U.S. COURT OF APPEALS
RECEIVED
Jul 06, 2026
FIFTH CIRCUIT

No. 25-50991

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

In the Matter of: Cribbs Ringer v. Merkle

AFFIDAVIT OF CARL N. MERKLE TO ACCOMPANY MOTION PREPARED AT THE CLERK'S REQUEST REGARDING REVISED APPELLANT'S BRIEF.

Purpose of this Affidavit:

This affidavit accompanies the Motion filed with the Court but serves a different purpose. The Motion requests procedural relief. This affidavit preserves the factual record, supporting exhibits, historical context, and the factual basis for my understanding of the matters described herein. It is submitted under oath so that the record may be examined by the Court and by any future reader who wishes to review the documentary evidence.

Affidavit Prepared Under Penalty of Perjury as True and Correct, by:

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TO THE UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT JUDGES,

INTRODUCTION

1) I, Carl Nathaniel Merkle, submit this affidavit under oath, under penalty of perjury, as true and correct[1], to accompany the Motion Prepared at the Clerk's Request Regarding Revised Appellant's Brief filed in the above captioned appeal.

2) The Motion, the Revised Appellant's Brief and this affidavit were prepared and filed during the Nation's 250th anniversary observance of the July 4, 1776 Declaration of Independence.

3) This affidavit serves a purpose different from the accompanying Motion. The Motion requests procedural relief from the Court. This affidavit preserves the factual record, documentary exhibits, historical context, and the factual basis for my understanding of the matters described herein.

4) Throughout this affidavit, I distinguish, to the best of my ability among: a) documentary evidence; b) historical authorities; c) legal arguments; and d) my own observations, conclusions, and sincerely held beliefs.

5) Readers are encouraged to examine the cited documents and historical sources for themselves.

6) Some matters discussed herein concern issues properly before a court of law. Others concern historical, constitutional, civic, or religious questions and personal conclusions that extend beyond the issues presented by the pending appeal. Those broader discussions are included not as requests for judicial relief, but to

[1] This Oath, given under penalty of perjury per US and Texas laws, as true and correct, is made under Oath to the "God of the Founding Documents" ("**God**"): 1) July 4, 1776, Declaration of Independence, 2) US Constitution, and 3) Texas Constitution. Isaiah 33:22, matching Articles I to III of the US Constitution, says: "*For the LORD is our judge, our lawgiver, and our king. He will care for us and save us.*" On May 17, 2026 via Rededication 250, the USA was rededicated as "One Nation Under God" by the Trump Administration. An event criticized by Trump opponents. An event the US Judicial System was conspicuously absent at.

preserve the historical record and explain the context in which I understand the events described.

7) The reader is free to agree or disagree with my personally formed conclusions. My purpose is to preserve the documentary record under oath and to encourage careful examination of the evidence rather than reliance upon assumptions.

I. HIGH LEVEL HISTORICAL OVERVIEW CONCERNING RELIGION IN AMERICAN PUBLIC LIFE.

8) In the June 16, 2026 Revised Appellant's Brief, I included a chronological historical outline to explain the historical context in which I understand the issues presented by this litigation. That outline is reproduced here because it forms part of the factual and historical record I seek to preserve in this affidavit.

9) The chronology is not intended to prove every legal issue before the Court. Rather, it identifies historical events, documents, speeches, and developments that I believe are relevant to understanding the broader historical narrative discussed elsewhere in this affidavit.

10) The June 16, 2026 Revised Appellant's Brief included a new history section containing 38 historical points. Those points are summarized below into five eras: a) Colonial Foundations (1607-1775), b) Founding Era (1775-1802), c) Nineteenth Century, d) Twentieth Century, e) Twenty-first Century.

11) What follows is an organized high-level summary of the June 16, 2026 Revised Appellant's Brief section titled: A. USA History Through A Religious / Liberty / Fight for Liberty and Independence Lens.

12) The following chronology is intended as a high-level historical overview rather than an exhaustive history. It identifies milestones that I believe are relevant to understanding the historical context discussed in this affidavit.

13) The complete historical outline from my June 16, 2026 Revised Appellant's Brief is attached as Exhibit A and incorporated by reference. For convenience, a high-level chronological summary appears below.

14) High-Level Historical Summary (organized by era):

Colonial Foundations (1607 – 1776)

a) **Jamestown / Cape Henry (1607).**

b) **Jamestown (1619)**.

c) **Pilgrims, Plymouth and the Mayflower Compact (1620).**

d) **1647 Old Deluder Satan Act.**

e) **Early American curriculums that included the Ten Commandments.**

f) **The National Monument to the Forefathers (1889 dedication).**

g) **1734 Zenger Trial.**

h) September 1774 A Divided Continental Congress is United by Prayer

i) **1774 John Adams quote.**

j) **Lexington and Concord (April 19, 1775)**.

Founding Era (1775 – 1802)

k) **1770's popular rallying cry.**

l) **The Liberty Bell (1751, 1753 recast).**

m) **Common Sense by Thomas Paine.**

n) **On May 17, 1776** – National Day of Humiliation, Fasting and Prayer

o) **"Lee Resolution" of June 7, 1776.**

p) **The Declaration of Independence (July 4, 1776) is adopted.**

q) **Thomas Jefferson 1782 quote:**

r) **Treaty of Paris (September 3, 1783).**

s) **June 28, 1787 Benjamin Franklin "Father of Lights" speech.**

t) **September 17, 1787 US Constitution is ratified.**

u) **July 14, 1789 Bastille Day.**

v) **October 11, 1789, John Adams quote.**

w) **November 26, 1789 first Thanksgiving after George Washington's election.**

x) **September 18, 1793 cornerstone of US Capitol Building laid**.

y) **September 17, 1796 George Washington Farewell Address.**

z) **January 1, 1802 Thomas Jefferson's Danbury Baptist letter.**

aa) **Thomas Jefferson church attendance At Capitol (1801–1809).**

Nineteenth Century

bb) **July 4, 1826 – 50th Anniversary of the Declaration of Independence.**

cc) **July 4, 1837 – John Quincy Adams' Speech Against the "gag rule."**

dd) **1854 Rep 124 Report by Congress.**

ee) **1861-1865 Civil War.**

ff) **August 1, 1889 Monument to the Forefathers Dedicated.**

Twentieth Century

gg) **1947 to 1980 Decline/Drift of Nation Into Secularism and Removal of Ten Commandments from Public Spaces**

hh) **"In God We Trust" becomes official national motto of USA on July 30, 1956.**

ii) **December 19, 1962 – "In God We Trust" Placed Above Speaker of the House Rostrum.**

Twenty-first Century

jj) **September 11, 2011 Airplanes hijacked by Muslims fly into World Trade Center.**

kk) **November 4, 2025 An India Decendent Muslim Becomes Mayor Of New Tork City.**

ll) **November 5, 2025 about 2 hour hearing in Cribbs Ringer v Comal ISD in Judge Garcia's chambers.**

mm) **April 21, 2026, 5thC en bank panel in 9/8 decision overrule Nathan.**

nn) May 17, 2026 Rededication of USA as "One Nation Under God."

oo) June 5, 2026 My memoir: KIDNAPPED: A Memoir of Faith and Injustice (Alleged Corruption in the U.S. Judicial System) is listed on Amazon.com.

pp) My June 16, 2026 Revised Appellant's Brief.

qq) My July 4, 2026 Revised Appellant's Brief – USA 250th Anniversary Edition, for "One nation under God" now rededicated.

15) All 38 historical points from the June 16, 2026 Revised Appellant's Brief are reproduced above. They are presented in bold and underlined where copied from that filing. A limited number of additional historical items have been added to improve the chronology and organization.

16) In the June 16 Brief I included the Declaration of Independence, the Treaty of Paris, and Joshua 24:15 as historical authorities explaining the historical narrative presented in the June 16 filing – not as additional legal authorities. Each will also be addressed in Section III.

II. JUDICIAL CONDUCT AND ACCOUNTABILITY.

17) Having summarized the historical context, I now explain why I believe the judicial conduct described in this affidavit is significant.

18) An upcoming National Conference of Bankruptcy Judges (NCBJ) conference announcement:



19) After reviewing the conference announcement above, together with Exhibit B (NCBJ's Statement Supporting an Independent Judiciary), I respectfully submit the following Socratic questions for consideration in light of SCOTUS cases 24-6088 and 25-6192.

Group 1 – The Record

a) What do the official court records, the ROA that reached the 5thC[2], in my various court cases related to USBC 16-50026 show?

b) Are those records complete, including hearing exhibits for all the key court dates I've identified in USBC 16-50026? (Such as the June 20-21, 2017 claims objection hearing, and the March 18, 2020 Chapter 7 conversion hearing, along with all trial exhibits.) If the record is not complete, when will it be complete?

c) If the 5thC does not have a complete ROA for all matters emerging from USBC 16-50026, what effect does an incomplete record have on an appellate review?

Group 2 - Evidence

d) What evidence supports the conclusions that the challenged actions were authorized by law? What evidence suggests they were not?

Group 3 – Conference announcement

e) How should citizens evaluate a conference announcement issued by the NCBJ listing former bankruptcy Chief Judge Craig Gargotta as moderator of a presentation titled "Bankruptcy's Most Wanted: Fraud and bankruptcy" in light of the allegations and exhibits and cited ROA presented elsewhere in this affidavit and in the revised July 4, 2026 Appellant's Brief and Motion.

[2] A complete ROA of the incomplete ROA for the many cases listed in the "fraud upon the court" chart in SCOTUS 25-6192 Petition, is available at https://tinyurl.com/CROA-25-50991.

Group 4 – Reader evaluation

f) What conclusions, if any, should reasonably be drawn from the totality of the evidence?

g) If reasonable people can disagree, what additional evidence would help resolve those disagreements?

Group 5 – Legal process

h) Should unresolved factual disputes, such as a disputed set of judicially noticed facts, starting in a USBC July 14, 2017 FRCP 12(b)(6) order[3], then carried over to a USDC 5:19-cv-640-xr November 26, 2019 FRCP 12(b)(6) order containing a warning and a set of facts that does not match at all the lawsuit filed, but instead, matches the USBC judge's alleged version of the facts, be subject to the statutory requirements of Fed.R.Evid.201 for those disputed version of the facts?

   Would still open sealed 5:20-cv-502-xr case that names Gargotta as an enforcer for organized crime be a good case to try those disputed set of Fed.R.Evid.201 judicially noticed facts, once that case is updated to today?

i) Should the federal judiciary comply with the findings in *In RE: Gilbreath* and in *USA v Throckmorton* mentioned in SCOTUS 24-6088 and 25-6192 even to today?

j) Should unresolved factual disputes be dismissed without examination, or investigated through the normal judicial process?

[3] See ROA.20-50014.2433-2445. And, ROA.20-50014.2518-2530. Notice that in an order that is required to use "my facts", that instead "Gragg's facts" were used instead. Where I contend that "Gragg's facts" are "Embezzlers' facts" and ultimately became "Gragg's scam with gag plot" ("GSWGP"). GSWGP is the subject of SCOTUS cases 24-6088 and 25-6192.

Group 6 – System improvement

k) What kinds of systems of internal control modifications need to be in place to prevent this kind of situation from occurring again?

l) Are there problems that anyone else besides myself sees with the principles expressed in Exhibit B?

20) I personally regard SCOTUS cases 24-6088 and 25-6192 as "Monuments on the clouds (internet)" preserving a public record that future readers may examine for themselves.

21) My website, KIDNAPPEDbook.com, remains under development. At the present moment it merely offers a 25-page preview of my Memoir[4] and an opportunity to purchase the book. However, it is planned to be developed out over time to explain the full title of my first KIDNAPPED book, a 518-page pdf book, mentioned in footnote 3 of the revised July 4, 2026 Appellant's Brief. A process that will necessarily require detailing out dates of the many synchronicities I allege occurred coincidental to events in my bankruptcy case. For instance, such as the coincidence mentioned in SCOTUS case 25-6192 ¶30, showing at ROA-25-50991.820.

[4] That 25-page free preview at KIDNAPPEDbook.com and the free preview of the book at Amazon.com both go to Chapter 5, on Thomas Paine's Common Sense. That Chapter 5 mentions the *Cribbs Ringer* Ten Commandments case. Going forward, I will be doing everything in my power to make sure that the world hears that an alleged "criminal street gang" of 22 US judges exists with Gargotta as their identifiable leader, that engaged in two alleged first degree violent felonies against me: 1) aggravated kidnapping, and 2) aggravated robberies (multiple). The alleged aggravated kidnapping on December 6, 2021 is the subject of the book, and I allege it was used to close then open 5thC appeals case 21-50761 at a point in time that I claim that hidden 5thC withdrawal of the reference case 20-50025 was still open. ROA.20-50024.1. I claim that 20-50025 remained open until May 14, 2024 when I allege it was closed by fraud, two clerks communicating. One at USBC and one at 5thC. See for example ROA.25-50991.789. The 5:19-MC-790 case and circled "Last Docket Entry" date.

