

IN THE FOURTH JUDICIAL DISTRICT COURT
IN AND FOR UTAH COUNTY, STATE OF UTAH

STATE OF UTAH)	
)	
Plaintiff,)	
)	
VS.)	CASE NO. 201402860
)	
PAUL KENNETH CROMAR)	
)	
Defendant.)	

BEFORE THE HONORABLE CHRISTINE JOHNSON

FOURTH DISTRICT COURT

125 NORTH 100 WEST

PROVO, UTAH 84601

FINAL PRETRIAL CONFERENCE

ELECTRONICALLY RECORDED ON

JUNE 2, 2022

Transcribed by: Colleen C. Southwick, RPR/CSR

A P P E A R A N C E S

FOR THE PLAINTIFF:

JARED M. PERKINS
Deputy Utah County Attorney

FOR THE DEFENDANT:

LISA MAXINE ESTRADA
Attorney at Law

P R O C E E D I N G S

1
2 THE COURT: Let me call -- I'll go back to 18 and 19.
3 It looks like they've resolved their log-in problems and they
4 are back with us so we'll return to 18 and 19, Barbara Cromar
5 and Paul Cromar. At least I think they resolved their log-in
6 problems. I see their names on the screen. I don't have a
7 visual.

8 MR. CROMAR: We're working on it.

9 THE COURT: All right. So we've got the Cromars
10 present. This is case ending 2868 and 2860 set for a final
11 pretrial. And we've got Mr. Perkins present for the State and
12 Ms. Estrada is present as a limited purpose appointed counsel
13 on this.

14 Mr. Perkins, why don't you give me a status report.

15 MR. PERKINS: Okay. Your Honor, there are a few
16 things that I had in mind to address with the Court today.
17 First one is continuing discovery. I just wanted to notify the
18 Court as well as the Cromars that in reviewing these cases with
19 each of the respective agencies that were involved in the
20 investigation or arrest on these two cases, I revisited
21 Rule 16. The Court will recall that we dealt with discovery
22 matters last year and the Court issued an order regarding when
23 discovery was to be provided on September -- I think it was
24 21st, but September of last year.

25 Then in November of 2021 the updated Rule 16 took

1 effect. And so I revisited the requirements of Rule 16
2 Subsection a in particular and went through anything that,
3 police reports and videos and things like that that might be
4 directly related to this case. We've requested those items and
5 are in process of providing them to the Cromars now. That's, I
6 think, going above and beyond what the Court ordered for
7 discovery last year, but I'm doing that out of an abundance of
8 caution to make sure that one complies with Rule 16 as it's
9 been updated.

10 The second matter is the witnesses and exhibit list.
11 I have filed with the Court the State's proposed jury
12 instructions. The witness and exhibits list, I'm still in the
13 process of preparing that. I intend to file that either later
14 today or tomorrow. I also would like leave of the Court for an
15 extension of time to maybe next week to submit some proposed
16 voir dire questions for the jury selection.

17 I've not yet received a witnesses or exhibits list
18 from either Mr. & Mrs. Cromar. I have received several
19 packages of discovery from them, and just this morning received
20 several items named as exhibits, but I suppose -- I'm assuming
21 that the Cromars are intending to use as exhibits at the trial.
22 I'm in process of going through those to decide whether there
23 might be objections or stipulations to those exhibits.

24 And then finally there's the outstanding -- the
25 State's outstanding motion based on res judicata and Utah Rule

1 of Evidence 403. I filed a request to submit, I think it was
2 last week, and detailed in that request the interactions that
3 I've had with the defense on any response they might have to
4 that motion. I can summarize that for the Court if you'd like,
5 but.

6 THE COURT: I did see that. And the only issue I had
7 was that since I have put a filing restriction on the Cromars
8 pursuant to the Vexatious Litigant Rule, we've left them the
9 door open to present items to the Court through Ms. Estrada who
10 is, as I indicated, the limited purpose counsel. So I wanted
11 to make sure that Ms. Estrada had a chance to look at that
12 filing as well so that if there was going to be a written
13 response, that counsel who had leave to make such response was
14 aware of the motion.

