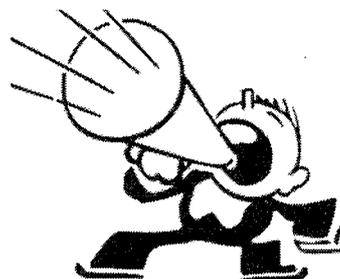


2-2-2017

To: Dale Corbett, Van Zandt County Sheriff
Copy: Teresa Drum, Chris Martin, Karen Wilson
Re: **Protection under the Law**



Sheriff Corbett:

I, UDO BIRNBAUM, sought protection - for myself and others – in blowing the whistle upon the fraud in our 294th District Court upon me.

My civil racketeering counter-claim instead was used - **by those I complained to - and about** – to retaliate and make an example of me. As the humongous fines state – “to stop Birnbaum **and others like him**”

Yes, these people running the courts have a duty to be honest, but the duty to execute on the laws of Texas – to protect me - rests with YOUR office.

When lawyers or witnesses lie, such does not necessarily violate Texas Law.

But when one does “securing execution of document by deception” upon documents that one KNOWS are fraudulent – because one HIMSELF perpetrated the fraud – that crosses the line. Penal Code 32.46.

I am “in” this now for close to \$700,000 or so – and I am NOT going away.

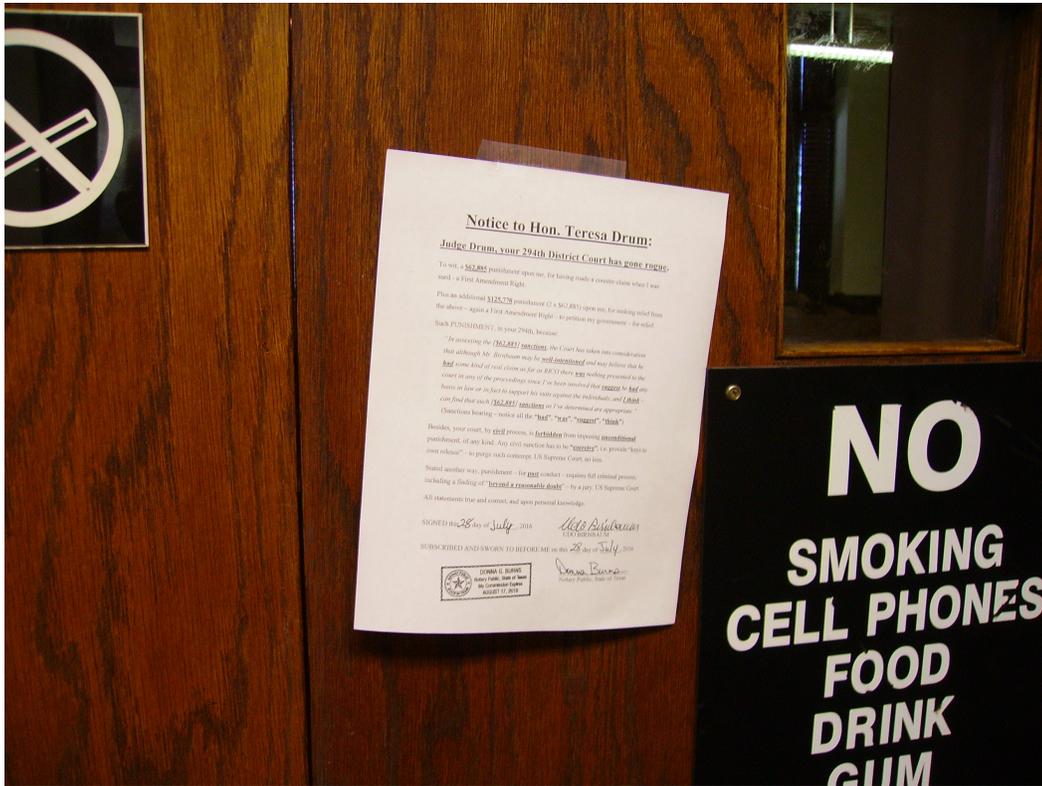
I have tried to shame the courthouse into doing right – but they hide and conceal my cries by such as quietly just disposing of my flyers (attached). It has been suggested to use a megaphone instead – to get myself arrested.

**ALL obstructing my complaints have become “accomplice after the fact”.
The duty to protect me – “and others like him” – is still YOURS.**

Sheriff Corbett, kindly arrange for me to brief.

Udo Birnbaum

UDO BIRNBAUM
540 VZ County Road 2916
Eustace, TX 75124
903 479-3929
BRNBM@AOL.COM



Notice to Hon. Teresa Drum:

Judge Drum, your 294th District Court has gone rogue.

