

THIS DOCUMENT IS A MATTER OF PUBLIC RECORD

Honourable Magistrate Michael Coghlan

Mildura Magistrates Court

56 Deakin Avenue

Mildura Victoria

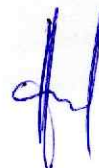
AFFIDAVIT OF TRUTH

“Deponent”: Raymond-John for the Pavilach Estate;

Postal Address: C/- One Hartley Court, Mildura, Victoria

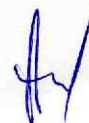
Does hereby affirm and state on the Public Record before Almighty God;

1. I, Raymond, refer to the matter Statement of alleged facts dated 3rd May 2024 received 14th May 2024 and my intention to rebut claims stated.
2. That I, Raymond rely upon and refer to my General Affidavit dated 10th February 2024; see Annexure “G” and Affidavit dated 3rd April 2024; see Annexure “H”, that stand as truth, unrebutted, and on the public record **filed today and previously on Thursday 4th April 2024**, at MILDURA MAGISTRATES COURT, MILDURA, VICTORIA via email to the deputy registrar Steve.
3. I, Raymond, *locus standi* is formally and firmly established at law-unrebutted;
4. *Locus standi* of Agents of the VICTORIA POLICE, MILDURA VICTORIA, to date is **not** established and until established, does have no jurisdiction to give “Orders” or “Advise”.
5. Consent makes the law; Consensus facit legem; there is no consent/joinder in this matter.



Raymond John

6. I Raymond, formally command delivery of the Body Worn Camera recording that Jared Jensen and Edward Bogemann are producing for evidence in this matter;
7. I Raymond, formally and firmly rebut claims made by Jared Jensen and Edward Bogemann in their Preliminary Brief – Statement Made By Informant as follows:
 1. Claim - Senior Constable Jared Jensen and Edward Bogemann observed the accused driving a small Daihatsu Charade, the accused was the only person in the vehicle. - **Rebuttal** – I Raymond, rely upon and refer to my General Affidavit dated 10th February 2024 and Affidavit dated 3rd April 2024 that stands as truth, un rebutted, and on the public record. I Raymond, was travelling in my private capacity on the King’s Roads, not commercially driving and I am an unincorporated private entity (not the legal fiction, the “person”, Raymond PAVILACH).
 2. Claim - Senior Constable Jared Jensen and Edward Bogemann observed that there was no Victorian plate affixed to the vehicle, instead there was a piece of paper affixed where the plate should be stating “private”. This was affixed to the front and rear of the vehicle. – **Rebuttal** – I Raymond, rely upon and refer to my General Affidavit dated 10th February 2024 and Affidavit dated 3rd April 2024 that stands as truth, un rebutted, and on the public record. A fully visible **Commonwealth of Australia** privately registered, private trust property “plate” made of sturdy aluminium was properly secured (screwed) to the front and rear of the conveyance.
 3. Claim – At around 4.40pm police intercepted the vehicle on Thirteenth Street between Deakin Avenue and Walnut Avenues. – **Rebuttal** - I Raymond, rely upon and refer to my General Affidavit dated 10th February 2024 and Affidavit dated 3rd April 2024 that stands as truth, un rebutted, and on the public record. I Raymond, refer to: **Justice Stephen Kaye - Melbourne Supreme Court ruling-OPP v Hamilton (2011 VSC 598 (25 November 2011))** *It is an ancient principle of the Common Law that a person not under arrest has no obligation to stop for police or answer their questions and there is no statute that removes that right. The conferring of such a power on a police officer would be a substantial detraction from the fundamental freedoms which have been guaranteed to the citizen by the Common Law for centuries. Jared Jensen and Edward Bogemann unlawfully detained me.*
 4. Claim – Checks on the vehicles VIN JDAL251S001038811 confirmed that the vehicle was previously registered to Victorian plate 1EU1KX and had expired on the 5th of June 2023. – **Rebuttal** – Jared Jensen and Edward Bogemann **TRESPASSED ON ME, ON PRIVATE PROPERTY AND FORCIBLY**



Raymond John

THREATENED AND COERCED ME TO OBTAIN A VIN NUMBER UNDER MY DURESS AND FULL KNOWLEDGE AND DISREGARD OF MY TRESPASS TORT NOTICE. The conveyance is privately registered on the PPSR and is private property within a Private Trust. If Jared Jensen and Edward Bogemann confirmed the registration of the motor vehicle, plate listed as 1EU1KX on the "VIC ROADS REGISTER", then it **can not** be a matter of an unregistered motor vehicle as it was easily found on the register.

