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# Molokai Advertiser-News



Volume 26 Number 41 The Militia of Molokai's Community Newspaper—Every Wednesday September 1, 2010

## Who Owns Molokai?

### Naki Land Title Case Notice of Appeal

For the Record of Judicial Proceedings in Civ.No. 05-1-0148[1]: Stanley Griep et al, vs Garcia, Manuel, Paul Kauka Naki-Cullen

#### NOTICE OF APPEAL

I am Paul Kauka Naki-Cullen sui juris [NOT “PRO SE”!], land owner and real Party in Interest of Civ.No.05-1-0148[1] appearing specially for Court with this lawful NOTICE OF APPEAL pursuant to Rule 3 Hawaii Rules of Appellate Procedure and all other Rules applicable specifically in this case for redress of grievances which is a right secured to me as a United States Citizen specially under the first amendment article to the Constitution for the United States of America that cannot be abridged by any thing in the constitution and law of any state or Hawaii Rules of the Circuit Courts, notwithstanding [see Rule 81], appeals to the Intermediate Court of Appeals of the State of Hawaii, from the Plaintiffs' Rule 54[b] Final Summary Judgment [Exhibit A is attached] inspite of a plethora of issues of facts and law in controversy and the numerous unlawful DENIALS of my petitions, denials of Discovery, Violations of PreTrial hearing Rules, Wrong Venue, and perpetrated by CLERKS and RUBBER STAMPS of name Judge J.August their denial of my right to Trial by Jury on the issues, unlawful alterations of my original fillings, denials of justice and DUE PROCESS and my Rights protected by the Constitution for the United States of America, and Order for Change of Venue in this case of Quiet Title to my land on Molokai that is being fraudulently claimed by Plaintiffs under color of law known as Adverse Possession, aka THEFT and FRAUD on COURT.

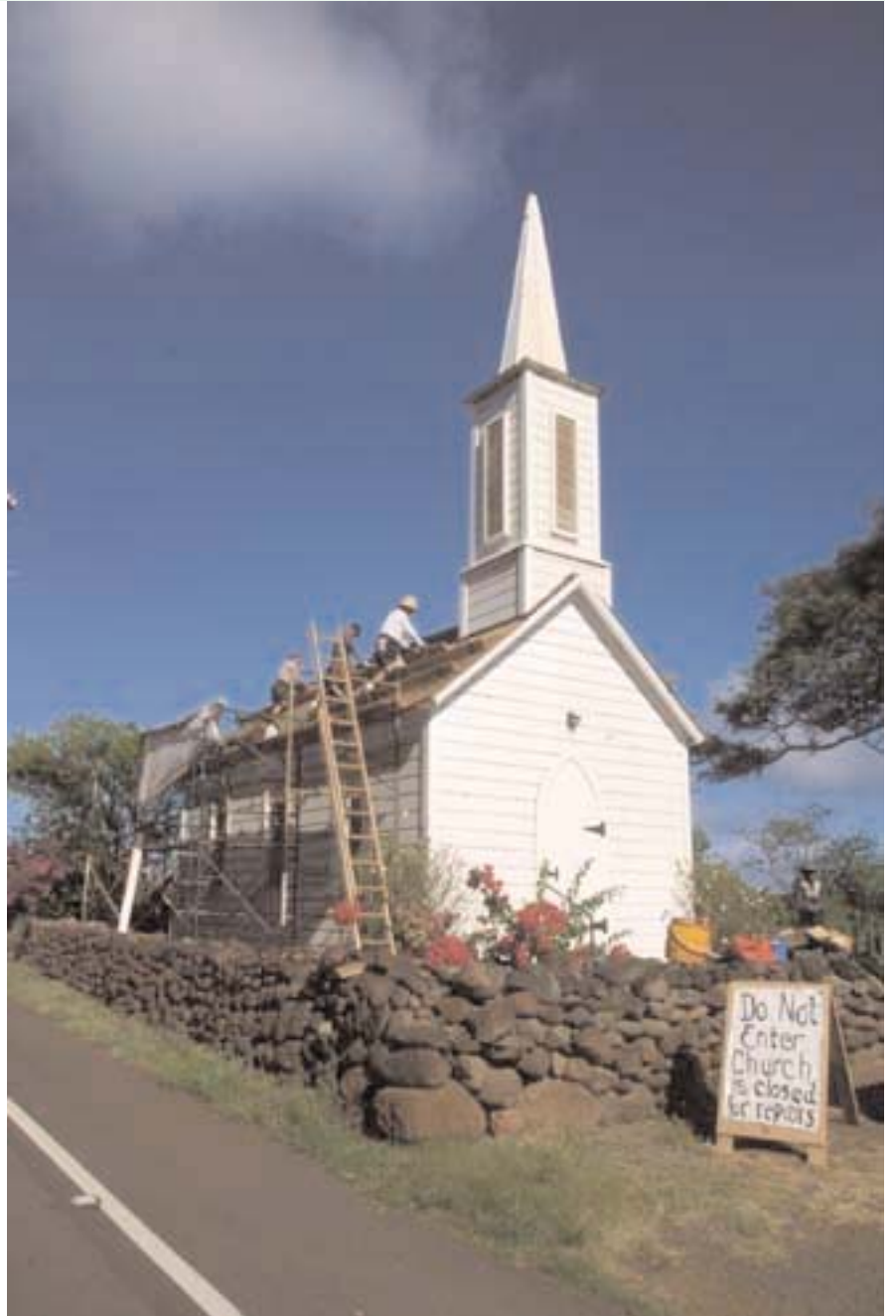
Background: Title to land claimed by Stanley Griep et al is challenged by the Naki Ohana after Griep's filed a Quiet Title lawsuit [Civ 05-0148-1] for a 2+ acre plot within the Kamanoni Ahupuaa, all of which is claimed by Paul Kauka Naki-Cullen Ohana, of Waiialua, Molokai. Naki-Cullen submitted chain of Title evidence and objections to any attempt by Grieps et al to use fraudulent documents and/or judgments that disregard the Original Will of Lunalilo chain title to Naki Ohana. A Pre-Trial hearing was scheduld for August 9, 2010 on Maui inspite of the fact that the Defendants Naki and Plaintiffs and the land in question are all on Molokai. Hearings and trial by jury should be held on Molokai.

