

DISTRICT COURT OF THE UNITED STATES ¹
(FOR THE EASTERN DISTRICT OF MICHIGAN, SOUTHERN DIVISION)

David Schied and Cornell Squires
Sui Juris Grievants/Private Attorney Generals
and Next Friend to Shannon DeBacker “*Enjoined*” as
Crime Victims / Common Law Grievants / Claimants,
v.

Case No. 2:15-cv-11840
Judge: Avern Cohn

In their Individual Capacities:

Karen Khalil, Cathleen Dunn, Joseph Bommarito; James Turner; David Holt;;
Jonathan Strong; "Police Officer" Butler;; John Schipani; Tracey Schultz-Kobylarz
and

Redford Township Police Department; Redford Township 17th District Court;
Charter Township of Redford; Charter County of Wayne Michigan; Municipal
Risk Management Authority ("MMRMA"); The Insurance Company of the State
of Pennsylvania ("ICSOP"); American International Group, Inc. ("AIG"); DOES 1-10;

Defendants /

CRIME VICTIM AND COMMON LAW GRIEVANT SHANNON DEBACKER’S

“AFFIDAVIT OF FACTS”

IN SUPPORT OF

“JOINDER” CLAIMS OF CONSTITUTIONAL TORTS

BASED ON

THE FIRST AMENDMENT PETITION CLAUSE

AND

EVIDENCE OF DOMESTIC TERRORISM

¹ "The term 'District Courts of the United States,' as used in the rules, without an addition expressing a wider connotation, has its historic significance. It describes the constitutional courts created under article 3 of the Constitution. Courts of the Territories are legislative courts, properly speaking, and are not District Courts of the United States. We have often held that vesting a territorial court with jurisdiction similar to that vested in the District Courts of the United States does not make it a 'District Court of the United States.'" *Mookini v. United States*, 303 U.S. 201 (1938) citing from *Reynolds v. United States*, 98 U.S. 145 , 154; *The City of Panama*, 101 U.S. 453 , 460; *In re Mills*, 135 U.S. 263, 268 , 10 S.Ct. 762; *McAllister v. United States*, 141 U.S. 174, 182 , 183 S., 11 S.Ct. 949; *Stephens v. Cherokee Nation*, 174 U.S. 445, 476 , 477 S., 19 S.Ct. 722; *Summers v. United States*, 231 U.S. 92, 101 , 102 S., 34 S.Ct. 38; *United States v. Burroughs*, 289 U.S. 159, 163 , 53 S. Ct. 574.

*Sui Juris Grievants / Next Friends and
Co-Private Attorney Generals
David Schied and Cornell Squires
and Shannon DeBacker*

P.O. Box 1378
Novi, Michigan 48376
248-974-7703

Defendants

**The Insurance Company of the
State of Pennsylvania**

AND

American International Group, Inc.
Plunkett Cooney
Charles Browning
Warren White
38505 Woodward Ave., Suite 2000
Bloomfield Hills, Michigan 48304
248-901-4000

Defendants

**Michigan Municipal Risk
Management Authority**
James T. Mellon
Mellon Pries, P.C.
2150 Butterfield Dr., Ste. 100
Troy, Michigan 48084-3427
248-649-1330

Defendant

Charter County of Wayne

Davidde A. Stella
Zenna Elhasan
Wayne County Corporation Counsel
500 Griswold St., 11th Floor
Detroit, Michigan 48226
313-224-5030

Defendants

**Karen Khalil
Redford Township 17th District Court
Cathleen Dunn
John Schipani
Redford Township Police Department
Joseph Bommarito
James Turner
David Holt
Jonathan Strong
"Police Officer" Butler
Tracey Schultz-Kobylarz
Charter Township of Redford
DOES 1-10**

Jeffrey Clark, attorney
Cummings, McClorey, Davis & Acho, P.L.C.
33900 Schoolcraft Rd.
Livonia, Michigan 48150
734-261-2400

David Schied and Cornell Squires (hereinafter "*PAGs Schied and Squires*"),

being each **of the People**², and having established this case as a *suit of the*

² PEOPLE. "*People are supreme, not the state.*" [*Waring vs. the Mayor of Savannah*, 60 Georgia at 93]; "*The state cannot diminish rights of the people.*" [*Hertado v. California*, 100 US 516]; Preamble to the US and Michigan

sovereign³, acting in their own capacity, herein accept for value the oaths⁴ and bonds of all the officers of this court, including attorneys. Having already presented the initial causes of action to this Article III District Court of the United

