

THE WHITE HOUSE

**Att: President Donald J. Trump
1600 Pennsylvania Avenue, NW
Washington, DC 20500**

Date: 08/10/2017

CHILD KIDNAPPING MAKES AMERICA GREAT AGAIN?

JUDGES ACT AS TRESPASSER OF THE LAW – ORDERS NIL AND VOID

Domestic violence, child abuse / neglect / concealment of a minor, harboring of illegal immigrants AND TRAFFICKING ILLEGAL IMMIGRANT MINOR ACROSS STATE LINES TO UNKNOWN LOCATIONS within your jurisdiction

Dear President Trump,

My name is Stephan Schuermann, I am the father of Duke Sean Schuermann, German Citizen, who has been kidnapped by his illegal alien Filipino mother Jubilie Anqui. On behalf of my son, I write you this letter to file formal complaints against the Florida family court, their judges and other state actors substantially aiding and abetting illegal immigrants in concealing a young child from his loving father.

I have the following plain and simple questions for you and I am looking forward to your prompt answers:

1. **Has a District Court judge jurisdiction to terminate my parental rights without a hearing and due process?**
2. **How can a District judge order the removal of an illegal child from its jurisdiction without knowing where the child is going to live?**
3. **How can a District judge accept jurisdiction over a child interest case while the court has been ordered to be incompetent during a trial of a federal court?**
4. **Since when can a District court substantially aid an illegal immigrant child to remain in the U.S. illegally?**

5. A judgment made by fraud is void and null, who supervises that order are nil and void?

There should be a simple answer to all the questions above, it should **NOT BE POSSIBLE**, because none of it is neither constitutional nor in the best interest of a child. However, one of the District judges for Okaloosa county, HHJ Michael Flowers did all of the above. In October 2015, whilst the Department of Justice clarified to the court that there was no jurisdiction over my son, due to an ongoing trial for a the Hague Petition, HHJ Flowers not only accepted the opposing attorney's request for a hearing, the court held the hearing without my presence. If this was not enough to violate my *liberty interest* in child rearing as protected by the 14th amendment of the US Constitution, HHJ Flowers ordered that my child was to be removed from the Florida jurisdiction to an unknown address somewhere in the State of Utah. The court accepted a relocation case of an illegal immigrant who does not have a right to be in ANY state. By accepting jurisdiction over the relocation case, HHJ Flowers legitimized the presence of an illegal immigrant and substantially aided and abetted two illegal immigrants, which is a violation of Title 8 U.S. Code §1324 (a)(1)(A)(iv) and (v)(II):

Any person who –

(iv): Encourages or induces an alien to come to, enter, or reside in the United States, knowing or in reckless disregard of the fact that such coming to, entry, or residence is or will be in violation of law; or

(v)(II): aids or abets the commission of any of the preceding acts

Both my son and his mother are illegal aliens in the United States and arrived in the U.S. as **dependent spouse** and **dependent child** on my temporary E-2 investor visa in October 2010, however this visa has since expired and was not renewed in Oct 2012. Ever since both child and mother have resided illegally in the U.S. in various States, including Florida and Utah. Moreover, Jubilie Anqui is also holder of a B1/B2 visa, which she has overstayed as well. Upon information and belief Jubilie Anqui and my son are

currently residing with Mr. Tedrick in the Sandy area. Mr. Tedrick is believed to be employed with Major Drilling in Salt Lake City, Utah (www.majordrilling.com). Mr. Tedrick has been arrested more than 10 times for various crimes including violent crimes.

Florida statutes section 787.01 criminalizes kidnapping if a child is concealed for the purpose of taking hostage. In *Davila v. State of Florida*, 75 So. 3d 192 (Fla. 2011), the Florida Supreme Court held that a parent can be criminally liable for kidnapping its own child. Anqui acted with malicious intent to request the removal of the child from the jurisdiction without informing the court of the new address and location. Phone numbers that were provided did not exist or were never answered. Anqui and her boyfriend Tedrick intentionally concealed my child over the last 2.5 years.