22) A judicial warning by a prophet was issued in the last page of 5thC 21-5071 ROA, at ROA.21-50761.3130. That prophet's warning still stands. And will be developed more in the next section containing my conclusions.

III. MY CONCLUSIONS REGARDING THE FOUNDING DOCUMENTS AND COVENANT ANALYSIS.

Part A – My Background and Perspective

23) The analysis and conclusions expressed in this section are purely my own. I first note that I view myself as a dual citizen:

a) A citizen of the Kingdom of Heaven, to which my first and foremost loyalties belong; and

b) A citizen of the USA.

24) I was born and raised in Southern California. I am now a citizen and resident of the state of Texas. The Preamble of the Texas Constitution states:

> "*Humbly invoking the blessings of Almighty God, the people of the State of Texas, do ordain and establish this Constitution*."

25) I consider myself to be a member of the oldest religion on the face of the planet, if you can call it a religion. To me, it is more of a personal relationship with the God of the Bible than it is a religion. It started in Genesis 4:26.

a) Enoch in the 7th Generation from Adam was a member of this religion, a relationship. Genesis 5 says he "walked in close fellowship with God." Hebrews 11 says "he was known as a person who pleased God." Hebrews 11 also states, "It is impossible to please God without faith." It further states, "God rewards those who sincerely seek Him."

b) It is nicely summarized in one verse: Proverbs 4:18 NLT stating:

> "*The way of the righteous is like the first gleam of dawn, which shines ever brighter until the full light of day*."

c) It is a path of life. A way of life. In fact, the first Christians, before they were ever called Christians at Antioch (Acts 11:26), were called followers of the way.

d) A Jewish Pharisee by the name of Saul persecuted the early "followers of the way." That is until he had a personal encounter with the living and resurrected Jesus Christ. His story is told in the book of Acts.

e) Paul became an apostle to the Gentiles. Paul wrote much of what we call the New Testament.

f) My writings in case 21-50761 and 25-50026 (and two prior cases from USDC 5:21-cv-1278-jkkp) contain many religious discussions. At the time I did not understand that religious matters were generally outside the scope of the issues the courts decide in cases like mine.

g) I later came to understand that distinction through discussions with ChatGPT. I now have a subscription with ChatGPT which I find to be extremely useful.

26) I also call myself a student of life on a journey to observe and understand laws of nature and the Creator of those laws. The ROA includes material in which I discuss the three laws of nature I'm most focused on.

27) **Professional Background:** I am a retired CPA who in my professional career helped the US government (financial institutions regulatory agencies) recover over $1.1 billion in accounting malpractice claims.

a) **Professional qualifications:**

i) I spent many years in public accounting with large CPA firms.

ii) My career included a few years with the US Securities and Exchange Commission (SEC) as an Enforcement Accountant. The SEC and NITA (National Institute of Trial Attorneys) taught me how to take depositions to uncover lies.

iii) I also worked for the nation's wealthiest real estate investor. At his company: The Irvine Company. My title was Director of Debt Accounting and Cash Management.

iv) I retired from full time employment to work full time on my litigation. I have been in what I consider to be completely unnecessary litigation, nearly full time since October 2017. I consider FRBP 1001, FRCP 1, and TRCP 1 to have been violated by GSWGP. I've been fighting what is more commonly known as "lawfare." The legal name in the professional literature and Texas penal codes is barratry.

b) **My pending claim:** I have a claim, an alleged negotiation, started as shown on the cover of the appeal in 5thC case 21-50761, that grew from a $10.8 million ask at that time I allege that I was kidnapped, to $3.5 billion today, as reflected in SCOTUS 25-6192, shown at ROA.25-50991.771;786; 810. That amount is negotiable.

c) **Open sealed whistleblower case:** But some progress needs to happen with my pending claim before I am going to touch the still open sealed whistleblower case 5:20-cv-502-xr. See ROA.25-50991.1048; or ROA.22-50216.392. The cover of that lawsuit names Craig Gargotta as an enforcer for organized crime and lists David Gragg and others. It is about an organized crime scheme, a RICO crime, what I now refer to as GSWGP as discussed in the "monuments on the cloud (internet)", SCOTUS cases 24-6088 and 25-6192. I want to unseal and convert this case to a civil rights conspiracy against rights case involving a kidnapping. To do that, first the sanctions, that I call gag orders against me must be removed. I consider the existence of any open sanction to be ongoing evidence of the US Court System's involvement in organized crime due to extremely poor internal controls.

Part B – My Interpretive Framework

28) I am unusual in that I see the USA hidden in scripture from Genesis to Revelation. Very few others see this. Eventually I will write a book on it.

a) **My basic thesis:** The short way to describe it is that I see the USA as "spiritual Ephraim", as "Judah joined with Ephraim" in one stick. It is a long Bible study to get to that point, and I'm not going to go into it here. Ephraim was the second born son of Joseph, and he received a "greater blessing" than Manasseh. Ephraim is missing from the Revelation 7 list of the 12 tribes of Israel. Dan too. And that's important. But not part of this discussion. To me, Ephraim, which means "doubly fruitful" is a picture of being "born again" and "led by spirit." (Spirit can be good or evil.)

b) **Why Ephraim:** I will mention that two key leaders of ancient Israel are from the tribe of Ephraim. Both have books of the Bible named after them: Joshua and Samuel. God eventually divorced himself from Ephraim and northern Israel and had them carried off by the Assyrians. The ten lost tribes. Yet God's word says that they will eventually all come together.

c) **Scope of this discussion:** The following paragraphs briefly summarize the principal reasons for that conclusion. They are not intended to present the complete biblical study.

29) **Covenant Nations:** I see ancient Israel as a type of covenant nation under the old covenant. I see the USA as a covenant nation under the new covenant. Where the new covenant in Hebrews 8:13 tells me that the old covenant is obsolete for those under the new covenant.

a) **Jesus Is High Priest and King.** The book of Hebrews tells me that Jesus Christ is our Great High Priest in the Order of Melchizedek. An ancient order the preceded the temporary Levitical covenant. The Scriptures tell us that Jesus Christ is a priest and king forever in the order of Melchizedek.

b) **Tribe of Judah.** Jesus was from the Tribe of Judah, the tribe of Kings. Under the Levitical Covenant Priests have to be Levites. But Jesus is a great high priest in a more ancient order than the Levitical order. And one that Abraham acknowledged by paying a tithe of the spoils of war to as recorded in Genesis 14.

c) **Prophesy of a Permanent Priest.** Jesus's priesthood is prophesied in 1 Samuel within the first four chapters. Chapters that also record the corruption of the human priesthood that then existed.

d) **Covenant Nations Under New Covenant:** Eventually I see all nations becoming covenant nations, when a search on the Bible is used for "all nations." That hasn't happened yet.

e) **USA v Great Britain.** I see USA as Ephraim (spiritual Ephraim), and Great Britain as Manasseh. Both Manasseh and Ephraim have the firstborn rights of Jacob. 1 Chronicles 5:1.

f) **Islam.** I see Islam prophesied in Genesis (Ishmael persecuting Isacc0 together with passages in the New Testament.

g) **Revelation 12 woman.** I see the woman in Revelation 12 as being Sarah who Paul writes represents Heavenly JerUSAlem. Physical Jerusalem is parabolically represented by Hagar, the slave woman mother of Ishamael.

h) **A requirement to be "born again".** No where do I see in the Old Testament a written requirement to be "born again". Yet I see Jesus talking about it in John 3 with a respected religious leader. And Jesus was incredulous that he didn't understand the necessity of being born against. Yet, when I look at the Old Testament through a parabolic lens, like Psalm 78:1-2 talks about, the Old Testament screams "you must be born again." Jesus' genealogy recorded in Matthew and Luke often traces through second born sons.

i) **USA Founding Documents formed a Joshua 24:15 style covenant where under the Constitution, the LORD/YHWH is an Isaiah 33:22 king, judge and lawgiver.** Deuteronomy 33:5 says that the Joshua Generation had the LORD as their king. But scripture also tells me that all subsequent Israelite generations are summarized by Judges 2:10, 17:6 and 21:25. The problem that was present in Israel from the generation that entered the Promised Land as led by the Holy Spirit of God who led them as a pillar of cloud by day and a pillar of fire by night, is that the subsequent generations did not have the same experience with God that the wilderness generations did. See Joshua 24 and Judges 2.

j) **I believe USA's covenant, as I understand it, was violated by two principal groups:** 1) Judicial System, and 2) Democratic Party. Covenant violations, both in August 2019. In connection with my bankruptcy case, where the "God of the Founding Documents" tangibly showed up. Same pattern as Old Testament, especially visible since March 2020, the month my bankruptcy case was turned into what I call a "sham Chapter 7." USA experienced earlier blessings of Liberty. But then began to experience the curses associated with a Deuteronomy 28 covenant nation under the new covenant.

30) **I claim to be a prophet.** I'm not a seer prophet like Samuel. My credentials are contained in 1 Corinthians 14:1 and Revelation 19:10. Use NLT. I claim to be a modern-day prophet Nathan sent to the US Court System to inform her of her many sins and iniquities. I specifically note that Deuteronomy 28 blessings and curses are available for covenant nations under both old and new covenants. And that the history of ancient Israel serves as a warning to New Covenant nations today.

31) **Isaiah 28.** I see Isaiah 28 as being just as applicable to ancient Ephraim (Samaria) as I see it applicable to US Court System today.

32) **Prophesied End Times.** I see us living through prophesied biblical end times, where we are experiencing in this 250th year a great rebellion, as prophesied in 2 Thessalonians 2:3.

a) I see it as reflected by the Democratic Party rebellion against the Trump administration. I see similarities to the events described in Numbers 16.

b) I see it as reflected in NCBJ's Statement Supporting an Independent Judiciary. (I strongly support an independent judiciary that faithfully complies with the law. What I have not seen, in my experience, is an effective correcting force when judges themselves engage in misconduct.)

c) So, I wonder is something else big and supernatural going to happen beyond what I've recorded about the synchronicities that I tie to my Chapter 11 bankruptcy case fraudulently converted to what I call a "sham Chapter 7." My labeling of the "sham Chapter 7" is recorded and shown on the cover pages of both SCOTUS 24-6088 and 25-6192.

33) **Jesus Christ as the USA's Hidden King (Deuteronomy 33:5; Isaiah 33:22).** I see Jesus Christ / YHWH[5] as the USA's hidden Deuteronomy **33**:5 and Isaiah **33**:**22** king, judge and lawgiver, the cornerstone of the US Constitution.

a) He is being TANGIBLY revealed via two seemingly miraculous events.

i) One, via a "miracle Dkt **33**" (ROA.25-50991.1052-1058.).

ii) And two via the existence of a "criminal street gang" of **22** US judges engaged in RICO crimes. Like the gagging of me as recorded in the two "Dkt 50's" discussed in the revised July 4, 2026 Appellant' Brief.

[5] Through the Biblical interpretive lens I use, I see Jesus Christ as YHWH and YHWH as Jesus Christ. Jesus told some people after he died, was buried and resurrected back to life that he is written about in the Old Testament. See Luke 24. I have had my own personal "Road to Emmaus" experience. Where I see Jesus / YHWH many times and many places in the Old Testament and recorded many of those observations, especially during the 7-month long kidnapping. My "court letters" written from prison.

b) **Non-coercive, but correcting.** I see Jesus' kingdom as non-coercive, above this world, but still correcting human systems.

c) **Supreme Judge.** I see Jesus Christ / YHWH as the July 4, 1776 Supreme Judge of the World ("Supreme Judge" or "SJ") to whom the signers of the Declaration of Independence prayed. They pledged their lives, their fortunes and their sacred honor in seeking independence from Great Britain.

d) **Jesus warned of tyrants.** Jesus told his followers that human kings are tyrants. (See Matthew 20:25, Mark 10:42, and Luke 22:25.). Jesus' kingdom is not of this world, it is a kingdom of above. The kingdoms of this world, have tended to be ruled by Satan and Satan's followers. Tyrannical systems, especially those that operate on deception and are engaged in theft, are run by Satan and his subjects. Satan's subjects can be identified by their "fruit." That is, their acts or behavior. Those who belong to Satan reflect the "character of Satan." Jesus said in John 8 and John 10 that Satan is a liar and is the father of lies who comes to steal, kill and destroy.

e) **The Title 11 System Became Tyrannical.** Jesus' warning is exactly what the Title 11 "judges only" "bankruptcy administrative system" did to me. I detect a strong "spirit of Leviathan" operating in the federal judiciary. Along with a "spirit of Pharaoh" and "spirit of Jezebel". These are not things taught about in the types of churches I attend. So all this opinion on the demonic spirits that have some sort of a stronghold in the US Court System comes from personal self-study. See Jim Rohn quote in my Study of Success brochure, in the upper right hand corner at ROA.25-50991.1010.

34) **Correction Necessary.** In my personal opinion the US Court System needs to go through some sort of an exorcism. But needs to be careful. Because evil spirits return multifold to a house swept clean that doesn't clean itself up.