15 MS. ESTRADA: I am aware of the motion, your Honor,
16 but I did want to put some concerns that I have about this case
17 on the record.

18 THE COURT: Okay. Go ahead.

19 MS. ESTRADA: Specifically through observing
20 Mr. Cromar's interactions with the Court and through letters
21 that I received from him, I'm having some concerns, serious
22 concerns about their ability to represent themselves or to be
23 able to participate competently in this court proceeding.

24 I have received documents -- I've received documents
25 as of last week that cause me grave concerns and that if I was

1 representing them fully, I would be asking for a competency
2 evaluation. I believe that there are some serious problems
3 with moving forward with this case.

4 In addition to that --

5 MR. CROMAR: Objection.

6 THE COURT: I'll hear from you in a minute. We can't
7 talk over each other, Mr. Cromar, so just hold on. I'll come
8 to you in a second. Go ahead, Ms. Estrada.

9 MS. ESTRADA: I've had no contact with the Cromars
10 directly though. All I've received is these odd letters. So I
11 don't know what their defense is. I don't know what kind of
12 exhibits they are wanting to file. I don't know what jury
13 instructions I need to include. These are things -- I need to
14 be able to talk to my clients and they need to understand that
15 I am an attorney with the Utah State Bar and that's why I was
16 appointed to assist them with this, that I'm not signing any
17 contracts, that I'm not dealing with the house of Cromar, that
18 I'm dealing with them as defendants. And I'm representing them
19 in that capacity as defendants in this case.

20 And I need help in order -- one of the motions the
21 State has filed is a motion to prevent re-litigation of -- I'm
22 sorry. I'm really fuzzy today. Re-litigation of -- what was
23 it Jared?

24 MR. PERKINS: Of the foreclosure process.

25 MS. ESTRADA: Of the foreclosure. Okay.

1 Re-litigation of the foreclosure. And I'm concerned that
2 that's possibly going to be the major defense of the Cromars.
3 And, your Honor, if they are not able because of delusional
4 beliefs with respect to --

5 MR. CROMAR: Objection.

6 THE COURT: I've told you, Mr. Cromar. I'm going to
7 give you a turn. Please wait. Go ahead, Ms. Estrada.

8 MS. ESTRADA: If they are not able to have
9 appropriate courtroom decorum, not able to present evidence
10 that's not of a delusional nature --

11 MR. CROMAR: Objection.

12 THE COURT: Mr. Cromar, quiet. It will be your turn
13 in a moment. It is not your turn right now. Quiet. Go ahead,
14 Ms. Estrada.

15 MS. ESTRADA: This trial is not going to be a fair
16 one. And in addition to that, I've never had any contact with
17 Barbara Cromar whatsoever. I'm not sure if her defense is
18 contrary to Mr. Cromar's. If it is she needs to have
19 independent counsel. I've never heard her speak at any of
20 these hearings. And as I said, the most concerning to me is
21 these documents that I've received that indicate that they are
22 simply -- I'm really concerned, your Honor, that they are not
23 aware that they are looking at prison.

24 THE COURT: All right. Thank you. Mr. Cromar.

25 MR. CROMAR: Our objection -- sorry. Our objections

1 stem -- I'm sorry. We need to start all over again because we
2 should have a proper introduction here. We are Barbara and
3 Ken. And because the Court continues to misunderstand who we
4 are and who we are not, and though we've done this many times
5 in many past hearings, it's important we establish the proper
6 spelling of our names as a living man and woman on the land.
7 And let me just show this to the Court.

8 Can you see that?

9 THE COURT: I can see it, yes.

10 MR. CROMAR: And there's Barbara's name and how it's
11 spelled. And if you'll note that they are copyrighted and
12 trademark names. And all caps is a different identification
13 which this Court continues to use that would attempt to take us
14 in a foreign jurisdiction that we're not in which would be a
15 corporate jurisdiction. This Court is acting in admiralty
16 apparently. And I don't see a flag.