My son's mother 'relocated' to Utah with UNCONSTITUTIONAL & ILLEGAL permission of the Okaloosa county court (Fla.) to an unknown address, without my participation in the proceedings (*ex parte*). In a sworn affidavit by Mrs. Anqui she confirmed that she is fully aware that under Florida statutes she is obliged to inform the physical whereabouts and residence of my son. Since her illegal relocation to Utah, approximately two (2) years ago, Mrs. Anqui has not provided me with a physical address nor an active phone number on which I can contact my son. Mrs. Anqui provided intentionally a non-active phone number to the court in Florida. The sole reason that was provided by my illegal immigrant wife to the Florida county court for the 'relocation' to Utah was employment by Mr. Tedrick. Accordingly, Mr. Tedrick was therefore fully aware of these facts. The mother has intentionally not provided any information to myself in order to contact my son, she is therefore intentionally alienating my son from a relationship with his father. This constitutes behavior that results in significant emotional harm to the child and will affect his emotional development. The crime of parental child abduction, alienation or concealment of a minor is described by some physicians¹ as the most serious psychological child abuse, sometimes having a long-lasting effect on the minor worse than some forms of other physical abuse.

¹ The American psychiatrist Richard A. Gardner proposed Parental Alienation Syndrome (PAS) in the 1980s. Currently the Diagnostic and Statistical Manual, fifth edition (DSM-5TM) includes other conditions of clinical attention such as 'Parent-Child-Relationship problem', 'Child psychological abuse' and 'Child affected by parental relationship distress'

Moreover Mrs. Anqui intentionally retains my son illegally in the United States against my will and against the interest of the child. As an illegal residence my son has limited ability to fully develop. As an illegal alien my son is not able to avail certain benefits such as medical insurance, the ability to obtain a driver's license, obtain college education, engage in lawful employment etc. This limited access to essential services and legal rights causes *severe impairment of the child's ability to function.*

I request your office to start a full investigation into these criminal allegations and to take appropriate actions against HHJ Flowers, Anqui and Tedrick to protect my son accordingly. For clarity I have attached some additional information on 'Fraud Upon the Court', it might help you in your investigation.

I appreciate your attention to this matter and hopefully with your help my son gets the protection he needs.

Respectfully yours,



Stephan Schuermann
A loving and concerned father seeking justice for his child

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"Fraud On The Court By An Officer Of The Court"

And "Disqualification Of Judges, State and Federal"

1. Who is an "officer of the court"?

A judge is an officer of the court, as well as are all attorneys. A state judge is a state judicial officer, paid by the State to act impartially and lawfully. A federal judge is a federal judicial officer, paid by the federal government to act impartially and lawfully. State and federal attorneys fall into the same general category and must meet the same requirements. A judge is not the court. *People v. Zajic*, 88 Ill.App.3d 477, 410 N.E.2d 626 (1980).

So who gives the lower court judge the authority to conceal, kidnap and traffic an illegal immigrant child across state lines to an unknown location in Utah?

2. What is "fraud on the court"?

Whenever any officer of the court commits fraud during a proceeding in the court, he/she is engaged in "fraud upon the court". In *Bulloch v. United States*, 763 F.2d 1115, 1121 (10th Cir. 1985), the court stated "Fraud upon the court is fraud which is directed to the judicial machinery itself and is not fraud between the parties or fraudulent documents, false statements or perjury. ... It is where the court or a member is corrupted or influenced or influence is attempted or where the judge has not performed his judicial function --- thus where the impartial functions of the court have been directly corrupted."

Who is the supervisory AUTHORITY TO ENGAGE IN THESE CASES OF CORRUPT AND UNCONSTITUTIONAL BEHAVIOUR OF A JUDGE, WHO DESTROYS THE FUTURE OF AN ILLEGAL IMMIGRANT German CHILD BY KEEPING HIM IN THE COUNTRY AGAINST FEDERAL IMMIGRATION LAWS?

"Fraud upon the court" has been defined by the 7th Circuit Court of Appeals to "embrace that species of fraud which does, or attempts to, defile the court itself, or is a fraud perpetrated by officers of the court so that the judicial machinery cannot perform in the usual manner its impartial task of adjudging cases that are presented for adjudication." *Kenner v. C.I.R.*, 387 F.3d 689 (1968); 7 Moore's Federal Practice, 2d ed., p. 512, ¶ 60.23. The 7th Circuit further stated "a decision produced by fraud upon the court is not in essence a decision at all, and never becomes final."

