

1986

State of Utah v. Dale Stevens : Brief of Appellant

Utah Supreme Court

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Unknown.

Dale Stevens; Pro Se Appellant.

Dale Stevens Box 1343 Vernal, Utah

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Dale Stevens
Box 1343
Vernal, Utah

UTAH
GOVERNMENT

89 1986 20857

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IN THE SUPREME COURT STATE OF UTAH

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	%	
State OF UTAH	%	APPELLANT
Plaintaff,	%	
	%	BRIEF
VS.	%	
Dale Stevens	%	Case No. 20857
Defendant.	%	

%%

I demand all my rights under the Constitution of the United States at the Common Law and I give up none of my rights at any time!!

ARGUMENT

(1) The ticket was given on November the 5th, 1984 And there was no trial held until February the 22nd, 1985, as the first trial date was illegal in that the notice for trial for December the 10th 1984, was mailed on Friday the 7th of December, 1984, and the mail wasn't distribeted into the boxes until 10:00 o'clock on the 10th of December 1984 and the trial was to be at 9:00 o'clock, making it impossable to appear before I was notified. Therefore, making it a mistrial. I have the envelope, with the postmark, as evidence. According to Utah Code, book 77-16, under rights of a defendant to include articles (a) through (h), it states that a trial must be held within 30 days, and anybody with any math skills at all, can plainly see, that from November the 5th, 1984 to February the 22nd, 1985, is over 30 days. So, the bottom line is: The court that was held, was nothing more than a Kangeroo Court, to intimidate and harass me, and show me that the State could take away my Unalienable rights, which are gaurunteed by the Constitution of the United States.

FILED
FEB 24 1986

- (2) In the first place, the stopping of the vehicle was unlawful and unwarranted, as a citizen of the United States under the organic constitution is gaurunteed the right of locamotion, and that right I was denied, and also gaurunteed the right to make a living, that right I was also denied. therefore, this state has attempted to put itself above the Constitution of the United States, and above the United States Supreme Court, and become a law unto itself, which is treason, to say the least.
- (3) I have put up with over a year of harassment from this county and this State, and I have also sent motions, to show my position, and prove that you can not make a person give up a right, to accept a privilage. Furthermore, you can not confiscate property, and inpound it, to harass a citizen, to make them give up a privilage. The Mafia, uses such tacticts.
- (4) In Court, a person is gaurunteed the right to stand on the Constitution for a defense. That right, I was denied. In the trial transcript on page 18 and on page 50, in both these places I was denied the right to use the Constitution for a defense. Therefore, proving that Judge Davidson was eather baiis, or preudice, or just plain affraid of the truth, and threaten to put me in jail if I used United States Supreme Court rulings, or the Constitution of the United States, as my defense.
- (5) I was also denied the right to a twelve man jury trial, or a trial by jury of any kind. My motion for said Jury trial, was denied and the letter stating my motion would be denied, and was mailed the day before the trial, therefor, I didn't receive it, until several days after the trial, And the County Attorney's letter was self contrdictory. Therefore, I was undoly exposed to more harrassment and another Kangeroo Court. Therefore, Its the opinion of this citizen, that all charges should be dropped, and decissions should be reversed, as the laws of this state do not apply to this citizen, as I am not a servant to the state, and don't intend to become a servant.

- (6) The right personal liberty and the rights attached to it, through the first, fifth and fourteenth amendment to the constitution, and my right to travel with out being tax or harassed on my hiway.
- (7) As a citizen I do not haft to enter in to a contract to ttivel in this State or enny other State.
- 8) This state does not have jurisiction in this case .