35) **Founding Documents Are Both Sacred, Not Secular.** I see the Founding Documents as a Joshua 24:15 style covenant relationship our forefathers forged with the Creator God invoked in the Declaration and identified by Article VII of the US Constitution, in the 12th year of the nation. In a unique at the time Declaration and US Constitution establishing the "rule of law". I see both documents as being "sacred" and "not secular in nature."

36) **Joshua 24:15.** Joshua[6] 24:15 NLT says:

> "But if you refuse to serve the LORD (YHWH), then choose today whom you will serve. Would you prefer the gods your ancestors served beyond the Euphrates? Or will it be the gods of the Amorite in whose land you now live? But as for me and my family, we will serve the LORD."

37) Notice that the relationship is non-coercive.

38) **USA At Formation.** Before the final successful union of the states under the US Constitution, the states all tended to have their own state sponsored Christian religion, composed of many different Christian denominations, with most being a Protestant Christian denomination. The state of Maryland was a Catholic denomination. But by 1854, all the states had voluntarily abandoned their state sponsored religions as documented in the 1854 Rep 124 shown at ROA.25-50991.879-889. At that point, and at inception, the USA had, I contend, a "hidden secret national religion of Christianity". And it is that fact together with the Deuteronomy 28 blessings for a covenant nation that caused the USA to become so successful as documented in a misquote of Alexis de Tocqueville. The mis-quote has been traced as far back as 1887. The enduring nature of the misquote is evidence of truth. See that misquote at ROA.25-50991.991. It's closing line says: "*America is*

[6] Joshua 5:13-15 NLT describes an encounter Joshua had with a "man standing … with a sword in hand". Joshua asked the man if he was friend or foe. The man replied "Neither one, I am the commander of the LORD's army." Joshua worshipped that man. That man, I contend, was a pre-incarnate Jesus Christ. Not an angel.

great because she is good, and if America ever ceases to be good, she will cease to be great." On that same page I quote Proverbs 14:34 NLT, describing what MAGA means to me: Make America Godly Again. And that is only going to happen if a great revival occurs, led by the Holy Spirit of God. Not humans. I do see that as having great potential. But 2 Chronicles 7:14 needs to broadly occur within the Christian population since that is who that verse is written for: "My people called by my name" (ie. Christians.)

39) **Declaration.** The Declaration mentions God by four names or attributes: 1) laws of nature and Nature's God in ¶1, 2) Creator in ¶2, 3) Supreme Judge of the World in last ¶ and 4) divine Providence also in last ¶. And I note that where divine Providence exists, divine Discipline exists too. See Hebrews 12:7 NLT.

40) **Constitution.** I see God three ways in the US Constitution. From most obvious to least obvious: 1) in the dating, 17 September in the year of our Lord 1787. A dating distinctly different than the July 4, 1776 dating of the Declaration. 2) in the Preamble made between "We the People" that was "ordained and established" for the six blessings of Liberty that come from God listed therein. And last, the "hidden kingship", of a "kingdom of above" embedded in the "separation of powers" structure of Articles I to III of the US Constitution that "coincidentally" match Isaiah 33:22. (I used to say that Isaiah 33:22 was James Madison's inspiration for drafting articles I to III of the US Constitution. I have backed off that since I can find no verifiable quote to that alleged fact. Instead, I see that Montesquieu's "Spirit of the Laws" is cited as the inspiration for the three branches. Montesquieu was a Catholic Baron, who did extensive studies. The Roman Catholic Church rejected "The Spirit of the Laws." The USA adopted the Spirit of the Laws.

41) **Holy Spirit Brings Liberty – Freedom.** 2 Corinthians 3:17 tells us that it is the Holy Spirit that brings freedom / liberty. Which makes sense if you think about it, since under Abrahamic religions like Islam, that do not recognize the Holy

Spirit, there is bondage. And all other governments tend to become tyrannical – indicating a demonic spirit or spirits under control of a nation or region. Many think that engaging in sin is freedom. But it is slavery to sin, not righteous living. And in the end, slavery to sin brings death.

42) **Wilderness.** The USA has experienced what I consider to be a wilderness wandering type of experience. The Revelation 12 wilderness, where both Satan and God are operating behind the scenes in the thought life of people. I hope USA's Christians wake up, and the court system wakes up, and does what is right in the eyes the Supreme Judge. I intend to begin taking a message like this to the world. Where I perceive that SCOTUS cases 24-6088 and 25-6192 ought to become required reading, in continuing education cases, along with my Memoir in conferences like the NCBJ.

Part C – Conclusion and Application

43) I look forward to future settlement discussions assuming that this Court does what is right, as asked for in the revised July 4, 2026 Appellant's Brief in this 250th year where the Supreme Judge is in the process of being TANGIBLY revealed to the world for those who take the time to ask in this year of rededication of the nation as: "One Nation Under God": Which God/god? Examine the story. Review the record. Consider the questions. Draw your own conclusion. Visit KIDNAPPEDbook.com as it gets developed out to show what the court system should have seen and addressed this whole time.

44) But I have NO HARD FEELINGS. All is good and well. See Genesis 50:20. That's exactly how I feel to be in a position to see how Jesus Christ is the cornerstone of the US Constitution and is fulfilling biblical prophecy in front of our own eyes for those who take the time to investigate and see it.

45) The Treaty of Paris, that started the nation, is headed: “In the Name of the most Holy & undivided Trinity.” It was signed by these three: John Adams, Benjamin Franklin and John Jay.

46) Whether the USA was founded as a Christian nation or not is an irrelevant discussion in my mind since today, the USA is clearly a pluralistic nation. Many religions are here, and most coexist. Except for the biggest threats in the world, that I perceive today. Where four key threats seem highly concentrated in the Democratic Party. They are:

a) Islam – a tyrannical political ideology posing as a religion.
b) LBGQ+ agenda – a twisting spirit – a Leviathan spirit (see Job 41)
c) Globalism – run by what I perceive as a satanic cabal
d) Communism / Socialism

47) The Democratic Party officially kicked God off their platform in August 2019, in the same month that USDC appeals judge David Ezra issued his fraudulent reports in USBC appeals cases 5:17-cv-713 and 5:18-cv-588 dated August 7, 2019, dated exactly the 400-year anniversary of the importation of 20 slave in Jamestown, a stain on this soil. Shortly after that CV19 was released to the world. I have a friend who calls CV19 the “election infection” since it was used to help steal the 2020 presidential election. An allegation that has still never been properly adjudicated, because of the failures I see in the judicial system that seem rampant to me.

# # #

# # #

Dated: July 4, 2026, 250th Anniversary of USA, (With edits through July 6, 2026 on matters by July 4, 2026.)

Respectfully submitted,
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By: *_/s/ Carl Nathaniel Merkle_*
CARL NATHANIEL MERKLE, CPA In Pro Se

I. NOTARY PUBLIC AFFIDAVIT

State of TEXAS
County of BEXAR

BEFORE ME, the undersigned authority, personally appeared Carl Nathaniel Merkle, who, being by me duly sworn, deposed and says "The testimony I gave to The United States Court of Appeals in the Fifth Circuit in the above document and in all of the Dockets and documents and exhibits contained in any and all Fifth Circuit, and US District Court, and Bankruptcy Court, and State cases, including arising from USBC case 16-50026, and from any state court cases related in any way to USBC case 16-50026 that are part of the Record on Appeal in any way shape or form, plus filed by me in the three Ten Commandments cases assigned to Judges Fred Biery and Orlando Garcia, are true and correct and can be relied on as evidence in a Court of Law. The Record on Appeal concerning "In RE: Carl N. Merkle" is incomplete due to many frauds upon the court committed by a "Gang of 7" core perpetrator attorneys, who set up, the rest of the "Gang of 30" as disclosed in the Corporate Disclosure statement filed as Dkt 7 of 25-50062, starting completely unnecessary litigation, a barratry scam.

I deem that the USA and myself are "in negotiations" where my goal is to reach a negotiated settlement with all non-Gang of 7 persons and companies and organizations listed in said Corporate Disclosure Statement. All Gang of 7 members must stand for at least a civil jury trial.

I breached no alleged "secured contracts." I violated no laws. I did not commit any "contempt of court" against any legitimate judge. All judges so far have acted as Title 11 judges, in an Article III of the US Constitution situation. Any alleged sanctions outstanding against me are a part of organized crime: GSWGP.

My testimony is true and correct. I promised to tell the truth, the whole truth and nothing but the truth, so help me God, under penalty of perjury."

Carl Nathaniel Merkle

Subscribed and sworn (or affirmed) before me this 4th Day of July 2026.

By Zaida Lozano

NOTARY PUBLIC STATE OF TEXAS
ZAIDA LOZANO
My Notary ID # 131140344
Expires May 22, 2029

No. 25-50991

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

In the Matter of: Cribbs Ringer v. Merkle Debtor

EXHIBITS TO
EMERGENCY MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF ABOUT THREE TEXAS TEN COMMANDMENTS CASES EMERGING FROM US DISTRICT COURT, WESTERN DISTRICT OF TEXAS.

Physical Exhibits

Exhibit A – History Section From June 16, 2026 Revised Appellant's Brief

Exhibit B – NCBJ's Statement Supporting an Independent Judiciary

Electronic Exhibits

Exhibit C – Public Access Subdirectory Consolidated Record On Appeal

https://tinyurl.com/CROA-25-50991

No. 25-50991

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

In the Matter of: Cribbs Ringer v. Merkle Debtor

EXHIBIT 1

HISTORY SECTION FROM JUNE 16, 2026 REVISED APPELLANTS BRIEF

Appellant's proposed submission were neither frivolous nor collateral, but instead involved matters of substantial public importance. Whether the district court ultimately agreed with Appellant's views is separate from whether those views could have assisted the court's consideration of the issues before it.

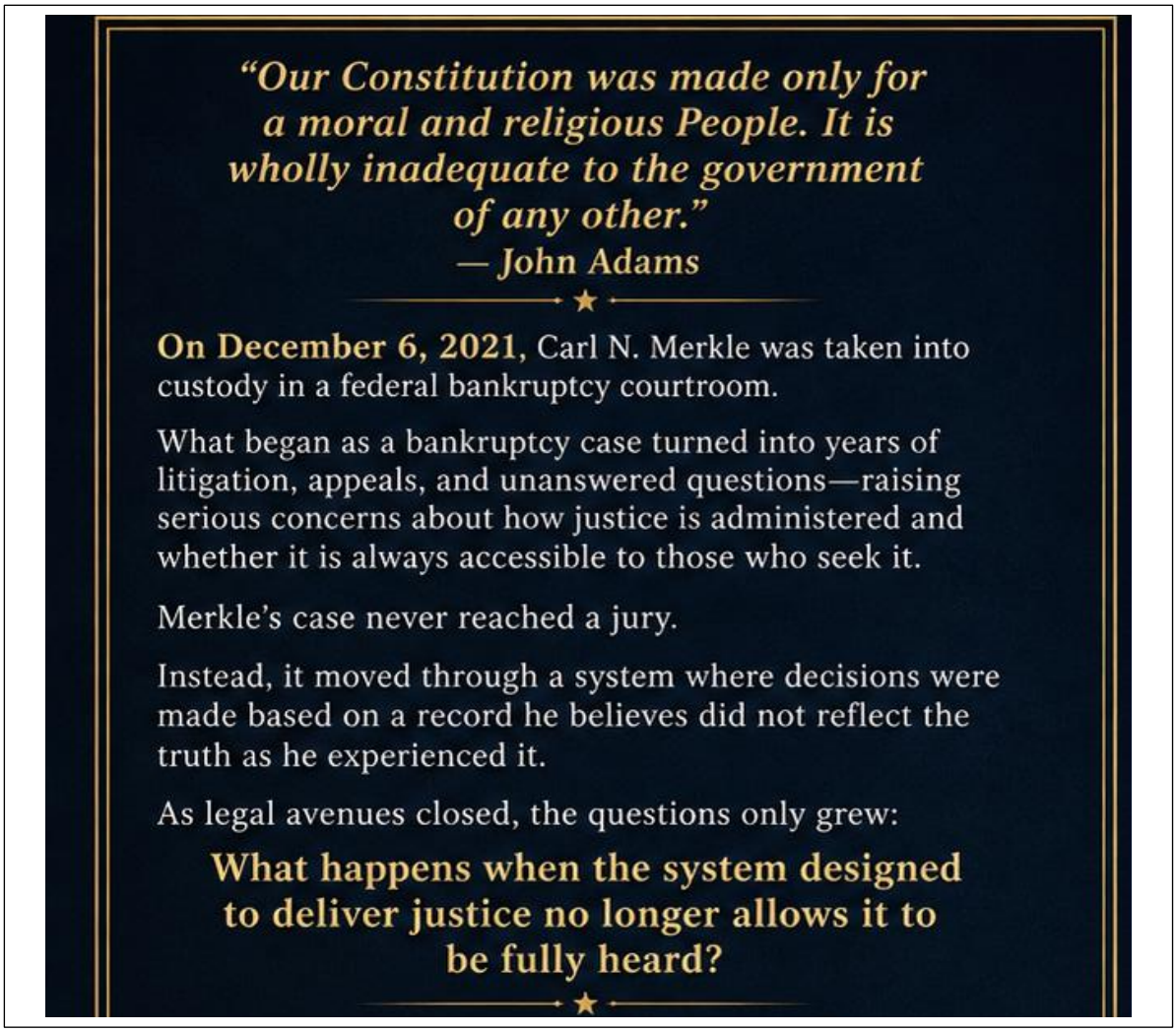
44) Because the proposed amicus submission addressed constitutional questions of public importance rather than the private interests of any party, Appellant respectfully submits that the district court abused its discretion in denying participation based upon considerations unrelated to the substance of the proposed filing. The order should therefore be vacated, modified, clarified, reconsidered, or remanded for further proceedings.

