

Ticket Dismissed in Australia – No Evidence to Offer

It's been a while, but we've got another ticket dismissed in Ipswich, Australia. Thanks to George for acting as a McKenzie friend for Lee and getting this ticket dismissed. Congrats to Lee for taking a principled stand against the criminals called "government." From George (I edited out names):

Hi Marc

I am reporting another win this time from Australia. My name is George and in this case I used the Motion to Dismiss for my friend (I was there helping him as his McKenzie Friend in court). I help lots of people as a McKenzie Friend going from court to court every month. You have my consent to use this attached paper work in your radio/internet show (just blank his family name only).

Funny thing about this is we were running late to court that day (10 minutes). That case was listed first (very unusual). All was dismissed without Defendant present in court room.

The motion is called an application in Australia and is based on the same lack of evidence as in the United States. That's because the men and women called "government" in Australia use the same claim, that if one is physically in Australia, their special rules called "laws" apply. There's no evidence proving that claim is true, doesn't matter if in the US or Australia. The documentary proof of the dismissal is below, including a short transcript.

While critics will claim that this is in no way because of the motion, that despite Lee's entire defense to this point being an application to dismiss based on a lack of evidence, it was for "a hundred other reasons". That the only certainty here is that it is absolutely NOT because of Lee's defense.

TRANSCRIPT OF PROCEEDINGS

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MAGISTRATES COURT

MacCALLUM, Magistrate

MAG-00176192/16(0)

POLICE

and

LE

IPSWICH

9.08 AM, WEDNESDAY, 12 OCTOBER 2016

DAY 1

WARNING: The publication of information or details likely to lead to the identification of persons in some proceedings is a criminal offence. This is so particularly in relation to the identification of children who are involved in criminal proceedings or proceedings for their protection under the *Child Protection Act 1999*, and complainants in criminal sexual offences, but is not limited to those categories. You may wish to seek legal advice before giving others access to the details of any person named in these proceedings.

20161012/D1/IPS/MAG/5/MacCallum, Magistrate

SNR SGT McDONALD: Your Honour, I also have the matter of [REDACTED]

BENCH: Likewise, your Honour, that charge won't be proceeding. I haven't seen Mr [REDACTED] yet this morning. But I also expect him to be here.

BENCH: Can you call Lee [REDACTED]. All right. Well, that'll also be formally dismissed then.

SNR SGT McDONALD: Thank you, your Honour.

ADJOURNED

[9.09 am]

VERDICT AND JUDGMENT RECORD

FORM 44
RULE 62 CRIMINAL PRACTICE RULES

In the MAGISTRATES COURT of Queensland at IPSWICH

Ordered Person: LEE [REDACTED]

Judicial Officer: **DM MACCALLUM (MAGISTRATE**

Date of Judgment or Order: 12/10/2016

NAME	DATE OF BIRTH	DATE OF ARREST	CHARGE	DETAILS OF TRIAL, SENTENCE, OR OTHER DEALING BY THE COURT
...

Case File: MAG-00176192/16(0) - IPSW-MAG-00010665/16
Bench Charge Sheet (Notice To Appear)

Chg. Officer _____ Sect _____

Chg. Offense	Section/Class	Offense	Plea	Plea Date	Result	Wk. Date
1. OBSTRUCTION OF PERSONS PERFORMING FUNCTIONS	150C(1) - FIRE AND EMERGENCY SERVICES ACT 1990	ON 21/07/2016	NO PLEA	12/10/2016	NO EVIDENCE TO OFFER	12/10/2016

Judgment or Order of the Court

Case File: MAG-00176192/16(0) - IPSW-MAG-00010665/16 Charge: 1
NO EVIDENCE TO OFFER - Conviction not applicable

NO EVIDENCE TO OFFER



PROPER OFFICER

Date: 12/10/20
Place: IPSWICH

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I think we should go based on the evidence. The ticket was dismissed because there was “no evidence to offer.” Could it have been based on no evidence to support the charge? Yes, but that would mean a false complaint was filed and the judge looked the other way. Which explanation is more likely based on the available evidence?

Also, Lee was looking at six months in jail, so this is worse than a traffic ticket.

Congrats to both George and Lee for prevailing on a principled stand against these predators.