FILED

DEC 31 2009

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Seth-Cameron; Sundberg, Pro Per
870 Sunset Drive
San Carlos, California 94044

MOTION FOR SUMMARY JUDGMENT

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA, **Affiant,** **VS.** **SETH SUNDBERG, Pro Per,** **Defendant,**	**CIVIL ACTION/ADMIRALTY** **IN REM** **MOTION FOR SUMMARY JUDGMENT AND EMERGENCY INJUNCTIVE RELIEF; JURAT AND ORDER.** **CASE NO: CR09-00928JF**

MOTION FOR SUMMARY JUDGMENT AND EMERGENCY INJUNCTIVE RELIEF

TO THE HONORABLE, THE JUDGES OF THE AFORESAID COURT:

AND NOW COMES, the Movant, Seth-Cameron; Sundberg; the living man and the and the only authorized signatory for the named Defendant, SETH SUNDBERG, in the above captioned matter, residing at: 870 Sunset Drive, San Carlos, San Mateo County, California.

WHEREFORE, Movant prays this Honorable Court shall grant this Motion for Summary Judgment, pursuant to VSCR-3A:9(b) (1) & (2); Defenses and Objections; on the grounds that the Defendant, SETH SUNDBERG, has been fraudulently and erroneously treated as a corporate fictional specie by the Affiant and this Court, which subjected the

Defendant to be accountable to a fictitious standard of law; caused Movant loss of consortium; the paternal loss of his child; loss of his freedom; subjected Movant to involuntary servitude; theft of his personal property; unlawful search and seizure; physical and mental abuse; unlawful use of his name in violation of his copyright; abuse of power; false arrest of a foreign official; Assault; Assault with a deadly weapon by officials acting under color of law; trespass; interference with commerce; armed battery; barratry; kidnapping; restricted from free access to the legal system; prevented his contact and visitation with his legal counsel of choice; restricted his ability to review claimed evidence against Movant, under the threat and act of imprisonment. Movant discovered the fraud perpetrated against Movant and now seeks the return of his freedom, return of 100% of his property, complete vindication; redemption; compensatory and punitive damages not to exceed $500,000.00 U.S. Dollars.

MOVANT RESPECTFULLY REPRESENTS THAT:

1) On September 09, 2009; alleged Agents of the INTERNAL REVENUE SERVICE and the US MARSHAL's office raided and Arrested the Movant, Seth-Cameron; Sundberg, severing Movant of his freedom; severing Movant from his personal property unlawfully obtained from a properly sealed Registered Mail package with postage attached in excess of $21.00 Dollars; unlawfully severing Movant from his other personal property; restricted his contact and visitation with said child; causing to be issued an unlawfully obtained GRAND JURY INDICTMENT; loss of consortium; the paternal loss of his child; subjected Movant to involuntary servitude; theft of his personal property; unlawful search and seizure; physical and mental abuse; unlawful use of his name in violation of his copyright; abuse of power; false arrest of a foreign official; Assault;

Assault with a deadly weapon by officials acting under color of law; trespass; interference with commerce; armed battery; barratry; kidnapping; restricted from free access to the legal system; impeded contact and visitation with his legal counsel of choice; and restricted his ability to review claimed evidence against Movant on electronic media without a method to listen/view alleged evidence.

2) Defendant refused to provide acceptance of Jurisdiction and demanded verification of identification and validation of authority of **all perpetrators** all of which refused and have acted recklessly without Jurisdiction being granted, and the alleged Judge JEREMY FOGEL has committed Barratry by Admiralty standards and attempted to Practice Law from the Bench by perpetrating Movant as Attorney for the Defendant from the bench causing Movant to suffer the aforementioned injuries.

3) The Defendant depleted his savings and found Movant emotionally drained from his diligence and attempt to obtain justice by a reversal of all charges, reversal of the unlawfully obtained GRAND JURY INDICTMENT and exoneration by this court.

4) On numerous occasions between September 09, 2009 through to the present date, Jeremy Fogel scheduled and attempted to solicit Movant into Involuntary Servitude against the free will of Movant, whereby Movant repeatedly stated "I AM HERE BY SPECIAL VISITATION NOT GENERAL APPEARANCE RESERVING ALL OF MY RIGHTS AT ALL TIMES AS THE SECURED PARTY, GRANTOR AND SOLE BENEFICIARY FOR THE DEFENDANT OF THIS EXPRESSED TRUST. I DO NOT CONSENT OR ASSENT TO ANYTHING YOU ARE DOING", whereby Jeremy Fogel refused to identify himself or any other perpetrator involved in the matter and

intentionally inflicted emotional distress and false arrest upon Movant by unlawfully incarcerating Movant from September 09, 2009 through to the present date without lawful grounds to do so.

5) On September 28, 2009, the Defendant filed a "PRECIPE", "NEGATIVE AVERMENT", "SPECIFIC AFFIDAVIT OF NEGATIVE AVERMENT, OPPORTUNITY TO CURE, AND COUNTERCLAIM", "BOND UNDER SURETY ACT – SILVER BOND", "RESTATEMENT OF THE TRUST", and "MOTION TO INTERVENE – MOTION TO DISMISS", whereby the Clerk of Court has colluded to cause said filings to disappear from the record and refuses to provide Certified Copy(ies) of said filings to Movant or Movant's liaison.

6) Defendant is the Grantor and

Respectfully submitted by:

(by Roque I-Williams attorney in fact)

Seth-Cameron; Sundberg; Pro per the only authorized signatory for SETH SUNDBERG

CC: Clerk of Court
: Affiant
: Defendant

UNITED STATES OF AMERICA, **Plaintiff,** **VS.** **Seth-Cameron; Sundberg, Pro per,** **Defendant,**	**SS.**

JURAT

I, SETH SUNDBERG, Pro per, the Defendant and Movant in the forgoing Motion, hereby affirms under his unlimited credit and liability that the contents of this Motion is true and correct to the best of his inform[illegible]vledge and belief.

By: [signature] by Raquel Williams as attorney in fact
Seth-Cameron; Sundberg, Pro per
the only authorized signatory for
SETH SUNDBERG

Sworn to and subscribed before me this 31st **day of** December, **2009, at** East Palo Alto, **in** San Mateo **County, CA.**

SARA E. HALLER
COMM. # 1747781
NOTARY PUBLIC - CALIFORNIA
COUNTY OF SAN MATEO
MY COMM. EXP. MAY 28, 2011

SEAL

Sara E. Haller Notary Public
California Notary Public
License No: 1747781
My Commission Exp: May 28, 2011