Constitutions – “*We the people ... do ordain and establish this Constitution...;*”
“*...at the Revolution, the sovereignty devolved on the people; and they are truly the sovereigns of the country, but they are sovereigns without subjects...with none to govern but themselves...*” [*Chisholm v. Georgia* (US) 2 Dall 419, 454, 1 L Ed 440, 455, 2 Dall (1793) pp471-472]: “*The people of this State, as the successors of its former sovereign, are entitled to all the rights which formerly belonged to the King by his prerogative.*” [*Lansing v. Smith*, 4 Wend. 9 (N.Y.) (1829), 21 Am. Dec. 89 10C Const. Law Sec. 298; 18 C Em.Dom. Sec. 3, 228; 37 C Nav.Wat. Sec. 219; Nuls Sec. 167; 48 C Wharves Sec. 3, 7]. See also, *Dred Scott v. Sandford*, 60 U.S. 393 (1856) which states: “*The words 'people of the United States' and 'citizens' are synonymous terms, and mean the same thing. They both describe the political body who, according to our republican institutions, form the sovereignty, and who hold the power and conduct the Government through their representatives. They are what we familiarly call the 'sovereign people', and every citizen is one of this people, and a constituent member of this sovereignty.*”

³ *McCulloch v. Maryland*, 4 Wheat 316, 404, 405, states “*In the United States, Sovereignty resides in the people, who act through the organs established by the Constitution,*” and *Colten v. Kentucky* (1972) 407 U.S. 104, 122, 92 S. Ct. 1953 states; “*The constitutional theory is that we the people are the sovereigns, the state and federal officials only our agents.*” See also, *First Trust Co. v. Smith*, 134 Neb.; 277 SW 762, which states in pertinent part, “*The theory of the American political system is that the ultimate sovereignty is in the people, from whom all legitimate authority springs, and the people collectively, acting through the medium of constitutions, create such governmental agencies, endow them with such powers, and subject them to such limitations as in their wisdom will best promote the common good.*”

⁴ OATHS. Article VI: “*This Constitution, and the laws of the United States... shall be the supreme law of the land; and the judges in every State shall be bound thereby; anything in the Constitution or laws of any State to the contrary notwithstanding... All executive and judicial officers, both of the United States and of the several States, shall be bound by oath or affirmation to support this Constitution.*”

States as a *court of record*⁵, *PAG Schied* and *PAG Squires* hereby proceed according to the course of Common Law⁶.

This court and the opposing parties should all take notice **WE DO NOT CONSENT** to the reference of parties named as “*grievants*” and/or as Private Attorney Generals as otherwise being corporate fictions in ALL CAPS of lettering as “*plaintiff*” (e.g., “DAVID SCHIED, plaintiff”). Note that all “*summons*” were issued with notice to all co-Defendants that Grievant David Schied is “*sui juris*.”

WE DO NOT CONSENT to the assignment of this case, otherwise attempted to be “*filed*” in Ann Arbor and ultimately filed in Flint, being

⁵ “*A Court of Record is a judicial tribunal having attributes and exercising functions independently of the person of the magistrate designated generally to hold it, and proceeding according to the course of common law, its acts and proceedings being enrolled for a perpetual memorial*”. [*Jones v. Jones*, 188 Mo.App. 220, 175 S.W. 227, 229; *Ex parte Gladhill*, 8 Metc. Mass., 171, per Shaw, C.J. See also, *Ledwith v. Rosalsky*, 244 N.Y. 406, 155 N.E. 688, 689].

⁶ COMMON LAW. – According to *Black’s Law Dictionary* (Abridged Sixth Edition, 1991): “*As distinguished from law created by the enactment of legislatures [admiralty], the common law comprises the body of those principles and rules of action, relating to the government and security of persons and property, which derive their authority solely from usages and customs of immemorial antiquity, or from the judgments and decrees of the courts recognizing, affirming, and enforcing such usages and customs.*” “[I]n this sense, particularly the ancient unwritten law of England.” [1 Kent, Comm. 492. *State v. Buchanan*, 5 Har. & J. (Md.) 3G5, 9 Am. Dec. 534; *Lux v. Ilaggin*, G9 Cal. 255, 10 Pac. G74; *Western Union Tel. Co. v. Call Pub. Co.*, 21 S.Ct. 561, 181 U.S. 92, 45 L.Ed. 765; *Barry v. Port Jervis*, 72 N.Y.S. 104, 64 App. Div. 268; *U. S. v. Miller*, D.C. Wash., 236 F. 798, 800.]

subsequently sent to Detroit, in the heart of Wayne County, situated in a building believed to be leased by Defendant Charter County of Wayne to the United States District Court with a proven proclivity toward contributing to the *domestic terrorism* being carried out, hand-in-hand with state and county government imposters, as usurpers of *The People's* power and authority.