To wit, a \$62,885 punishment upon me, for having made a counter-claim when I was sued - a First Amendment Right.

Plus an additional \$125,770 punishment (2 x \$62,885) upon me, for seeking relief from the above – again a First Amendment Right – to petition my government – for relief.

Such PUNISHMENT, in your 294th, because:

“In assessing the [\$62,885] sanctions, the Court has taken into consideration that although Mr. Birnbaum may be well-intentioned and may believe that he had some kind of real claim as far as RICO there was nothing presented to the court in any of the proceedings since I’ve been involved that suggest he had any basis in law or in fact to support his suits against the individuals, and I think – can find that such [\$62,885] sanctions as I’ve determined are appropriate.”

(Sanctions hearing – notice all the “had”, “was”, “suggest”, “think”)

Besides, your court, by civil process, is forbidden from imposing unconditional punishment, of any kind. Any civil sanction has to be “coercive”, i.e. provide “keys to own release” – to purge such contempt. US Supreme Court, no less.

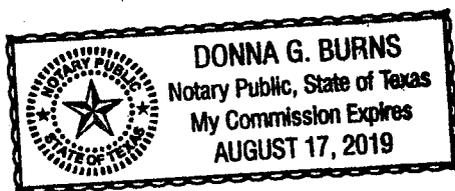
Stated another way, punishment – for past conduct – requires full criminal process, including a finding of “beyond a reasonable doubt” – by a jury. US Supreme Court.

All statements true and correct, and upon personal knowledge.

SIGNED this 28 day of July, 2016

Udo Birnbaum
UDO BIRNBAUM

SUBSCRIBED AND SWORN TO BEFORE ME on this 28 day of July, 2016



Donna Burns
Notary Public, State of Texas



www.OpenJustice.US

YOU ARE ENTERING A CRIME SCENE

\$125,770 unlawful FINE

(as punishment for asking for a different judge)

Details www.OpenJustice.US

else google on:

*“damn courthouse criminals”, “\$125,770 unlawful sanction”, or
“Van Zandt Courthouse Beaver Dam Scheme” (also a Youtube)*

YOU ARE ENTERING A CRIME SCENE

Udo Birnbaum
903 479-3929
brnbn@aol

www.OpenJustice.US

Public Nuisance Notice

Re \$62,885 plus \$125,770 unlawful court **FINES**
in, by, and with – this 294th Texas District Court:

NOTE: In SELF-DEFENSE - I have been forced into seeking relief in
the **court of public opinion**.

Started – when elderly neighbor (deceased) dynamited his BEAVER dams,
and wanted to likewise “treat” my creek for the “overgrown rats”.

His attorney - sues me for violating Section 11.086 of the Texas Water
Code”. All fraud. All week jury trial. I self-represent.

Dallas lawyer - G. David Westfall (deceased), promising to “save” me, cons
me into paying him a \$20,000 up front, **non-refundable retainer** – to sue
attorney Richard Ray, 294th district judge Tommy Wallace (deceased), etc.
– in Dallas Federal Court - under civil RICO - for engaging in a “pattern of
racketeering activity”. My lawyer writes me, “you have a very good case”.

I finally confront – and fire my lawyer – who promptly sues me claiming I
owe him an ADDITIONAL \$18,000 on a supposed “open account” for legal
services. (“open account” is like between a lumber yard – and house builder,
a “systematic” series of sales, deliveries, billings, payments, i.e. “**on credit**”)

EVIL instructions by Judge Paul Banner - instructing the jury that there
was “failure to abide by the agreement”. The jury was never asked – if there
even existed an “open account” – to sue on - or even “sale and delivery”.

Next, Judge Paul Banner FINES me \$62,885 - for my civil RICO counter-
claim. (HINT: making a claim in court – is a First Amendment Right)

Next, Judge Ron Chapman FINES me an additional \$125,770 (exactly 2
x \$62,885) – for complaining about Judge Banner and his \$62,885.

“Inconsistent with due process of law” - VOID from the start – and may
be attacked in ANY FORUM – at any time. Details - www.OpenJustice.US.

Official Oppression – retaliation for exercising a First Amendment right.

UDO BIRNBAUM
903 479-3929
brnbm@aol.com

In this Texas 294th District Court

ROBBERY BY GAVEL

\$62,885 FINE

"In assessing the sanctions, the Court has taken into consideration that although Mr. Birnbaum may be well-intentioned and may believe that he had some kind of real claim as far as RICO"

"14. The [\$62,885] sanctions award is an appropriate amount in order to gain the relief which the Court seeks, which is to stop the Defendant/Counter-Plaintiff and others similarly situated from filing frivolous lawsuits".

Judge Paul Banner

Making a counter-claim - is a First Amendment Right.

