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RSB:SND

THE SUPREME COURT
OF NEW SOUTH WALES
COMMON LAW DIVISION

REGISTRAR BRADFORD

THURSDAY 5 FEBRUARY 2009

01464/08 - JOHN WILSON v STATE OF NEW SOUTH WALES

Plaintiff appeared in person
Mr C F Hodgson for the Defendant

REGISTRAR: What is this matter in for?

HODGSON: It's in for directions.

PLAINTIFF: Your only function here is to set a date for the empanelling of a jury.

REGISTRAR: Right.

PLAINTIFF: Your only function here is to seat a date to have a jury empanelled. I will not accept any inferior tribunal . It is my right.

REGISTRAR: All right, thank you.

HODGSON: Could I hand up some orders which the defendant proposes. The history is the matter came before --

PLAINTIFF: There'll be no orders unless the orders come from a jury.

REGISTRAR: Mr Wilson, please, let's be civilised.

HODGSON: No, it's totally worthless.

REGISTRAR: Let's be civilised and let one person talk at a time and

we'll deal with it.

PLAINTIFF: I'm trying to be civilised. In a civilised court, it's the vindication of men's rights and the enforcement of just causes, that's a civilised court.

REGISTRAR: This matter came before Justice Hislop in November did it not?

HODGSON: Yes, it did and His Honour made some orders --

PLAINTIFF: It didn't come before him at all because he had no jurisdiction.

HODGSON: The result of which was that the plaintiff filed a statement of claim. Some particulars that were sought by a letter in 15 December 2008 which has not been responded to. The issue which arises from the pleadings is in what respects the State of New South Wales is used. It is unclear whether Mr Wilson sues in relation to the acts of a magistrate alone or sues in relation to acts of police officers and or both. The particulars seem to clarify that issues.

REGISTRAR: You've received those particulars, Mr Wilson?

PLAINTIFF: It's perfectly clear to me. You've got up here consent orders. That's a lie for a start.

HODGSON: It was optimistic, I think, is probably --

PLAINTIFF: Consent. Do you know what the word "consent" means? I don't consent to that, there's no consent orders.

REGISTRAR: Mr Hodgson has handed them up on the basis that they are the orders he proposes. I suppose he came here today with hope springing eternal that there might be some consent but if there's no consent, you oppose to those.

PLAINTIFF: I will not consent to anything inferior to what I'm entitled to which is a trial by jury. I am a free man, I am a sovereign human being created by God. I have the right to the lawful judgment of my equals and that means the congregation of 12 of my equals who ask so help me God in order for them to administer justice, nothing inferior to that. Denying trial by jury is evil, not just simply illegal but evil. The irony is that your name is Christopher, it starts of with Christ. You have no pangs of conscience? There will be no orders, no judgments unless by a jury.

REGISTRAR: I note in respect to this matter Mr Wilson seeks trial

by jury and wants no other order than that.

PLAINTIFF: I can't hear you, you're mumbling.

REGISTRAR: And wants no other order than a trial by jury.

PLAINTIFF: It's not an order.

REGISTRAR: I note that he has --

PLAINTIFF: There's no order, it's a right, there doesn't need to be an order --

REGISTRAR: -- filed a statement of claim on 18 November --

PLAINTIFF: -- it's a right. There doesn't need to be an order, it's a right. I have a right to trial by jury.

REGISTRAR: -- in respect of orders made by Justice Hislop.

PLAINTIFF: He made nothing. he has got no jurisdiction at all.

REGISTRAR: The defendant has sought particulars. Those particulars have not been replied to. I intend to make orders one and two in the proposed orders handed up --

PLAINTIFF: You've got no right to make any orders, you're a bookkeeper, you've got no authority over me whatsoever, none, zilch.

REGISTRAR: -- by the defendant and stand the matter over to 12 March 2009. Mr Wilson, as we have often said before in our meetings together, I refer you to the UCPR in relation to what needs to be done for a trial by jury.

PLAINTIFF: That doesn't apply to me.

REGISTRAR: Thank you.

PLAINTIFF: Uniform commercial procedures don't apply to me.

REGISTRAR: So the matter goes over to 12 March.

PLAINTIFF: I am a sovereign human being.

HODGSON: Registrar, one other matter.

REGISTRAR: Yes.

PLAINTIFF: What date did you say?

REGISTRAR: 12 March.

PLAINTIFF: For what?

REGISTRAR: For directions.

HODGSON: There's been some difficulty in relation to service. I'd like to confirm with Mr Wilson that his address for service remains 331 North Rocks Road, North Rocks or if it doesn't, what is the appropriate address for service.

REGISTRAR: Is that the correct address for service, Mr Wilson?

PLAINTIFF: Well, that's an issue of great injustice too because that has been the subject of illegal proceedings, no trial by jury. The banks and judges have conspired to defeat the rule of law. People are being dispossessed unlawfully.

REGISTRAR: Mr Wilson. is that the address for service? If it isn't, please give me another address that I can endorse on the court file and advise Mr Hodgson so they can write to you.

PLAINTIFF: I got a letter yesterday from the Valuer General and according to that letter, I'm still the owner of that property.

REGISTRAR: Mr Wilson, can you just answer the question. Where can you be served for the purpose of these proceedings?

PLAINTIFF: Well, at the moment while the other thing is still being sorted out, try 19 Elm Place, North Rocks but I still own that property at 331 because it's been illegally taken. The only way anybody can be dispossessed is by the lawful judgment of a jury, never by a judge just rubber-stamping whatever the banks want. The whole thing is corrupt, illegal. The bank, they commit fraud.

REGISTRAR: I note that for the purpose of the rules, Mr Wilson can be served at 19 Elm Place, North Rocks.

PLAINTIFF: What's the intent of serving that?

REGISTRAR: Something that he might want to relay to you, Mr Wilson, in relation to this matter.

PLAINTIFF: Well, there's no point in doing any discussion unless it's before a jury at a court of property jurisdiction.

ADJOURNED TO THURSDAY 12 MARCH 2009

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