

Common Law Affidavit

Queensland Oaths Act 1867

Being

Oaths Act 1867

Assented to 31st October 1960

Notice to Agent is Notice to Principle and Notice to Principle is Notice to Agent

To:

[Natural Person] Registrar
Melbourne County Court
Ground Floor
250 William Street
Melbourne
Victoria 3000

From:

i; a man,
Michael Thomas: Holt
c/o xxxxxxxx
xxxxxx
Queensland [xxxx]
Australia

Date: Second day of April Twenty Twenty One

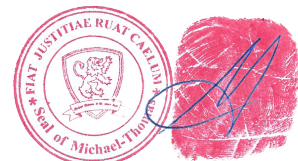
County Court of Victoria Reference Number: [CR-21-00458]

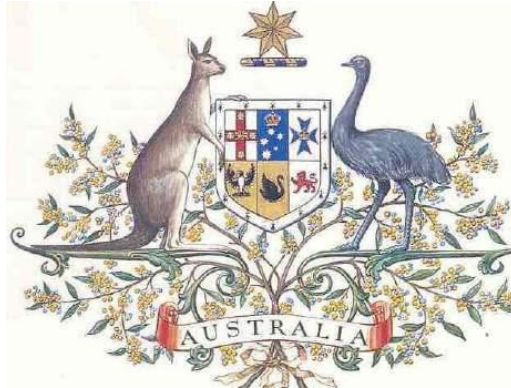
This document is a matter of public record

King James Version - John 8:44

Preamble:

His Majesty King George the Fifth issued a Royal Warrant dated Nineteenth September Nineteen Twelve, granting to the Commonwealth of Australia, the Armorial Ensigns and Supporters, to be used by Public Functionaries, **not for sealing laws**, and Sir Peter Llewellyn Gwynn-Jones KCVO, Garter Principal King of Arms 1995-2010, confirmed that the picture below is a copy of the painting that was annexed to the Royal Warrant of Nineteenth September Nineteen Twelve from which Sir Wagner made an extract, while Sir Peter Gwynn-Jones was an assistant to Sir Anthony Wagner in Nineteen Eighty.





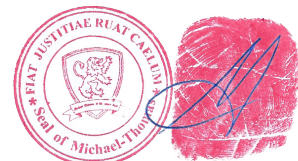
Decimal notes and coins were introduced Fourteenth February Nineteen Sixty Six, marking the end of the British-style currency system based on pounds, shillings and pence, but done *contra* to our “Founding and Primary Law of the Commonwealth of Australia”, the *Commonwealth of Australia Constitution Act 1901*, as Proclaimed and Gazetted, particularly at Clause 9 – The Constitution of the Commonwealth of Australia.



In Nineteen Seventy Four the words “Commonwealth of Australia” were changed to “Australia” in the “Legend” on the medium of exchange in the form of paper money.

“Australian Dollars ” are NOT Legal Tender “of the Commonwealth of Australia”, have NO “Head of Power”, have NO Crown and Constitutional authority, and are only a medium of exchange “of Australia” NOT OF “The Commonwealth of Australia”.

A magnified inspection of an “Australian Dollar” polymer (plastic) note, reveals a watermarked seal, the “Stylised Arms No. 2 (Solid) US Serial No. 89000533”, which was registered in Nineteen Ninety Two with the United States Patent and Trademark Office (USPTO).





The Australian Currency and Bankruptcy Acts are both Ultra Vires.

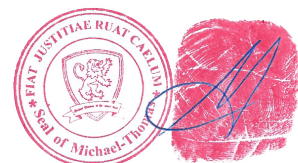
The Corporations (Commonwealth Powers Act) 2001 Act No. 43 of 2001 – The Parliament of Queensland enacts: - as held to Queensland Constitution Queensland the Smart State as held to Public Seal of Queensland Government as personally held by Premier Peter Beattie as an Educational document only – no commercial gain to be made for The State of Queensland Australia of the Parliament of Queensland Act No.81 of 2001, Commencing Queensland Week June 2002. *Inter alia* **“THE COMMONWEALTH”**

“A Foreign Government of Political Subdivisions,”

Held in signed De Facto Contract between Peter Beattie and John Howard Members of Registered Political Parties inside the Preamble of The Commonwealth of Australia Constitution Act, as single shareholders of The Company **THE COMMONWEALTH OF AUSTRALIA** and Members of Registered Political Parties inside the Constitutions of the Political Parties holding the authority of an individual Member of an Australian Political Party, the power of an individual, as held to Chapter 5 Queensland Constitution No.80 of 2001 as in force Queensland Week 2002.

The power of an individual for commercial activities of The State of Queensland Australia only, and that delegated authority to all agents, banks etc. employees of Australian Public Service etc., paid through Queensland Treasury Corporation Act 1988 and through the Government Owned Corporation Act 1993 – **as to where every Australian Public Servant is employed as a politically appointed Public Servant holding a signed De Facto Contract/s person to person commencing with Premier Peter Beattie Queensland Government and Prime Minister John Howard holding the authority of an individual.**

NOTE:- The Members of the Registered Political Parties in Legislative Assembly refused to seal the Legislative Assembly to create a Unicameral Parliament of Queensland Request of Premier



Peter Beattie and – the Members of Registered Political Parties **did not** enact the **COMMONWEALTH POWERS (DE FACTO RELATIONSHIPS) BILL 2003** as held to Statute Law Revision Act 2002 – Sealed to Public Seal on Corporations Act 1989 *inter alia* Corporations Act 2001 – Section 9 – Act includes “thing”.

To allow Premier Peter Beattie of The State of Queensland Australia, as held to Australia **Act Request Act 1985, to create a private Corporate Australian Government (Republic) across the whole of the Commonwealth of Australia without a referendum, as required and entrenched in Section 128 of the Commonwealth of Australia Constitution Act 1901.**

As cited in Queensland’s Constitution – Queensland the Smart State – at Chapter 1 Preliminary section 8, and held to Acts Interpretation Act 1954 Queensland, signed personally by Premier Peter Beattie holding the authority of a single shareholder, that of an individual, inside the Preamble of the Commonwealth of Australia Constitution Act, Queensland’s Constitution – Queensland the Smart State – for the Queensland Community for Educational purposes only.