Meantime, at the Pre-Trial Hearing on Maui to which Naki-Cullen was summoned and required to attend or be defaulted, Judge Joel August and Griep's attorney Tom Lutenecker apparently did not expect Naki-Cullen to bear the inconvenience and expense of so many trips to Maui, and ignored Naki-Cullen's appearance at the Courtroom. A Clerk told Naki-Cullen to wait outside, and she phoned Lutenecker to come to the courthouse hours after the scheduled appointment with Naki-Cullen. When Lutenecker finally appeared, he was allowed into the courtroom with Judge August violating due process by not including Naki-Cullen. Lutenecker exited shortly thereafter without saying a word to Naki-Cullen. However, such Exparte communications with judge is prohibited. And there is now discovered a record of previous letters to the judge from attorney Lutenecker which Naki-Cullen has been excluded, unlawfully.

Naki-Cullen feels he was deliberately excluded from that Pre-Trial Hearing in a conspiracy to obstruct justice. Leuteneker explained in a letter that he had indeed appeared on August 9 and stipulated to a continuance of the Trial. [Hmm, can you spell DEFAULT and coverup?]

Outraged at such blatant tyranny and corruption in the justice system, Naki-Cullen then filed an **ORDER of COURT, that the Action at Law Civ. No. 05-1-0148-1 filed by Plaintiffs'** Griep et al by their attorney Tom C. Leuteneker is hereby **DISMISSED** for the Wrong Venue, Violations of Rules of Court, Fraud on Court, Failure to Attend Pre-Trial Conference, Misrepresentation of Facts and Law, Conspiracy to violate Constitutional Rights of Defendants to Trial by Jury, and demanded material evidence from Grieps to show any documents as lawful proof of Title instead of a bunch of mertless QuitClaim deeds, and a history of Adverse Possession that are the foundation of most of the fruadulent land titles. Quitclaim Deed conveys NOTHING, yet it can be recorded for posterity. Regardless, its just a gamble between the Parties doing the deed, and such may violate the rights of the lawful landowner who, like Paul Kauka Naki-Cullen, may at some point enforce his rights.