17 Do you have a flag posted, Madam Johnson? Is there a
18 Bar? Pardon?

19 THE COURT: I do.

20 MR. CROMAR: I don't see it and we need to be able to
21 see the flag.

22 THE COURT: You don't need to see it for the purposes
23 of this hearing. My flag is in my courtroom.

24 MR. CROMAR: Then this hearing is not a lawful
25 hearing.

1 THE COURT: You can make your objection. It's noted
2 for the record. Go on with what you wanted to say.

3 MR. CROMAR: Therefore, Madam or Ms. Estrada who
4 we've never met, never spoken to directly, has been apparently
5 appointed by this Court against our numerous objections because
6 she is a bar attorney to be counsel. Additionally,
7 Mr. Perkins' name has showed up as being counsel that quote
8 "represented by Jared Perkins" which of course makes no sense
9 whatever in that he is the prosecutor or a prosecutor supposed
10 to be in recusal. Mr. Leavitt, David O. Leavitt, is listed as
11 the prosecutor, but we've never even seen him.

12 Now, back to when attorneys, especially bar attorneys
13 speak before the Court as Madam Estrada, Ms. Estrada just did,
14 she was offering testimony and she wasn't put under oath. And
15 she has mischaracterized us as being incompetent, needing a
16 competency hearing, et cetera, calling us delusional. I heard
17 it at least twice, maybe three times.

18 Does a proper attorney use such language when we've
19 never even met? And I assume that Ms. Estrada can read. And
20 we have sent her documents saying that you are not our counsel
21 unless you are willing to sign documents that say that you're
22 working for us and not as bar attorneys do in behalf of the
23 Court.

24 Now, we don't think this is unreasonable because the
25 Constitution guarantees that we have a right to counsel. And

1 it's the counsel of our choice, not Christine Johnson's choice,
2 not Jared Perkins' choice, not Ms. Estrada's choice. Our
3 choice. And we've been denied our counsel in Eugene Paul
4 Richardson. He is an incredibly competent man who understands
5 the law and has been successful in a number of courts. And we
6 have engaged his counsel under contract.

7 Now, Ms. Estrada has been -- and it's on the record
8 of this Court at least four times in hearings and in writing
9 that if you are delusional enough to think that you've been
10 hired by us and that you represent us and we never have, by the
11 way, but if you think that, you're fired. You are fired. You
12 are fired. We will never have a bar attorney as counsel.

13 So we are -- we object to these proceedings. We do
14 not consent to these proceedings. We do not understand these
15 proceedings in that we're not in this jurisdiction. We filed
16 evidence that Mr. Perkins has testified to being on the record,
17 and then we get an email saying that we didn't receive your
18 email, but how could the Court say they didn't receive our
19 email when they had to receive it to tell us that they didn't
20 receive it?

21 So what we have is a secreting of the record, a
22 destruction of evidence that's now been documented in this
23 hearing. And that's a felony. And this Court has continually
24 mischaracterized us as vexatious litigant when we're not the
25 ones that brought the case. This Court brought the case or,

1 excuse me, the State of Utah in all caps. Excuse me. Thank
2 you. I corrected myself.

3 And so it's -- we're reasonable people. We just
4 don't appreciate being called delusional and vexatious and
5 frivolous when the Court is the -- its officers -- the Court's
6 officers -- officers of this Court, I correct myself, officers
7 of this Court are the ones who are engaging in vexatious
8 litigation and have been filing frivolous documents. For
9 example, Mr. Perkins has filed -- has sent an email which is
10 not proper service by the way. We have not received service on
11 this jury trial document that was sent. We have to receive it
12 by mail.

