



Protecting Civil Liberties through Judicial Process

IDAHO JUDICIAL COUNCIL

James D. Carlson, Executive Director

P.O. Box 1397

Boise, Idaho 83701

Reference :

District 4, county of Ada

Senior Judge Patricia G. Young

Case number CV-OC-2012-2001

FILING OF COMPLAINT

DATE: July 10, 2012

Our association and members who are parties to this case, file this complaint in regards to:

1. Failure to preform duties impartially and diligently.
2. Conduct prejudicial to the administration of justice that brings the office into disrepute.
3. Conflict of Interest.
4. Failure to address IRCP 4 (i)(2)
5. Fraud placed upon, the Legislative Statute 1-2221 by the IDAHO SUPREME COURT, "JRB FORM 4."

Circumstances of Complaint

Senior Judge Patricia G. Young failed to provide due process of law, which is guaranteed by the Idaho Constitution which according to the court it must look to the state constitution to determine, not what it may do, **but what it may not do** -- and the Idaho Constitution imposes few no limits on the judicial power. For example, while the

Protecting Civil Liberties through Judicial Process

legislature has the power to prescribe the jurisdiction of the courts other than the supreme court, it has an affirmative constitutional obligation to provide for "a proper system of appeals." As applied to administrative agencies, the court has held that the state constitution grants the legislature power to create boards that adjudicate due process interests, but due process requires judicial review of agency decision making when a common law, statutory, or constitutional right is at stake. At **No Time** was the de jure constitutional status of the land, all other real or personal property or the defendants determined by Patricia G. Young or the agency in charge of records for the county of Ada.

Frances Bruckner was served properly and entered into the court IRCP 4 (i)(2) on 06/13/2012, however Jacqueline Antonie and Milton Esquibel were never served properly. Jacqueline Antonie and Milton Esquibel attended the first hearing so they may address the court in reference to such and to address Jacqueline Antonie common law lien and land patent that secured her equity and Milton Esquibel common law lease; all which a determination of status is required under IRCP 4 (i)(2). Frances Bruckner was unable to attend due to an injury she received. Jacqueline Antonie daughter of Frances Bruckner informed the court and asked for a 30 day continuance, which Senior Judge Patricia G. Young denied and rescheduled for the following week. The actions by Senior Judge Patricia G. Young in reference to the IRCP 4(i)(2) was never addressed and continued to push this case forward without any verbal or written explanation of her presumed jurisdiction or the Plaintiff in regards to the CORPORATE NAME of the defendant(s) being brought forth into this court. Senior Judge Patricia G. Young knowingly, willfully, and wantonly continued recklessly as to disregard the office of Senior Judge while bringing into disrepute.

Senior Judge Patricia G. Young conduct during the case when paperwork was entered in a timely manner on 06/19/2012 and was asked by the defendants on 06/20/2012 to take a recess so all may be informed properly of the circumstances to avoid judicial misconduct which Senior Judge Patricia G. Young would be making an improper

Protecting Civil Liberties through Judicial Process

judgement or order on the court record. When in many cases paperwork is entered in by some plaintiff the day before and the judge allows such to be considered by the court which shows failure to preform her duties as a Senior Judge.

Senior Judge Patricia G. Young however denied a recess and executed a judgement and order in favor of the Plaintiff.

The Defendants were never sent any confirmation of the judgement and order to this date by the court, or recorders office.

Senior Judge Patricia G. Young as of this date, has an improper and invalid oath which makes all judgement(s) or order(s) null and void. **See exhibit 1**, Senior Judge Patricia G. Young fraudulent oath.

Senior Judge Patricia G. Young current oath of office according to IC 1-2221 has been changed or possibly the intent to defraud the defendants by the IDAHO SUPREME COURT D-U-N-S[®] number: 782743116 to only address the CORPORATE STANDING of this state which is a fraudulent document according to IC 18-1906.

When we the defendants filed the IRCP 4(i)(2) in regards to the authority of Senior Judge Patricia G. Young it was in reference to the IC 1-2221 section 2; oath as prescribed in subsection 7, under section 3 no certified order of assignment was ever presented that designated her duties or duration. Since section 4 clearly states the Senior Judge has all judicial powers and duties while serving under the assignment it is indisputable since Senior Judge Patricia G. Young has no authority due to her noncompliance with subsection 2.

The State of Idaho currently has 56 Senior judges according to IDAHO SUPREME COURT AS OF APRIL 6, 2012 below is the listing found on the website:

<http://www.isc.idaho.gov/problem-solving/senior-judges-roster>

Protecting Civil Liberties through Judicial Process

1. Hon. Gregory Anderson
2. Hon. Mark Beebe
3. Hon. Earl Blower
4. Hon. Henry Boomer
5. Hon. O. Lynn Brower
6. Hon. Robert Brower
7. Hon. Robert Burton
8. Hon. George Carey
9. Hon. Lowell Castleton (inactive through 11/1/2013)
10. Hon. Linda Cook
11. Hon. Gregory Culet
12. Hon. Michael Dennard
13. Hon. William Dillon, III
14. Hon. Dennis Goff
15. Hon. Richard Grant
16. Hon. William Hamlett
17. Hon. Quentin Harden
18. Hon. Don Harding
19. Hon. Ron Hart
20. Hon. Charles Hay
21. Hon. Roy C. Holloway
22. Hon. Charles Hosack
23. Hon. Daniel C. Hurlbutt, Jr.
24. Hon. James Judd
25. Hon. Michael Kennedy
26. Hon. Wayne L. Kidwell
27. Hon. Colin Luke
28. Hon. Eugene Marano
29. Hon. James Martsch
30. Hon. Peter McDermott