In United States Court, a sovereign United States Citizen has the unalienable right to Petition for redress, and trial by jury is held inviolate. But the Clerk again altered Naki-Cullen's document, then stamped “DENIED”. Thus, the Notice of Appeal has been created to see justice and expose the FRAUD.



left to right on the roof: David Hoffman, Jr., Nick Sampson and David Hoffman, Sr. replaced the roof on the historic Church at Kamalo last week.

## St. Damien Church's new roof

The St. Joseph Church at Kamalo, one of three built topside Molokai, by Father Damien in the 1800s received the gift of a new shake roof last week.

Oahu resident, Kevin Comcowitch hired a team of roofers from Huntington Beach, CA to roof two houses in Kualapuu. According to David Hoffman, Sr. leader of the roofing team, the extra shake roofing was used to restore the St. Joseph's Church roof.

The church is in need of other repairs, too. The steeple is a major project next needed. According to Hoffman, the team, which included David Hoffman, Jr. and Nick Sampson shored one of the badly damaged supports of the steeple as a temporary measure.

Saint Damien Church, formerly known as Saint Joseph's Church or Father Damien Church, is located in Kamalo on Molokai's south shore. St. Damien was a Belgian Catholic missionary priest who served the people of Molokai, especially people who were infected with Hansen's disease or leprosy and had to live in exile on Molokai's isolated Kalaupapa peninsula between the years 1866 and 1969. This is where St. Damien served and nurtured his ministry. Later, he contracted the disease himself and passed away in 1889.

Damien built four churches on Molokai, two of which are still standing today. In 1874, he built Our Lady of Seven Sorrows Church in Kaluaaha. Two years later, in 1876, he built St. Joseph Church in Kamalo, the second oldest church on the island. A statue of St. Damien stands next to the church, which is often times adorned with flower leis in honor of him. The door to the church is usually closed but not locked, so people can visit the inside of it as well. The church is listed on the National Register of Historic Places.



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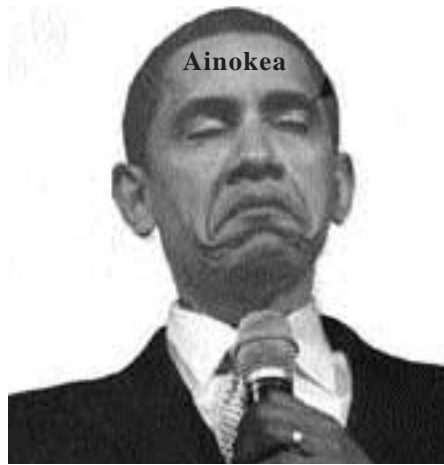
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**Washington Times  
Calls for Obama to  
be Impeached**



Defendant Obama is named as "de facto president of the United States."

Barack Obama has engaged in numerous high crimes and misdemeanors. The Democratic majority in Congress is in peril as Americans reject his agenda. Yet more must be done: Mr. Obama should be impeached.

He is slowly - piece by painful piece - erecting a socialist dictatorship. We are not there - yet. But he is putting America on that dangerous path. He is undermining our constitutional system of checks and balances; subverting democratic procedures and the rule of law; presiding over a corrupt, gangster regime; and assaulting the very pillars of traditional capitalism. Like Venezuela's leftist strongman, Hugo Chavez, Mr. Obama is bent on imposing a revolution from above - one that is polarizing America along racial, political and ideological lines. His policies are Balkanizing the country. It's past time for the Usurper to go to prison.

He has abused his office and violated his oath to uphold the Constitution. His health care overhaul was rammed through Congress. It was - and remains - opposed by a majority of the people. It could only be passed through bribery and political intimidation. The Louisiana Purchase, the Cornhusker Kickback, the \$5 billion Medicaid set-aside for Florida Sen. Bill Nelson - taxpayer money was used as a virtual slush fund to buy swing votes. Moreover, the law is blatantly unconstitutional: The federal government does not have the right to coerce every citizen to purchase a good or service. This is not in the Constitution, and it represents an unprecedented expansion of power.

