

IN THE SUPREME COURT
STATE OF NORTH DAKOTA

ERIC SMITH)
PETITIONER) CASE # 20210004
)
V.) Bismarck Municipal No. BI-2020-CR-02426
)
CHARLES. R. ISAKSON)
CITY OF BISMARCK)
RESPONDENT)

ON PETITION FOR SUPERVISORY WRIT

RESPONSE TO THE CITY

1. The Petitioner hereby comes before the Court and will keep this simple.
 - A. The Brown case was regarding a County Ordinance meaning that it was held before a Court of Record and that it is not controlling when it comes down to a City Ordinance Violation and the right to a Jury.
 - B. Petitioner has the right to appear before a Court of Record and a Jury Trial. This very right was Denied.
 - C. This Court has audio of the hearing in Riemer's and can review it. The City is misconstruing and submitting pages and pages of documents that have no merit or legal grounds.
 - D. This Court said we may provide greater protections than the Constitution to our citizens. The law is truly clear and so is our Constitution.

- E. The City of Bismarck has not gone to Our Legislature this year to address the Constitution being changed and a vote put to the people regarding a Jury Trial. The question is why not? The legislature is in session.
- F. If the City of Bismarck wanted things changed, they should have had legislation by following the process introduced this year before our great legislature. They never once addressed the issue, yet they have time to keep attacking the Petitioner. Why is this? Because their case has no merit and the petition for a writ speaks for itself.
- G. As far as time the days are not counted if there are holidays or weekends. The days only count for when the Court itself is open. Our courts have always stated that in various Court Rules. IF there are 30 days and on day 29 there is a holiday then the submission can be filed on day 31. This is simply an example.
- H. Petitioner is not going to tie this Court up with countless pages of meritless and frivolous arguments. I will not Disrespect this Court nor will I slap it in the face as the City of Bismarck has done. We have the rule of law in this Country and we have processes. The City will not take steps to address this before our state legislature but what they will do is simply find ways to harass petitioner over a Trump Stand and his political beliefs. (Which are supposed to be protected as Political Free Speech).
- I. Petitioner states that he hopes this Court Disregards the Political Rhetoric and Hatred that the City of Bismarck has and how they have twisted this whole case with hundreds of pages of unnecessary documents and rhetoric to fit their narrative all in the name of political hatred.

- J. Is this what we have become in North Dakota? Petitioner asks this Court to Please Intervene and Stop the Harassment. To clear petitioner of a crime on his record that really should not be, and award petitioners right to a Jury Trial.
- K. There is a right and a wrong. You are the deciding court and I pray to our father in heaven who has given us our God Given rights that the right decision is made and that this Court Award the right that is given to us as endowed by our creator and award the right to a Jury Trial.
- L. Last thoughts; A question for the Court. Please if you would explain this to me. If you are not allowed to go before a Court of Record in a Criminal Proceeding (which shows up on a Criminal Record Search) would that mean that there is no right to due process or a fair hearing?
- M. Petitioner states the following to the question above. Would the above also mean that the Court could do anything it wanted and rule in any way as there is no record? Would this not Jeopardize the Petitioner and his right to life, liberty, and the right of Due Process? This is just a question that Petitioner would like to have the answer to.
- N. According to the City of Bismarck, it is Anything goes. No matter how dirty or how nasty. Even in football there are rules. The City of Bismarck would say that there is not. The City of Bismarck believes that the rules to them do not apply. Petitioner seeks relief and asks this Court to issue a Writ to ensure that all rules are applied as they should. Petitioner also seeks monetary relief in what the Court may deem necessary.

Dated this 16th day of February 2021.

ERIC SMITH

NOTE: The City of Bismarck is now trying to find the Petitioner a Vexatious Litigant before the District Court despite knowing that the Supreme Court took up this issue, so it is not frivolous.

Furthermore, the City of Bismarck is bringing in documents that are not even relevant to the argument. These are documents that have nothing to do with the issue at hand. I do not like this game that they are playing, and I think it is a slap in the face to all of us. I was told someone at the Prosecutors Office is out for blood because they are Angry that a complaint with the state bar association has been filed against them.

The City of Bismarck is trying to attack the Petitioner. The City of Bismarck genuinely wants to Railroad the Petitioner. I am so sick of all the political theater. This is the exact reason this Country is politically divided. This case should have never even gone to trial. Political Free Speech is something that has been protected for Centuries.

One man angers them so much that seeing his name on a cap or on a shirt or on anything fuels their anger and hate. That man is Donald J Trump. It started from the day he came down the escalator until the day he left office and even after. The Charade Sham Impeachment trial is no different than this. The City over a Trump Stand which is political and politically protected free speech is trying to be Judge, Jury and executioner.

Only this Court can stop them from their abuse of power and enforce the law and enforce our Constitution and the rights we have endowed to us by our creator given to us by Almighty God. All the pages of arguments are just that, arguments, and nothing more.

In this Country we do what is right and we follow and worship god and enforce the rights that have been given to us by Our God. We are one people, one country, Indivisible with Liberty and Justice for all. God bless each single one of you. Thank You.