

**IN THE CIVIL MAGISTRATES COURT
DISTRICT OF GEORGE, HELD AT GEORGE
REPUBLIC OF SOUTH AFRICA**

Case: 5048-15

In the matter between:

Lara Johnstone

Applicant

And

Taaibos Barter Agreement Respondent:

Clive Johnstone

First Respondent

McVeigh Faked Execution Respondent:

Patrick Gaspard; in his capacity as United
States of America Ambassador in Pretoria.

Second Respondent

Russia Assisted Suicide Respondent:

Mikhail Ivanovich Petrakov; in his capacity as
Russian Federation Ambassador in Pretoria

Third Respondent

AMENDED NOTICE OF MOTION 01

**Issues in Dispute:
McVeigh Faked Execution & Russia Assisted Suicide**

Take Notice that Lara Johnstone (“hereinafter called the Applicant”) intends to make an application to this Court on _____, at 09:30 hrs; for juridical oversight of Taaibos Barter Agreement negotiation proceedings between Applicant: Lara Johnstone and First Respondent: respectively Clive Johnstone; whose Issues in Dispute partially include Second and Third Respondent.

Lara Johnstone hereby requests an order from the court in terms of the following common law and legislative doctrine:

The applicant requests the court: (a) to provide juridical magistrate oversight by acting as a reasonable impartial arbiter to (i) facilitate applicants right to invoke cultural law; should others dispute her right to practice her Ecology of Peace

Radical Honoursty culture; and (ii) to enable the resolution of Issues in Dispute between applicant and respondents with a focus on amicable win-win resolution based upon evidence; (b) Once agreement is reached between the applicant and any respondent/s: to confirm such agreement as an order of court.

COMMON LAW & LEGISLATIVE DOCTRINE RELIED UPON:

[1] Judicial Oversight:

[1.1] The inquisitorial win-win negotiation of 'issues in dispute' to have magistrate oversight and the final agreement to be made a Magistrate and/or if necessary High Court order.

- A. Inquisitorial juridical proceedings: An inquisitorial system is a legal system where the court is actively involved; with both parties; in investigating the facts of the case, while simultaneously representing the interests of the state; as is used in countries with civil legal systems; deriving from Roman law or the Napoleonic Code; such as Europe, Russia, China and South America. The presiding judge is not a passive recipient of information. Rather, the presiding judge is primarily or partially responsible for supervising the gathering of the evidence necessary to resolve the case. He or she is actively involved in steering the search for evidence and questions the witnesses, including the applicant and respondents. Attorneys suggest routes of inquiry for the presiding judge and follow the judge's questioning with questioning of their own.
- B. Adversarial judicial proceedings: An Adversarial juridical system is a legal system used in the common law countries; such as America, Canada, Britain and Australia. Advocates represent their parties' positions before an impartial or allegedly impartial person or group of people, usually a jury or judge, who attempt to determine the truth of the case; but whose final decisions are limited to the court record information provided to them by what the attorneys consider 'relevant'. If or where the attorneys exclude relevant information; the Judge cannot consider that information; even if he or she is aware of that possible information. If it has not been submitted into the court record by either side; then the Judge is only allowed to consider the information provided to the court. The judge or jury knows nothing of the litigation until the parties present their cases to the decision maker, and cannot take an active truthseeking role in the

proceedings; to determine if possible relevant information has been denied to them. The defendant in a criminal trial is not required to testify.

[2] Invocation of Cultural Law and Habeus Mentem Cultural Psychological Integrity and Assisted Suicide Declaratory Order:

[2.1] *Invocation of Cultural Law:*

[2.2] If necessary: Permission to invoke¹ cultural law² in S. 15(3), 30, 31, and 18; to enable the Applicant to honour the duty and responsibility to uphold the principles upon which her Ecology of Peace Radical Honoursty culture is based; and Psychological Integrity in Section 12³; the former which may require the application of choice of law rules; giving effect to Applicants rights:

- A. To (i) pursue and participate in a culture of their choice; and implicit in this choice is a duty and responsibility to uphold the institutions upon which that culture is based; (ii) bodily and psychological integrity.

[2.3] Confirming that Lara Johnstone is a member of the Ecology of Peace Radical Honoursty culture.

