

06-CV-6018CJSCP

George Mercier
P.O. Box 46711
Las Vegas, Nevada 89114



FILED

JAN 09

IN THE UNITED STATES DISTRICT COURT

CLARK US DISTRICT COURT, WDNY
CELEBRATING 100 YEARS OF SERVICE
TO WESTERN NEW YORK
1900-2000

IN AND FOR

THE WESTERN DISTRICT OF NEW YORK STATE

ORIGINAL

George Mercier- Plaintiff

COMPLAINT

Case No.:

vs.

The United States Attorney- at Buffalo
The UNITED STATES OF AMERICA- Defendant

with:

THE STATE OF NEW YORK/ATTORNEY GENERAL- Interested Party
THE STATE OF UTAH/ATTORNEY GENERAL- Interested Party
THE STATE OF FLORIDA/ATTORNEY GENERAL- Interested Party
THE STATE OF NEVADA/ATTORNEY GENERAL- Interested Party

This action shall be known as MERCIER vs THE U.S. ATTORNEY, et al.

COMES NOW THE PLAINTIFF, GEORGE MERCIER, with a Cause of Action against the
above named Defendants, to wit:

Prefactory Recitals:

1. This Complaint is an abbreviated subset of the Complaint intended to have been filed, had the word processing machinery at the Clark County Library not been

Supervised in the manner that it was today.

2. The Plaintiff, George Mercier, is a present resident of the State of Nevada. At the time that the facts commenced in 1999, he was then a resident of the State of New York, and would soon thereafter become resident in the State of Utah, followed by residence in the State of Nevada.
3. The Defendant, the United States Attorney, is the local agent in residence for the Attorney General of the United States.
4. Jurisdiction: Lies in 28 U.S.C. 1331 ("Federal Question") (1948). This statutory jurisdiction only permits a suit to pass through the doors to arrive at the desk of a District Court Judge, who then acting as a Constitutional Officer, can address the merits of this Suit. Specific Subject-matter jurisdiction is found at 28 U.S.C. 1343 ("Original Jurisdiction") (1948)- which addresses the violation of civil rights under color of State law. Other statutory jurisdictions are unnecessary to recite.
5. Venue: This action was selected for Venue in the United States District Court for the Western District of New York, at Buffalo- by reason that it was the United States Attorney in Buffalo, who in 1999, reviewed the matter at hand in light of an asserting a criminal case at the Plaintiff- which the Plaintiff had then requested be conducted. No response was ever received back- so the Plaintiff knows that the UNITED STATES OF AMERICA has no further interest in the Plaintiff for prosecuting him for his writings.

However- as it pertains to the States listed above as Interested Parties- they have both prosecuted the Plaintiff, persecuted the Plaintiff, and at the present time, instituted Employment Banishment proceedings against the Plaintiff in Las Vegas Nevada.
6. The Plaintiff has the Standing to bring this action, without any immediate State or Federal prosecution in his hands, by reason of ROE vs WADE- which held that recurring periods of justiciability and mootness are with Standing to the Federal Bench.
7. Right of Concurrence: The Plaintiff hereby invokes EXXON/MOBIL vs SAUDI ARABIA at _____ U.S. _____ (March 30, 2006) to require that federal actions can be

ORIGINAL

filed and maintained in a passive hiatus of pendency, while State activity is in effect underneath (see footnote 9). The Supreme Court added that it is "...not necessarily inappropriate" to view such Federal/State concurrency as an "...insurance policy".

8. Motive for filing this Case: Some High Advisors of the Plaintiff, living in the mid-West have asked that matter be deadened as soon as possible in Court. As of Monday night, January 1st, 2006, they have assessed an additional sanction against the Plaintiff, for his refusal to file this matter last Summer when it was encouraged to have been filed back then. His Advisors cited with fuzz 406 U.S. 1 from the Supreme Court, which is a uranium case. These High Advisors are rather attractive, and their refusal to back off is a serious matter.
9. This action is a memorial to Seymour Weinstein, an Attorney living in Rochester New York, who learned of the New York State prosecution involved, and paid a personal visit to the Plaintiff in the Summer of 1999. Seymour Weinstein was admitted to the New York State Bar Association in 1952- a year before the Plaintiff was born, and knows every single day of the Plaintiff's life and times.