The Crown is a private person, as is every other private person in Queensland and the Commonwealth, and they are all totally exempt from any **purported Acts of the State,** also holds a signed Commercial Contract with *Premier* Peter Beattie and *Prime Minister* John Howard in the Preamble of the Commonwealth of Australia Constitution also as i, Michael Thomas: Holt and the Queen, being private shareholders, holding one share only.

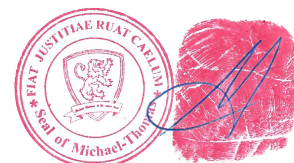
Reference:- **“foreign government and political subdivision”**

COMMONWEALTH OF AUSTRALIA CIK
(0000805 9 see all company filings)
SIC 8880 – UNKNOWN SIC – 8880
State Location: DC
Fiscal year End 0630 (Assistant Director Office: 99)
Business Address 1601 MASSACHUSETTE AVE NW
C/O AUSTRALIAN EMBASSY
WASHINGTON DC 20036

Trading in \$AUS – Currency

Annexure: “A”; Commonwealth of Australia SIC Number

Commencing: - from 14th February 1966, the introduction of decimal currency and the metric system of measurements and Holding No Land, Holding No Crown Seal as held to the fraudulent Elizabeth the Second by the Grace of God Queen of Australia and Our other Realms and Territories, Head of the Commonwealth – the people and the Crown, have not been compensated for the loss of their currency, land etc., – as held to the Louisiana Purchase and held no commercial contracts with the Crown or We the people, which the private people Member of Registered Political Parties in Unicameral Parliaments of AUSTRALIA – names only, no



Australian Citizens – as held to the Laws of Nature and Nature’s God, AUSTRALIA as held to **Seas and Submerged Lands Act 1973**, use over and above the Commonwealth of Australia Constitution Act to this day, upheld by Australian Courts and Australian Legal System – Legal Practitioners, gaining a Monster Style “Financial Advantage by deception, currently concealing the fraud from the unaware people of the Commonwealth of Australia holding the private authority as myself and the Queen, that of an individual, **being that the legal tender of the Commonwealth of Australia is the Pound.**

Labor took office at the end of Nineteen Seventy Two, after twenty three years in opposition, along with help from the then Governor-General Paul Hasluck, who allowed Labor to take office before counting was due to be completed on Fifteenth December.

Gough Whitlam and Lance Barnard, each man having one share in the Commonwealth of Australia, formed a 'Duumvirate' (pronounced Du- um-vir-ate:- a two man ministry) and they ran all Twenty Seven portfolios from the [5th to the 19th of December 1972], the smallest Ministry in Australia's history. Before Whitlam was dismissed on Eleventh November Nineteen Seventy Five he made many changes to our Constitutional arrangements with the Crown without any entrenched referenda.

In Nineteen Seventy Three E.G. Whitlam and the Political Parties changed the Constitutional and official Definitions without a Referendum and created a private **Australia, Commonwealth** purportedly outside the Founding and Primary Law, the Commonwealth of Australia Constitution Act 1901, as Proclaimed and Gazetted

He changed the name from

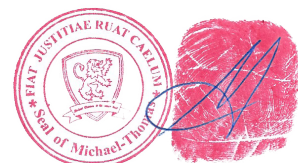
- the Parliament of the Commonwealth of Australia to
- the Parliament of Australia

Australia is the landmass. The People are the Commonwealth of Australia. Therefore, all governments since then acting under that name “the Parliament of Australia” have had no authority over the people: Removing 'The Commonwealth' removed 'The People', established as the supreme authority over the Parliament in the Preamble to the Commonwealth of Australia Constitution Act 1901.

In Nineteen Seventy Three, E.G. Whitlam, an individual with one vote and without the authority of the Queen or the People, changed Her title from

Elizabeth the Second, By the Grace of God, of the United Kingdom of Great Britain and Northern Ireland and of Her Other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith

to



Elizabeth the Second, by the Grace of God Queen of Australia and Her other Realms and Territories, Head of the Commonwealth (A statutory abstract entity - that does not hold the Title 'Defend the Faith').

That title does not hold the expression Defender of the Faith, therefore that title is not the title of the private Queen as found in the Preamble to our Constitutional contract. If the private woman is not found in that title, there is no protection in that title for the private men and women who are part of that contract.

Consequently, that title holds no common law authority. Therefore, the inherent jurisdiction of the private people is absent in that title. That is not the title of the Constitutional Monarch We, the People of the Commonwealth of Australia hold the contract with. Therefore, the “Queen of Australia” has no authority over the People of the Commonwealth of Australia. This titular queen holds no land, has no collateral and gives no authority. It is simply a statutory patron of the Political Parties’ Australian Government.

In Nineteen Seventy Three, E.G. Whitlam, an individual with one vote and without the authority of the Queen or the People, removed the Royal Seal of the Constitutional Monarch and replaced it with the Great Seal of Australia on all acts and over the Parliament. That Seal was an armorial seal given to the parliament by His Majesty King George the Fifth for use in public matters, such as letterheads, official invitations, etc.

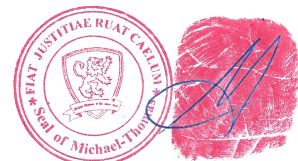
Whitlam made some changes to the appearance of this seal and copyrighted it to the **Australian Government**.

It is NOT a law-making seal, yet it now sits above the Speaker of the House of Representatives as the symbol of where his authority comes from. That Seal is not the Seal of the Constitutional Monarch who holds the protection for the People inside the Parliament and provides the authority for all acts which are used to govern the People. Therefore, that Seal has no authority over the people. In the People’s Constitutional Parliament of the Commonwealth of Australia the Speaker represents the Queen.

EG Whitlam, an individual with one vote and without the authority of the Queen or the People, gave that new corporation a constitution. To do that he simply copied our Commonwealth of Australia Constitution Act 1901, word for word, then changed the title, creating 2 duplicates – **The Constitution & Australian Constitution**. He then copyrighted those two documents to the **Australian Government**. These two new corporate constitutions have no contract holders, therefore they do not adhere to the Preamble and the First 6 Clauses of the Commonwealth of Australia Constitution Act 1901, but instead start at Section 1.

