

The Éire Courts

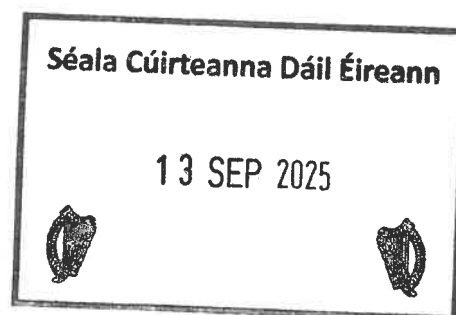
Crossmolina Community Court

In The Matter Of;

"The Crossmolina Community Council; on behalf of the Crossmolina Community Co-Op, regarding the Mayo County By-Laws, and the Disqualification of the Planning and Development Act; for the Crossmolina Community Mapped Area"

Book of Evidence

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Crossmolina Community Court

In The Matter Of;

"The Crossmolina Community Council; on behalf of the Crossmolina Community Co-Op, regarding the Mayo County By-Laws, and the Disqualification of the Planning and Development Act; for the Crossmolina Community Mapped Area"

Affidavit of John D. Flanagan

Exhibit "JDF3"

John D. Flanagan



Sarah Phelan S.C
Chair of the Council of the Bar of Ireland
The Distillery Building, 145 Church Street, Dublin, D07 WDX8, Éire

15th August 2024
By Registered Post

Public Notice: <https://e-i-r-e.ie/S.C.F1>

Ref: JDF-BOI-24-08-15

Notice to Agent Is Notice to Principal / Notice to Principal Is Notice to Agent
Subject Matter: JOHN DECLAN FLANAGAN PERSON DEBTOR

A Chara,

Further to recent successful formal challenge to the Twelve Presumptions of Law as per letter and Public Notice of 17th June 2024 (attached), I wish to apprise you of the following;

I, Sovereign Living Man, John D. Flanagan, Ever Present from Fertilisation until Last Breath, as Principal Secured Party Creditor of the **JOHN DECLAN FLANAGAN PERSON DEBTOR**, and as Executor and Settlor for that Estate Trust, do not recognise the Jurisdiction of any District or Circuit Court in Ireland, for that Matter.

Ref: [Stuck v. Medical Examiners, 94 CA2d 751.211 P2s 389] & [Maine v. Thiboutot, 100 S.Ct.250] *et al*

I am a Citizen of the Irish Republic and I reserve my Irish Rights to rely on the Sovereign Constitution of Éire.

Ref: [State v. Benzel, 583 NW.2d 434, 220 Wis.2D 588 (1988)] & [State v. Inglin, 592 N.W.2d 666, 274 Wis.2D 764 (1999)] *et al*

I will recognise the Jurisdiction of the High Court and the Supreme Court to facilitate Hearings relating to the Sovereign Living Men and Women of Éire once;

1. The Court is sitting under the Sovereign Seal of Éire
2. The Sitting Court Judge(s) is holding a Sovereign Licence.
3. The relevant Court will recognise the Sovereign Constitution of Éire.

I trust the above is in order

John D. Flanagan
Ballyvara House, Doolin
Clare, V95 K440, Éire



c.c. info@ag.irlgov.ie

c.c. officeofthechiefjustice@courts.ie



Sarah Phelan S.C
Chair of the Council of the Bar of Ireland
The Distillery Building
145 Church Street
Dublin, D07 WDX8, Éire

17th June 2024

By Certified Post

Public Notice: <https://e-l-r-e.ie/ceannas> 2024 Ref: SCF1-BOI

Notice to Agent is Notice to Principal / Notice to Principal is Notice to Agent

Subject: Formal Challenge to the Twelve Presumptions of Law

A Chara,

I write as a Sovereign Living Man, Ever Present from Fertilisation until Last Breath, a Diplomat and a Citizen of the Irish Republic, to you, in your capacity as Chair of the Bar Council of Ireland.