Background Facts:

A Call For the Bombing of the City of Paris

Over the Christmas Octave of 1998, the Plaintiff had a luncheon with his father at Oak Hill Country Club in Rochester, New York. The Plaintiff was invited to take a vacation in Florida, which was accepted, with the itinerary to be by rail. While on this train trip to Florida, the Plaintiff concluded that France has to loose its management of uranium, and that heavy damages were involved. Divestiture of uranium by France was viewed as being quite unlikely- so incentives to be brought to bear, which means that the City of Paris has to be bombed to remove their selfishness in commerce.

When the Plaintiff arrived back in New York State, he told the President of France, Jacques Chirac, of his findings and conclusions. Rather than undertake any constructive measures, Chirac contacted the Brighton Police Department and started a hostile prosecution against the Plaintiff.

The Plaintiff responded by finding a criminal statute for himself to be prosecuted under, in Title 18J N.Y.S.C., and asked the United States Attorney in Buffalo for a review of the matter. A dead-issue was returned- but from France, the prosecution started by Chirac soon turned into persecution.

The Plaintiff drafted a magazine article for publication in FOREIGN AFFAIRS MAGAZINE in New York City- and then soon was evicted from his residence by a surprise measure of the Brighton Police Department.

The Plaintiff moved to the State of Utah, and there, would be dubbing his initiative "Operation Noire" (an urgent call for the bombing of the City of Paris as an incentive for France to divest itself of uranium).

Six years later, down to the present day, the Plaintiff's residence is routinely broken into by the Brighton Police Department, and items stolen. Since Easter Sunday of 2005 alone, there have been some 30 to 40 break-ins. Chief Voelkle calls a neighbor that he has given a key to, and asks for some material to be lifted. Sometimes he passes around the stolen material to my relatives in the State of New York, and sometimes the stolen matter is of interest to Chirac, and gets further sent onto to Paris France.

Relief Sought:

From this Court in Western New York State, the Plaintiff is seeking a conveyance of "Writer's Immunity", and has the following federal laws to ask and claim such relief under, as follows:

Argument I

Claiming the Fifth Amendment

In the solicitation of Writer's Immunity for the Call for the Bombing of the City of Paris, the Plaintiff hereby claims the Fifth Amendment. This Amendment has to be calimed, claimed in advance, and has no retroactive effect; its commencement is valid and recognized on the filing of the claim in Court. So it is now in effect on all of Mercier's ideas, plans, and writings for Operation Noire, and of if that and its derivatives.

Argument II

Pre-Emptive Violation of the 1st, 9th, 10th, and 5th Amendments

In further solicitation of Writer's Immunity, the Plaintiff hereby cites the 1947 Case of UNITED PUBLIC as law for the protection of Americans against their political activity in the land. Even when up against the Hatch Act and its occulinary effect on Fovernment Employees from undertaking political activity while in office, the Supreme Court ruled that AMERICANS were protected by the First, Nineth, Tenth, and fractionally, by the Fifth Amandment (pertaining to a small aspect of the Due Process Clause). See the MITCHELL Case at 330 U.S. 75.

Argument III

Without political activity as a factor, the Plaintiff hereby solicits a conveyance of Writer's Immunity, on the grounds, and for the reason that his Writings on the Bombing of Paris are outside of the limitations generally imposed against too generous an environmental application of the First Amendment, as follows:

In 1996 a District Court review what classes of speech were given little or no First Amendment protection, and developed the following list of subject-matter

exclusions that will not receiving very much First Amendment protection- if any at all:

1. Obscenity- the lwded, the indecnt, and the pornographic
2. Fighting Words
3. Libel and Slander
4. Commercial Speech
5. Words likely to incite imminent lawless activity (under BRANDENBERG)

See the extended discussion in the PALADIN PUBLISHING CASE, 940 F.Supp 836 (1996).

