

IN THE UNITED STATES DISTRICT COURT OF
THE WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION

UNITED STATES OF AMERICA
(Fictitious Plaintiff)

VS.

CASE # 10-00320-16-CR-W-DGK

Frank M. Alvarez
(Real Party in Interest)

Motion to Request copies of Alleged complaint
And affidavit of probable cause.

I am requesting a copy of my complaint because there must be an oath or affirmation, a complaint, that specifies key elements of a crime, and committing magistrate must issue a warrant on the complaint. The complaint is made in a probable cause hearing. Unless or until these threshold requirements are met, there can be no federal prosecution.

I am also requesting a copy of the affidavit of probable cause because the fourth amendment requires that probable cause exist in order to make a seizure including a seizure of a person. At 28 U.S.C 2072 (b) that Federal rules of procedure may not deprive anyone of substantive rights.

The constitution requires that the probable cause determination, if not made by a magistrate or grand jury in the first instance, i.e., prior to arrest, must be confirmed by a magistrate promptly after arrest in order to justify continued detention or restraints on the

defendant's liberty. Gerstein v. Pugh, 420 U.S. 103, 95 S.Ct. 854, 43 L.Ed.2d 54 (1975)

Certificat of Service

I Frank M. Alvarez, Living breathing, flesh and Blood Secured party Sovereign man, comes with this motion to request copies of Alleged complaint and affidavit of Probable cause, being placed before this clerk of court of the UNITED STATES DISTRICT COURT OF THE WESTERN DISTRICT OF MISSOURI WESTERN DIVISION on this DAY OF MAY 6th in the Year of our Lord 2011.

Bruce Rhoades
U.S. Attorneys office
400 E. 9th street
Ste. 5510 K.C. Mo. 64106

Chief Judge
400 E. 9th st
K.C. Mo. 64106

Judge Greg Kays
400 E. 9th Street
K.C. Mo. 64106

Without Explicit Reservations of
all my rights without Prejudice.

Frank Alvarez

FRANK ALVAREZ. 14667-045
100 HWY TERR
LEAVENWORTH, KS. 66048

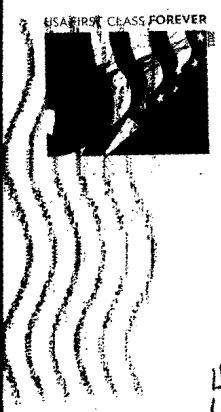
KANSAS CITY 641661

10 MAY 2011 PM 2 L

c/o clerk of court

UNITED STATES COURTHOUSE
400 East 9th St
K.C. MO. 64106

2011 MAY 11 PM 1:44
KANSAS CITY MO



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