

Case No. **24-5632** **ORIGINAL**

In the
United States Supreme Court

Laura-Marie: Baldwin- Petitioner

Joshua Calvin Devine, Esq, et al, - RESPONDENTS

Supreme Court, U.S.
FILED
JUL 13 2024
OFFICE OF THE CLERK

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

I, Me, My, or Myself, also known as Laura-Marie: Baldwin, a sovereign living soul, hereby Petition this Court and hereby demand that they file the attached PETITION FOR A WRIT OF CERTIORARI without the prepayment of fees and costs and to proceed *in forma pauperis* as found in the attached affidavits which are attached hereto, and incorporated herein by reference in their entirety.

All of the above is respectfully submitted "UNDER PENALTIES with PERJURY" (28 USC § 1746(1)).

Date: 7/13/24 By Laura-Marie: Baldwin, Missourian
Laura-Marie: Baldwin, sui juris Missourian National
sovereign living soul, holder of the office of "the people"
Non-Domestic Mail
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AFFIDAVIT

COMES NOW, i, Me, My, or Myself, also known as laura-marie: baldwin, a sovereign living soul, with this solemn asservation to the foreign corporate commercial court for Me to proceed with My appeal without having to prepay any fees/costs, give any sureties or be compelled to fill out any ritualistic forms under Fifth Amendment Due Process of Law clause of the Constitution for these united States of America, Title 28 United States Code, and pursuant to My right as one of "the people" to Petition the government for a redress of My grievances as affirmed in the First Amendment to the Constitution for the united States of America where it says;

"Congress shall make no law abridging the right of the people.... to petition the government for a redress of grievances."

1. If Congress shall make no laws abridging the right of the people to Petition the government for a redress of their grievances, then it would be equally wrong for the Courts to make regulations (fees), which operate to do the same thing.

Furthermore, for the Courts to charge a fee for "we the people" to file a petition, it would be turning our right into a privilege, because filing fees are really a tax and are sometimes referred to as such by the Courts, and i have not agreed this tax.

2. i, Me, My, or Myself, also known as laura-marie: baldwin, am not a "person" because a person is:

- a) "a variety of entities other than human beings." Church of Scientology v U.S. Department of Justice, 612 F2d 417 (1979) at pg 418

- b) "...foreigners, not citizens...." United States v Otherson, 480 F. Supp. 1369 (1979) at pg 1373.
- c) the words "person" and "whoever" include corporations, companies, associations, firms, partnerships, societies, and joint stock companies... Title 1 U.S.C. Chapter 1 – Rules of Construction, Section 1

and a sovereign living soul is not a "person" because;

- c) " 'in common usage, the term 'person' does not include the sovereign, [and] statutes employing the [word] are normally construed to exclude it.' Wilson v Omaha Tribe, 442 US 653 667, 61 L Ed 2d 153, 99 S Ct 2529 (1979) (quoting United States v Cooper Corp. 312 US 600, 604, 85 L Ed 1071, 61 S Ct 742 (1941). See also United States v Mine Workers, 330 US 258, 275, 91 L Ed 884, 67 S Ct 677 (1947)" Will v Michigan State Police, 491 US 58, 105 L. Ed. 2d 45, 109 S.Ct. 2304
- e) "a sovereign is not a person in a legal sense" In re Fox, 52 N. Y. 535, 11 Am. Rep. 751; U.S. v. Fox, 94 U.S. 315, 24 L. Ed. 192

and i, Me, My, or Myself, also known as laura-marie: baldwin, am not an

"employee" because an employee; " is a person. . . . " Black's Law Dictionary, 5th

Edition, and since i am not an "employee", then it also holds true that i do not have

an "employer". i am not saying that I don't get compensation for labor

because i do get compensation for labor, which is a common right, and not a

taxable event.

3. i, Me, My, or Myself, also known as laura-marie: baldwin, do not receive

"wages" according to the following definitions:

Federal Register, Tuesday, September 7, 1943, 404, 104 pg 12267: Employee: "The term employee specifically includes officer and employees whether elected or appointed of the United States, a State, territory, or a political subdivision thereof or the District of Columbia or any agency or instrumentality or any one or more of the foregoing."