Admission: The Plaintiff would like to present to this judicial forum a non-disputed factual setting for a ruling on, and so the following admission is made:

The writings of the Plaintiff are a fully blended composite admixture of every single English Language understanding of indecent, unlawful, illegal, forbidden, playful, fighting, provocative, pornful, condescending, irritating, offensive, libelous, felony slanderous, and condemned a class of words, ideas, and conclusions as can be extracted out of the English Language- as that Language is used and understood all over the Hemisphere.

Furthermore, the Plaintiff admits that he writes for commercial enrichment (whether he actually does or not in an immediate sense).

The Plaintiff hereby admits that his writings are all outside the PALADIN Guidelines proposed by the Federal Bench in the 1990s for American writers who wish to loose the First Amendment for themselves.

Counterveiling Argument:

In the solicitation of Writer's Immunity, the Plaintiff would like this Court to consider the Case of THE MASSES, from 1917. Back then, under Orders from the President and Attorney General, the Post Office prosecuted a magazine

for violating a statute then in effect, suppressing the circulation of such outlandish writings. See 246 FEDERAL 29 (1917). Note that even though the Chief Executive himself wanted the Magazine shut down, the Court ruled in favor of the writers in publication, and held that American writers who deliberately write to incite civil disturbances, mayhem, rioting, commotions, lawless activity, and who were deliberately trying to encourage others to break down a statute (such as encouraging draft resistance during time of military conscription)- are actually covered by the First Amendment.

Since the Plaintiff is deliberately trying to incinerate the Hemisphere, the Government has to come up with a Case in preponderance, or else loose all of the PALADIN guidelines for those American writers who are trying to burn down the world.

Argument IV

Deterioration of the Environmental Field Effect of The First Amendment

In 1972 the Supreme Court reaffirmed its long standing policy that the First Amendment has an environmental field effect to its operation, which cannot be silenced by statutory initiatives- by ruling that persons who want to learn about some ideas out there have the right, from the First Amendment, "...to receive information and ideas" off of writers in the land (See Kleindienst vs Mandel, at 408 U.S. 753, at 762 (1972).) The Supreme Court noted that this right to both distribute and also to receive literature "...cannot be withdrawn even if it creates the minor nuisance of ...cleaning litter from the streets" (see the Struthers Case at 318 U.S. 141, at ¶ 3 (1942).)

In the solicitation of Writer;s Immunity, the Plaintiff would like to advise this Court that the persecution in effect against him by the management of the States

of New York, Florida, Utah, and Nevada, is illegal under the First Amendment, by reason of its environmental deprivation effect of fact and idea starvation.

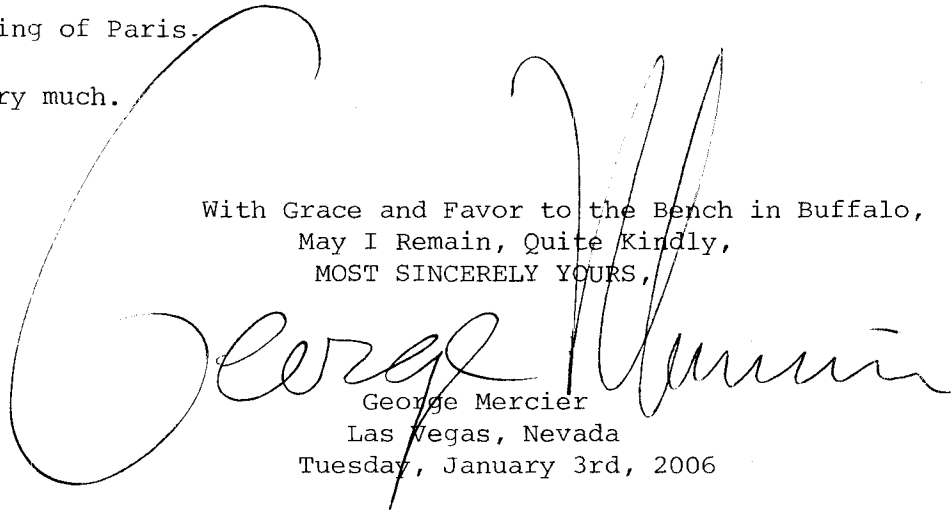
An excellent showing of the corruption in effect by the Federal Bench took place in 2002 against Literary Writer Irwin Schiff in Las Vegas, Nevada. There, a federal Judge issued out a Restraining Order to prohibit the further dissemination of his Tax Protesting Books. A Nevada Judge is a very corrupt man. I went to Irwin Schiff's criminal trial two months ago, and encountered a severely demented and corrupt Kent Dawson be most unfair with his compression of the Schiff Case. Irwin Schiff is a legal affairs writer and statutory commentator under this aspect of the First Amendment- and the United States owes him a dismissal and settlement for unjust aggression and damages.

