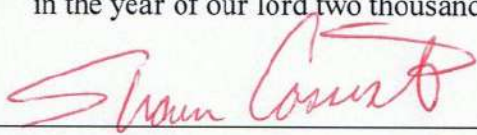



- 44) A presumption which is not rebutted, is held to be true, however, when a presumption is challenged, that presumption is absolved because a presumption in and of itself, is not a fact;
- 45) Through the direction of this motion, the Moving Party does hereby rebut the presumption that Shawn is subject to the jurisdiction of the Criminal Code of Canada and the MSVA. As this Maxim of Law states: ***The presumption is always in favour of the one who denies;***
- 46) The Moving Party asserts that the court has not been provided with any evidence that the Moving Party is a corporation subject to the MSVA and is not the King or part of an organization under a King subject to the Criminal Code of Canada, and has further not been provided with any evidence proving the Moving Party is a person subject to the aforementioned Act and code. As the following Maxims of Law solidify:
- The burden of proof is upon him who affirms, not upon him who denies*** and;
- When the plaintiff does not prove his case, the defendant is acquitted (or absolved);***
- 47) Therefore, the Moving Party moves this court to enter an order for a **full dismissal of the said charges with prejudice** based on the grounds that the Crown has failed to provide evidence which directly proves that the Moving Party is under the jurisdiction of the Criminal Code of Canada and the MSVA, and obligated to perform under the said act and code, and therefore lacks *in personam* jurisdiction, thus rendering the charges against the Moving Party void *ab initio*.

Dated this tenth day of September
in the year of our lord two thousand and twenty four

Signed: 

Shawn Cassista, 

To: A copy has been sent via email to both the Prosecutor and Clerk of the Court

Distribution: Prosecutor \ Clerk of the Court \ Agent for Defendant