"Fiduciary Duty"

FIDUCIARY DUTY defined: A duty to act for someone else's benefit, while subordinating one's personal interests to that of the other person. It is the highest standard of duty implied by law (e.g., trustee, guardian). Black's Law Dictionary Sixth Edition (page 625)

FIDUCIARY OR CONFIDENTIAL RELATION defined: n. A very broad term embracing both technical fiduciary relations and those informal relations, which exist wherever one person trusts in or relies upon another. One founded on trust or confidence reposed by one person in the integrity and fidelity of another. Such relationship arises whenever confidence is reposed on one side, and domination and influence result on the other; the relation can be legal, social, domestic, or merely personal. Heilman's Estate, Matter of, 37 Ill.App.3d 390, 345 N.E.2d 536, 540. A relation subsisting between two persons in regard to a business, contract, or piece of property, or in regard to the general business or estate of one of them, of such a character that each must repose trust and confidence in the other and must exercise a corresponding degree of fairness and good faith. Out of such a relation, the law raises the rule that neither party may exert influence or pressure upon the other, take selfish advantage of his trust, or deal with the subject-matter of the trust in such a way as to benefit himself or prejudice the other except in the exercise of the utmost good faith and with the full knowledge and consent of that other, business shrewdness, hard bargaining, and astuteness to take advantage of the forgetfulness or negligence of another being totally prohibited as between persons standing in such a relation to each other. Examples of fiduciary relations are those existing between attorney and client, guardian and ward, principal and agent, executor and heir, trustee and cestui que trust, landlord and tenant, etc. See also Confidential communications. Black's Law Dictionary Sixth Edition (page 626)

FIDUCIARY defined: The term is derived from the Roman law, and means (as a noun) a person holding the character of a trustee, or a character analogous to that of a trustee, in respect to the trust and confidence involved in it and the scrupulous good faith and candor which it requires. A person having duty, created by his undertaking, to act primarily for another's benefit in matters connected with such undertaking. As an adjective it means the nature of a trust; having the characteristics of a trust; analogous to a trust; relating to or founded upon a trust or confidence. A term to refer to a person having duties involving good faith, trust, special confidence, and candor towards another. A fiduciary "includes such relationships as executor, administrator, trustee, and guardian." ABA Code of Judicial Conduct, Canon 3C(3)(b). A lawyer is also in a fiduciary relationship with the client. A person or institution who manages money or property for another and who must exercise a standard of care in such management activity imposed by law or contract; e.g. executor of estate; receiver in bankruptcy; trustee. A trustee, for example, possesses a fiduciary responsibility to the beneficiaries of the trust to follow the terms of the trust and the requirements of applicable state law. A breach of fiduciary responsibility would make the trustee liable to the beneficiaries for any damage caused by such breach. The status of being a fiduciary gives rise to certain legal incidents and obligations, including the prohibition against investing the money or property in
investments, which are speculative or otherwise imprudent. Many states
have adopted the Uniform Fiduciaries Act, and the Uniform Management of
Institutional Funds Act. See also Fiduciary capacity; Fiduciary or

FIDUCIARY BOND defined: Type of surety bond required by court to be
filed by trustees, administrators, executors, guardians, and
conservators to insure proper performance of their duties. Black’s Law
Dictionary Sixth Edition (page 625)

FIDUCIARY CAPACITY defined: One is said to act in a "fiduciary
capacity" or to receive money or contract a debt in a "fiduciary
capacity," when the business which he transacts, or the money or
property which he handles, is not his own or for his own benefit, but
for the benefit of another person, as to whom he stands in a relation
implying and necessitating great confidence and trust on the one part
and a high degree of good faith on the other part. The term is not
restricted to technical or express trusts, but includes also such
offices or relations as those of an attorney at law, a guardian,
executor, or broker, a director of a corporation, and a public officer.
Black’s Law Dictionary Sixth Edition (page 625)

FIDUCIARY CONTRACT defined: An agreement by which a person delivers a
thing to another on the condition that he will restore it to him.
Black’s Law Dictionary Sixth Edition (page 625)