Relief Sought:

The Plaintiff seeks a grant of Writer's Immunity for his work on uncovering a uranium problem with the Republic of France, and of his solution: A Call for the Bombing of Paris.

Thank you very much.

With Grace and Favor to the Bench in Buffalo,
May I Remain, Quite Kindly,
MOST SINCERELY YOURS,



George Mercier
Las Vegas, Nevada
Tuesday, January 3rd, 2006

May I add the closing comment that if you rely on the environmental assessments of George Pataki and his colleagues on the Governor's Convention- that all is well in France- you are listening to a man who has a severe personal problem stealing in the land. Before I left New York State, he made arrangements to have a NEW YORK STATE lapel pin, with the state flag on it, stolen from my clothes.

Impeachment of Character Witnesses

Pursuant to the issuance of the United States Supreme Court, the Plaintiff hereby impeaches the character of these witnesses against him in any and all Federal, State, and Local, and County Governmental forums- both administrative and judicial. This impeachment means that these persons are accused of being corrupt- so the use of their testimony by Government as evidence violates the Equal Administration of Justice, and the Equal Protection of the Laws aspects of the United States Constitutions. Specifically, the Plaintiff hereby accuses each and every person listed herein of violating the Civil Rights Act of 1964, to wit:

1. The 1999 President and Vice-President of the United States
2. The 1999 United States Attorney General and FBI Director
3. The 1999 Director of Central Intelligence
4. The 1999 Governor and State Attorney General of the State of New York
5. The 1999 Governor and State Attorney General of the State of Utah
6. The 1999 Governor and State Attorney General of the State of Florida
7. The 1999 Governor and State Attorney General of the State of Nevada
8. The 1999 Nevada State Supreme Court and Sheriff of Clark County

Recent Example of The Plaintiff's Writing

The following Exhibit is provided to this Court for an assessment of the actually use of fighting words, stirring up commotions and rioting, trying to create a civil disturbance, etc. ...

...In November of 2005 a fairly large number of teenagers and other youthful persons started rioting throughout France. Hevay damages were set in motion, with the NEW YORK TIMES showing burned-out French automobiles piled on top of each other. Other pictoral presentations of these youthful persons in France show them to be quite deteriorated and sloppy in dress, manner, politiness, and that they were rather enjoying themselves as being bullies.

The Exhibit attached is a letter to a national Judge in Paris France, who is entitled the SPECIAL JUDGE ADVOCATE ON TERROR (Judge Bruguriere); on other matters he has been presented in the NEW YORK TIMES since the 1990s.

When the Plaintiff characterizes these youthful French persons as "swamp" material and as "Little Crock"- what he is referring to their possible immediate background living in tropical swaps as crockadiles and other reptitles. Their rioting, as was reconstructed by the Plaintiff, is to protest~~ed~~ the much-too-stringent existence of law enforcement in Iraq- which in their opinion, if carried forward a bit more, would ruin their Insurgency underway in Iraq. They think just like the American Right Wing (leaving their businesses to fly to Mexico and other vacation destinations on the planet; then returning home to see a law enforcement disintegration news article, in favor of the Left; their conclusion is that the United States is going to be lost to the Left someday).

