

No. 20-5255

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES
DON MASHAK - Petitioner

FILED
JUN 15 2020
OFFICE OF THE CLERK
SUPREME COURT, U.S.

VS.

COMMISSIONER OF INTERNAL REVENUE
Respondent

MOTION FOR WRIT OF CERTIORARI

UNITED STATES COURT OF APPEALS FOR THE EIGHT CIRCUIT

Case No. 19-1429

PETITIONER

Don Mashak, In Propria Persona
And as a citizen of the Organic USA
POB 231 Albertville MN 55301
612-249-3299
DonMashak@yahoo.com

ATTORNEY FOR RESPONDENTS

Commissioner of Internal Revenue
c/o Beth A. Nunnink
30 E 7th Street #1130
St. Paul, MN 55101
(651) 726-7340

We include First National Repossessors, Inc (FNR) as a listed party, though repeatedly Appellant Mashak has asked the Lower Court and Appellate Court to remove FNR as a litigant. In fact, this is one point of contention Appellant alleges is a factual error in this matter.

First National Repossessors, Inc. (a Subchapter S Corporation)
c/o Don Mashak, In Propria Persona and as a citizen of the Organic USA
POB 231 Albertville MN 55301
612-249-3299
DonMashak@yahoo.com

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QUESTIONS PRESENTED

- 1) At every step in the process, is it unconstitutional for Respondent Commissioner of Internal Revenue (IRS) to be punish or retaliate against any citizen with adverse decisions without foundation in the Rule of Law for reasons solely and wholly outside the scope of its authority?;
- 2) At every step in the process, is it unconstitutional for Respondent Commissioner of Internal Revenue (IRS) to be punish or retaliate against any citizen for exercising their Natural Right to Petition the Government for Redress of Grievances without fear of punishment or retaliation, as reduced to writing in the First Amendment?;
- 3) Is it or is it not unconstitutional and a violation of every individual Citizens' Natural Rights (9th Amendment) and other Constitutional Rights; for the IRS to punish and/or give unfavorable rulings to any person or group for reasons that are solely and wholly outside its authority?;
- 4) Did Respondent IRS unconstitutionally punish or retaliate against Petitioner Mashak and his wholly owned Sub-Chapter S Corporation, "First National Repossessors, Inc. (FNR) for reasons outside the scope of its authority?;
- 5) Is the IRS's sole authority the enforcement of United States Tax Laws pursuant to the Rule of Law?;
- 6) Was the IRS's punishment of and retaliation toward members of the TEA Party and other conservative groups and individuals a few years ago, unconstitutional. (This is relevant because Petitioner Mashak was deeply involved in the TEA Party Movement.);
- 7) Is it unconstitutional, for the US Supreme Court (SCOTUS) to require Pro Se and In Propria Persona litigants to file Motions for Writs of Certiorari without access to Law Libraries because the Government closed them for reasons allegedly related to the COVID-19 crisis?;
- 8) Is the settled Metaphysics of Natural Law still the guiding philosophy of our government and judiciary? (The organic country our founder's created was founded upon Natural Law (Laws of Nature, First Paragraph, Declaration of Independence and the 9th Amendment to the organic US Constitution.);
- 9) Is any attempt by any person to replace Natural Law's "unalienable Rights of the Individuals with Progressive assertions that "the concept of rights of the individual is "nonsense" (Progressive Democrat President Woodrow Wilson, page 25, Appendix D) unconstitutional and/or treason and/or sedition?;

- 10) Is any attempt by any person to make Progressive Harvard Law School Dean Roscoe Pound's assertion that the American Bill of Rights, "were not needed in their own day [and] are not desired now" (page 25, Appendix D) a reality; unconstitutional and/or treason and/or sedition?;
- 11) Is virtually every tenant of Progressivism unconstitutional? (See Chapters 1 to 3 and Chapter 6, Appendix D);
- 12) Is it unconstitutional and/or treasonous and/or seditious that Progressives installed the Administrative State as the Fourth Branch of government to covertly implement unconstitutional tenants of Progressivism?;
- 13) Is America in the middle of a revolution by the Progressive Globalist Insurgency?;
- 14) Are the recommendations of the Final Report of the Senate Church Commission investigation into FBI, CIA, NSA and IRS being adhered to?;
- 15) Are operations and activities by any unit of government, which are the same or similar to the FBI's COINTELPRO Operations, to marginalize, discredit and demonize the leaders of political dissent unconstitutional?;
- 16) Is it Treason for the Government to punish a citizen who is trying to expose portions of the Government as Domestic Enemies engaged in Sedition and Treason?;
- 17) Does the fact that the Federal Reserve (Banking) System's "Debt Based Fiat Money" criminal conspiracy violates the private property rights of every American make it unconstitutional?;
- 18) Does the fact that the Federal Reserve (Banking) System's "Debt Based Fiat Money" criminal conspiracy creates a debt which can never be paid back make it unconstitutional and/or a violation of the 13th Amendment's prohibition against "Involuntary Servitude"?;
- 19) It is unconstitutional, and/or Treason and/or Sedition if US Government Officials fail to act against any person or group trying to replace Natural Law and the American Constitution by Advancing the Progressive Agenda;
- 20) Respondent IRS aided and abetted conspiracies of treason and or sedition in giving unfounded adverse rulings to Mashak and FNR for the purpose of retaliating against punishing Petitioner Mashak for opposing the Progressive Globalist Insurgency;

- 21) Is the requirement that Subchapter S Corporations, wholly owned by a single individual, be represented by a lawyer, an unconstitutional infringement and violation the First Amendment's Right to Petition the Government for Redress of Grievances;
- 22) Is there any secret agreement, play on words or other legal machination that in any way infringes or removes the organic Constitution the US Founders created as the Foundational Legal Document of the Organic "Constitution for the United States of America"?
- 23) Is there any Judicial "Code Red" which prevents any lawyer from bringing any of these questions asked here, or any other legal question, before this and/or any other court in the United States of America

LIST OF PARTIES

[XX] All parties appear in the caption of the case on the cover page.(except as noted below)

[] All parties **do not** appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

Clerk of Courts,
Supreme Court of the United States,
Washington, D. C. 20543-0001

PETITIONER

Don Mashak, In Propria Persona
And as a citizen of the Organic USA
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APPENDIX E – Rules for Radicals (1971) by Saul Alinsky

APPENDIX F – 2008 Party Platform Judicial TAR Resolutions

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APPENDIX H – 2020 Election Integrity Handout used at 2020 Election Judge indicating I have been pursuing this issue for several elections without good result

APPENDIX I – 2017 Yearly Demand (since circa 2005) to Minnesota State Legislator for a hearing dedicated to receiving evidence and testimony of corruption in the Minnesota Judiciary;

TABLE OF AUTHORITIES CITED

CASES

Few cited as access to Law Libraries impeded by Coronavirus lockdown

Emma Rush v. State Arkansas DWS, No. 17-1457 8th Circuit Court of Appeals, Reversed and Remanded Dismissal of Pro Se Litigants Case on technical error, citing See Federal Express Cor. v. Holowecik, 552 U.S. 389, 402(2008)(holding that pro se litigants are "held to a lesser pleading standard than other parties"); and Erickson v. Pardus, 551 U.S. 89, 93(2007)(noting that pro se complaints are to be liberally construed) Accordingly, we reverse and remand with directions1to allow Rush to amend her pleadings.

