

Court Ref:

Date: 11th November 2020

Lawful Notice

For context, you are considered informed that all meanings in this/all communication/s are taken from the Oxford Dictionary of English or as commonly understood by living men and women, they are not to be confused with legalese or any other language. All character layout, whether capitalised, lower case or a combination of both are what is commonly recognised by living men and women and not to be taken in any other way or meaning. My position in this communication is that of a living man standing under gods law, also known as the creator's law, natural law, universal law, common law etc and operating outside the jurisdiction of statutory rules or man-made legislation. I do not work for any state department or the crown or operate under a licence as I do not require permission from another man or woman to run my life peacefully. If you require the meaning or definition of any word, sentence, or paragraph in this document, then this can be done by submitting a written request within seven days, from receipt of this notice.

It has become clear that under the Clearfield doctrine, which we are sure you are fully aware of, EDINBURGH SHERIFF COURT (see Exhibit 1) has been operating as a commercial enterprise, without full disclosure to men and women who were deceived into believing you to be a lawful authority and a court.

As EDINBURGH SHERIFF COURT is operating as an administrative court, you are guilty of several crimes under common law and any decisions you have made or will make, were or will be clearly an opinion and not lawful. Under Halsbury's Law of England in the year 2011, under the heading "administrative courts" all courts acting in an administrative capacity are both unlawful and illegal, this means that any man or woman that causes a tort under common law, is responsible in their private capacity and therefore will be required to remedy the situation or face a common law court. Commercial courts can ONLY operate with full disclosure, by mutual contractual consent and with equal consideration, this you have failed to do and have intentionally committed fraud with menaces in order to make a financial gain, this of course is unacceptable and will require immediate redress. Due to the failure to disclose the terms, conditions and the lack of a lawful contract that has been agreed and seen by all parties involved, you are required to produce the full terms and conditions, signed contracts and indemnity insurances for a claim to be made.

As this also applies to NICOLA STURGEON MSP (GLASGOW) (see Exhibit 2) there is irrefutable evidence of clear profit-making practices from both companies, this confirms a fraud upon the people, who no longer find this acceptable.

This document is not an application and does not form part of an appeal. It is presented to the court as a Lawful Notice, there has been identifiable defects in procedure and the use of fraud against the people.

In the event that this matter is disputed, I John Smith am happy to attend a hearing for clarification purposes only.

In the event of such a hearing to address this issue, any individual appointed to deal with this dispute may only do so if they are mentally stable. **As with any reasonably minded man or woman**, this individual would need to be of sound mind, and they would also be required to recognise the position of a living man appearing before them. This individual may not use criminal coercion to assist them and they should not be able to converse with a dead entity (also known as a person).

In the event that this individual does not recognise the position of a living man, standing before them, or that they wish to speak to a dead fiction (the person), this individual would not have established sufficient mental capacity to deal with this matter. They should therefore be removed, immediately.

It should be noted that this action has been raised by the people who are represented by John Smith, a living man. To confirm our stance, we refer you to the Declaration of the Common Law Court (Exhibit 5) where we have attached one hundred sample signatures. Should you still wish to dispute the question of who has raised this action, we the people are happy to have a sample of one hundred individuals turn up in court, provided that you can confirm that they will be accommodated.

In relation to your requirement for court fees, we the people confirm that we have already paid for the set up of the court (a registered company) and we do not have to comply with statutory rules. Nicola Ferguson Sturgeon is committing crimes against the people while using the state to assist and the people are not required to pay for the privilege of suffering.

To insist on a fee from living men and living women would confirm that you would be obtaining money through deception, that you would be using criminal coercion and that you would be guilty of binding the people in to slavery.

It should also be noted that as this issue is of public concern, copies of all paperwork relating to this action will be displayed on the following website:

www.commonlawcourt.com

Affidavit

GENERAL FORM OF AFFIDAVIT

In the matter between

The People (Represented by a living man John Smith)

Pursuer

and

Nicola Ferguson Sturgeon (a living woman, acting as the First Minister of Scotland)

Defendant

I, John Smith a living man, currently domiciled at, ? ? ?
? ? do solemnly and sincerely swear and declare with good faith and without
prejudice.

I was born on the 1st April 1963 and am 57 years of age. I am of sound mind and reason and do sincerely and honestly swear the present instrument to be my own words, written by me, given freely, and without duress and expressing accurately to the best of my knowledge.

1. **I say that**, the Common Law Court, Great Britain and International was created on the 11th June 2017, to address the failings in the statutory judicial system and to provide a lawful remedy for living men and living women.
2. **I say that**, as part of the Common Law Court responsibilities, it keeps a record of declarations for births of living men, women and their property (children).
3. **I say that**, the Common Law Court keeps a record of the business ownerships for fictitious names (legal entities), thus confirming that the use of them without the owner's consent, authority or jurisdiction is unlawful.
4. **I say that I**, John Smith have confirmed my standing as a living man having submitted my declaration of birth to the Common Law Court. Accordingly, I have obtained a lawful court deed by way of a Birth Certificate under reference **BC/17/1** which was issued by the Common Law Court (Exhibit 3).