The purpose of the letter is for I, as a Sovereign Living Man, to Issue you, and by extension the Bar Council of Ireland, with a formal challenge to the Twelve Presumptions of Law.

Whereas:

Definition of Presumption: <http://www.oxforddictionaries.com/definition/english/presumption>

1. An idea that is taken to be true on the basis of probability:

THEN and EQUALLY

If One Party challenges the Presumption to be true on the basis of probability, then this is all that is recognised to be required to remove the Presumption as a Formal Challenge to that Presumption. The said Presumption then has no standing on merit or in FACT.

Definition of Probability: <https://www.oxforddictionaries.com/definition/english/probability>

1. The extent to which something is probable; the likelihood of something happening or being the case:

By definition then this is not substantive as it is only a Probability of what may be and therefore has no substance in material FACT.

A Court of the Corporate State does not operate according to any true Rule of Law, but by Presumptions of the Law. Therefore, if Presumptions presented by the Private Bar Guild are not rebutted, they become fact and are therefore said to stand true. There are twelve (12) key Presumptions asserted by the private Bar Guilds which if unchallenged stand true being:

1. *Public Record*
2. *Public Service*
3. *Public Oath*
4. *Immunity*
5. *Summons*
6. *Custody*
7. *Court of Guardians*
8. *Court of Trustees*
9. *Courts/Government as Executor/Beneficiary*
10. *Agent and Agency*
11. *Incompetence*
12. *Guilt*

- (i) *The Presumption of Public Record* is that any matter brought before a State Court is a matter for the Public Record when in fact it is presumed by the members of the Private Bar Guild that the matter is a Private Bar Guild Business Matter. Unless openly rebuked and rejected by stating clearly the matter is to be on the Public Record, the matter remains a Private Bar Guild matter completely under Private Bar Guild rules;

I, the undersigned, John D. Flanagan, Sovereign Living Man Ever Present from Fertilisation until Last Breath, formally challenge the *Presumption of Public Record* as it is by definition a Presumption and has no standing or merit in presentable or material FACT.

- (ii) *The Presumption of Public Service* is that all the members of the Private Bar Guild who have all sworn a Solemn Secret Absolute Oath to their Guild then act as Public Agents of the Government, or "Public Officials" by making additional Oaths of Public Office that openly and deliberately contradict their private "superior" Oaths to their own Guild. Unless openly rebuked and rejected, the claim stands that these Private Bar Guild members are legitimate Public Servants and therefore Trustees under Public Oath;

I, the undersigned, John D. Flanagan, Sovereign Living Man Ever Present from Fertilisation until Last Breath, formally challenge the *Presumption of Public Service* as it is by definition a Presumption and has no standing or merit in presentable or material FACT.

- (iii) The *Presumption of Public Oath* is that all members of the Private Bar Guild acting in the capacity of "Public Officials" who have sworn a Solemn Public Oath remain bound by that Oath and therefore bound to serve honestly, impartially and fairly as dictated by their Oath. Unless openly challenged and demanded, the Presumption stands that the Private Bar Guild members have functioned under their Public Oath in contradiction to their Guild Oath. If challenged, such individuals must recuse themselves as having a conflict of interest and cannot possibly stand under a Public Oath;

I, the undersigned, John D. Flanagan, Sovereign Living Man Ever Present from Fertilisation until Last Breath, formally challenge the *Presumption of Public Oath* as it is by definition a presumption and has no standing or merit in presentable or material FACT.

- (iv) The *Presumption of Immunity* is that key members of the Private Bar Guild in the capacity of "public office" acting as Judges, Prosecutors and Magistrates who have sworn a Solemn Public Oath in good faith are immune from personal claims of injury and liability. Unless publicly challenged and their Oath demanded, the Presumption stands that the members of the Private Bar Guild as Public Trustees acting as Judges, Prosecutors and magistrates are immune from any personal accountability for their actions;

I, the undersigned, John D. Flanagan, Living Man Ever Present from Fertilisation until Last Breath, formally challenge the *Presumption of Immunity* as it is by definition a Presumption and has no standing or merit in presentable or material FACT.

