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7 ORLY TAITZ INC, APPEALING DENTISTRY

8 CHARLES LINCOLN,) CASE NO.: 8:10-CV-01573-AG
9 PLAINTIFF,) DEFENDANTS' DEFEND OUR
10 VS.) FREEDOMS FOUNDATION, ORLY
11 DAYLIGHT CHEMICAL, et al) TAITZ INC AND APPEALING
12 DEFENDANT) DENTISTRY NOTICE and
13) MOTION-REQUEST TO EXTEND AN
14) ORDER OF SANCTIONS FROM THE
15) FEDERAL DISTRICT COURT IN
16) TX TO CA
17) DATE March 21, 2011
18) TIME 10:00 AM CRTRM 10 D

19 TO ALL PARTIES AND TO THEIR COUNSEL OF RECORD:
20 PLEASE TAKE NOTICE that Defendants Defend Our Freedoms
21 Foundation, Orly Taitz, inc and Appealing Dentistry
22 (collectively "Defendants") will be filing following
23 motion

24 **MOTION -REQUEST TO EXTEND ORDER OF \$150,000 SANCTIONS,
25 ASSESSED AGAINST CHARLES LINCOLN BY THE FEDERAL COURT
26 IN TX.**

27 Charles Lincoln, Plaintiff in this case (Hereinafter
28 "Lincoln") is a vexatious plaintiff, who is in
contempt of court and who did not pay nearly quarter of
a million dollars in sanctions assessed against him in
the state of Texas alone.

Lincoln resigned from Texas bar as part of plea bargain
agreement and was disbarred in California, Florida and
Louisiana.

1 He continued harassing law abiding citizens with
2 multiple frivolous law suits.

3 On June 30 2006 lincoln was sanctions \$60,500 by the
4 state court in 395th Judicial District of Texas
5 pursuant to motion by 11 state judges of Williamson
6 county. Exhibit #1 Order of \$60,500 sanctions against
7 Charles Lincoln in case 05-973-C395.Lincoln was
8 prohibited from filing any legal actions in the state
9 courts of TX without first obtaining permission from
10 the presiding judge. These harsh sanctions were imposed
11 due to a pattern of repeated harassmt exhibited by
12 Lincoln. Lincoln's behavior was so brazen, that he
13 served judges with law suits at their homes in front of
14 their children, he had a caller id in his home that
15 said "kill judge Jergins" and he flaunted his service
16 of process on judge Jergins and judge Grimes at their
17 homes. *id*

18 After Lincoln was sanctioned in state court and shut
19 out of state courts, he moved his operations to Federal
20 courts and continued the same pattern of harassmt.

21 On March 25, 2008 Lincoln was sanctioned \$150,000 by
22 the Chief judge of the Western District of Texas
23 Honorable Walter Smith in case W-08-CA 010 pursuant to
24 motion filed by Honorable judge Don Higginbotham and
25 Honorable Judge John McMaster. Exhibit 2- Order of
26 \$150,000 of sanctions by Judge Smith.

27 Order states "Having reviewed the motion, defendant
28 Daniel Simon's response, the entire file in this case,

1 and he litigation histories of Daniel Simon and Charles
2 Lincoln, the court is persuaded the motion is
3 meritorious and should be granted"

4 "the court finds that defendant Simon and his de facto
5 attorney Charles Lincoln have engaged in harassment of
6 public officials by filing numerous frivolous law suits
7 and removals to the federal courts in the western and
8 southern districts of Texas includint the above
9 numbered case. The court finds that sanctions are
10 appropriate and necessary to defer future sanctionable
11 conduct by defendant Simon and/or Lincoln.."

12 Accordingly, it is

13 **ORDERED** that defendant Daniel Simon and Charles Lincoln
14 are jointly and severably sanctioned in the amount of
15 \$150,000 because of the harassing litigation. It is
16 further

17 Ordered that any ;aw suits either filed or removed to
18 any federal court in the Western District of Teexas by
19 Daniel Simon or Charles Lincoln are **hereby dismissed**
20 **with prejudice**. It is further

21 Ordered that Daniel Simon and Charles Lincoln **are**
22 **prohibited from filing any further pleadings or**
23 **lawsuits in any federal court in Texas or removing any**
24 **Texas state case to federal court until the sanctions**
25 **have been fully paid."**

26 This order was extended to all districts of TX.
27 Currently Lincoln is in contempt of court. Lincoln
28 never paid his sanctions, but rather moved to

1 California and continued the same pattern of harassment
2 against multiple individuals.

3 **CONCLUSION**

4 Defendants are asking this court to honor the order of
5 sanctions issued by Honorable Walter Smith from the
6 federal district court in WACO Texas. Defendants
7 specifically ask the court to extend to the Central
8 District of California an order forbidding Lincoln
9 filing any more pleadings in this district until
10 Lincoln pays \$150,000 that he owes the Federal court
11 system due to his prior pattern of harassment. One
12 cannot be in contempt of Court without impunity.

13
14
15 /s/Orly Taitz

16 Dr.Orly Taitz, ESQ

17 02.21.2011
18
19

20 **FEDERAL COURT PROOF OF SERVICE**

21 I certify under penalty of perjury and under the laws
22 of CA that all the parties to this action were served
23 on 02.21.2011 via ECF and/or mail

24
25 Dated this 02.21.2011
/s/Orly Taitz

26 Dr. Orly Taitz, ESQ
27 29839 Santa Margarita Pkwy
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28

Affidavit of Orly Taitz

I, Orly Taitz, am over 18 years old, do not suffer from any mental impairment and attest to the following:

1.Exhibit 1 is a true and correct copy of Order of sanctions in case 05-973-C395, 395th judicial district of TX

2. Exhibit 2 is a true and correct copy of order for sanctions in case W-08-CA-010

affiant further says not.

02.21.2012.