“Silence can only be equated with fraud where there is a legal or moral duty to speak, or where an inquiry left unanswered would be intentionally misleading. . .” U.S. v. Tweel, 550 F.2d 297, 299. See also U.S. v. Prudden, 424 F.2d 1021, 1032; Carmine v. Bowen, 64 A. 932

CONCISE STATEMENT OF ISSUE PRESENTED

The organic Constitution created and ordained by and for the People of the united States of America is the Supreme Law of the Land, and the First Amendment *Petition Clause* guarantees the People the right to redress. The U.S. Supreme Court has determined that such a right is *fundamental*, “*important*,” and thus, inviolable in an Article III Court of Record, such as in this instant ongoing case initially filed by *sui juris* Grievant David Schied.

The Supreme Court has also recognized that certain conditions that concern the *public interest* warrant occasions where the filing and litigation of the public’s interest by Private Attorney Generals is justified for proper “*standing*.” In this case, numerous additional co-Grievants have established “*joinder*” claims against the co-Defendants listed in this case and, having been so enjoined, now speak through the collective advocacy of their fellow claimants as “*Private Attorney Generals*,” being David Schied and Cornell Squires.

At issue in the claims, individually and collectively, is that agents of the co-Defendants – acting under *color of law*, *simulating legal process*, conducting *legal acts in illegal manners*, while unlawfully *usurping* their unconstitutional exercise of power and authority – are, by formal definition of their acts, *domestic terrorists*. Their claims all have in common First Amendment Petition Clause violations. All of these “*backward-looking access-to-court*” claims involve both *predicate* and *secondary* level offenses that have resulted from multi-tiered denials of due process by *judicial usurpers* and others who hold membership in a thoroughly corrupted State BAR of Michigan.

This instant filing presents the proper facts supporting the basis for enjoining the Affiant, who has similar claims against the co-Defendants and their corporately contracted “*errors and omissions*” excess insurance policy and its accompanying \$100 Billion “*domestic terrorism*” coverage.

SWORN AND NOTARIZED AFFIDAVIT OF FACTS
(by Shannon DeBacker)

STATE OF MICHIGAN)
) SS
WAYNE COUNTY)

Name of Affiant, being first duly sworn, states that:

1. I have personal knowledge of the facts contained herein.
2. If sworn as a witness, I can testify completely to the facts contained in this Affidavit.
3. I was born on the United States soil and, as a living human being, I have lived here my whole life as a sovereign, being one *We, The People*.
4. My grandfather was a Hungarian born in Budapest, Hungary and who was a Holocaust survivor and protected under the Treaty of Paris of 1947 and the Treaty of Trianon.
5. I am licensed aesthetician.
6. I am aware that Grievant David Schied had filed a federal complaint on or around 5/21/15 against the Charter County of Wayne, against their “*errors and omissions*” insurance contract with the Insurance Company of the State of Pennsylvania (“ICSOP”), and against their corporate affiliate, the American Insurance Group (“AIG”), as well as numerous other co-Defendants named in their corporate personage or in their individual capacities.
7. I have the same or similar claims to Grievant Schied in that my First Amendment right-to-redress on the initial level (i.e., “*predicate*”) claims was violated by *usurpers* of government power and authority, constituting various forms of judicial misconduct and other criminal misconduct, corruption, racketeering, and ultimately *domestic terrorism*.

