IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH DAKOTA, SOUTHERN DIVISION
Contract Number/Certified Mail #7007 0220 0000 5100 2576

UNITED STATES OF AMERICA, et al
Plaintiff **Case No. 4: 96-cr-40005 ET AL**

VS

DARRELL A LINK
Accused Defendant

Demand to Discharge with Prejudice
for Fraud upon the Court and Abuse of Power
In Violation of the U.S. Constitution
In the Nature of an Affidavit of Facts
Nunc pro tunc ab initio
A-Live Soul, a Man

(Notice to Principal is Notice to Agent; Notice to Agent is Notice to Principal)

Come now by special visitation, Link: Darrell-alan, includes Suitor, hereinafter accused, a national, a-live man of God, not a citizen of the District of Columbia, ab initio, bring this Demand to Discharge with Prejudice for Fraud Upon the Court and Abuse of Power In Violation of the required Oath of Honor/ Office to the U.S. Constitution; evidence of failure to cure is fraud on the record by affidavit, as follows:

1. The accused has submitted and filed many documents into your court record of necessity, as evidenced in exposing the abuse of power in a defense for freedom, proving fraud upon the court. Your criminal court is acting in a pattern of criminal activity by carrying out a racketeering scheme to defraud the American People, by using a private for-profit corporate commerce court; applying (UDAAPs) "Unfair Deceptive Acts and Practices" to steal the time, energy, and property from many innocent People, supporting foreign financial institutions and compelling financial peonage upon the working class. Your private just-us criminal justice court system monetizes each court case through the "Court Registry Investment System (CRIS), establishing unconscionable amounts of CREDIT replacing Lawful money by trick and deception. Theft by deception is still theft!!! For example, I found that the above court case #CR-96-40005 is invested in two separate financial market funds; as of February 10, 2025 carries a value of a few FIAT CREDIT DOLLARS short of 50 Billion, WOW, that must define success to a criminal mind; For further evidence of Fraud on the Court, go to YouTube and type in, "The Darrell Link Story, a Farmers Nightmare", parts 1-4 cover a summary and parts 5-8 show documents related to fraud in the U.S. Bankruptcy Court, with more evidence to come;

2. There has not been even one sworn Affidavit from an injured party, or one sworn/affirmed Affidavit document of record rebutted point by point as required that were filed into the court record by the accused, therefore, Attorneys for the corporate PLAINTIFF are in default on all documents filed into your de-facto at law court record and admit that all the facts stated of record are true and correct.
3. It is well established that none of the corporate statutory charges against the accused took place on Land Ceded to the UNITED STATES OF AMERICA CORPORATION by consent to the legislature, i.e. on a Fort, Magazine, Arsenal, Dock-Yard, or other Federal needful Building; therefore no jurisdiction. Silence is tacit acquiesces, tacit admission, and tacit acceptance, that this court is acting without any Lawful authority—"Intention is manifested by words." – **Maxim of Law**:
4. Your court is applying corporate legislative statutes on Land not Ceded to the UNITED STATES, as defined in 28 USC 3002 (15)(A,B,C), in violation of Article 1, Section 8, Cl. 17;
5. Your court has no valid (POA) power of attorney over the ens legis NAME of the accused, and Intellectual property of the live man, Darrell-alan: family of Link, who has been extorted of his time, energy, and substantive rights by your court, using (UDAAPs) "Unfair Deceptive Acts and Practices" under color of law with impunity;

   See attached: "Revocation/Rescission/Termination of All Power of Attorney and Agency. . ."
6. Your unconstitutional commerce court is operating as a private for-profit corporate business run by foreign agents belonging to the B.A.R. Association tied to England, with results of actions that mirror human trafficking for unjust enrichment, by monetizing the court cases through the CRIS system, with B.A.R. Assoc. corporate Dun and Bradstreet numbers 962560145 and 798074787;
7. Your court has knowingly caused restraint of trade against the accused by using constructive fraud with malicious abuse of legal process with legal malice. Legal malice is defined in Blacks Law 5th Edition: *"Such consists of either an express intent to kill or inflict great bodily harm, or of a wickedness of disposition, hardness of heart, cruelty, recklessness of consequences and a mind regardless of social duty which indicates an unjustified disregard for the likelihood of death or great bodily harm and an extreme indifference to the value of human life; Intentional doing of a wrongful act without just cause";*
8. Commerce court agents who are learned in the law knew that "STATUTES ARE NOT LAW", but continued to prosecute the live man without his consent in violation of well settled law, all in violation of their Oath of Office to the Constitution of the United States;