3. What effect does an act of "fraud upon the court" have upon the court proceeding?

"Fraud upon the court" makes void the orders and judgments of that court.

WHERE DO I GO TO HAVE THE ILLEGAL ORDERS OVERTHROWN INSTANTLY AND GET MY SON BACK?

It is also clear and well-settled law that any attempt to commit "fraud upon the court" vitiates the entire proceeding. The *People of the State of Illinois v. Fred E. Sterling*, 357 Ill. 354; 192 N.E. 229 (1934) ("The maxim that fraud vitiates every transaction into which it enters applies to judgments as well as to contracts and other transactions."); *Allen F. Moore v. Stanley F. Sievers*, 336 Ill. 316; 168 N.E. 259 (1929) ("The maxim that fraud vitiates every transaction into which it enters ..."); *In re Village of Willowbrook*, 37 Ill.App.2d 393 (1962) ("It is axiomatic that fraud vitiates everything."); *Dunham v. Dunham*, 57 Ill.App.

475 (1894), affirmed 162 Ill. 589 (1896); *Skelly Oil Co. v. Universal Oil Products Co.*, 338 Ill.App. 79, 86 N.E.2d 875, 883-4 (1949); *Thomas Stasel v. The American Home Security Corporation*, 362 Ill. 350; 199 N.E. 798 (1935).

4. What causes the "Disqualification of Judges?"

Federal law requires the automatic disqualification of a Federal judge under certain circumstances.

In 1994, the U.S. Supreme Court held that "Disqualification is required if an objective observer would entertain reasonable questions about the judge's impartiality. If a judge's attitude or state of mind leads a detached observer to conclude that a fair and impartial hearing is unlikely, the judge must be disqualified.". *Liteky v. U.S.*, 114 S.Ct. 1147, 1162 (1994).

Courts have repeatedly held that positive proof of the partiality of a judge is not a requirement, only the appearance of partiality. *Liljeberg v. Health Services Acquisition Corp.*, 486 U.S. 847, 108 S.Ct. 2194 (1988) (what matters is not the reality of bias or prejudice but its appearance); *United States v. Balistrieri*, 779 F.2d 1191 (7th Cir. 1985) (Section 455(a) "is directed against the appearance of partiality, whether or not the judge is actually biased.") ("Section 455(a) of the Judicial Code, 28 U.S.C. §455(a), is not intended to protect litigants from actual bias in their judge but rather to promote public confidence in the impartiality of the judicial process.").

HOW CAN A JUDGE REFUSE HIS OWN RECUSAL, IF A LITIGANT PERCEIVES THE JUDGE TO BE BIASED?

That Court also stated that Section 455(a) "requires a judge to recuse himself in any proceeding in which her impartiality might reasonably be questioned." *Taylor v. O'Grady*, 888 F.2d 1189 (7th Cir. 1989). In *Pfizer Inc. v. Lord*, 456 F.2d 532 (8th Cir. 1972), the Court stated that "It is important that the litigant not only actually receive justice, but that he believes that he has received justice."

WHY IS A JUDGE ALLOWED TO BLOCK HIS RECUSAL AND WHY IS NOBODY WATCHING OVER THIS CORRUPT COVER UP OF HIS CRIMES?

The Supreme Court has ruled and has reaffirmed the principle that "justice must satisfy the appearance of justice", *Levine v. United States*, 362 U.S. 610, 80 S.Ct. 1038 (1960), citing *Offutt v. United States*, 348 U.S. 11, 14, 75 S.Ct. 11, 13 (1954). A judge receiving a bribe from an interested party over which he is presiding, does not give the appearance of justice.

"Recusal under Section 455 is self-executing; a party need not file affidavits in support of recusal and the judge is obligated to recuse herself *sua sponte* under the stated circumstances." *Taylor v. O'Grady*, 888 F.2d 1189 (7th Cir. 1989).