FIDUCIARY DEBT defined: A debt founded on or arising from some
confidence or trust as distinguished from a "debt" founded simply on
967, 973. Black’s Law Dictionary Sixth Edition (page 625)

FIDELITY AND GUARANTY INSURANCE defined: A contract of fidelity or
guaranty insurance is one whereby the insurer, for a valuable
consideration, agrees, subject to certain conditions, to indemnify the
insured against loss consequent upon the dishonesty or default of a
designated person. Guaranty insurance, used in its broad sense, also
includes credit insurance, and title insurance, as well as the numerous
forms of surety bonds. The contract partakes of the nature both of
insurance and of suretyship. Hence, even in the absence of terms so
providing, the contract is avoided by the failure of the insured to
disclose to the insurer, at the time of making the contract, any known
previous acts of dishonesty on the part of the employee, or any
dishonest practices that may occur during the currency of the policy.
But the insured is not required to give notice of mere irregularities
not involving moral turpitude; nor, in the absence of agreement to that
effect, does the insured owe to the insurer any duty of watching the
conduct and accounts of the employee concerned. Black’s Law Dictionary
Sixth Edition (page 624)

FIDELITY BOND defined: Contract of fidelity insurance. Runcie v. Corn
Exchange Bank Trust Co., Sup., 6 N.Y.S.2d 616, 620. A guaranty of
personal honesty of officer furnishing indemnity against his
defalcation or negligence. Phillips v. Board of Education of Pineville,
283 Ky. 173, 140 S.W.2d 819, 822. A contract whereby, for a
consideration, one agrees to indemnify another against loss arising
from the want of honesty, integrity, or fidelity of an employee or
other person holding a position of trust. Liberty Mut. Ins. Co. v.
Thunderbird Bank, 25 Ariz.App. 201, 542 P.2d 39, 41.. See also Bond; Fidelity and guaranty insurance; Insurance. Black’s Law Dictionary Sixth Edition (page 624)

Notice to Agent is notice to Principle; Notice to Principle is Notice to Agent. All are without excuse. Including but not limited to; successors and or assigns, d/b/a/ the U.S., all Enclaves, Insular Possessions, Territories, together with all Cities, Municipalities, Counties, Townships, etc., all sundry employees, agents, officers, officials, independent contractors, and all a/k/a: PUBLIC SERVANTS commencing this binding contract. Any adverse action(s) taken without prior written consent (authorization) of Beneficiary strictly prohibited, thus rendered null and void.
BREACH OF TRUST
AFFIDAVIT OF OBLIGATION (FEE SCHEDULE)

Trustee(s), agent(s) Fee Schedule and Invoice (Billing) Statement; Including but not limited to this schedule:

(1) Trespass (Breach of Close) on Cestui Que Trust matter(s) and trust property, including any trust property impaired as a result of any action taken without consent. $10,000,000.00 in silver dollar coin convertible at the legal and lawful ratio prescribed by law of 24: 1 of Federal reserve notes to silver dollars per trespass per person.

(2) Trustee(s), agent(s) Correspondence not signed in affidavit form (under penalties of perjury, commercial liability). $1,000,000.00 in silver dollar coin convertible at the legal and lawful ratio prescribed by law of 24: 1 of Federal reserve notes to silver dollars per communication not in compliance.

(3) Trustee(s), agent(s) Breach, Foreclosure, Repossession, Court Matters against Cestui Que Trust $1,000,000.00 in silver dollar coin convertible at the legal and lawful ratio prescribed by law of 24: 1 of Federal reserve notes to silver dollars.

(4) Trustee(s), agent(s) Taking of any Cestui Que Trust property thru force, duress, coercion, conversion (including but not limited to arrest/kidnapping) $10,000,000.00 in silver dollar coin convertible at the legal and lawful ratio prescribed by law of 24: 1 of Federal reserve notes to silver dollars per occurrence.

(5) Self-Executing Lease Agreement (contract) created upon the taking thru force, duress, coercion, conversion of any Cestui Que Trust property $10,000 in silver dollar coin convertible at the legal and lawful ratio prescribed by law of 24: 1 of Federal reserve notes to silver dollars lease/per day out of possession of beneficiary.

