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Thursday, 6 January 2011

From: Walter Francis Fitzpatrick, III

To: The Federal Grand Jury for Tennessee's Eastern District (Original)  
United States Attorney for Tennessee's Eastern District  
The Federal Bureau Investigation (FBI) Knoxville, Tennessee Division  
The Tennessee Criminal Appellate Court, ~~Nashville~~, Tennessee

KNOXVILLE

Enclosures: Ms. Cook's annotated working papers

Distribution: Wide

**SUBJECT; FEDERAL CRIMINAL COMPLAINT ACCUSING MARTHA M. "MARTY" COOK - MONROE COUNTY TENNESSEE CIRCUIT COURT CLERK (Serial # Federal criminal complaint-001-2011).**

### 1. MEANS—MOTIVE—OPORTUNITY

**Means:** Ms. Martha M. "Marty" Cook is Monroe County Tennessee's Circuit Court Clerk. Cook is elected into the Clerk's office since 1986. Cook worked as a subordinate Clerk for years leading to her election. Cook's tenure in the Monroe County Tennessee Clerk's office runs more than three decades.

**Motive:** Martha Cook is allied with other court officials who've installed their own rival government in Monroe County Tennessee competing with state and federal Constitutions (Treason). Ms. Cook plays a pivotal role within a government controlled criminal cooperative operating inside Monroe County Tennessee. Ms. Cook must destroy me to protect her and Cook's outlaw partners from further exposure and punishment.

**Opportunity:** State of Tennessee Criminal Court Cases Numbers 10-213 and 10-215 (calendar year 2010)—Monroe County Tennessee.

### 2. NATURE OF THE OFFENSES (A PARTIAL, INCOMPLETE LISTING).

Ms. Cook is accused of Treason, attainder (punishment without a jury's permission), false arrest, unlawful imprisonment, kidnapping, Jury pool laundering (profiling), extortion, premeditated conviction (jury rigging), fraud, conspiracy and civil rights violations.

### 3. BACKGROND: DEFINITIONS.

**Jury pool:** A group of people eligible and assembled as potential grand jurors or trial jurors during a specified period of time.

**Juror:** A person actually seated as a juror on a grand jury or trial jury.

**4. BACKGROUND: TO BE ELIGIBLE FOR JURY SERVICE IN MONROE COUNTY TENNESSEE YOU MUST MEET THE FOLLOWING STATUTORY REQUIREMENTS:**

- You must be at least 18-years old,
- You must be a citizen of the United States,
- You must be a citizen of the State of Tennessee,
- You must have lived in Monroe County Tennessee for at least 12-months,
- You must not have served on a Tennessee State jury in the previous 24-months; and,
- In order to serve on a jury in Tennessee you must also not have been convicted of a felony.

**5. BACKGROUND: MARTHA COOK'S PREJUDICE.**

- Martha Cook took personal responsibility in the clerking of my case early in 2010. Martha Cook prohibited any other Monroe County Tennessee court clerk from interacting with me. Cook's edict was in place and witnessed most recently on Thursday morning, 30 December 2010.
- Ms. Cook testified against me during an arraignment hearing on 28 June 2010 as a witness for the STATE OF TENNESSEE case No. 10-213. Carroll L. Ross placed Ms. Cook under oath. Ross and Cook then engaged in an animatedly vitriolic excoriation targeting me that shocked the consciousness of people assembled in the large audience. In that moment Martha Cook at once partnered with Carroll Ross as an accuser and volunteered under oath to relinquish her role as County clerk in my case as Cook assumed the role and responsibility of a prosecution witness.
- Martha Cook filed notice of a criminal court hearing at 1445 hours (local) Tuesday, 19 October 2010. The hearing was set for 1000 hours (local) Friday, 22 October 2010 to be held in the Monroe County Tennessee Courthouse. Martha Cook was under a duty to properly serve notice inside 57 ¼ hours that my appearance was required at the Friday morning hearing. Cook failed in her duty. Sometime between 1000 hours (local) on 22 October 2010 and the morning hours of Wednesday, 27 October 2010, fully aware she failed to notify me of the 22 October hearing, Martha Cook issued an arrest warrant ordering my arrest for failing to appear. On 28 October 2010 Cook signed out two more arrest warrants against me. One for resisting arrest. Another for assaulting a police officer.

**6. NARRATIVE.**

Martha Cook is crewed with other pirates who've installed their own rival, government in Monroe County Tennessee competing with state and federal Constitutions (Treason).

Martha Cook and her crew are caught. Cook joins with her outlaw partners in a dedicated program to destroy me. Martha Cook as Monroe County Circuit Court Clerk holds a key position in the damage control counter attack.

Martha Cook in close association with her criminal cooperative took over control of our constitutionally constructed jury system over twenty-years ago so far as is known. Cook with her scallywag friends are able to achieve premeditated convictions at will in their ability to custom-design grand and trial juries alike.