XII. HISTORICAL EVIDENCE CONCERNING RELIGION IN AMERICAN PUBLIC LIFE.

45) This section is included in this revised Brief to address historical assertions contained in Plaintiffs' Complaint particularly paragraphs 1 and 2 at ROA.25-50991.61-62. I have six key concerns. One concern about one such assertion is about the SB 10 language, approved for public display in *Van Orden v Perry* (2005), language about God and honoring parents. The Complaint then categorically states: "*This simply cannot be reconciled with the fundamental religious freedom principles that animated the Founding of our nation*."

46) I think it can be reconciled.

47) And I begin to do that for the "court of public opinion" in my newly published book: KIDNAPPED: A Memoir of Faith & Injustice. (Alleged Corruption in the U.S. Judicial System). As of June 5, 2026 it is available in Amazon Kindle, Paperback and Hardback forms on Amazon. The back cover says, in part:



48) "*KIDNAPPED; A Memoir*" is presented in two parts – Part I contains USA Founding Documents history. Part II contains My Story. See John Adams quote from above also at ROA.21-50761.1892.

49) I claim I was kidnapped to close 21-50761. A full ROA for 21-50761 is available at https://tinyurl.com/ROA-21-50761. It is wholly and completely incorporated herein by reference. It contains extensive mention of God and the Founding Documents. It contains allegations that Judge Garcia engaged in crime against me. Allegations that require a jury trial to resolve, not a "judges only appeals panel". Thus, the existence of Dkt 46-13 (ROA.25-50991.1011-1051.). A draft that is subject to extensive revision and completion. Where ROA.21-50761.1-3130; will be evidence presented in a future state court jury trial. One I intend to publicize by issuing a press release, when the lawsuit is filed. Just like ACLU does.

50) A free Amazon preview of book, through the start of Chapter 5 titled "January 10, 1776 – Common Sense by Thomas Paine Is Published" can be found at https://read.amazon.com/sample/B0H42PJWDZ? All that free sample is incorporated herein by reference. Especially because the closing paragraph in that sample says the following, tying directly back to this case:

> I wrote a 2024 update to Thomas Paine's Common Sense. Started May 27, 2024, Memorial Day, Holden Beach. Finished first-review draft June 6, 2024, San Antonio. It became a court exhibit in one of the three Texas Ten Commandments cases: Cribbs Ringer v. Comal ISD.[8]

51) KIDNAPPED; A Memoir of Faith & Injustice is prepared for the "court of public opinion." I believe that is really where the "History" section belongs. Not

[8] See more about Common Sense 2024 on next page.

a claim involving history being adjudicated using FRCP 12(b)(6) assuming Plaintiffs complaint is truthful. I consider Complaint to be overreach left unchallenged. And that is why I'm challenging at least one of my six concerns with paragraphs 1 and 2 of the Complaint (ROA.25-50991.61-62.) They set what I consider to be an improper or misleading Tone from the Start. Where with organizations, as a near career long auditor by trade, I am very concerned about "Tone from the Top."

52) Common Sense 2024 is my early study of American History. [9],[10]

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[9] At ROA.25-50991.995; on page 47 of 47 a summary says: "COMMON SENSE; 2024 edition … is a 47-page pamphlet inspired by Thomas Paine's January 10, 1776 pamphlet by the same name. It is a "Christian oriented get out the vote" pamphlet encouraging the nation's Christian citizens to consider the history of America that made America great, and then vote as an informed citizen of the USA and Heaven, voting for a Judeo/Christian platform that is a 'common sense' America First platform to keep us from becoming another China ruled by the Chinese Communist Party (CCP) or those CCP desires." A public access version of the pamphlet is available at https://tinyurl.com/CommonSense2024-ROA.

Proverbs 14:34 NLT quoted at ROA.21-50761.1899; says: "*GODLINESS makes a nation great but SIN is a disgrace to any people*." My personal view is that the nation is awash in sin, because just like "fallen ancient Israel", who fell from their Deuteronomy 33:5 heritage, they became "Judges Generations." Where Judges 17:6 and 21:25 both repeating, describes the problem of Israel then and the USA and Israel now. Judges 17:6 and 21:25 say: "*In those days Israel had no king; all the people did whatever seemed right in their own eyes.*"

Those who have Jesus Christ as king, living as Kingdom Citizens, use the Bible as their own personal life guide. Where Jesus's kingdom is not of this world. It is a kingdom of above. See John 18:36. Essentially what the Monument to the Forefathers dedicated in 1889 and described at ROA.25-50991.645; or 860-862; teaches us through: Faith, Morality, Law, Education and Liberty.

[10] See Common Sense 2024 edition at ROA.25-50991.947-995. It is the first time I began to document Isaiah 33:22. My previous e-book, "*KIDNAPPED by a criminally behaving bankruptcy judge …*" (ROA.25-50692.2956-3474.) makes no mention of Isaiah 33:22. I learned about Isaiah 33:22 subsequently. *Cribbs Ringer v. Comal ISD* (ROA.25-50991.1-3013.) is related to this Cribbs Ringer v Merkle case. But this case is primarily concerned about sanctions that prevent me from having my constitutionally guaranteed jury trial in still open sealed whistleblower case 20-502 without any judicial interference in my revised lawsuit. As of today, I claim that a "criminal street gang" of 22 US judges exists under RICO statutes. And that a negotiation is in process as documented in SCOTUS 25-6192. And natural law is in effect as documented there too.

53) As a retired CPA and auditor, I approach disputed matters by examining records, tracing sources, testing assertions, comparing claims to evidence, and seeking clarity concerning what is true. My objective is not advocacy for a predetermined conclusion, but examination of the evidence and pursuit of the truth wherever the facts lead. I sometimes describe this role as "God's Fraud Auditor." (ROA.25-50991.678; 707; 821. ROA.21-50692.2453.) The practical methodology is straightforward: examine the records, trace transactions, test assertions, compare claims to evidence and allow facts to speak for themselves. Expose truth and untruth.

54) This section does not ask the Court to accept any historical proposition merely because it is asserted. It only asks the reader to: Examine the record. Examine history. Consider the questions. Consider the sources (and source bias). Evaluate competing claims. Follow the evidence wherever it leads to get to truth and clarity.

55) My analysis of the Complaint ¶1 and 2, ties directly to my analysis in Cribbs Ringer Dkt 46 (ROA.25-50991.631-716.) of the Hays CISD compliance with SB10. They complied creatively by having side by side posters comparing SB10 language (approved in *Van Orden v Perry*) with the first ten Bill of Rights. See Dkt 46 language about Hays CISD at ROA.25-50991.652-664. I thought Hays CISD did an admirable job of complying with SB10 even though many in the organization disagreed with it. And they had the documented pressure of the Attorney Advocacy Organizations' ("AAO") pressure to follow Judge Biery's ruling in *Nathan*. A ruling

by a Fifth Circuit en banc panel in a 9/8 split decision overturned *Nathan*, essentially saying that since *Lemon* is dead, *Stone* is dead too. The AAO's[11] said they would appeal to SCOTUS the *Nathan* en banc ruling. *Nathan* was pre-implementation of SB10. *Cribbs Ringer* was post implementation. *Ashby* seeks statewide injunction.

56) The history that follows largely tracks Part I of my Memoir, with some additions. Part I can be seen summarized as the Memoir's Table of Contents with chapter titles summarized at https://kidnappedbook.com/the-memoir/

A. USA History Through A Religious / Liberty / Fight for Liberty and Independence Lens

57) Consider the following events / circumstances / history:

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[11] There were three AAO's involved in all three Texas Ten Commandments cases of 1) *Nathan,* 2) *Cribbs Ringer* and 3) *Ashby*. Those AAOs include: 1) American Civil Liberties Union ("ACLU"), 2) Freedom From Religion Foundation ("FFRF"), and 3) American's United for Separation of Church and State ("AU"). All three AAO's have taken public opinion positions against what they refer to as an "existential threat": Christian Nationalism. That is not an issue before this court. And I believe is essentially nonjusticiable, as a political issue. Republican platform recognizes Judeo/Christian principles. Democratic platform views Judeo/Christian principles as just one element in a diverse population. "Christian nationalism" is a pejorative label.

I do acknowledge in *KIDNAPPED: A Memoir* that USA is presently a pluralistic society, no matter what its Christian heritage may have been at its founding. (For instance, see 1854 Rep 124 at ROA.25-50991.879-889.) And that is still consistent with my view that our founders formed a Joshua 24:15 style covenant relationship with the Creator God invoked in the Founding Documents as identified in Article VII of the US Constitution. See Colossians 1 for that Creator. A Judeo/Christian God described in the 66 book Christian Bible Old Testament as YHWH or I AM. The visible image of the invisible God. (See ROA.25-50991.644. Or ROA.21-50761.2168.) Which is why my book, asks "Which God/god?" for REDICATE 250 that took place on May 17, 2026. In a nation whose national motto is: "ONE NATION UNDER GOD." And on whose money it says: IN GOD WE TRUST. Which God/god? (See for example: ROA.21-50761.1968.)

A Joshua 24:15 style covenant is a non-coercive covenant saying, in essence: "Pick your God/god". Where in the bible a god is often called an idol. And where I perceive, from a compound of verses, that an idol is anything or anyone that a person loves, trusts or fears more than God.

a) **Jamestown / Cape Henry (1607).** Prayer of Dedication of Land to Kingdom of God, binding to all generations. (See America Prays[12] website and prayers. Below is Table of Contents from the "PRAYERS and PROCLAMATIONS Throughout American History" document linked there.) See also David Barton video on Plymouth v Jamestown on YouTube referenced at ROA.25-50991.647-648. See also link at ROA.23-50692.2966; about J6-2021-AnotherStory. Link: https://tinyurl.com/J6-2021-AnotherStory. At 6:20 in YouTube video there is a "Declaration Spoken by Robert Hunt on April 29, 1607 at First Landing at Cape Henry, Virginia". The Declaration is read in video by Dutch Sheets starting at about 6:20 in the 9-minute YouTube video prepared by my Facebook friend, Molly Krempski. I first heard of this there.

Introduction 3
One: Cape Henry Landing, Jamestown, Virginia, 1607 4
Two: Embarkation Of The Pilgrims, 1620 5
Three: Pilgrims' First Thanksgiving, 1621 6
Four: The First Prayer In Congress, 1774 7
Five: Government-Issued Calls To Prayer From Founding Fathers And Public Leaders 8
Six: Building The Military: General Orders, George Washington, 1776-1783 9
Seven: Prayer At The Constitutional Convention, September 1787 10
Eight: Jewish Blessing For The Government, In Honor Of President Washington, 1789 11
Nine: John Quincy Adams Independence Day Address, 1837 12
Ten: President Abraham Lincoln's Call For A Day Of Humiliation, Fasting, And Prayer, March 30, 1863 13
Eleven: President Franklin Roosevelt, D-Day, June 6, 1944 14
Twelve: Armed Forces Prayer Book, 1951 15
Thirteen: Dwight Eisenhower's Inauguration And Presidency, 1953-1960 16
Fourteen: Martin Luther King Jr.'S Prayers, 1963 17
Fifteen: The Apollo Space Program, 1967-1972 19
Sixteen: Billy Graham Prays At The 1969 Presidential Inauguration 20
Seventeen: President Bush Addresses The National Prayer Service After 9/11 Attacks, 2001 21

[12] America Prays website: https://www.whitehouse.gov/freedom250/america-prays

i) The prayer, as taken from the America Prays website says:



While the prayer commonly cited as Reverend Hunt's *Declaration at Cape Henry*, is often invoked in commemorative ceremonies and reflections on the discovery of the New World, no contemporaneous documentation exists to verify its authenticity. The prayer is a powerful symbol of the faith of the early settlers, whose original charter did, in fact, charge them with the dual purpose of settling the land and "propagating of Christian religion to such people, as yet live in darkness."

"We do hereby dedicate this Land, and ourselves, to reach the People within these shores with the Gospel of Jesus Christ, and to raise up Godly generations after us, and with these generations take the Kingdom of God to all the earth. May this Covenant of Dedication remain to all generations, as long as this earth remains and may this land, along with England, be evangelists to the world. May all who see this cross remember what we have done here, and may those who come here to inhabit join us in this Covenant and this most noble work, that the Holy Scriptures may be fulfilled. From these very shores the gospel shall go forth, not only to this new world, but the entire world."