Without the Preamble, they do not:–

- Recognize the living private individual people
- Recognize Almighty God



- Recognize the Queen as the same
- Recognize, require or adhere to common law
- Recognize, require or adhere to Human Rights legislation.
- Require signatures
- Require the Queen of Australia to hold the title Defender of the Faith
- Recognize our faith – an element of a living person.

The political party government amended the punishments for Treason, Misprision of Treason, and/or the death penalty for Treason by unlawfully changing them in the (C'wlth.) Crimes Act 1914.

[End of Preamble]

i, a man, Michael Thomas: Holt, currently domiciled at five Bristlebird Circuit, Forest Glen, Queensland [4556], do swear and sincerely declare with good faith without prejudice under the penalty of perjury in the state of Queensland; and

Fact [1] the deponent, Michael Thomas: Holt, was born on eleven August nineteen forty seven, and am age of consent and of sound mind and reason, and do sincerely and honestly swear and declare the present instrument to be my own words, written by me, given freely without duress and expressing accurately to the best of my ability the facts herein which i have witnessed firsthand; and

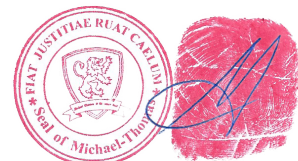
Fact [2] the deponent Michael Thomas: Holt fully and completely comprehends that before any charges can be brought, it must be first proved, by presenting the certified, verifiable material, physical and tangible evidence and substance to support the Facts, that the charges are valid and have substance that can be shown to have a proper foundation in Fact; and

Fact [3] is it not true the record shows that, the deponent is a subject of Her Majesty Queen Elizabeth the 2nd and holds a signed Partnership Agreement with Her Majesty Queen Elizabeth the 2nd as inside the PREAMBLE of the Commonwealth of Australia Constitution Act (UK), and that Her Majesty Queen Elizabeth the 2nd is the Chief Executive Officer of the Company in the House of Representatives of the Commonwealth of Australia and the current holder of the **[53 & 54 VICT] Partnership Act, [1890.] [CH. 39.]** which is a contract under seal; and

[**53 & 54 VICT Partnership Act, 1890. CH. 39.**



An Act to declare and amend the Law of Partnership. [14th August 1890.]



BE it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Nature of Partnership.

1.-(1) Partnership is the relation which subsists between persons carrying on a business in common with a view of profit.

(2) But the relation between members of any company or association which is—

(a) Registered as a company under the **Companies Act, 1862**, or any other Act of Parliament for the time being in force and relating to the registration of joint stock companies; or (b) Formed or incorporated by or in pursuance of any other Act of

Parliament or **Letters Patent**, or **Royal Charter**; or

(c) A company engaged in working mines within and subject to the jurisdiction of the Stannaries:

is not a partnership within the meaning of this Act.]; and

Annexure: 'B'; Partnership Act 1890, 1890 CHAPTER 39 53 and 54 Vict, An Act to declare and amend the Law of Partnership. [14th August 1890]; and

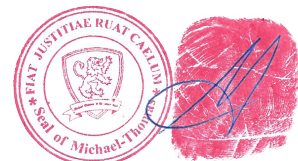
Fact [4] the deponent swears in this affidavit that he is stating the truth, the whole truth, and nothing but the truth, and those truths stand as fact unless and until another can provide the proper material, physical, and tangible evidence and substance to the contrary; and

Fact [5] the deponent fully and completely comprehends that before any charges can be brought, it must first be proved, by presenting the proper material, physical and tangible evidence and substance to support the facts, that those bringing the charges are authorized in law to do so, and that the charges are valid, and have substance that can be shown to have a proper foundation in Fact; and

Fact [6] the deponent swears that all the facts stated herein are accurate, correct, honest and true to the best of my knowledge, and are admissible as material evidence, and that if i am called as witness, that i will testify to their veracity; and

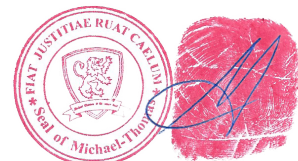
Fact [7] the record shows that, there are essential Maxims or Precepts in Common Law as follows; and

- **A Workman is Worthy of His Hire** expressed in Exodus 20:15; Lev. 19. 13; Mat. 10: 10; Luke 10: 7; II Tim. 2:6. **Legal Maxim: “It is against equity for a freeman not to have the free disposal of their own property”**; and
- **All Are Equal Under the Law** (God’s Law and Moral and Natural law) Exodus 21:23-25; Lev. 24: 17-21, Duet. 1;17, 19.21; Mat. 22.38-40; Luke 10:17; Col. 3/25. **“No one is above the law”**, this is the foundation on both Natural law and Moral Law, and is binding on everyone, and for someone to say or act as though he is “above the Law” is insane, this is the major insanity of the world today and man continues to act, believe,



and form systems, organizations, governments, laws and processes which presume to be able to supersede or abrogate Natural and Moral Law, but under Common Law law, Natural and Moral Law are binding on everyone, and no one can escape it, and Commerce by the law of nations, ought to be common, and not to be converted into a monopoly and the private gain of a few; and