13 We have kept strict standards to how we receive
14 service. We've not received it. And -- but we do know what
15 the word jury trial means. And jury trial is not what this
16 Court promised us in -- I believe it was the January 20th
17 hearing wherein the Court was offering a jury trial and we said
18 no. The Constitution in the common law guarantee us a trial by
19 jury of our peers and that is on the record.

20 Therefore, when Mr. Perkins, who was required to
21 recuse himself for conflict of interest, has not done so,
22 continues to engage this Court and file what must be considered
23 now an escalated circumstance to where this Court is acting in
24 malicious prosecution. So we're very concerned about how we're
25 being blocked from this Court. All our records have either

1 been blocked or stricken for the past year. We're not
2 required -- and allow me to share with you what's been shared
3 before. Give me just a moment.

4 THE COURT: Well, let me --

5 MR. CROMAR: What's the point --

6 THE COURT: Let me make --

7 MR. CROMAR: (Inaudible) (inaudible).

8 THE COURT: (Inaudible).

9 MR. CROMAR: (Inaudible).

10 **(Mr. Cromar is speaking on top of the Court and the**
11 **reporter cannot understand what is being said.)**

12 THE COURT: It's my turn. This is my hearing. Not
13 yours.

14 MR. CROMAR: Oh, I'm not finished.

15 THE COURT: So please --

16 MR. CROMAR: I'm not finished.

17 THE COURT: So please mute Mr. Cromar for a moment --

18 MR. CROMAR: And there you go.

19 THE COURT: -- so I can speak.

20 MR. CROMAR: There she did it again.

21 THE COURT: Yes, because this is my hearing. So
22 we've got a break in your litany of grievances. Let me insert
23 just a few things there, Mr. Cromar. The first is that this is
24 a court of record and that means that everything you have said
25 in every hearing every other time you've appeared is on the

1 record. You do not need to make the same objections over and
2 over and over because they are on the record.

3 So there's no need to repeat yourself and soak up
4 time and make these hearings long drug-out affairs by repeating
5 the same things that you have said over and over. So I don't
6 need to hear the same objections. They are on the record.
7 They are preserved for appeal should we get to that point.
8 They are preserved and we don't need to hear them again.

9 You have the right to represent yourself or to hire a
10 licensed attorney to represent you. I'm aware that you have
11 attempted to have another individual file an appearance on your
12 behalf. I cannot accept that. And I have told you this before
13 so I think you should be clear on this, but I can't have
14 someone represent you who is a good man whose done things in
15 other courts. I need a licensed attorney. The law does not
16 allow me to have any other individual represent you.

17 So for that reason I have appointed a public
18 defender, a licensed attorney. If you don't wish to have that
19 help, that's up to you. However, I have appointed Ms. Estrada
20 as a limited purpose attorney because of the vexatious
21 litigant's order. You have not found under the rule to be a
22 vexatious litigant and every element of that rule has been well
23 satisfied for me to enter that order. That means that you do
24 not get to file mountains of paperwork. You are prevented from
25 filing those vexatious pleadings.

1 You have an attorney appointed who can help you file
2 things. I know that you have not met Ms. Estrada. You could
3 meet her if you wish to do so. She's a licensed attorney. She
4 can help you file things and that is so that you do have access
5 to file anything that is necessary for this case to go forward,
6 but the mountains of vexatious things that you have filed are
7 not necessary for the case to go forward and we frankly don't
8 have time to go through those documents over and over and over
9 again.

10 So that is why you are barred from filing those
11 things. That is why we keep sending them back to you because I
12 have told you that you cannot file those documents. They are
13 not recognized under the rules. They have been rejected many
14 times for those reasons. So you have an attorney to assist you
15 in filing proper documents that would be recognized; proposed
16 jury instructions, witness lists, things like that that are
17 needed.

18 So I would encourage you to speak to Ms. Estrada so
19 that those filings can come in. This is set for a jury trial
20 which is what you've asked for. Perhaps I put the words in a
21 different order than what you wanted, but you requested a trial
22 by jury or jury trial. They are the same thing. And we have
23 set that exact proceeding for you. You are a first place
24 setting to go forward June 27th.