Marbury vs. Madison, "All laws which are repugnant to the Constitution are null and void." 5 US (2 Cranch) 137, 174, 176, (1803)

General Electric Co. v. Joiner, 522 U.S. 136(1997) - Abuse of Discretion

STATUTES AND RULES

First Amendment – Congress shall make no law ... abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.

Fourth Amendment - The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.

Fifth Amendment - No person... shall be compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.

Sixth Amendment - In all criminal prosecutions, the accused shall enjoy the right... to be informed of the nature and cause of the accusation; to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor, and to have the Assistance of Counsel for his defense.

Seventh Amendment - In Suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved, and no fact tried by a jury, shall be otherwise re-examined in any Court of the United States, than according to the rules of the common law.

Eighth Amendment - Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.

Ninth Amendment - The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people.

Tenth Amendment - The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people.

Thirteenth Amendment - Neither slavery nor involuntary servitude, except as a punishment for crime whereof the party shall have been duly convicted, shall exist within the United States, or any place subject to their jurisdiction.

Sixteenth Amendment - The Congress shall have power to lay and collect taxes on incomes, from whatever source derived, without apportionment among the several States, and without regard to any census or enumeration.

18 U.S. Code § 241 – Conspiracy Against Rights

18 U.S. Code Chapter 96 - RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS

18 U.S. Code CHAPTER 115 — TREASON, SEDITION, AND SUBVERSIVE ACTIVITIES

18 U.S. Code § 2384. Seditious conspiracy

US CONSTITUTION, Article 3, Section 3 - Treason against the United States, shall consist only in levying War against them, or in adhering to their Enemies, giving them Aid and Comfort. No Person shall be convicted of Treason unless on the Testimony of two Witnesses to the same overt Act, or on Confession in open Court. The Congress shall have Power to declare the Punishment of Treason, but no Attainder of Treason shall work Corruption of Blood, or Forfeiture except during the Life of the Person attainted.

US Declaration of Independence - 1776

Nuremburg and My Lai Massacre Trials - The verdicts of Nuremburg Trials, as well as My Lai Massacre trials, established that defenses of "I was just following orders", etc. are not valid defenses to accusations of Crimes Against Humanity.

OTHER

Natural Law – America is founded upon Natural Law, "Laws of Nature", paragraph 1, Declaration of Independence. The Amendment 9, further evinces America was founded upon Natural Law. (Natural Law is Settled Metaphysics as Laws in Physics and Settled aspects of Physics) The US Founders believed that Natural Law and Natural Rights were Common Knowledge and so pervasive that they debated if the Bill of Rights were necessary to ensure the unalienable Natural Rights of Citizens. Eventually they did draft and pass the Bill of Rights, but even then, the Ninth Amendment assured all that the Bill of Rights was not an exhaustive list of all the Right of American Citizens.

Rule of Law – Provides that all citizens should be subject to the same set of laws, equally enforced without regard to wealth, status nor government position. It is a concept that has been around since about the 4th Century BCE beginning with Aristotle. More generally, it is the mechanism process, institution, practice or norm that supports the equality of all citizens before the law, secures a nonarbitrary form of government, and more generally prevents arbitrary use of power. The concept of the Rule of Law is Part and Parcel of Natural Law's 'Consent of the Governed', Equality and Equity....

Leviathan – Thomas Hobbes (1651) This was Hobbes' attempt to Justify the Metaphysics of the "Devine Right of Kings".

Second Treatise of Civil Government – John Locke (1689) Perhaps the best consolidated primer on Natural Law and Consent of the Governed. (Madison accused Jefferson of plagiarizing Locke in drafting the US Declaration of Independence (1776)]

Illiberal Reformers: Race, Eugenics and American Economics in the Progressive Era – Thomas Leonard (2016)

Rules for Radicals – Saul Alinsky (1971) (Appendix E)

The Descent of Man, and Selection in Relation to Sex – Charles Darwin (1871) Applied Natural Selection to Humanity

Principles of Biology – Herbert Spencer (1864) – Spencer coined the phrase "Survival of the Fittest" and believed evolutionary concepts extended to sociology and ethics. Spencer is best known for his "theory of SOCIAL DARWINISM throughout contemporary history" [cite. "Weinstein, David, Herbert Spencer, The Stanford Encyclopedia of Philosophy" (Fall 2019 Edition), Edward N. Zalta (ed.)]

On the Origin of Species by Means of Natural Selection, or the Preservation of Favoured Races in the Struggle for Life – Charles Darwin (1859)

Federal Reserve Act (1913) – Established the current Federal Reserve (Banking) System and its "Debt Based Fiat Money" criminal conspiracy against the unalienable Natural Property Rights of WE THE PEOPLE (<http://rebrand.ly/USDreamCollapse>)

Final Report of The Church Committee (formally the United States Senate Select Committee to Study Governmental Operations with Respect to Intelligence Activities)

Final Special Counsel Report of President Donald Trump & Russia Collusion aka The Mueller Report

David Rockefeller – Memoirs (2002) and 1991 Speech The first admitting his participation in a seditious and treasonous conspiracy and, the second, thanking the Mainstream Media for not exposing the conspiracy he was part of. (aka Progressive Globalist Insurgency)

Judicial “Code Red” – The Judiciary’s unwritten set of rules (because they generally violate laws, rules of regulations) that nevertheless exist and are covertly enforced. (Concept loosely based on the concept of Military “Code Red” from the 1992 Movie, “A Few Good Men”)

Truncated due to access to Law Libraries impeded by Coronavirus lockdown

IN THE
SUPREME COURT OF THE UNITED STATES

MOTION FOR WRIT OF CERTIORARI TO US SUPREME COURT

OPINIONS BELOW

[X] For cases from **Federal courts**:

The opinion of the highest state court to review the merits appears at Appendix A to the petition and is reported at US 8th Circuit Court of Appeals
[X reported at _____ +Appendix A _____; or,
[] has been designated for publication but is not yet reported; or,
[] is unpublished.

The opinion of the _____ Appellate Court refused to provide _____ Court appears at Appendix _____ to the petition and is
[] reported at _____; or,
[] has been designated for publication but is not yet reported; or,
[] is unpublished.

JURISDICTION

[] For cases from **state courts**:

The date on which the highest state court decided my case was N/A _____.
A copy of that decision appears at Appendix A _____.