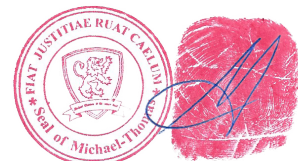
- **In Common Law Truth is Sovereign;** (Exodus 20:16; Ps. 117:2; John 8:32; II Cor. 13:8) **Truth is sovereign, and the Sovereign tells only the truth;** and your word is your bond, and if truth were not sovereign in Common Law i.e., all actions of man and inter-relations, there would be no basis for anything, and no basis for law and order, no basis for accountability, there would be no standards, no capacity to resolve anything, and it would mean “anything goes”, and “each and every man for himself”, and “nothing matters”, and that’s worse than the law of the jungle, and to **“lie is to go against the mind”**, an Oriental proverb **“Of all that is good, sublimity is supreme”**; and
- **Truth is Expressed in the Form of an Affidavit;** (Lev.5; 4-5; Lev. 6:3-5; Lev. 19:11-13; Num. 30:2; Mat. 5:33; James 5: 12) An affidavit is your solemn expression of your truth and in Common Law an affidavit must be accompanied, and must underlay and form the foundation for any Common Law transaction whatsoever. and there can be no valid Common Law transaction without someone putting their neck on the line and stating “this is true and correct and not meant to mislead”. When you issue an affidavit, it is a two-edged sword; it cuts both ways and someone has to take responsibility for saying that it is a real situation, and it can be called a true Bill. When you issue an affidavit in Common Law you get the power of an affidavit, but you also incur the liability, because this has to be a situation where other people might be adversely affected by it , and things change by your affidavit, in which you are going to affect people’s lives, and if what you say in your affidavit is, in fact not true, then those who are adversely affected can come back at you with justifiable recourse because you lied, and you have told a lie as if it was the truth, and people depend on your affidavit and then they have lost because you lied; and
- **An Unrebutted Affidavit Stands as Truth in Common Law** (12 Pet. 1:23 Heb. 6:13-15) Claims made in your affidavit, if not rebutted, emerge as the truth of the matter and **Legal Maxim “he who does not deny, admits in Common Law;** and
- **An Unrebutted Affidavit Becomes the Judgement, In Common Law** (Heb. 6:16-17;) **There is nothing left to resolve**, and any proceeding in a court or Tribunal, or arbitration forum consists of a contest, or a duel of Common Law affidavits wherein the points remaining unrebutted in the end, stand as truth and matters to which the judgement of the law applied: and
- **In Common Law for Any Matter to Be Resolved Must Be Expressed** (Heb. 4:16; Phil. 4 2:6; Eph. 6:18-21) no one is a mind reader, and you have to put your position out there and you have to state what the issue is, and to have someone talk about and resolve, and **Legal Maxim ‘He who Fails to assert his rights, has none;** and
- **He Who Leaves the Battlefield First Loses by Default** (Book of Job: Mat. 10:22; and this means that an affidavit which is unrebutted point-for-point stands as “truth in Common Law” because it has not been rebutted and has left the battlefield, and



Governments allegedly exist to resolve disputes, conflicts and truth , and governments allegedly exist to be the substitutes for the dueling field and the battlefield for such disputes and conflicts of affidavits of truth are resolved peaceably and reasonably, instead of by violence and so people can take their disputes into court and have them all opened up and resolved and instead of going out and marching ten paces and turning to kill or injure, **Legal Maxim: “He who does not repel a wrong when he can, occasions it”**; and

- **Sacrifice is The Measure of Credibility (No Willingness To Sacrifice equals No Liability, Responsibility, Authority, Or Measure Of Conviction)** Nothing ventured, nothing gained, and a person must put himself on the line, assume a position, take a stand as regards to the matter at hand and One cannot realize the potential gain without also exposing oneself to potential loss, and One who is not damaged, put at risk, or willing to swear an oath on one’s Common Law liability, to claim authority (Acts7, life and death of Steven) for the truth of his statements and legitimacy of his actions has no basis to assert claims or charges, and forfeits all credibility and right, **Legal Maxim “He who bears the burden ought also to derive the benefit”**; and
- **A Lien or Claim Can Be Satisfied Only Through Rebuttal By Affidavit Point by Point with specificity, or Resolution By Jury or by Payment, “Common Law is non-judicial and subject to Common Law liens”**; this is pre-judicial, this is timeless, and this is the base, the foundation beneath which any government or any of the court systems can possibly exist to function, and that means what the courts are doing, and what governments are ultimately adjudicating and making rules about, are these basic rules of Common Law and when you go into a Common Law court, and place your hand on the Bible you say, “i swear the truth, the whole truth and nothing but the truth” you have just sworn a Common Law affidavit, and it’s the conflict between Common Law Affidavits of truth that gives the court something to talk about, that forms the entire basis of its action, and its being there, in their venue, and hence, one of the reasons attorney’s always create controversy, and no court and No Judge, can overturn or disregard or abrogate somebody’s Affidavit of Truth, and the only one who has any capacity is the one who was adversely affected by it, and it’s their responsibility, their right, their responsibility to speak for themselves, and to issue their own affidavit because no-one can speak it for him, and no-one else can know what your truth is or has the free-will responsibility to state it, and this is your job and that he who stands as surety, by providing the security by way of lien, stands in honour, as that surety is undertaken by agreement, without coercion, duress or protest, and without the threat of harm, loss or injury, and as such stands in honour for the harm, loss, or injury by their own hand and a Security by way of lien, which is a Common Law process, including this affidavit, is non-Judicial and pre-judicial; and

Fact [8] is it not true the record shows that, the deponent, holds No signed and dated and sealed person to person contacts under seal, or held in any private person to person De facto relationships with any elected representatives of any private Australian Government, a private Australian business only; and



Fact [9] is it not true the record shows that, no politically sworn and appointed Judge or Justice in any private positions in any private Australia Court, can imprison any person on the land of the Crown, for any purported Civil Law Criminal Offence, of the privately elected Members of the Registered Political Parties of the Australian Government, the holders of the Seal affixed to the Crimes Act 1914; and

Fact [10] is it not true the record shows that, the deponent Michael Thomas: Holt has not seen or been presented with any proper evidence that is lawful to take action upon, including any Acts or Statutes with the statutory and mandatory required consent of the governed; and

Fact [11] the record shows that, the deponent has not seen or been presented with any proper evidence presented by **the respondent Adam Nicholl** summoned to give evidence against the deponent, occupying the public office of an Australian Federal Policeman at 383 Latrobe Street, Melbourne in the State of Victoria, Postcode 3000, and holding a contract with the private political party owned corporate titular statutory instrument, the **“Queen of Australia”**, this statutory instrument was passed without the entrenched referendums, and did not use the correct enacting manner and form,

“Elizabeth the Second, by the Grace of God Queen of Australia and Her other Realms and Territories, Head of the Commonwealth”,

proving total un-elected Fraud upon the people of Australia.