Further, the judge has a legal duty to disqualify himself even if there is no motion asking for his disqualification. The Seventh Circuit Court of Appeals further stated that "We think that this language [455(a)] imposes a duty on the judge to act *sua sponte*, even if no motion or affidavit is filed." *Balistrieri*, at 1202.

Judges do not have discretion not to disqualify themselves. By law, they are bound to follow the law. Should a judge not disqualify himself as required by law, then the judge has given another example of his "appearance of partiality" which, possibly, further disqualifies the judge. Should another judge not accept the disqualification of the judge, then the second judge has evidenced an "appearance of partiality" and has possibly disqualified himself/herself. None of the orders issued by any judge who has been disqualified by law would appear to be valid. It would appear that they are void as a matter of law, and are of no legal force or effect.

Should a judge not disqualify himself, then the judge is violation of the Due Process Clause of the U.S. Constitution. United States v. Sciuto, 521 F.2d 842, 845 (7th Cir. 1996) ("The right to a tribunal free from bias or prejudice is based, not on section 144, but on the Due Process Clause.").

Should a judge issue any order after he has been disqualified by law, and if the party has been denied of any of his / her property, then the judge may have been engaged in the Federal Crime of "interference with interstate commerce". The judge has acted in the judge's personal capacity and not in the judge's judicial capacity. It has been said that this judge, acting in this manner, has no more lawful authority than someone's next-door neighbor (provided that he is not a judge). However some judges may not follow the law.

If you were a non-represented litigant, and should the court not follow the law as to non-represented litigants, then the judge has expressed an "appearance of partiality" and, under the law, it would seem that he/she has disqualified him/herself.

However, since not all judges keep up to date in the law, and since not all judges follow the law, it is possible that a judge may not know the ruling of the U.S. Supreme Court and

the other courts on this subject. Notice that it states "disqualification is required" and that a judge "must be disqualified" under certain circumstances.

The Supreme Court has also held that if a judge wars against the Constitution, or if he acts without jurisdiction, he has engaged in treason to the Constitution. If a judge acts after he has been automatically disqualified by law, then he is acting without jurisdiction, and that suggest that he is then engaging in criminal acts of treason, and may be engaged in extortion and the interference with interstate commerce.

Courts have repeatedly ruled that judges have no immunity for their criminal acts. Since both treason and the interference with interstate commerce are criminal acts, no judge has immunity to engage in such acts.

Finally, I want to show you the impact of such corrupt (family) courts on individual parents with the attached suicide note by Mr. Mackney, he committed suicide after he was substantially bullied by his ex-wife and the court who deliberately alienated Mr. Mackney from his children. It might give you some food for thought the dangerous path judge Michael A. Flowers has taken. Every year thousands of fathers commit suicide based on unlawful and outright criminal family court procedures, destroying the loving father child bond.

Is this what makes America GREAT again?

Respectfully yours,



Stephan Schuermann

Last testament of a loving father abused by the family court system and alienated from his children



Christopher Mackney, 45 years of age and a loving father, committed suicide on Dec 29, 2013 after being alienated from his children and subjected to years of psychological and financial abuse by the biased, anti-father family court system, his ex-wife and her lawyer. The letter below was his last testament before he took his own life.

I never wanted to speak out about any of this. All I wanted was a fair and reasonable child support, fair and reasonable visitation with my children and be free to move on with my life. The only reason I chose to write a blog and speak out about the abuse was because I thought it would give me some kind of leverage, as I had none.

I made it clear to my ex-wife's attorney that the family court was not allowing me to change the orders, I had no information about my children and my child support was far beyond my ability to pay.

I was hoping for some act of good faith to let me know that they wanted to reduce the conflict. It never came, not in 5 years. I felt that my only recourse was to speak out about the abuse and injustice in order to get the legal and psychological help I needed to manage the conflict, so that we could both parent our children. I reached out to my ex-wife's attorney again to ask for ANY other alternative.

They offered none, so I started the blog. Even after I started my Blog, I reached out again to tell them I would take down the blog if a Guardian Ad Litem could be appointed for my children. They never responded. Dina knew this would be the outcome and didn't care. As long as I was gone and out of the children's lives.

