign or execute** any document affecting property or service or the pecuniary interest of any person;

(b) An offense under Subsection (a)(1) is a:

(6) **felony of the second degree** if the value of the property, service, or pecuniary interest is \$100,000 or more but less than \$200,000;