

CAUSE NO(s). \_\_\_\_\_<sup>1</sup>

THE STATE OF TEXAS,  
Plaintiff,  
v.  
**EDDIE E. CRAIG,**  
Respondent.

§ In the JUSTICE OF THE PEACE COURT  
§ PRECINCT 1  
§ HORSESHOE BAY, TEXAS,  
§ LLANO COUNTY, Texas<sup>2</sup> 78657  
§  
§  
§ Date: \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_

**Affidavit of Eddie E. Craig –  
Not Engaged in Commerce or “Transportation”**

THE HONORABLE JUDGE OF SAID COURT:

COMES NOW **EDDIE E. CRAIG**, the Respondent in this matter, who asserts as follows:

**Assertion of Rights**

**Eddie E. Craig** (“**Craig**”) asserts all **his** unalienable rights, privileges and immunities at Natural Law, Common Law and Maritime Law, and all his commercial rights relevant to this

<sup>1</sup> Only cases have numbers. There being no charging instrument(s) filed, much less served, there is no case, here, by any number. Until STATE proves standing on the record this is a non-case, *Austin v. New Hampshire*, 420 U.S. 656, 668 (1975) (Blackmun, J., dissent); *Deposit Guaranty Nat’l Bank v. Roper*, 445 U.S. at 353 (Powell, J., and Stewart, J., dissent); *Williams v. Vermont*, 472 U.S. at 36 (dissent) (citing *Austin*), i.e., civil, until STATE proves standing. A common number associated with this matter is yet to be established to the knowledge of Respondent.

<sup>2</sup> The above style is mostly guess work, however, comfortably presumed are the Plaintiff and the County. The proper name and capacity of both the Plaintiff and the court are all still unknown. There has never been timely or proper service on **Craig** of any charging instrument or anything at all identifying all parties and proper service information for same.

Affidavit - Not in Commerce or Transportation

**No Notice. No Commercial Nexus.**

state.

## **Special Appearance**

**Craig** asserts **his** special appearance, objecting to the court's subject matter jurisdiction, personal jurisdiction, and venue.

## **Objection to Non-judicial Decision-making**

**Craig** objects to and does not consent to any assignment *or* any referral of this case, in any part, to any decision-maker other than a duly elected or properly appointed judicial officer exercising full authority of a municipal court judge and who has an active and current oath of office on file. *Gonzalez v. United States*, 553 U.S. 242 (12 May 2008). (**"If the parties consent"**) (construing 28 U.S.C. § 636(b)).

## **Objection to use of private law**

**Craig** objects to the use of unpublished cases. A cite to "WL" and "Lexis" is a reference to materials not publicly accessible. For such references even to begin to be meaningful, a full copy of the opinion for each "WL" or "Lexis" reference must be attached.

## **Request judicial notice of private administrative law**

Affidavit - Not in Commerce or Transportation

**No Notice. No Commercial Nexus.**

**Craig** asks the court to take judicial notice that the Transportation Code, as written, regulates only a special class of people engaging in the regulable activity of “transportation.”

**Craig** further asks the court to take judicial notice that “transportation,” as regulated by the Texas Transportation Code, is a completely commercial activity. Moreover, as such, it regulates only those that make “use” of “motor vehicles/vehicles” upon the highways of “this state” as “operators” and/or “drivers” for the specific purpose of engaging in the regulable business activity of “transporting” passengers, goods, or property from one place to another as a “carrier” for compensation or hire.

## **Facts**

1. **Craig** hereby makes the following statements of fact under penalty of perjury and attests that they are true and correct.
2. At the time of the “traffic (i.e. “transportation”) stop,” and warrantless arrest **Craig** was traveling viatically upon the public right-of-way in a private conveyance for **his** own private business and pleasure while utilizing due diligence and care to ensure that **his** actions did not cause harm to other person(s) or property and no such harm had taken place.
3. At the time of the “traffic (i.e. “transportation”) stop,” and warrantless arrest **Craig** was not acting in the capacity of a public, private, or common “carrier” for the purpose of “transporting” any “person(s),” “goods,” or “property” from one place to another upon the highways of “this state” for compensation or hire.

4. At the time of the “traffic (i.e. “transportation”) stop,” and warrantless arrest **Craig** was not “operating” or “driving,” or any of the grammatical variations of those terms, a “motor vehicle” or “vehicle” upon the highways of “this state” for the purpose of transporting any “person(s),” “goods,” or “property” from one place to another for compensation or hire while acting in the capacity of a public, private, or common “carrier.”

5. **Craig** asserts for the record that **he** absolutely was not engaging in any privileged activity(s) or act(s) constituting “transportation,” i.e. commercial use of the highways, nor to **Craig**’s knowledge is STATE in possession of any actual evidence that could or would prove the contrary.

6. **Craig** absolutely was not engaged/engaging in any act(s) of a regulable commercial nature that could/would be consistent with the legal meaning and application of the term “transportation,” and that could/would create a legal and binding duty upon **Craig** to comply with any such commercial regulatory authority.

Respectfully submitted.

**Verification**

STATE OF TEXAS

§

ss **KNOW ALL MEN BY THESE PRESENTS**

COUNTY OF TRAVIS

§

Before me, the undersigned Notary, personally appeared **Eddie E. Craig**, the Respondent in this matter, who satisfied me as to **his** identity, and who, upon administration of oath or affirmation by me, declared and deposed as follows:

*I am **Eddie E. Craig**. I am at least **21** years of age, and I am competent to make this Affidavit. I have personal knowledge of these facts and attest under penalty of perjury the facts stated in this document are true and correct.*

*I assert all my unalienable rights, privileges and immunities at Natural Law, Common Law and Maritime Law, and all my respective commercial rights relevant to a place called "this state."*

Further, Affiant sayeth not.

/s/ **Eddie E. Craig**  
**Eddie E. Craig**, Affiant and Respondent

Signed and sworn to before me on this the \_\_\_\_\_ day of \_\_\_\_\_ (month) 20\_\_\_\_ (year) for which witness my seal and signature.



Notary Signature: \_\_\_\_\_

**Certificate of Service**

By my signature below, I certify that on this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, I have no idea who should be served with a true and correct copy of this document, because there is no competent charging instrument, much less one showing a name or address for service of such documents on the Plaintiff by the Respondent. In other words, no one has made any Appearance on the Plaintiff's behalf. Therefore, it is delivered by hand in open court to whoever shows up on the Plaintiff's behalf. If that is no one, then there is nothing served as of this date.

/s/ **Eddie E. Craig**  
**Eddie E. Craig**, Respondent