8. I have “*backward-looking access-to-court*” claims, meaning: a) that I was denied access to the court through the intentional suppression, preventing disclosure, and/or denial of evidence critical to a previous or “*predicate*” suit; b) by the government otherwise impeding or thwarting my claim or potential claim; c) by denying me due process of proceedings, by unfair and/or discriminatory treatment as a poor litigant or a litigant without an attorney or through attorney threats or extortion; and/or d) through other means of preventing and/or undermining the litigation of my initial claims of wrongdoing.
9. I also assert that the above denials of my rights constituted intentional, shocking and egregious wrongdoings of malice, tort, humiliation, embarrassment, and the institution of “*state created dangers*” against me, such that I became so restrain in my rights of liberty that that I was rendered unable to care for himself. What I mean is that the agents of the Charter County of Wayne acted affirmatively and in a *secondary-level* of conspiracy with others to create certain such dangers against me, and/or to render me more vulnerable to such dangers to my inviolable rights.
10. I am aware that the Supreme Court of New York has established a proper definition of “*dangerous to human life*” by way of ruling in *Cochran v. Sess*, 168 NY 372, 61 N.E. 639 where Judge O’Brien essentially defined such danger as being “*so threatening as to constitute an impending danger to persons in the enjoyment of their legitimate rights.*”
11. These wrongful actions of *terrorists*, as agents of the Charter County of Wayne who have and continue to be acting additionally on their own behalves, have forced me into a position of having dignitary and reputational as well as financial injuries, emotional and mental harm; and ultimately, have led to my loss of positive standing in my community, and have forced grave emotional suffering onto my family.
12. These wrongful actions referenced herein constitute “*compensable injuries*” against me as a real party of interest, and “*damages*” for which I am entitled to just compensation by this instant First Amendment redress.

13. I, like many others I know have placed a certain degree of trust in our government bodies, expecting individual state actors to implement rules and regulations, to provide services, create order, mete out justice, and in general, to safeguard societal interests. Such trust is compelled in part by the government's monopoly on police power and rule-creation, which creates an unavoidable dependency of the public upon government officers' *faithful performance* of their duties of office and within the bounds of the state and federal constitutions, statutes, and rules. I realize that their refusal to follow these guidelines creates a power imbalance and makes the citizenry particularly vulnerable to government *coercion*. In all, these factors align to give government *usurpers* a unique ability not only to harm me but to harm the greater number of people around me, with even greater ramifications for our society.

14. I am aware of the United States' formal definition of "domestic terrorism" as depicted by 18 U.S.C. 2331 as also published on the FBI's official website found at: <https://www.fbi.gov/about-us/investigate/terrorism/terrorism-definition>.

15. Based on the above definition of I hereby declare that I am both *witness* and *victim* of "acts dangerous to my life" and to my inviolable constitutionally-guaranteed rights; and declare that I am both *witness* and *victim* to the *coercion*" and/or to the "kidnapping" of my local population, and the *coercion of the government* otherwise instituted by *We, The People*, which altogether constitutes "domestic terrorism" by that above definition.

16. I am aware that to prevent a collapse of American freedom and social order, the community as a whole must take steps to ensure that the legitimate "empowering function" of government prevails, and that we must each see personally that the constitutional guarantees for *We, The People* are effectively enforced at both the state and the federal levels.

17. Based on the above stated facts and my being a *real party of interest* without the competence to litigate this complex case myself, I have asked Grievant David Schied to enjoin my First Amendment denial-of-access claim with his own ongoing case against the Charter County of Wayne; and while adding my claims against the charter county's insurance contract on an "errors and

omissions” policy which, according to information and belief, also covers acts of *domestic terrorism* as defined above.

18. Because I am unskilled in litigating my own interests in this type of matter, I rely upon my common law right to appoint David Schied and Cornell Squires as my “*next friend*.” I neither wish to be represented by an attorney nor can I afford one financially. I understand that the Federal Rules of Civil Procedure Rules 17 allow for my appointment of a “*next friend*,” and Rule 18 allows for this joinder of my case to the pre-existing case holding similar claims against common co-Defendants.
19. I am aware that the legal advocacy of Private Attorney Generals David Schied and Cornell Squires, in enjoining my legal claims with those of the existing claimant or claimants similarly situated in the case referenced on page 1 of this document, is legitimate. They each and together have both my permission and my confidence in advocating on my behalf even as I maintain full responsibility for my private interests through them in this matter as fellow sovereigns, and by me being like them, as another of *We, The People* having been personally damaged and retaining all rights to redress and compensation for my injuries.
20. I am incorporating within this “*Sworn and Notarized Affidavit...*” the accompanying “*Exhibit A*” as my “*Concise Statement of Specific Facts*” relating to the backward-looking *predicate* case to which I was denied access to the court through *secondary* violations of my First Amendment rights.

