

2010 FEB -1 PM 2:46

MOTION FOR ORDER THAT ASSISTANT COOK COUNTY STATE'S  
ATTORNEY MICHAEL D. JACOBS BE RECUSED FROM CASE

May it please this Honorable Court:

Here comes Plaintiff, Jaime Hernandez, unrepresented and indigent, and in support of the instant motion of Plaintiff, Jaime Hernandez, respectfully states as follows:

Plaintiff (Movant) Jaime Hernandez is a resident of the state of Illinois; he is also a citizen of the United States of America and is entitled to guarantees of the Constitution including the rights to an impartial special grand jury and due process of law under the Fifth and Fourteenth Amendment.

1. Plaintiff does not believe he will receive a fair and impartial hearing/trial as long as Michael Jacobs is the Attorney of record for the Defendant Thomas Dart. Plaintiff believes that this is a conflict of interest and by Plaintiff having Sheila Mannix as a witness, Jacobs will not remain impartial.
2. Cook County Assistant States Attorney Michael David Jacobs met one of the Plaintiffs witness', Sheila A. Mannix prior to November 2008's Lake County, Illinois' State's Attorney race in which Jacobs was a candidate. They met at a political gathering at a shared residence where Sheila Mannix and Denise Rotheimer were both renting; Rotheimer, at the time was running for a seat on the Lake County Board.
3. Witness, Mannix and others at the gathering described to Jacobs the patterns of practice of the racket that included harassment and retaliation against victims and

witnesses and how "State Court agent-participants were "in bed" with domestic violence perpetrators-participants."

4. Mannix helped campaign for Jacobs prior to the November 2008 election and put up signs.
5. On March 18, 2009, Mannix met with Jacobs for nearly 2 hours on the 5<sup>th</sup> floor of the Richard J. Daley Center in the Cook County State's Attorney office. Mannix's reason for the meeting was her direct request to Jacobs to help her initiate the prosecution of the crimes that been committed against her and were still being committed against her by the state court agent-participants and her husband, the domestic violence perpetrator-participant in her case. She detailed the crimes and presented unquestionable material evidence in support of the prosecution of state felony crimes by the Cook County State's Attorney's Office. She went on detailing federal crimes that included irrefutable evidence of extortion under color of official right over state lines that included federal funding fraud by State of Illinois agencies and the Circuit Court of Cook County. Jacobs did nothing to help Mannix. Mannix went on to Jacobs about the framing, false arrest and false prosecution of her court watcher, Plaintiff, who witnessed state and federal crimes being perpetrated against her on 2/2/07. Mannix showed Jacobs the three volume civil RICO complaint (USDC 09 C 103); her case filed against Illinois Attorney General Lisa Madigan (filed 1/8/09); her motion for a Sec. 3332 Grand Jury that Judge Shadur sent to Chief Judge Holderman. Mannix showed Jacobs nearly a dozen or so false incident reports against her by Cook County Sheriff Deputies. Mannix detailed for Jacobs that Judge Shadur taught her that if state prosecutors do not prosecute the state felony crimes being committed in racketeering, the state prosecutors become principals to the federal RICO crimes.

6. Mannix went on to Jacobs, detailing that in October 2006, she had given direct testimony regarding the alleged Sucato mob involvement with state and federal officials.
7. Plaintiff's witness Mannix went on to detail much more to Jacobs and he failed to report, investigate or prosecute the individuals. It is all detailed in the Mannix's affidavit, which is attached to this motion. Mannix states that based on her contact with Michael Jacobs, as a citizen of the State of Illinois, she seriously questions his fitness to be a practicing attorney, let alone an attorney who has a **mandatory fiduciary duty to represent the interests of Illinois citizens.**

#### PRAYER

Jaime Hernandez, Plaintiff, respectfully moves the court to enter an order recusing Michael D. Jacobs from this captioned case and any other attorney in the Cook County State's Attorney office that may have been in contact with any of the witnesses in this case, any contact which would cause biasness or the ability to not be impartial based on the information in this document and attached witness Affidavit.

Respectfully submitted.



JAIME HERNANDEZ, PRO SE

Jaime Hernandez, Pro Se  
318 Saginaw Ave  
Calumet City, IL 60409  
(312) 215-5990

2010 JAN 27 AM 8:57  
CLERK  
U.S. DISTRICT COURT

**AFFIDAVIT OF SHEILA A. MANNIX REGARDING**  
**CONTACT WITH COOK COUNTY ASSISTANT STATE'S ATTORNEY**

**MICHAEL JACOBS**

I, Sheila A. Mannix, being first duly sworn, on oath, states as follows:

1. I am 49-years-old and am competent. I am an Illinois-licensed Clinical Psychologist and PhD-level trained research neuroscientist. This affidavit is made on my personal knowledge of all matters set forth herein. If sworn and called as a witness in this matter, I could, and I would, testify competently as to each fact set forth herein.
2. The first time I met Cook County Assistant State's Attorney Michael Jacobs was prior to the November 2008 election in which he was running for Lake County State's Attorney. Denise Rotheimer, who was running for a spot on the Lake County Board, organized a political gathering at a house in Barrington where we both rented rooms from another single mom with children.
3. At the gathering were several other mothers who are also the victims of Illinois' "Pay-to-Play Parenthood" Family Court Racket being perpetrated in the Cook and Lake County Circuit Courts. All of us described the patterns of practice of the racket including harassment of, tampering with, and retaliation against victims and witnesses of the felony state crimes and federal predicate acts by the "state court agent-participants" in bed with the "domestic violence perpetrator-participants."
4. We described how on August 12, 2008, the homeowner, Ms. Rotheimer, my adult son, my 15-year-old son, and myself, were victims of threats of false prosecution, harassment, and defamation by the Barrington Police and my ex-husband, a domestic violence perpetrator, when my 15-year-old fled his abuser-father after my adult son turned 18-years-old on August 11, 2008. My son was held in unlawful detainment in the back of the Barrington Police Department squad car and coerced under duress to reveal whether his little brother and his mom were hiding from our abuser. Mr. Jacobs was made aware that some of the criminal activity was recorded on video surveillance tape including the Barrington Detective's statement that I "have no rights." Mr. Jacobs gave me the name and number of a civil rights attorney that day.
5. I helped campaign for Mr. Jacobs and put up signs at intersections and along roadways prior to the November 2008 election.
6. On March 18, 2009, I met with Mr. Jacobs for almost two hours, on the 5<sup>th</sup> Floor of the Daley Center in the Offices of the Cook County State's Attorney. The purpose of the meeting was my direct request to him to help me initiate the prosecution of the state felony crimes that had been committed against me and were being committed against me by the "state court agent-participants" and my ex-husband, the "domestic violence perpetrator-participant" in my case. I detailed the crimes and presented irrefutable material evidence in support of the prosecution of the state felony crimes

by the Cook County State's Attorney's Office. I also detailed the federal crimes including irrefutable evidence of extortion under color of official right over state lines and federal funding fraud, specifically, fraud by State of Illinois agencies and the Circuit Court of Cook County involving domestic violence federal funding, child support enforcement federal funding, and "Responsible Fatherhood Initiative" federal funding. He did nothing to help me and the crimes continue to this very day about which I continue to compile material evidence.

7. In Cook County and the State of Illinois, the law is not upheld for victims of Illinois' "Pay-to-Play Parenthood" Family Court Racket. Court records prove that the victims and witnesses of Illinois' "Pay-to-Play Parenthood" Family Court Racket are falsely prosecuted if they try to stand up for their rights.
8. On March 18, 2009, I detailed for Mr. Jacobs the framing, false arrest, and false prosecution of my Court Watcher Jaime Hernandez, who attended and directly witnessed state and federal crimes being perpetrated against me on February 2, 2007 by attorney David Wessel, the late Judge Donegan, my ex-husband's two attorneys, my ex-husband, and several employees of the Cook County Sheriff's Office. I showed him other Court Watch witness affidavits and gave him my direct witness testimony. I showed him my three-volume civil RICO complaint, USDC Case No. 09 C 103, Mannix v Madigan et al., filed January 8, 2009. I showed him my motion for a Sec. 3332 grand jury which federal Judge Shadur sent to Chief Judge Holderman. I detailed for him the events of February 19, 2009 in my proceeding in front of Judge Holderman during which he roped in a U.S. Attorney and that I was directed to go to the FBI to initiate the investigation into the racketeering activity in the family court in my case. I detailed for him the patterns of practice of the racket participants of defamation, criminalization, threats of false arrest, false arrest, and false prosecution of victims who stand up to the crimes being committed against them and their children. I showed him a dozen or so false "incident reports" against me by Cook County deputies. I detailed for him that Federal Judge Shadur taught me that if state prosecutors do not prosecute the state felony crimes being committed in racketeering activity, the state felony crimes become RICO predicate crimes and the state prosecutors become principals to the federal RICO crimes.
9. I detailed for him the fact that on October 13, 2006, I had given direct testimony regarding the alleged Sucato mob involvement with state and federal officials in Chicago about which I had learned from a Family informant and from whom I had an affidavit. I detailed that Judges Donegan and Shields were named during my testimony. I detailed that my associate, Michael Lynch, was falsely incarcerated after the proceeding. I detailed the fact that within four months of my testimony, Judge Donegan, David Wessel, Jonathan Gamze, MD, Mitchell Asher, Steven Rizzman and my domestic violence perpetrator participated in sham proceedings on February 2 and 23, 2007, during which felony perjury, felony subornation of perjury, felony harassment of a witness, and conspiracy to commit same were committed. I showed him irrefutable material evidence of these crimes with transcripts, court documents, and affidavits.

