

UNITED STATES OF AMERICA
IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MICHIGAN, SOUTHERN DIVISION

FILED - 6P
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RONALD WESTON, SR., CLERK
U.S. DISTRICT COURT
WESTERN DISTRICT MICH.
BY _____

UNITED STATES OF AMERICA

Plaintiff,

v.

No. 1:02-CR-57-01
No. 1:03-CV-280

William Wallace Lear

Hon. Joseph G. Scoville
U.S. Magistrate Judge

Defendant

Answer to Supervised Release/Probation Violation Petition

NOW COMES BEFORE THIS COURT William Wallace Lear, hereafter known as Defendant, to show the court that Defendant is not in violation and has cooperated with IRS officials. (See attached letter, Exhibit A)

Defendant is in compliance with the courts orders to file 1040 returns for the years 1995 thru 2001 and can provide proof to this court that Defendant has done so.

This complaint brought by the IRS officials is nothing more than a vindictive retaliation to questions that Defendant had a legal Right to ask. These questions are now before Judge Gordon J. Quist in a Motion To Vacate Judgment For Lack Of Personal And Subject Matter Jurisdiction In The Nature Of Habeas Corpus. (See attached Exhibit B)

William Wallace Lear pro per

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1264 Montgomery
Muskegon, Michigan 49441
Ph: 231-755-6293

William Wallace Lear, 1264 Montgomery, Muskegon, Michigan 19114

February 16, 2005

Paula S. Cochran
SB/SE Revenue Agent
employee # 38-00992
678 Front Avenue, N.W., Suite #200
Grand Rapids, Michigan 49504

RE: Phone conversation February 10, 2005

Dear Ms. Cochran,

Thank You for returning my phone call to you on February 7, 2005. Your voice recording said that you would be on vacation until the 11th of February so I was very happy to hear back from you on the 10th of February.

As we discussed, I am unsure as to what forms I am to use in order to file under § 1401 which you stated in your report is the statute that I am required to file under. The court ordered returns 1040 so I am now confused as to even how to fill them out properly. If you would, please bring with you the proper forms that I am to use for Self-Employment Taxes for the years 1995 through 2002, as well as the booklets of instructions, so that there won't be anymore confusion on my part.

In the many letters that I have received from you, you have stated that you have been assigned to my case. I am in need of your assistance to ensure that I file whatever is required by LAW of me, so that I may avoid spending any more of my time in Federal Prison. Your suggestion of an extension of probation isn't any more desirable than more Prison time. I'm sure that you would feel the same if it was your home that was being inspected on a regular bases for no other purpose than to ~~assess~~ if I am living beyond the means of which my required monthly financial report states to my probation officer, Jeffrey Sanderson.

You told me on the phone that you would need to check with your supervisor about the date of February 28, 2005, to meet with me in Congressman Hoekstra's Muskegon office. As I have not heard from you, I have taken it upon myself to write to confirm this date and how many will be attending with you, so that we have enough seating. If it is agreeable, I believe that 10:00 a m would be an agreeable time for me.

I am looking forward to hearing from you so that we can get this taken care of. As I told you, I am due to be released from probation on the 10th of March, 2005 and would very much like to be in compliance with the court orders.

Exhibit-A

Respectfully,


William Wallace Lear