EXHIBIT A – **“CONCISE STATEMENT OF SPECIFIC FACTS”**

- A. My daughter, Janna Marie Lewis, was born on 7/15/09 with cerebral palsy because of gross negligence of a gynecologist, Kerri Shea-Kluge and other doctors. Four days after my daughter’s birth that physician was terminated from her employment and has since moved out of state.
- B. The child’s father and myself first filed a lawsuit with Jesse Reiter at ABC Law Firm in 2010. To my understanding, I and my daughter had damage claims and Jesse Reiter represented to me that he was filing on both of our behalves.

- C. Today there is an ongoing case on which the “plaintiffs” only list my daughter and a conservator, Elizabeth Luckenbach. The case is captioned “*Janna Lewis, et al v. Oakwood Healthcare, Inc.*” For some reason, that case reflects a case number that had not begun until 2014 (Case No. 14-004431-NH).
- D. From the time of my daughter’s birth, the Office of the Special Prosecutor was involved between the child’s father, Michael Lewis, and me without disclosure to me about the reasons for that involvement. I suspect that the reasons are because Michael Lewis has a long criminal history dating back to 1995 related to drug offenses, stalking, child cruelty, weapons, domestic violence, and assault. about the birth-related medical costs. There is also evidence that he has had a closed-head injury and paranoid schizophrenia. I suspect also that he has acting in the capacity of a drug/criminal informant being employed as a “snitch” for the Defendant Charter County of Wayne. In fact, I have evidence that Michael Lewis’ 2004 criminal case (No. 04-010401-01-FH) on a drug felony for which a “sentencing” was issued 1/1006 and was somehow still open and “re-assigned” in 2012 and again in 2013.
- E. On 3/23/10, “special assistant” prosecuting attorney Jill Bush drafted a “Final Judgment of Support” in a case (No. 09-154554-DS) that was assigned to judicial usurper (“judge”) Arthur Lombard. That “final judgment” awarding me with sole custody over my disabled child, and ordering Michael Lewis to pay child support. Despite that the case was assigned to Author Lombard, the judgment order was nevertheless stamped with the printed name of another “judge”, Maria L. Oxholm, on 4/5/10.
- F. In 2011, I was assaulted by Michael Lewis and I filed a crime report. At the time of that event, the police never showed up. Subsequently, in March of 2011, I was hit by drunk driver in Florida and today I am still disabled and on Social Security.
- G. On 8/3/11, while I had still had sole custody over my child Michael Lewis and his parents came to my home and attempted to abduct the child. I was assaulted by his mother, Janice Rushlow. I telephone the Trenton police resulting in police report #11-8766 documenting my request for charges to

be filed against Rushlow. That same day, a CPS intern, Heather Decormier-McFarland, came to my home and abducted my child from me without any court order or warrant.

- H. The following day in court, I submitted to McFarland and her supervisor Yvonne Allen official reports showing Michael Lewis' extensive criminal history and his medical diagnosis of being schizophrenic and with a substance dependency. I also provided McFarland and Allen with a sworn and notarized Affidavit dated 8/1/11 of a former girlfriend of Michael Lewis testifying about numerous physical abuses against her and her children; and yet a second letter by another former girlfriend stating that Michael Lewis was purchasing heroine for Kirsten Van Landingham (who has since deceased, purportedly by suicide), and that he was a "thief" and a "drug addict". Standing before Wayne County Juvenile Court "referee" Anthony Crutchfield (Case No. 11-502464) and perjured themselves at hearing by claim that Michael Lewis had no criminal history and no mental health concerns. Additionally, they constructed fraudulent court documents reflecting that the abduction of the child occurred after that 8/4/11 hearing rather than the day prior, on 8/3/11. As a result of that hearing, my child – for which I sole custody, was arbitrarily given by the referee to Michael Lewis. Furthermore, prosecutors refused to press charges against Rushlow for the assault against me.
- I. Around September of 2011, I submitted a FOIA request to the Taylor Police Department for all criminal records associated with Michael Lewis and the response back showed that despite information found in the search, the Taylor police were unwilling to provide her with anything whatsoever, claiming their denial was to "*protect*" the identity of victims, suspects, and witnesses.
- J. I have documentation to show that within three weeks of Michael Lewis taking possession of my child at the demand of Wayne County Circuit Court referees, my daughter dropped in weight from the 25th percentile (normal) to below the 3rd percentile ("failing to thrive"). From August 2011 through October 2012, she suffered two dislocated hips while in Lewis' possession and was medically diagnosed with countless vaginal infections and lacerations to her vagina. The medical reports that I have show that my

daughter has sustained high testosterone levels thought to be associated with Lewis' purported "*need*" to supplement his own "*low level*" of testosterone and for which he has been prescribed certain testosterone jells. The documentation shows that there is a connection between the high testosterone levels in my daughter and the abnormal enlargements of my daughter's genitals. ("Clitoromegaly")