– Attributed to Rev. Robert Hunt

ii) How many other Americans, like me, have never even heard of this aspect of USA history? I did not become aware of this until Molly Krempski[13] informed me. But Jamestown was something on my "awareness list", since Jamestown (1619) was documented multiple times in the ROA in case 21-50761, the case that I claim I was kidnapped to close. A search on the 21-50761 case file contains 24 hits for the word "Jamestown" and 119 matches for the word "kingdom".

iii) ¶71 of Dkt 46 (ROA.25-50991.702.) mentions three systemic illiteracies I see in American society at large today.

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[13] Molly, who lives in Illinois, in Yorkville on the outskirts of Chicago, was physically present in Washington DC during January 6, 2021 and on May 17, 2026. If congressional testimony or SCOTUS testimony every occurs, Molly and her husband Mike would be good witnesses to call to give their testimony. They present an alternative view to what AAO's present in their Complaint, especially in ¶51. I attacked ¶51 of Complaint in ¶77 of my Dkt 46 Motion for Leave to file Amicus Brief (ROA.25-50991.631-716.).

b) **<u>Jamestown (1619)</u>**. (By August 7, 1619[14] spiritual drift[15] had occurred with the importation of 20 slaves.) Library of Congress map shows: Curse of slavery. ROA.25-50991.647; 863-864. Became 1619 Project, a communist leaning re-writing of USA history. ROA.21-50761.3094; 3093-3104. (A warning is given in Hebrews 2:1 against drifting. I assert that the Jamestown drift has affected the nation to this very day through things like shown at ROA.21-50761.2976.) See David Barton theory of socialism being a cause in

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[14] I appealed administrative bankruptcy judge Craig A. Gargotta's order of July 14, 2017, a FRCP 12(b)(6) order and it became appeals case 5:17-cv-713-dae (17-713). I let 17-713 become final and unappealable to "lock in" a "provable to a jury" "fraud upon the court." A fraud the system never self-corrected on. So, it just grew worse and worse, until there was a list of over 12+ frauds upon the court listed at SCOTUS cases 24-6088 and 25-6192.

A search on 21-50761 case file reveals 218 hits for the search term: 12(b)(6). Prior to Gargotta issuing a FRCP 12(b)(6) order in my 16-50026 USBC case, and my appeal of it, I never heard of or dug into FRCP 12(b)(6). See for example, analysis at ROA.21-50761.1224-1231. It is from Dkt 5 of the now 21-50761 case filed 1/25/21. So, this question comes up concerning 12(b)(6) in my case and in the three Texas Ten Commandments cases:

> **Are judges investigating to get to the truth? Or do judges and reviewing attorneys like DOJ, in a "judges only system" assume truth (when truth may not exist as presented by both attorneys and judges)?**

21-50761's Dkt 5 filed 1/25/21 is about the time that "autopen president" Joe Biden was sworn in. The "autopen presidency" was discovered during Trump's second term as 45–47. Many people, including myself, believe the 2020 Presidential election was stolen. The mainstream media denies it. It appears from the alternative news media sources that I listen to, is that the Biden Presidency was the third term of the Obama Presidency. Where Obama, if gossip is to be believed, is part of the Muslim LBGQ+ community, married to Michelle, who some people refer to as "Big Mike." I don't know if any of this is true or not. So, for now, it is "just information", gossip really, that could explain the "greater swamp" that many believe Washington DC became. What some Christians might refer to as part of Mystery Babylon: a government under the control of a kingdom of darkness ruler. The ROA for 21-50761 contains early exploration of the "kingdom of light" and "kingdom of darkness," the two "thought kingdoms," or "spiritual kingdoms" that rule the entire world, biblically speaking. And using my own personal interpretation of scripture.

[15] Hebrews 2:1 NLT contains a warning against spiritual drift. Spiritual drift, from a Christian auditor's mindset like mine, is a cause of many collapses of organizations (and individuals). Drift is kind of a Biblical history theme over the entire 66 book Christian Bible. Harvard is an example institution that drifted from its founding mission. Drift seems to particularly affect seats of human power structures.

the video on Plymouth v Jamestown on YouTube referenced at ROA.25-50991.647-648; at https://tinyurl.com/DBartonOnTaleOfTwoCities.

c) **Pilgrims, Plymouth and the Mayflower Compact (1620).** Library of Congress map shows: Blessings of Liberty. (ROA.25-50991.647; 863-864.) Became part of 1776 Project. ROA.21-50761.3094. Mayflower Compact, modeled after the Hebrew Republic, is the first document to establish self-government in the New World, and became a foundational guide for the US Constitution. See David Barton video in entry above. In 21-50761 file there are: 12 instances of word Plymouth, 20 instances of word Mayflower, and 1,541 instances of the word Pilgrim[16].

d) **1647 Old Deluder Satan Act.** First law to establish public schools in America. Purpose to teach children to read the Bible. (ROA.25-50991.649.) Is not mentioned by any of the so-called "experts" who testified in *Nathan*.

e) **Early American curriculums that included the Ten Commandments.** Includes: The New England Primer, the McGuffey Readers, and Noah Webster's The American Spelling Book. Per AI inquiry, these texts and even the Bible served as the backbone of early American public education, blending reading, spelling and moral instruction.

f) **The National Monument to the Forefathers (1889 dedication).** Tallest granite monument in America. Formerly known as Pilgrim's monument. Also called Faith Monument. Has five key figures. Faith, Morality, Law,

[16] David Gragg claimed to represent Pilgrim REO, LLC. And even registered with the Fifth Circuit as Pilgrim REO, LLC's attorney, on cases that only contained Pilgrim REO, LLC as a party. Yet, David Gragg had no contract with either Pilgrim (Pilgrim Grantor Trust or Pilgrim REO, LLC). It was a complete and utter barratry scam, never stopped by the US Court System. I got kidnapped to conceal the alleged crimes, where judges did not adequately disclose the alleged crimes. And where there was an alleged "criminal street gang" of 7 US judges as listed in the 21-50761 Appellant's Brief, a negotiation. And where there is now a "criminal street gang" of 22 US judges, with SCOTUS 21-50761 reflecting the current negotiation ask.

Education, and Liberty. (Kirk Cameron says "*It spells out our forefathers strategy for a free and just society under the word of God.*" (ROA.25-50991.645; 860-862.) Per Kirk Cameron, Morality holds Ten Commandments (representing Old Testament) and scroll of Revelation (representing New Testament). (See ROA.25-50991.645; 859-862.) The transcript is included in the Memoir free sample on Amazon.

g) **1734 Zenger Trial.** It was in 1734, according to one webpage by the West Virginia Association for Justice (see link at ROA.25-50991.958.) that "The spark that ignited the fire of the American Revolution was a 1734 trial." About the Zenger case, and repercussions.

h) **1774 John Adams quote.** He said: "Representative government and trial by jury are the heart and lungs of liberty. Without them we have no other fortification against being ridden like horses, fleeced like sheep, worked like cattle, and fed and clothed like swine and hounds." A saying still quoted to jury panels in some courts of law. (ROA.25-50991.959-960.)

i) **Lexington and Concord (April 19, 1775)**. Shot heard around the world. [17] (ROA.25-50991.950.)

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[17] As I was drafting this, Eric Metaxas new book "REVOLUTION. The Birth of the Greatest Nation In The History of the World" is released as a "1776 Super Centennial Edition! 2026. An immediate Amazon best seller. That book complements my own independent finding that our forefathers created a covenant with the Creator God invoked in the Founding Documents. And also it notes the disastrous results of the French Revolution. See free Amazon preview at https://read.amazon.com/sample/B0GSGV8VWT?

I claim that the US Court System breached the covenant by not granting me my jury trial free and clear of any sanctions. Nor by taking responsibility for the crimes I've alleged occurred over a very long time, where three federal judges, Gargotta, Garcia and Pulliam are planned to be sued in state court. (See draft at ROA.25-50991.1011.1051.)

Under "laws of nature", I claim the US Court System must restore integrity with the Creator God invoked in the Founding Documents. And can do so by doing what 2 Chronicles 7:14 says. And by entering into face to face negotiations with me at least by granting me my right on appeal to oral argument and by removing all sanctions.

j) **1770's popular rallying cry.** "We recognize no sovereign but God, and no King but Jesus." A defining rallying cry of early American patriots.

k) **The Liberty Bell (1751, 1753 recast).** Is inscribed with a verse from the Bible, Leviticus 25:10: "Proclaim LIBERTY Throughout all the Land unto all the inhabitants thereof." This verse seems similar to the New Testament verse in 2 Corinthians 3:17, declaring "where the Spirit of the Lord is, there is liberty." So, I see the "Spirit of 1776" as a "Holy Spirit" inspired liberty, not a liberty obtained through physical fighting. Where now we can experience a new type of Revolution, described at ROA.21-50761.1875; by reference to opening Song 4, in ¶1) d). All songs 1) a) to 1) d), their lyrics, are incorporated herein. Later at ROA.21-50761.1993; I compare a "physical war" with the Ephesians 6:11-12 "spiritual war" we are in. And at ROA.21-50761.1890; like one year after the Monument to the Forefathers was dedicated, the kind of REVOLUTIONARY war we are now in is highlighted.

l) **Common Sense by Thomas Paine.** (Released January 10, 1776). Written like a sermon. In proportion to the population at that time, becomes the best-selling book in American history. (ROA.25-50991.948; 949.) It would eventually be updated to 2024 by me. (ROA.25-50991.947-995.) The 2024 update contains a linkage to "Dkt 33", the version bates stamped 1774 to 1779. (ROA.25-50991.1052-1058. Also at ROA.21-50761.2404-2409.)

m) **On May 17, 1776** the Second Continental Congress declared a National Day of Humiliation, Fasting and Prayer to seek divine intervention during the Revolutionary War. 250 years later nation rededicated, via Rededicate 250.

n) **"Lee Resolution" of June 7, 1776.** Virginia delegate Richard Henry Lee introduced a resolution at the Second Continental Congress in Philadelphia. It proposed separating the American colonies from Great Britain officially initiating the formal process toward American independence.

o) **The Declaration of Independence (July 4, 1776) is adopted.** It references laws of nature[18], Nature's God, Creator, Supreme Judge of the World, divine Providence, and inalienable rights. Last paragraph is structured as an appeal a prayer to the Supreme Judge where signers pledged their lives, fortunes and sacred honor. 250th anniversary coming up this next 4th of July. (See ROA.21-50761.87-92.)

p) **Thomas Jefferson 1782 quote:** "Indeed I tremble for my country when I reflect that God is just: that his justice cannot sleep forever … that it may become probable by supernatural interference!" (Notes on the State of Virginia, 1782.)

q) **Treaty of Paris (September 3, 1783).** Formally ends American Revolutionary War. Signed by John Adams, Benjamin Franklin, and John Jay. Is headed: "In the Name of the most Holy & undivided Trinity."

r) **June 28, 1787 Benjamin Franklin "Father of Lights" speech.** Calls for unity to the contentious Constitutional Convention sessions. He made a motion to begin each session of Congress with prayer. See ROA.25-50991.882-883. That speech is said to have played a crucial role in preventing the convention's collapse.

s) **September 17, 1787 US Constitution is ratified.** (See ROA.21-50761.67-86.) Ultimately becomes the longest running constitution in modern world history, producing the greatest nation on the face of the planet, operating under the rule of law. As I see the US Constitution, I see it as a "sacred" and "not secular" document codifying the "laws of the land" under the "rule of law",

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[18] On my pre-kidnapped Facebook page, a page no longer used and a historical record, I call myself a student of life on a journey to observe and understand laws of nature and the Creator of those laws. The laws of nature I tend to study daily are in the Bible (like Proverbs) and other sources, such as those 31 principles listed in my Study of Success, Success Leaves Tracks brochure at ROA.25-50991.1007-1010. Or at https://tinyurl.com/SOSv10-ROA.

that provides for jury trial. Jury trial appears to be an inalienable right.[19] I see God three ways in the US Constitution, as articulated in SCOTUS 25-6192. From most visible to least visible is: 1) dating, dated 17 September 1787 in the year of our Lord, a dating distinctly different than the July 4, 1776 Declaration. 2) the Preamble that is "ordained and established" between "We the People" and the Creator God invoked in the Founding Documents for the six blessings listed in the Preamble, including the "blessings of Liberty to ourselves and our Posterity". And 3) hidden as the cornerstone of the US Constitution via the coincidental match of Isaiah 33:22 to the three branches of government.[20]

t) **July 14, 1789 Bastille Day.** Storming of the Bastille prison. Start of the French Revolution. In contrast to the US Revolution (some consider to be a godly Revolution) is a similar secular revolution having disastrous results.[21]

u) **October 11, 1789, John Adams quote.** Addressed limits of secularism in a letter to the Massachusetts Militia. Famously writing this conclusion:

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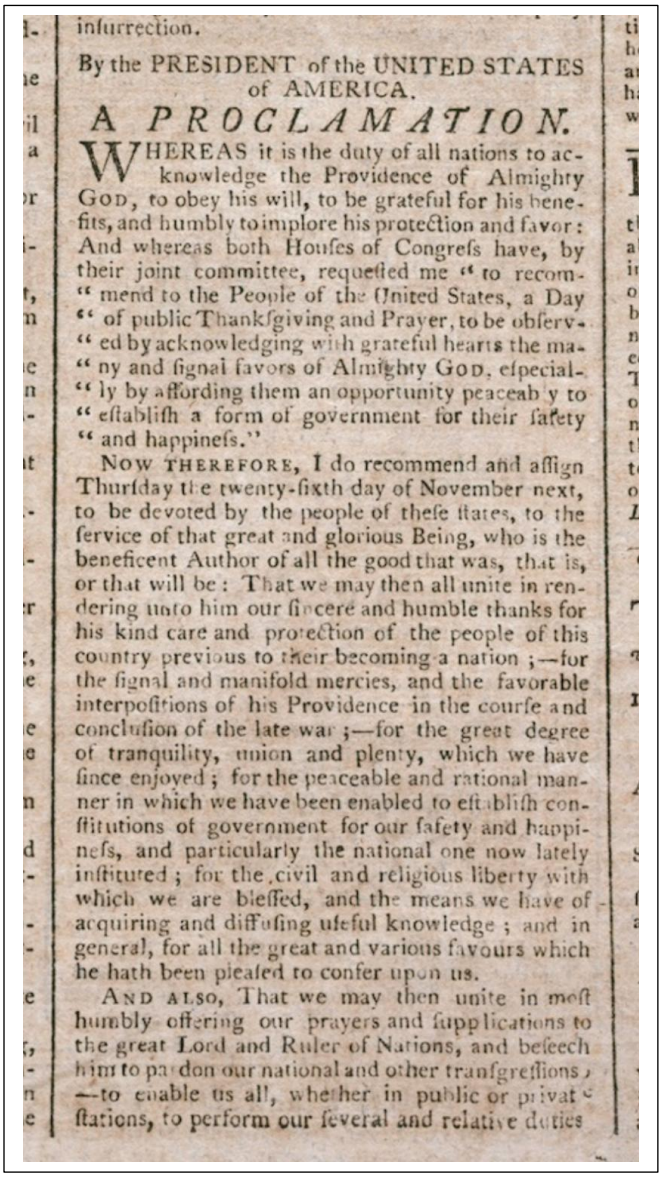
[19] Jury trial is a constitutional right, an inalienable right, denied me so far by the federal judiciary, via use of sanctions that I claim either do not exist or should not exist but that have been used by a statutorily defined "criminal street gang" of judges at the District Court, Western District of Texas, having Craig Gargotta as their identifiable leader. Purpose: to prevent me from having my constitutionally guaranteed jury trial in still open sealed whistleblower case 20-502.

[20] I claim the King of the Universe, the July 4, 1776 Supreme Judge the hidden Isaiah **33**:**22** king, judge and lawgiver, is the cornerstone of Constitution, having a "kingdom of above" not below. He's tangibly revealed in my cases via a "Dkt **33**" with a bates stamp range of 1774 to 1779 (ROA.25-50991.1052-1058; and ROA.21-50761.2404-2409.) and my allegation of a "criminal street gang" of **22** US judges who committed and concealed two alleged first-degree violent felonies. Where Craig A Gargotta became their "identifiable leader" under Texas Penal Code Chapter 71, organized crime, §71.01(d). Gargotta committed the kidnapping and robberies I allege.

[21] As I was drafting this, Eric Metaxas new book "REVOLUTION. The Birth of the Greatest Nation In The History of the World" is released. See free Amazon preview at https://read.amazon.com/sample/B0GSGV8VWT? That book complements my own independent finding that our forefathers created a covenant with the Creator God invoked therein.

"Because We have no Government armed with Power capable of contending with human Passions unbridled by morality and Religion. Avarice, Ambition, Revenge or Gallantry would break the strongest Cords of our Constitution as a Whale goes through a Net. Our Constitution was made only for a moral and religious people. It is wholly inadequate to the government of any other."

v) **November 26, 1789 first Thanksgiving after George Washington's election.** It was proclaimed on October 3, 1789.



insurrection.

By the PRESIDENT of the UNITED STATES of AMERICA.

A PROCLAMATION.

WHEREAS it is the duty of all nations to acknowledge the Providence of Almighty GOD, to obey his will, to be grateful for his benefits, and humbly to implore his protection and favor: And whereas both Houses of Congress have, by their joint committee, requested me "to recommend to the People of the United States, a Day "of public Thanksgiving and Prayer, to be observed by acknowledging with grateful hearts the many and signal favors of Almighty GOD, especially by affording them an opportunity peaceably to "establish a form of government for their safety "and happiness."

NOW THEREFORE, I do recommend and assign Thursday the twenty-sixth day of November next, to be devoted by the people of these States, to the service of that great and glorious Being, who is the beneficent Author of all the good that was, that is, or that will be: That we may then all unite in rendering unto him our sincere and humble thanks for his kind care and protection of the people of this country previous to their becoming a nation;—for the signal and manifold mercies, and the favorable interpositions of his Providence in the course and conclusion of the late war;—for the great degree of tranquility, union and plenty, which we have since enjoyed; for the peaceable and rational manner in which we have been enabled to establish constitutions of government for our safety and happiness, and particularly the national one now lately instituted; for the civil and religious liberty with which we are blessed, and the means we have of acquiring and diffusing useful knowledge; and in general, for all the great and various favours which he hath been pleased to confer upon us.

AND ALSO, That we may then unite in most humbly offering our prayers and supplications to the great Lord and Ruler of Nations, and beseech him to pardon our national and other transgressions;—to enable us all, whether in public or private stations, to perform our several and relative duties

w) **September 18, 1793 cornerstone of US Capitol Building laid**.

x) **September 17, 1796 George Washington Farewell Address.** See cite in 5thC en banc panel ruling in Nathan at pages 54 and 55.

y) **January 1, 1802 Thomas Jefferson's Danbury Baptist letter.** A letter containing a phrase "separation of church and state." That phrase would later be quoted in the 1947 Everson v Board of Education ruling.[22] Eventually taking on the force of "SCOTUS jurisprudence" as noted in ¶2 of Complaint.

z) **Thomas Jefferson church attendance At Capitol (1801–1809).** Jefferson regularly attended Sunday church services in the U.S. Capitol Building throughout his entire presidency. He began this practice shortly after taking office and continued as a frequent, weekly attendee of the interdenominational services held in the House of Representatives chamber.

aa) **July 4, 1826 – 50th Anniversary of the Declaration of Independence.** Two famous founding fathers, Thomas Jefferson and John Adams died that day. Both having reconciled their disputes prior to each passing away. One of Thomas Jefferson's quotes from 1802 Danbury Baptist letter would make it into SCOTUS jurisprudence. But an equal and opposite quote by John Adams, cited herein, does not. Should it? Should they both be treated equally?

bb) **July 4, 1837 – John Quincy Adams' Speech Against the "gag rule."** Chapter 10 of the Memoir discusses this. Summarizing, it says: John Quicy Adams delivered a major speech focusing on the Christian essence of the Declaration and attacking slavery. The speech was delivered immediately

[22] This phrase "separation of church and state" which appears no where in either the Declaration of Independence, or the US Constitution, or the Federalist Papers, as a result of SCOTUS jurisprudence, particularly from three cases: 1) Everson v Board of Education (1947), 2) Lemon v Kurtzman (1971) and 3) Stone v Graham (1980), I claim, turned the USA's "hidden national religion" from being a "hidden national religion of Christianity with many denominations and sects" to being a "hidden national religion of secularism" where I claim that secularism is the religion (a belief system) of Karl Marx and the Communists.

after Congress' adoption of the "gag rule" to end discussions and debates about petitions calling for an end to slavery.

cc) **1854 Rep 124 Report by Congress.** (ROA.25-50991.879-889.) Addresses Article VI and Amendment I of the US Constitution concerning chaplains in the military. Notes the importance of Christianity at the founding of the nation.

dd) **1861-1865 Civil War.** The North, opposed to slavery, wins. Amendments 13 to 15 result. Amendment 14 is not about religion. One of a few big open issues the delegates could not agree on when US Constitution ratified.

ee) **August 1, 1889 Monument to the Forefathers Dedicated.** According to 400th.org which indicates that the idea for the Monument was conceived during the George Washington's last years, calls it "a reminder to future generations that our national prosperity emerged from Gospel foundations" And, "American freedom began with the devout faith of our Pilgrim fathers and mothers. That faith produced the internal desire for a moral people to establish a society built on righteousness." So that, as "an educated people, the people will proclaim 'liberty throughout the land,' tyranny will be suppressed, and blessings will follow."

ff) **1947 to 1980 Decline/Drift of Nation Into Secularism and Removal of Ten Commandments from Public Spaces** – I've identified three SCOTUS rulings in particular that eliminated the Ten Commandments from public schools and many public places. Jurisprudence is inconsistent. Van Orden v Perry allowed Ten Commandments to be posted in Texas Capitol grounds, the source of the SB10 statutory language. Not a Protestant, or Christian or Protestant Christian version of Ten Commandments. Those three cases are: 1) Everson v Board of Education (1947), 2) Lemon v Kurtzman (1971) and 3)

Stone v Graham (1980). Ten Commandments were then removed reversing over 200 years of Ten Commandments used for moral instruction. Like: don't murder, don't steal, don't lie (perjury), and honor your parents.

gg) **"In God We Trust" becomes official national motto of USA on July 30, 1956.** The phrase had been intermittently stamped on US coins since 1864.

hh) **December 19, 1962 – "In God We Trust" Placed Above Speaker of the House Rostrum.** The inscription, added during the height of the Cold War is an ideological rebuke of the state-atheism philosophy of the Soviet Union.

ii) **September 11, 2011 Airplanes hijacked by Muslims fly into World Trade Center.**

jj) **November 4, 2025 An India Decendent Muslim Becomes Mayor Of New Tork City.**

kk) **November 5, 2025 about 2 hour hearing in Cribbs Ringer v Comal ISD in Judge Garcia's chambers.**

ll) **April 21, 2026, 5thC en bank panel in 9/8 decision overrule Nathan.** Stating: "Because Plaintiffs fail to show S.B. 10 substantially burdens their right to religious exercise, their Free Exercise claims must be dismissed." Then reversing the preliminary injunction and VACATE preliminary injunction. And RENDER judgment dismissing Plaintiff' Establishment and Free Exercise claims. (page 5 of order in 25-50695). They concluded that without Lemon, Stone disappears.

B. Paragraph 51 of Complaint

58) Paragraph 51 of Complaint says:

> 51. In fact, this nation's core Founding documents—the Declaration of Independence, the United States Constitution, and the Bill of Rights—were not based on the Ten Commandments, and there is no longstanding history or tradition of prominently and permanently displaying the Ten Commandments in public-school classrooms

59) I consider this paragraph to be misleading because of the prominence the Bible and morality have in USA history, education history, and the founders expressed desire for a moral and religious population. Where the Ten Commandments are a symbol of God's role in government. As I explained, I see God multiple ways in both the Declaration of Independence, and US Constitution, and even in the Bill of Rights which protects individual conscience.

