

**AFFIDAVIT OF TRUTH
Of
John Hugh Van Auken**

Douglas County - NV
Werner Christen - Recorder

Page: 1 Of 6 Fee: 19.00
BK-0707 PG- 2281 RPTT: 0.00



I, John H. Van Auken, the undersigned, make this affidavit of my own free will and here by depose, state and affirm, under my oath, that the information contained in this affidavit is true and correct and materially complete.

I, John H. Van Auken, here by depose, state, and affirm that the following actions and events took place:

- A.** Registered Mail NO.: RA 765 848 727 US dated March 31, 2007 (EXHIBIT I) was sent to the following:
- a) The letter identified as US Registered Mail NO.: RA 765 848 727 US was sent to Mitchell Wong attorney for RJM ACQUISITIONS LLC by US Registered Mail
 - b) A copy of the above March 31, 2007 letter to Judge Kelley

The March 31, 2007 letter notified recipients:

- (a) of my charges, averments, statements and questions;
- (b) that they, within a specified time period, had to rebut with particularity my charges and averments made in those letters if they disagreed with them;
- (c) that if they failed to do so, then they agreed with, admitted, and stipulated to and all courts and juries in America, and admitted to my charges and averments;

Mitchell Wong attorney for RJM ACQUISITIONS received the letter as is evident of the Track & Confirm Search Results of the U.S. Postal Service (attached to the letter in the respective EXHIBIT I)

There was no response to any of the requests for contract or related documents or answers to questions.

- B.** U S Certified Mail No.; 706 0000 5889 2826 dated April 2, 2007 (EXHIBIT II) was sent to the following:
- a) The original April 2, 2007 letter was sent to RICHARD M. KOVACEVICH, Chairman & Chief Executive Officer, Wells Fargo Bank N. A., 420 Montgomery Street San Francisco, CA 94163 by U S Certified Mail No.; 706 0000 5889 2826
 - b) A copy of the same letter dated April 2, 2007 was sent by U S Certified Mail NO.: 7006 2760 0000 5889 2833 to RICHARD M. KOVACEVICH, Chairman & Chief Executive Officer, Wells Fargo Bank N. A., C/O CSC-LAWYERS INC. SERVICES, 2730 GATEWAY OAKS Dr, Suite 100, Sacramento, CA 95833 and

- c) A copy of the same April 2, 2007 letter was sent by First Class Mail, to Mitchell L. Wong, Attorney, C/O Gordon Wong Law Group, 999 Bayhill Drive, Suite 160, San Bruno, California 940665.
- d) The above April 2, 2007 letter was filed with the court a copy for Judge Kelley

The April 2, 2007 letter notified recipients: (a) of my charges, averments, statements and questions; (b) that they, within a specified time period, had to rebut my charges 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 and stipulated to any and all court and juries in America to my charges and averments;

RICHARD M. KOVACEVICH, CHAIRMAN & Chief Executive Officer, Wells Fargo, as well as Mitchell Wong attorney for RJM ACQUISITIONS LLC and hearsay attorney for Wells Fargo received the letters as evident of the 'Track & Confirm Search Results of the U.S. Postal Service (attached to each letter in the respective EXHIBIT II)

There was no response to any of the requests for contract or related documents or answers to questions.

C. Registered Mail NO.RA 765 818 155 US (EXHIBIT III) letter dated April 26, 2007 was sent to the FOLLOWING:

- a) The original was sent to Mitchell Wong attorney for RJM ACQUISITIONS LLC as US Registered Mail NO.RA 765 818 155 US
- b) A copy of the same April 26, 2007 letter was sent by U S First Class mail to RICHARD M. KOVACEVICH, CHAIRMAN & Chief Executive Officer, Wells Fargo Bank N. A., C/O CSC-LAWYERS INC. SERVICES, 2730 GATEWAY OAKS Dr, Suite 100, Sacramento, CA 95833
- c) A copy of the same April 26, 2007 letter was sent by U S First Class mail to RICHARD M. KOVACEVICH, CHAIRMAN & Chief Executive Officer, Wells Fargo Bank N. A., 420 Montgomery Street San Francisco, CA 94163
- d) I filed with the court a copy of the same April 26, 2007 letter for Judge Kelley

The April 26, 2007 letter notified recipients: (a) of my charges, averments, statements and questions; (b) that they, within a specified time period, had to rebut my charges 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 my charges and averments;

There was no response to any of the requests for contract or related documents or answers to questions.

