

Kenneth Gomez
Governor of New Mexico
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July 28, 2014

Office of the United States Marshal, DNM
333 Lomas N.W. Ste. 180
Albuquerque, N.M. 87102
(505)346-6400

Office of the United States Attorney, DNM
Post Office Box 607
Albuquerque, New Mexico 87103

RE: Formal Notice of Crimes against the Constitution of the United States of America and the Humanity of New Mexican Citizenry Operationally Active within the State and District of New Mexico

Greetings:

I. Purpose and Intent

The purpose of this letter is to provide verifiable evidence to the addressed primary offices in order to impose the statutory responsibilities on them with sufficient force and effect so that those persons assigned as its competent officers can be held accountable for failing to perform their solemn statutory duties under oath and for instituting retaliatory responses, should that occur, against the author as they demonstrate an intent to join, jointly and severally, the treasonous course of conduct of those persons feloniously holding public office who currently and actively commit crimes against the United States and the humanity of the New Mexican citizenry.

II. Operative Scenario

Upon being commissioned to be public officers, both the United States attorney and the United States marshal take the oath of office, 80 Stat. 424 as amended (5 U.S.C. 3331).

Before entering the applicable office to perform the specific duties attendant thereto, the attorney takes the prescribed oath contained in 80 Stat. 618 (28 U.S.C. § 544) and the marshal takes the prescribed oath contained in 102 Stat. 4513 (28 U.S.C. § 563).

The United States Attorney is obligated to perform the solemn duties contained in 80 Stat. 618 (28 U.S.C. § 547), the United States Marshal is obligated to perform the solemn duties contained in 102 Stat. 4514 as amended (28 U.S.C. § 566) and the latter may also exercise the same powers which a sheriff of the Respondent States may exercise under authority of 102 Stat. 4513 (28 U.S.C. § 564).

Finally, this document is being sent to both addressees by United States Mail, postage prepaid, Restricted Delivery with proof of service that each addressee principal has in fact received the document, and that no attempt by any person assigned various supporting duties within these two offices has taken any action to prevent or interfere with the delivery of the document to the principal officer at each address. See *In Re Charge to Grand Jury*, 62 F. 828 (ND Ill. 1894).

III. Powers and Duties of Principal Officers

It is the primary role and mission of the United States Marshals Service to provide for the security and to obey, execute, and enforce all orders of the United States District Courts, the United States Courts of Appeals, the Court of International Trade, and the United States Tax Court, as provided by law.

The United States marshal of each district is the marshal of the district court and of the court of appeals when sitting in that district, and of the Court of International Trade holding sessions in that district, and may, in the discretion of the respective courts, be required to attend any session of court.

Except as otherwise provided by law or Rule of Procedure, the United States Marshals Service shall execute all lawful writs, process, and orders issued under the authority of the United States, and shall command all necessary assistance to execute its duties.

Each United States marshal, deputy marshal, and any other official of the Service **as may be designated by the Director** may carry firearms and make arrests without warrant for any offense against the United States committed in his or her presence, or for any felony cognizable under the laws of the United States if he or she has reasonable grounds to believe that the person to be arrested has committed or is committing such felony.

The United States Marshals Service is authorized to—

(A) provide for the personal protection of Federal jurists, court officers, witnesses, and other threatened persons in the interests of justice where criminal intimidation impedes on the functioning of the judicial process or any other official proceeding; and

(B) investigate such fugitive matters, both within and outside the United States, as directed by the Attorney General.

Nothing in paragraph (1) (B) shall be construed to interfere with or supersede the authority of other Federal agencies or bureaus.

IV. Officers and Employees Disqualification

Under provisions of 92 Stat, 1874, (28 USC Section 528), the Attorney General shall promulgate rules and regulations which require the disqualification of any officer or employee of the Department of Justice, including a United States attorney or a member of such attorney's staff, from participation in a particular investigation or prosecution if such participation may result in a personal, financial, or political conflict of interest, or the appearance thereof. Such rules and regulations may provide that a willful violation of any provision thereof shall result in removal from office.

V. Evidence of Treasonous Conduct

Two of the three candidates for the Office of New Mexico Governor were holding public office positions by denying the power of Article XXII, Section 19, Constitution of New Mexico, and defying the authorities of 10-2-5, 6, 7, and 9 NMSA 1978 in that they failed to post with the Office of the Secretary State evidence of a valid personal recognizance bond binding them to the promises in their oath of office and available and convenient for public scrutiny. Accordingly, they could not constitutionally and statutorily enter the public office held; thereby any public appropriations received by them as salary and converted for personal use in excess of \$20,000.00 while not legitimately holding public office rendered them second degree felons under provisions of Section 30-16-8F NMSA 1978. Filing a Declaration of Candidacy for the Office of New Mexico Governor while actively embezzling state public appropriations cause the notarized Declaration to be fraudulent and also a fourth degree felony.