9. Commerce court agents trespass on well settled law in Trinsey Vs. Pagliaro, D.C. Pa. 1964, 229 F.Supp. 647. "Statements of counsel in brief or in argument are not facts before the court and are therefore insufficient for a motion to dismiss or for summary judgment." Your court has not shown evidence from a competent fact witness with first-hand knowledge from an injured party by sworn affidavit of a plaintiff, and filed into the court record as required;
10. Failure to rebut the "Writ of Prohibition, Writ of Error Coram Nobis, Mandatory Judicial Notice in the Form of an Affidavit of Facts, Petition to Discharge for Lack of Essential Elements and Fraud Upon the Court, Show Cause, Nunc pro Tunc ab initio", will further confirm the criminal malicious intent of B.A.R. Attorneys involved in the above corporate statutory criminal case <u>at law</u>, or <u>better defined as outside the Law by outlaws</u>;
11. Your corporate for-profit courts are operating under color of law outside the limitations of delegated powers granted by the Constitution, clearly in violation to the Oath of Office.
12. Your corporate for-profit courts are operating under presumption of authority through legal fictions used to steal property, and incarcerate the live men and women on the Land for unjust enrichment monetizing cases using the CRIS system, through deception and trickery;
13. Your courts consistently deny the right to "redress of grievances", "due process of law", "Writ of Habeas Corpus" and "Common Law Trial by Jury";
14. Operating under the <u>Constitutional Avoidance Doctrine</u> by acting under color of law, lacking subject matter jurisdiction, denying due process of law, and trespass upon Substantive Rights;
15. Operating under Martial Rule, thru Interlocking Directorates, i.e. Executive Order 100 and Liber Code 13 of 1863, TWEA Emergency War Powers of March 9, 1933, etc. Participating in frauds previously formed, i.e. and personate the living man as if he was the legal fiction ens legis entity PERSON, then applied under the <u>Doctrine of Parens Patriae</u> in contradiction of the overturned Chevron Doctrine; **"Personate"** is defined in Blacks Law 5th Edition as, *"To assume the person (character) of another, without his consent or knowledge, in order to deceive others, and, in such feigned character, to fraudulently do some act or gain some advantage, to harm or prejudice of the person counterfeited. To pass one's self off as another having a certain identity."*
16. **Operating in opposition to the required Oath of Office to the Constitution, the supreme Law of the Land, violating the "Law of Nations, Section 30", with <u>legal malice and malicious intent</u>;**
17. Trespass upon well settled Law established in "Marbury vs Madison, 5 US 137" which states, "The Constitution of these United States is the supreme law of the land. Any law that is repugnant to the Constitution is null and void of law";

18. Accused defendant is forced to have a STATE OF or UNITED STATES corporate paid Attorney who is paid to "re-present" the man as if he is a legal fiction ens legis PERSON for profit and gain;
19. Denied the right to Compel court appointed attorney for the accused to submit an affidavit into and on the court Record, stating whether or not they are representing the holder in due course, creditor, and the true beneficiary of the ESTATE PERSON NAMED in this matter, the accused legal fiction PERSON is considered corporate property and chattel for the public debt;
20. Failed to produce discovery evidence as required by and in violation of the Brady Doctrine, "Right to Know", "FOIA", and "Due Process of Law";
21. B.A.R. Attorneys failed to submit their required Foreign Agent Registration, FARA, 22 USC §612, and required Oath of Office to be in compliance with 5 USC 3331 and 5 USC 3332;
22. Violated the "law of contracts", which requires a wet ink signature from both parties with a written agreement and complete transparency, and violated the Right not to contract;
23. ROMAN CANON LAW, 3.3 Rights Suspension and Corruption Article 100 - Cestui Que Vie Trust:

Canon 2055
While the private secret trusts of the private central banks cannot be directly addressed, they are still formed on certain presumptions of law including claimed ownership of the name, the body, the mind and soul of infants, men and women. Each and every man and woman has the absolute right to rebuke and reject such false presumptions as a member of One Heaven and holder of their own title.
Canon 2056
Given the private secret trusts of the private central banks are created on false presumptions, when a man or woman makes clear their Live Borne Record and claim over their own name, body, mind and soul, any such trust based on such false presumptions ceases to have any property.
Canon 2057
Any Administrator or Executor that refuses to immediately dissolve a Cestui Que (Vie) Trust, upon a Person establishing their status and competency, is guilty of fraud and fundamental breach of their fiduciary duties requiring their immediate removal and punishment. One can take control of it the Trust Estate or "Dissolve" it completely and move all Asset to your own account and take control of your Copyright Name and NAME Trademark and Tradename. and write Promissory note as this is Tender Cash.

I declare under the penalty of perjury of the United States of America, that the foregoing is true, correct, and certain, to the best of my knowledge, research and belief. [28 USC 1746 (1)]

July 17, 2025

By: /s/ Darrell-alan: Link, Sui juris
By: /s/ Darrell-alan: Link, Executor/Beneficiary
solidrockdal@yahoo.com

Certificate of Service: Mailed USPS Certified Mail #70070220000051002576 to: U.S. Clerk of Court, United States District Court, 400 S. Phillips Ave, Fed. Bldg. & U.S. Courthouse, Sioux Falls, SD 57104, on or about July 17, 2025.
By: /s/ Darrell-alan: Link