Annexure: ‘C’: Australian Federal Police Act 1979 – Enacted to the political party’s definition of Australia, Queen, and Queen of Australia; and

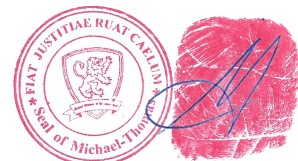
Constitution Act 1975 No. 8750

* Reserved 20th May, 1975. Proclamation of Royal Assent published in the *Victoria Government Gazette*, 19th November, 1975. Enacted to the Statutory **“Queen of Australia”**. Victorian political parties joining **the Commonwealth of Australia** status as a sovereign, independent and federal nation; and

Fact [12] is it not true the record shows that, **Adam Nicholl** continues to purport to act as a Commonwealth Public Officer in the knowledge that he is an employee of a private corporate entity registered with an Australian Business number [ABN #17 864 931 143] as the *AUSTRALIAN FEDERAL POLICE* which is a business entity registered with the Australian Taxation Office [ATO #51 824 753 556], with no authority over any member of **the Commonwealth of Australia**, and Adam Nicholl and others are denying the laws of **the Commonwealth of Australia** enacted under the authority of **the Commonwealth of Australia** Constitution Act 1901 and they are therefore in Treason; and

Annexure: ‘D’: Victoria Constitution Act 1975 - PP1,2 and Gazette; and

Annexure: ‘E’: Royal Style and Titles Act 1973 No. [114 of 1973] Elizabeth R [19 October 1973]; and Royal Style And Titles Act 1973 (Cth) Elizabeth R cth14ii Proclamation and Gazette



for the status of **the Commonwealth of Australia** as a sovereign, independent and federal nation, and the political parties use “**Elizabeth R**” to signify the “**Queen of Australia**”. (Elizabeth R – the ‘R’ stands for the Latin ‘Regina’, meaning ‘Queen’) and this creates “**Elizabeth R**” for the political parties; and

Fact [13] is it not true the record shows that, **Victoria, Australia Act (Request) Act 1985, No. 10203** pages 1 and 2 show a fraudulent copy of a public functionary seal, not to be used on Bills creating Acts; and



Australia Acts (Request) Act 1985

Extract Paragraph (1)

An Act to enable the constitutional arrangements affecting the Commonwealth and the States to be brought into conformity with the status of **the Commonwealth of Australia as a sovereign, independent and federal nation**

*Section 128 of **the Commonwealth of Australia** Constitution Act 1901 is **Referendum Entrenched** to change the status of **the Commonwealth of Australia** as a Constitutional Monarchy to become a sovereign, independent and federal nation; and*

Extract Paragraph (2)

Whereas the Prime Minister of the Commonwealth and the Premiers of the States at conferences held in Canberra on 24 and 25 June 1982 and 21 June 1984 agreed on the taking of certain measures to bring constitutional arrangements affecting the Commonwealth and the States into conformity with the status of the Commonwealth of Australia as a sovereign, independent and federal nation; and

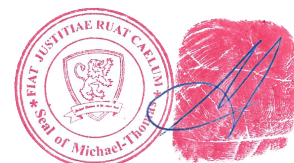
*The Governor-General, Prime Minister, State Governors and the Premiers of the States did Conspire on two occasions to restrain and overthrow the Queen (as shown below) from Her position within **the Commonwealth of Australia** Constitution Act 1901, therefore also removing **the Commonwealth of Australia** Constitution Act 1901 consisting of its Preamble, [Clauses 1 to 9] and the Schedule; and*

*The Queen within **the Commonwealth of Australia** Constitution Act 1901 consisting of its Preamble, [Clauses 1 to 9] and the Schedule is*

Elizabeth the Second by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Our other Realms & Territories Queen, Head of the Commonwealth, Defender of the Faith; and

Extract Paragraph (3)

AND WHEREAS it has been agreed that the Parliament of the Commonwealth



at the request of the Parliaments of the States in pursuance of section 51 (xxxviii) of the Constitution of **the Commonwealth of Australia** should enact an Act in the terms in the first schedule; and

This is Treason enforced against the Crown, the Commonwealth of Australia Constitution Act 1901 and its people

*The status of **the Commonwealth of Australia** as a sovereign, independent and federal nation has no authority over **the Commonwealth of Australia** Constitution Act 1901, so cannot engage the use of section 51 (xxxviii), **but the Commonwealth of Australia** Constitution Act 1901 and Criminal laws do have authority over the status of **the Commonwealth of Australia** as a sovereign, independent and federal nation; and*

Commonwealth of Australia Constitution Act 1901

Clause 5 (Operation of the Constitution and laws)

“This Act, and all laws made by the Parliament of the Commonwealth under the Constitution, shall be binding on the courts, judges, and people of every State and of every part of the Commonwealth, notwithstanding anything in the laws of any State”; and

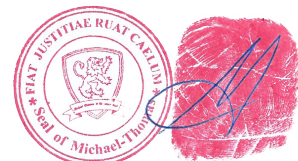
therefore, **all Australians** are, and continue to be, members of **the Commonwealth of Australia** as established under **the Commonwealth of Australia** Constitution Act 1901, and this has not changed, and cannot be changed by any fraudulent Acts passed by a political party entity without a referendum of the people, as entrenched in Section 128 of **the Commonwealth of Australia** Constitution Act 1901; and

Annexure: ‘F’: Victoria Constitution Act 1975-PP1-2-5-6, Victoria, Australia Act (Request) Act 1985, No. 10203 pages 1, 2, 5, 6; and

Annexure: ‘G’: Queensland's Constitution Act Amendment Act 1977 Act No.9; and

Annexure: ‘H’: Western Australia Acts Amendment (Constitution) Act 1978; and

Fact [14] is it not true the record shows that, the deponent Michael Thomas: Holt has not seen or been presented with any proper evidence by you, the belligerent respondent Aneta Peretko, occupying the public office of an Australian Federal Prosecutor, mail address at [GPO BOX 21], Melbourne, in the State of Victoria, Postcode [3001], holding a contract with fraud and intent, omitting an originating, certifiable and verifiable proper contract, under proper seal, elected by the electors of either **The Commonwealth of Australia** Constitution Act 63 & G4 Vict. Chapter 12, or The Constitution Act for Victoria 1855-56 with the private political party owned corporate titular statutory instrument, the “**Queen of Australia**”, this statutory instrument being created without the entrenched referendums, and altering them using the incorrect enacting manner and form,



“Elizabeth the Second, by the Grace of God Queen of Australia and Her other Realms and Territories, Head of the Commonwealth”

proving total un-elected Fraud upon the people of Australia

Annexure: ‘I’; Concise Oxford Dictionary; the meaning of Titular; and

“/titioola/ > adjective 1 relating to a title 2 holding or constituting a formal position or title without any real authority; and

