

ORIGINAL

August 22, 2012

BENTON COUNTY CIRCUIT COURT
120 NW 4th Street
Corvallis, Oregon 97330

RE: UNLAWFUL ARREST

To Whom It May Concern,

On August 21, 2012, I, Phillip Michael of the Sanders family, was unlawfully arrested (See Attached). I rebut the presumption I am artificial person/fiction, PHILLIP MICHAEL SANDERS (SS# [REDACTED]). However, I am the beneficiary of the cestui que trust for said fiction. Please inform the Trustee (Judge) of said trust to perform his/her fiduciary duty and settle this matter, or be in breach of said fiduciary duty.

In support of my claim of unlawfull arrest, please review the following:

"Traveler - One who passes from place to place, whether for pleasure, instruction, business, or health."
-Locket vs. State, 47 Ala. 45; Bouvier's Law Dictionary, 1914 ed., p. 3309.

"Driver - One employed in conducting a coach, carriage, wagon, or other vehicle..."
-Bouvier's Law Dictionary, 1914 ed., p. 940.

"...the legislature has no power to regulate the people or their automobiles..."
-Oregon Supreme Court; Kalich v. Knapp

"(1) 'Highway' means every public way, road, street, thoroughfare and place, including bridges, viaducts and other structures within the boundaries of this state, open, used or intended for use of the general public for vehicles or vehicular traffic as a matter of right."
-ORS 801.305

UCC 1-103.6- "The Code is complimentary to the Common Law, which remains in force, except where displaced by the code. A statute should be construed in harmony with the Common Law, unless there is a clear legislative intent to abrogate the Common Law"

In layman's terms- "The Code cannot be read to preclude a Common Law section."
-Anderson Uniform Commercial Code Lawyers' Cooperative Publishing Co.

"Whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any person in any State, Territory, Commonwealth, Possession, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States, or to different punishments, pains, or penalties, on account of such person being an alien, or by reason of his color, or race, than are prescribed for the punishment of citizens, shall be fined under this title or imprisoned not more than one year, or both; and if bodily injury results from the acts committed in violation of this section or if such acts include the use, attempted use, or threatened use of a dangerous weapon, explosives, or fire, shall be fined under this title or imprisoned not more than ten years, or both; and if death results from the acts committed in violation of this section or if such acts include kidnapping or an attempt to kidnap, aggravated sexual abuse, or an attempt to commit aggravated sexual abuse, or an attempt to kill, shall be fined under this title, or imprisoned for any term of years or for life, or both, or may be sentenced to death." Title 18, U.S.C., Section 242
Deprivation of Rights Under Color of Law

In layman's terms- "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."
-FBI website <http://www.fbi.gov/about-us/investigate/civilrights/federal-statutes>

Continued...

non est lex sed servitus ad tenere quibus non consenseris

Phillip Michael of the Sanders family

drive, city of [REDACTED], county of Benton, state of Oregon. Without Prejudice