

# Affidavit of Violated Constitutional Rights By Unlawful Tribunal and Constitutional Demand for Remedy

Notice to all officers of the court and chief justice. Notice to Principal is notice to agent. Notice to agent is notice to principal.

Note: “See #E1, #E2, etc.” shall refer to Evidence #1, #2, respectively within Exhibit 1-A Evidence attach hereto.

Affiant, jobadiah-sinclair of the family Weeks also known as “Joby” and Jobadiah-Sinclair :Weeks, also referred to in this affidavit as “I”, “me” and “my”, one of **the people** (as seen in the US & Colorado Constitutions Bill of Rights Article II. See #E1), republican in form, Sui Juris, do serve you, **the accused**, listed on The Accused Distribution List (Doc Id JSW08252002-2) in this **court of record**, to make the following claims so that you provide immediate due care. **Notice** is given and **demand** is made that you answer this affidavit under oath or affirmation, sending your response to the Notary public witness listed in Notary Certificate of Service.

Please take notice that affidavit serves by this right. There is no evidence and none has been received that the following claims made by Affiant against you, **the accused** are not true:

1. JOBADIAH SINCLAIR WEEKS and Jobadiah Sinclair Weeks, styled in this matter, hereinafter referred to as (“JSW”), is not the Affiant, but is a United States Social security Cestui que Trust account and fictitious entity pursuant to 18 U.S. Code § 1342. See #E16. Affiant is the living Beneficiary, holder in due course and paramount security interest holder to **JSW**.
2. Affiant claims that you, **the accused** have conspired to unlawfully convert Affiant into the person **JSW**, a fictitious entity and trafficking my “person” by charging it with certain unconstitutional statutory crimes, holding me as surety for charges from which securities were issued in my person’s name without my consent, for your own profit and gain at my expense and incarceration, while being denied the right of a trial by jury. The Case CC 2:19-CR-00877-CCC with a True bill attached was then securitized and was found trading under the symbol PCKAX CUSIP 72\_\_1F\_\_8. The Case CC 19-CR-877-NJ-CECCHI was found trading under the symbol FIKVX / CUSIP 316\_\_4\_\_8 (“\_\_” is used as a mask for privacy reasons). This is evidence that the case is not about the administration of justice but the profiteering from a manufactured crime against the United States, a fictitious entity, defined as a Federal corporation pursuant to 28 U.S. Code § 3002 (15)(A). How can that which is a dead fiction bring a charge against a living soul and one of the people?
3. You **the accused** are accused of abusing your authority by using the DOJ as a platform for organized crime, in violation of the RICO Act, manufacturing crime for profit, with no man or woman victim, no sworn petition demanded by the Constitution. This constitutes fraud, human trafficking and crimes against humanity. “Woe unto you lawyers”. How dare you engage in act of fraud while conspiring to prosecute my person of fraud? “Judge not, that ye be not judged. For with what judgment ye judge, ye shall be judged: and with what measure ye mete, it shall be measured to you again. And why beholdest thou the mote that is in thy brother's eye, but considerest not the beam that is in thine own eye?” – Matthew 7:1-3 KJV.
4. You, a Trustee of the people (See #E17 Trustees Public Officers and their Duties) who owe a fiduciary duty to the public unlawfully held me, the Beneficiary as surety for unconstitutional statutory charges, void of the common law, an act of Domestic Terrorism against **the people** pursuant to 8 U.S. Code § 2331 (5). See #E8 Domestic Terrorism and #E9 Supreme Court Ruling – No corporate jurisdiction over the natural man.
5. All action taken against **JSW** by you is in fact a Trust action and the administration of a Constructive Trust which is defined as a constructive fraud. Your crimes also include **Trust ex maleficio** “where actual fraud is practiced”, and a breach of legal equitable duty has occurred. See #E20 Constructive Trust a Constructive Fraud.
6. All action, charges and proceedings against Affiant were not according to the rules of the common law, as demanded by the Seventh Amendment, see #E1.8 – E1.13, but according to inferior statutes, Federal Rules of Procedure and U.S.C which is not positive law, but **prima facie evidence of law**. See #E21 – Title U.S.C. is NOT positive law. All rulings against Affiant is therefore not supported by fact in law and is unconstitutional.
7. Affiant claims that on or before 12/5/2019, and after you, **the accused** deprived me of the guaranteed right to a speedy trial by jury in a matter involving Affiant’s secured liberty interest without constitutional due process, which guarantees a trial by jury in a court of record that moves by the common law. See E#1 The Constitution.