Fact [15] is it not true the record shows that, Aneta Peretko continues to purport to act as a Commonwealth Public Officer in full knowledge that she is the employee of a private corporate entity Office of the Director of Public Prosecutions [ACT] registered with Australian Business Number [ABN #41 036 606 436] acting under the trading name Commonwealth Director of Public Prosecutions-CDPP- [GPO Box 21] Melbourne office with no authority over the single shareholders of the company of **the Commonwealth of Australia** and acting contrary to and in conflict with the twenty four million people holding a contract under seal of the Partnership Act 1890 and **the Commonwealth of Australia** Constitution Act 1901 to the land and is it not true that Aneta Peretko did commit fraud on the court and is acting in Treason; and

Fact [16] is it not true the record shows that, Aneta Peretko did send an email to the deponent, dated Nineteenth March Twenty Twenty One asking the deponent “Do you dispute the facts as presented to you in the Statement of Facts (attached again for ease)? Are there any paragraphs of this document which you do not challenge?” which was outside the scope of the Affidavit entered into the record by the deponent, thus breaching the **CRIMES ACT 1914 - SECT 43 - Attempting to pervert justice; and**

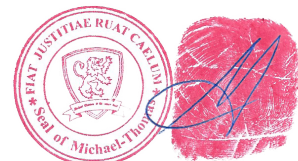
Annexure: ‘J’; Email dated March Nineteenth sent from Aneta Peretko asking questions outside the deponent’s affidavit; and

Fact [17] is it not true the record shows that, Aneta Peretko did send an email to the deponent, dated Thirtieth March Twenty Twenty One stating the words that she is a “regular, contractual employee, as one might be an employee in any private business, except that my employer is the Australian government”, a full admission that she is working outside referendum consent for a foreign government and political subdivision, registered in Washington DC; and

Annexure: ‘K’; Email from Aneta Pretko stating she is an employee of a private corporation; and

Annexure: ‘L’; CRIMES ACT 1914 - SECT 43 - Attempting to pervert justice; and

Annexure: ‘M’; Australian Electoral Commission Referendum results 1906-1999 disclosing an omission in [1972] through [1999] for a private political party owned and corporate statutory instrument the “Queen of Australia” and the creation of their own private “Australia” “Commonwealth” means their “Commonwealth of Australia in a geographical sense”; and The referendum question was to ask the people of **the Commonwealth of Australia, as**



established under the Commonwealth of Australia Constitution Act 1901 if they wished to become a Republic or to stay as a Constitutional Monarchy. The people voted **No** to a Republic; and

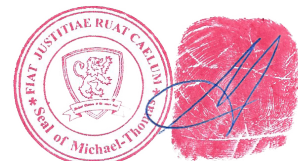
Fact [18] is it not true the record shows that, the deponent has not seen or been presented with any evidence presented by you, the belligerent Respondent Donna Bakos, Magistrate, Melbourne Magistrates' Court of Victoria, [233] William St, Melbourne, Victoria [3000], occupying the public office of a Victoria State Magistrate, mailing address at [GPO BOX 21], Melbourne, in the State of Victoria, Postcode [3001], holding a contract with fraud and intent with the Department of Justice & Community Safety registered to the Australian Business Number [ABN #32 790 228 959], trading as the Magistrates Court of Victoria, omitting an originating, certifiable and verifiable proper contract, under proper seal, elected by the electors of either **The Commonwealth of Australia** Constitution Act 63 & G4 Vict. Chapter 12, or The Constitution Act for Victoria [1855-56] with the private political party-owned corporate titular statutory instrument, the **"Queen of Australia"**, this statutory instrument being created without the entrenched referendums, and did not use the correct enacting manner and form,

"Elizabeth the Second, by the Grace of God Queen of Australia and Her other Realms and Territories, Head of the Commonwealth",

proving total un-elected Fraud upon the people of Australia; and

Fact [19] is it not true the record shows that, when the deponent asked Donna Bakos to confirm that she had read the affidavit confirmed entered into the record by Magistrate Simon Zebrowski on December Twenty One in the year Twenty Twenty, abrogated the affidavit and set it aside, saying that she had "heard it all before", and she did continue to purport to act as a Commonwealth Public Officer in the employ of a private corporation registered as the Office of the Commonwealth Public Official – The Commonwealth registered to Australian Business Number [ABN #29 267 118 440], with no authority over any member of **the Commonwealth of Australia**, and Donna Bakos is denying the laws of **the Commonwealth of Australia** enacted under the authority of **the Commonwealth of Australia** Constitution Act 1901 and did commit fraud on the court and is acting in Treason; and

Fact [20] is it not true the record shows that, the deponent Michael Thomas: Holt has not seen or been presented with any evidence presented by the belligerent Respondent Simon Zebrowski, Magistrate, Melbourne Magistrates' Court of Victoria, [233] William St, Melbourne, Victoria [3000], occupying the public office of a Victoria State Magistrate, mailing address at [GPO BOX 21], Melbourne, in the State of Victoria, Postcode [3001], holding a contract with fraud and intent with the Department of Justice & Community Safety registered to an Australian Business Number [ABN #32 790 228 959], trading as the Magistrates Court of Victoria, omitting an originating, certifiable and verifiable proper contract, under proper seal, elected by the electors of either **The Commonwealth of Australia** Constitution Act 63 & G4 Vict. Chapter 12, or The Constitution Act for Victoria [1855-56] with the private political party-owned corporate titular



statutory instrument, the “**Queen of Australia**”, this statutory instrument being created without the entrenched referendums, and did not use the correct enacting manner and form,

“Elizabeth the Second, by the Grace of God Queen of Australia and Her other Realms and Territories, Head of the Commonwealth”,

proving total un-elected Fraud upon the people of Australia; and

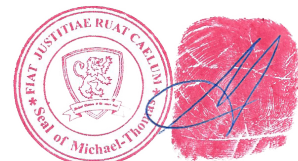
Fact [21] is it not true the record shows that, when the deponent asked if Simon Zebrowski would confirm that his Magistrates’ court was sitting under Clause Five of **the Commonwealth of Australia** Constitution Act 1901 did respond by admitting this fact by saying, “Yeah, well we’ll get to that later Mr. Holt”, but the respondent Simon Zebrowski never did address this question again, and he did refuse to allow the deponent to read out the affidavit while purporting to act as a Commonwealth Public Officer in the employ of a private corporation acting as the Office of the Commonwealth Public Official – The Commonwealth registered to an Australian Business Number [ABN #29 267 118 440], with no authority over any member of **the Commonwealth of Australia**, and the respondent did deny the laws of **the Commonwealth of Australia** enacted under the authority of **the Commonwealth of Australia** Constitution Act 1901 and did commit fraud on the court and did act in Treason; and