(6) Trustee(s), agent(s) Harassment after notice (knowledge) $1,000,000.00 in silver dollar coin convertible at the legal and lawful ratio prescribed by law of 24: 1 of Federal reserve notes to silver dollars per occurrence.

(7) Trustee(s), agent(s) Violation(s); Breach of Trust, Breach of Contract, Breach of the Peace, Perjury of oath(s)/oath(s) of office of Trustee(s) False Swearing and acting "Without Authority – Without Consent." $10,000,000.00 in silver dollar coin convertible at the legal and lawful ratio prescribed by law of 24: 1 of Federal reserve notes to silver dollars per person per violation.

(8) Trustee(s), agents False Statements $1,000,000.00 in silver dollar coin convertible at the legal and lawful ratio prescribed by law of 24: 1 of Federal reserve notes to silver dollars per person, per false statement.

(9) Trustee(s), agent(s) Impairment of Contracts $10,000,000.00 in silver dollar coin convertible at the legal and lawful ratio prescribed by law of 24: 1 of Federal reserve notes to silver dollars user fee, per person, per impairment.

(10) Trustee(s), agent(s) Violation of any un-a-lien-able rights including but not limited to all rights protected by Trusts, Trust Law, Law, Common-Law, International Law, Constitutions, Law of Nations, etc. $10,000.00 in silver dollar coin convertible at the legal and lawful ratio prescribed by law of 24: 1 of Federal reserve notes to silver dollars user fee, per violation, per person.
NOTARY or NOTARY PUBLIC defined: An officer appointed by the executive, or other appointing power, under the laws of different states. Their duties are generally prescribed by such laws. The most usual of which are, 1. To attest deeds, agreements and other instruments, in order to give them authenticity. 2. To protest notes, bills of exchange, and the like. 3. To certify copies of agreements and other instruments. 3. By act of congress, Sept. 16, 1850, Minot's Statutes at Large. U. S. 458, it is enacted, That, in all cases in which, under the laws of the United States, oaths, or affirmations, or acknowledgments may now be taken or made before any justice or justices of the peace of any state or territory, such oaths, affirmations, or acknowledgments may be hereafter also taken or made by or before any notary public duly appointed in any state or territory, and, when certified under, the hand and official seal of such notary, shall have the same force and effect as if taken or made by or before such justice or justices of the peace. And all laws and parts of laws for punishing perjury, or subornation of perjury, committed in any such oaths or affirmations, when taken or made before any such justice of the peace, shall apply to any such offence committed in any oaths or affirmations which may be taken under this act before a notary public, or commissioner, as hereinafter named: Provided always, That on any trial for either of these offences, the seal and signature of the notary shall not be deemed sufficient in themselves to establish the official character of such notary, but the same shall be shown by other and proper evidence. 4. Notaries, are of very ancient origin they were well known among the Romans, and exist in every state of Europe, and particularly on the continent. 5. Their acts have long been respected by the custom of merchants and by the courts of all nations. 6 Toull. n. 211, note. Vide, generally, Chit. Bills, Index, h. t.; Chit. Pr. Index, , h. t.; Burn's Eccl. Law, h. t.; Bro. Off. of a Not. passim; 2 Har. & John. 396; 7 Verm. 22; 8 Wheat. 326; 6 S. & R. 484; 1 Mis. R. 434. By act of Aug. 15, 1876, c. 304, notaries are authorized to take depositions and do all other acts in relation to taking testimony to be used in the courts of the United States, and to take acknowledgments and affidavits with the same effect as commissioners of the United States circuit courts may do. R. S. §1778. They may protest national bank circulating notes; R. S. §5226; take acknowledgment of assignment of claims upon the United States; id. §3477; and administer oaths of allegiance to persons prosecuting such claims; id. §3479. By act of June 22, 1874, c. 390, notaries may take proof of debts against the estate of a bankrupt. The acts of notaries are respected by the custom of merchants and the law of nations. Their protest of a bill is received as evidence in the courts of all civilized countries.

Public Notice/Public Record pursuant to principles of Common-Law does not recognize, consent or grant any jurisdiction to any (including but not limited to) U.S. corporations, administrations departments, agencies, instrumentalities, officials, officers, agents, employees or independent contractors. U.S.A.; “Without the U.S.”