This court deed and my position had been established previously in a court of record and as a fact in law, during a criminal case (**Court Ref: PA18004245**) in Paisley Sheriff Court on the 28th February 2019.

5. **I say that I**, John Smith, confirm that I have obtained ownership of the Fictitious Name MR JOHN SMITH and that I have obtained a lawful court deed by way of a Business Ownership Certificate, reference FN/17/1 which was issued by the Common Law Court (Exhibit 4).

The ownership of the Fictitious Name had also been established in a court of record and as a fact in law, during a criminal case (**Court Ref: PA18004245**) in Paisley Sheriff Court on the 28th February 2019.

6. **I say that**, the Declaration of Arbroath 1320 stands as a founding document and establishes the sovereignty of living men and women in Scotland from birth.

I say that, Nicola Ferguson Sturgeon has not only confirmed the standing and sovereignty for living men and living women in Scotland, but she has also used this fact to assist her as First Minister of Scotland.

7. **I say that**, I stand by the historical and lawful documents that were created through time to protect living men and women from the harm, loss and injury committed by others, these documents protect my inalienable rights, they continue to stand today and are used as a foundation for the people and are first principal law.

	<u>Year</u>
Magna Carta	1215
The Declaration of Arbroath	1320
The Bill of Rights	1688/89
The Declaration of Independence	1776
Constitutions, worldwide.	Various Dates

As with the previous historical documents, the people have an inalienable right to stand together and have created the Declaration of the Common Law Court (Exhibit 5), see excerpt below.

“We the people hereby lodge this declaration for submission into the Common Law Court ‘Book of Deeds’.

We the people stand united under the jurisdiction of the Common Law Court and its authority. To confirm our standing, we have taken the signatures of one hundred men and women to endorse this document, this will now be displayed permanently on the Common Law Court website.

Borrowing for our ancestors, we confirm that we will never under any conditions be brought under mandatory rule by legal statute”

This declaration has been created by living men and living women, to protect living men and living women, it has also been created with no involvement from the crown and the state.

The right of the people has already been established through the previously issued historical documents, referred to above.

The Declaration of the Common Law Court also stands as a FACT IN LAW and has been accepted by the First Minister in Scotland, the Prime Minister in the UK and various other world leaders. The aforementioned were given the opportunity to challenge this document, having been served with a copy, their stance (tacit agreement) has confirmed that they accept the position of the people and this document as a lawful deed.

8. **I say that**, Nicola Ferguson Sturgeon is guilty of committing various crimes against the people and has been using both the courts and the police to assist her. To highlight such examples, I refer you to the following issues:

Recent Covid legislation where:

- a) Nicola Ferguson Sturgeon while acting as the First Minister has used the unlawful CoronaVirus Act 2020 to further enslave the people.
- b) Nicola Ferguson Sturgeon is closing businesses down, causing harm and loss under common law which restricts the right to earn a living for living men and women.
- c) Nicola Ferguson Sturgeon is using the police to abuse their position, enforcing unlawful acts of parliament, and issuing fines to living men and women.
- d) Nicola Ferguson Sturgeon is using the courts unlawfully against the people and is abusing our common law rights, these courts have no authority to fine and imprison living men and women.
- e) Nicola Ferguson Sturgeon in her role as First Minister has not produced evidence to confirm that the virus exists, even though many groups have asked for this to be provided.
- f) Nicola Ferguson Sturgeon is using nursing homes to cause harm against humanity by blocking visits to family members, this has resulted in health deterioration and even death.
- g) Nicola Ferguson Sturgeon has forced the issue of wearing masks, which are unlawful, this is due to the fact they cause health conditions that will ultimately enrich the pharmaceutical industry.
- h) Nicola Ferguson Sturgeon is attempting to unlawfully push through mandatory vaccinations that cause more harm than good, this is potentially a genocide of the people, especially as the pharmaceutical industry is exempt from all liability in cases of injury or death.
- i) Nicola Ferguson Sturgeon is responsible for the unlawful lockdown which has caused many suicides from the people that could not stand the isolation.

- j) Nicola Ferguson Sturgeon is forcing living men and women to stay in their homes, this is akin to a prison sentence without committing a crime.
- k) Nicola Ferguson Sturgeon is using the Fictitious Name/Legal Entity and the parliament against living men and women; she is using criminal coercion to bind the people into slavery and in doing so is committing treason.
- l) Nicola Ferguson Sturgeon is using the coronavirus act to unlawfully seize children that face alarm, stress and mental damage. These children are in more danger under the current social service system where children are continuously abused whilst in their care, some of which have even died.