Fact [22] is it not true the record shows that, the magistrates Simon Zebrowski and Donna Bakos did both abrogate the deponent’s affidavit onto record, applying bias and obstructing justice; and

Fact [23] is it not true the record shows that, the record shows that, the deponent Michael Thomas: Holt has not seen or been presented with any proper evidence presented by the belligerent Elizabeth Hollingworth, Justice, Melbourne Supreme Court of Victoria, [210] William St, Melbourne, Victoria [3000], occupying the public office of a Victoria Supreme Court Justice, holding a contract with fraud and intent with the Department of Justice & Community Safety registered to an Australian Business Number [ABN #32 790 228 959], trading as the Supreme Court of Victoria, omitting an originating, certifiable and verifiable proper contract, under proper seal, elected by the electors of either **The Commonwealth of Australia** Constitution Act 63 & G4 Vict. Chapter 12, or The Constitution Act for Victoria 1855-56 with the private political party-owned corporate titular statutory instrument, the “**Queen of Australia**”, this statutory instrument being created without the entrenched referendums, and instead using the incorrect enacting manner and form,

“Elizabeth the Second, by the Grace of God Queen of Australia and Her other Realms and Territories, Head of the Commonwealth”,

proving total un-elected Fraud upon the people of Australia, and that Elizabeth Hollingworth did initiate the charges against the deponent Michael Thomas: Holt, causing his private property to be seized, and causing intense mental and psychological harm to him and his family which persists to this day in the form of paranoid behaviour and feelings of intense insecurity and fear of the police, occasioning psychiatric treatment; and



Fact [24] The Commonwealth of Australia Constitution Act 1901

An act to constitute the Commonwealth of Australia; and
Section 44 any person who subsections (i)(ii)(iii)(iv)(v); and

- (i) is under any acknowledgment of allegiance, obedience, or adherence to a foreign power, or is a subject or a citizen or entitled to the rights or privileges of a subject or a citizen of a foreign power; and
- (ii) is attainted of Treason, or has been convicted and is under sentence; or subject to be sentenced, for any offence punishable under the law of the Commonwealth or of a State by imprisonment for one year or longer; and

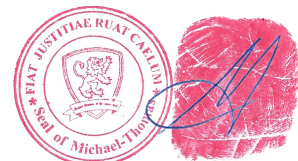
Fact [25] is it not true the record shows that, the element for Treason is **KINGS BENCH DIVISION AND COURT OF CRIMINAL APPEAL THE KING V. CASEMENT 1917 1 K.B. 98 AT *114**) ‘Breach of duty of Allegiance’ is Treason, and Misprision of Treason ‘is the concealment or Keeping Secret of any Treason by a person’; and if anyone who has been informed of Treason being committed and they do nothing to remedy the Treason, they also become guilty of Treason; and

Annexure: ‘N’; Oxford Dictionary of Law; Treason; and
Annexure: ‘O’; Oxford Dictionary of Law; Misprision; and

Fact [26] is it not true the record shows that, the element for Treason charges is **KING’S BENCH DIVISION AND COURT OF CRIMINAL APPEAL THE KING V. CASEMENT 1917 1 K.B. 98, at *138; a statute** was passed which has been often cited here, a statute of 35 Henry 8 C.2 for the trial and Treason committed out of the King’s dominions; “There is a distinct statement that you can commit Treason out of the King’s dominions; it is only a question of how the person is to be tried, therefore this trial was rightly had in the King’s bench provided that was done by the appellant amounted to reason by virtue of the statute of Edward III. If it was Treason it was rightfully tried; and

Fact [27] The crimes Act No. 12 of 1914. Part II. – Offences against the Government.
Section 24; and

A person who within the Commonwealth or any Territory
Instigates any foreigner to make an armed invasion of the Commonwealth or any part of the King’s Dominions, or do any act or thing with intent.
Assists by any means whatever any public enemy, shall be guilty of an indictable offence and shall be liable to the punishment of death to overthrow the Constitution of the Commonwealth by revolution or sabotage.
Any sentence of death passed on an offender in pursuance of this section shall be carried into execution in accordance with the law of the State or Territory in which the offender is convicted; and



Fact [28] The Crimes Act No. 12 of 1914. Part III. – Offences relating to the administration of Justice Section 24; and

Any person who conspires with another to obstruct, prevent, pervert, or defeat, the course of justice in relation to the judicial power of the Commonwealth, shall be guilty of an indictable offence.

Penalty: Imprisonment for five years; and

Fact [29] The Crimes Act No. 12 of 1914. Part III. – Offences relating to the administration of Justice Section 43; and

Any person who attempts, in any way not specifically defined in this Act, to obstruct, prevent, pervert, or defeat, the course of justice in relation to the judicial power of the Commonwealth, shall be guilty of an offence.

Penalty: Imprisonment for two years; and

Fact [30] The Crimes Act No. 12 of 1914. Part III. – Offences relating to the administration of Justice Section 44,

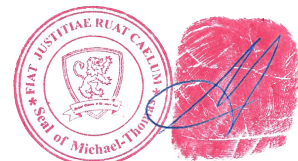
Any person who asks receives or obtains or agrees or attempts to receive or obtain, any property or benefit of any kind for himself or any other person, upon agreement or understanding that he will compound or conceal any indictable offence against the law of the Commonwealth, or will abstain from discontinue, or delay any prosecution for any such offence, or will withhold any evidence thereof, shall be guilty of an offence

Penalty: Imprisonment for three years; and

Annexure: ‘P’ Qld Interpretation Act; and

Fact [31] is it not true the record shows that, this affidavit shows beyond reasonable doubt that Elizabeth Hollingworth acting as a Supreme Court Judge, the Magistrates Simon Zebrowski and Donna Bakos, Senior Federal Prosecutor Aneta Peretko, and Australian Federal Policeman Adam Nicholl, have maintained a fraudulent hoax upon their kindred, the electors and upon the people of **The Commonwealth of Australia** with no Crown and Constitutional authority =
Treason; and