K. Doctors have tried to dismiss the above medical findings by claim that it is "normal" and calling it "premature adrenarche", precocious puberty, and hypertrichosis. I have proof that these consistent oversights were purposely mis-diagnosed because of a collaborative effort on the part of these medical "professionals" to cover-up the early reports from me to Dr. Nadia Tremonti in January of 2011 about these types of symptoms in my daughter's genital region. Such proof indicates that both the Children's Hospital and CS MOTTS Children's Hospital have the same medical record company, Health Ports, and likely the same medical insurance company.

L. On January 10, 2012, by actions and recommendations of county agents, my daughter, Janna Lewis, was made a "temporary court ward." The child was placed by court order with Michael Lewis because "*the [CPS] petition failed to specify allegations of neglect by the father.*" Then on June 11, 2012, my daughter was diagnosed with a severely dislocated hip but neither of the parents were informed of this. CASA ("Court Appointed Special Advocates") reported their investigative results on 12/12/12 that on six months earlier on 6/11/12, my daughter had been found by Dr. James Chinarian of the Children's Hospital to have a severely dislocated hip and withheld evidence of that finding. The report stated that instead of reporting this injury, the doctor placed her into physical therapy. My belief is that his motivation was to collect federal funds that go along with being a ward of the court.

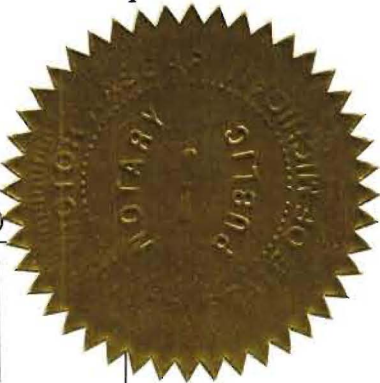
M. I believe that all corporations involved, including both the Children's Hospital, MOTTS Hospital and their doctors and CPS staff, the State of Michigan, the CPS of Wayne County, both juvenile and circuit courts, and the police and prosecutors operating in Wayne County are all collaborating and conspiring to cover-up gross negligence, malpractice, mis-diagnosis, and criminal behaviors of my child's father, all for the purpose of bilking the

federally funded Title 5 ("Public Health Service Act") and overbilling of Medicaid. Further I believe that all this has occurred in a long line of actions taking place to streamline and steer the legal maneuvering of my daughter's rightful medical malpractice suit and "estate" that is being put together as I write this Affidavit.

- N. In 2012, Michael Lewis was found guilty, upon a preponderance of evidence, for sexually exploiting his daughter Janna, in which she was emergency petitioned out of his home. Yet judicial usurper Martha Snow of the Wayne County Circuit Court continues to force me to relinquish my child to this sex offender every other day of the week, ignoring all evidence and facts that this abuse is still taking place, and that my daughter is still being expose to this highly detrimental "testosterone steroid" that he by court order is not to even be using on himself.
- O. I believe that "judge" Snow has a conflict of interest in this matter by the fact (that I can prove) that she is allowing the attorney for Michael Lewis to use her signature stamp on documents at the attorney's own discretion. Further, she has admitted the attorney, Audrey Stroia, is her own "mentor."
- P. Further I have evidence that court records, medical records, and transcripts have all been unlawfully altered.

Further, Affiant sayeth not.

Shannon De Backer



(notary stamp and/or seal)

STATE OF MICHIGAN)
) SS
OAKLAND COUNTY)

EDWIN VICTOR NASSAR
Notary Public, State of Michigan
County of Wayne
My Commission Expires Apr. 01, 2016
Acting in the County of WAYNE

On this 20 day of March, 2016, before me appeared Shannon De Backer to me known or identified to me to be the person described in and who executed the forgoing instrument.

[Signature]
NOTARY PUBLIC

MY COMMISSION EXPIRE