

Fraud Upon the Court

“No statute of limitations”

Fred Mauney filed a complaint against Cheng T Lu Enterprises on February 6th, 1998, involving breach of contract and theft of property. This Case #980901279 (3rd District) was assigned to Judge Frank G. Noel. The plaintiff's attorney was Joseph W. Rohan of the law firm Halliday and Watkins P.C., and the defendant's attorney, Edward R. Montgomery of the law firm Rasmussen and Miner, Salt Lake City, Utah.

Fred Mauney paid the fees for a jury trial and waited the required amount of time for said trial. Upon the trial date, April 24th, 2000, Judge Noel decided not to let plaintiff have his requested jury trial. On the date of the trial, plaintiff Fred Mauney was shocked that none of his witnesses were present. His attorney Joseph Rohan, had not subpoenaed nor had interviewed any witnesses that Fred Mauney had supplied for trial. Judge Noel refused to let plaintiff speak upon this and other issues.

In the interrogatories to the Lu's about who had taken plaintiff's property, in their response to this interrogatory they stated John Hawkins.

Plaintiff has recently learned that in a previous criminal case, John Hawkins was convicted of burglary of a building and theft (Case #961900499 3rd District) and had received 5 years suspended sentence on Oct 18th, 1996. Attorney of record for motion for a new trial on April 11th, 1997 was Edward R. Montgomery.

A criminal conspiracy obstructed Plaintiff Fred Mauney's rights guaranteed by the Constitution of the State of Utah and the Constitution of the United States of America; his rights to a fair trial, to call witnesses and due process of law. Fred Mauney alleges and states upon documentation, information, and belief that his attorney Joseph Rohan entered into a conspiracy with defendant's attorney Edward R. Montgomery and Judge Frank G. Noel, through a quid pro quo / bribery conspiracy to deny one Fred Mauney due process and rights to a fair trial.

As sworn officers of the court, this is an act of sedition against the Constitution of Utah, and the United States of America. An act of sedition is an act of treason against said governments. The perpetrator of said act of treason is a traitor.