



7. On 7-20-11 the defendant in that case filed a memorandum opposing plaintiffs motion for temporary injunction, defendants position being totally irrelevant to the case and plaintiffs were never given the opportunity to be heard.
8. Plaintiffs received said memorandums on 7-22-11
9. Acting Justice Connolly in his decision and order dismissed the case on 7-22-11 at a "private" hearing to show cause "**for protection from the state**", and through the case out with the order, without allowing plaintiffs a response as provided by rule and law. (see time chart) **Exhibit 121 attached**
10. Acting Justice Connolly in his decision and order dismissed the case on 7-22-11, within 24 hours of receiving defendants papers, without notice to plaintiffs and without a hearing as provided by our Constitutions.
11. Plaintiffs filed with the court on 8-1-11 a (1) Reply to defendants motions, (2) Objection, and (3) a "Notice of Demand for Authority"; but Acting Justice Connolly returned these documents with a letter stating that the plaintiffs response was "**UNTIMELY**". **Exhibit 121 attached**
12. Plaintiffs in this case are presently contemplating legal action against Acting Justice Connolly, stalled only by the need to move this case.
13. Plaintiffs can understand why the defendant believes that "Acting Justice Connolly" would be a good "match for them", to hear this case, his actions prove that acting justices may have no concern for being appealed and even willing to ignore rules and law.
14. Acting Justice Connolly failed in his duty to protect the people from an out of control state.
15. Acting Justice Connolly failed in his duty to protect the rights of the unrepresented plaintiffs.
16. Acting Justice Connolly acted without authority, and we have no doubt that he will "act" again.
17. Furthermore, for the past 150 years, New York State's Constitution has required that all justices on the Supreme Court, the state's major trial court, be elected. We intend on demanding that the court enforce our constitution.

*ARTICLE VI §5.c The justices of the supreme court shall be chosen by the electors of the judicial district in which they are to serve. The terms of justices of the supreme court shall be fourteen years from and including the first day of January next after their election.*

**WHEREFORE** the plaintiffs demand an elected judge preside over this highly charged constitutional case and moves this court to rule on behalf of the plaintiffs and deny defendant's plead by proxy through ex-parte letters.

All rights reserved,

**DATE:** The Sixteenth Day of the First month of the Year of Our Lord two thousand twelfth and the two hundred thirty-sixth Year of Our Independence.

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