[] A timely petition for rehearing was thereafter denied on the following date:
_____, and a copy of the order denying rehearing appears at Appendix _____

[] An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. A _____.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

Petitioner Mashak, for legitimate health and other reasons, late filed his wholly owned Sub-Chapter S Corporations, First National Repossessors, Inc., 2008 – 2011. Petitioner had Congestive Heart Failure Events in 2007 and 2011 which dropped his heart function to less than 15% and required hospitalization. Doctors told Petitioner Mashak to avoid stress. Financial difficulties prevented Petitioner from hiring an accountant to do his 40+ page personal and Corporate Tax Filings.

Each year, Respondent Commissioner of Internal Revenue's (IRS) Employees rudely and unprofessionally said they did not have the knowledge to answer Petitioners tax questions. During these conversations, IRS employees told Petitioner Mashak, if no tax is due, no penalty accrues. After Petitioner filed the late returns with no tax owing, Respondent IRS sent Petitioner a bill for penalties and interest in excess of \$7000.00. Petitioner Mashak exhausted all internal appeals and was forced to take the IRS to Court. These penalties should have been rescinded for cause or as a matter of hardship if these decisions were being made base on legitimate reasons within the authority of the IRS.

Petitioner Mashak asserts that 1) It is unconstitutional for the IRS to profit from its deliberate fraud in telling Petitioner Mashak not penalties would accrue for late filing in no taxes were due. And, 2) Respondent IRS made its decision for unconstitutional reasons and/or based on reasons outside the scope of its authority. These being to aid and abet a criminal conspiracy to Obstruct Justice, and/or to punish and retaliate for Petitioner exercising his Natural Right to Petition the

Government for Redress of Grievances without fear of punishment or reprisal as reduced to writing in the First Amendment, and/or as coconspirators in a 18 U.S. Code Chapter 96 RICO Conspiracy and/or in furtherance of the seditious (18 U.S. Code § 2384) and treasonous (US Constitution, Article 3, Section 3; and 18 U.S. Code Chapter 115) Progressive Globalist Insurgency and/or as simply a 18 U.S. Code § 241 “Conspiracy Against Rights”

Respondent IRS is part of the Progressive Administrative State. The Administrative State was implemented (circa 1913) during the first term of Progressive Globalist Democrat President Woodrow Wilson (Page 43, Appendix D). The Administrative State was/is part of a plan to slowly implement the constitutional and unconstitutional tenants of Progressivism (Pages 42 & 43, Appendix D). Progressive Elites referred to this method of slow, covert revolution as the new “Fourth Branch” of Government. (Pages 42 & 43, Appendix D). Many of the primary unconstitutional Tenants of Progressivism can be found in Chapters 1 to 3 and Chapter 6 of Appendix D) Petitioner will provide further context and background under the heading, “Reasons for Granting the Petitioner.”

The Findings of the circa 1975 Senate Church Committee held the FBI, CIA, NSA and IRS are bound and must abide by the US Constitution. The IRS has conspired in an unconstitutional FBI COINTELPRO style operation against Petitioner Mashak. Because the government cannot simply order Petitioner Mashak to shut up about his political dissent due to Mashak’s Natural and Constitutional Rights, therefore the Progressive Globalist Insurgency infesting our government’s

“Fourth Branch” (Deep State) had to come with new way to prevent myself and others from interfering in the advancement of the Progressive Agenda and the rest of their seditious and treasonous conspiracy. COINTEPRO is the answer.

COINTELPRO operations seek to marginalize, discredit and demonize the leaders of political dissent, even if they have to make stuff up. Not only does this aid and abet the aforementioned conspiracies and violate Petitioner Mashak Rights; it denies Petitioner of his Fourth through Eight Amendment rights to Due Process under the Rule of Law, to know the charges against him, know the evidence against him, confront his accusers, protections from unreasonable searches, protections from cruel and unusual punishment, etc. In effect, the IRS is passing judgement and exacting punishment for unknown crimes with redress made impossible by a draconian set of IRS legal proceeding rules. And all of this with the true purpose of protecting itself and other coconspirators from accountability for the real crimes they are involved in.

STATEMENT OF THE CASE

In 1998, 2007 and 2011, Petitioner had severe heart events requiring hospitalization. In 2007 and 2011 Petitioners heart function dropped to 15% or less and he was hospitalized. In 2008, Petitioner was a victim of a violent home invasion. In January, 2011, Petitioner was diagnosed with Post Traumatic Stress Syndrome. During the relevant time frame 2008 to 2011, Petitioner was advised by his Cardiologist to avoid stress.

During this time, Petitioner became unable to afford to pay his accountant to

prepare his complex taxes for his Sub Chapter S Corporation First National Repossessors, Inc. (hereafter “FNR”. During this time, Petitioner made calls to the IRS seeking answers to questions on his complex tax situation. IRS Agents ranged from unhelpful, to unprofessional to downright condescending and intentionally malicious, despite being advised of Petitioners heart issues.

Based on the representations that no penalties would accrue if no taxes were due, and the doctors advise to avoid stress, Petitioner was forced to delay filing. Each year he would call to try to get answer to his questions, but would stop trying when Petitioner felt things were getting too stressful. Petitioners health recovered enough in 2013 to deal with the unprofessional IRS agents, demand the answers he needed and he filed his back taxes. The IRS now wants Penalties and interest, though no tax was due. Despite documenting health and other issues and incorrect information by IRS employees, the IRS charged FNR late filing penalties and interest despite no income tax being due. FNR was organized as a Subchapter-S Corporation with Appellant Mashak the sole shareholder. FNR is out of business. The IRS has pursued Appellant Mashak for these late filing fees in lieu of FNR.

Based on Public Policy, the health and other issues in the relevant time period were sufficient for the IRS to waive these penalties and interest. IRS Employees maliciously and erroneously told Appellant Mashak no penalty would accrue if no income tax was due. Appellant Mashak exhausted his internal appeals before filing this litigation.

Appellant Mashak asserts this situation arises out of our Government’s use

of the IRS to punish the voices of Political dissent. This is illegal and unconstitutional in and of itself in that 1) the IRS does not have the authority to act in that capacity, 2) It denies Appellant Mashak to his 4th through 8th Amendment Rights to due process pursuant to the Rule of Law, 3) it violates Natural Law's Right to Petition the Government for Redress of Grievances without fear of punishment or retaliation, as reduced to writing in the First Amendment. The IRS previous actions toward the TEA Party and other Conservative organization provide evidence that the IRS has a policy of unconstitutionally retaliating against the voices of political dissent. Petitioner asserts the IRS's actions in this matter are further intended to punish Petitioner Mashak from opposing the Progressive Globalist Insurgency's agenda and exposing its seditious and treasonous conspiracy to overthrow the US Constitution and WE THE PEOPLE as our country's Sovereigns (High Treason).

