

Gordon Warren Epperly
P.O. Box 34358
Juneau, Alaska 99803

Tel: (907) 789-5659

October 1, 2018

Elizabeth M. Bakalar
Assistant Attorney General
Alaska Department of Law
P.O. Box 110300
Juneau, Alaska 99811

Honorable Elizabeth M. Bakalar

I acknowledge the receipt of your letter of September 27, 2018 but I am disappointed that you are addressing a "Complaint" with vague terms making it difficult to respond.

You acknowledge that you are addressing a "Complaint" that is dated August 13, 2018 but then you mention "*associated correspondence and complaints*" as addressing those who holds a "License to Practice Law" and which those individuals are holding concurrent positions in state government.

This vague statement of "*associated correspondence and complaints*" must not include the "Complaints" that were dated September 19, 2018 as "hand delivered" to the "Office of the Director of the Division of Elections" and as addressed to the "Attorney General" which was "hand delivered" to the "Department of Law" at "Juneau, Alaska" and "Certified Mailed" to the "Attorney General's Office" at "Anchorage, Alaska."

This presumption that you are not addressing these "Complaints" of September 19, 2018 must be made for you have declared that the "Complaint" of August 13, 2018 "*did not*

state any provision of the “Alaska Constitution (which is not true) statutes, regulations, or policies” that prohibits any of the individuals named in the “Complaint” or letters from holding a “license to practice law” concurrent with their positions in state government,” which for the most part is an accurate statement. But you failed to acknowledge the “Common Law,” as that ancient law applies to the “Laws” of the “State of Alaska” and you failed to acknowledge the “Comity Clause” of the “U.S. Constitution” that declares all “States of the Union” shall give “full faith and credit” to any “enacted legislation” of their sister “States” as argued within the “Complaint(s)” of August 13, 2018, and you failed to acknowledge that the “Office of the Governor” has never issued any “License to Practice Law” under the “Seal” of the “State of Alaska” as mandated by the “Constitution” for the “State of Alaska.”

License to Practice Law

I will not rehash the “Statutes” of the “State of Alaska” which I have already addressed in “Letters” and “Complaints” mandating that before anyone may practice law, that individual must “*first*” obtain a “License to Practice Law” and after receiving that “License,” that individual must then join the “Alaska BAR Association” (see *wording of “AS 08.08.020(a)”*). At the present time, the only authority that may issue any type of “License” is with the “Governor” as declared by the “Constitution” for the “State of Alaska.”

The authority to issue “Licenses to Practice Law” has never been delegated to the “Alaska Supreme Court” for such authority must come from a “Constitution” which the “Alaska State Constitution” does not provide. Unlike the “Constitution” for the “State of Alaska,” the “Constitution” for the “State of Hawaii” does expressly delegate the “Licensing” authority to “Practice Law” to its “Supreme Court”:

“Justices and judges shall be residents and citizens of the State and of the United States, **and licensed to practice law by the supreme court.**”
[*Emphasis added*].

Hawaii Constitution, Article IV, Section 6.3

which now brings us to the licensing requirements of “Employees” of the “Department of Law” for the “State of Alaska.”

I see by your letter that you have identified yourself with a “BAR number” of “0606036” which is presumably the identification number of your “BAR Membership Card,” but “BAR Membership Cards” are not “Licenses to Practice Law.” There are many “Hyperlinks” on the “Internet” that documents this statement (search “**BAR Cards are not License to Practice Law**”). See also:

1. The practice of Law **CAN NOT** be licensed by any state/State, “Schwartz v. Board of Examiners, 353 U.S. 238, 239”
2. The practice of Law is **AN OCCUPATION OF COMMON RIGHT!** “Sims v. Aherns, 271 S.W. 720 (1925).”

I have made many request of “Judges” and “Justices” to produce photo-copies of their “Credentials” of “Constitutional” mandated “License to Practice Law” (see “Alaska Constitution, Article IV, Section4”) with my request falling on deaf ears, and I have made numerous request of the “Alaska Judicial Council” and of the “Office of the Governor” to provide photo-copies of the “Credentials” of “License to Practice Law” of “Judicial Candidates” with all of my request falling on deaf ears, and I have made numerous request of the “Alaska BAR Association” to provide me with a (*sample*) photo-copy of a “License to Practice Law” of its member “Attorneys-at-Law” with my request falling on deaf ears. How about you, “Elizabeth M. Bakalar,” are you going to deny me a “photo-copy” of your “Credentials” as an “Employee” of the “Department of Law”?

You have presented yourself to me, "Gordon Warren Epperly," in an "Official" capacity of a registered "BAR Member Attorney – at - Law" whom represents the "Alaska State Department of Law." As an "Employee" of the "Alaska State Department of Law," you are required to not only to have a valid "BAR Membership Card," but you are also required to have in your possession a valid "License to Practice Law":

AS 08.08.210. Who May Practice Law.