- (v) The *Presumption of Summons* is that by custom a Summons un rebutted stands and therefore one who attends Court is presumed to accept a position of defendant, juror or witness, and jurisdiction of the Court. Attendance to Court is usually invitation by Summons. Unless the Summons is rejected and returned, with a copy of the rejection filed prior to choosing to visit or attend, jurisdiction and position as the accused and the existence of "guilt" stands;

I, the undersigned, John D. Flanagan, Living Man Ever Present from Fertilisation until Last Breath, formally challenge the *Presumption of Summons* as it is by definition a Presumption and has no standing or merit in presentable or material FACT.

- (vi) The *Presumption of Custody* is that by custom a Summons or Warrant for arrest un rebutted stands and therefore one who attends Court is presumed to be a thing and therefore liable to be detained in custody by "Custodians". Custodians may only lawfully hold custody of property and "things" not flesh and blood soul possessing beings. Unless this presumption is openly challenged by rejection of Summons and/or at Court, the presumption stands you are a thing and property and therefore lawfully may be kept in custody by custodians.

I, the undersigned, John D. Flanagan, Living Man Ever Present from Fertilisation until Last Breath, formally challenge the *Presumption of Custody* as it is by definition a Presumption and has no standing or merit in presentable or material FACT.

- (vii) The *Presumption of Court of Guardians* is the presumption that as you may be listed as a "resident" of a ward of a local government area and have listed on your "passport" the letter P, you are a pauper and therefore under the "Guardian" powers of the government and its Agents as a "Court of Guardians". Unless this presumption is openly challenged to demonstrate you are both a General Guardian and General Executor of the Matter (Trust) before the Court, the Presumption stands and you are by default a pauper, and lunatic and therefore must obey the rules of the Clerk of Guardians.

I, the undersigned, John D. Flanagan, Living Man Ever Present from Fertilisation until Last Breath, formally challenge the *Presumption of Guardians* as it is by definition a Presumption and has no standing or merit in presentable or material FACT.

- (viii) The *Presumption of Court of Trustees* is that members of the Private Bar Guild presume you accept the Office of Trustee as a "Public Servant" and "Government Employee" just by attending at Court, as such Courts are always for Public Trustees by the rules of the Guild and the Civil Law System. Unless this Presumption is openly challenged to state that you are merely visiting by "invitation" to clear up the matter and you are not a Government Employee or Public Trustee in this instance, the Presumption stands and is assumed as one of the most significant reasons to claim jurisdiction – simply because you "appeared".

I, the undersigned, John D. Flanagan, Sovereign Living Man Ever Present from Fertilisation until Last Breath, formally challenge the *Presumption of Trustees* as it is by definition a Presumption and has no standing or merit in presentable or material FACT.

- (ix) The *Presumption of Courts/Government acting in two rolls as Executor and Beneficiary* is that for the matter at hand, the Private Bar Guild appoints the Judge/Magistrate in the capacity of Executor while the Prosecutor acts in the capacity of Beneficiary of the Trust for the current Matter. If the accused does not seek to assert their right as Executor and Beneficiary over their Body, Mind and Soul, they are acting as an *Executor De Son Tort* or a "false executor" challenging the "rightful" Judge as Executor. Therefore, the Judge/Magistrate assumes the role of "true" Executor and has the right to have you arrested, detained, fined or forced into a psychiatric evaluation. Unless this Presumption is openly challenged to demonstrate you are both the True General Guardian and General Executor of the Matter (Trust) before the Court, questioning and challenging whether the Judge or Magistrate seeking to act as *Executor De Son Tort*, the Presumption stands and you are by default the Trustee, therefore you must obey the rules of the Executor (Judge/Magistrate) or you are an *Executor De Son Tort* and a Judge or Magistrate of the Private Bar Guild may seek the assistance of bailiffs or sheriffs to assert their false claim against you;

I, the undersigned, John D. Flanagan, Sovereign Living Man Ever Present from Fertilisation until Last Breath, formally challenge the *Presumption of Courts/Government acting in two roles as Executor and Beneficiary* as it is by definition a presumption and has no standing or merit in presentable or material FACT.

