

Winston ShROUT 2016 Indictment pt. 2

JARO KOLE-MONDAY, MARCH 28, 2016

Part 1 of this Note is here: <https://www.facebook.com/notes/jaro...>

Here is ShROUT's answer: (available on PACER)

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UNITED STATES DISTRICT COURT DISTRICT OF OREGON PORTLAND
DIVISION

UNITED STATES OF AMERICA [sic])

-) Case No. 3:15-cr-00438-JO v.)
-) NOTICE OF APPOINTMENT AND

WINSTON SHROUT)) AND INVOICE

By: Winston ShROUT, as Real Party in Interest, 3rd Party Interest Intervenor under Injury, Sole Shareholder in WINSTON SHROUT, Settlor/Beneficiary of WINSTON SHROUT 401643573

COMES NOW Winston ShROUT, a Real Party in Interest, 3rd Party Interest Intervenor under Injury, Sole Shareholder in WINSTON SHROUT, Settlor and Beneficiary of WINSTON SHROUT 401643573, who is neutral in the public, who is unschooled in law, and making a special appearance before this court under the supplemental rules of Admiralty, Rule E(8), a restricted appearance, without granting jurisdiction, and notices the court of enunciation of principles as stated in *Haines v. Kerner*, 404 U.S. 519, wherein the court has directed that those who are unschooled in law making pleadings and/or complaints shall have the court look to the substance of the pleadings rather in than the form, and hereby makes

the following pleadings/notices in the above referenced matter without waiver of any other defenses.

NOTICE OF APPOINTMENT OF FIDUCIARY

I, Winston Shrout, "**Third Party Interest Intervenor under Injury**," having terminated the previous fiduciary to the corporate entity (ens legis), a documented vessel under United States registry, otherwise described as WINSTON SHROUT or any alphabetical or numerical variation thereof, a.k.a. (Defendant), nunc pro tunc the fourth month, twenty-seventh day, nineteen hundred and forty-eight C.E., said entity having as it's trustee the Secretary of Transportation of the United States pursuant to and in accordance with [Title 46 App. U.S.C. § 1247] and there being no living sentient being responsible to accept service of process or other documents, and cannot appear in a court of the United States or act as a duly appointed transfer agent, and cannot achieve parity with real people. Therefore I, Winston Shrout, "Settler/Beneficiary," hereby

ACCEPTANCE AND LIEN

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nominate and do appoint Robert E. Jones, dba ROBERT E. JONES U.S. DISTRICT COURT JUDGE, as being qualified to fulfill the position of "Public Officer Fiduciary/ Trustee" for the corporate entity described above in all-capital-letter-assemblages, the same to be effective immediately as of the date set forth below, and shall continue until further notice or reappointment, substitution or cancellation, within the venue as ordained and established by the **People of the Territory of Oregon**, through their original Organic Constitution of **Oregon state**.

Whereas, said fiduciary responsibilities are to exercise scrupulous good faith and candor towards, and for the benefit and on behalf of Winston Shrout, "**Settler/Beneficiary**," the exclusive and limited purpose of accepting and receiving all liabilities, accepting and receiving all service of process and other

documents, instruments, bonds or other important papers, to appear and discharge, settle and close all matters material to above referred (Debtor) in all-capital-letter-assemblages, the same shall be by order of Winston ShROUT, "**Settler/Beneficiary**" or other delegated or appointee of Winston ShROUT, "**Settler/Beneficiary**," including assignments for or on behalf of the principal (Defendant), WINSTON SHROUT, including any alphabetical or numerical variation thereof as described above, and to do all other acts requisite to faithfully execute said appointment, fully, faithfully, specially under this appointment.

Said fiduciary shall investigate and report to the US Attorney General any and all acts which may be evidence of felonious acts committed to include but not limited to: **any and all GSA bonds issued against the estate of WINSTON SHROUT by parties known or unknown** as "qualified heirs" and fill out the requisite IRS Form 706 and 709, any and all '**vouchers**' charged against WINSTON SHROUT 401643573 and return the value of said vouchers to the estate of WINSTON SHROUT, and any other felonies or civil torts committed by parties known or unknown.

Public Officer Fiduciary/ Trustee, Robert E. Jones, dba ROBERT E. JONES US DISTRICT COURT JUDGE is hereby authorized to use the private exemption of Winston ShROUT, i.e. WINSTON SHROUT 401643573, for the adjustment and set-off of this instant matter, Case No. 3:15-cr-00438 JO, which is Accepted For Value, and Returned for Settlement (see Exhibit A). Fiduciary Trustee is to issue the appropriate IRS 1099 forms and to be in compliance with all revenue requirements in this matter timely. Winston ShROUT reserves the right to audit all records and activities of Public Officer Fiduciary/Trustee to maintain good faith.

MEMORANDUM

As expressed otherwise, the powers delegated to a public officer are held in trust for the people and are to be exercised in behalf of the government or of all

citizens who may need the intervention of the officer. Furthermore, the view has been expressed that all public officers, within whatever branch and whatever level of government and whatever be their private

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vocations, are trustees of the people, and accordingly labor under every disability and prohibition imposed by the law on trustees relative to the making of personal financial gain from a discharge of their trusts. That is, a public officer occupies a fiduciary relationship to the political entity on whose behalf he or she serves, and owes a fiduciary duty to the public. It has been said that the fiduciary responsibilities of a public officer cannot be less than those of a private individual. Furthermore, it has been stated that any enterprise undertaken by the public official which tends to weaken the public confidence and undermine the sense of security for individual rights is against public policy. (63C Am. Jur. 2d, Public Officers and Employees, 247).

Fraud in its common law sense of deceit - and this is one of the meanings that fraud bears in the statute, see *United States vs. Dial*, 757 F.2d, 163, 168 (7th Cir. 1985) - includes the concealment of material information in a setting of fiduciary obligation. A public official is a fiduciary toward the public, including, in the case of a judge, the litigants who appear before him, and if he deliberately conceals material information from them, he is guilty of fraud. *McNally vs. United States*, 483 U.S., 350 (1987)

NOTICE OF LIEN

Notice is hereby given that Winston Shrout has a valid lien recorded in the Fayette County Recorder's Office in Lexington, Kentucky against SHROUT, WINSTON (or any derivative thereof).

All parties are given notice of the maxim: whoever does business with my debtor becomes my debtor.

t;t:

Winston **SHROUT** was a resident of Hillsboro, Oregon. **SHROUT** operated a business as Winston Shroud Solutions in Commerce ("WSSIC"). **SHROUT** received payments for services as a presenter at seminars and licensing fees

1. 2. 3. associated with the sale of **SHROUT** and WSSIC products, such as DVD recordings of seminars and one-on-one consultations with clients.

1. **SHROUT** received regular pension payments from a pension trust. **COUNT 1 26 u.s.c. § 7203 Willful Failure to File Return**

2. The Introductory Allegations contained in Paragraphs I through 4 of this Indictment are

re-alleged and incorporated herein as if copied verbatim. 6. During calendar year 2009, **SHROUT** received gross income in excess of \$18,700. By

reason of such gross income, he was required by law, following the close of the calendar year

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