*Postal Inspectors are federal law enforcement officers with investigative jurisdiction in all criminal matters involving the integrity of the mail and the security of the U.S. Postal Services. U.S. Postal Inspection Service, Security Investigations Service Center, 225 N. Humphreys Blvd. 4th Floor, Memphis Tennessee U.S.A. near [38120]
Sui Juris, known as: John, of the genealogy of Doe, freeborn spiritual being on the land state the facts contained herein are true, correct, complete, and not misleading, to the best of my personal first hand knowledge and belief. Being of sound mind, competent, over the age of 18. This my free will, voluntary act and deed to make, execute, seal, acknowledge and deliver under my hand and seal with explicit reservation of all my unalienable rights and my specific common law right not to be bound by any contract or obligation which I have not entered into knowingly, willingly, voluntarily, and without misrepresentation, duress, or coercion, whereby I did not sign nor consent. I am not now nor have ever been a CITIZEN nor a U.S. Citizen nor a Fourteenth Amendment Federal Citizen nor Employee, I am not bound by sworn oath or oath of office. Whereas I hereby disclaim Clauses One and Two of Section One to the Fourteenth Amendment, together with Article Four Section Three Clause Two. I do hereby certify, verify, state, claim and declare forever without abandonment; Real Property (on Earth); Personal Property (body); and Ecclesiastical Property (soul) together with all trusts, probate, rights, titles, interests droit, droit both absolute and contingent, “Without the U.S.” Should this not be true then let the record be corrected or it will stand as truth. Time is of the essence.

Veracity; In my Private Capacity as General Executor/Executrix of said Cestui Que Trust account Droit, Droit, This serves Notice that your offer has been Accepted as Valuable Consideration and Returned for Value. This property is Exempt from Levy. Please Adjust this Account for the Proceeds, Products, Accounts and Fixtures and Release The Order(s) of The Court to Me Immediately. Make adjustment and close this account immediately, with prejudice. I accept your Oath, Oath of Office Security Agreement, Constitutions as by-laws, and Malfeasance Bond and place you in the Private commencing this self-executing binding contract between you and I. Further, I appoint you trustee “Fully Personally Liable Now” on your honor and solemn Oath to perform your obligations and duties to Protect My un-a-lien-able Rights in your Fiduciary Capacity against any and all claims, legal actions, orders, warrants, judgments, demands, liabilities, losses, foreclosure, depositions, summonses, lawsuits, costs, fines, liens, levies, penalties, taxes, damages, interests, and expenses whatsoever, both absolute and contingent, as are due and as might become due, now existing and as might hereafter arise, and as might be suffered by, imposed on, and incurred by Debtor for any and every reason, purpose, and cause whatsoever. Please honor Obligation of Good Faith in Performance of your Duties. Quid Pro Quos, an equal exchange or substitution.

This my free will, voluntary act and deed true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver under my hand and seal, explicitly reserving all rights without prejudice;

By:__________________________________________
Sui Juris known as; John of the genealogy of Doe Bailor for JOHN DOE Bailee
Probatio plena; Ran, Roe Third Party Witness
"Sealed and delivered in the presence of us."

Probatio plena; James, Roe Third Party Witness
"Sealed and delivered in the presence of us."

STATE OF ILLINOIS )
COUNTY OF COOK )

CERTIFICATE OF ACKNOWLEDGMENT

On this date the individual named above, in his/her stated capacity, personally appeared before me to execute this acknowledgement that this instrument was signed, sealed, and delivered as their free will, voluntary act and deed to make, execute, seal, acknowledge and deliver under their hand and seal verified and authenticated for the uses and purposes therein mentioned.

DATE ___________________________ Signature of NOTARY PUBLIC ___________________________

AFFIX

NOTARY SEAL Date Commission Expires ___________________________

IF REQUIRED

NOTICE: Public acts defined: are those which have a public authority, and which have been made before public officers, are authorized by a public seal, have been made public by the authority of a magistrate, or which have been extracted and been properly authenticated from public records. Black’s Law Dictionary Sixth Edition (page 26)