Case Ref: EDI-B612 to B616-20

During this case, the Children's Reporter has kidnapped and unlawfully detained five children. To assist this process, the Sheriff Court and Sheriff JA MacRitchie have acted Ultra Vires, while ignoring the authority of the people and by using criminal coercion.

The police are refusing to deal with this issue and have failed to investigate this matter, the Chief Constable has also been served with a full copy of the paperwork regarding this matter but refuses to even acknowledge receipt of it, let alone investigate this matter.

9. **I say that**, Nicola Ferguson Sturgeon has assisted the Children's Reporter and the Police in the above action (Exhibits 6a - 6e) through binding the people into slavery. This allowed the relevant parties to commit a fraud upon the court to obtain my property (Fictitious Names) with a court order which in turn confirmed the kidnapping and unlawfully detention of living children. This fraud also included the failure to identify the Defendant, either a living man or a legal fiction, and criminal coercion.

It should be noted that as I have ownership of the Fictitious Names, they are not attached to the children. As the court order was issued against the Fictitious Names and not the children, the children have been kidnapped and are being unlawfully detained.

The Claimant in this case was also guilty of using the court and criminal coercion to target a living man by using statutory rules.

10. **I say that**, during the hearing referred to, the issues of both authority and jurisdiction had not been dealt with, as Sheriff JA MacRitchie had used the presumptions of law to assist him.

The issue of using the presumptions of law was not agreed to by John Smith, the following document clarifies this position (Exhibit 7).

Nicola Ferguson Sturgeon is responsible for failing to protect the people as she knowingly allows the courts to bind the people into slavery through the use of the legal entity/fictitious name. This behaviour is also re-enforced through her failure to ensure that crimes against the people are investigated, in addition to seeking the help of the police for enforcement.

11. **I say that**, Nicola Ferguson Sturgeon is binding the people into slavery and is also using the force of statutory legislation commit crimes against them.

The enforcement of rules, guidelines and statutory legislation (Covid) are used to commit crimes against the people and breaches of their birth rights. Nicola Ferguson Sturgeon has already confirmed that the people are sovereign from birth, a fact that is also confirmed by the United Nations.

12. **I say that**, in the case referred to above the authority, jurisdiction and sovereignty of the Crown/Regina had not been established, the matter could not be decided by any Crown Employee or Servant, as they are Parties to the Cause and therefore cannot be considered to be impartial or be seen to be impartial. Therefore, this dispute would HAVE TO BE decided by an independent jury.

R v Sussex Justices, Ex parte McCarthy is a leading English case on the impartiality and recusal of judges. It is famous for its precedence in establishing the principle that the mere appearance of bias is sufficient to overturn a judicial decision. It also brought into common parlance the oft-quoted aphorism:

"Not only must Justice be done; it must also be seen to be done."

Court: High Court of Justice. Cases cited: KB 256, EWHC KB1 Judge(s) sitting: Lord Hewart CJ, Lush and Sankey JJ

It is a universally accepted Maxim in Law that no man can judge in his own Cause, or a Cause to which he is a party. Therefore, that automatically rules out any crown employee or servant from adjudicating in this matter, because they are obviously a Party to the Cause.

13. I say that, Sheriff JA MacRitchie had no authority or jurisdiction to issue his previous orders (Exhibits 6a – 6e) and I refer you to an extract that is taken form the Common Law Court Order issued on the 31st August 2019 (Exhibit 8):

'therefore the crown, statutory courts and judges had no authority and jurisdiction over living men and living women who have confirmed their standing with the Common Law Court.'

14. **I say that**, in relation to the issued orders by Sheriff JA MacRitchie, unless he can confirm that had superior authority to the Common Law Court, the people and God, the Common Law Court deeds referred to cannot be ignored.

At the very least, there should have been a further hearing to establish which documentation were superior. Until such time that this issue had been established, there should have been no additional action taken against John Smith, his property, and the living children.

15. **I say that**, until such time as it is established that Sheriff JA MacRitchie had the authority and jurisdiction to deal with this, he had acted Ultra Vires, with Bias and has Erred in Law.

In issuing these orders Sheriff JA MacRitchie is responsible for fraud, theft of property, criminal coercion, and the kidnapping and unlawful detention of living children.

16. **I say that**, as a person or corporation is unable to obtain parity with that of a living man/woman, statutory legislation is unenforceable without consent, a valid contract, authority and jurisdiction. To force compliance, is both criminal coercion and a breach of our inherent birth rights, this is confirmed and established by the Clearfield Doctrine (Exhibit 9), the Declaration of Arbroath 1320, the Declaration of the Common Law Court 2019 (Exhibit 5) and a Common Law Court Lawful Notice, dated the 28th April 2019 (Exhibit 10).