Cobbling together a collection of discrete pieces of information during the course of calendar year 2010 it was possible to build a working model demonstrating how Cook's rival, competing jury system operates.

Complete description of Martha Cook's rival jury system is beyond the scope of this initial criminal complaint. What's offered in this preliminary report represents only a portion of what is known.

Whereas the law commands grand and trial juries be selected using a process that prevents the possibility of any human agency Martha Cook and her desperado gang members leave nothing to chance.

Conjure the image of a card game that features Martha Cook as the crooked dealer dealing from every deck of cards, a marked decks of cards.

**Item:** Mr. Gary Pettway illegally stands as a juror in the Monroe County Grand Jury for more than twenty-consecutive years so far as is known.

**Item:** Ms. Angela Davis illegally served on the 2010 Monroe County Grand Jury.

**Item:** Martha Cook illicitly assembles Monroe County Tennessee jury pools using a process that allows for Cook's unsupervised personal intervention.

**Item:** As it relates to STATE OF TENNESSEE case Numbers 10-213 and 10-215 Martha Cook personally selected the jury pool panels from which Cook went on to conduct her more precise, individual people-picking. Martha Cook deselected jury pool panel numbers 1, 2, 3, 5, 6, and 11 so far as can be determined. To make use of the rigged card-game metaphor Martha Cook as the crooked dealer is able to select which marked deck of cards she introduces into the game.

**Item:** Martha Cook in her outlawry profiles the jury pools. Cook directs potential jurors to complete a poll survey calling for disclosure of personal information such as marital status, education level, profession, employment status, employer, spouses' name and address, spouses' employment status and employer, and number of children.

**Item:** Martha Cook does not establish whether jury pool members are citizens of the United States of America. Nor does Cook ascertain whether jury pool members are Tennessee State citizens.

**Item:** Martha Cook does not establish whether jury pool members are burdened by felony convictions.

**Item:** Outside the public witness of courtroom participants Martha Cook unlawfully discloses to potential jurors details of the case the juror may be called upon to hear. Cook then illegally and unilaterally pools the potential juror regarding any particular interest in the pending case.

**Item:** Martha Cook's collection of personal information from members of the jury pool beyond what is statutorily mandated is outlawed. Martha Cook's construction and maintenance of a database containing off-limits personal information collected from jury pool members is outlawed.

**Item:** Martha Cook's use of off-limits personal information in her personal jury selection process is against the law. Martha Cook applies in her own hand a system of markings signaling Cook's special interest in certain people Cook culled from the jury pool. Martha Cook's use of personal information in custom-designing grand and trial juries is outlawed.

**Item:** Martha Cook placed an asterisk (\*) in her own hand on the left hand side of her jury pool database worksheet next to the names of William A. Crowe (panel 4-1), Benjamin J. Sledge (panel 4-4), Robert S. Vestal (panel 7-1) and Marion Bates Young (panel 7-2). Martha Cook then personally selected each of these four people to sit in the first four chairs out of twelve chairs in the seated jury for the STATE OF TENNESSEE'S CASE Numbers 10-213 and 10-215.

**Item:** Martha Cook placed an "X" in her own hand on the right hand side of her jury pool database next to the names of thirteen (13) more people: Derek Sircy (panel 4-6), Scott Fray, Jr. (panel 4-9), William E. Barnes (panel 4-11), Bertha Bivens (panel 4-12), Delores A. Franklin (panel 7-5), Robert C. Owens (panel 8-6), William Blackdeer (panel 8-8), Roy R. Fling (panel 9-6), Tony Dustin Crowder (panel 9-11), Daniel Smallin (9-12), Betty S. Denton (panel 10-2), William Joseph Hurley (panel 10-7) and Brandon Ingram (panel 12-3). It's left to Martha Cook to decode the meaning of her "Xs" placed to the right of the names listed on her database profiles.

**Item:** Martha Cook placed an "OK" next to the name of Lyman A. Shields (panel 10-9). Martha Cook can tell us what her personal "OK" means.

**Item:** Martha Cook filled out the jury-seating chart in her own hand.

**Item:** Martha Cook's seating chart profiles her handwriting and a bit of my own. Cook gave handed the chart to me for use in the jury selection process that operated in the open hearing of 1 December 2010. The copy Cook handed to me contained the names Martha Cook personally crossed off and replaced in private. Cook crossed off the names of Derek Sircy (panel 4-6), Rhonda Cooley Finch (panel 4-7), William E. Barnes (panel 4-11) and Bertha Bivens (panel 4-12).

**Item:** Cook applied her own discriminatory judgment to replace Sircy with Carol F. Smith (panel 7-3). Cook replaced Cooley-Finch with James Michael Byrum (panel 7-6), Gregory Birge (panel 7-10) replaced Wm. Barnes and Cook inserted H. Lynn Stephens (7-11) to replace Bertha Bivens.