5. Claim – The accused was issued with a penalty notice for driving an unregistered motor vehicle. The accused was told that he was not to continue to drive without having a valid permit to drive, he was advised if he continued he would be arrested. The penalty notice was placed on the accused dash by Senior Constable Jensen, the accused grabbed the notice and threw it out of the vehicle before reversing and pulling out into oncoming traffic almost colliding with a innocent member of the public. **Rebuttal** – I Raymond, rely upon and refer to my General Affidavit dated 10th February 2024 and Affidavit dated 3rd April 2024 that stands as truth, unrebutted, and on the public record. I Raymond, only had the window of my conveyance partially open, so absolutely impossible for Senior Constable Jensen to "place" a penalty notice on the dash. And as 'VICTORIA POLICE ABN: 63 446481493 , Trading as VICTORIA POLICE' (the business): has no commonwealth jurisdiction, powers of authority to impose a requirement, or determine an offence or penalty, upon a Subject of the Commonwealth standing as an unincorporated private entity (not the legal fiction, "the person, Raymond PAVILACH"), I said I was not accepting the unsolicited corporation paperwork and gave it back through the opening of the window, where Jared Jensen let it fall to the ground. Jared Jensen retrieved it and returned to his vehicle. I Raymond, have no recollection of hearing either Jared Jensen or Edward Bogemann telling me not to continue to drive or "advising" me I would be arrested if I continued. And as my Affidavit stands in truth, it is written that I considered the matter closed and the officers had left me in my private trust conveyance and returned to their vehicle, so I proceeded off slowly home. Their claim of "Almost colliding with a innocent member of the public" is a grossly over expressive unsubstantiated accusation of a near miss at best. With no injured victim, there is no crime.

6. Claim – Police then followed the accused he was intercepted again on Walnut Avenue between Thirteenth and Fourteenth Street. **Rebuttal** – I Raymond, rely upon and refer to my General Affidavit dated 10th February 2024 and Affidavit dated 3rd April 2024 that stands as truth, unrebutted, and on the public record., I Raymond, "suddenly observed officers Jared Jensen and Edward Bogemann, with lights and sirens blaring, come dangerously speeding up behind me again in their



Raymond John

vehicle. Other confused road users were in between me and them and all around the roundabout on Thirteenth Street and Walnut Avenue. Jaren Jensen nearly caused a collision by weaponizing his vehicle in his rush to pull me over again. His reckless behaviour could have easily caused grievous bodily harm or even death with another traveller in the confusion by forcing the operator of the conveyance off the road in Walnut Avenue”.

7. Claim – The accused was arrested and given his caution and rights for continuing to commit an offence. **Rebuttal** – I Raymond, rely upon and refer to my General Affidavit dated 10th February 2024 and Affidavit dated 3rd April 2024 that stands as truth, unrebutted, and on the public record. I Raymond, noticed “when officer Jared Jensen came up to my private trust conveyance, he was very angry and threatening with a raised voice and said I was under arrest, but I know not on what charge or authority he was claiming as he was incoherent and actually none of the officers explained to my satisfaction the entire time of my detainment. I believe it was an attempt to intimidate and scare me since they were in breach of section 116 of the Commonwealth Constitution: 80.2 of the Criminal Code 1995 as the service they were trying to provide was unsolicited and not wanted.

Again, I told them that I had done nothing wrong under the Constitution 1900 imp. and my private conveyance is private Trust property and that I have use of it.

They proceeded to trespass on my private trust conveyance and remove me from my private trust conveyance, trespassing against my personal body and hand cuffed me and forced me to climb into the back of the police wagon. I had just been returning home from an appointment with my local GP Doctor because of a fall I had at home the previous Saturday and I was in a great deal of pain so being hand cuffed certainly inhibited my movement and increased my physical pain further. So much so that Constable Edward Bogemann had to put the seat belt on for me. There was very little duty of care shown”.

8. Claim – The in-car video affixed to the police vehicle recorded the intercepts. **Rebuttal – Magistrate Duncan Reynolds - Melbourne - July 2013** *There is no common law power vested in police giving them the unfettered right to stop or detain a person and seek identification details. Nor, is s.59 of the (Road Safety) Act a statutory source of such power.* Produce the evidence of Body Worn Camera of the unlawful stop for this matter.

9. Claim - The accused was issued with a summons where he was to attend the Mildura Magistrates Court on 30th April 2024. **Rebuttal** - I refer to my General



Raymond John

Affidavit dated 10th February 2024 that stands as truth, un rebutted, I Raymond, At the Mildura Police station, I was ushered to a small, confined room with a backless concrete stool to uncomfortably perch on and a metal table; it was about the size of a toilet cubicle. I was held for nearly 4 hours and for the majority of the time had six (6) individuals literally standing over me in this small, confined space. They were all very intimidating and used coercion and stand over tactics to attempt to force me into signing papers that did not pertain to me, the living man or feel the need to sign, as I had done nothing wrong under the 1900 imp. Australian Constitution. Article 61 of the Magna Carta 1215; states Practical Lawful Dissent: I am lawfully allowed to disobey all Acts and Statutes imposed by an illegal Government.

