

FB-1

IN THE SOVEREIGN LAND OF SEARCY COUNTY, ARKANSAS THE STATE,
THE UNITED STATES OF AMERICA, THE REPUBLIC, NON-FEDERAL AND NON-
CORPORATE AND NON-COMMERCIAL; AND UNDER ONLY THE "AMERICAN
FREE FLAG OF PEACE AND NOT THE MARITIME-ADMIRALTY FLAG OR
JURISDICTION

*



Styled as:

IN THE CIRCUIT COURT OF SEARCY COUNTY, ARKANSAS
FIRST DIVISION

STATE OF ARKANSAS

PLAINTIFF

VS.

NO. CR 98-9

Jerry F. Kirk

** This flag was in the 'three' colors of red, white, & blue. ZERO - GOLD*

CITIZEN

**MOTION FOR PRODUCTION OF DISCOVERY INSTANTER
OR, IN ALTERNATIVE, CONTINUANCE CHARGED TO STATE**

Under threat, duress, coercion, of injury, loss of life, threat of and in fact a loss of right to pursue happiness and being forced to damage or break the 'LAW OF YAWH,' comes Jerry F. Kirk, a.k.a. Jerry Francis Kirk, not and non 'pro-se,' being a 'free-born' native, Florida, the State, Republic-citizen-white-adult-male,' and thus a 'Citizen-of-the-United States-of-America-the-Republic' with inhabitation and not 'residence' in Searcy County, Sovereign, Arkansas-the-State-Republic' and with the non-comparable, non-adequate, un-even 'playing field,' in violation of my 'United States of America-Republic Constitutional Right(s)' the assistance of counsel, Stephen D. Ralph.

1. Citizen is charged with Failure to Register, two counts, Failure to Insure Vehicle and Carrying a Weapon; these charges are allegedly brought under color of Arkansas law, and which are in violation of the Citizen's rights. United States v. Guest, 383 U.S. 795, 86 S.Ct. 1170, 17 L.Ed.2d 239 (1966); Miranda v. Arizona, 384 U.S. 436 (1966), U.S. Const. Amend.2.

2. Citizen intends to assert all defenses available to him which challenge the color of law or the constitutional basis of statute or ordinance asserted against him;

3. Such defense requires immediate production and availability of discovery necessary to

adequately prepare for trial, or additional time charged to the State to gather essential discovery not made available at this time, including any video and audio tapes of Citizen's detainment, a record of the transcript of all previous proceedings in this matter in Municipal Court and in this Court, including, but not limited to, a transcript of the proceedings in this Court on April 27, 1998 and in the Circuit Court of Van Buren County, Arkansas on or about November 20, 1997.

4. Such defense requires assistance of counsel in researching and obtaining relevant issues of fact and law, including appropriate case citations, for review by this Court; no library is available to Citizen, and Citizen must rely entirely upon assistance of counsel, who lives in another County and cannot make regular, daily trips to communicate with Citizen regarding obtaining relevant research; the closest legal research library available to research issues of constitutional law is in Little Rock, Arkansas.

5. The State is required to provide such assistance of counsel as is sufficient to assert all defenses available; assistance of counsel has not been sufficient, *or adequate (J.F.R.)*

WHEREFORE, Citizen requests a immediate production of all discovery required in this matter, or, in the alternative, a continuance to be charged to the State, and for all other appropriate relief.

Jerry F. Kirk 5/20/98
T.D.C.
under protest
Jerry F. Kirk, Sui Juris
Calf Creek Township
Section 19, Township 14N, Range 17W
Searcy County, Arkansas
Non-Resident, Non-Domestic Delivery
c/o HC 75, Box 267
Witts Springs, Arkansas Republic
United States of America

Stephen D. Ralph #91138
Assistance of Counsel
835 Faulkner
Conway, AR 72032
501 327-7404

F 8-3

Stephen D. Ralph, Assistance of Counsel, hereby certifies that a true and correct copy of the foregoing pleading has been deposited with the Office of the Prosecutor, Doug Daniel, Prosecutor, Searcy County Courthouse, Marshall, AR on this 20th day of May, 1998.

Stephen D. Ralph
Stephen D. Ralph