C. Political Questions Underlying the Controversy

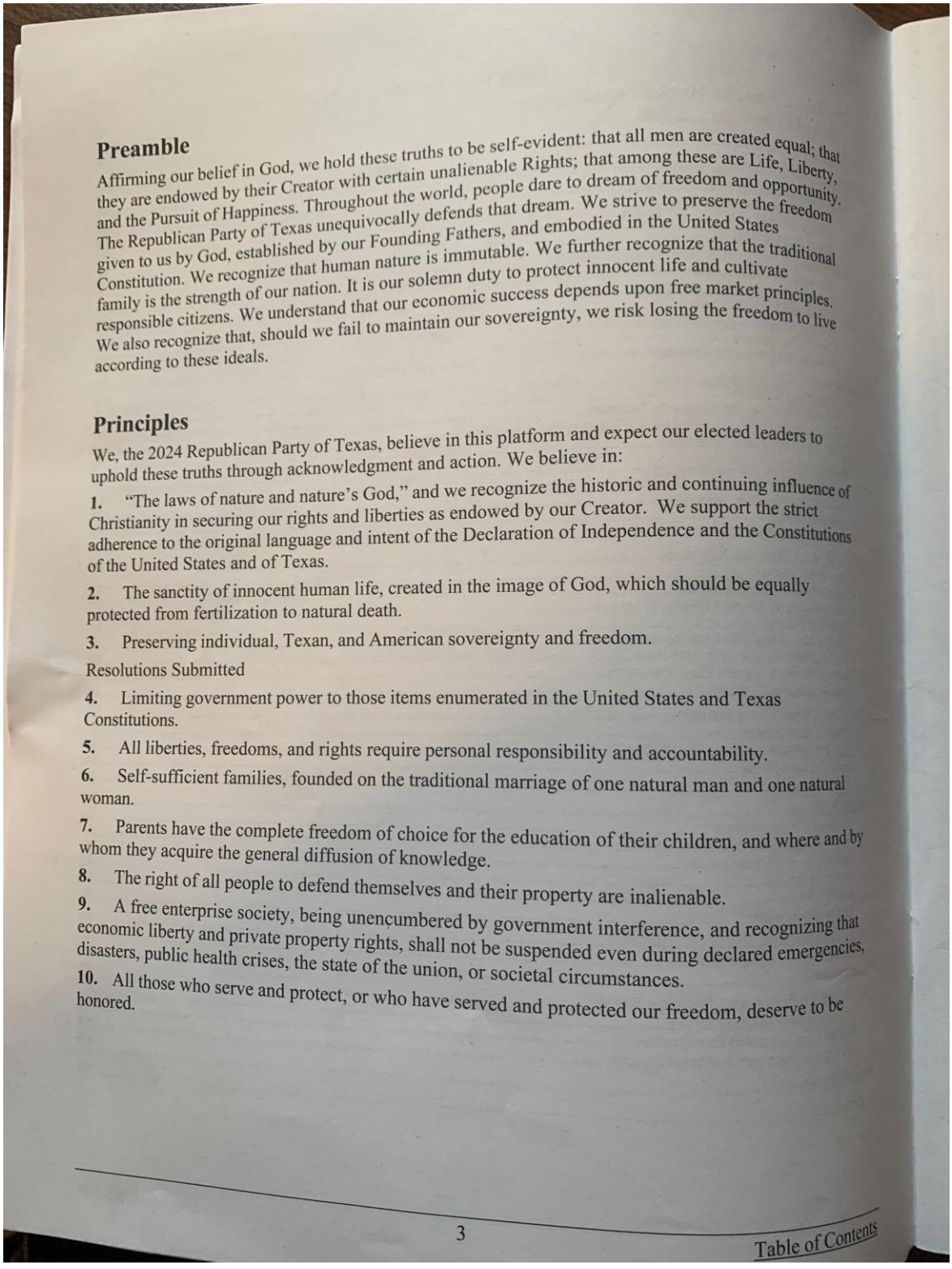
60) The exhibits that follow are not offered to establish the correctness of any political, religious, historical, or constitutional viewpoint. They are offered to demonstrate that the issues underlying this controversy remain subjects of active political debates among citizens, elected officials, political parties, historians, religious organizations, and advocacy groups.

61) Where substantial disagreement exists concerning the underlying assertions, the question becomes whether disputed matters should be examined through evidence and adversarial testing, or whether one side's characterization should be accepted at the pleading stage. Assumptions may begin an inquiry. Evidence should end it.

62) Truth should be investigated, not presumed.

63) So below is a collection of various items/exhibits - information, including a GOP platform that contradicts AAO's positions, a video back cover on America's Godly Heritage, SAPD statement on alleged assaults against New York Knicks fans, House vote on the Protection of Women and Girls in Sports Act. Muslim delegate attendance at GOP Texas convention, Mike Johnson remarks sparking debate after saying the US needs to return to the Bible for moral and cultural renewal. And a meme on Biblical Citizenship. I'm attempting to show this is a "court of public opinion" issue and a political issue. SB10 was voted in by a republican dominated House and Senate, and voted against by a Democratic minority.

a) GOP Principles – from GOP Houston Convention delegate



Preamble

Affirming our belief in God, we hold these truths to be self-evident: that all men are created equal; that they are endowed by their Creator with certain unalienable Rights; that among these are Life, Liberty, and the Pursuit of Happiness. Throughout the world, people dare to dream of freedom and opportunity. The Republican Party of Texas unequivocally defends that dream. We strive to preserve the freedom given to us by God, established by our Founding Fathers, and embodied in the United States Constitution. We recognize that human nature is immutable. We further recognize that the traditional family is the strength of our nation. It is our solemn duty to protect innocent life and cultivate responsible citizens. We understand that our economic success depends upon free market principles. We also recognize that, should we fail to maintain our sovereignty, we risk losing the freedom to live according to these ideals.

Principles

We, the 2024 Republican Party of Texas, believe in this platform and expect our elected leaders to uphold these truths through acknowledgment and action. We believe in:

1. "The laws of nature and nature's God," and we recognize the historic and continuing influence of Christianity in securing our rights and liberties as endowed by our Creator. We support the strict adherence to the original language and intent of the Declaration of Independence and the Constitutions of the United States and of Texas.

2. The sanctity of innocent human life, created in the image of God, which should be equally protected from fertilization to natural death.

3. Preserving individual, Texan, and American sovereignty and freedom.

Resolutions Submitted

4. Limiting government power to those items enumerated in the United States and Texas Constitutions.

5. All liberties, freedoms, and rights require personal responsibility and accountability.

6. Self-sufficient families, founded on the traditional marriage of one natural man and one natural woman.

7. Parents have the complete freedom of choice for the education of their children, and where and by whom they acquire the general diffusion of knowledge.

8. The right of all people to defend themselves and their property are inalienable.

9. A free enterprise society, being unencumbered by government interference, and recognizing that economic liberty and private property rights, shall not be suspended even during declared emergencies, disasters, public health crises, the state of the union, or societal circumstances.

10. All those who serve and protect, or who have served and protected our freedom, deserve to be honored.

Constitutional Issues

Preservation of Constitution

1. Keep Oath to the Constitutions: We call for all who swear the oath to support and maintain allegiance to the strict construction of the United States and Texas Constitutions.

2. Amendments to the Texas Constitution: For the preservation of our Constitutional Republic as set forth in the Texas Bill of Rights we:

   a) Support an amendment to the Texas Constitution that will require a majority of the voters in at least 170 counties (two-thirds), instead of a simple majority of the votes, to pass amendments.
   b) Support limiting the terms of the Texas Speaker of the House to two consecutive terms, after which the Speaker must vacate the office for the same number of terms served, after which that Speaker is eligible to run again.
   c) Support an amendment to Article 4, Section 8, of the Texas Constitution to allow the Texas Legislature to convene itself upon petition from 55 percent of each house's elected and serving members between Regular Sessions.
   d) Support an amendment for term limits of twelve (12) years for state and county offices.
   e) Support an amendment to allow the Attorney General of Texas to prosecute cases anywhere in Texas where county district attorneys refuse to enforce state law, and to prosecute those who are accused with prima facie evidence of violating state laws.
   f) Support amending the language of the Texas Constitution to mirror the language of the 2nd Amendment of the United States Constitution, ensuring clarity and consistency in the protection of the people's right to keep and bear arms. In addition, licensed concealed carry holders may legally carry firearms in public sporting venues, including, but not limited to, ball parks, arenas, sporting events, airshows, car shows, rodeos, or if financed in part with taxpayer funds or hold tax exemptions.
   g) Pass unrestricted Constitutional Carry by amending Article 1, Section 23, of the Texas Constitution by removing, "but the Legislature shall have power, by law, to regulate the wearing of arms, with a view to prevent crime."
   h) Support an amendment that would allow for the recall of any elected officials in the state of Texas for misconduct while in office, or failure to properly represent their constituents.

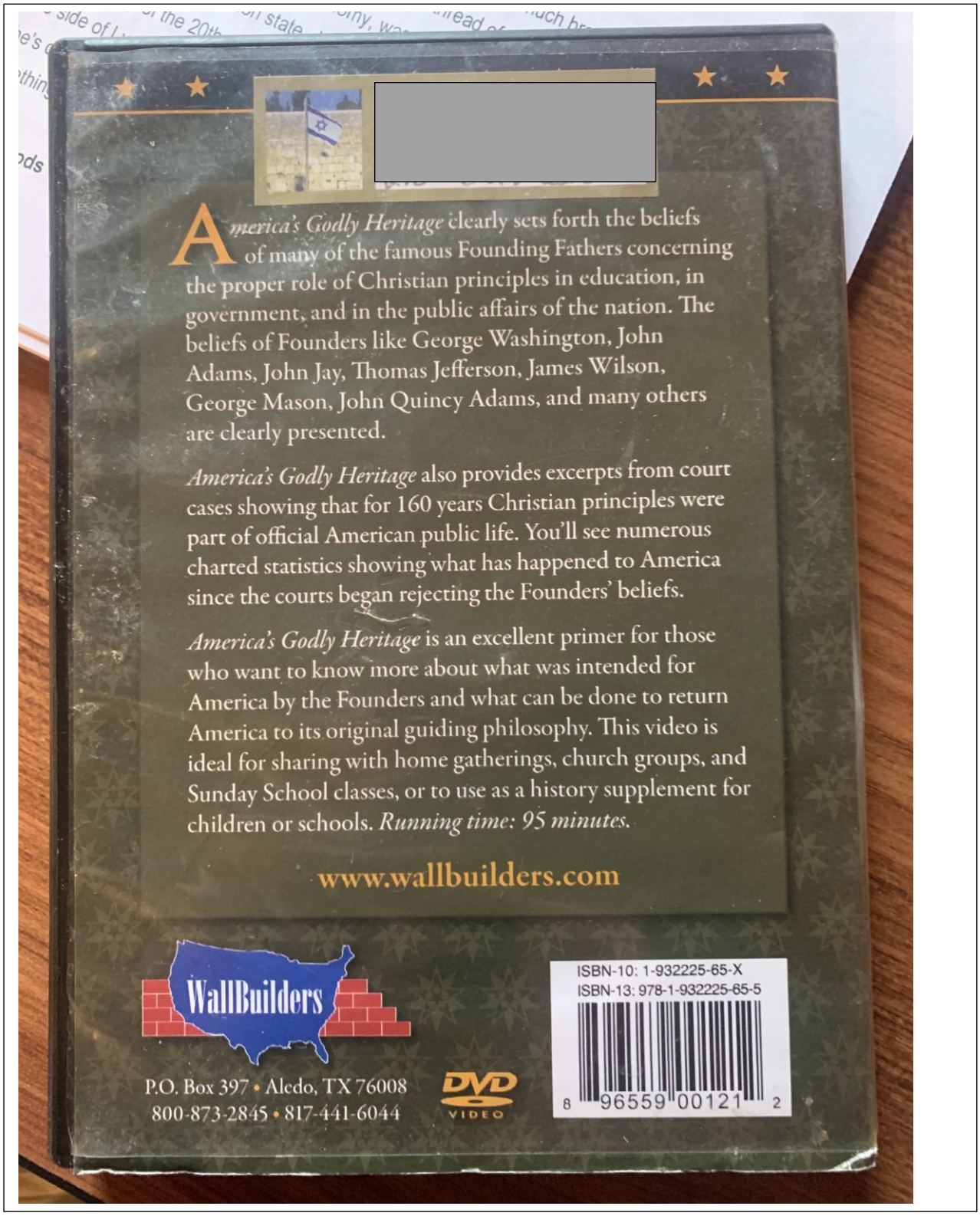
3. Enforce the Constitution Article 4, Section 4: The sovereignty of this State requires the protections afforded under Article 4, Section 4, of the Constitution, and any failing thereof authorizes the Governor of this State or the Legislature to declare an invasion, which shall be met with the full force of this State.

4. No Foreign Law: Texas courts shall not recognize, apply, or enforce any foreign law, including Sharia law or any religious legal code or political structures, that conflicts with the United States and Texas Constitutions and laws. Texas shall not recognize the operation of any private enclave, compound, tribunal, or association claiming exemption from Texas civil, criminal, or constitutional law. (subversive, enemy of, incompatible)

5. Judicial Overreach: All attempts by the judiciary to rule in areas not constitutionally granted to the judiciary, including abuses of the "Commerce Clause," the "General Welfare Clause," and the "Supremacy Clause," should be nullified. Any federal enforcement activities that occur in Texas shall be conducted under the authority of the county sheriff (SCOTUS ruling in 1997 *Mack and Printz v. US*).