Protecting Civil Liberties through Judicial Process

31. Hon. D. Duff McKee
32. Hon. Daniel Meehl (inactive through 6/30/2013)
33. Hon. Jerry Meyers
34. Hon. James Morfitt
35. Hon. James Peart
36. Hon. Darrel Perry
37. Hon. Michael Redman
38. Hon. George Reinhardt
39. Hon. Ron Schilling
40. Hon. Richard Schmidt
41. Hon. Gerald Schroeder
42. Hon. Alan Schwartzman
43. Hon. Howard Smyser
44. Hon. Richard St. Clair
45. Hon. Kathryn Sticklen
46. Hon. Don Swanstrom
47. Hon. Linda Copple Trout
48. Hon. John Varin
49. Hon. John Vehlow
50. Hon. Karen Vehlow
51. Hon. Keith Walker
52. Hon. Jesse Walters
53. Hon. Darla Williamson
54. Hon. R. Barry Wood
55. Hon. William Woodland
56. Hon. Patricia Young

As of June 18, 2012 according to Miren Artiach Deputy Secretary of State, Legislative & Executive Affairs Division 20 had no current oath on file, while the remainder had a variation of oaths as described below:

Protecting Civil Liberties through Judicial Process

District 1: 4 out of 6 had the fraudulent Senior Judge Oath according to JRB Form 4 the rest a loyalty oath according to IC 59-401

District 2: 1 out of 2 had fraudulent Senior Judge Oath according to JRB Form 4 the rest a loyalty oath according to IC 59-401

District 3: 3 out of 6 had fraudulent Senior Judge Oath according to JRB Form 4 the rest a loyalty oath according to IC 59-401

District 4: 12 out of 18 had fraudulent Senior Judge Oath according to JRB Form 4 the rest a loyalty oath according to IC 59-401

District 5: 5 out of 8 had fraudulent Senior Judge Oath according to JRB Form 4 then 2 had a loyalty oath according to IC 59-401 and 1 Oath to the CORPORATE STATE OF IDAHO AND COUNTY OF CAMAS unknown to statutes.

District 6: 3 of 4 had fraudulent Senior Judge Oath according to JRB Form 4 the rest a loyalty oath according to IC 59-401

District 7: 4 of 9 had fraudulent Senior Judge Oath according to JRB Form 4 the rest a loyalty oath according to IC 59-401

See copy of original time stamped paperwork given to Milton Esquibel by Miren Artiach Deputy c on June 18, 2012. “**See exhibit 2**” Stars indicate no current Oath of Office”

See copy of the certified certificate of the Secretary of State authentication of IC 1-2221 “**See exhibit 3**”, which proves under section 7 line 2 which clearly states residence within the state which is impossible due to the CORPORATE NAME imposed by the STATE OF IDAHO and COUNTY RECORDERS OFFICE on all deeds which is located in that COUNTY a agency subdivision of this county.

Protecting Civil Liberties through Judicial Process

In section 7 the following oath or affirmation is:

"I,, do solemnly swear (or affirm, as the case may be) that as a **senior judge of the State of Idaho**, I will support the Constitution of the United States and the Constitution of the State of Idaho, and that upon hereafter accepting any assignment to serve as a senior judge of a court of this state I will faithfully discharge the duties thereof to the best of my ability."

Below is the current fraudulent oath of office which violates the passed legislation as described above.

"I,, do solemnly swear (or affirm, as the case may be) that as a **senior judge of the State of Idaho**, I will support the Constitution of the United States and the Constitution of the State of Idaho, and that upon hereafter accepting any assignment to serve as a senior judge of a court of this state I will faithfully discharge the duties thereof to the best of my ability."

It is the opinion of the defendants and Citizens of Idaho (U1777) that any judgements or orders done by Senior Judges throughout Idaho have substantial impact on the integrity of the State Judicial System and those officers who have made illegal acts against any individual in civil or criminal proceedings.

WHEREFORE:

We the Defendants and our Association with Constitutional standing request an immediate investigation into this fraudulent matter dealing with Senior Judge Patricia G. Young and Ada case # CV-OC-2012-2001 at which time all parties involved are dealt

Protecting Civil Liberties through Judicial Process

with according to the Constitution, general laws and statutes of this state which are not repugnant to the United States Constitution. That the judgement and order be terminated by order of the Supreme Court and a new hearing be scheduled by a Senior Judge with the correct oath, therefore status of the defendants may be heard according to Constitutional due process of law and the legislative statute 1-2221.

TO BE SUBSCRIBED AND SWORN, We the below declare under penalty of perjury under the laws of the United States that the foregoing is true, correct and complete to the best of my knowledge.

State of Idaho) _____
) ss: affiants _____
County of Ada)

Subscribed and sworn to me this _____ day of _____ ,
2012.

Notary Public, State of Idaho
Commission expires: _____

State of Idaho) _____
) ss: affiants _____
County of Ada)

Subscribed and sworn to me this _____ day of _____ ,
2012.

Notary Public, State of Idaho
Commission expires: _____