I, Kenneth Gomez, was the third 2010 candidate for the Office of New Mexico Governor and regardless of the number of votes received by me, neither of the other two candidates, as felons, could be declared a winning candidate. Grounded upon the prevailing vote on January 1, 2011, I became the New Mexico Governor; however at the mandatory canvassing board meeting to validate the number of votes cast, I was the only candidate with witnesses present and only two of the three members of the mandatory statutory canvassing board. Some of the witnesses represented the public media.

A person claiming to hold the position as Secretary of State and a person claiming to hold the position as Chief Justice of the New Mexico Supreme Court without evidence of a personal recognizance bond on record within the Office of Secretary of State authenticated the decision that a second degree felon was the winning candidate to be governor; both persons posing as public officers were also embezzling state public appropriations as second degree felons grounded upon the exact same reasoning as the errant candidates when the decision was made on who would become governor; and in point of fact, *no person can demonstrate valid and verifiable proof that they constitutionally or statutorily held any state public office in New Mexico since 1963 and before 2011.*

Still further, there were five persons holding positions as federal district judges who, prior to their presidential commissioning, were unconstitutionally and unlawfully holding state public positions, embezzling public funds, and thereby falsified their Ethics in Government Act, (5 U.S.C. Appendix 4, Sections 101 to 104), Source of Previous 12 Month Income Report which facilitated their commissions. The United States District Court for the District of New Mexico is corrupted and harbors criminals embezzling federal public appropriations with abandon supported by the United States Marshal Service and the Department of Justice in accord with Section IV above.

I, as Governor, am denied access to the office, the operating funds, and necessary armed force to route the insurgents from their stronghold and have chosen to inform President Obama of my situation. My efforts to date have been futile which necessitates the purpose of this letter.

VI. Independent Sources of Essential Evidence

All permanent independent sources of evidence in support of the foregoing are of record and available to both addressees at the following:

Section 3, Fourteenth Amendment; Article VI, Clause 3, Constitution of the United States of America; the self-executing provisions of Article XXII, Section 19, Constitution of New Mexico and authorities contained in Sections 10-2-5, 6, 7, and 9 NMSA 1978 which provides for public scrutiny of the constitutional power's effectiveness and enforcement.

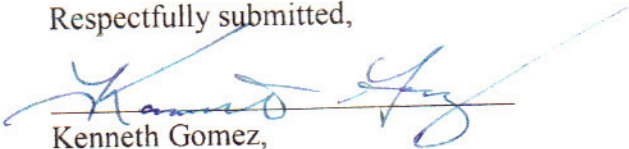
Office of Secretary of State Archives of New Mexico and current records in the Office of the New Mexico Secretary of State.

Numerous federal and state district court cases as a principal party within the District of Columbia and the State and District of New Mexico which reveal the lack of legally competent public officers within the State and District of New Mexico and their embezzlement of state and federal public appropriations, all of which were futile results.

The Judicial Council, the Judicial Center, and the Administrative Office of the United States Courts.

5 U.S.C. Appendix 4, Sections 101 to 109; several statutes referenced in this document; and titles 18 and 28 of the United States Code.

Respectfully submitted,


Kenneth Gomez,
Governor of New Mexico

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1. Article Addressed to:

Office of the US Marshal
DNM
333 Leans NW Ste 180
Albq. NM
87102

2. Article Number
(Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X *CASEY* Agent Addressee

B. Received by (Printed Name) *Carla Cameron* C. Date of Delivery *7/24/14*

D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

RESTRICTED DELIVERY

3. Service Type
 Certified Mail® Priority Mail Express™
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 Insured Mail Collect on Delivery

4. Restricted Delivery? (Extra Fee) Yes

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PS Form 3811, July 2013

Domestic Return Receipt

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1. Article Addressed to:

Office of the US Attorney
DNM
PO Box 607
Albq. NM
87103

2. Article Number
(Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X *Arthur Deery* Agent Addressee

B. Received by (Printed Name) *Arthur Deery* C. Date of Delivery *7/29/14*

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4. Restricted Delivery? (Extra Fee) Yes

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PS Form 3811, July 2013

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