

At IAS Part 47 of the Supreme
Court of the State of New York
Held in and for the County of
Kings, at the courthouse at
360 Adams Street on the 23rd
Day of November 2009

PRESENT; Hon. D. SCHMIDT
Justice of the Supreme Court
-----x

DS - 47

Christopher Earl Strunk,

Petitioner,

Index No.: 29642 / 08

OTHER (P)
SOMY
-against-

David A. Paterson (NYS Governor), Andrew Cuomo
(NYS Attorney General), Thomas P. DiNapoli
(NYS Comptroller), Sheldon Silver (NYS Speaker of
the Assembly), Malcom Smith (NYS Senator),
Hakeem Jeffries (NYS Assemblyman for the 57th AD),
Christine Quinn (NYC Speaker of the Council),
William Thompson (NYC Comptroller),
Jim Tedisco (NYS Assemblyman), Dean Skelos
(President pro tempore of the NYS Senate) in their
Official Capacities and individually, the Democrat
Candidate Presidential Electors as a class, in their official
Capacity and individually; The New York State Board
of Elections and John Does and Jane Does

**ORDER TO SHOW CAUSE
WITH TRO, PROTECTIVE
ORDER, PERMANENT
INJUNCTION, AND
OTHER EQUITY RELIEF**

Respondents.
-----x

Upon reading and filing the affidavit of Christopher Earl Strunk affirmed to on the 23rd
day of November 2009, and upon the exhibits with verified complaint annexed as Exhibit A, and
memorandum of law annexed, wishing equity relief with temporary restraining order, protective
order of plaintiff in association with various named persons alleges State actions of harassment
threats and infringement of first, fourth, fifth, ninth and tenth amendment rights under
jurisdiction of the entirety of the State of New York Constitution especially application of Article
II protection afforded by the Article I Bill of Rights and Article III Section 4 as to the 2010

KINGS COUNTY CLERK
FEE PD \$ 45.00

Census enumeration and Governor David A. Paterson's Executive Order No.: 30 as applies to New York State Election Law Article §16-100 and underlying allegation that Election Law Article 6 is misapplied and mis-administered by agents of the NYS Board of Elections and subdivisions from before the November 4, 2008 General Election as part of predicate acts to facilitate a nationwide RICO Enterprise fraud, unjust enrichment and theft of personal suffrage property seek emergency equity relief pending an expedited discovery for a hearing for permanent injunction. Therefore pending a hearing on this instant action and it is alleged with imminent irreparable harm with time as the essence, that warrants a TRO equity relief for Plaintiff and his associates and material witnesses requests issuance of a protective order.

IT IS ORDERED of agents of the City of New York, State of New York and or other Federal agencies or those under its control to enforce a protective order as to material witnesses with each respective family of: Pastor James David Manning of Atluh New York, Robert K. Dornan of Virginia, Eric-Jon Phelps of Pennsylvania, Jonathan Levy of Washington D.C., Orly Taitz of California, John D. Hemenway of Washington D.C., Mario Apuzzo of New Jersey, Robert L. Schulz of New York, H. William Van Allen of New York, John-Joseph Forjone of New York, Edward M. Person Jr. of Florida, Julian Panachyd and Carl E, Person of New York, Jim Faulkner of Yonkers New York, and Plaintiff and his family, to bar any further contact by without permission of this court including any searches and or warrants of any kind, and:

IT IS ORDERED that this protective order restrains the City of New York Department of Police (NYPD), United States Federal agent John Does from the Central Intelligence Agency Secret Service, Federal Bureau of Investigation, National Security Agency deployed by or with the Department of Homeland Security separately or under-cover of the NYPD or any Federal

Agency within the jurisdiction of this Court shall first seek approval of this Court before any contact is made with Plaintiff, Plaintiff's family, any above listed Material Witness and or Material Witness's respective family, that the City of New York, NYPD, State of New York, their agents and or any Federal Agency shall not intentionally get nearer than 200 yards from the protected persons;

and

IT IS ORDERED that this protective order shall be enforced until further order of this Court;

and

FURTHER IT IS ORDERED that pending an expedited hearing on a permanent injunction Plaintiff shall present to the Court eleven (11) proposed subpoenas:

- one (1) subpoena for Pastor Manning;
- one subpoena each of the four (4) as yet named John Does: two (2) NYPD Detectives and two (2) Federal agents;
- one subpoena each of the four (4) federal agency station chiefs based in New York city of the Central Intelligence, Secret Service, Federal Bureau of Investigation, National Security agencies and whose alleged agents that were deployed undercover of and use with the NYPD;
- one (1) subpoena to the NYPD chief of police supervising the two detectives alleged herein;
- one (1) subpoena of the Department of Homeland Security station chief of New York City supervising the activities of the four alleged agencies

deploying two federal agents under-cover of NYPD to harass the material

witnesses;

and

FURTHER IT IS ORDERED that all those to be subpoenaed appear to provide

evidence at the hearing for an injunction with restraint in the matter of alleged notorious harassment and tampering with Plaintiff's material witness Pastor Manning in this case

with causes two thru Five of the Complaint shown on Exhibit A involving the alleged on-going Enterprise corruption, with Barack Hussein Obama and Nancy Pelosi at its hub,

using State officials with fiduciary duty to do otherwise;

and

FURTHER IT IS ORDERED that the station chiefs) of the Department of

Homeland Security, Central Intelligence Agency, Secret Service, National Security

Agency, and Federal Bureau of Investigation produce the two John Doe(s) Agents to

appear Tuesday December 1, 2009 at _____ in the forenoon at a room _____

provided at the Court at 360 Adams Street Brooklyn for immediate deposition in

preparation for a hearing for fear of their flight risk overseas with restraint of any

possibility of their redeployment of the respective agents by any agency.

and

FURTHER IT IS ORDERED that each respective Federal agent appear at the

hearing on Friday December 4, 2009 at _____ in the forenoon in Courtroom

_____ at 360 Adams Street Brooklyn for a hearing for a permanent injunction with

protective order as to plaintiff and his material witnesses and respective families, and

that those subpoena, named defendants including the NYS BOE provide expedited

discovery in the matter of the various certificates filed in regards to the respective party Presidential candidates on the ballot at the November 4, 2008 General Election so that the court may issue a declaratory judgment on the matter of whether or not the New York State Board of Elections Commissioners and or agents within its subdivisions have a fiduciary duty under New York Election Law Article 6 with its express weakness not requiring a affirmation by the filer to determine the truth of each Presidential candidate eligibility to be on the General Election Ballot;

and

FURTHER IT IS ORDERED that the Honorable Governor David A. Paterson provide testimony in the matter of expedited discovery of the events leading up to issuance of Governor Paterson's Executive Order No. 30 calling for the transfer of the actual 2010 census enumeration with 13 USC 141 duty to enumerate all persons in the state initiated by Barack Hussein Obama as if with 13 USC 195, and in which Plaintiff Complaint involves the two thru five allegations that the defendants and other yet named are part of a wide ranging enterprise fraud upon Plaintiff and those similarly situated, with alleged civil rights violations for unjust enrichment;

and

FURTHER IT IS ORDERED that at hearing a TRO restraining may issue as a Permanent Injunction as to use of alleged RICO tainted derivatives of ACORN's myriad combination of *community based organizations* criminally involved in Motor-voter registration, Medicaid false billing ponzi-scheme frauds and felonious misrepresentation of public documentation and suborning witnesses for pay be effective until further notice by this court;

and

FURTHERMORE IT IS ORDERED that there may be different and further relief granted as deemed necessary by the Court including but not limited to a permanent injunctive order under state constitutional authority as to the 2010 Census enumeration in New York shall be conducted by the United States Postal Service's uniformed postal carriers under contract with the State of New York and jurisdiction of this court.

Let the respondents or their attorney show cause at the IAS Part 47, Room 541, of this Court, to be held at the Courthouse, 360 Adams Street, Brooklyn, New York, on the ____ day of _____, 2009, at 930 o'clock in the fore noon or as soon as counsel may be heard why an order should not be made affecting the protective order. restraint with permanent injunction and declaratory judgment on aspects of the Governor's Executive order as to the State of New York jurisdiction over the 2010 Census count here; and

Sufficient cause appearing therefore let personal service of this order, and the papers upon which this order is granted, upon the State respondents upon their counsel, City of New York upon its Corporation Counsel, and the New York State Board of Elections' Counsel on or before the ____ day of November 2009 be deemed good and sufficient. ~~An affidavit or other proof of service shall be presented to this Court on the return date directed in the second paragraph of this order.~~

ENTER

Declerue
J.S.C.
Rufin

M

J.S.C.

DAVID L. SCHMIDT
DAVID L. SCHMIDT