Yet Obamacare's most pernicious aspect is its federal funding of abortion. Pro-lifers are now compelled to have their tax dollars used to subsidize insurance plans that allow for the murder of unborn children. This is more than state-sanctioned infanticide. It violates the conscience rights of religious citizens. Traditionalists - evangelicals, Catholics, Baptists, Muslims, Orthodox Jews - have been made complicit in an abomination that goes against their deepest religious values. As the law is implemented (as in Pennsylvania) the consequences of the abortion provisions will become increasingly apparent. The result will be a cultural civil war. Pro-lifers will become deeply alienated from society; among many, a secession of the heart is taking place.

Mr. Obama is waging a frontal assault on property rights. The BP oil spill is a case in point. BP clearly is responsible for the spill and its massive economic and environmental damage to the Gulf. There is a legal process for claims to be adjudicated, but Mr. Obama has behaved more like Mr. Chavez or Russia's Vladimir Putin: He has bullied BP into setting up a \$20 billion compensation fund administered by an Obama appointee. In other words, the assets of a private company are to be raided to serve a political agenda. Billions will be dispensed arbitrarily in compensation to oil-spill victims - much of it to Democratic constituents. This is cronyism and creeping authoritarianism.

Mr. Obama's multicultural socialism seeks to eradicate traditional America. He has created a command-and-control health care system. He has essentially nationalized the big banks, the financial sector, the automakers and the student loan industry. He next wants to pass "cap-and-trade," which would bring industry and manufacturing under the heel of big government. The state is intervening in every aspect of American life - beyond its constitutionally delegated bounds. Under Mr. Obama, the Constitution has become a meaningless scrap of paper.

To provide the shock troops for his socialist takeover, Mr. Obama calls for "comprehensive immigration reform" - granting amnesty to 12 million to 20 million illegal aliens. This would forge a permanent Democratic electoral majority. It would sound the death knell for our national sovereignty. Amnesty rewards lawlessness and criminal behavior; it signifies the surrender of our porous southern border to a massive illegal invasion. It means the death of American nationhood. We will no longer be a country, but the colony of a global socialist empire.

Rather than defending our homeland, Mr. Obama's Justice Department has sued Arizona for its immigration law. He is siding with criminals against his fellow Americans. His actions desecrate his constitutional oath to protect U.S. citizens from enemies foreign and domestic. He is thus encouraging more illegal immigration as Washington refuses to protect our borders. Mr. Obama's decision on this case is treasonous.

As president, he is supposed to respect the rule of law. Instead, his administration has dropped charges of voter intimidation against members of the New Black Panther Party. This was done even though their menacing behavior was caught on video: men in military garb brandishing clubs and threatening whites at a polling site. A Justice Department lawyer intimately involved in the case, J. Christian Adams, resigned in protest. Mr. Adams says that under Mr. Obama, there is a new policy: Cases involving black defendants and white victims are not to be prosecuted. This is more than institutionalized racism. It is an abrogation of civil rights laws. The Justice Department's behavior is illegal. It poses a direct threat to the integrity of our republican form of government guaranteed by our Constitution for the United States of America.

Corruption in the administration is rampant. Washington no longer has a government; rather, it has a gangster regime. The Chicago way has become the Washington way. Chief of Staff Rahm Emanuel is a political hit man. He is an amoral, ruthless operator. It was Mr. Emanuel who reached out to Rep. Joe Sestak, Pennsylvania Democrat, offering a high-ranking job in the hopes of persuading Mr. Sestak to pull out of the primary against Sen. Arlen Specter, etc.

Mr. Obama has betrayed the American people. Impeachment is the only answer. This Usurper must fall.

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## Molokai's Forum For Freedom



## United States Citizen Shoots Robber

Most people today act as victims just the way officials teach when a criminal with lethal force threatens them. One man, a Sovereign United States Citizen from Omaha, Nebraska, exemplified the growing trend to fight crime. He shot it out at a WalGreen store against two robbers, one armed with a sawed off shotgun, and he prevailed with one robber dead, and one arrested. How did he do it, and why is he being charged with unlawful concealed carry?

He carries his weapon everyday and at all times. WHY? Because anything can happen at any time.