The MN District Federal Court in its opinion devoted most of its time saying Mashak did not remove FNR as a litigant by its deadline. Petitioner states as vigorously as he can that lower court is in "error". This caused a cascading effect as then the District quote droned on about a Corporation must be represented by and attorney and then prevented Mashak from qualifying for IFP. Hidden in a footnote was somewhere was a note that the original Pleading was difficult to follow, etc. Mashak had filed the original litigation shortly after getting out of a 2 month stay in the hospital believing he was under some deadline to do so. Petitioner Mashak included in the original pleading a paragraph indicating he intended to file an

Amended complaint still not being fully recovered and medicated with drugs impaired his ability to think clearly.

The Eighth US Appellate Courts denied Mashak's appeal without providing an opinion. The effective date being January 17, 2020 (Appendix A)

In a nutshell, Appellant has 90 days from January 17, 2020 to file a Motion for Writ of Certiorari. That made the due date April 16, 2020. The Supreme Courts COVID-19 crisis order (Appendix C) extends that by another 60 days, making the due date June 15, 2020.

The Coronavirus Regulations, et. al. has impeded Petitioner Mashak access to Law Libraries. The Coronavirus Quarantine regulations in has Minnesota advising people to stay at home. As Appellant is in an "at-risk" group, visiting the Law Library for research to meet this deadline is not advisable, and may violate the myriad of regulations that keep being announced in this dynamically changing situation. And the US 8th Circuit Court of Appeals refusal to provide an explanation of their decision, makes using the Law Library even more necessary. The Minnesota Supreme Court's Law Library will not even open for limited business until June 15, 2020, the day this Motion is due. The refusal of the US 8th Court of Appeals to provide an explanation for its decision and denial of Appellant Mashak's Motion for Clarification further increases the necessity of access to Law Libraries and other Resources. Appellant Mashak being in one of the described at-risk groups reasonably heightens his awareness of the risks. Very frustrating that this court did not respond to Petitioner request for additional time to file sometime

after the Minnesota Supreme Court Law Library would be open for business.

Let me add here, that Petitioner Mashak was forced to call the Supreme Court Clerk on June 8, 2020 (a mere week ago) to find out that his request for an extension of time to file, which he was led to believe would be granted due to the COVID-19 crisis, was not even being considered. And thus, this Petitioner was forced to complete this Motion for a Writ of Certiorari in less than a week, without benefit of access to a Law Library. Let this failure to consider Petitioners Motion for an extension of time to file and refusal to require the US Eighth Appellate Court to provide an Opinion with its reasons for its decision, be recognize as further evidence supporting this Petitioner's Conclusion for Reasons why this Writ of Certiorari must be granted.

REASONS FOR GRANTING THE MOTION

Let us do the straight-forward argument, first. We can't have the IRS making adverse decisions about taxpayers based on reasons outside of the scope of authority. For simplicity, at this moment, lets stick with the IRS can't be allowed used to punish the voices of political dissent with arbitrary decisions not based in the Rule of Law. It is antithetical to the Democratic Process America is founded upon. Respondent IRS did it with the TEA Party and other conservative group a few years ago. This matter originates in that same time frame. This motion must be granted on that basis alone. Petitioner's Involvement in the Judicial TAR (Transparency, Accountability and Reform) Movement from 2004 to present is well documented. (Proposed 2008 and 2012 Judicial TAR Party Platform Resolutions

Appendix F & G). Petitioner Mashak was active in the TEA Party Movement 2009 to 2011) And fought hard for Election Integrity since circa 2010 (Appendix H) With that taste of what is to come, let us continue.

THE BIGGER PICTURE

Quite simply, in the worst-case scenario, Respondent IRS should have dismissed this matter for well documented health and financial hardship Petitioner provided them. Next, the IRS cannot be allowed to profit from penalties resulting from its employees failing to timely answer questions taxpayers ask and giving out deliberately fraudulent information. Petitioner Mashak failing to timely file was directly a result of IRS employees not giving timely answers to his questions, and fraudulently telling Mashak no penalty for late filing would accrue, if no tax was due. With these circumstances and this fraudulent information, the IRS provided, Petitioner Mashak reasonably chose to wait until his health improved to file tax forms for year with no income.

Again, any reasonable person can see this matter should have been resolved long before Petitioner was forced to file the initiating litigation. Any reasonable person can see that the decision was not reached pursuant to the "Rule of Law". Using the reasonable person standard, it is reasonable to conclude that IRS decisions were made for reasons other those falling under the authority of the IRS. Petitioner believes he has the answer. But for the answer to be understood, proper ~~ta~~physical and Legal historical context which has been lost from public

knowledge, must be restored so both my fellow citizens comprising “WE THE PEOPLE” and the US Supreme Court Judges can understand it in its proper light.

BACKGROUND METAPHYSICAL AND LEGAL HISTORY

Before I begin, it angers me that I must provide this background. What I am about to write should be common knowledge and form the foundation for the perception and perspective of reality for every American born and raised in America and thus educated in our public schools. I assert that it is by deliberate will of evil people for the evil purpose of enslaving humanity for eternity that great portions of this knowledge have been deliberately not taught to the masses.

That said, we are going to cover about 1544 years of Metaphysical Paradigm shifts in 15 paragraphs – 476ad to present:

America revolted from Great Britain over taxes, they revolted over a Metaphysical Paradigm shift away from Britain’s “Divine Right of Kings” (DRK). The forced Metaphysics of DRK evolved from the fall of Rome, 476ad to circa 1945. (Metaphysics is to Humanity as Physics is to the Physical World – Metaphysics attempts to define the rules which explain Humanities interaction with each other and with the physical world. It’s that simple)

In short, DRK asserted the King/Queen was a God or representative of God here on earth and therefore, no one could question his decision or authority. Because the King/Queen was allegedly divinely inspired, it was asserted they could be trusted to act in the best interests of the community. The King/Queen owned all the land. Subjects had no right, merely permissions and privileges. 90% of the subjects

were Serfs and Oafs bound to the land under Feudalism. The King/Queen and church Established Truth. Truth was enforced by conditioning (rewards and punishment). (Consider Galileo who only escaped being burned at the stake for saying the earth was not the center of the universe because of his popularity and fame. But nevertheless, spent the last years of his life under house arrest.)

During the Renaissance (1300-1600ad), people started using their own reasoning to explain the physical world around them. From this began the study of Physics, an attempt to create a rules and laws that would explain how the physical world worked. Settle Physics is known as the “Laws of Physics”.

During the Enlightenment (1650-1800ad), people began thinking about humanity the way folks in the Renaissance thought about physics. They began to establish as set of rules and laws to explain how the nature of how humans interact with each other and their physical world. Settle Metaphysics is known as the “Laws of Nature” aka “Natural Law”. People began to question why is the King, the King and why can’t the King’s decisions be questioned.

