

I. CERTIFICATION

The Petitioner, Appellant, Plaintiff, and the moving party, Linda Ames hereby certifies as follows:

1. The motion is based on the grounds that Petitioner has discovered irrefutable proof that the entity claiming to be a trust, does not exist, and in order to evade payment of taxes, has sworn to the State of New Jersey taxing authorities that they are not a trust, individual or estate. However, when they foreclosed and appeared in the cases, they claimed to be a trust. That said statement to the State of New Jersey was under oath and, as a result, they had no legal capacity to foreclose. They even do not have a taxpayer ID, putting N/A in the section where they were supposed to provide it. This is a matter of GREAT importance, since in the county websites for the State of New Jersey, a search revealed that not only did they swear this trust does not exist, but the records for each county reveal more than a thousand entries which all say the same thing, they are not a trust, estate or an individual. That means the foreclosure and the appearances made all along the way by the "Defendant" or "Appellee" was illegal, not authorized, and the foreclosure occurred by a ghost with no capacity to sue. This Court must address this because there is a pandemic by these non-existent trusts to avoid payment of taxes and making appearances claiming to be a trust in the foreclosure actions, but then claiming under oath they are not trusts when the time comes to pay the taxes on their flip of the property, where the income to each trust is

substantial. First, in the Appellees case, the lender was paid in full by taking and not crediting the account with the private payment insurance proceeds. Then, they were paid in full a second time when the lender settled their class action with the trust. Then, a third time when the trust stole Ames home (recall, there was no sale, just a transfer in California by the trustee after she was told the sale was cancelled), when they sold her home on the open market for hundreds of thousands of dollars in profit, yet recording a transfer of \$10 to the buyer and evading taxes.

2. The Petitioner just learned of the documents recorded in the State of New Jersey, which conclusively proves that her claims that there was no trust are now validated. It also conclusively proves that the court erred in dismissing her complaint against this ghost non-existent trust; and it conclusively proves this court erred in refusing to grant the petition for writ of certiorari.

The Petitioner, Appellant, Plaintiff is the moving party is Linda Ames. The responding parties are Respondent HSBC BANK USA, National Association as Trustee for Wells Fargo Asset Securities Corporation, Mortgage Pass-Through Certificates Series 2006-AR16 (“Respondent”).

The evidence is so damning, this court must look at the recorded document itself as IRREFUTABLE PROOF that this case must be fully considered by this Court. The Defendant is not certified as a trust. It is a non-existent entity with no legal capacity to sue. It claimed (by virtue of its very name) to be a Trust. It is, however not

registered as a Trust in the State of Washington, yet it is doing business in the State unlawfully; and who literally stole the Appellants property after cancelling the auction, instead transferring title in California.

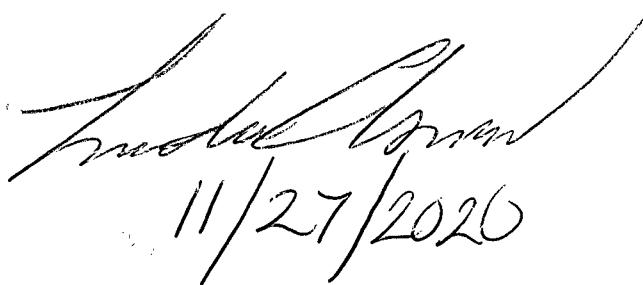
This smoking gun must be considered by this court as finding the same required going through thousands of deeds recorded in the State of New Jersey, all which have the exact same Sellers Residency Certification / Exemption, and all of these HSBC, Deutsche, etc. have the same exact remark checked off by the defrauding entity.

There are literally thousands of documents which say, "Seller is not an individual, estate or trust and as such not required to make an estimated payment pursuant to N.J.S.A. 54A:1-1 et seq. which is New Jersey's statute requiring both residents and non-residents who sell property in that state to pay taxes from their profit on the sale. These are the deeds from the "Trust" as seller to the third party buyer after the foreclosure sale transpired.

I DECLARE THAT THIS MOTION IS BEING MADE IN GOOD FAITH, WITHOUT ANY INTENT TO DELAY THESE PROCEEDINGS. IT IS PRESENTED TO PROVIDE THIS COURT WITH IRREFUTABLE EVIDENCE THAT THE FORECLOSING TRUST NOT ONLY DOES NOT EXIST, AND HAD NO LEGAL CAPACITY TO FORECLOSE, BUT SWORE THAT IT WAS A TRUST WHILE FORECLOSING, BUT WHEN IT CAME TIME TO PAY THE TAXES ON THE PROFITS MADE FROM THE RESALE OF THE VARIOUS HOMES, EVADES PAYMENT OF TAXES BY SWEARING UNDER PENALTY OF PERJURY AND TAX FRAUD, THAT IT WAS NOT A TRUST. CAPACITY TO SUE IS A FOUNDATION OF OUR CONSTITUTION AND THESE GHOST ENTITIES ARE OPERATING ULTRA VIRES, AND THIS COURT MUST TAKE A STAND AND STOP THIS CRIMINAL MISCONDUCT IN ITS TRACKS. THIS IS OF GREAT PUBLIC IMPORTANCE AND SUCH URGENCY THAT THIS COURT MUST CONSIDER THE MATTER. IF THE COURT CONSIDERS TAKING UP A REVIEW, PETITIONER WILL RETAIN LOCAL ADMITTED COUNSEL TO BRIEF AND ARGUE THIS MATTER BEFORE THE COURT.

I declare under Penalty of Perjury that the foregoing is true and correct.

Respectfully Submitted



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