He practices every two weeks. WHY? Because due to the stress and speed of a lethal encounter, you are only half as good in a real gunfight as you are on your most recent training day, so train often and train hard.

He lives his life in a state of awareness of his immediate environment. WHY? So he can see a fight coming BEFORE it is too late for defensive acts.

He understands to look at his opponent's hands first. WHY? Because what is in your opponent's hands will tell you whether he has the ability to hurt you or not.

He understands ACTION always beats reaction. WHY? Because criminals expect passive victims when they start waving guns around and barking orders. Criminals do not expect resistance so when you immediately ACT to defend yourself you have a .25 to 1.5 second advantage over your opponent where he cannot possibly react fast enough to defeat your first shot.

He understands you only have one chance so you better take it and make good on it. WHY? Because if you don't hit with your first shot, the playing field is now level and your opponent gets his turn. In this case the criminal had a sawed off shotgun, and it was pointed at the Citizen, who then shot first and the bullet was lodged in the barrel of the shotgun as proof of self defense.

He takes the actions of armed robbers seriously and personally. WHY? Because there is nothing more serious and more personal than being the master of your own life and defending yourself against anyone who thinks differently. That is what Sovereignty is all about: Master of your own life !

He understands the Combat Mindset which states that you must be ready, willing, and able to act immediately, ferociously, and with no regard for your opponent's well being. WHY? Because criminals with weapons will show no regard for your well being and it is better to be the victor than the victim. It is better to live than to die.

He understands the last thing you want to do is use a gun to defend yourself, unless you absolutely had no choice. WHY? Because of the potential for post-shooting criminal and civil liability as well as concerns of harassment and retaliation from the criminal community. Still, it is better to be alive to face any potential liability or retaliation than to die on your knees as so often happens when violent gangbangers do their crimes against people.

He understands it is not fair that he happened to be in the wrong place at the wrong time with nobody there to protect him. WHY? Because life is not fair. That is why he carries a gun. (AND YOU SHOULD TOO!)

He understands that he was the only person who could make a positive difference in the immediate and gravely dangerous situation that threatened several innocent people. WHY? Because he was the only person with a gun.

So, WHY is he being prosecuted and his gun confiscated? AUWE !

**Bill of Rights 2nd Amendment:**  
**"A well regulated militia being necessary to the security of a free State, the right of the people to keep and bear arms shall not be infringed."**

**Wake up militia! Use it , or lose it ! Got your gun, yet?**

"...with a firm reliance on the protection of Divine Providence, we mutually pledge to each other our lives, or fortunes and our sacred honor."

(Unanimous Declaration of Independence)

If you will not fight for the right when you can easily win without bloodshed, and, if you will not fight when your victory will be sure and not too costly, you may come to the moment when you will have to fight with all the odds against you and only a precarious chance of survival. There may even be a worse case. You may have to fight when there is no hope of victory, because it is better to perish than live as slaves.

"The people cannot delegate to government the power to do anything which would be unlawful for them to do themselves."- John Locke

"Those who make peaceful change impossible, make violent change inevitable." -- Robert F. Kennedy

**"Rebellion against tyrants is obedience to God." T.J.**

## Enforce the Bill of Rights !

"And how we burned in the camps later, thinking: What would things have been like if every Security operative [insert your favorite alphabet Gang DEA, BATFE, H.S., TSA, FBI, IRS, NSA, CIA, LEOs etc. here], when he went out at night to make an arrest, had been uncertain whether he would return alive and had to say goodbye to his family? Or if, during periods of mass arrests, as for example in Leningrad, when they arrested a quarter of the entire city, people had not simply sat there in their lairs, paling in terror at every bang of the downstairs door and at every step on the staircase, but had understood they had nothing left to lose [neither do you now] and had boldly set up in the downstairs hall an ambush of half a dozen people with axes, hammers, pokers, or whatever else was at hand. The Organs would very quickly have suffered a shortage of officers and transports and, notwithstanding all of Stalin's thirst; the cursed machine would have ground to a halt!" -- The Gulag Archipelago, Aleksandr Solzhenitsyn