0704682 Page: 2 Of 6 07/09/2007

D. U S Certified Mail No.; 706 0000 5889 2857 (EXHIBIT IV) dated April 26, 2007 to the FOLLOWING:

- a) The original letter, dated April 26, 2007 identified as U S Certified Mail No.; 706 0000 5889 2857, was sent to RICHARD M. KOVACEVICH, CHAIRMAN & Chief Executive Officer, Wells Fargo Bank N. A., 420 Montgomery Street San Francisco, CA 94163 by U S Certified Mail No.; 706 0000 5889 2857.
- b) A copy of the same letter identified as U S Certified Mail No.; 706 0000 5889 2857, dated April 26, 2007 was sent by U S First Class mail to RICHARD M. KOVACEVICH, CHAIRMAN & Chief Executive Officer, Wells Fargo Bank N. A., C/O CSC-LAWYERS INC. SERVICES, 2730 GATEWAY OAKS Dr, Suite 100, Sacramento, CA 95833 and
- c) A copy of the same letter identified as U S Certified Mail No.; 706 0000 5889 2857 dated April 26 was sent by First Class Mail to Mitchell L. Wong, Attorney, C/O Gordon Wong Law Group, 999 Bayhill Drive, Suite 160, San Bruno, California 94066
- d) I filed with the court a copy of the same above April 26, 2007 letter for Judge Kelley.

There was no response to any of the requests for contract or related documents or answerers to questions.

E. NOTICE OF DECLARATION IN SUPPORT OF MOTION TO QUASH FOR CIVIL CASE 137323 WAS FILED SEP 25 2006 IN THE SUPERIOR COURT OF CALIFORNIA COUNTY OF BUTTE AGAINST RJM ACQ. LLC AND WELLS FARGO BANK N.A.

The SEP 25 2006 DECLARATION notified recipients: (a) of my charges, averments, statements and questions;

THERE WAS NO RESPONSE TO ANY OF THE REQUESTS FOR CONTRACT OR RELATED DOCUMENTS OR ANSWERS TO QUESTIONS.

F. CIVIL SUBPOENA (DUCES TECUM) FOR PERSONAL APPEARANCE AND PRODUCTION OF DOCUMENTS AND THINGS AT TRIAL OR HEARINGS AND DECLARATION dated Sept 29, 2006 signed and stamped by SUPERIOR COURT, BUTTE COUNTY, CALIFORNIA EXHIBIT VI

I John Hugh Van Auken caused this subpoena to be served on RJM ACQUISITION LLC on October 10, 2006 at Syosset NY.

AFFIDAVIT OF TRUTH

Page 3 of 6



0704682

Page: 3 of 6

BK- 0707
PG- 2283

07/09/2007

The SEP 29 2006 SUBPOENA notified recipients: (a) of my charges, averments, statements and questions; (b) that they, had to provide documentation necessary to verify that they were in compliance with the laws of New York and California , to rebut my charges and averments if they disagreed with them; If they could not provide answers and document then they would be presumed to be non existent and would prove they were bringing fraud upon the court.

There was no response to any of the requests for contract or related documents or answers to questions.

G. CIVIL SUBPOENA (DUCES TECUM) FOR PERSONAL APPEARANCE AND PRODUCTION OF DOCUMENTS AND THINGS AT TRIAL OR HEARINGS AND DECLARATION dated November 1, 2006 signed and stamped by SUPERIOR COURT, BUTTE COUNTY, CALIFORNIA (EXHIBIT VII)

I John Hugh Van Auken caused the subpoena to be served on Richard Kovacevich, President, CEO Wells Fargo Bank on November 3, 2006 at Sacramento, CA.

There was no response to any of the requests for contract or related documents or answers to questions.

I, John H. Van Auken, here by depose, state, and affirm that the following actions and events took place:

It is an undisputed fact, lawful notification has been provided to RJM ACQUISITIONS LLC. (hereafter RJM) Richard M. Kovacevich (hereafter RK) and WELLS FARGO BANK N.A. (hereafter WFB).