[3] *Request for Access to Information:*

[3.1] In terms of: South Africa: The Promotion of Access to Information Act, 2000; Act 2 of 2000⁴; also known as the PAIA; USA: Freedom of Information Act⁵; Russian Federation: Law on Providing Access to Information on the Activities of State Bodies and Bodies of Local Self-Government⁶; giving effect to Applicants right:

- A. Of access to any information held by the state, as well as information held by another person that is required for the exercise or protection of any right.

¹ Ex parte Minister of Native Affairs: In re Yako v Beyi 1948 (1) SA 388 (A) at 397: Appellate Division held that neither common nor customary law was prima facie applicable. Courts had to consider all the circumstances of a case, and, without any preconceived view about the applicability of one or other legal system, select the appropriate law on the basis of its inquiry.

² SALC, Sept 1999: Report on Conflicts of law: P.22: '1.58. The Constitution now provides an entitlement for invoking customary law in legal suits. Because ss 30 and 31 specifically guarantee an individual and a group's right to pursue a culture of choice, it could be argued that application of customary law has become a constitutional right. Previously, the state had assumed complete discretion in deciding whether and to what extent customary law should be recognized, an attitude typical of colonial thinking, for Africans were subject to whatever policies the conquering state chose to impose on them. Now, however, the state has a duty to allow people to participate in the culture they choose, implicit in this duty is a responsibility to uphold the institutions on which that culture is based.'

³ 12. Freedom and security of the person: (2) Everyone has the right to bodily and psychological integrity.

⁴ <http://www.justice.gov.za/paia/paia.htm>

⁵ <https://foia.state.gov/Learn/FOIA.aspx>

⁶ <http://legislationline.org/documents/action/popup/id/17759>

[3.2] Confirming that Clive Johnstone has requested written legal confirmation of the McVeigh Faked execution information herein documented from Former President George W Bush; via his legal representative in South Africa: the US Ambassador in Pretoria: Patrick Gaspard; and if not provided; shall not be held accountable and shall be free from any civil, criminal or disciplinary liability that may arise from Lara Johnstone's decisions to end her life.

[4] ***Habeus Mentem Cultural Psychological Integrity:***

[4.1] In terms of The Euthanasia Judgement by Judge Hans Fabricius in North Gauteng High Court reported in SA Law Reports as 2015 (4) SA 50 (GP): Stransham-Ford v Minister of Justice and Correctional Services and Others (GP) (unreported case no 27401/15, 4-5-2015) (Fabricius J); and international Euthanasia legislation; giving effect to Applicants rights to:

- A. human dignity; not to be treated in a cruel, inhuman or degrading way; and bodily and psychological integrity.

[4.2] Confirming that Lara Johnstone may request Clive and Ann Johnstone to help her to make the required arrangements to end her life by assisted, if and when she chooses to do so; that Clive Johnstone and the Russian Ambassador in Pretoria: Mikhail Ivanovich Petrakov and/or Russian Federation Officials; may help Lara with the requested travel and temporary residency permission documentation; for her assisted suicide in a dignified manner in Siberia Russia; and shall not be held accountable and shall be free from any civil, criminal or disciplinary liability that may have arise from Lara Johnstone's decisions to end her life.

[4.3] To the extent required developing the common and/or civil law, by declaring the conduct lawful and constitutional in the circumstances of this matter.

[5] **General Court and/or Declaratory Order:**

[5.1] To issue a general court and/or declaratory order of court confirming Applicant and Respondents *Taaibos Barter Exchange* and/or *Russia Euthanasia Suicide* negotiated written agreement as an order of court; once negotiations are completed.

REQUEST INQUISITORIAL TRUTHSEEKING WIN-WIN PROCEEDINGS:

[6] The applicant requests that the resolution of these issues in dispute occur via primarily inquisitorial proceedings with a truthseeking and win-win conflict resolution focus; where all parties are enabled and empowered by sharing honest accurate information with each other; tested for scientific evidentiary validity; for

the benefit of all parties; setting common and/or civil law precedents based upon ecological resource reality; thereby enhancing the juridical system's reputation for impartial truthseeking of resource and social-conflict resolution problem solving juridical arbitration; amongst the citizenry.

[7] If any respondent prefers zero-sum game adversarial proceedings; where a liar with best legal propaganda is the winner; an honest man with no lawyer loses; the common or civil law loses by setting precedent based on parasitic legal propaganda not proven scientifically relevant evidence; and the only winners are lawyers profiting from 'innocence for sale indulgences' legal propaganda conflict escalation; for their legal colleagues parasitic profiteering off misery benefits; damaging the juridical system's impartial truthseeking and problem solving social-conflict resolution reputation amongst the citizenry; kindly provide the applicant and court with your reasons and justifications for such zero-sum game adversarial proceedings.