In the opinion of the Plaintiff, this letter is a French subject-matter letter and falls under the 5th Amendment claims; plus political activity; but not the field effects protection (the First Amendment does not extend to Aliens). As soon as this is recorded in Court and it is circulated around America, then the Field Effects Protection of the First Amendment commences.

Recent Example of The Plaintiff's Writing

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George Mercier

To: Judge B.
Paris, France

in re: The recent rioting in France

Dear Judge B:

American newspaper reporting of the recent rioting of France, and in particular the NEW YORK TIMES, prompted me to send a letter to Senator John Kerry (of Massachusetts) in the United States Congress- advising him of my conclusions that the teenage rioting in France was motivated by the following list of incentives, factors, and environmental assessments:

1. That it is their perception that the Insurgency in Iraq is theirs;
2. That their Insurgency in Iraq is on a declension (destined to loose);
3. That the reason why their Insurgency is loosing in Iraq is because their is too much law enforcement in the atmosphere there- and in particular they would reference the criminal case and trial now in progress against Saddam Hussein;
4. That the rioters largely stopped their rioting when two Hussein trial attorneys were shot at, and one of them was killed;
5. That your rioters do not want to give away that they are looking for the disintegration of Iraqi law enforcement as a means of prevailing in their Insurgency in Iraq.
6. That they stopped rioting to mislead people into not to concern themselves with the future most likely plan of the Insurgents to disintegrate Iraq law enforcemnt by shoting the Hussein Trail Magistrate
7. That all of this is in furtherance of "their" Insurgency prevailing in Iraq.

May I add at this point that the magazines of France (L'Express, Paris Match, and L'Oberatore) are read frequently by myself, and formed some fair amount of background factors from which I arrived at these conclusions. Because those rioters are into the Iraq Insurgency (Similar to George Mercier being a delegate to the Rublican National Convention as a Presidential Elector in 2008: Which means not actually on the floor, but rather in Nevada as an observer, cheerleader, advisor, and supporter; in light and hopes of one day actually being on the RNC Convention

EXHIBIT

as a delegate).

Because of their bravado, arrogance, pride, privacy, and slealth- those rioters are obviously unwilling to disclose their plans, formulations, intentions, and association with the Insuregency in Iraq; may I recommend a bravado-removal psychodrug package to actually have your police get at their concealed motives; when dealing with capital cases s--ch as rioters, there is no abuse on your part to do so- in lieu of torture which is often understood by law enforcemnt to induce the same removal of bravado and privacy that a man has after his crime.

Best Christmas and Holiday wishes to you and your lawyers in France.

Thank you very much.

With All The Very BEST Personal Regards,
May I Remain,
VOS, PLUPART CORDIALEMENT,

George Mercier
November 2005

On a personal note, may I add that I am starting an lawsuit against your National Police for first degree persecution at Charles de Gaulle Aeroporte in October of 2003; he was a bit smocky and did it personally; don;t pay any attention to the suit (I have been thinking about venueing it in Detroit, which is where the NORTHWEST AIRLINES jet left the United States, and from which the United States retains jurisdiction over the passengers until they have been accepted in some foreign country (by having cleared customs).) My model is the Air France flight that crashed into Pearson International last Summer- the pilot did that deliberately, and France retains criminal review of the pilot- as he did that before he was accepted into Canada.

While in Charles de Gaulle Aeroporte- I went to the basement to rent a Post Office Box- and was refused by two woman clerks, and also refused by the Branch Manager- a women. She said that the rental of a post office box "(is) for society"- and not for George Mercier. In the years that have elapsed since, I have read in the United States Supreme Court how "society" is often an equivalence for "Government"- which means that she thinks that the Government of France has some type of negative itch on me. In the years that have passed by- I have come to see that about 25%

EXHIBIT

of her motive was gender based discrimination (prejudicially because I was a man); she has a severe problem with always disagreeing with men- and now a man wants something from her. No deal, she could say, somewhat adjusted.

Because of these incidents at Charles de Gaulle, you may be hearing from Postal Services Central in Paris, to see if you think that I should or should not have a Post Office Box in the basement of Charles de Gaulle, Aeroporte or not.

May I have your favorable consideration in the matter.

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