8. You, **the accused** unlawfully adjudicated a statutory tribunal in breach of the public trust of the US Constitution and the **Colorado, Florida, New York, Pennsylvania, Oklahoma and New Jersey Constitutions where the breach occurred by you and your co-conspirators (all judges and prosecutors**, and FBI henchman on the case). Your order was an official act and void because it was made without constitutional authority, and therefore, you never had jurisdiction over me, the Affiant.
9. The indictment filed Dec 5, 2019 by United States Attorney Craig Carpenito is hearsay and fraudulent on its face since it is predicated upon an **unsworn petition not supported by an oath or affirmation** by an injured party or a witness, a violation of the **Fourth Amendment of the US Constitution** and **Colorado Constitution Section 7**.
10. You, **the accused** conspired and warred against the Constitution and violated Affiant's rights by denying Affiant's rights to life, liberty and property, without due process of law. This includes denial of Bail, Cruel and unusual punishment, in violation of the Eighth Amendment (See **#E1.15**).
11. You, **the accused** as the Trustee of the JOBADIAH SINCLAIR WEEKS Cestui que Trust, conspired to bring charges against the **JSW Trust** and then held me, the Beneficiary liable as surety, both criminally and monetarily to pay those charges by incarcerating the Beneficiary, committing breach of Trust, Trust fraud and Trust ex maleficio. See **#E17** and **#E20**.
12. Both the prosecuting and defense attorneys failed to produce a license issued by the Secretary of State or Governor of their state to practice law. They only have a BAR card from a private membership association or private trust-corporation. Article III of the Constitution for the United States of America has been overthrown by tyrants, you **the accused** who acted outside of your Constitutional mandate and authority.
13. Affiant claims you, **the accused** committed Treason for violating your oath to the Constitution, and as such this evidence will be forwarded to Judge Advocate General of the Navy (JAG), Vice Adm. Christopher C. French and Deputy Judge Advocate General of the Navy, Rear Adm. Lia Reynolds to have you arrested, removed from public office and tried for treason after you fail to rebut this affidavit under the sworn penalties of perjury.
14. You, **the accused** conspired in the taking of private property without just compensation, and without due process, a direct violation of the **Fifth Amendment** of the Constitution. See **#E1 The Constitution**.
15. **Article I Section 10** states "No state shall... **grant Letters of Marque and Reprisal**... grant any Title of Nobility". See **#E1.14**. You, **the accused** violated this principle when you conspired with the FBI and law enforcement agencies to raid the property of my parents, confiscating their private property simply because it was assumed that their home was my last known address. You also conspired to taking my private property, computers, money and cryptocurrency assets, and stealing everything I have ever worked for in my entire life, **violating the Fifth Amendment**, depriving me of my life, liberty and property without due process of law, also taking private property for public use without just compensation, then justifying it by bringing false charges of fraud. See **#E1.14**. Nowhere does the Constitution allow the taking of property first before due process. Instead you **the accused** conspired to blatantly ignore the Constitution by taking of property first before due process would be adhered to, but due process was also violated by means of Letters of Marque and Reprisal, an authority only granted to Congress. See **#E7.2**.
16. Affiant was never given an opportunity to face his accuser as no man or woman identified themselves as ever having being harmed or injured by me. No witnesses or injured parties exists. You **the accused** kept other defendants under house arrest until they would agree or be coerced to testify against me to prove that I was part of a conspiracy but in fact to this day, no conspiracy has been proven.
17. You, **the accused** violated 18 USC 242 Deprivation of Rights under Color of Law. See **#E24** and 18 USC 241 Conspiracy against Rights. See **#E25**.
18. You deprived me of a speedy public trial by an impartial jury pursuant to **Colorado Constitution Sec 16**.
19. Affiant claims that you **the accused** conspired in the unlawful incarceration of Affiant for 11 months, again denying me a speedy trial, subjecting me to cruel and unusual punishment, shipping me multiple times between different federal facilities in the states of **CO, FL, NJ, PA, OK, NY**, subjecting me to involuntary servitude, an act of treason against me as one of **the people**. At the end of this period, as a condition for release, I was compelled / coerced to testify and be a witness against myself in violation of the Fifth Amendment of the US Constitution stating "**nor shall be compelled in any criminal case to be a witness against himself**" and in

violation of the Colorado Constitution Section 18 “No person shall be compelled to testify against himself in a criminal case”.

