

## ***Debt Elimination - Discharge Almost Any Debt with Proper Use of the UCC***

You can discharge Secured Loans, Credit Card Debt, Student Loans, Auto Loans, Assessments, Citations, Debts, Demands, Fines, Penalties, Tax Liens and Judgments.

Debt Discharge and "Accepted for Value" is based on understanding how you've been misled and learning what to do about it.

You just have to know How to Do It!

### **The History of How We Were Put Into the "Commerce Game"**

On April 5, 1933, then President Franklin Delano Roosevelt, under Executive Order, issued April 5, 1933, declared: "All persons are required to deliver on or before May 1, 1933 all Gold Coin, Gold Bullion, and Gold Certificates now owned by them to a Federal Reserve Bank, branch or agency, or to any member bank of the Federal Reserve System."

James A. Farley, Postmaster General at that time, required each postmaster in the country to post a copy of the Executive Order in a conspicuous place within each branch of the Post Office. On the bottom of the posting was the following:

#### **Criminal Penalties for Violation of Executive Order**

\$10, 000 fine or 10 years imprisonment, or both, as provided in Section 9 of the order.

Section 9 of the order reads as follows:

"Whosoever willfully violates any provisions of this Executive Order or of these regulations or of any rule, regulation or license issued thereunder may be fined not more than \$10,000, or if a natural person, may be imprisoned for not more than 10 years, or both; and any officer, director or agency of any corporation who knowingly participates in any such violation may be punished by a like fine, imprisonment, or both.

NOTE: Stated within a written document received September 17, 1997, from the U.S. Department of Justice, Office of Legal Counsel, Office of the Deputy Assistant Attorney General, Richard L. Shiffin, in response to a Freedom of Information Act (FOIA), was the following:

"A fact that is frequently overlooked is that Executive Orders and proclamations of the President normally have no direct effect upon private persons or their property, and instead, normally constitute only directives or instructions to officers or employees of the Federal Government. The exception is those cases in which the President is expressly authorized or required by laws enacted by the Congress to issue an Executive order or proclamation dealing with the legal rights or obligations of members of the public. Such as issuance of Selective Service Regulations, establishment of boards to investigate certain labor disputes, and establishment of quotas or fees with respect to certain imports into this country."

It seems rather obvious that President Franklin D. Roosevelt was not "expressly authorized or required" to "issue an Executive Order or proclamation" demanding the public (private) to relinquish their privately held gold.

The order (proclamation) issued by Roosevelt was an undisciplined act of treason. Two months after the Executive Order, on June 5, 1933, the Senate and House of Representatives, 73d Congress, 1st session, at 4:30 P.M. approve **House Joint Resolution 192** (HJR-192) 192: Joint Resolution to suspend the Gold Standard and abrogate the Gold Clause, Joint resolution to assure uniform value to the coins and currencies of the United States.

HJR-192 states, in part, that "Every provision contained in or made with respect to any obligation which purports to give the obligee a right to require payment in gold or a particular kind of coin or currency, or in any amount of money of the United States measured thereby, is declared to be against public policy, and no such provision shall be contained in or made with respect to any obligation hereafter incurred. Every obligation, heretofore or hereafter incurred, whether or not any such provisions is contained therein or made with respect thereto, shall be discharged upon payment, dollar for dollar, in any such coin or currency which at the time of payment is legal tender for public and private debts."

HJR-192 goes on to state: "As used in this resolution, the term 'obligation' means an obligation (including every obligation of and to the United States, excepting currency) payable in money of the United States; and the term 'coin or currency' means coin or currency of the United States, including Federal Reserve notes and circulating notes of Federal Reserve banks and national banking associations."

HJR-192 superseded Public Law (that which passes as law today is only "color of law"), replacing it with public policy. **This eliminated our ability to PAY our debts, allowing only for their DISCHARGE.** When we use any commercial paper (checks, drafts, warrants, federal reserve notes, etc.), and accept it as money, we simply pass the unpaid debt attached to the paper on to others, by way of our purchases and transactions. This unpaid debt, under public policy, now carries a public liability for its collection. In other words, all debt is now public.