17. **I say that**, during this dispute Sheriff JA MacRitchie had issued orders against Fictitious Names and in doing so he ignored the Clearfield Doctrine, the authority of the people, the authority of the Common Law Court, the standing of living men and women, the ownership of the legal entities and the issue of who the Defendant was (a living man or a fiction).

18. **I say that**, the statutory courts are all corporations and can only deal with a person/corporation, they will never obtain parity with a living man or living women and as such will never have any authority or jurisdiction over them.

19. **I say that**, contract law confirms that for a contract to be valid, certain conditions must be fulfilled, one of these conditions is that there must be full disclosure. This was not the case, given the failure to identify the Defendant and the use of the legal fictions against the living man.

20. **I say that**, a valid contract also requires the consent of all parties involved, this was not the case as John Smith (a living man) had not consented.

21. **I say that**, the legislation used to obtain an order was statutory, this is not enforceable against a living man or his property and any attempt to enforce this would be criminal coercion.

22. **I say that**, in addition to the above unlawful activities, the jurisdiction of the agents working for Scottish Courts, have been proven unlawful by a lawfully convened court of common law on the 31st August 2019, this court established a lawful Common Law Court order (Exhibit 8) which was issued by a jury of the people (peers) confirming the following:

In relation to the issues before them, a jury of twelve reasonably minded men and women having considered all the evidence presented at this hearing, found that the coronation of the Elizabeth Alexandra Mary Battenberg on June 2nd in 1953 was fraudulent, due to the failure to have the ceremony witnessed by God (the Stone of Destiny) and therefore the crown, statutory courts and judges had no authority and jurisdiction over living men and living women who have confirmed their standing with the Common Law Court.

23. **I say that**, Nicola Ferguson Sturgeon (Exhibit 2), the Scottish Courts and Tribunal Service (Exhibit 11) and its agents, the Scottish Police (Exhibits 12) and its agents, in collaboration with living men and women acting as agents for the Scottish Children's Reporter (Exhibit 13) are guilty of the following crimes.

An abuse of position

Theft of Property

Kidnapping

Criminal Coercion

Uttering

The Failure to accept the positions of a living man

Refusal to Comply with common law

Tyranny

Treason

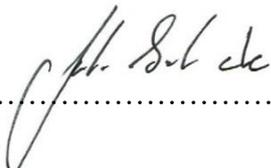
24. **I say that**, I confirm that living men and women have suffered and continue to suffer various torts in law and are subjected to various crimes committed by Nicola Ferguson Sturgeon.

25. **I say that**, all the facts and circumstances deposed herein are within my knowledge and expertise except such as are sworn herein from information only in accordance with my reasonable knowledge and sources of information as appear within the present affidavit.

26. **I say** these truths and stand by the contents until they are proven in a lawful court of common law not to be true, they currently stand unchallenged and a fact at law, therefore I claim full and immediate payment of £10,000,000 for the sum due (Exhibit 16), that the property referred to in the court order must be returned with immediate effect and the living children that had been removed are returned to their mother.

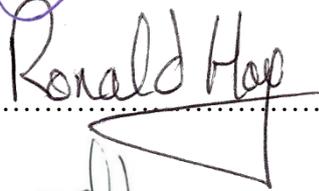
It should be noted that this money (the sum due) will be used for the further development of the Common Law Court and the set up of the CLC Peace Service and CLC Constables.

I have provided three witnesses below who have attested that myself, John Smith, signed this document of my own free will and with sound mind and mental clarity.

John Smith
Name..... Signature..... 

WITNESSES

Tony Coles
Name..... Signature..... 

Ronald Hay
Name..... Signature..... 

Dee Hastie
Name..... Signature..... 

Royal Proclamations

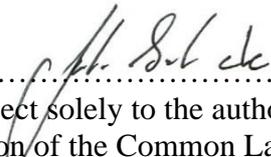
In relation to the position of *Elizabeth Alexandra Mary Battenberg*, it has already been established by the people that she was not lawfully crowned at the coronation in 1953.

This extract is taken from the Common Law Court Order issued on the 31st August 2019:

‘therefore the crown, statutory courts and judges had no authority and jurisdiction over living men and living women who have confirmed their standing with the Common Law Court.’

We have now been informed that we have a new king, ‘King John III’ and we the people attach the following Proclamations (Exhibits 14 & 15) to assist in this matter. These Proclamations have been issued to clarify the position of the people, the statutory court, and the Common Law Court.

We the people hereby require that the Defendant settle the outstanding claim due, in full and immediately, we also require the property referred to in the court order, be returned with immediate effect and that the living children that had been removed are to be returned to their mother, refusal to comply with these Royal Proclamations would be an act of Treason.

.....

Subject solely to the authority and jurisdiction of the Common Law Court