

1 Sam Aurelius Milam III
2 Box 21633
3 San Jose, California 95151
4 Pro se

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BEFORE THE PEOPLE

8 Sam Aurelius Milam III
9 Asseverator,

v.

10 THE STATE OF
11 CALIFORNIA
12 VEHICLE CODE

and

13 THE BUSINESS,
14 TRANSPORTATION
15 AND HOUSING AGENCY

Respondents.

**RESCINDMENT OF CONTRACTS
AND
REVOCATION OF POWERS**

LICENSE NUMBER 1K41897
LICENSE NUMBER 6E1240
CALIFORNIA DRIVER LICENSE N0663326

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ASSEVERATION

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19 Please be advised that the Asseverator hereby expressly renounces,
20 rescinds, and nullifies any contracts previously made with the
21 Respondents, their agents, their assignees, or their administrative
22 affiliates, agencies, or representatives, to which the Asseverator is, or
23 may be a party, regardless of whether such contracts were made by
24 agreement and signature or by assumpsit. Any such contracts have caused
25 the unlawful conversion and usurpation of the Plaintiff's allodial rights,
26 thereby entering him into servitus for the benefit of the Respondents, et
27 al. Any and all such contracts are fraudulent, and therefore void from
28 their inception.

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The Asseverator hereby gives notice that the Respondents, their agents, their assignees, and their administrative affiliates, agencies, and representatives, have at all times, under all conditions, and in every circumstance acted with no lawful jurisdiction in all matters connected with the Asseverator; that his involvement in any contract with the Respondents, et al., has been obtained by the respondents, or on their behalf, through methods including but not limited to fraud, threats, coercion, intimidation, untruthful propaganda, manipulation of language and intent, and non-disclosure of material facts and conditions pertinent to such contracts. The Asseverator hereby declares that he has only just now realized the true nature and intentions of the Respondents, et al., and the fraudulent nature of their contracts.

The Asseverator hereby gives notice that he is a natural, allodial, non-franchised human being who claims all titles and rights to the total substance and value of his time, labor, energy, and property. The Asseverator has never willingly or knowingly transferred any jurisdiction over himself, over his life, over his property, or over his allodial title to ownership of the substance and value of his property or of his labor, to the Respondents, their agents, their assignees, or their administrative affiliates, agencies, or representatives for any reason whatsoever.

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CERTIFICATION

The Asseverator, with all due authority and absolute right, does hereby serve this "RESCINDMENT OF CONTRACTS AND REVOCATION OF POWERS" upon:

//

Kirk West, Secretary
Business, Transportation and Housing Agency
1120 N. Street
Sacramento, California 95814

//

George E. Meese, Director
Department of Motor Vehicles
P.O. Box 11828
Sacramento, California 95853

//

L. T. Buchanan, Jr, Division Chief
Division of Driver Safety and Licensing
P.O. Box 12590
Sacramento, California 95852

//

James E. Smith, Commissioner
Department of the California Highway Patrol
P.O. Box 942898
Sacramento, California 94298-0001

//

by way of the United States Post Office.

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Sam A. Milam III
(Signature)

February 14, 1986
(Date)

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PROOF OF SERVICE BY MAIL
(1013a, 2015.5 CCP)

STATE OF CALIFORNIA)
)
COUNTY OF SANTA CLARA)

AFFIDAVIT

I am a native born American of these United States, and an inhabitant of the county of Santa Clara, State of California. I am over the age of eighteen years and not a party to the within entitled action. My address is 85 North Willard, San Jose, California 95126.

On February 14, 1986, I served the within Rescindment of Contracts and Revocation of Powers on the Respondents

in said action, by placing a true copy thereof, enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Sunnyvale, California

addressed as follows:

Kirk West, Secretary
Business, Transportation and Housing Agency
1120 N. Street
Sacramento, California 95814

I verify under penalty of perjury that the foregoing is true and correct.

Executed on February 14, 1986
(date)

at Sunnyvale, California.
(place)

Robert Paul Hayden II. SAE
(signature)

PROOF OF SERVICE BY MAIL
(1013a, 2015.5 CCP)

STATE OF CALIFORNIA)
)
COUNTY OF SANTA CLARA)

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in said action, by placing a true copy thereof, enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Sunnyvale, California

addressed as follows:

George E. Meese, Director
Department of Motor Vehicles
P.O. Box 11828
Sacramento, California 95853

I verify under penalty of perjury that the foregoing is true and correct.

Executed on February 14, 1986
(date)

at Sunnyvale, California.
(place)

Mr Paul Hay Jr. SAF
(signature)

PROOF OF SERVICE BY MAIL
(1013a, 2015.5 CCP)

STATE OF CALIFORNIA)
)
COUNTY OF SANTA CLARA)

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in said action, by placing a true copy thereof, enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Sunnyvale, California

addressed as follows:

L. T. Buchanan, Jr, Division Chief
Division of Driver Safety and Licensing
P.O. Box 12590
Sacramento, California 95852

I verify under penalty of perjury that the foregoing is true and correct.