25 The State has filed its proposed jury instructions so

1 I will use those. I will need -- if there's any requested voir
2 dire, then I will need that to come in as well so that I can
3 include that, and then the witness list and exhibit list need
4 to be exchanged as well. It sounds like Mr. Cromar has sent
5 what may be characterized as witness lists or exhibit lists to
6 the State directly and that's fine. Those don't need --

7 MR. PERKINS: Your Honor, sorry to interrupt.

8 THE COURT: No, go ahead.

9 MR. PERKINS: On that issue I do need a list of
10 witnesses. I know Mr. Cromar mentioned they had a list of 26
11 or something witnesses that they intended to call. I have not
12 received anything like that. I have received some exhibits.

13 THE COURT: All right. Mr. Cromar, that will need to
14 be sent. You can send it directly to Mr. Perkins, but if there
15 are witnesses you intend to call, that will need to go directly
16 to Mr. Perkins. You can have until end of business tomorrow,
17 but that needs to be done so that we can address witness lists
18 to make sure those issues are taken care before the trial is to
19 commence.

20 And, again, if there's any proposed jury instructions
21 or voir dire, then Ms. Estrada can file those for you. You
22 don't have permission to file things with me because of the
23 history of your vexatious filings with the Court. So talk to
24 Ms. Estrada if you wish any jury instructions to be filed.

25 Do we need to address anything else or are we just

1 ready to go for trial?

2 MS. ESTRADA: Well, your Honor --

3 MR. PERKINS: I think --

4 MS. ESTRADA: I'm sorry, Jared. Your Honor, I'm
5 really -- I'm concerned for them, okay? I'm concerned for Mr.
6 & Mrs. Cromar, extremely concerned for them because the Court
7 will not be able to mute them in an in-person hearing. And so
8 my concern then is is Mr. Cromar going to damage his own case
9 by being removed from the courtroom while the proceedings are
10 going on? He was unable to stop talking today when the Court
11 admonished him. He was unable to have appropriate courtroom
12 demeanor today with the Court.

13 So I just want to be clear I'm very concerned about
14 them going forward to trial. I don't think that they are going
15 to be able to have a fair trial based on the behavior that I
16 have seen time and time again in court and based on the fact
17 that they are not responding to motions that need to be
18 responded to. The motion to not relitigate the foreclosure, I
19 am just guessing from what I've seen in all of this that some
20 of their evidence is going to have to do with that. And if
21 they don't respond to that motion, the Court is going to rule
22 on it and --

23 THE COURT: Well, I would invite you, Ms. Estrada, if
24 you -- and I recognize that you're hampered here because
25 they've refused to deal with you, but that's why we brought you

1 in so that there can be appropriate filings. If you think that
2 there's a response needed to that motion, then I invite you to
3 file it.

4 MS. ESTRADA: I wouldn't know if they won't talk to
5 me, your Honor.

6 MR. PERKINS: And, your Honor, I guess the only thing
7 I wanted to put on the record is just the State's response to
8 Ms. Estrada's concerns. I understand them. I think she's
9 correct in most of those except I don't think the Cromars are
10 delusional or incompetent in any way. I think they've just
11 made choices that are going to put them in further legal
12 jeopardy and that they are choosing to defend this case in a
13 way that may or may not be effective, but I think they are
14 correct in their assertion of the constitutional right to
15 defend themselves as they see fit.

16 I don't think it's wise to go forward without legal
17 counsel on a serious felony case, but I don't think by any
18 means that they are incompetent under the statutory definition
19 of that word.

20 MS. ESTRADA: And if I could respond to that just --

21 THE COURT: Go ahead.

22 MS. ESTRADA: -- briefly. I believe that -- they may
23 not be incompetent in terms that we normally recognize in terms
24 of mental instability, although I don't know, but they have to
25 recognize the Court and the Court's function. They do not.