## Gun Rights Refresher

1. An armed man is a citizen. An unarmed man is a subject.
2. A gun in the hand is better than a cop on the phone.
3. If guns cause crime, then pencils cause misspelled words.
4. "Free" men do not ask permission to bear arms.
5. If you don't know your rights you don't have any.
6. Those who trade liberty for security have neither.
7. What part of "shall not be infringed" do you not understand?
8. The Second Amendment is to enforce the other 9 Amendments.
9. 64,999,987 firearms owners killed no one yesterday.
10. Guns only have two enemies; rust and politicians.
11. Know guns, know peace, know safety.
12. No guns, no peace, no safety.
13. You don't shoot to kill; you shoot to stay alive.
14. 911 - government sponsored Dial-a-Prayer.
15. Assault is a behavior, not a gun device.
16. Criminals love gun control -- it makes their jobs safer.
17. If guns cause crime, then matches cause arson.
18. Only a government that is afraid of citizens prohibits guns.
19. You only have the rights you are willing to fight for.
20. Remove the people's right to bear arms, you create slaves.
21. The American Revolution was about gun control.

## Crimes of Politicians Must Be Stopped by The People (You are The Militia)

The crime on our streets is a tiny fraction of the crime in the offices of our politicians and bureaucrats - the massive majority of crime is committed by the criminal classes in power. Just look at the constant abuse of power in our State government offices and you will realize the extent of crime in Government. Just consider just how many BILLIONS of dollars a day Government extorts from the people and how little WE get in return; and just how comfortable the politicians make themselves at the expense of the peoples they extort!

The goal of the founders of America was to restrict government within severe limits and to protect the rights of sovereign individuals. Government has NO rights!

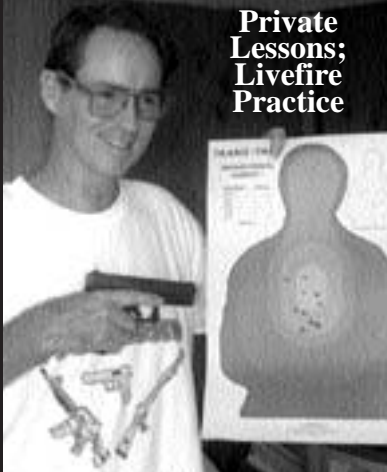
Judges are impeachable. Furthermore, judges may be removed immediately for violating oaths of office, involvement in conspiracies, extortion, and failing to uphold their duty to the common law. Judges can also be arrested, they are not exempt from this nor are any other officials, including the President of the United States.

Do the people have the power to do this? Yes, the people have the power to do everything to defend our country against all enemies foreign or domestic politician, and government has no power to say otherwise. Fascist bureaucrats might send out its armed marauders, but a huge group of The People (Militia) armed with guns as guaranteed their Right to keep and bear arms by the 2nd Amendment is likely to stop them unless the governments decide that it is time to begin mass killings of all people who believe in the rights of Man.

**Wake up ! Enforce the Bill of Rights !**

"A well regulated militia, being necessary to the security of a free state, the right of the people to keep and bear arms shall not be infringed." Exercise the 2nd Amendment.