Executed on February 14, 1986
(date)

at Sunnyvale, California.
(place)

Michael Paul Hayden II. SAF
(signature)

PROOF OF SERVICE BY MAIL
(1013a, 2015.5 CCP)

PROOF OF SERVICE BY MAIL
(1013a, 2015.5 CCP)

STATE OF CALIFORNIA)
)
COUNTY OF SANTA CLARA)

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in said action, by placing a true copy thereof, enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Sunnyvale, California

addressed as follows:

James E. Smith, Commissioner
Department of the California Highway Patrol
P.O. Box 942898
Sacramento, California 94298-0001

I verify under penalty of perjury that the foregoing is true and correct.

Executed on February 14, 1986
(date)

at Sunnyvale, California.
(place)

Paul Hayden II SAF
(signature)

P 725 136 553

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

★ U.S.G.P.O. 1983-403-517

Sent to Kirk West, Secretary, Business	
Street and No. Transportation and Housing Agency, 1120 N Street	
P.O., State and ZIP Code Sacramento, California 95814	
Postage	\$ 39
Certified Fee	75
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	
Return receipt showing to whom, Date, and Address of Delivery	90
TOTAL Postage and Fees	\$ 204
Postmark or Date	

PS Form 3800, Feb. 1982



P 725 136 554

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

★ U.S.G.P.O. 1983-403-517

Sent to George E. Meese, Director	
Street and No. Department of Motor Vehicles	
P.O., State and ZIP Code P.O. Box 11828, Sacramento, CA 95853	
Postage	\$ 39
Certified Fee	75
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	
Return receipt showing to whom, Date, and Address of Delivery	90
TOTAL Postage and Fees	\$ 204
Postmark or Date	

PS Form 3800, Feb. 1982



P 725 136 555

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NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

★ U.S.G.P.O. 1983-403-517

Sent to L.T. Buchanan Jr, Division Chief	
Street and No. Division of Driver Safety & Licensing	
P.O., State and ZIP Code P.O. Box 12590, Sacramento, CA 95852	
Postage	\$ 39
Certified Fee	75
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	
Return receipt showing to whom, Date, and Address of Delivery	90
TOTAL Postage and Fees	\$ 204
Postmark or Date	

PS Form 3800, Feb. 1982



P 725 136 552

RECEIPT FOR CERTIFIED MAIL

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★ U.S.G.P.O. 1983-403-517

Sent to James E. Smith, Commissioner	
Street and No. Department of the California Highway Patrol, P.O. Box 942898	
P.O., State and ZIP Code Sacramento, California 94298-0001	
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Certified Fee	75
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	90
Return receipt showing to whom, Date, and Address of Delivery	90
TOTAL Postage and Fees	\$ 204
Postmark or Date	

PS Form 3800, Feb. 1982



PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.
Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

- 1. Show to whom, date and address of delivery.
- 2. Restricted Delivery.

3. Article Addressed to:
 Kirk West, Secretary
 Business, Transportation and Housing
 Agency
 1120 N. Street
 Sacramento, California 95814

4. Type of Service:	Article Number
<input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail	P 725 136 553

Always obtain signature of addressee or agent and **DATE DELIVERED.**

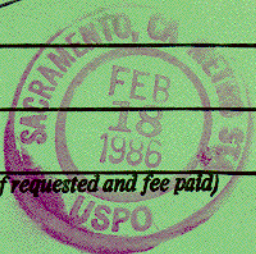
5. Signature - Addressee
X

6. Signature - Agent
X

7. Date of Delivery

FEB 18 1986

8. Addressee's Address (ONLY if requested and fee paid)



DOMESTIC RETURN RECEIPT

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.
Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

- 1. Show to whom, date and address of delivery.
- 2. Restricted Delivery.

3. Article Addressed to:
 George E. Meese, Director
 Department of Motor Vehicles
 P.O. Box 11828
 Sacramento, California 95853

4. Type of Service:	Article Number
<input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail	P 725 136 554

Always obtain signature of addressee or agent and **DATE DELIVERED.**

5. Signature - Addressee
X

6. Signature - Agent
X

7. Date of Delivery

FEB 18 1986

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PS Form 3811, July 1983 447-845

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 Sacramento, California 95852

4. Type of Service:	Article Number
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- 1. Show to whom, date and address of delivery.
- 2. Restricted Delivery.