- (d) Employees of the Department of Law, the Public Defender Agency, and the office of public advocacy, whose activities would constitute the practice of law under this chapter and under Alaska Bar Rules **are required to obtain a license to practice law in Alaska no later than 10 months following the commencement of their employment.** [*Emphasis added*].

Have you been employed for more than ten (10) months as an "Assistant Attorney General"? If you do not have either one of these two (2) required "Credentials of Employment," your letter does not carry any authority and you are misrepresenting yourself as an "Employee" of the "Alaska State Department of Law." With much respect, I would like to examine your "Credentials" of a valid "Alaska BAR Membership Card" and your "State" issued "License to Practice Law."

I would also like to examine the "Credentials" of your supervisor, "Jahna Lindemuth," as the "Attorney General" for the "State of Alaska." This examination may take place at an "Office" in "Juneau, Alaska" or by "USPS" mailing "photo-copies" of those two (2) "Documents" to:

Gordon Warren Epperly
P.O. Box 34358
Juneau, Alaska 99803

Be advised that these two (2) "Documents" of "Credentials" will be treated as "Public Documents" unless stated otherwise by "Statutory Authority" of the "Alaska State Legislature."

Please feel free to "redact" personal information such as the "mailing and location addresses," "Social Security Numbers," and personal telephone numbers. Please leave intact the "Name" to whom the "License to Practice Law" and "Bar Membership Cards" are issued to with the "Corporate Seal" of the "Alaska BAR Association" on the face of the "Alaska BAR Association Membership Card" and the "Seal" of the "State of Alaska" (*or any of its "Executive Departments"*) on the face of the "License to Practice Law." Please leave intact any "Identification Numbers" that may appear on these two (2) "Documents." There have been to many "assumptions" floating around that needs to be documented.

Holding Duel Offices

As you are aware and have addressed, is the "Complaint" of August 13, 2018 which argued the holding of a "position of profit" and the "Office of Governor" or the "Office of Legislator" at the same time. I will admit what is presented is "weak" for there is not much research available addressing what constitutes a "position of profit." Our "State Supreme Court" attempted to address the subject but fell short in identifying and addressing every aspect that the term "position of profit" may address. But the "Court" of "Begich v. Jefferson, 441 P.2d 27 (1968)" did tell us the intent of that phrase as authored by the "Members" of the "Alaska Constitutional Commission":

"Alaska's constitutional prohibition against members of our three separate branches of state government holding any other positions of profit under the State of Alaska reflects the intent to guard against conflicts of interest, self-aggrandizement, concentration of power, and dilution of separation of powers in regard to the exercise by these governmental officials of the executive, judicial, and legislative functions of our state government. **The rationale underlying such prohibitions can be attributed to the desire to**

encourage and preserve independence and integrity of action and decision on the part of individual members of our state government.”

When the “American BAR Association” and her sister “BAR Associations” of the “States” sends its “State” mandated “Members” into all three branches of government of the “States,” there is no longer any “Independence” or “Integrity of Action and Decision” of individual “Members” of the “State Government.”

The term “position of profit” must include the position of “Attorneys-at-Law” as the “BAR” defined “Officers” of the “Office of the Court” for they have a direct control over the “judicial duties” of “Judicial Officers” of the “Courts” for the “State of Alaska.” The “Judges” of the “Alaska BAR Association” are not free to exercise the “Judicial Powers” of the “State” as they may if they were “Judges” independent of the “Alaska BAR Association” being that they are hampered with “Licenses” and “Rules” of a “BAR.” (see *Alaska Statute “AS 08.08.020(a)” that mandates that all who are “Licensed to Practice Law” are to be “Members” of the “Alaska BAR Association” which is coupled to “Alaska Constitution, Article IV, Section 4” which mandates that the “Judges” of the “Superior Court” and “Justices” of the “Alaska State Supreme Court” are to be “Licensed to Practice Law.”*). Any “Judge” or “Justice” that does not “pay the dues” nor complies with the demands of its “Members” of the “BAR” may be “disbarred” and thus be removed from “Office” of “Judge” or “Justice.”

Is an “Attorney-at-Law” an “Occupation” that may be “licensed” or is it an “Office”? That question was answered by the “Legislature” for the “State of Pennsylvania” in its enactment of:

Commonwealth of Pennsylvania
TITLE 42
JUDICIARY AND JUDICIAL PROCEDURE
Chapter 21. Judicial Boards and Commissions
Subchapter B. Attorneys and Counsellors

42 Pa.C.S. § 2521. Office of attorney at law.

Persons admitted to the bar of the courts of this Commonwealth and to practice law pursuant to general rules shall thereby hold the office of attorney at law. [Emphasis added].

