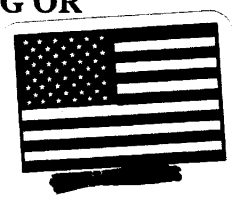


G-1

**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

Citizen

MOTION FOR LEAVE TO TAKE DEPOSITIONS

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-The Republic Constitutional Right(s)' the assistance of counsel, Stephen D. Ralph.

(1 count)

1. Citizen is charged with Failure to Register Vehicle (~~two~~ counts), No Insurance and Carrying a Weapon;

2. Citizen believes that certain individuals have knowledge regarding the nature of the stop and the manner in which Citizen was detained, which cast doubt upon the probable cause of the stop and arrest, and which support Citizen's position that his substantive and due process rights were violated, and other Constitutional Rights, including but not limited to, right to counsel and the right to access to a law library. See Miranda v. Arizona, 384 U.S. 436, 16 L.Ed.2d 694, 86 S.Ct. 1602 (1966); Gideon v. Wainwright, 372 U.S. 335, 9 L.Ed.2d 799, 83 S.Ct. 792 (1963); Bounds v. Smith,

430 U.S. 817, 52 L.Ed.2d 72, 97 S.Ct. 1491 (1977); further, that Citizen was induced into unauthorized searches of his conveyance, without benefit of counsel, in violation of standards established in Brady v. United States, 397 U.S. 742, 25 L.E.2d 747, 90 S.Ct. 1463 (1970). Such evidence or testimony elicited at deposition would constitute a basis to establish that the cause of action should be dismissed and that certain evidence or testimony should be suppressed.

3. Citizen requires leave to depose the following individuals who may have knowledge of violation of substantive and due process rights of the Citizen: Hon. David Reynolds, Circuit Judge; Sheriff George Sutterfield of Searcy County; H.G. Foster, Prosecuting Attorney, 20th Judicial District; Deputy Prosecuting Attorney Marcus Vaden, Officer Matt Griffen, Marshall Police Department; Sgt. Koppenhaver, Marshall Police Department; Louis Sanders, Sanders Construction & Concrete, Marshall, AR; Lee Posey; Mike Russell; Carrol Currey; Richard Ford; unknown Searcy County Sheriff's Deputy; all jailers of Searcy County Sheriff's Department on duty during evening on or about November 20, 1997 when Citizen was arrested and detained;

4. Citizen has shown himself without funds for an attorney for purposes of this action and requests the this Court order appropriation of funds for costs and expenses of the depositions.

WHEREFORE, Citizen requests leave to depose witnesses aforementioned, for funds to pay for costs and expenses of depositions, and for all other relief.

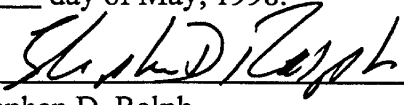
Jerry F. Kirk 5/20/98

Jerry F. Kirk, Sui Juris *T.D.C.*
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

Certificate of Service

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