TAAIBOS BARTER EXCHANGE INFORMATION REQUESTED:

Request for Timothy McVeigh Faked Execution Information:

American Ambassador in Pretoria: Patrick Gaspard:

Lara Johnstone hereby requests the following information from American Ambassador in Pretoria: Patrick Gaspard for Lara, Clive and Ann Johnstone and Russian Ambassador in Pretoria: Mikhail Ivanovich Petrakov to make fully informed decisions with regard to Timothy McVeigh Faked Execution and Russia Assisted Suicide Euthanasia Issue in Dispute:

[1] Lara Johnstone requests American Ambassador Patrick Gaspard to:

[1.1] Request Former President George W Bush and/or Governor Gray Davis; and if necessary any other United States Government officials to confirm and/or edit for accuracy and/or outright deny the following statement:

- A. In late 2001, Steve West, Former US Special Forces and then Secret Service Officer in the California Governors office of Governor Gray Davis confirmed to Lara Johnstone that Governor Gray Davis had confirmed that the previous statements of the California Governors Office confirming the execution of Timothy James McVeigh had been incorrect. Governor Gray Davis had been informed by President George Bush at their recent meeting in San Bernadino County; that in fact; Timothy McVeigh's execution had been faked. Timothy McVeigh was not executed on 11 June

2001; his execution was faked. Mr. West then thanked Lara Johnstone for informing the Governor's Davis office of this information for his verification.

[1.2] If so confirmed:

- A. To request (i) Dept of Justice: Attorney General Loretta Lynch, (ii) Assistant Attorney General for National Security: Lisa Monaco and (iii) former DoJ Prosecutor in the trial of Timothy McVeigh -- Denver Oklahoma: Criminal Action No. 96-CR-68-M – Beth Wilkinson; what the Dept of Justice preferences are for legal proceedings if any; in terms of the legally verified information by President GW Bush; that McVeigh's execution was faked.

[1.3] If Dept of Justice Officials and/or McVeigh Trial Prosecutors; want a new Trial for McVeigh:

- A. To request aforementioned Dept of Justice officials legal written guarantee of (a) agreement to bail for McVeigh pending resolution of such trial; and (b) 'Justice Quartus de Wet & Jury Percy Yutar mercy' guarantee offer; made to them on 06 November 2015 2:11 PM in correspondence to Timothy McVeigh and Lisa Monaco; copied to among others Beth Wilkinson; Subject: ***Timothy J McVeigh: Formal Apology: Re: Fraud of Radical Honesty Cult.***

[1.4] If Dept of Justice Officials and/or McVeigh Prosecutors; do not want a new Trial for McVeigh:

- A. Their written permission for Timothy James McVeigh to travel to South Africa and to Russia. More specifically: (A) if the negotiations with Clive Johnstone and Russian Ambassador Mikhail Petrakov so permit: permission for Timothy McVeigh to travel to South Africa, meet Lara's parents; resolve any unresolved issues between Timothy, Lara, Clive and Ann; so that Lara and Timothy can travel to Russia to physically spend two years together somewhere in a village in Siberia; before being allowed to die together by assisted suicide; and to be buried together in an unmarked grave somewhere near Lake Baikal, in the Siberian wilderness.

Request for Russia Assisted Suicide Information:

Russian Ambassador in Pretoria: Mikhail Ivanovich Petrakov:

Lara Johnstone hereby requests the following information from Russian Ambassador in Pretoria: Mikhail Ivanovich Petrakov for Lara, Clive and Ann Johnstone and American Ambassador in Pretoria: Patrick Gaspard, Pres George W Bush, CA Governor Gray Davis, Dept of Justice: Attorney General Loretta Lynch, Assistant Attorney General for National Security: Lisa Monaco and former DoJ Prosecutor in the trial of Timothy McVeigh: Beth Wilkinson; to make fully informed decisions with regard to Timothy McVeigh Faked Execution: 'Justice Quartus de Wet & Jury Percy Yutar mercy guarantee offer':

[2] Lara Johnstone requests Russian Ambassador Mikhail Petrakov to:

[2.1] Request President Vladimir Putin and/or if necessary any other Russian Federation officials for their written legal – travel, temporary residence and euthanasia burial – permission for Lara Johnstone and Timothy James McVeigh. More specifically: (A) if the negotiations with Clive Johnstone and American Ambassador Patrick Gaspard; so permit: permission to physically spend two years time with Timothy McVeigh somewhere in a village in Siberia; before being allowed to die together by assisted suicide; and to be buried together in an unmarked grave somewhere near Lake Baikal, in the Siberian wilderness; (B) if the negotiations with Clive Johnstone and American Ambassador Patrick Gaspard do not permit: (i) permission for Lara to spend a short time alone somewhere in a village in Siberia; before being allowed to die alone by assisted suicide, and to be buried alone in an unmarked grave somewhere near Lake Baikal, in the Siberian wilderness; (ii) and if so: whether a Russian Federation Official would be willing to notify Clive Johnstone to confirm Lara Johnstone's peaceful dignified departure and burial.

[8] Financial Costs from Respondents:

[8.1] From First to Third Respondents: Sheriff Costs of Service to them or their legal representative – R200.00 per service – to be refunded to Lara Johnstone.

[8.2] From Clive Johnstone: If so resolved: Russia Euthanasia travel and confirmation of death costs – amount as yet unknown – to be provided to Lara Johnstone.

TAKE NOTICE FURTHER that the Applicant is (a) indigent, and (b) not aware of any public legal aid authority, with the intellectual, cultural, political, ideological, and/or legal cognitive capability to apply their minds to make an impartial enquiry into intellectual perspectives held by culture's, intellectual schools of thought and

religions other than their own -- i.e. such as the Radical Honoursty Ecology of Peace culture -- however if such public interest legal authority does exist, Applicant has no objection to accepting their public interest litigation support as assistance of counsel. In the absence thereof, Applicant shall be representing herself and her culture/religion: Radical Honoursty Ecology of Peace, as an effective In Forma Pauperis Pro Se / Propria Persona / Litigant in Person Applicant.

TAKE NOTICE FURTHER that 16 Taaibos Ave, Heatherpark, George, 6539, and/or Email: jmcswan@mweb.co.za, is appointed as the address/email address at which the applicants will accept notice and service of all process in these proceedings.

TAKE NOTICE FURTHER that:

- A. First to Third Respondents or their designated legal representatives must file with the Clerk of the Magistrates Court George; their Notice of Intention to Defend and/or Written Response to Request for Information for resolving these issues in dispute through written legal court proceedings; and serve a copy thereof on the Applicant; by or before _____. The Notice of Intention to Defend must include an address referred to in rule 55(1)(g) at which he will accept notice and service, including email service, of documents in these proceedings.
- B. Whereafter all respondents or their designated legal representatives must file with the Clerk of the Court and serve upon the Applicant; their answering affidavit, by _____,
- C. Applicant shall submit her response affidavit by _____.
- D. The application will be made on the _____, at 09:30 hrs; where if (a) agreement has been reached, such agreement can be made an order of the court; or (b) if agreement is not reached, negotiations may continue, and the matter postponed for a later date.

DATED at this _____, George, South Africa, Pale Blue Dot.

LARA JOHNSTONE, Pro Se

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GEORGE MAGISTRATES CIVIL COURT

TO: Clerk of the Civil Court
George Magistrates Court
Tel: (044) 802 5800 | Fax: (044) 802 5861

APPLICANT:

Lara Johnstone
16 Taaibos Ave, Heatherpark, George, 6539
Email: jmcswan@mweb.co.za

FIRST RESPONDENT:

Clive Johnstone
16 Taaibos Avenue, Heatherpark, George
Email: clann@telkomsa.net

SECOND RESPONDENT:

Ambassador Patrick Gaspard
United States Embassy in the Republic of South Africa
877 Pretorius St, Arcadia, Pretoria
Tel: +27 (12) 431-4000 | Fax: +27 (12) 342-2299
Email: embassypretoria@state.gov.

THIRD RESPONDENT:

Ambassador Mikhail Ivanovich Petrakov
Embassy of the Russian Federation in the Republic of South Africa
316 Brooks Street, Menlo Park, 0081 Pretoria
Tel: (012) 362-1337/8 | Fax: (012) 362-0116
E-mail: ruspospr@mweb.co.za