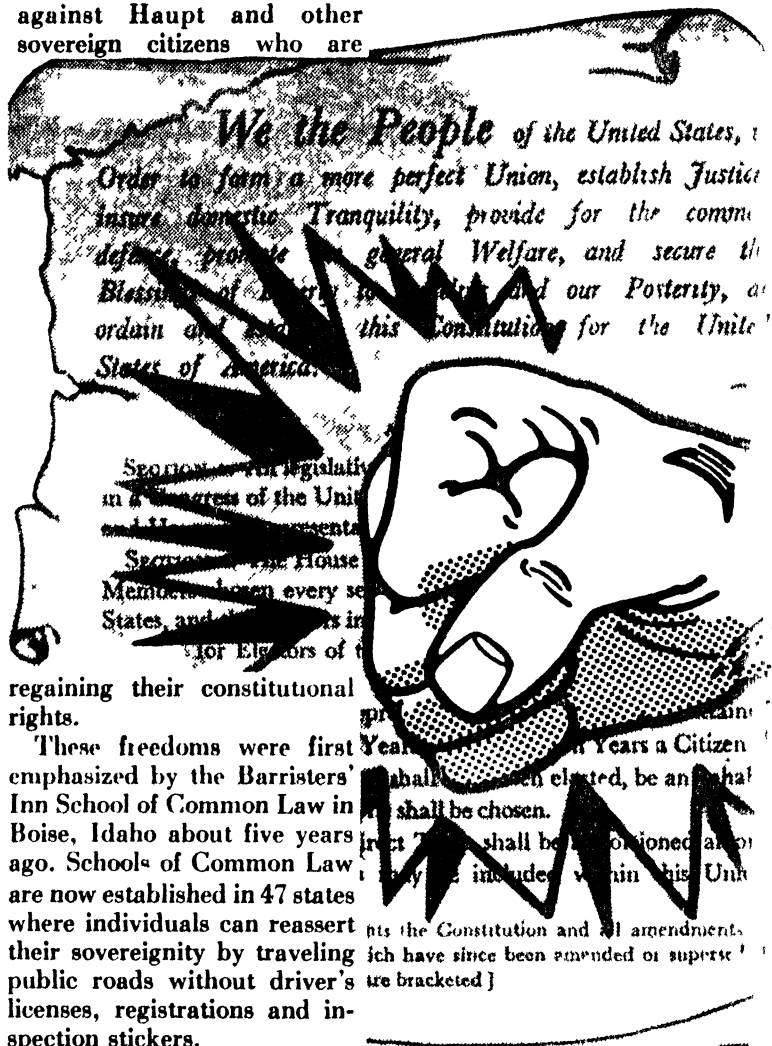
Argument Against The Need For A Driver's License

Daily Local News
West Chester, PA
September 3, 1985

Editor News: A recent news story in area newspapers regarding Lynn Haupt (Bucks County) and his recision of his driver's license and Social Security number — missed some significant facts. Facts that the Bucks County District Attorney's office and the Hilltown Township policemen will need to take into consideration in their actions against Haupt and other sovereign citizens who are

constitutional provisions for the security of person and property should be liberally construed ... It is the duty of courts to be watchful for the constitutional rights of the citizen, and against any stealthy encroachments thereon." *Boyd v. U.S.*, 116 US 635.

The Supreme Court said "... Where rights are secured by the Constitution are involved, there can be no rule making or legislation which would



regaining their constitutional rights.

These freedoms were first emphasized by the Barristers' Inn School of Common Law in Boise, Idaho about five years ago. Schools of Common Law are now established in 47 states where individuals can reassert their sovereignty by traveling public roads without driver's licenses, registrations and inspection stickers.

Their actions are based on Constitutional grounds that they have a right to travel public highways without Big-Brother's snoopervision. This has been upheld by various courts in the United States.

Section 1 of the Constitution in a Congress of the United States shall be chosen every second Year, and the Electors in each State shall have the Qualifications for Electors of the most numerous Branch of the State Legislature.

These freedoms were first emphasized by the Barristers' Inn School of Common Law in Boise, Idaho about five years ago. Schools of Common Law are now established in 47 states where individuals can reassert their sovereignty by traveling public roads without driver's licenses, registrations and inspection stickers.

abrogate them." *Miranda v. Arizona*, 384 US 439 at 491

"The privilege ... is neither accorded to the passive resistant, nor the person who is ignorant of his rights, not to one

Mailing Certificate

I hereby certify that I mailed a true and correct copy of the for going motion to my apponant, with frist class postage paid to Attorney Genral offic deporment of govermental afarres 236 State Captel Salt Lake City Utah 84114

Dated this 2/21/86

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