Natural Law asserts all people have unalienable Natural Rights. Governments are formed with the “Consent of the Governed” to give the people more liberty than they would have in the chaos of the Natural State. The primary function of Government is to protect the unalienable Natural Rights of Individuals from the trespasses of others, including government itself. In other words, everyone was free to pursue their own happiness so long as they did not trespass the Natural Rights of others. (Originally the term “Liberal” applied to the belief that the

unalienable Natural Rights of the Individual were more important than the rights of government). Natural Law also called for Equality and Equality of the masses and prescribed the “Rule of Law” as foundation of justice and governance. A very important difference between Natural Law and DRK was the Establishment of Truth. rather than Truth being Established by Government, the Individual has a Natural Right to Establish Truth for themselves using their own observations and reasoning.

The paradigm shift between DRK and Natural Law resulted in a cultural and political revolution in the Western World. The American Revolution in 1776 and the French Revolution in 1789, as examples.

The United States of America [(US) or (America)] was founded upon Natural Law. (Laws of Nature, first paragraph, Declaration of Independence & the Ninth Amendment) The American Constitution made WE THE PEOPLE (All of the citizens) the Sovereigns of the Country; a great departure from the then prevailing Governments of Monarchy under DRK. So widespread and pervasive was the knowledge of Natural Law and Natural Rights at the founding of our country, the Founder’s debate whether a Bill of Rights was even necessary a necessary Amendment to the Constitution. But the US Founders were distrustful of government based on their knowledge of history. The US Founder’s assessment of the Nature of Humankind is perhaps best summarized by that found in the CATO Letters, “All [people] have free will and are not virtuous by nature. The US Founders asserted that government must be constructed with the Nature of

Humankind in mind. Knowing the US government would be inhabited by no virtuous people for generations, the US Founders constructed the Constitution with Checks and Balances; Transparency and Accountability. The US Founders also asserted the Federal Government must be kept very small, so that even if the people who inhabited went rogue, they would lack great power to use upon WE THE PEOPLE. The accountability also came in the form of elections, and the ultimate accountability, “Consent of the Governed”; a diplomatic way to tell those who governed that the masses retained the “right of revolution” From the US Declaration of Independence:

In the 1849, the forced Metaphysics of Marxism (Socialism/Communism) paradigm shift occurred. We will not discuss it in depth because it has failed everywhere it has been attempted since its inception. And, the later Paradigm shift of Progressivism’s forced Metaphysics mirrors most of its forced Metaphysical aspects.

In the 1870s, the Social Darwinist Movement began. It was inspired and sprang from the ideas of Charles Darwin and Herbert Spencer. Darwin’s “On the Origin of Species by Means of Natural Selection, or the Preservation of Favoured Races in the Struggle for Life” (1859) was first, followed by Spencer’s “Principles of Biology” (1864), followed by Darwin’s “The Descent of Man, and Selection in Relation to Sex” (1871) The Social Darwinists of the 1870s believed in 5 Main Tenets: 1) Eugenics; 2) Scientific Racism; 3) That humanity should be bred like livestock; 4) That the rich have the right to exploit the masses because the rich are

genetically superior to the masses as allegedly evinced by their superior wealth. (Survival of the Fittest); and 5) That the best interests of the Individual were subordinate to the best interests of Society. Not surprisingly, the masses in America and around the world rejected Social Darwinism over its evil tenants.

But the Social Darwinists were not done. Social Darwinists rebranded as Progressives in America in the 1890s, Fabian Socialists in England circa 1900 and NAZIs in Germany circa 1920 to 1945. But this time, the Social Darwinists would hide their true “Social Darwinist” roots and agenda from the masses.

Aware that the American masses had vehemently rejected Social Darwinism, American Progressive Elites reworded their same evil Social Darwinist tenants in such a way that the evil was not as apparent. While Progressives in America try to deny their evil Social Darwinist roots, they are clear to anyone paying attention. For Example, the index of Appendix D”, Illiberal Reformers: Race, Eugenics and American Economics in the Progressive Era” (2016) by Progressive Thomas Leonard, references Social Darwinism on more than 20 of its 191 pages thus simultaneously evincing and exposing Progressivism’s foundations in Social Darwinism. Mindful of not exposing their Social Darwinist intentions, American Progressives would still advance their Social Darwinist agenda, but hide it in legislation that appeared to benefit the masses.

When reading Appendix D (Illiberal Reformers, 2016, Thomas Leonard), Keep in mind it is written by a hardcore, Progressive Professor trying to present the evil that Progressivism is in the best possible light. But if you keep the 5 main

tenants of Social Darwinism in mind, you will see they are still embedded in Progressivism. Progressive really just replace the “Divinity” of the “Divine Right of Kings” with wealth and education to justify the same forced metaphysics, including the unaccountability of government to the masses. Progressive Elites actually assert that the Progressive Educated Elites, selected from among the wealthy leisure class, should not be accountable to the masses because the masses are too stupid to know what’s best for them.

Progressive Leaders outright call/called for policies and/or made statements antithetical to Natural Law and the Constitution. Progressive elites boldly denounced Natural Law’s “unalienable Rights of the Individuals with assertions that “the concept of rights of the individual is “nonsense”(Progressive Globalist Democrat President Woodrow Wilson, page 25, Appendix D) Progressive Harvard Law School Dean Roscoe Pound’s asserted the American Bill of Rights, “were not needed in their own day [and] are not desired now”(page 25, Appendix D) And the Progressive Elites opined about the Constitutions Checks and Balances, which the Founders had implemented slow the creation of a run away government. “The US Government, Wilson said, was weak and slow because its power was divided and inefficient (Page 66, Appendix D) Progressives assert the nature of Progressive Elites is to altruistic and trustworthy and therefore no checks, balances, accountability and transparency is necessary. (Clearly our own present government demonstrates this is not true.) Progressives also assert humanity is a single “Social Organism” (Appendix D, Pages 101, 102) rather than comprised of

autonomous individuals having Unalienable natural Rights. While I am want to invoke Star Trek's Borg, I think a better analogy is a colony of Honeybees. Progressive Elites see the masses as expendable worker bees, with no rights, who exist only to serve the Progressive Hive Community as ordered by the allegedly genetically and intellectually superior, and allegedly altruistic and trustworthy Progressive Elite King and Queen bees. More recently, circa 2010, we heard Progressive President Obama, and his right hand man on Obamacare, Progressive Professor Jonathan Gruber assert the Progressive Right to lie to the allegedly ignorant masses. This assertion is perhaps best evinced by the "You can keep your insurance" and "You can keep your doctor" lies as part of the effort to pass Obamacare. Still more recently, the Progressive Elites asserted unaccountability and asserted right to Establish Truth through "Conditioning" (Rewards and Punishments) was demonstrated. Business owners who opened or reopened their business because they no longer believe what Progressive Educated Elite Technocrats were saying were arrested violating a wide variety of their Natural and Constitutional Rights.