1 They have to recognize the State and the State's function.
2 They do not. They have to recognize what a defense attorney
3 would do for them, a bar-licensed defense attorney. They do
4 not. They have to have appropriate courtroom demeanor.
5 Mr. Cromar does not. They have to be able to testify
6 relevantly --

7 MR. PERKINS: But, again, that's not because of their
8 inability to do so. It's because of their refusal to do so.

9 MS. ESTRADA: I'm not sure, though, your Honor. I
10 believe that based on this misunderstanding of the Court's
11 place and of the law, the one thing they do have right is that
12 they have the right to represent themselves, but the rest of it
13 is not correct. Mr. Perkins, would you agree that you're not
14 able to prosecute them?

15 MR. PERKINS: No, and, again, that's -- I agree that
16 some of their assertions are incorrect legally, but I don't
17 think that arises from their legal incompetence to understand
18 the proceedings or to understand the nature of the charges
19 against them. They filed multiple documents and stated in
20 multiple places, including hearings in this Court, they
21 understand the risk of incarceration. They understand the
22 proceedings against them. They just refuse to accept the
23 nature of the law. And, again, I don't think that makes them
24 incompetent. I just think --

25 MS. ESTRADA: I think --

1 MR. PERKINS: -- they've chosen a course of action.

2 MS. ESTRADA: -- we disagree because as I'm going
3 down through the requirements to be determined as competent, I
4 believe that there are several of them where the Cromars
5 absolutely do not comport with what is required to be able to
6 move forward. I just wanted to put that on the record, your
7 Honor, because I am very concerned for them. That they are
8 facing a second-degree felony is the highest charge and that's
9 1 to 15 years in prison. And from what I've seen this trial is
10 going to be a disaster.

11 THE COURT: Well, if you think, Counsel, you have
12 grounds to file a petition, I mean it's up to you if you think
13 that it's there. I -- that's a determination for counsel. And
14 I'll leave it to you to weigh that out and decide if you think
15 in the exercise of your judgment that that's what needs to
16 happen. I recognize -- I recognize the issue is raised.

17 MS. ESTRADA: I think what I'm going to do is I'm
18 going to contact my direct-line supervisor and lay it all out
19 in front of her and see what she thinks because I really do
20 feel there are some serious deficiencies here. That it's not a
21 matter of willfulness. It's a matter of delusional thinking in
22 terms of what the law is. So, yeah, I'm -- I will -- I will
23 have something either filed by the end of next week or not.

24 THE COURT: All right. And in the interim if there's
25 a -- I recognize it's a bit of disadvantage to where Mr. & Mrs.

1 Cromar won't meet with you, but I did specifically delay
2 decision on the motion in limine filed by the State because I
3 do think that there needs to be a filing, a proper filing in
4 response to that. And for the reasons we've discussed
5 defendants simply aren't capable of giving me a proper filing
6 that makes a cogent legal argument to respond to what the State
7 has done, has filed.

8 So I'm hopeful I can get something I can actually use
9 so that we can get some of these issues decided going forward.

10 MS. ESTRADA: Well, Jared, have they sent you
11 anything in response to that motion?

12 MR. PERKINS: Yes. Yes, and I noted that in the
13 request to submit.

14 MS. ESTRADA: Can you please send that to me so I can
15 review it?

16 MR. PERKINS: Yes.

17 THE COURT: And I'll give you time if you want some
18 time to look at that, Ms. Estrada.

19 MS. ESTRADA: Thank you.

20 THE COURT: And if you think there is a proper
21 response, then you can -- I invite you to file it.

22 MS. ESTRADA: Thank you, your Honor.

23 THE COURT: All right. Otherwise, I think we're
24 ready to go for trial. We've got the proposed jury
25 instructions and the Cromars have made their objections to the

1 record. I know they don't like that I've muted them, but as
2 I've indicated, I don't need to hear the same objections over
3 and over and over at every hearing. So I understand your
4 position. You've made it known on the record many times and it
5 doesn't need to be drawn out again today.