In hindsight, I recognize that my reactions to being bullied, abused and denied access to my children gave my ex-wife's attorney the ammunition they were looking for to bring me into Court, but nothing I said or done would have made a difference. I was powerless. I thought that at some point a third party would be involved that would recognize that my reactions were from the emotional abuse; being denied access to my children and bullied in Court. The Court refused at least six requests for third party intervention. All of the research said that a third party was the recommended course of action in these situations. A third party was the only way to truly understand the conflict.

I was not the person being portrayed in family court. I had no control over anything. The Court would only listen to my ex-wife's attorney granting all of their motions and agreeing to all their "over reaching" remedies.

When I read online about the patterns of behavior of high conflict divorce and how my ex-wife was the one blocking access to the children and negatively interpreting everything I did, I spoke out and tried to address the source of conflict. No one would tell me I was wrong, but no one would speak out about the abuse on my behalf, not the Doctors or attorneys. Experts in psychology have called it abuse, but none would make such a 'diagnosis', which I could then take to Court to obtain relief. As long as the pattern of behavior was not called 'abuse', my reactions would not be viewed in its proper context by the Court.

The way I looked at it was that if I remained silent, the abuse would continue. It did. When I finally decided to speak out, they didn't care.

They didn't care about how it would affect Dr. Samenow, Judge Bellows, our children, themselves or anyone else. They were not going to take their foot off the back of my neck.

They were fully invested in having me out of my children's lives, permanently. Bullying and parental alienation are all forms of emotional abuse. Psychopathy is an emotional dysfunction. People with psychopathy are identified by how they handle conflict. It is the disturbing lack of empathy, guilt shame, remorse that give them away. They are completely unaffected by the distress of others. As long as they get what they want, you may never see that side of them.

If you are in a position of power or status, you will probably not see that side of them either. However, people that are close to them or are of little value to them, will eventually see the pattern. They will slowly begin to realize they are being controlled manipulated and 'gas lighted'. Without even realizing it, you learn to go along to get along. If you break from this, you will experience their wrath. I remember on Memorial Day 2008, when I went to pick up my children for lunch at their grandparents house, Pete Scamardo came outside to confront me. I looked at him and said "Pete, you are nothing but a bully."

He responded "That's right, and I love it!"

He said this in front of Dina, his wife and my children. When I got in the car to take my children to lunch, my son asked me "Dad, what's a bully?"

Pete Scamardo and Dina Mackney are the most 'successful' father/daughter psychopaths ever to fool the Court. Pete Scamardo has over 100 lawsuits in Fairfax County alone. The litigants in these cases can confirm the patterns. The entire Scamardo family was accused of fraud by Maryland National Bank for \$80 Million. Pete and Dina also circumvented the Thoroughbred Ownership licensing laws of Virginia, Maryland and West Virginia. One of her friends from college now refers to her the 'c' word after seeing the real Dina, after working with her.

Most of you will not see that side of her, unless you run into conflict. While I am the one that took my own life, this was a murder conceived and financed by Pete Scamardo who hired Jim Cottrell and Kyle Bartol the day after I discovered he was a murderer, and then paid over \$1 Million in legal fees to make it happen.

People 'targeted' by psychopaths call it 'murder by suicide'. I was a good father to my children when I was in their lives. No one can dispute or deny that.

Dr. Samenow even admitted under oath that I had a 'palpable' relationship with my kids. I know I was an extremely loving and positive influence on their lives and it kills me that I even feel like I

have to defend my parenting. My children were the only source of joy and happiness in my marriage.

For the Judge Bellows to deny parents and children a ‘palpable relationship’ and each other’s love is corruption.

He did not want it to be known that Dr. Samenow committed fraud or that Judge Terrence Ney had a ‘close relationship’ with a convicted murderer or a parental alienator. The love that my daughter and I shared was truly special. She is a such a sweet, kind and gentle spirit. I am so sorry that I will not be there to see her grow into a beautiful woman. It absolutely crushed me to not be in her life over the last three years. I worked very hard as a father to build her confidence and self-esteem. She is smart, funny and considerate, but she didn’t know it yet.

