In The District Court of Freedom County

State of Oklahoma

Joy In Living Free, a.k.a. )

Joy L. Landwin, )

and )

Jane Mary jones, )

)

Plaintiffs, )

)

Vs. ) No. **CJ-2011-0000**

)

The City of Elmtowne, ex rel. )

John Siddier, )

Sandra Shimmer, )

Phil Baby, )

Randy Shimmer, )

Defendants. )

Plaintiffs’, O.S. 12, Section 2201, notice to the Court and to the County of Freedom County and the City of Elmtowne of the County and the City’s duty to practice equitable subrogation[[1]](#footnote-1) as provided for at O.S. 51, Chapter 5, Section 160 to save the County and City’s taxpayers litigation expenses and to avoid inheriting new governmental tort claims

First Notice

1. Oklahoma State Title 51, Chapter 5, Section 160 empowers the County of Freedom County and the City of Elmtowne to practice *equitable subrogation.* The County of Freedom County and the City of Elmtowne are *statutorily- authorized* to negotiate a settlement with these plaintiffs then recover from the individual defendants and avoid the costs of litigation which otherwise may continue for years with the current counsel for both the County and City being verified as both dishonest and incompetent. Also, due to the incompetence of the County and City’s putative counsel, both the County and City have confessed that using the County’s and City’s police powers in a scheme of fraud and extortion constitutes the customs and policies of Freedom County and the City of Elmtowne[[2]](#footnote-2) – **NOTE: The issues of *customs and policies thus confessed, the Court is deprived of authority to rule to the contrary absent: (a) newly discovered proof of fraud practiced by plaintiffs or (b) impeachment by showing by actual County and City records that there has absolutely been no participation by the County or City in using County or City resources to aid and abet arresting and imprisoning anyone to extort attorney fees or a money judgment, an absolute impossibility due to the undisputed testimony of these plaintiffs describing precisely how the police powers of the County and the City were misused at least five times by the County and at least three times by the City, both constituting a pattern as recognized at 18 U.S.C. § 1964 - racketeering***.

Second notice

2. Oklahoma’s political subunits have a ***statutory duty*** found at O.S. 51.5 § 156, when notice of intent to file a governmental tort claim, to conduct a diligent investigation of the validity of the claim. Absent this proof, both the County of Freedom County and the City of Elmtowne inherit a NEW AND ADDITIONAL TORT CLAIM. REGARDLESS, a new tort claim has just attached in reference to Freedom County Chief Deputy Clerk Timothy Toades’ fraudulent mishandling of this petition and both the County and the City’s abuse of the taxpayers to pay for unauthorized legal representation.

Conclusion

3. Concern for the taxpayers of Freedom County and the City of Elmtowne in eliminating litigation costs and avoiding four new tort claims bears on the County of Freedom County and the City of Elmtowne to negotiate a settlement with these plaintiffs ending all litigation arising from the practice of arresting and imprisoning to extort attorney fees and money judgments, then the County and the City recovering from culpable parties effectively ***zeroing out*** the County’s and the City’s liability ultimately costing the County and the City nothing. Also, a settlement will necessarily require aiding in the apprehension, trial, and punishment of all culpable individual defendants. Additionally, the taxpayers of Freedom County, certainly including Elmtowne residents, shall benefit to the tune of approximately three hundred **million** dollars by not having to build a new jail where an estimated 90% of the incarcerations are false.

Prepared

and submitted by: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Joy In Living Free & Jane Mary jones

Oh Oh!

Elmtowne, Oklahoma 00000

Phone

Certificate of mailing

I, Jane Mary jones, certify that on May \_\_\_\_\_ of 2018, I mailed a true and correct copy of the above and foregoing judicial notice to:

Timothy Toades

C/O 320 Robert. S. Kerr Ave., #409

Oklahoma City, OK 73102

David W. Jirk

119 North Robinson, Suite 1200

Oklahoma City, Oklahoma 73102

David Shamster

C/o John M. Slimsenat

320 Robert S. Kerr, Room 505

Oklahoma City, Oklahoma 73102

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Jane Mary jones

Copies to:

Scott Pruitt, Attorney General of Oklahoma

313 N. E. 21st

Oklahoma City, Oklahoma 73105

Charles Spencer - FBI

3301 W. Memorial Road

Oklahoma City, OK 73134

Bryan Taylor, Mayor of Elmtowne

6700 NW 36th St.

Elmtowne, Oklahoma 00000

1. This notice **DOES NOT ADVOCATE** contractual subrogation against any insurer. . [↑](#footnote-ref-1)
2. **WARNING:** Whether entry of appearance confesses having notice and opportunity and serves as a substitute for service of summons and thereby tolls time to answer a motion for partial summary judgment is a question of law for the Court. [↑](#footnote-ref-2)