6 So we'll plan on -- we've got a.m. jury selection set
7 for June 27th and that will be in person as far as the
8 litigants and counsel and myself. The jury pool will be
9 virtual. And then the jury itself would start the next day.
10 And just so I'm clear, the 27th of -- I think we have quite a
11 few juries that are getting going the next week. So the 27th
12 is actually a Friday. So we're doing the jury selection on a
13 Friday and then -- oh, I'm sorry. Strike that.

14 I'm looking at the wrong month so let me fix that. I
15 need to turn the page here. So for June 27th is a Monday.
16 My apologies. So June 27th is a Monday for jury selection.
17 As I indicated, that would be virtual for the jury panel, in
18 person for everybody else. And then the next day, Tuesday, the
19 28th, then that would be in person for everybody and have the
20 jury here to begin with opening arguments.

21 I will impose some time limits on those so that we
22 make good use of our time. And then we'll have the State call
23 its witnesses and then the Cromars can call their witnesses
24 thereafter. The trial is expected to conclude on Friday, the
25 1st. And, again, there will be time limits on everything.

1 I'll give everyone the same amount of time and that way we'll
2 make sure that we'll wrap it up in the time that we have
3 allotted.

4 Just so you're aware, time spent in cross-examination
5 will be charged against the party conducting the
6 cross-examination. So if you conduct lengthy
7 cross-examinations, that will cut into the time that you are
8 permitted to use for your case in chief. So be aware of that.
9 There are time limits imposed so that you're expected to use
10 your time appropriately and ask relevant, pertinent questions.

11 I'll also admonish the Cromars that the Rules of
12 Evidence apply at -- particularly at trials, but other hearings
13 as well, but what that means, Mr. Cromar, is that you're not
14 permitted to make what's called a standing objection. You
15 can't just shout out objection constantly which I know you've
16 done here. I haven't corrected that because I understand
17 you're not a licensed attorney, but I'm telling you now the
18 Rules of Evidence govern trials and you don't get a pass
19 because you're not a licensed attorney.

20 So you can't just say objection and then give me a
21 long excuse about what your objection is. It has to be a legal
22 objection grounded in the Rules of Evidence. So you'll need to
23 review the Rules of Evidence. You can refer to them either by
24 name or number so that when you're making an objection, you're
25 referring to, say, relevance or hearsay or whatever the

1 objection is. Your objection needs to be grounded in the rules
2 or else I will not hear it.

3 So you'll need to familiarize yourself with the Rules
4 of Evidence and also with the Rules of Procedure so that you
5 can govern yourself accordingly during the trial.

6 Do we need anything else on this?

7 MS. ESTRADA: No, your Honor.

8 MR. PERKINS: Not from the State.

9 THE COURT: Is there any brief comment that you need
10 to make, Mr. Cromar? We can unmute him -- again, I don't want
11 you to make your objections again. I've heard them. This is
12 any brief issue in closing before I excuse you.

13 MR. CROMAR: As Court would know, it's appropriate,
14 especially having been muted through the entire process
15 heretofore, that it would be appropriate for me and Barbara to
16 enter an objection to everything that's been said since we've
17 been muted. We've been denied access to the Court, but you
18 wanted something new and I will give you that to you, Madam
19 Johnson.

20 There is a Federal Code Title 18 USC Section 4108
21 called Verification and Consent of Offender to Transfer to the
22 United States Corporation. We have not ever nor will we ever
23 allow as required by law to be in your jurisdiction, your
24 corporate jurisdiction. And the Court and prosecutors might be
25 interested, officers of the Court, in familiarizing themselves

1 with that law.

2 No. 2, we filed on the record of the Court as we've
3 established these two documents. This is Exhibit 201 and this
4 202. And what they are called is declaration of nationality,
5 intention of renunciation/repudiation, lawful status and oath
6 of allegiance, by will. These are signed and sealed documents,
7 notary jurat signatures, and, therefore, they are required to
8 be on the record of the Court, but we've been denied yet again
9 and we object.