26 USC 3401 (c) EMPLOYEE. "For purposes of this chapter, [Chapter 24, Collection of Income Tax at Source on Wages], The term employee includes an officer, employee or elected official of the United States, a State or any political subdivision thereof, or the District of Columbia, or any agency or instrumentality or one or more of the foregoing. The term employee also includes an officer of a corporation."

3401(a) WAGES. For the purposes of this chapter, [Chapter 24, Collection of Income Tax at Source on Wages], the term "wages" means all remuneration (other than fees paid to a public official) for services performed by an employee [of the United States, a State or any political subdivision thereof, or the District of Columbia or any agency or instrumentality of any of the foregoing or an officer of a corporation...."

4. Furthermore, i, Me, My, or Myself, also known as laura-marie: baldwin, have never received any "income". According to U.S. v Ballard, 535 F. 2d 400, 404, the word "income" has not been defined in Title 26, Internal Revenue Code.

The definition, therefore is limited to the meaning of the word at the time it was enacted. In Merchant's Loan & Trust Company v Smietanka, 255 U.S. 509 at pgs 518, 519 (1921),

the Supreme Court held,

There would seem to be no room to doubt that the word (income) must be given the same meaning in all Income Tax Acts of Congress that was given to it in the Corporation Excise Tax Act and what meaning is has now become definitely settled by decisions of the court.

That definition of income was clearly given in 1918 in the Supreme Court decision of Doyle vs. Mitchell, 247 U.S. 179, at pg 185;

"Whatever difficulty there may be about a precise and scientific definition of 'income,' it imports, as used here [in the Internal Revenue Code]the idea of gain or increase arising from corporate activities...." We must reject in this case... the broad contention submitted in behalf of the Government that all receipts, everything that comes in -- are income within the proper definition of the term 'gross income'.

The Supreme Court in Eisner v Macomber, 252 U.S. 189 ruled:

"...it becomes essential to distinguish between what is and what is not "income," according to truth and substance without regard to form. Congress cannot, by any definition it may adopt, conclude the matter, since it cannot by legislation, alter the Constitution, from which it derives its power to legislate, and which within those limitations alone, that power can be unlawfully exercised... [Income is] Derived -- from -- capital -- the -- gain -- derived -- from -- capital, etc. Here we have the essential matter -- not gain accruing to capital, not a growth or increment of value in the investment; but a gain, a profit, something of exchangeable value ... severed from the capital however invested or employed, and coming in, being "derived," that is received or drawn by the recipient for his separate use, benefit and disposal -- that is the income derived from property. Nothing else answers the description...."

The emphasis was in the original, and therefore, income is corporate profits, and as a sovereign living soul, i am not, a US citizen, 14th Amendment citizen, corporation, or other fictitious entity, therefore, i have no income.

5. i, Me, My, or Myself, also known as laura-marie: baldwin, do not have any assets. Persons and corporations have assets and i am neither. Assets are listed on a balance sheet, which shows assets and liabilities for accounting purposes for a corporation. The same holds true for income and expenses, which are also for corporations, and are part of bookkeeping by accountants where they show income versus expenses for the corporation. i am not saying I do not have property, because i do have property, but the property i have is not an asset, and i have no income or expenses because i am not a US Citizen, 14th Amendment citizen, corporation, or other fictitious entity as defined by your current and FRAUDULENT Fourteenth Amendment.

6. i, Me, My, or Myself, also known as laura-marie: baldwin, am not a US citizen, 14th Amendment citizen, corporation, or other fictitious entity, but i am a sovereign living soul as described in the Petition. i, Me, My, or Myself, also known as laura-marie: baldwin, am not a vessel of any kind, or a knowing, willing, intentional surety or accommodation party for any entity.

One sovereign does not need to tell another sovereign that they are sovereign, they is sovereign by their very existence. "The rule in America is that the American people are the sovereigns, and in them is lodged all power, and the agencies of government possess no authority save that which is delegated to them by the people in the written compact entered into between the people, which is styled the 'Constitution,' and the laws adopted by the representatives of the people.....consistent therewith." Kemper v. State, 138 Southwest 1025 (1911), page 1043.