I felt belittled and ridiculed particularly by Jared Jensen with him physically laughing at me about not signing their paperwork that did not pertain to me as the living man. I made a point by saying to Sergeant Mick Globen about Constable Jared Jensen “he thinks all this is funny”. There was no respect for my personal rights as a living man, elderly, in pain or not. I was threatened with being “thrown in jail, (incarceration overnight) fingerprinting, fines, court proceedings and magistrates court” if I didn’t sign their paperwork.

I didn’t sign any paperwork other than to release my personal effects that were taken away from me on arrival at the Mildura Police Station. I was released when my daughter came to collect me at approximately 7.52pm and again flanked and ushered outside by four of the individuals and met out the front of the Police Station by the other two Constables Jared Jensen, Edward Bogemann and my daughter Melanie.

Constable Jared Jensen again tried to coerce and force me to take paperwork from him, for which I again politely declined. Jared Jensen mumbled something about mailing them to me. I was very tired and in severe pain, so I was in desperate need to be taken home to rest.

I said, “am I free to go”? Jared Jensen answered “yes” (so I am a free man), and we left shortly thereafter Melanie collected their names. Melanie told me she had recorded (with the full knowledge of constable Jared Jensen as she had a recording visible device on a public footpath) him admitting and stating that there was no contract between us or myself and the Corporation which is VICTORIA POLICE. The Charge – Sheet and Summons was received via mail delivery by Australia Post.

10. Claim – Statement made by accused- The accused didn’t admit to any offending instead identified as -sovereign citizen and continually stated “I have done nothing wrong”. **Rebuttal** - I Raymond, rely upon and refer to my General Affidavit dated 10th February 2024 and Affidavit dated 3rd April 2024 that stands as truth, un rebutted, and on the public record. “Again, I told them that I had done nothing



wrong under the Constitution 1900 Imp. And my private conveyance is private Trust property and that I have the use of it". I Raymond, have never identified as "Sovereign Citizen" that statement is completely incorrect. That statement is also an oxymoron, you simply can not be both Sovereign and a Citizen at the same time. I have deduced that Jared Jensen has confused himself by half-heartedly reading and then ignoring the three (3) Lawful Notices I sent to him requesting De facto Quo Warranto Evidence. Jared Jensen along with Craig Howard Director of Fines Victoria and Police Commissioner Shane Patton have not provided evidence that: 'VICTORIA POLICE ABN: **63 446481493** , Trading as VICTORIA POLICE' (the business):

- has commonwealth jurisdiction, powers of authority to impose a requirement, or determine an offence or penalty, upon Subject of the Commonwealth standing as an unincorporated private entity (not the legal fiction, "the person, Raymond PAVILACH"),
- is a Commonwealth Government entity pursuant to the Commonwealth of Australia Constitution Act 1900 imp. ("Constitution"),
- can provide evidence that the employees and agents of the business VICTORIA POLICE are Commissioned officers of the Crown, with lawful authority to enact or enforce laws, statutory regulations, directions, fees, penalties or charges being their Oath pursuant to the Constitution, pledge including "I do swear that I will be faithful and bear true allegiance to Her Majesty Queen Victoria, Her heirs and successors (King Charles 111) according to law. So help me God!" (in the Queen or King's "name").
- can provide evidence that the 'Road Safety Act 1986' was created by a State or Federal Parliament of the Commonwealth under the Crown, showing evidence, copy of certified proclamation of Royal Commission of Assent, pursuant to the Constitution s58, i.e.. "Every Bill, after its passage through the Legislative Council and Legislative Assembly, shall, subject to section 73, be presented to the Governor for assent by or in the name of the Queen and shall be of no effect unless it has been duly assented to by or in the name of the Queen."
- can produce the person of whom has harm. According to Black's Law Dictionary, harm means to damage, injure, or hurt.
I Raymond, formally command delivery of the Body Worn Camera recording that Jared Jensen and Edward Bogemann are producing for evidence in this matter to prove by the recording that I identified as a Sovereign Citizen when I do not.



I have stated on and For the Public Record: that, I do **not** consent to any Contract or Obligation, past, present or proposed, by any agency purporting to be, but is not, a Commonwealth Government entity pursuant to the Commonwealth of Australia Constitution Act 1900/1901, as proclaimed and gazetted and claiming recognition and authority granted by the people fraudulently, as that recognition and authority was denied by the people, lawfully and on record. For the Public Record: I do **not** Consent to illegal laws imposed by an illegal Government.