To recap, Progressive Educated Elites, like Kings/Queen under Divine Right of Kings (DRK) assert the following:

- 1) Government is always right, owing to alleged superior intelligence and genetic superiority as opposed to DRK's assertion of the divinity of Kings/Queens;
- 2) Government accountable to masses, with Progressives invoking wealth, intelligence and genetic superiority as the basis for its unaccountability as opposed to DRK's alleged divinity of Kings/Queens;
- 3) The Community is more important than the individual;

- 4) Progressives will always work for the best interests of the community and not their own selfish interests because they are altruistic and trustworthy as opposed to DRK's asserted divine inspiration;
- 5) Individuals have no rights;
- 6) Progressivism has Government Establishing Truth while DRK has Government and Churches establishing Truth.;
- 7) Progressivism is trying to reestablish control of all property through Agenda 21, while DRK simply asserts the King/Queen owns all the Land.

Aren't these things exactly what the American Colonists Revolted from? Aren't these things diametrically opposed to the US Constitution and the Natural Law America was founded upon? Aren't unalienable Natural Rights, unalienable? Isn't implementation of these Progressive Tenants exactly the definition of Treason and Sedition? Importantly, this is not simple Treason, this is High Treason as it seeks to forcibly remove the Sovereigns, WE THE PEOPLE, and replace Progressive Elites as the Sovereigns of America. And this ends our summary recap of 1544 years of Metaphysical and Legal History. (If you were born after 1980 and you think this information is important to know, go back and ask your teachers and School Board, why they did not teach it.)

Meanwhile, lets resume by going back to the early 1900s. The American Progressives decided to adopt the Fabian-Socialist method of revolution by infiltration. Where the first American Revolution was marked by the shot heard around the world, this Progressive revolution was specifically designed to not alert the masses that a revolution had begun. The Progressive Globalist Insurgency would engage in a slow, covert, incremental revolution over generations so no one generation would notice enough change to be moved to resist, pick up arms or mount a counter-revolution.

And as you might expect, battles, tactics and strategies in this unconventional, nontraditional warfare are far different than the battles, tactics and strategies of traditional, conventional revolution. Today, a major vector of the Progressive Globalist Insurgency's unconventional revolution by infiltration is Progressive Common Core Indoctrination. Knowledge of Natural Law and Natural Rights among GenZ is almost completely erased, as intended by Progressive Elites. We can get a feel for what battles, tactics and strategies of the Progressive Globalist Insurgency look like by reading 2 books: The first by Progressive Edward Bernays, "Propaganda" (1928) and the second book, "Rules for Radicals" by Progressive Marist Saul Alinsky.

Progressive Bernays advocated the manipulation of the masses by the use of emotion and base instinct exploiting propaganda (fear and sex). If you are averse to reading, you can learn more by watching YouTube Videos, "Edward Bernays and the Art of Public Manipulations" and "Edward Bernays: Assassin of Democracy"

Alinsky's Rules for Radicals (Appendix E) This book is essentially a recipe of tactics, strategies and PsyOps to trick a nonmarxist country into Marxism (Socialism/Communism) One of the main premises is that if you subject a society to distress, turmoil and chaos, bad enough for long enough, eventually the majority will give up their personal rights, accept any government change and vote for anyone promising to end the distress, turmoil and chaos. (Consider that thus far in 2020 America has been subjected to the distress, turmoil and chaos of near war with Iran, the COVID-19 crisis and now Race Riots.) Of particular interest, is the tactic

of usurping the leadership of other groups and redirecting their energies to activities that advance the usurpers agenda. Almost no group is exempt as targets, but as examples are organic, grass roots, political dissent, political parties, Labor Unions, government agencies and community groups. (Of not related to this tactic is the Progressive Globalist usurping of the leadership of both Antifa and Black Lives Matter to divert their energies to activities that advance agenda of the Progressive Globalist Insurgency – that being to reduce American resistance to giving up some of their personal rights and government change if it will end the distress, turmoil and chaos.)

Other tactic, strategy and PsyOps of this unconventional, nontraditional revolution by infiltration by the Progressive Globalist Insurgency Include FBI Operation COINTELPRO and CIA Project MK Ultra and CIA Operation Mockingbird. (You can read more about these revolution battle strategies here: Final Report of the Senate Church Committee (formally the United States Senate Select Committee to Study Governmental Operations with Respect to Intelligence Activities) It was a U.S. Senate select committee in 1975 that investigated abuses by the Central Intelligence Agency (CIA)[especially Operation Mockingbird and Project MK Ultra], National Security Agency (NSA), Federal Bureau of Investigation (FBI)[especially Operation COINTELPRO], and the Internal Revenue Service (IRS). While it decried the practices it investigated, it followed in the governments often repeated tactic of making a big deal out of a scandal and then

really doing nothing to correct it or prevent a repeat of the scandalous activities.

(See Peter Strzok)

CIA Operation Mockingbird essentially means taking over the Mainstream Media and acting as Propaganda Ministers comparable to what Joseph Goebbels did as NAZI Propaganda Minister. CIA Project MK Ultra searched for methods of mind control on individuals and the masses in general. They tested drugs on average American citizens at beaches, in bars and at strip clubs, most often without the subject's knowledge or consent.

FBI Operation COINTELPRO was first used on Rev. Dr. Martin Luther King, Jr. and the Black Panthers. That darn US Constitution makes it almost impossible to shut up the voices of political dissent. So, what better way to shut them up than to make their followers and fellow citizens not want to listen to and follow them. COINTELPRO sought to marginalize, discredit and demonize the leaders of political dissent so the masses would not listen to them and Mainstream Media would not publish them. If a background check on the targeted person did not yield useful information, then they would just make stuff up. Per then FBI Director J. Edgar Hoover, "It is immaterial whether facts exist to substantiate the allegation If the facts are present, they aid in the success of the COINTELPRO Operation, but the FBI believes that the target can be marginalized even without facts". MLK was accused of being a womanizer and using and dealing drugs. The Black Panthers were accused of far more violent activities than they actually committed and their community service activities were censored from Mainstream Media.

Now if you still are not convinced, we are in the middle of a nontraditional revolution by revolution by the Progressive Globalist Insurgency, that seeks to bring about a New World Order under One World Government, here are a few facts and quotes to bring you nearer to that conclusion. Incidentally, that New World Order is the management of humanity as a single "Social Organism" (Honeybees) that we mention earlier (Appendix D, Pages 101 and 102)

The Council on Foreign Relations was founded in 1922 by Wealthy Progressives John Rockefeller, Paul Warburg and JP Morgan. Its purpose is to advance the goal of a New World Order under One World Government.

| Some even believe we [Rockefeller family] are part of a secret cabal working against the best interests of the United States, characterizing my family and me as 'internationalists' and of conspiring with others around the world to build a more integrated global political and economic structure - One World, if you will. If that's the charge, I stand guilty, and I am proud of it |

David Rockefeller, Memoirs (2002, page 405

We are grateful to the Washington Post, The New York Times, Time Magazine and other publications whose directors have attended our meetings and respected their promises of discretion for almost forty years. It would have been impossible for us to develop our plan for the world if we had been subject to the bright lights of publicity during those years. But the world is now more sophisticated and prepared to march toward a world government. . . The supranational sovereignty of an intellectual elite and world bankers is surely preferable to the national auto-determination practiced in past centuries.