20. All statements and agreements Affiant previously autographed and entered with the court have been rescissioned and are null and void for reasons stated as follows: There are no statutes of limitations for fraud. After 11 months of incarceration, torture, cruel and unusual punishment, denial of a speedy trial by jury, denial of due process, under the threat of duress and coercion, the attorney(s), officers of the court who claim to “represent” me, committed fraud against me for failing to disclose that “represent” is synonymous with fraud, counterfeit and doing harm. They also failed to disclose that an attorney can only represent a THING (the object of dominion or property). See #E18. The attorneys then acted in the best financial interest of the court (profiteering from the case), deceiving me, failing to defend my interests, acting as double agents. All attorneys broke contract law by entering me into an unconscionable agreement which renders such agreements null and void ab initio.
21. I declare that I’m under a different Trust Covenant, standing in God’s kingdom. It is therefore against my religion to enter into any pleas or plea bargains. “<sup>3</sup>You shall have no other gods before me... <sup>5</sup>You shall not bow down to them or worship them” – Exodus 20:3,5. “No one can serve two masters. Either you will hate the one and love the other...” – Matthew 6:24. I demand a Constitutional trial by jury, not a jury trial manipulated by a man in a black robe in a kangaroo court.
22. By violating your oath to the Constitutions (State and Federal), your orders constitute an unofficial act which is void.
23. You **the accused knowingly, willfully and maliciously** committed fraud against Affiant by prosecuting Affiant based on U.S. Code when the courts have ruled in all 9 circuits that Title U.S.C. is not positive law, it is only “prima facie” evidence of law and that only the Statutes at large are legal evidence of law, rendering all charges against Affiant as fraudulent charges and unconstitutional. See #E21.
24. In conclusion, you **the accused** has committed or colluded to commit the actions against me of Assault and Battery; False Arrest; False imprisonment; Treason; Conspiracy to commit Treason; Criminal Fraud; Conspiracy to commit Fraud, and Theft amongst other crimes in an attempt to make me the *quasi*-Trustee in order for them to fraudulently collect monies from this Trust and me, and fraudulently and through a conspiracy remove the lawful beneficiary and make this human beneficiary the fiduciary and accountable party wherein the Trustees know that I have no authority to make any decision(s) for said Trust in this illegal Admiralty Jurisdiction Maritime law Tribunal which standard is the yellow-fringed flag (hereinafter Conditional Acceptance.
25. Note: Since a title is a fiction of law, you **the accused** listed in Exhibit 1-B The Accused Distribution List as the humans: did **willfully, knowingly and maliciously** deprive me of my rights and property through Extortion; Assault and Battery; False Arrest; False imprisonment; Treason; **Conspiracy** to commit Treason; Criminal Fraud; Conspiracy to commit Fraud, and Theft, amongst other crimes against Affiant, while engaged in a scheme assuming a position as Trustee of the Social Security Cestui que Trust JOBADIAH SINCLAIE WEEKS in an attempt to make me, the human and the human beneficiary of said Trust, the fiduciary for their personal and respective Trust business entity financial gain, in violation of Trust-Law and the Common Law.
26. Your actions have caused Affiant and his family irrepreble harm and injury.

There is no evidence that all the foregoing facts presented herein are not true.

**Please take Notice that** Affiant demands you answer the constitutional questions:

**Q1:** “Where does the US or State Constitutions of [Colorado](#), [Florida](#), [New Jersey](#), [Pennsylvania](#), [Oklahoma](#), [New York](#) grant you the authority to deprive Affiant the right to trial by jury?”

**Q2:** Where does the US Constitution grant you the authority to incarcerate Affiant in prison for 11 months without a trial; without an opportunity to face my accusers; and without Bail for a non-capital offense (See [Eighth Amendment](#)); and for imposing cruel and unusual punishment by shipping Affiant to 5 different states? (Diesel therapy they call it).

Please take **Final Notice** that it is Affiant's wish, **demand**, and **order** that you immediately declare the law in this matter, in that, Affiant's liberty interests were deprived by the United States government, and officers of the court in a proceeding that was not a trial by jury, which means that the unlawful "conviction" based on a coerced plea bargain which Affiant rescission due to fraud **must be immediately dismissed with prejudice**, and that **all Affiant's property confiscated be ordered returned**, and that no government or entity may interfere with constitutional rights without jurisdiction.

If you believe this Affiant is wrong in the law, you may submit an affidavit, sworn under the penalty of perjury and postmarked within seven (7) days of receipt of this affidavit, showing the constitutional provision granting you authority to deprive Affiant the right to trial by jury regarding Affiant's liberty interests, or, by tacit acquiescence, you agree to all claims and statements herein, and this affidavit shall stand against you as evidence and truth and fact and law in all courts of record, and that you did unlawfully breach the public trust of the Constitution of the United States, and one of the following states [Colorado](#), [Florida](#), [New Jersey](#), [Pennsylvania](#), [Oklahoma](#) and [New York](#) with full knowledge, malice, and intent to violate Affiant's guaranteed rights. Any response not submitted under penalty of perjury shall stand as express consent to all claims and statements herein.