3. Article Addressed to:
 James E. Smith, Commissioner
 Department of the California Highway
 Patrol
 P.O. Box 942898
 Sacramento, California 94298-0001

4. Type of Service:	Article Number
<input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail	P 725 136 552

Always obtain signature of addressee or agent and **DATE DELIVERED.**

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X

6. Signature - Agent
X

7. Date of Delivery

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DOMESTIC RETURN RECEIPT

DEPARTMENT OF MOTOR VEHICLES

DIVISION OF REGISTRATION AND INVESTIGATIVE SERVICES

P. O. BOX 11319

SACRAMENTO, CA 95853



(916) 732-7513

March 24, 1986

Sam Aurelius Milam III
Box 21633
San Jose, CA 95151

Dear Mr. Milam:

This acknowledges receipt of your affidavit and notice to our Department dated February 14, 1986, in which you voluntarily cancelled/surrendered your California driver's license and/or vehicle registration.

The driving upon California highways of a motor vehicle without a driver's license or the operation of an unregistered vehicle will subject you to citation, arrest and the seizure and sale of your vehicle(s) pursuant to one or more of the following statutes:

California Vehicle Code

- 4000(a) Vehicles required to be registered
- 5202 Display of license plates required
- 12500(a) Unlawful to drive motor vehicle unless licensed
- 12951(a) Unlawful to drive motor vehicle with license not in possession
- 12951(b) Refusal to present driver's license to peace officer

Revenue and Taxation Code

- 10751 Payment of registration fee required for operation of vehicle upon highways

Section 9800 of the Vehicle Code and Section 10876 of the Revenue and Taxation Code provide that fees due shall be a lien upon the vehicle. Under Vehicle Code Section 9801 and Revenue and Taxation Code 10877, the lien may be satisfied through the seizure and sale of the vehicle. Vehicle Code Section 9801 also requires the Department of Motor Vehicles to collect, in addition to the fees and penalties due, the costs for preparing to and/or seizing the involved vehicle. This additional cost could amount to as much as \$250.

The constitutional legality for the State of California to establish and enforce driver licensing and vehicle registration laws has been upheld by United States (federal) District Courts. To wit:

"...The police power of the state to promulgate a vehicle code with license and registration requirements cannot be questioned, and the applicability of the license and registration requirements of the California Vehicle Code to non-commercial users of the public highway is evident on the face of the statute." (See page 3, lines 3-9.)

United States District Court, Northern District of California Case #C 84-20461-RPA
Michael W. Smith vs. Officer Ota, et al., November 14, 1984.

"...The complaints further allege the right to travel by vehicle has been inhibited, and, the Court finds that such travel by vehicle is a privilege and the restrictions imposed and complained (must have driver's license; vehicle must be registered) are a valid exercise of State police powers...." (See page 4, lines 17-21.)

United States District Court, Eastern District of California
Case #CIV S-84-1000 RAR
Irwin Koff, et al., In Pro Per vs. Darby Lanon, et al.,
February 27, 1985

In conclusion, your arguments that you have an inalienable right to operate a motor vehicle without a driver's license or registration of the vehicle are without merit. Should you feel that the State of California is without legal authority to require the possession of a driver's license and/or payment of registration fees, you may, of course, initiate whatever legal proceedings you deem appropriate.

Sincerely,



WARREN J. WOLFE
Assistant Chief

April 6, 1986

Department of Motor Vehicles
Division of Registration and Investigative Services
P.O. Box 11319
Sacramento, California 95853

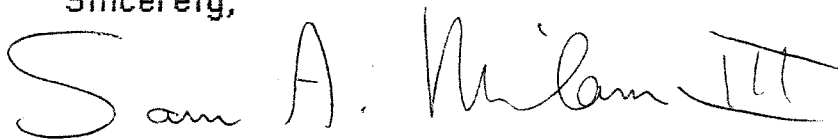
Attn: Warren J. Wolfe
Assistant Chief

Thank you for your letter, dated March 24, 1986, in which you responded to my Rescindment of Contracts and Revocation of Powers. I appreciate the time you spent, and your obvious sincerity. I would like to take this opportunity to make sure that you understand my position.

Your reference to case law to justify your position is commendable, since it indicates your desire to comply with constituted authority. However, case law is like statistics. That is, you can support any position you choose, by carefully selecting your cases. I could equally well support my position by citing cases. The exercise would accomplish nothing.

I have Rights not because of the Courts, not because of the various Constitutions, but because of the long tradition of the exercise of those Rights. This tradition predates the Municipal Courts, the California Vehicle Code, and our Constitutions. My Rights exist under the Common Law, before the sovereign People. With no personal malice toward you, I intend to continue the free exercise of my Rights. I will resist any attempt to restrict them, and will consider void any document or doctrine, including Public Policy and the Vehicle Code, which aids the restriction.

Sincerely,

A handwritten signature in cursive script that reads "Sam A. Milam III". The signature is written in dark ink and is positioned above the typed name and address.

Sam A. Milam III
Box 21633
San Jose, California 95151