

79

DOC # 0700619
05/07/2007 11:11 AM Deputy: DW

OFFICIAL RECORD

Requested By:
DANIEL P DARRIN

Douglas County - NV
Werner Christen - Recorder

Page: 1 Of 6 Fee: 19.00
BK-0507 PG- 2208 RPTT: 0.00



NOTICE
AFFIDAVIT of Daniel Patrick: Darrin
[recorded prior to service]

✓ Daniel Patrick Darrin
c/o PO Box 1554
Paradise, California (95967)

Selvi Stanislaus, Executive Officer
Franchise Tax Board
PO Box 1468
Sacramento, California 95812-1468

Certified Mail
CERTIFIED MAIL # 7006 2150 0001 1096 7584
Return Receipt Requested

Lynette Iwafuchi
Assistant Executive Officer
Franchise Tax Board
PO Box 1468
Sacramento, California 95812-1468

Via First Class Mail

John Davies
Chief Counsel
Franchise Tax Board
PO Box 1468
Sacramento, California 95812-1468

Cathy Cleek
Chief Information Officer
Franchise Tax Board
PO Box 1468
Sacramento, California 95812-1468

Lisa Crowe
Collection Program Manager
Franchise Tax Board
PO Box 1468
Sacramento, California 95812-1468

Debbie Langsea
Audit Division Chief
Franchise Tax Board
PO Box 1468
Sacramento, California 95812-1468

Anne Miller
Filing Division Chief
Franchise Tax Board
PO Box 1468
Sacramento, California 95812-1468

Titus Toyama
Chief Financial Officer
Franchise Tax Board
PO Box 1468
Sacramento, California 95812-1468

Geoff Way
Administrative Services Division Chief
Franchise Tax Board
PO Box 1468
Sacramento, California 95812-1468

Leslie R.
Filing Compliance Bureau
Franchise Tax Board
PO Box 942840
Sacramento, California 94240-0040

AFFIDAVIT

I, Daniel Patrick: Darrin, the undersigned, hereinafter Affiant, make this affidavit of my own free will, and hereby affirm, under penalty of perjury, that the information contained in this affidavit is true and correct.

This affidavit is lawful notification to the Franchise Tax Board; Executive Officer; Assistant Executive Officer; Chief Counsel, Chief Information Officer; Collection Program Manager; Audit Division Chief; Filing Division Chief; Chief Financial Officer; Administrative Services Division Chief; Filing Compliance Bureau, Sacramento, California, hereinafter FTB, and is hereby made and sent to the above named recipients pursuant to the Constitution for the united States of America, specifically ,the Bill of Rights, in particular, Amendments I, IV, V, VI, VII, IX, and X, and requires your written response to me within 30 days, via your sworn and notarized affidavit, specific to the subject matter specified in this in this affidavit. Notice to Principals is notice to agents, and notice to agents is notice to Principals. You are hereby noticed that your failure to respond, as stipulated, and rebut, with particularity, anything with which you disagree in this affidavit, is your lawful, legal and binding agreement to and admission to the fact that everything in this affidavit is true, correct, legal lawful, and fully binding upon you in any court in America, without your protest or objection, or that of those that represent you. Your silence is acquiescence.

See: Connally v. General Construction Co., 269 U.S. 385,391. Notification of legal responsibility is “the first essential of due process of law”. See also: U.S. V. Tweel, 550 F.2d.297. “Silence can only be equated with fraud where there is a legal or moral duty to speak or when an inquiry left unanswered would be intentionally misleading.”

I hereby state that it is not, now, nor has it ever been my intention to avoid paying any obligation that I **lawfully** owe, under the Constitution for the United States. It is my duty and intent to **uphold the law**, as originating in the Constitution. Further, IRS employees swore oaths to uphold said Constitution, and pursuant to their oaths, they must abide by them in the performance of their official duties or **they violate the Supreme Law of the Land, perjure their oaths and invoke the self-executing Sections 3 and 4 of the 14th Amendment to the referenced Constitution**



I hereby affirm, by and through my personal, first-hand knowledge, that the following actions and events took place:

1. I sent letters to the afore listed FTB addressees (dated: March 13, 2007);
2. The letters notified recipients: (a) of my statements, averments, and questions; (b) that they, within a specified time period, had to rebut the statements and averments made in those letters if they disagreed with them; (c) that if they failed to do so, then they agreed with and admitted to our charges and averments;
3. FTB received the letters but failed to respond to the subject matter contained in them;
4. FTB failed to rebut any of my statements, or averments made in the referenced letters;
5. Pursuant to the notice contained in the letters, FTB, by their failure to respond to, and further, by their failures to rebut my statements and averments made in my referenced letters, agree with and admit to my statements contained in the referenced letters;
6. By their failure to rebut the charges contained in the referenced letters, they admit to all of my statements. Some of those statements to which FTB agree, by their failure to rebut them, are listed below.

Statements to which FTB agrees through refusal to rebut:

1. Employees of the FTB associated with my case take an oath of office to uphold the Constitution for the united States of America.



2. The FTB is in violation of my rights of liberty, due process, and property as guaranteed in and by the Constitution and systematically engage in fraud, extortion, grand theft, and racketeering under state and federal law.

3. There are no US Supreme Court rulings that overturn the authority of Congress to lay and collect taxes, as defined in Article 1, Sections 8 & 9 of the United States Constitution, which states that any direct tax must be apportioned. (Constitution Article 1, Section 9: *No Capitation, or other direct, Tax shall be laid, unless in Proportion to the Census of Enumeration herein before directed to be taken.*)

4. No known law makes me liable for or subject to any income tax for revenue purposes as defined in 26 USC, and so 26 USC does not apply to me.

I hold you personally responsible and liable, both criminally and civilly for any and all expenses and or damages I may incur as is necessary to maintain and retain my life, liberty, and property in dealing with you, the FTB, the DOJ, or any other acting in complicity with you or your agents.

Lawful notification has been provided to you stating that if you do not rebut the statements and averments made in this Affidavit, then you agree with and admit to them. Pursuant to that lawful notification, if you disagree with anything stated in this Affidavit of Truth, then rebut that with which you disagree, with particularity, within thirty (30) days of receipt thereof, by means of your written, sworn and notarized affidavit of truth, based in specific, relevant fact and law to support your disagreement. Your failure to respond, as stipulated, is your agreement with and admission to the fact that everything in this Affidavit of Truth is true, correct, legal, lawful, and is your irrevocable admission attesting to this, fully binding upon you in any court of law in America, without your protest, objection or that of those who represent you.

Affiant further sayeth naught.



All Rights Reserved,



Daniel Patrick: Darrin

suae potestate esse, living Lawful man

Daniel Patrick: Darrin

State of California }

ss.

County of Butte }

On this third day of the fifth month in the year of Our Lord two thousand seven, We, the undersigned living breathing Lawful men in this state, having ascertained that the above noted party has read and knows the contents of this Verified Affidavit of Facts, witnessed his execution and sealing of the same, and do hereby witness the foregoing by voluntarily setting Our Hand and Sealing this Verified Affidavit of Facts.

WITNESS my hand and official seal.

By: Jay A. Hart

suae potestate esse, living Lawful man

Daniel C. [Signature]

suae potestate esse, living Lawful man

John [Signature]

suae potestate esse, living Lawful man