A \$62,885 FINE? - for being "*well-intentioned*".

"relief which the court seeks"? A judge, in civil process, imposing an unconditional \$62,885 – for the benefit of the court – and shuffling it to the other side – that takes the cake.

The judge has become a trespasser and a partner robber.

And punishing me? – to keep **others** from their right to file?

Unconditional civil sanctions – are unlawful. Period. Has to be "coercive", "provide keys to own release" – to purge the contempt.

Unconditional punishment – requires full criminal process.

Making claims in court – is what civilized people DO – instead of shooting at each other.

www.OpenJustice.US – for details. Else just "google" on "damn courthouse criminals", "judge paul banner interrogatories", "van zandt courthouse beaver dam scheme" (also as a youtube video).

UDO BIRNBAUM
brnbn@aol.com

In this Texas 294th District Court

ROBBERY BY GAVEL

\$125,770 FINE

*“The type and dollar amount of the [\$125,770] sanctions award is appropriate in order to gain the **relief which the Court seeks**, which is to stop this litigant **and others similarly situated** from filing ... motions ... lawsuits ... defenses ... counter-claims, and new lawsuits ...”*

Judge Ron Chapman

Filing a lawsuit - is a First Amendment Right. (Actually, all I did, was make a counter-claim when I was fraudulently sued)

“relief which the court seeks”? A judge, in civil process, imposing an unconditional \$125,770 – **for the benefit of the court** – and shuffling it to the other side – that takes the cake. The judge has become a trespasser and a partner robber.

“and others similarly situated”? – This court cannot **punish** me for what **others** do – or **might** do.

Unconditional civil sanctions – are unlawful. Period. Has to be “coercive”, “provide keys to own release” – to purge the contempt.

Unconditional punishment – of any kind – requires full criminal process – including a jury finding of “beyond a reasonable doubt”.

Making claims in court – is what civilized people DO – instead of shooting at each other.

www.OpenJustice.US – for details. Else just “google” on “damn courthouse criminals”, “judge ron chapman interrogatories”, “van zandt courthouse beaver dam scheme” (also as a youtube video).

UDO BIRNBAUM
brnbm@aol.com

Notice of Armed Robbery:

Judge Drum, your 294th District Court has gone rogue.

To wit, a \$62,885 punishment upon me, for having made a counter-claim when I was sued - a First Amendment Right.

Plus an additional \$125,770 punishment (2 x \$62,885) upon me, for seeking relief from the above – again a First Amendment Right – to petition my government – for relief.

Such PUNISHMENT, in your 294th, because:

“In assessing the [\$62,885] sanctions, the Court has taken into consideration that although Mr. Birnbaum may be well-intentioned and may believe that he had some kind of real claim as far as RICO there was nothing presented to the court in any of the proceedings since I’ve been involved that suggest he had any basis in law or in fact to support his suits against the individuals, and I think – can find that such [\$62,885] sanctions as I’ve determined are appropriate.”

(Sanctions hearing – notice all the “had”, “was”, “suggest”, “think”)

**SENDING AN ARMED SHERIFF UPON ME TO SEIZE SUCH FINES
- IMPOSED WHEN THERE WAS NOT EVEN A CASE LEFT IN THE COURT -**

letting such abomination “pass” – is nothing less than

“AIDING AND ABETTING”

All statements true and correct, and upon personal knowledge.

SIGNED this ___ day of _____, 2016

UDO BIRNBAUM

SUBSCRIBED AND SWORN TO BEFORE ME on this ___ day of _____, 2016

Notary Public, State of Texas

Dear Judge Drum:

Please instruct your District Clerk

to STOP sending armed sheriff's deputies
– to SEIZE my property

- upon that idiotic piece of paper
- as crazy judge Ron Chapman put against me

on an April 1 – “April Fools Day”:

a FINE of \$125,770

because of:

*“a delusional belief
held only inside the mind of Birnbaum”*

and other judicial delusions

(‘the Constitution even allows for crazy –
but not from the bench”)

There was not even a case in the court

HARD TO BELIEVE - BUT REAL

Dear Judge Drum:

Please instruct your District Clerk to STOP writing Writs of Execution to send armed sheriff's deputies to SEIZE my property upon that **UNLAWFUL FINE of \$62,885**

"In assessing the [\$62,885] sanctions, the Court has taken into consideration that although Mr. Birnbaum may be well-intentioned and may believe that he had some kind of real claim as far as RICO there was nothing presented to the court in any of the proceedings since I've been involved that suggest he had any basis in law or in fact to support his suits against the individuals, and I think – can find that such [\$62,885] sanctions as I've determined are appropriate."
(Judge Paul Banner – notice all the "had", "was", "suggest", "think")

\$62,885 FINE is NOT a judgment

it does NOT adjudicate [upon a pleading]