David Rockefeller, Text from a speech of his in 1991 before the Bilderberg Group [https://youtu.be/GhZWC-jv9_U]

The point in this exercise of explaining the Metaphysical Paradigm Shifts for the last 1550 years was this and the further facts and evidence provided thereafter is as follows:

- 1) Without the understanding that America is in the middle of an unconventional revolution, the American masses are predisposed to believe the rulings of its courts and the actions of its government and Law Enforcement were made pursuant to the fair and just “Rule of Law”;
- 2) With the understanding that America is in the middle of a unconventional revolution, the American masses are receptive to the idea the rulings of its courts and the actions of its government and Law Enforcement are made pursuant to the unfair and unjust Progressive “Rule of Man” for the express purpose of aiding and abetting the seditious and treasonous Progressive Globalist Insurgency;
- 3) With the knowledge that America is in the middle of an unconventional revolution, the American masses are awakened to the possibility that many of our courts and divisions of our government have been “weaponized” to protect and defend the seditious and treasonous Progressive Globalist Insurgency;
- 4) Without the traditional signals that alert the masses of a society that a need to resist and take up arms exists (such as the shot heard around the world in the first American Revolution), this forum provides the best opportunity to alert my fellow citizens that we are in the midst of an unconventional, nontraditional revolution so that they are thus signaled the need to resist, take up arms and mount a counter-revolution, first exhausting all of their peaceful remedies before considering alternative remedies.

The IRS has been weaponized to support and protect the Progressive Globalist Insurgency and punish those who oppose it.

Our Courts have become weaponized to support and protect the Progressive Globalist Insurgency and punish those who oppose it.

Every decision in this matter by the IRS has been made for reasons outside of its authority. Respondent IRS is part of the new Fourth Branch Administrative State Progressives created circa 1912 to slowly and covertly advance their unconventional revolution by infiltration. Every decision in this matter by the judiciary has been made for reasons outside the bounds of the Rule of Law.

Petitioner Mashak asserts that both the IRS and the judiciary have been “weaponized” and have made their decisions based on the Progressive Rule of Man, to punish Petitioner Mashak for openly opposing the seditious and treasonous Progressive Globalist Insurgency with its end goal of a New World Order under One World Government.

We have arrived at this point due to crimes committed against Petitioner Mashak in the early 1990s. A Criminal Conspiracy, now led by Wells Fargo Bank, NA engaged in witness tampering activities against Petitioner Mashak. This witness tampering escalated from threats to destroy Petitioner’s business, to threats to destroy his life, to death threats against him personally and finally, when Petitioner was not intimidated by death threats against him personally, death threats towards anyone Petitioner Mashak might care about, friends, family, children, etc.

Petitioner Mashak dutifully reported this information to the FBI. The FBI was at first excited to pursue the matter and even confirmed that others in the banking industry confirmed Petitioner Mashak’s allegations. But then MN US Attorney David Lillehaug, campaign finance manager for Senator Paul Wellstone, accepted bribes, campaign contributions and other contributions from Norwest Bank, NA. (Wells Fargo Banks, NA former legal name prior to buying Wells Fargo Bank, NA)

Suddenly the FBI was no longer interested. Petitioner doubts that anyone can understand the level of despair having the foundations of your perspective and

perception of reality kicked out from underneath you. Petitioner Mashak had cut off contact with all of his friends and family thinking it would only be 2 or 3 years before he and the FBI had put these banksters in jail. Instead, along, depressed and in despair, Petitioner was left to live with an unrescinded, government sanctioned death threat. (See documentation of Petitioner's allegations at Minneapolis FBI, and in Hennepin County Court Cases Bank North vs 1st National Bank of Anoka, NA is 27CV88-22383, Citizens State Bank of St. Louis Park vs. 1st National Bank of Anoka, NA 91-002759, Don Mashak vs Norwest Bank 93-016429.) Under duress of a government sanctioned death threat hanging over his head, Petitioner Mashak settled his civil suit against Wells Fargo Bank, NA. for \$15,000, far less than his damages. In 1998, the stress of these matters almost killed Petitioner. He was in the hospital for nearly 2 months, with resistant pneumonia, MRSA and Congestive Heart Failure. Petitioner was told he was going to die, etc.

When Petitioner Mashak finally miraculously did not die and healed well enough, circa 2004, he realized Wells Fargo Bank, NA would never leave him alone and Law Enforcement, rather than help Petitioner, would Protect Wells Fargo Bank, NA. Thus, began Petitioner Mashak's quest to understand why and how all of this happened. What you see written here is the condensed summary of the information I gained on that quest. It is important to me that you, the reader, realize nobody explained this to me. This was a long process over more than 25 years. I had to figure this out on my own. After I was hospitalized in 1998 and almost died, I was a broken man. If they had left me alone thereafter, I would have

just lived a low-profile life the best I could, and died in anonymity. But the sick, twisted bastards think they are gods and sadistically enjoy torturing us expendable worker bees. Others would commit suicide or go postal; I instead reward their evil acts with this document and more...

Some quick added proofs of my quest for justice and understanding. In 2004, when I was once again healthy enough, I joined a loose coalition of individuals and groups seeking Judicial Reform in Minnesota. I call this Coalition, Judicial TAR (Transparency, Accountability and Reform) As I was leery of being seen as a leader of this already established coalition, I was happy to just be a body for events and meetings. We demanded the Minnesota House and Judiciary Committees give us a hearing dedicated to receiving evidence and testimony of corruption in the Minnesota Courts. (Appendix I) Soon the leaders were complaining of retaliation they were receiving in unrelated matters. The retaliation was so bad some dropped out of the coalition, some moved out of State and one moved to Canada. This was the initial inspiration for the article “Progressive Conditioning” [<https://rebrand.ly/ProgressiveConditioning>] When it became apparent, the Minnesota Legislature would not grant us a hearing, I began proposing Platform Resolutions to my political party in 2008 and 2012. (Appendix F & G) At some point I began investigating Progressivism and wrote an article about what I was discovering. [<https://rebrand.ly/IsProgressivePCforDRK>]

Along the way, Petitioner found himself to be a target of an FBI COINTELPRO style Operation. FOIA Requests, Subpoenas and litigation to find

the contents of this FBI have been fruitless. I have no convictions for more than minor traffic tickets. I have never been charged with more than "Disorderly Conduct". (In Dakota County, MN this Petitioner was investigating corrupt judges when this trumped up charge came along. Why is Petitioner not allowed to know what these allegations are? It was dismissed for lack of Probable Cause") Why do Law Enforcement and others run away when I inquire into the nature of these COINTELPRPO allegations? Why was I never charged? It is because it is all a fabrication and the perpetrators know they face criminal charges if I am ever allowed to know the contents of this COINTELPRO file. For those who doubt the lengths likes of Wells Fargo Bank, NA and the Progressive Globalist Insurgency will go, Petitioner directs you to the fabrication and paid false witnesses against President Donald Trump in the now debunked Trump/Russia Collusion matter. It took Billionaire Trump 3 years to sort that mess out, what chance does an average citizen like Petitioner have in sorting it out. (Emissaries have been sent to tell me I can have my life back if I shut)

One more thing, one might well ask if this Treason is premeditated in that Congress repealed the death penalty for Treason in 1990. WE THE PEOPLE trust that if one person from that Congress was involved in the present and ongoing conspiracy to commit Treason, that said repeal is null and void.