Under the doctrine of the “Comity Clause” of “Article IV, Section 1, Clause 1” of the “Constitution” for “The United States of America” ^{1/} and “28 U.S. Code § 1738,” ^{2/} the “State of Alaska” has a “Constitutional” duty to recognize the “Commonwealth of Pennsylvania” law of “42 Pa.C.S. § 2521” as the “law” of the “State of Alaska” until such time that the “Alaska State Legislature” has declared otherwise by “Statute” of the “State.”

Conclusion

What is stated here was submitted to the “Office of Attorney General” in “Anchorage, Alaska” via “Certified Mail No. 7018 0040 0000 5607 6420” as a “Complaint” on September 17, 2018 and it is still sitting in the “Offices” of the “U.S. Postal Service” of “Anchorage, Alaska” claiming that it is in transit. This is not the only “Mails” that are

^{1/} U.S. Constitution, Article IV, Section 1, Clause 1 – “Full faith and credit shall be given in each state to the public acts, records, and judicial proceedings of every other state.” [Emphasis added].

^{2/} 28 U.S. Code § 1738 - State and Territorial statutes and judicial proceedings; full faith and credit.

“The Acts of the legislature of any State, Territory, or Possession of the United States, or copies thereof, shall be authenticated by affixing the seal of such State, Territory or Possession thereto. [Emphasis added].

“The records and judicial proceedings of any court of any such State, Territory or Possession, or copies thereof, shall be proved or admitted in other courts within the United States and its Territories and Possessions by the attestation of the clerk and seal of the court annexed, if a seal exists, together with a certificate of a judge of the court that the said attestation is in proper form.

“Such Acts, records and judicial proceedings or copies thereof, so authenticated, shall have the same full faith and credit in every court within the United States and its Territories and Possessions as they have by law or usage in the courts of such State, Territory or Possession from which they are taken.” [Emphasis added].

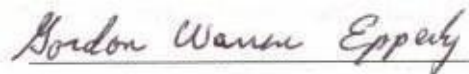
not being delivered to the "Office of Attorney General" at "Anchorage, Alaska" for my "Complaint" September 13, 2018 was also "Certified Mailed" and it took over two weeks to be delivered and then only after I filed a "Complaint" with the "Post Master" at "Juneau, Alaska." I can only wonder as to how much "mail" is not being delivered and received by the "Attorney General" and the "Courts" for the "State of Alaska" at "Anchorage, Alaska"?

What was in that "mailing" of September 17, 2018 is enclosed with the mailing of this letter. What is enclosed are "Complaints" and I expect them to be treated as such with proper references to "Court Cases," "Statutes," and "Law" in rebuttal.

All the "Complaints," "Documents," "Letters," and other materials that address the want of "Licenses to Practice Law" in the "State of Alaska" may be found on the "Internet" at: "<https://tinyurl.com/y8lc7l2c>".

All "Documents" that have been filed are calling for a "Constitutional Convention" to be convened for the purpose of correcting the many "defects" that are found within the "Constitution" for the "State of Alaska." If no effort is made to correct those defects, you can be assured that many "Judges" for the "State of Alaska" will be facing "Complaints" in a "Federal Court" by "Plaintiffs" and "Defendants" for the "*deprivation of any rights, privileges, or immunities secured by the Constitution*" as stated in "Federal Law" of "42 USC 1983-1985" for conducting a "Court" without any "Jurisdiction" for want of having a "License to Practice Law" in their possession.

Sincerely Yours



Gordon Warren Epperly



THE STATE
of **ALASKA**
GOVERNOR BILL WALKER

Department of Law

CIVIL DIVISION

P.O. Box 110300
Juneau, Alaska 99811
Main: 907.465.3600
Fax: 907.465.2520

September 27, 2018

Gordon Warren Epperly
P.O. Box 34358
Juneau, AK 99803


Re: Your Complaints and Associated Correspondence

Dear Mr. Epperly:

I write on behalf of the Attorney General and the numerous executive branch agency officials to whom you have directed your complaint of August 13, 2018 and associated correspondence and complaints. There is nothing in Alaska's constitution, statutes, regulations, or policies that prohibits any of the individuals named in your complaint or letters from holding a license to practice law concurrent with their positions in state government, nor do any of these individuals' professional functions constitute the unauthorized practice of law.

Sincerely,

JAHNA LINDEMUTH
ATTORNEY GENERAL

By: 
Elizabeth M. Bakalar
Assistant Attorney General
Alaska Bar No. 0606036

EMB/jjs


Proof of Mailing

Elizabeth M. Bakalar
Assistant Attorney General
Alaska Department of Law
P.O. Box 110300
Juneau, Alaska 99811

USPS Tracking® Tracking /

[Track Another Package +](#)

Tracking Number: 70180040000056076451

Expected Delivery on	Status
TUESDAY	 Delivered
2 OCTOBER 2018 ⓘ See Product Information ✓	October 2, 2018 at 7:23 am Delivered JUNEAU, AK 99811
	Get Updates ✓

Delivered