**Item:** Cook applied her own personal decision-making process to replace Scott Fray with Lyman A. Shields (panel 10-9). Cook forgot to cross-off Fray's name on the copy of the jury chart Cook handed out to James H. Stutts (prosecutor), Denise Banes (court reporter), myself (defendant) and to Jon Kerry Blackwood (judge). Cook's mistake was caught in the open session hearing when Cook called out Lyman Shields name instead of Scott Fray's. I caught Cook's mistake and called it out audibly. I then crossed Fray's name off Cook's seating chart.

**Item:** Sitting alone quietly at her desk Martha Cook "Removed" Brenda Rogers (panel 12-1) from the jury pool while Cook neither had to explain nor justify her arbitrary activity to myself as defendant and pro se defense attorney, to the prosecutor, to a judge or publicly to a room full of witnesses sitting as an audience in an open hearing.

**Item:** Martha Cook took it upon herself under color of her authority as Circuit Court Clerk as Cook "Excused" Judith A. Dover (panel 4-2), Lori Shire (panel 4-8), Michael Grant (panel 7-4), Patricia L. Stephens (panel 7-7), Janice Butt (panel 7-9), Geraldine Mullins (panel 8-1), Brenda Sue Sledge (panel 8-7), Kimberly Denise Moses (panel 8-9), Heather L. Everett (panel 9-1 - excused on 8/19/10), Jeff Owen (panel 9-5), Sharon D. Shipley (panel 9-8), Larry Daniel O'Dell (panel 10-4), Teresa D. Folmar (panel 12-9) and Melinda D. Hall (panel 12-12). Altogether Martha Cook all by herself summarily "excused" fourteen (14) people from the jury pool.

**Item:** Martha Cook just crossed off the names of Verth Lee Larson (panel 4-3), Arthur Lee Small (panel 8-12) and Yolanda Pressley (panel 12-2).

**Item:** Using information collected to profile jury pool members Martha Cook took an annotated interest regarding folks who'd attended college. Cook circled (○) the word "College" as it appeared in the database profiles for Rachel Lynn Harris (panel 10-1), Larry Daniel O'Dell (panel 10-4), Ann M. Mantoya (10-6), Jennifer P. Kirkpatrick (12-4) and Rhonda W. Plemons (12-7).

**Item:** Martha Cook noticed (○) Jonathan Tracy Cook (panel 10-10) was 21-years old.

**Item:** Fully aware Shane I. Kasior (or "Kaiser") (panel 9-2) served on a 2009 Monroe County Tennessee criminal jury Martha Cook listed Shane Kasior as the very first name on Cook's list of jury pool replacements.

**Item:** Martha Cook handpicked and rank ordered the jury pool replacement list for the 1 December 2010 hearing.

**Item:** Shane I. Kasior is one of three people who are outlawed from serving on any 2010 Tennessee State jury. Gary D. Pettway and Angela Davis are the other two disqualified jurors. Kasior, Pettway and Davis all served on Monroe County Tennessee criminal juries in 2009.

**Item:** As a Circuit Court Clerk Martha Cook is outlawed from profiling jury pool populations. Martha Cook is outlawed from personally seating jurors.

**Item:** Martha Cook's publically displayed prejudice outlawed Cook from clerking on the two cases cited in this federal criminal complaint: Tennessee case Numbers 10-213 and 10-215. Observed differently, Cook's self-adopted role as accuser and state witness (witness for the prosecution) outlawed Cook from personally grooming and selecting the jury for these two cases.

**Item:** Acting together Carroll L. Ross (judge), Jon Kerry Blackwood (judge) and Martha Cook threaten me with further physical harm and economic distress in the event information contained in this report is made public.

**Item:** I hold the personal belief that working papers such as those enclosed in this report were made available for decades to hundreds of court officials similarly threatened with physical harm and economic distress in the event writings such as these were made part of an official trial record or made public in some other fashion.

**Item:** Repeating for emphasis - Whereas the law commands grand and trial juries be selected using a process that prevents the possibility of any human agency Martha Cook and her desperado gang members leave nothing to chance. Martha Cook in criminal association with other court officers fully

exploited useful intelligence gathered during the course of Cook's 30-years experience working in the Monroe County Circuit Court office and living as a neighbor in this small Tennessee community in tailoring the jury as described above.

**Item:** Events narrated in this report taken alone and taken together with other conspiratorial criminal episodes reported separately Martha Cook and her cabal of pirates engaged in nullifies the hearing of 1 December 2010 (companioned with all preceding and succeeding activity) as a court of competent jurisdiction.

## 7. CONCLUSION.

This is the first in a series of federal criminal complaints (Federal criminal complint-001-2011). It is herein filed with to the Tennessee Criminal Appellate Court as a read ahead report preliminary to a formal appeal submission.

Walter Francis Fitzpatrick, III. 0653 Hours (Cook)

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