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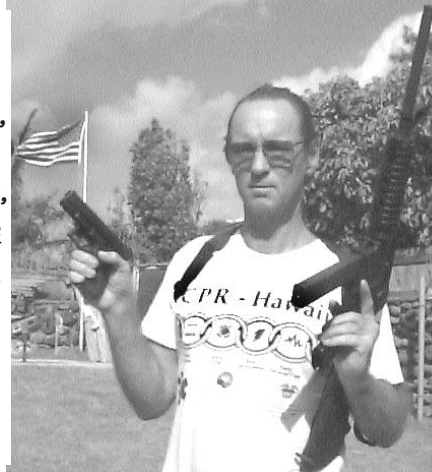
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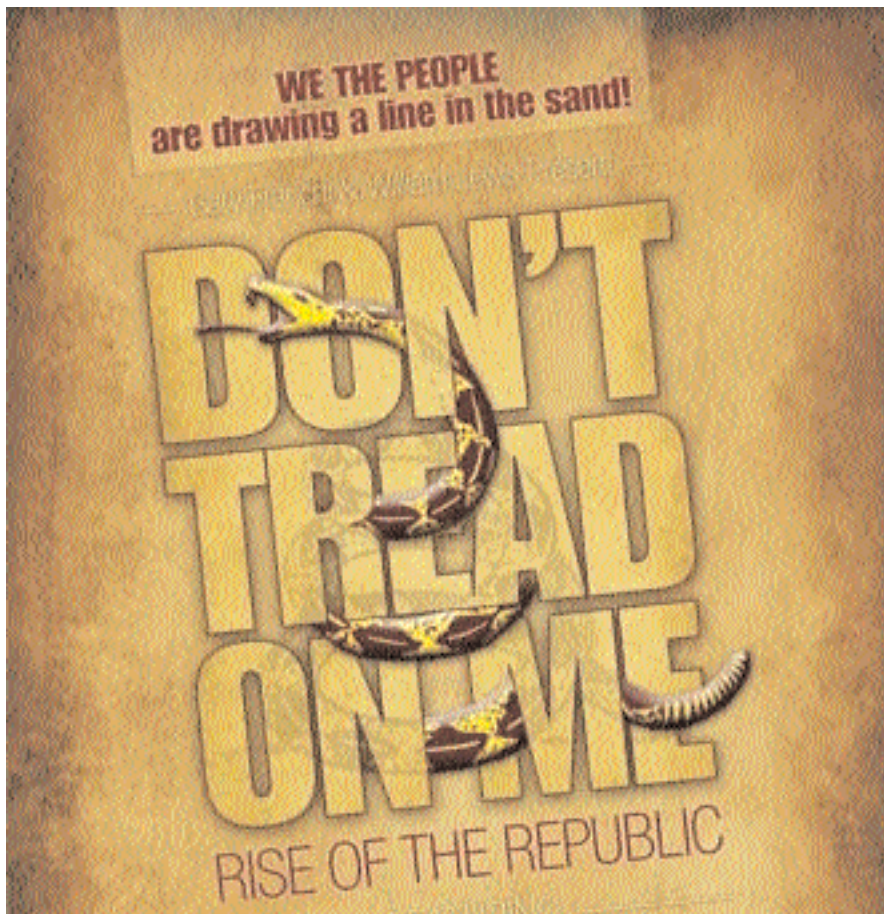


Bill of Rights  
2nd Amendment :  
"A well regulated Militia,  
being necessary to the  
security of a free State,  
the right of the people  
to keep and bear arms,  
shall not be infringed."

Use it or lose it !  
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Join the club! N.R.A.



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## THE VERDICT: HANG UP Don't Fall for Jury Duty Scam

The phone rings, you pick it up, and the caller identifies himself as an officer of the court. He says you failed to report for jury duty and that a warrant is out for your arrest. You say you never received a notice. To clear it up, the caller says he'll need some information for "verification purposes"-your birth date, social security number, maybe even a credit card number.

This is when you should hang up the phone. It's a scam.

Jury scams have been around for years, but have seen a resurgence in recent months. Communities in more than a dozen states have issued public warnings about cold calls from people claiming to be court officials seeking personal information. As a rule, court officers never ask for confidential information over the phone; they generally correspond with prospective jurors via mail.

The scam's bold simplicity may be what makes it so effective. Facing the unexpected threat of arrest, victims are caught off guard and may be quick to part with some information to defuse the situation.

"They get you scared first," says a special agent in the Minneapolis field office who has heard the complaints. "They get people saying, 'Oh my gosh! I'm not a criminal. What's going on?'" That's when the scammer dangles a solution—a fine, payable by credit card, that will clear up the problem.

With enough information, scammers can assume your identity and empty your bank accounts.

"It seems like a very simple scam," the agent adds. The trick is putting people on the defensive, then reeling them back in with the promise of a clean slate. "It's kind of ingenious. It's social engineering." In recent months, communities in Florida, New York, Minnesota, Illinois, Colorado, Oregon, California, Virginia, Oklahoma, Arizona, and New Hampshire reported scams or posted warnings or press releases on their local websites. In August, the federal court system issued a [warning](http://www.uscourts.gov/Press_Releases/juryfraud81805.html) on the scam and urged people to call their local District Court office if they receive suspicious calls. In September, the FBI issued a [press release](http://www.fbi.gov/pressrel/pressrel05/092805.htm) about jury scams and suggested victims also contact their local FBI field office.