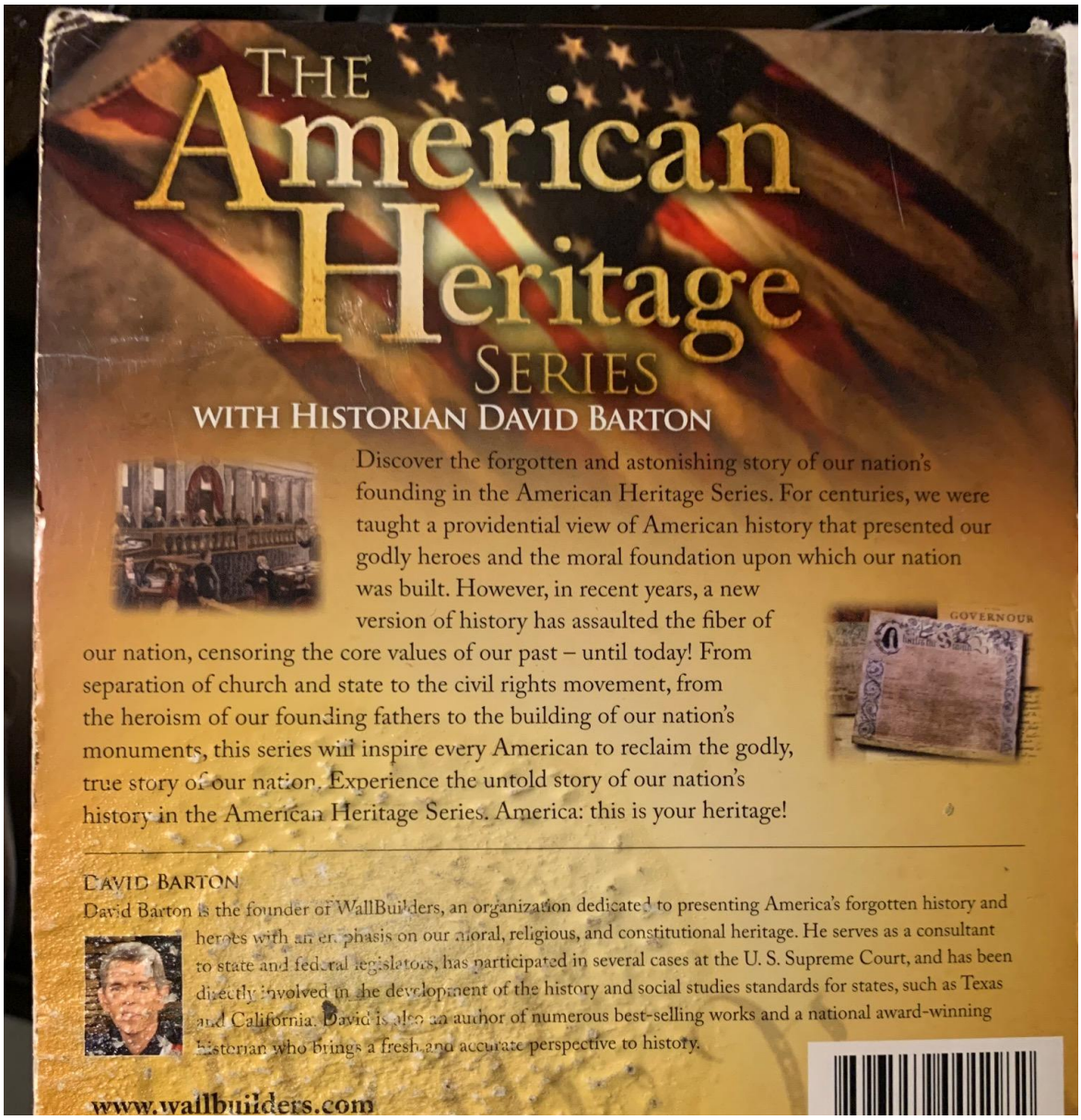
6. Limiting the Power of the Supreme Court: We support Congress's limiting the power of the Supreme Court by invoking Article 3, Section 2, Clause 2, by "legislating exceptions and creating regulations" to limit the cases for which the Supreme Court has jurisdiction.

b) America's Godly Heritage – video cover (I have not watched).



c) American Heritage Series + John Jay Quote







> “Providence has given to our people the choice of their ruler, and it is the duty, as well as the privilege and interest of our Christian nation to select and prefer Christians for their rulers. John Jay First Chief Justice of the US Supreme Court.
>
> John Jay, Cliffs Notes on The Federalist
> Tags: **christian**, **christian-nation**, **constitution**, **founders**, **history**

d) Mike Johnson meme, politics, moral decline – sports.



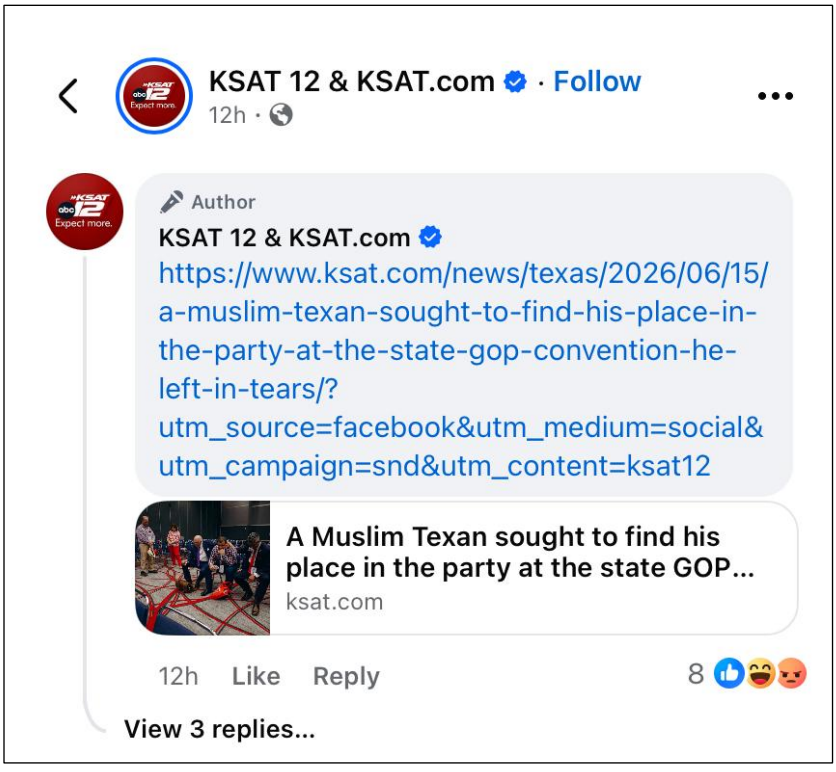






e) Muslims at GOP Convention





f) Biblical Citizenship



D. Concluding History Section Remarks

64) The exhibits and authorities discussed above establish, at a minimum, that the issues underlying this controversy remain the subject of substantial public, historical, and constitutional debate.

65) For that reason, Appellant respectfully submits that caution should be exercise before treating disputed propositions as settled truths when millions of Americans continue to advocate contrary views in the court of public opinion.

66) Truth should be investigated, not presumed.

XIII. CONCLUSION

67) This appeal presents a limited procedural question arising from the district court's denial of Appellant's motion for leave to participate as amicus curiae. Appellant respectfully submits that Dkt. 50 exceeded what was necessary to resolve that motion and that the proposed amicus submission addressed constitutional questions of substantial public importance that could have assisted the court's consideration of the issues presented.

68) For those reasons, Appellant respectfully requests that the order be vacated, modified, clarified, reconsidered, or remanded for further proceedings consistent with the arguments set forth above.

XIV. PRAYER FOR RELIEF

69) Appellant respectfully requests that this Court:

a) Vacate, reverse, modify, clarify, or otherwise set aside those portions of Dkt. 50 that exceeded what was necessary to resolve the amicus motion;
b) Hold that the district court abused its discretion in denying Appellant's request to participate as amicus curiae;
c) Remand for further proceedings consistent with this Court's opinion;
d) Grant oral argument;
e) Award such other and further relief as may be just and proper.

# # #

Dated: June 16, 2026.

Respectfully submitted,
CARL NATHANIEL MERKLE, CPA (retired), In Pro Se
4446 Bayliss St., San Antonio, TX 78233
Telephone: (210)-596-4088, Email: carlmerkle@icloud.com (phone)
or drake.slayer.2020@gmail.com (laptop)

By: */s/ Carl Nathaniel Merkle*
CARL NATHANIEL MERKLE, In Pro Se

I. NOTARY PUBLIC AFFIDAVIT 2 OF 2

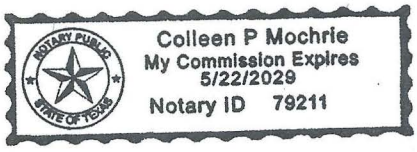
State of TEXAS
County of BEXAR

BEFORE ME, the undersigned authority, personally appeared Carl Nathaniel Merkle, who, being by me duly sworn, deposed and says "The testimony I gave to The United States Court of Appeals in the Fifth Circuit and to any other relevant parties, in the above document and any attached exhibits is true and correct and can be used as evidence in a Court of Law. Within the space allotted, I promised to tell the truth, the whole truth and nothing but the truth, so help me God, the God of Abraham, Isaac and Jacob, under penalty of perjury."

Carl Nathaniel Merkle

Subscribed and sworn (or affirmed) before me this 16th day of June 2026.

By _____



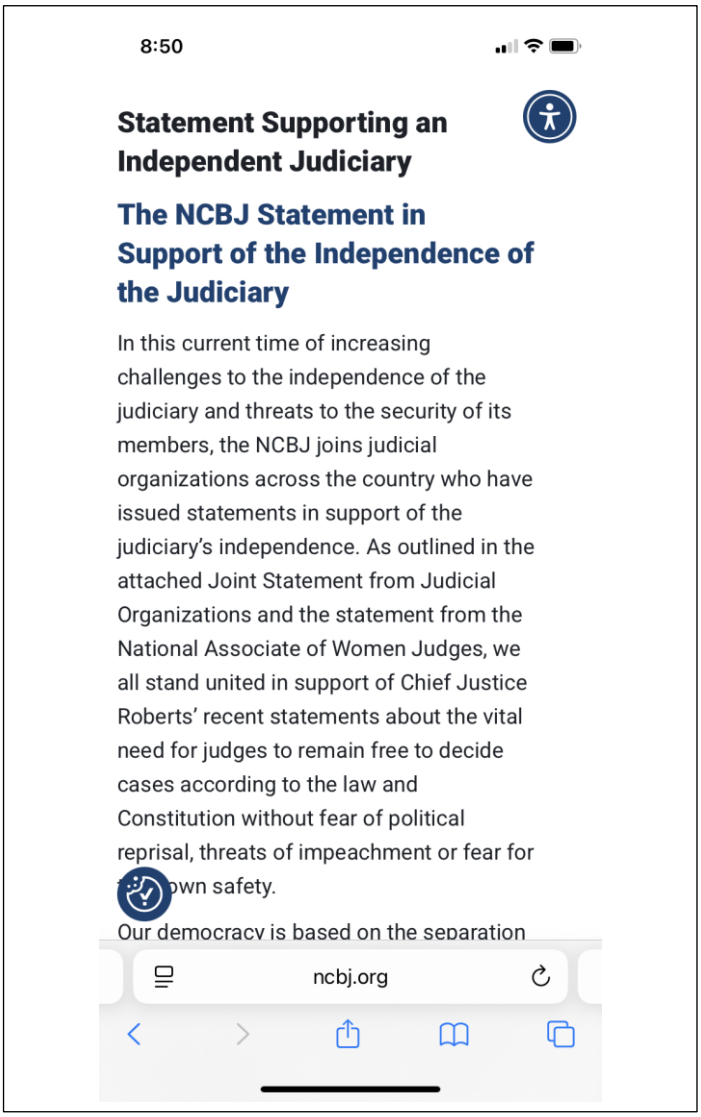
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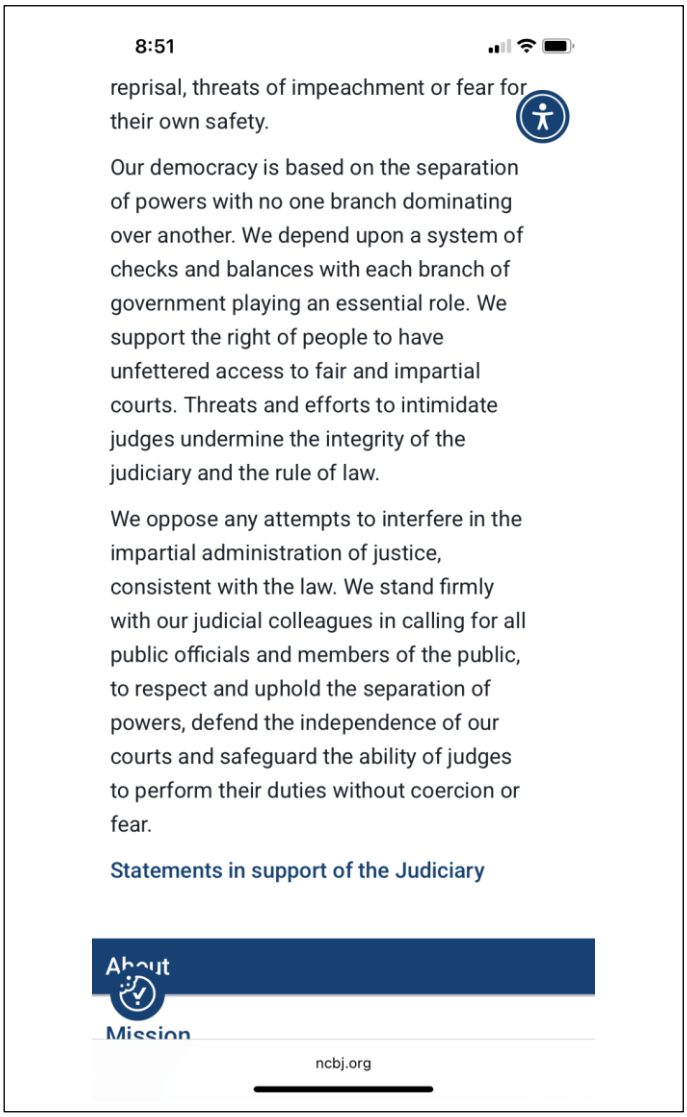
IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

In the Matter of: Cribbs Ringer v. Merkle Debtor

EXHIBIT 2

NCBJ's Statement Supporting an Independent Judiciary





Exhibits 3