The United States government, in order to provide necessary goods and services, created a commercial bond (promissory note), by pledging the property, labor, life and body of its citizens, as payment for the debt (bankruptcy). This commercial bond made chattel (property) out of every man, woman and child in the United States. We became nothing more than "human resources" and collateral for the debt. This was without our knowledge and/or our consent. How? It was done through the filing (registration) of our birth certificates!

The United States government -actually the elected and appointed administrators of government - took (and still do, to this day) certified copies of all our birth certificates and placed them in the United States Department of Commerce ... as registered securities. These securities, each of which carries an estimated \$1,000,000 (one million) dollar value, have been (and still are) circulated around the world as collateral for loans, entries on the asset side of ledgers, etc., just like any other security. There's just one problem, we didn't authorize it.

The United States is a District of Columbia corporation. In Volume 20: Corpus Juris Section 1785 we find "The United States government is a foreign corporation with respect to a State"

(see: NY re: Merriam 36 N.E. 505 1441 S. 0.1973, 14 L. Ed. 287). Since a corporation is a fictitious "person" (it can not speak, see, touch, smell, etc.), it can not, by itself, function in the real world. It needs a conduit, a transmitting utility, a liaison of some sort, to "connect" the fictional person, and fictional world in which it exists, to the real world.

LIVING people exist in a real world, not a fictional, virtual world. But government does exist in a

fictional world, and can only deal directly with other fictional or virtual persons, agencies, states, etc. In order for a fictional person to deal with real people there must be a connection, a liaison, and a go-between. This can be something as simple as a contract. When both "persons," the real and the fictional, agree to the terms of a contract, there is a connection, intercourse, dealings, there is a communication, an exchange. There is business! But there is another way for fictional government to deal with the real man and woman: through the use of a representative, a liaison, and the go-between. Who is this go-between, this liaison that connects fictional government to real men and women? It's a government created shadow, a fictional man or woman ... with the same name as ours.

This PERSON was created by using our birth certificates as the

Manufacturer's Certificate of Origin (MCO) and the state in which we were born as the "port of entry". This gave fictional government a fictional PERSON with whom to deal directly. This PERSON is a strawman.

STRAMINEUS HOMO: Latin: A man of straw, one of no substance, put forward as bail or surety. This definition comes from *Black's Law Dictionary, 6th. Edition, page 1421*. Following the definition of STRAMINEUS HOMO in Black's we find the next word, Strawman. STRAWMAN: A front, a third party who is put up in name only to take part in a transaction. Nominal party to a transaction; one who acts as an agent for another for the purposes of taking title to real property and executing whatever documents and instruments the principal may direct. Person who purchases property for another to conceal identity of real purchaser or to accomplish some purpose otherwise not allowed. Webster's Ninth New Collegiate Dictionary defines the term "strawman" as: 1: a weak or imaginary opposition set up only to be easily confuted 2: a person set up to serve as a cover for a usually questionable transaction. The Strawman can be summed up as an imaginary, passive stand-in for the real participant; a front; a blind; a person regarded as a nonentity. The Strawman is a "shadow", a go-between. For quite some time a rather large number of people in this country have known that a man or woman's name, written in ALL CAPS, or last name first, does not identify real, living people. Taking this one step further, the rules of grammar for the English language have no provisions for the abbreviation of people's names, i.e. initials are not to be used. As an example, John Adam Smith is correct. ANYTHING else is not correct. Not Smith, John Adam or Smith, John A. or J. Smith or J. A. Smith or JOHN ADAM SMITH or SMITH, JOHN or any other variation. NOTHING, other than John Adam Smith identifies the real, living man. All other appellations identify either a deceased man or a fictitious man: such as a corporation or a STRAWMAN.