In March, [USA.gov](http://www.usa.gov/), the federal government's information website, posted details about jury scams in their Frequently Asked Questions area. The site reported scores of queries on the subject from website visitors and callers seeking information.

The jury scam is a simple variation of the identity-theft ploys that have proliferated in recent years as personal information and good credit have become thieves' preferred prey, particularly on the Internet. Scammers might tap your information to make a purchase on your credit card, but could just as easily sell your information to the highest bidder on the Internet's black market.

Protecting yourself is the key: Never give out personal information when you receive an unsolicited phone call.

## Time to Stand UP or Fall !

There are good people in Washington; but they are far outnumbered by tyrants. The "tea parties" were a novel idea; but the tyrants aren't listening. They are ridiculed by the leftist media. The press were supposed to be the "watchmen" over our government; now, they are in bed with them.

The time to stand up against the tyranny is now. If we do not; our children and grandchildren will suffer needlessly. We may be threatened with prison.

Either we stand against evil; or we bow to it. THERE IS NO OTHER CHOICE. So, what say you? I say ... LET THE REBELLION BEGIN!

If you are not willing to pledge your life, your fortune, or your sacred honor; if you are not willing to stand against evil; be then slaves. Pay thy tribute to the tyrants, bow to thy masters; may posterity one day be able to forget that their lives and their liberties, were not worth your sacrifice.

"Rebellion against tyranny is obedience to God." Thomas Jefferson

## What can YOU do about Obama Treason

See AKAKU-TV Chan 53, 8-1 @ 9:00 pm, more! on demand Ch 54

Under the Obama regime, more than ever, there is a general decline in respect for the Constitutional limits on government powers. Obama, Lingle et al must be chained down to stop the taxation, debasing of our economy. Our Constitution is the envy of oppressed nations around the world because it limits the federal government to certain basic functions, e.g., national defense and ensuring a free market across the nation, while protecting liberties that enable us to plan and live our own lives, under rule of law, free from government interference. Now Obama is trying to make federal government the source of endless free goods and services. Makaala! A government big enough to give you everything you want is powerful enough to take everything you have and give it to someone else. The highest taxes in history are coming starting January 1, 2011.

See this video on AKAKU-TV, call in to request a showing for your group or church gathering or TEA Party. George Peabody 558-8253

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# Three Unanswered Questions:

**Was Barack Obama Born in Kenya?**

**Is He Really a Citizen of Indonesia?**

**Does the Constitution still Matter?**

*We the People*

## **OBAMA IS A USURPER!**

U.S. Constitution, Article II, Section 1, Clause 5 . . .

No person except a natural born Citizen, or a Citizen of the United States, at the time of the Adoption of this Constitution, shall be eligible to the Office of President; neither shall any person be eligible to that Office who shall not have attained to the Age of thirty five Years, and been fourteen Years a Resident within the United States.

### DEFINITION

The natives, or natural-born citizens, are those born in the country, of parents [both] who are citizens.

Emer de Vattel, "The Law of Nations and Principles of Natural Law," Vol. 1, Chap. 19, Sec. 212



# **ILLEGAL!**



"Citizen" of the U.S. if he was physically born in Hawaii, not born elsewhere and falsely registered as born there after the fact.



At birth, Barack Obama acquired dual citizenship through his British **non-U.S. citizen father**. Our Founders excluded dual citizens from eligibility to the Presidency for national security reasons.

Every military order Barack Obama gives as Commander-in-Chief, every bill he signs into law, and every executive decision he makes while unconstitutionally seated in the Office of President, are unconstitutional, and hence illegal. Obama is NOT a "natural born Citizen" of the USA.

The U.S. Courts and Congress MUST address the merits of the charges for this constitutional issue, and constitutionally remove Barack Obama in order to preserve, protect and defend the Constitution of the United States. This is their sworn Oath to the Constitution and to the American people.

If you would like to help with this lawsuit, please contact Mario Apuzzo, Esq., 185 Gatzmer Avenue, Jamesburg, NJ 08831

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