7. i, Me, My, or Myself, also known as laura-marie: baldwin, do not have firsthand knowledge of the day I was given birth, therefore, any mention of any birthday would be hearsay and inadmissible as evidence in Court. i can only say what i have heard, which is hearsay, which is that i was born of a woman on or about the year 1959 on the land of North America, and no commercial transactions were involved. No vessel was created.

8. i, Me, My, or Myself, also known as laura-marie: baldwin, do not have a Social Security Number. Only US Citizens, 14th Amendment citizens, vessels and corporations have social security numbers, or any sort of identifying number which is issued by their master, the government. My master is God, and the government is

My servant, and all of My servants have an Oath of Office that says they will protect Me.

9. i do not have a spouse, since a spouse is a person, and my husband is not a person either. i am married and have two (2) wonderful sons but none of them are persons. We are all sovereign living souls.

10. Pursuant to HJR 192 dated June 5, 1933, there is no money, and it is against public policy to use money, therefore, no financial institution has any money. The only thing that financial institutions have is credit on account belonging to the people, or non-redeemable federal reserve notes, which are worthless paper, and none of that is money.

11. Therefore, i am not an entity that is subject to any filing fees/taxes.

12. Furthermore, pursuant to HJR 192 dated June 5, 1933, it is against public policy to pay a debt, therefore this Court could not accept payment if it was tendered, and it would be a felony for the Clerk to accept Federal Reserve Notes as a tender in the payment of a debt, therefore, even if i was subject to said taxes/fees, it is impossible to pay the fees/taxes as requested.

13. As a member of the sovereignty,i hold absolute ownership in land, with a land patent, and all the rights and privileges associated with the land patent.

14. As a member of the sovereignty, and a holder of the office of "the people", i am not required to pay any filing fees, as found in Article One in Amendment to the Constitution for the united States of America, which says;

"Congress shall make no law abridging the right of the people.... to petition the government for a redress of grievances."

Any fee is a form of regulation, and the courts even call fees a tax. Having said that there is a contract between i and the officers of this and all courts, including the Southern District of New York, and that contract is called an Oath of Office; and the Oath of Office is a far superior contract at common law, than any commercial transaction under the satanic Law Merchant.

15. For all of the foregoing reasons, this court should ORDER the Clerk of the Court to file the Petition, and let it proceed without the payment of any fees/taxes. i reserve the right to correct any errors or omissions in the interest of truth and justice without prior notice.

All of the above is respectfully submitted "UNDER PENALTIES with PERJURY" (28 USC § 1746(1)).

Date: 8/7/24

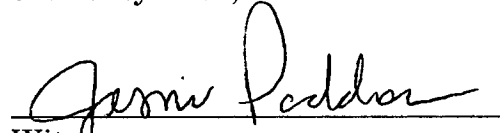
By: Laura-Marie Baldwin, sui juris missourian
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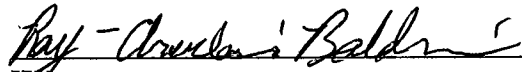
ACKNOWLEDGEMENT

Having witnessed the signing and sealing of the forgoing SOLEMN ASSERVATION, by laura-marie: baldwin, I place my hand and seal hereon as an authentic act as a Witness.

Subscribed and affirmed before me this 7th day for the month of August, in the year of our Lord and Savior, Two Thousand and Twenty Four, A.D.


Witness


Witness


Witness

**AFFIDAVIT OR DECLARATION
IN SUPPORT OF MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS***

I, Baldwin, Laura Marie, am the petitioner in the above-entitled case. In support of my motion to proceed *in forma pauperis*, I state that because of my poverty I am unable to pay the costs of this case or to give security therefor; and I believe I am entitled to redress.

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Self-employment	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Income from real property (such as rental income)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Interest and dividends	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Gifts	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Alimony	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Child Support	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Disability (such as social security, insurance payments)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Unemployment payments	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Public-assistance (such as welfare)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Other (specify):	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Total monthly income:	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>

As enclosed you have converted a right into a privilege which is grounds for 42 USC 1983 violations by ignoring my affidavit's citing of supreme court rulings regarding this document's verbiage.