Over the years government, through its "public" school system, has managed to pull the wool over our eyes and keep US ignorant of some very important facts. Because all facets of the media (print, radio, television) have an ever-increasing influence in our lives, and because media is controlled (with the issuance of licenses, etc.) by government and its agencies, we have slowly and systematically been led to believe that any form/appellation of our names is, in fact, still us: as long as the spelling is correct. WRONG!

## **We Were Never Told**

We were never told, with full and open disclosure, what our government officials were planning to do and why. We were never told that government (the United States) was a corporation, a fictitious "person". We were never told that government had quietly, almost secretly, created a shadow, a STRAWMAN for each and every AMERICAN, so that government could not only "control" the people, but also raise an almost unlimited amount of revenue - so it could continue not just to exist,

but to GROW. We were never told that when government deals with the STRAWMAN it is not dealing with real, living, men and women. We were never told, openly and clearly with full disclosure of all the facts, that since June 5, 1933, we have been unable to pay our debts. We were never told that we had been pledged (and our children, and their children, and their children, and on and on) as collateral, mere chattel, for the debt created by government officials who committed treason in doing so. We were never told that they quietly and cleverly changed the rules, even the game itself, and that the world we perceive as real is in fact fictional -and it's all for their benefit. We were never told that the STRAWMAN -a fictional person, a creature of the state - is subject to all the codes, statutes, rules, regulations, ordinances, etc. decreed by government, but that WE, the real man and woman, are not. We were never told we were being treated as property, as slaves (albeit comfortably for some); while living in the land of the free -and that we could, easily, walk away from the fraud.

### **Everything, Since June 1933, Operates in COMMERCE!**

Commerce is based on agreement, on contract. Government has an implied agreement with the STRAWMAN (government's creation) and the STRAWMAN is subject to government rule, as we illustrated above. But when we, the real flesh and blood man and woman, step into their "process" we become the "surety" for the fictitious STRAWMAN. Reality and fiction are reversed. We then become liable for the debts, liabilities and obligations of the STRAWMAN, relinquishing our real (protected) character as we stand up for the fictional STRAWMAN.

So that we can once again place the STRAWMAN in the fictional world and ourselves in the real world (with all our "shields" in place against fictional government) we must send a nonnegotiable (private) "Charge Back" and a nonnegotiable "Bill of Exchange" to the United States Secretary of Treasury, along with a copy of our birth certificate, the evidence, the MCO, of the STRAWMAN. By doing this we discharge our portion of the public debt, releasing us, the real man or woman, from the debts, liabilities and obligations of the STRAWMAN. Those debts, liabilities and obligations exist in the fictional commercial world of "book entries", on computers and/or in paper ledgers. It is a world of "digits" and "notes", not of money and substance. Property of the real man once again becomes tax exempt and free from levy, as it must be in accord with HJR-192.

Sending the nonnegotiable Charge Back and Bill of Exchange accesses our Treasury Direct Account (TDA). What is our Treasury Direct Account? According to one theorist, it is a pledge that was made for each birth certificate in the amount of \$630,000 (another pegs it at \$1,000,000). Thus everybody and everything in the United States is simply collateral for the bonds issued by the U.S. government.

This \$1,000,000 (one million) account is for the STRAWMAN, the fictional "person" with the name in all caps and/or last name first. It is there for the purpose of making book entries, to move figures, "digits" from one side of ledgers to the other. Without constant movement a shark will die and quite ironically, like the shark, there must also be constant movement in commerce, or it too will die. Figures, digits, the entries in ledgers must move from asset side to debit side and back again, or commerce dies. No movement, no commerce.

The fictional person of government can only function in a fictional commercial world, one where there is no real money, only fictional funds ... mere entries, figures, and digits.

A presentment from fictional government - whether traffic citation or criminal charges - is a negative, commercial "claim" against the STRAWMAN. This "claim" takes place in the commercial,

fictional world of government. "Digits" move from one side of your STRAWMAN account to the other, or to a different account. This is today's commerce.

## **Playing the Commerce Game**

In the past we have addressed these "claims" by fighting them in court, with one "legal process" or another, and failed. We have played the futile, legalistic, dog-and-pony show - a very clever distraction - while the commerce game played on.