All that said, From the US Declaration of Independence:

... We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness.--That to secure these rights, Governments are instituted among Men, deriving their just

powers from the consent of the governed, --That whenever any Form of Government becomes destructive of these ends, it is the Right of the People to alter or to abolish it, and to institute new Government, laying its foundation on such principles and organizing its powers in such form, as to them shall seem most likely to affect their Safety and Happiness. Prudence, indeed, will dictate that Governments long established should not be changed for light and transient causes; and accordingly all experience hath shewn, that mankind are more disposed to suffer, while evils are sufferable, than to right themselves by abolishing the forms to which they are accustomed. But when a long train of abuses and usurpations, pursuing invariably the same Object evinces a design to reduce them under absolute Despotism, it is their right, it is their duty, to throw off such Government, and to provide new Guards for their future security....

...In every stage of these Oppressions We have Petitioned for Redress in the most humble terms: Our repeated Petitions have been answered only by repeated injury. A Prince [Government] whose character is thus marked by every act which may define a Tyrant, is unfit to be the ruler of a free people. Nor have We been wanting in attentions to our Brittish [American] brethren. We have warned them from time to time of attempts by their legislature to extend an unwarrantable jurisdiction over us. We have reminded them of the circumstances of our emigration and settlement here. We have appealed to their native justice and magnanimity, and we have conjured them by the ties of our common kindred to disavow these usurpations, which, would inevitably interrupt our connections and correspondence. They too have been deaf to the voice of justice and of consanguinity....

My life has been destroyed as a result of our government and judiciary you folks abandoning the US Constitution, the Bill of Rights, Natural Law, Natural Rights and the Rule of Law. The destruction of my life was a micro battle in your unconventional, slow, covert, incremental, seditious, treasonous revolution by infiltration which seeks to replace the settled Metaphysics of Natural Law with the forced metaphysics of Progressivism (which is really just Social Darwinism 2.0).

For obvious reasons, this court must grant Petitioners Mashak's motion for a Writ of Certiorari. If the obvious reasons are not clear, you must grant this Write of Certiorari to evince to the WE THE PEOPLE, the sovereigns of America, that our Judiciary has not become Domestic Enemies complicit with the overthrow of our

CONFLICT WITH PREVIOUS 8TH US CIRCUIT COURT OF APPEALS

Emma Rush v. State Arkansas DWS, No. 17-1457 8th Circuit Court of Appeals, Reversed and Remanded Dismissal of Pro Se Litigants Case on technical error, citing See Federal Express Cor. v. Holowecki, 552 U.S. 389, 402(2008)(holding that pro se litigants are "held to a lesser pleading standard than other parties"); and Erickson v. Pardus, 551 U.S. 89, 93(2007)(noting that pro se complaints are to be liberally construed) Accordingly, we reverse and remand with directions1to allow Rush to amend her pleadings. The Lower Courts decision revolves around whether Petitioner Mashak timely released his corporation FNR, Inc from the litigation in a timely manner. Petitioner Mashak says he did and the documents support his assertion. The lower court says he didn't. The fact of the matter is that we cannot allow a minor technical/procedure error be the sole basis for dismissal (as all other reasons are predicated upon this point.) But in this instance, Petitioner is asserting this dismissal is an unlawful and unconstitutional use of the Progressive "Rule of Man" to punish a citizen who opposes the seditious and treasonous Progressive Globalist Insurgency.

CONFLICT WITH PREVIOUS SUPREME COURT RULINGS

It is impossible for a law which violates the Constitution to be valid. This is succinctly stated as follows: "All laws which are repugnant to the Constitution are null and void." Marbury vs. Madison, 5 US (2 Cranch) 137, 174, 176, (1803) (Proposed Amended Complaint, P 4 and Exhibit 15); Requiring the owner of a Sub-Chapter S Corporation he wholly owns to hire legal counsel he cannot afford

unconstitutionally infringes First Amendment Right to Petition the Government for Redress of Grievances.

CONCLUSION

Justice, Fairness and Equity demand that this Court grant Petitioner Mashak his Motion for Writ of Certiorari. Petitioner Mashak asserts the weaponized IRS has made this adverse decision pursuant to the unconstitutional Progressive Rule of Man for the expressed purpose of aiding and abetting the Progressive Globalist Insurgency by punishing one of its opponents. The Constitutional Issues to be considered can not be allowed to be swept away by falsely alleged minor technical and procedural errors by Petitioner. As a further point of consideration, Petitioner Mashak asserts he has so irrefutably made the case for the existence of a seditious and treasonous Progressive Globalist Insurgency in America, it behooves this Court to reassure or restore to WE THE PEOPLE, the American masses, confidence in the integrity of this Court, their commitment to upholding their oath of office and their steadfast assurance that they will protect America, its Constitution and WE THE PEOPLE, America's Sovereigns from all enemies foreign and domestic.

In the alternative, this court could summarily remand this matter back to the lower court with a directed verdict ordering the Respondent IRS to pay Petitioner Mashak \$1 Billion Tax free, ordering it to void and expunge any taxes, penalties and interest Petitioner Mashak and FNR owe to date and admonishing Respondent IRS to hence forward always abide by the Rule of Law and never again

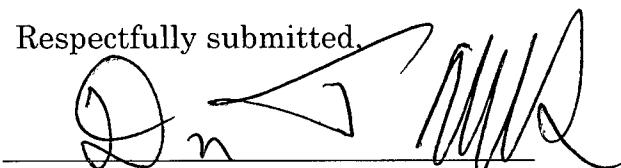
use its powers to punish or retaliate against the lawful voices of political dissent.

Petitioner Mashak has suffered through this hell 25+ years. Justice delayed is justice denied.

For these reasons,

Petitioner Mashak prays this Court grant his Motion for Writ of Certiorari or execute his proposed alternative.

Respectfully submitted,



Don Mashak,

Petitioner/Plaintiff

In Propria Persona And as a citizen of the organic United States of America

Date 15 JUN 2020