Fact [32] is it not true the record shows that, the above Facts have not been rebutted by any of the respondents; and



Fact [33] the deponent and Principal in this matter, Michael Thomas: Holt, requires that all charges against me be dismissed immediately, and that the respondents immediately vacate their positions; and

Fact [34] the deponent and Principal in this matter, Michael Thomas: Holt, requires the full and immediate restoration of the property seized by the police on January Eighth, Twenty Twenty under the Supreme Court of Victoria at Melbourne Criminal Division General Form of Order [S CR 2018 0235] dated Eight December Twenty Nineteen issued by Elizabeth Hollingworth and listed in the [AFP Property Seizure Record M419612]; and

Fact [35] the deponent and Principal in this matter requires due process of the Common Law; and

Fact [36] the deponent and Principal in this matter requires that all presumption of law be removed from all proceedings; and

Fact [37] the deponent and Principal in this matter requires restitution in the sum of four thousand five hundred ounces of gold as compensation for the distress and psychological harm caused to me and my family by the invasion of a team of police acting on the orders of Elizabeth Hollingworth; and

Fact [38] the deponent and Principal in this matter requires that costs calculated according to the Invoice/Receipt Annexure 'Q' be immediately paid upon service to each respondent; and

Annexure: 'Q'; Fee Schedule and Invoice ID MTH-FCRT-001; and

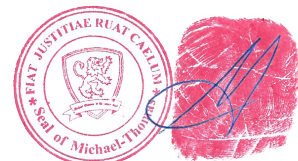
Fact [39] the deponent and Principal in this matter requires payment in full of the bonds raised in regard to Case Numbers [CDDP 2020PRO1477] and [CR-21-00458], and any other bonds raised against any other case numbers that may not have been identified to the deponent; and

Fact [40] the deponent and Principal in this matter requires three times the amount of all the bonds paid on top of the original sum due to the finding that this matter is completed in fraud

- Fraus est celare fraudem - It is a fraud to conceal a fraud.
- Fraus est odiosa et non praesumenda - Fraud is odious and is not to be presumed.
- Fraus et jus nunquam cohabitant - Fraud and justice never dwell together; and

Fact [41] is it not true the record shows that, an unrebutted affidavit is acted upon as the judgement in Law; and

Fact [42] is it not true the record shows that, the foundation of law is telling the truth, the whole truth and nothing but the truth, and that truth is expressed in the form of an affidavit (Exodus 20:16 *Thou shalt not bear false witness against thy neighbour*; Num. 30:2 *If a man vow a vow*



unto the Lord, or swear an oath to bind his soul with a bond; he shall not break his word, he shall do according to all that proceedeth out of his mouth;) and

Fact [43] is it not true the record shows that, an un rebutted affidavit stands as sovereign truth; (11 Cor. 13:8 *For we can do nothing against the truth, but for the truth;*) Courts exist for civilized men to resolve disputes, taking the place of the battlefield. Whoever vacates the battle first, loses by default (Book of Job; Mat. 10:22 *(And ye shall be hated of all men for my names sake: but he that endureth to the end shall be saved;*) and

Fact [44] is it not true the record shows that, sacrifice is the measure of credibility, and without the willingness to sacrifice by swearing an affidavit, then there is liability, responsibility, authority, or measure of conviction and without an affidavit one has no standing or claim; and

Fact [45] Num 30:2 *If a man vow unto the Lord, or swear an oath to bind his soul with a bond: he shall not break his word, he shall do according to all that proceedeth out of his mouth; and*

Fact [46] the deponent and Principal in this matter, Michael Thomas: Holt, requires the Court to enter into the record that it consents to my right to initiate compensatory action for any past or future dealings for damages and all losses in a court of competent jurisdiction to **the Commonwealth of Australia** Constitution Act 1901 Clause 5, and any further dealings shall be consistent with My Fee Schedule and Invoice; and

Fact [47] is it not true that, no judge, court, government, or any agencies thereof or any third parties whatsoever, can abrogate anyone's Affidavit of Truth and Statement of Fact, or it is an abandonment of rule of law; and

Fact [48] is it not true that, where there is no rule of law "Equality" there is no Law; and

Fact [49] is it not true that, a rule that is secret, cannot be a law; and

Fact [50] is it not true that, a rule that is unclear in meaning cannot be a law; and

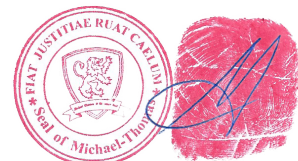
Fact [51] is it not true that, a rule that cannot be applied, cannot be a law; and

Fact [52] is it not true that, where there is no justice, there is no law; and

Fact [53] is it not true that, where there is no honour of rule of law, there is no law; and

Fact [54] the deponent and Principal in this matter swears that, all facts and circumstances deposited herein are true to my own knowledge and expertise; and

Fact [55] the deponent and Principal in this matter requires that, this affidavit must be rebutted point by point with specificity under the penalty of perjury under the rules of equity by way of certified verifiable affidavit within 28 days, or it stands as fact; and



Reminder: Treason, and Misprision of Treason 'is the Concealment or Keeping Secret of any Treason by a person'. If anyone who has been informed of Treason being committed and they do nothing to remedy the Treason, they also become guilty of Treason; and

WITH-JUST-CAUSE-AND-WITHOUT-VEXATION

Sworn by the above-named deponent, all rights reserved, without bias, ill will or vexation; and

Dated 4 / APRIL /20 21
Deponent's name: Michael Thomas: Holt

Before me at

In the state of Queensland
on this day 4 / APRIL /20 21

Full name BUTERIM

Signature

Witnessed by:

Full name (print) Vicki Sutherland **Signature** [Signature]

Date 4 / 4 /2021 **Address** Maleny Qld.

Full name (print) ALEXANDER SMITH **Signature** [Signature]

Date 4 / 4 /2021 **Address**

Full name (print) LEE PRITCHARD **Signature** [Signature]

Date 4 / 4 /2021 **Address** BUTERIM

Full name (print) WAYNE J REWITT **Signature** [Signature]

Date 4 / 4 /20 21 **Address** GOLDEN BEACH

Full name (print) **Signature**

Date / /20 **Address**

Full name (print) **Signature**

Date / /20 **Address**