But what if we refused to play dog-and-pony, and played the commerce game instead? What if we learned how to control the flow and movement of entries, figures, and digits, for our own benefit? Is that possible? How can the real man in the real world, function in the fictional world in which the commerce game exists?

When in commerce do as commerce does, use the Uniform Commercial Code (UCC). The UCC-1 Financing Statement is the one contract in the world that canNOT be broken and it's the foundation of the Accepted for Value process. The power of this document is awesome.

Since the TDA exists for the STRAWMAN - who, until now, has been controlled by government - We can gain control (and ownership) of the STRAWMAN by first activating the TDA and then filing an UCC-1 Financing Statement. This does two things for us.

First, by activating the TDA we gain limited control over the funds in the account. This allows us to also move entries, figures, and digits ... for *our* benefit.

Secondly, by properly filing an UCC-1 Financing Statement we can become the holder in due course of the STRAWMAN. This gives us virtual ownership of the government created entity.

Remember earlier we mentioned that a presentment from government or one of its agents or agencies was a negative commercial claim against the STRAWMAN (and the STRAWMAN's account, the TDA)? Remember we told you entries, figures, and digits moved from one side of the account to the other, or to a different account? Well now, with the STRAWMAN under our control, government has no access to the TDA and they also lose their go-between, their liaison, their "connection" to the real, living man and woman. From now on, when presented with a "claim" (presentment) from government, we will agree with it (this removes the "controversy") and we will ACCEPT IT FOR VALUE. By doing this we remove the negative claim against our account and become the "holder in due course" of the presentment. As holder in due course you can require the sworn testimony of the presenter of the "claim" (under penalty of perjury) and request the account be properly adjusted.

It's a commercial undertaking, and the basic procedure is not complicated. In fact, it's fairly simple. We just have to remember a few things, like: this is commerce, and we play by the rules of commerce. We accept the "claim", become the holder in due course, and challenge whether or not the presenter of the claim had/has the proper authority (the Order) to make the claim (debit our account) in the first place. When they cannot produce the Order (they never can, it was never issued) we request the account be properly adjusted and the charge, the "claim" is discharged and goes away.

If they don't adjust the account a request is made for the bookkeeping records showing where the funds in question were assigned. This is done by requesting the Fiduciary Tax Estimate and the Fiduciary Tax Return for this claim. Since the claim has been accepted for value and is prepaid,

and our TDA account is exempt from levy, the request for the Fiduciary Tax Estimate and the Fiduciary Tax Return is valid because the information is necessary in determining who is delinquent and/or making claims on the account. If there is no record of the Fiduciary Tax Estimate and the Fiduciary Tax Return, we then request the individual tax estimates and individual tax returns to determine if there is any delinquency.

If we receive no favorable response to the above requests, we will then file a currency report on the amount claimed/assessed against our account and begin the commercial process that will force them to either do what's required or lose everything they own - except for the clothing they are wearing at the time. This is the power of contracts (commerce) and it should be mentioned, at least this one time, that a contract overrides the Constitution, the Bill of Rights, and any other document other than another contract. We should also mention that no process of law - "color" of law under present codes, statutes, rules, regulations, ordinances, etc. - can operate upon you, no agent and/or agency of government (including courts) can gain jurisdiction over you, WITHOUT YOUR CONSENT. You, (we) are not within their fictional commercial venue.

The Accepted for Value process, however, gives us the ability to deal with "them" -through the use of our transmitting utility/go-between, the Strawman -and hold them accountable in their own commercial world, for any action(s) they attempt to take against us. Without a proper Order, and now we know they're not in possession of such a document, they must leave us alone ... or pay the consequences.

This article can be read in its entirety at:

[http://www.real-debt-elimination.com/debt-elimination/discharge\\_debt\\_using\\_UCC.htm](http://www.real-debt-elimination.com/debt-elimination/discharge_debt_using_UCC.htm)