10 Thirdly, I'm reading from a book that understands the
11 difference between jury trial and trial by jury, Madam Johnson,
12 and it's called Common Law Handbook For Jurors, Sheriff's,
13 Bailiffs and Justices. This document will be part of our
14 seventh judicial notice which the Court will be receiving soon
15 and is required by judicial notice to take note of.

16 On page 9 it reads at the top. No. 5, the real law.
17 Quote, "The common law is the real law, the supreme law of the
18 land. The code, rules, regulations, policy and statutes are
19 not the law," close quote. This is from Self versus Rhay,
20 R-h-a-y, 61 Wn. 2d 261. Continues. Legislated statutes
21 enforced upon the people in the name of law are fraud. They
22 have no authority and are without mercy. Justice without mercy
23 is Godless and, therefore, repugnant to our United States
24 Constitution. Law makers were given authority by the people to
25 legislate codes, rules, regulations and statutes which are

1 policies, procedures and law to control the behavior of the
2 bureaucrats, elected and appointed officials including the
3 officers of this Court, municipalities and agencies.

4 THE COURT: Mr. Cromar, rather than just reading it
5 into the record, just summarize it for me, if you would,
6 please.

7 MR. CROMAR: I object to being constantly interrupted
8 by --

9 THE COURT: This is my hearing. Not yours. You may
10 summarize your point. I don't need it read into the record.
11 Summarize your point.

12 MR. CROMAR: We respectfully require the officers of
13 this Court to void and vacate these two cases under Federal
14 Rule 60 void ab initio if necessary. Therefore, for many
15 reasons including, but not limited to, those stated here today
16 and witnessed and will be documented on record of this Court, a
17 denial of due process, denial of constitutionally-secured,
18 God-given unalienable, with dashes in there for the
19 transcriber, rights, by the powers vested in us as the sole
20 executors of the house of Cromar states by our name, same names
21 copyrighted and trademark as you saw at the beginning of this
22 so-called hearing, we do hereby lawfully this so-called court
23 of jurisdiction which is foreign to us as a man and a woman on
24 the land and in harmony of the law of the land, the
25 Constitution of the United States of America and the Utah

1 Constitution to lawfully order this Court to dismiss for lack
2 of jurisdiction fraud and swindle and dishonor and malicious
3 prosecution and do so with prejudice.

4 And Christine S. Johnson, Jared Perkins and David O.
5 Leavitt shall do so within ten calendar days by end of day
6 June 12, 2022, with a reminder that they have already accepted
7 the lawful and agreed consequences for failure to ignore our
8 executor and executrix orders that they were served, lawfully
9 processed served.

10 In conclusion, we do not understand these
11 proceedings. We never will understand these proceedings. We
12 will not stand under these proceedings. We do not consent to
13 these proceedings and we say nothing more.

14 THE COURT: All right. Thank you. Your objections
15 are noted on the record and overruled. We'll see everybody
16 back here for the jury selection process which will begin on
17 June 27th at 9:00. Thank you everybody. You're excused on
18 this one.

19 (PROCEEDINGS IN THE ABOVE-ENTITLED
20 MATTER WERE CONCLUDED.)
21
22
23
24
25

REPORTER'S CERTIFICATE

STATE OF UTAH)
 : SS.
County of Utah)

I, Colleen C. Southwick, Registered Professional Reporter for the State of Utah, do certify that the foregoing transcript was taken down by me stenographically from an electronic recording and thereafter transcribed;

That the same constitutes a true and correct transcription of the said proceedings;

That I am not of kin or otherwise associated with any of the parties herein or their counsel, and that I am not interested in the events thereof.

Witness my hand at Heber, Utah, this 5th day of June, 2022.

Colleen Southwick

Colleen C. Southwick, CSR-RPR