\$62,885 FINE is clearly titled as an Order

“Writ of Execution” - is only for judgments

Sec. 31.002.(a) A judgment creditor is entitled to aid from a court – (i.e. no others)

(1) "Judgment creditor" means a party in whose favor a judgment has been rendered, whether a plaintiff, counterclaimant, cross-claimant, third party plaintiff,

\$62,885 FINE IS PLUM UNLAWFUL

Making a counter-claim, when sued, is a First Amendment Right. A court, by civil process (i.e. in a lawsuit) - is FORBIDDEN from imposing unconditional punishment of ANY kind. Has to be “coercive”, i.e. provide “keys to own release” – like “Go to jail – until you testify, pay child support, agree to ISSUE MARRIAGE LICENSES, etc

HARD TO BELIEVE - BUT REAL

UDO BIRNBAUM
903 479-3929
brnbn@aol.com
www.OpenJustice.US

Notice to Hon. Teresa Drum:

Judge Drum, your 294th District Court has gone rogue.

\$125,770 FINE: (April 1, 2004, Order on Motion for Sanctions, No. 00-00619)

“10. The [\$125,770] is not excessive. Page 6 paragraph 10

*“11. The [\$125,770] is an appropriate amount to seek to gain the relief **sought by the Court** which is to stop Birnbaum **and others like him** from filing similar motions lawsuits. Page 7 paragraph 11*

[HINT: Filing lawsuits – is what people DO in a court. It is a First Amendment Right. Furthermore, a court, by CIVIL process – is forbidden from imposing **unconditional** punishment (upon **past completed acts**), much less upon **future** ones, **by others**.

Such \$125,770 civil FINE, because of:

“... a delusional belief held only inside the mind of Birnbaum”. Page 3 paragraph 7

(The Constitution of course even allows one to be crazy – but not from the bench)

Keeping sending a sheriff, with a gun: (2014, 2016)

Writs of Execution – for \$125,770, plus \$150,000 or so interest, plus court costs, to seize my property. (I don't even have this kind of moola)

Judge Drum, you were elected our judge in 2002:

Judge Drum, I have been stuck (and complaining) in this court – ever since 1994 – when I was sued for violating Section 11.086 of the Texas Water Code, because BEAVERS had built a dam on a natural creek on my farm – without my permission – of course.

Judge Drum: Why has not someone stopped this mess?

Why is not someone in jail?

UDO BIRNBAUM
903 479-3929
brnbm@aol.com
www.OpenJustice.US

Notice to Hon. Mary Murphy: **Presiding Judge, First Administrative Judicial Region**

Judge Murphy, your 294th District Court has gone rogue.

To wit, a **\$62,885** punishment upon me, for having made a counter-claim when I was sued - a First Amendment Right.

Plus an additional **\$125,770** punishment (2 x \$62,885) upon me, for seeking relief from the above – again a First Amendment Right – to petition my government – for relief.

Such PUNISHMENT, in your 294th, because:

*“In assessing the [**\$62,885**] **sanctions**, the Court has taken into consideration that although Mr. Birnbaum may be **well-intentioned** and may believe that he **had** some kind of real claim as far as RICO there **was** nothing presented to the court in any of the proceedings since I’ve been involved that **suggest** he **had** any basis in law or in fact to support his suits against the individuals, and **I think** – can find that such [**\$62,885**] **sanctions** as I’ve determined are appropriate.”*

(Sanctions hearing – notice all the “**had**”, “**was**”, “**suggest**”, “**think**”)

Besides, your court, by **civil** process, is **forbidden** from imposing **unconditional** punishment, of any kind. Any civil sanction has to be “**coercive**”, i.e. provide “keys to own release” – to purge such contempt. US Supreme Court, no less.

Stated another way, punishment – for **past** conduct – requires full criminal process, including a finding of “**beyond a reasonable doubt**” – by a jury. US Supreme Court.

All statements true and correct, and upon personal knowledge.

Robbery by proxy – in progress.

UDO BIRNBAUM
903 479-3929
brnbn@aol.com

YOU ARE ENTERING A CRIME SCENE

\$125,770 outrageous FINE

for me asking for a different judge

- **punishment** – not “coercive” - by **civil process** - is **unlawful**
- **punishment** – no “keys to own release” - requires full **criminal process** – including a finding of “beyond a reasonable doubt” – by a JURY
- **punishment** – for exercising a Right – is **official oppression**

Details **www.OpenJustice.US,** , else google on:

“damn courthouse criminals”, or “Van Zandt Courthouse Beaver Dam Scheme” - also as a YouTube

YOU ARE ENTERING A CRIME SCENE

Udo Birnbaum
903 479-3929
brnbm@aol