Please see attached Affidavit which is incorporated herein by reference in its entirety.

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
N/A			\$
N/A			\$
N/A			\$

3. List your spouse's employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
N/A			\$
N/A			\$
N/A			\$

4. How much cash do you and your spouse have? \$ I have no lawful money
Below, state any money you or your spouse have in bank accounts or in any other financial institution. N/A

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
N/A	\$	\$
N/A	\$	\$
N/A	\$	\$

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

☐ Home
Value N/A

☐ Other real estate
Value N/A

☐ Motor Vehicle #1
Year, make & model N/A
Value _____

☐ Motor Vehicle #2
Year, make & model N/A
Value _____

☐ Other assets
Description Corporations have assets I do not!
Value _____

Please refer to Affidavit Attached hereto which is incorporated herein by reference in its entirety.

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
UNITED STATES	\$6,000,000.00	\$
	\$Six Million Dollars	\$ in Gold or Silver

7. State the persons who rely on you or your spouse for support. For minor children, list initials instead of names (e.g. "J.S." instead of "John Smith").

No "persons" rely on me for support, but I have 2 children and I don't work. I have no spouse.

Name	Relationship	Age

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, or annually to show the monthly rate.

Rent or home-mortgage payment
(include lot rented for mobile home)

Are real estate taxes included? ☐ Yes ☒ No
Is property insurance included? ☐ Yes ☒ No

Utilities (electricity, heating fuel, water, sewer, and telephone)

Home maintenance (repairs and upkeep)

Food

Clothing

Laundry and dry-cleaning

Medical and dental expenses

You

Your spouse

\$ N/A \$

\$ 400.00 \$

\$ \$

\$ 800.00 \$

\$ 100.00 \$

\$ \$

\$ \$

Please see affidavit which is attached hereto and incorporated by reference in its entirety.

A spouse is a person see affidavit

A spouse is a "person"
read the affidavit.

	You	Your <u>spouse</u>
Transportation (not including motor vehicle payments)	\$ 400.00	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	\$ 50.00	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ _____	\$ _____
Life	\$ _____	\$ _____
Health	\$ _____	\$ _____
Motor Vehicle	\$ _____	\$ _____
Other: _____	\$ _____	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ _____	\$ _____
Installment payments		
Motor Vehicle	\$ N/A	\$ _____
Credit card(s)	\$ N/A	\$ _____
Department store(s)	\$ N/A	\$ _____
Other: _____	\$ N/A	\$ _____
Alimony, maintenance, and support paid to others	\$ N/A	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____
Total monthly expenses:	\$ _____	\$ _____

Please see affidavit attached herein and incorporated herein by reference in its entirety.

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

☐ Yes ☒ No If yes, describe on an attached sheet.

I have no income or assets and I never will.

10. Have you paid – or will you be paying – an attorney any money for services in connection with this case, including the completion of this form? ☐ Yes ☒ No

If yes, how much? _____

If yes, state the attorney's name, address, and telephone number:

11. Have you paid—or will you be paying—anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form?

☐ Yes ☒ No

If yes, how much? _____

If yes, state the person's name, address, and telephone number:

12. Provide any other information that will help explain why you cannot pay the costs of this case.

Read the Affidavit which is attached hereto and incorporate herein by reference in its entirety.

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

Executed on: August 6th, 2024

By: Baldwin, Laura-Marie, Esq.
(Signature) Missouri

Notice

Using a notary on this document does not constitute any adhesion, nor does it alter my status in any manner. The purpose for notary is verification and identification only and not for entrance into any foreign jurisdiction.

ACKNOWLEDGEMENT

Having witnessed the signing and sealing of the forgoing SOLEMN ASSERVATION, by laura-marie: baldwin, I place my hand and seal hereon as an authentic act as a Notary Public.

Subscribed and affirmed before me this 8th day for the month of August, in the year of our Lord and Savior, Two Thousand and Twenty Four, A.D.

Brittany Perkins
Notary