As previously requested from Jaclyn Symes; Attorney General, Dean Tillotson' CEO Vic Roads, Craig Howard Director of Fines Victoria, Shane Patton; Chief Commissioner of Police, For any Agent to act in this matter the following is commanded to be informed, with wet ink signatures and communicated to I, Raymond by 4pm Monday 20th May 2024;

- a) Copies of **Memorandum of Appointment of Local Agent**, Australian Securities and Investment Commission "ASIC" form 418 and **Application for Registration as a Foreign Company** ASIC form 402, all other required accompanying ASIC forms- a requirement of any Agent who works for a foreign Corporation to legally engage in commerce within The Commonwealth of Australia. The Commonwealth of Australia (the corporate Commonwealth) is listed on the US Stock Exchange with the head office listed in Washington DC;

Furthermore;

1. No matters nor "orders" are to be, nor can be, **are prohibited** to be, determined without I, Raymond consent in any matter pertaining to I, Raymond and the Pavilach Estate;
2. No man, woman nor Agent has any authority whatsoever to give I, Raymond any "orders"; all are equal under the law; Rule of Law **MUST** be upheld;
3. Action, inactions and "Orders" inflicted by Agents, Registrar for and of the MILDURA MAGISTRATES COURT are liable in both their capacity as Agents as with their Principals and in their private capacities; Damages Apply;
4. Actions potential by Judge "Coghlan", risks potential liability as Agent and in his Private capacity; Damages Apply;
5. Actions and inactions, by Agents, VICTORIA POLICE Solicitors for and of VICTORIA are liable in their professional and private capacities; Damages Apply; outstanding debt applies;

Handwritten signature in blue ink, appearing to read "Raymond John".

6. Ongoing proceedings along with daily police patrols of our street are causing gross distress, harm injury and loss to I, Raymond, my family, beneficiaries and the respective aforementioned Estates; Damages Apply;
7. Communications of further threat, violence and distressing information inflicted against I, Raymond from MILDURA MAGISTRATES COURT will not be accepted; Damages Apply.
8. Raymond John, born of the family Pavilach does not give consent or agreement to any Contract the business or its agents previously assumed, with the incorporated entities 'Raymond John PAVILACH, 'RAYMOND JOHN PAVILACH', 'PAVILACH, Raymond John', 'Raymond John Pavilach'.

Breach of; but not limited to;

9. **CRIMES ACT 1900 - SECT 327**

Offence of perjury

- (1) Any person who in or in connection with any judicial proceeding makes any false statement on oath concerning any matter which is material to the proceeding, knowing the statement to be false or not believing it to be true, is guilty of perjury and liable to imprisonment for 10 years;

10. Remedy is sought for time, loss, all damages and trespassory acts against I, Raymond, beneficiaries and the aforementioned Estates to the sum of \$99,000AUD (Ninety Nine thousand dollars) but not limited to, for Jared Jensen and Edward Bogemann's actions who are now complicit;

11. **Breaches;** but not limited to;

CRIMES ACT 1914 - SECT 42

Conspiracy to defeat justice

- (1) A person commits an offence if:

- (a) the person conspires with another person to obstruct, to prevent, to pervert or to defeat the course of justice in relation to a judicial power; and

- (b) the judicial power is the judicial power of the Commonwealth.

Penalty: Imprisonment for 10 years.



12. **CRIMES ACT** 1900 - SECT 249F

Aiding, abetting etc

249F Aiding, abetting etc

(1) A person who aids, abets, counsels, procures, solicits or incites the commission of an offence under this Part is guilty of an offence and is liable to imprisonment for 7 years.

(2) A person who, in New South Wales, aids, abets, counsels or procures the commission of an offence in any place outside New South Wales, being an offence punishable under the provisions of a law in force in that place which corresponds to a provision of this Part, is guilty of an offence and is liable to imprisonment for 7 years;

13. Equity will not suffer a wrong without remedy. *Montefiori v Montefiori* (1762) 1 Black W 363, 96 ER 203, Lord Mansfield did state "No man shall set up his own iniquity as a defence any more than as a cause of action";

14. **To proceed in this matter the adjudicating judge/magistrate would be in breach of the Crimes Act 1914 section 34, and other compounding criminal offences;**

Affirmed by the "Deponent" at: MILDURA Date: 17/05/2024 .

Before me:

Kimberley Ingram


KIMBERLEY INGRAM JP
C/O HONORARY JUSTICE OFFICE
18/121 EXHIBITION STREET
MELBOURNE 3001
JUSTICE OF THE PEACE FOR VICTORIA
REG. NO 12716

Raymond-John of the family Pavilach Raymond John Pavilach "Deponent"

Raymond John