**Be it Known:** This Affidavit also serves as **Conditional Acceptance** of all charges against **JSW upon proof of claim** that the facts stated within this Affidavit are not true; and that Affiant was not threatened, tortured and coerced into making a plea bargain after enduring cruel and unusual punishment. This therefore establishes a Common Law-contract<sup>1</sup> between us under the Postal rule<sup>2</sup>.

I, the affiant reserve all of my God given rights and invoke all my rights pursuant to the Constitutional for and of the United States and the Colorado Constitution, and I waive none. I hold all public servants and officers of the court involved in this matter to the oaths they took to uphold and defend the Constitution.

The eternal unchanged principles of common Law in the Maxims pertaining to Affidavits: See See [#E6.10](#) - [#6.14](#).

- An un rebutted affidavit stands as the Truth in Commerce.
- An affidavit not rebutted point-for-point after thirty (30) days becomes the Judgment in Commerce.
- "He who does not deny, admits." (A well-known rule of pleading.) *Tray. Leg. Max. 503*
- <sup>16</sup> "People swear by someone greater than themselves, and the oath confirms what is said and puts an end to all argument. <sup>17</sup> Because God wanted to make the unchanging nature of his purpose very clear to the heirs of what was promised, he confirmed it with an oath." Hebrews 6:16-17

**The following are attach hereto and made as part of this Affidavit:**

1. See Verification – Oath or Affirmation on the following page.
2. See Exhibit 1-A Evidence – Doc Id JSW08252002-4.
3. See Notary Proof of Service by mail – Doc Id JSW08252002-1  
This document may or may not be filed with the court.
4. See The Accused Distribution – Doc Id JSW08252002-2.
5. "Extraordinary Indictment, a True Bill AGainst the Federal Judiciary" evidencing your conspiracy/treason against me.

**"Attach", Black's Law Dictionary (4<sup>th</sup>)**

"To bind, fasten, tie, or connect, to make fast or join, and its antonyms are separate, detach, remove."

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<sup>1</sup> **Common Law-contract** - Constitution for the United States of America, Article I, Section 10, **No State shall** enter into any Treaty, Alliance, or Confederation; grant Letter of Marque and Reprisal; coin Money; emit Bills of Credit; make any Thing but gold and silver Coin a Tender in Payment of Debts; pass any Bill of Attainder, ex post facto Law, **or Law impairing the Obligation of Contracts, or grant any Title of Nobility**. (Emphasis added by me). Though if the title Esquire is not a form of a "Title of Nobility" I am at a loss as to what would be.

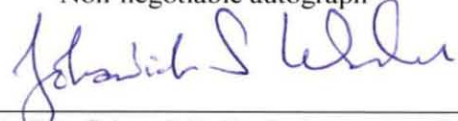
<sup>2</sup> **Postal rule** - "The **postal rule** (also known as the **mailbox rule** or "deposited acceptance rule") is a term of **common-law contracts** which determines the timing of **acceptance** of an offer when mail is contemplated as the medium of an acceptance. The general principle is that a contract is formed when acceptance is actually communicated to the offeror. The mailbox rule is an exception to the general principle. The mailbox rule provides that the contract is formed when a properly prepaid and properly addressed letter of acceptance is posted. One rationale given for the rule is regarded as that of the offeree. The main effect of the mailbox rule is that the risk of acceptance being delivered late or lost in the post is placed upon the offeror. If the offeror is reluctant to accept this risk, he can always require actual receipt before being legally bound."

**Verification**

I affirm, certify and state that all of the above and foregoing representations are true and correct, to the best of my knowledge, information and belief, under the pains and penalties of perjury, pursuant to the penalties of perjury under the laws of the United States, and by the provisions of 28 USC 1746, so help me God.

Executed in Avvada, Colorado on this 19 day of November in the Year of Our Lord Two Thousand and Twenty Four (2024).

Non-negotiable autograph



Affiant: Beneficiary & Holder in due course of  
JOBADIAH SINCLAIR WEEKS Social security  
Cestui que Trust.

**Colordado Notary as Jurat Certificate (Oath or Affirmation)**

State of **Colorado** } For verification purposes only

} ss.

County of Denver }

Signed and sworn to (or affirmed) before me on November 19<sup>th</sup>, 2024

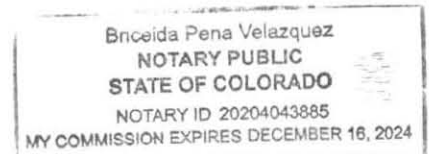
by Jobadiah Sinclair Weeks (name(s) of individual(s)).

Seal

Place Notary Seal Below

Notary's official signature: Bricida Pena

Title of Office: NOTARY PUBLIC



My commission expires on: 12/16/2024