I pray that she realizes her strengths and her confidence in herself will continue to grow. I love you dearly, Lily. My son Jack was just entering Kindergarten, when I lost access to him. He is gregarious, outgoing and a great athlete. He is smart and fearless. He could have just as much fun by himself as he could with other kids. Even the older boys in our neighborhood wanted to play with Jack. It absolutely breaks my heart that I will not be able to help him grow into a man. I love you to, Jack. I miss you both so much. My identity was taken from me, as result of this process of family court.



Christopher Mackney's children, Lily and Jack, who were alienated and denied access to their father by their mother with the help of the biased family court system

When it began, I was a commercial real estate broker with CB Richard Ellis. I lived by the Golden rule and made a living by bringing parties together and finding the common ground. My reputation as a broker was built on my honesty and integrity. When it ended, I was broke, homeless, unemployed and had no visitation with my own children. I had no confidence and was paralyzed with fear that I would be going to jail whenever my ex-wife wanted. Nothing I could say or do would stop it. This is what being to death or ‘targeted’ by a psychopath looks like. This is the outcome.

I didn't somehow change into a 'high conflict' person or lose my ability to steer clear of the law.

I've had never been arrested, depressed, homeless or suicidal before this family court process. The stress and pressure applied to me was deliberate and nothing I could do or say would get me any relief. Nothing I or my attorneys said to my ex-wife's attorney or to the Court made any difference. Truth, facts, evidence or even the best interest of my children had no affect on the outcome. The family court system is broken, but from my experience, it is not the laws, it's the lawyers. They feed off of the conflict. They are not hired to reduce conflict or protect the best interest of children, which is why third parties need to be involved. It should be mandatory for children to have a guardian ad litem, with extensive training in abuse and aggression.

It is absolutely shameful that the Fairfax County Court did nothing to intervene or understand the ongoing conflict. Judge Randy Bellows also used the children as punishment, by withholding access for failing to fax a receipt. The entire conflict centered around the denial of access to the children, it was inconceivable to me that he would use children like this. This is exactly what my ex-wife was doing and now Judge Bellows was doing it for her. To all my family, friends and the people that supported me through this process, I am so sorry. I know my reactions and behavior throughout this process did not always make sense. None of this made sense to me either. I had no help and the only suggestion I got from my attorneys was to remain silent. At first, I did what I was told, remained silent and listened to my attorneys. Then after I had given my ex-wife full custody to try and appease her, I learned about Psychopathy and emailed Dr. Samenow about my concerns and asked him for help. Of course, I was ignored.

As the conflict continued, I was forced to defend myself. When that didn't work, I thought I could get the help I needed by speaking out. There is no right or wrong way to defend yourself from abuse. Naively, I thought that abuse was abuse and it would be recognized and something would be done. I thought speaking out would end the abuse or at least get them to back off.

It didn't. When no one did anything they were emboldened.

I took my own life because I had come to the conclusion that there was nothing I could do or say to end the abuse. Every time I got up off my knees, I would get knocked back down. They were not going to let me be the father I wanted to be to my children. People may think I am a coward for giving up on my children, but I didn't see how I was going to heal from this. I have no money for an attorney, therapy or medication. I have lost 4 jobs because of this process. I was going to be at their mercy for the rest of my life and they had shown me none. Being alienated, legally abused, emotionally abused, isolated and financially ruined are all a recipe for suicide. I wish I were stronger to keep going, but the emotional pain and fear of going to court and jail became overwhelming. I became paralyzed with fear.

I couldn't flee and I could not fight. I was never going to be allowed to heal or recover. I wish I were better at articulating the psychological and emotional trauma I experienced. I could fill a book with all the lies and mysterious rulings of the Court. Never have I experienced this kind of pain. I asked for help, but good men did nothing and evil prevailed. All I wanted was a Guardian Ad Litem for my children. Any third party would have been easily been able to confirm or refute all of my allegations, which is why none was ever appointed to protect the children or reduce the conflict.

Abuse is about power and control. Stand up for the abused and speak out. If someone speaks out about abuse, believe them. Please teach my children empathy and about emotional invalidation and 'gas - lighting' or they may end up like me. God have mercy on my soul.

By Christopher Mackney – Washington DC