

OFFICIAL RECORD

Requested By:
TERRY MCCAIN

From: Alternative Solutions
Dr. Terrylyn McCain, Ph. D.
2549 N. Beecher Road
Stockton, California 95215

Douglas County - NV
Werner Christen - Recorder
Page: 1 Of 5 Fee: 18.00
BK-0907 PG- 1043 RPTT: 0.00



To: Jef Kidwell
4937 Innisbrook Dr.
Stockton, California
(209) 951-7035
(209) 986-7994 cell
SSI # [REDACTED]

AFFIDAVIT OF TRUTH

I, Dr. Terrylyn McCain, Ph. D., the undersigned, hereinafter Affiant, make this affidavit of my own free will, and hereby affirm, under oath, that the information contained in this affidavit is true and correct.

This affidavit is lawful notification to Jef Kidwell; and is hereby sent to the above named recipient pursuant to the Presumptive Letter dated June 16, 2007. Presumptive letter was sent with delivery confirmation number #0306 0320 0003 3708 6380. The Presumptive Letter required your written response to me within 30 days, via your sworn and notarized statement of facts, specific to the subject matter specified in that Presumptive Letter. 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 disagreed with in that Presumptive Letter, was your lawful, legal and binding agreement with and admission to the fact that everything in that Presumptive Letter was true, correct, legal, lawful, and fully binding upon you in any court in America, without your protest or objection, or that of those who represent you. Your silence was your 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."

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

1) You did not respond to all the invoices sent to you from Alternative Solutions. (Invoices dated 5/24/2007, 5/29/2007, and 6/11/2007) You are responsible for the office visit and all the products.

As per our telephone conversation on May 22, 2007, I scheduled you a special visit in my office on May 24, 2007 at 10:00 A.M. Because you were in so much pain and had to see me as soon as possible, I made special arrangements to see you in my office. All payments are due at time of service.

2) You had an appointment in my office on May 24, 2007 at 10:00 A.M.

I spent two hours listening and addressing your needs.

3) You spent two hours in my office on the morning of May 24, 2007.

The bill for the initial visit and nutritionals came to \$413.00. You offered a credit card for payment but I don't take credit cards. You said you didn't have any checks with you and promised to pay the invoice when you returned home. You convinced me to trust you.

3) You didn't keep your promise to pay me for the amount on the invoice which was \$413.00.

Before you left my office you made another appointment for May 30, /2007 at 1:00 P.M. I called you on May 29, 2007 and spoke to you personally to remind you of your appointment. You told me you'd be there for the appointment.

4) I call you on 5/29/2007 and remind you of your appointment on May 30, 2007 at 1:00 P. M.

It is clearly posted in my office; Cancellation Policy is 24-hour notice or you will be billed for not showing up for your appointment.

5) You did you agree the night before to keep your appointment on May 30, 2007.

You received an initial appointment, which appointment charge was \$175.00.

This is a list of the products:

- 1) Liver Liquesence \$25.00
- 2) Pancrease DB \$25.00
- 3) A-F Betafood \$44.00
- 4) Cholacol \$14.00
- 5) Acidofilus/Bifidus Plus \$23.00
- 6) Medi Herb White Chestnut \$15.00
- 7) Medi Herb Berberis Vul \$15.00

Page 2 of 3



- 8) Natural Vitamins \$40.00
- 9) Drenamin \$37.00

Total \$ 413.00

Missed appointment charge \$75.00

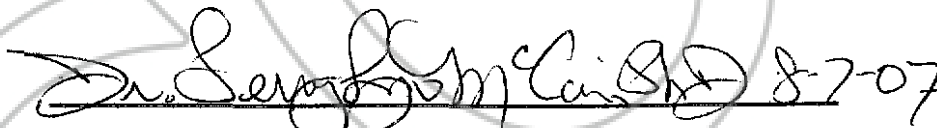
Grand total \$488.00

7) You owe me for the services and products you received on 5/24/2007 and a missed confirmed appointment on May 30, 2007 at 1:00 P.M.

Lawful notification has been provided to you stating that if you do not rebut the statements and facts made in the Presumptive Letter, then you agree with and admit to them. Pursuant to that lawful notification, if you disagreed with anything stated in that Presumptive Letter, then you needed to rebut that with which you disagreed with, 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 that 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,

 8-7-07

Dr. Terrylyn McCain, Ph. D.

Date

County of San Joaquin, State of California,

I swear that on this day of August _____, 2007, the above named Affiant,

_____ appeared before me, and of their own

free will, signed this Affidavit of Truth.

Notary Public

My Commission Expires: _____

cc: Jef Kidwell

4 of 4

COPY



CALIFORNIA JURAT WITH AFFIANT STATEMENT

State of California

County of SAN JOAQUIN } ss.

- See Attached Document (Notary to cross out lines 1-6 below)
- See Statement Below (Lines 1-5 to be completed only by document signer[s], *not* Notary)

1 _____

2 _____

3 _____

4 _____

5 _____

6 [Signature] _____
 Signature of Document Signer No. 1

 Signature of Document Signer No. 2 (if any)

Subscribed and sworn to (or affirmed) before me on this

7th day of AUGUST, 2007, by
Date Month Year

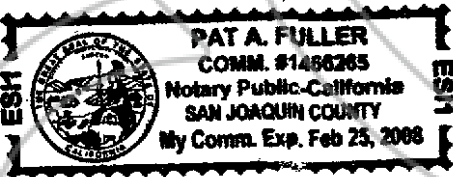
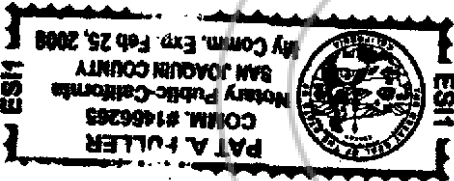
(1) DR TERRYON MCCAIN, PLD
Name of Signer

- Personally known to me
 - Proved to me on the basis of satisfactory evidence to be the person who appeared before me (.) (,)
- (and

(2) _____
Name of Signer

- Personally known to me
- Proved to me on the basis of satisfactory evidence to be the person who appeared before me.)

[Signature]
Signature of Notary Public



Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Further Description of Any Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

RIGHT THUMBPRINT OF SIGNER #1

Top of thumb here

RIGHT THUMBPRINT OF SIGNER #2

Top of thumb here