- (x) The *Presumption of Agent and Agency* is the presumption that under Contract Law you have expressed and granted authority to the Judge or Magistrate through the statement of such words as "*recognise, understand*" or "*comprehend*" and therefore agree to be bound to a Contract. Therefore, unless all Presumptions of Agent appointment are rebutted through the use of such formal rejections as "*I do not recognise you*" and/or "*I do not understand/comprehend you*", to remove all implied or expressed appointment of the Judge, Prosecutor or Clerk as Agents, the Presumption stands, and you agree to be contractually bound to perform at the direction of the Judge or Magistrate.

I, the undersigned, John D. Flanagan, Sovereign Living Man Ever Present from Fertilisation until Last Breath, formally challenge the *Presumption of Agent and Agency* as it is by definition a Presumption and has no standing or merit in presentable or material FACT.

- (xi) The *Presumption of Incompetence* is the presumption that you are at least ignorant of the law, therefore incompetent to present yourself and argue properly. Therefore, the Judge or Magistrate as Executor has the right to have you arrested, detained, fined or forced into a psychiatric evaluation. Unless this Presumption is openly challenged to the fact that you know your position as Executor and Beneficiary, and actively rebuke and object to any contrary presumptions, then it stands by the time of pleading that you are incompetent then the Judge or Magistrate can do what they need to keep you obedient;

I, the undersigned, John D. Flanagan, Sovereign Living Man Ever Present from Fertilisation until Last Breath, formally challenge the *Presumption of Incompetence* as it is by definition a Presumption and has no standing or merit in presentable or material FACT.

- (xii) The *Presumption of Guilt* is the presumption that as it is presumed to be a Private Business Meeting of the Bar Guild, you are guilty whether you plead "guilty", do not plead, or plead "not guilty". Therefore, unless you either have previously prepared an Affidavit of Truth and motion to dismiss with extreme prejudice onto the Public Record or call a demurrer, then the Presumption is you are guilty, and the Private Bar Guild can hold you until a Bond is prepared to guarantee the amount the Guild wants to profit from you.

I, the undersigned, John D. Flanagan, Sovereign Living Man Ever Present from Fertilisation until Last Breath, formally challenge the *Presumption of Guilt* as it is by definition a presumption and has no standing or merit in presentable or material FACT.

I, John D. Flanagan, Sovereign Living Man, Ever Present from Fertilisation until Last Breath, Diplomat and Citizen of the Irish Republic, Formally Challenge all Presumptions of Law as I have Formally Challenged all Twelve Presumptions of Law therefore the Presumption of Law has no substance in Material FACT.

If you wish to rebut any of my formal challenges to any of the Twelve Presumptions of Law, kindly furnish your written and signed response with your stated rebuttals by return and within 28 days from the date of this letter.

Please note that should you choose not to respond with your stated rebuttals by return and within the next 28 days, it will be taken that you do not have any rebuttals for any of my challenges to the Twelve Presumptions in Law and therefore the Formal Challenges will stand as FACT in Law.

I will recognise the Rule of Law, when and only when there is Material Evidence of that assumed Rule of Law has Material Evidence of Substance in Presentable Material Fact.

Until then, the search for the Rule of Law that has credibility in Material Fact; continues.

In Honour and Without Ill Will or Vexation;

All-Rights-Reserved

John D. Flanagan

John D. Flanagan
Ballyvara House, Doolin
Clare, V95 K440, Éire



c.c. Principal John D. Flanagan Ballyvara House Doolin Clare V95K440 Éire
c.c. info@an.irlgov.ie
c.c. officeofthechiefjustice@courts.ie