It is an undisputed fact that RJM, RK and WFB failed to rebut the statements, charges, averments, attached correspondence, declarations, and subpoenas (SEE EXHIBITS).

It is an undisputed fact that RJM, RK and WFB by failure to rebut correspondence did stipulate, agree, admit, accept and stipulate to the court as settled Pursuant to that lawful notification.

It is an undisputed fact that RJM, RK and WFB by failure to rebut failed to disagree with anything stated in those attached correspondence, declarations, and subpoenas.



It is an undisputed fact that RJM, RK and WFB by failure to rebut is in agreement with and admits to the facts that everything in all correspondence, and this Affidavit of Truth, is true, correct, legal, lawful, and is their irrevocable admission attesting to said facts, is fully binding upon them in any court of law in America, without their protest, objection or that of those who represent them.

It is an undisputed fact that RJM, RK and WFB failed to respond with any serious, competent, qualified response to John Hugh Van Auken on the 4 letters, the 1 declaration, and the 2 subpoenas served on them by lawful process.

It is an undisputed fact the failure to provide John Hugh Van Auken answers and/or copies or certified copies of requested contract documents and other business documents and authorizations means that RJM ACQUISITIONS LLC., RICHARD M. KOVACEVICH, Chairman & Chief Executive Officer, Wells Fargo Bank N.A., and WELLS FARGO BANK NA: do not have facts, law, or evidence to prove bona fide standing in court, and also contempt of court pursuant to CCP 1209 3,4 and 5.

It is an undisputed fact, admitted accepted and stipulated to the court that RJM ACQUISITIONS LLC., RICHARD M. KOVACEVICH, Chairman & Chief Executive Officer, Wells Fargo Bank N.A., and WELLS FARGO BANK NA Respondent(s) (RJM and Wells Fargo) had the opportunity to controvert the statements and/or claims made by Declarant (VANAUKEN) by executing and delivering a verified response point by point, in affidavit form, sworn and attested to, signed by Respondent(s) with evidence in support to the address of the Declarant.

It is an undisputed fact admitted accepted and stipulated to the court that RJM ACQUISITIONS LLC., RICHARD M. KOVACEVICH, Chairman & Chief Executive Officer, Wells Fargo Bank N.A., and WELLS FARGO BANK NA Respondent(s) (RJM and Wells Fargo) choose to agree and admit to all statements and claims made by Declarant (VANAUKEN) by TACIT PROCURATION by simply remaining silent.

It is an undisputed fact, admitted accepted and stipulated to the court RJM, RK and WFB admit the statements and claims by TACIT PROCURATION, and that all issues are deemed settled RES JUDICATA, STARE DECISIS and COLLATERAL ESTOPPEL.

It is an undisputed fact, admitted accepted and stipulated to the court that Van Auken, has questions remaining unanswered and the answers and documents requested have not been provided by either RJM, RK and WFB.

It is a an undisputed fact, by acquiescence, RJM ACQUISITIONS LLC., Richard M. Kovacevich and WELLS FARGO BANK N.A. stipulate as settled to the court that all the listed statements (SEE EXHIBITS) are admitted and corresponding requested contract authorization documents (SEE EXHIBITS) do not exist.

It is a undisputed fact no timely answers, copies, original or certified copies of any requested documents, contracts or authorizations were provided to John Hugh Van Auken by RJM ACQUISITIONS LLC., RICHARD M. KOVACEVICH, Chairman & Chief Executive Officer, Wells Fargo Bank N.A., and WELLS FARGO BANK NA.



Affiant further sayeth naught.

All Rights Reserved

John H. Van Auken June 27, 2007
John H. Van Auken, Affiant Date

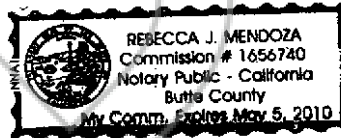
In the State of California,

County of Butte,

I swear that on this 27th day of June, 2007, the above named Affiant, John Van Auken, appeared before me, and of his own free will, signed this Affidavit of Truth.

Rebecca Mendoza
Notary Public

SEAL:



My Commission Expires: May 5, 2010



0704682 Page: 6 Of 6 07/09/2007
BK- 0707
PG- 2286