10. I detailed for Mr. Jacobs that Judge Donegan and the other state court agents attempted to falsely arrest me on February 2 and 23, 2007, pursuant to court transcripts. I detailed for him that the same Cook County Sheriff's Police Detective who harassed another Court Watch witness and associate of mine, Karyn Mehringer, at her home on the evening of August 17, 2006 (the same day mob documents allegedly associated with ex-judge Karen Shields were to be presented in court), showed up at the February 27, 2007 proceedings evincing that the frame up and false arrest were already in place. I detailed that Judge Donegan failed to falsely arrest me and within the week he was found dead of an alleged accident at the bottom of his basement stairs with a "severely broken neck."
11. That the First District Appellate Court of Chicago, Illinois issued an opinion on February 27, 2008; withdrawn, corrected, and reissued on April 2, 2008; which stated in pertinent part based on my one-hour of credible testimony [*D'Agostino v. Lynch*, 382 Ill. App. 3d 960, 887 N.E.2d 590, 320 Ill. Dec. 446.]:

**"Dr. Sheila Mannix of the IFCAA<sup>1</sup> assisted Lynch in bringing charges and filing complaints against the corrupt judges. Although Mannix did not provide Lynch with any information regarding Judge White, she produced direct evidence regarding several other judges' involvement in the bribery scheme."**

12. That I subsequently compiled material evidence of the aiding and abetting of Illinois' "Pay-to-Play Parenthood" Family Court Racket on the federal taxpayers' tab by federal officials in Chicago. Said evidence apparently provoked a call within two days of receipt, on November 18, 2009, on my cell phone at 14:53:18, from the Office of Brigadier General Rodney L. Johnson, U.S. Provost Marshal General, Pentagon, Washington, D.C., informing me that my two submissions had been received and that direction is being sought from his General Counsel on the next steps regarding the alleged offenses against the criminal laws of the United States by state and federal officials in Illinois backed with material evidence and witness testimony about which direction I was told I will receive a follow-up call. [Submissions also confirmed received on August 24, 2009 and November 16, 2009 by the United States Postal Service internet tracking service.]

---

<sup>1</sup> IFCAA is Illinois Family Court Accountability Advocates, a lawful, volunteer, non-profit organization co-founded in 2005 by Karyn Mehringer and myself and operating under said assumed name for the non-profit organization I incorporated in 1995 called, *In All Our Best Interest*.

Further, I did not disclose information about Judge White because the allegedly involved state court judge presiding over the hearing, who quit the bench within weeks of the proceeding, would not provide protection for the mob family informant from whom information regarding the alleged involvement of state and federal officials in Chicago in an illicit interstate criminal racket was obtained.

13. That I have persuasively argued my belief that only men and women with the dedication to duty and sense of honor that matches that of our courageous military will stop the depraved, sociopathic, "passing-the-buck" behaviors and will stop the inhuman crimes against the children and their protective parents in the nation's family court rackets being perpetrated by corrupt public officials in league with domestic violence perpetrators and mob elements for personal gain on the taxpayers' tab constituting massive theft of honest services and fraud against the government.
14. That I have argued with confidence, backed by material evidence, that no Illinois litigant will get ever justice in Illinois regarding any case that has to do with Illinois' Family Court Racket up through the federal courts and including all agencies in Illinois that are mandated to stop the racket from developing in the first place unless (a) Illinois' public officials' alleged mob-involvement is exposed and prosecuted AND (b) Illinois' fraud against the federal government is exposed and prosecuted. That nationally-networked organizations indicate the same racketeering activities among state and federal public officials in their respective states.
15. That I have given testimony to FBI-Chicago at their Roosevelt Road facility on February 25, 2009 (with one of my sons), March 3, 2009, April 20, 2009 (with another IFCAA co-member), and June 9, 2009 (with IFCAA co-member Dr. Bowman) upon the direction of the U.S. Attorney's Office after Chief Judge Holderman got them involved on February 19, 2009 during the presentation of my **Motion for Order Under 18 U.S.C. § 3332 to Inform a Special Grand Jury of RICO Offenses in Illinois' Family Courts and Motion for Order to File Mob Family Informant's Affidavit Under Seal** in USDC Case No. 09 C 103, Mannix v. Madigan, et al., and which criminal matters, include (1) extortion under color of official right and induced with the wrongful use of actual or threatened force, violence, or fear, (2) wire and mail fraud, (3) tampering with and retaliation against victims and witnesses, and (4) theft of honest State services and fraud against the State and Federal governments, and about which criminal matters, on April 20, 2009, I was told that an investigation has been opened in the White Collar Crime Division.
16. That my June 9th, 2009 interview with FBI-Chicago was provoked by an alleged criminal retaliatory false arrest attempt earlier that day by the Illinois Attorney General's Office, Cook County Sheriff's Office, and Presiding Judge of the Cook County Family Court: all defendants in USDC Case No. 09 C 103, Mannix v Madigan, et al., which was on remand to the Northern District of Illinois federal trial court from the Seventh Circuit on June 9, 2009 pursuant to Judge Posner's May 11, 2009 remand order.
17. In the June 9th interview, I put the day's events into context for the FBI agent. I stated that the behavior repertoire of sociopaths is very limited and that one can predict their behavior with a high level of accuracy similar to that which is depicted by the FBI Behavioral Analysis Unit on the TV show, Criminal Minds, regarding profiling serial killers. Specifically, that I had anticipated that my lawful filings

would provoke the illegal retaliatory actions of Lisa Madigan, Thomas Dart, and Moshe Jacobius through their underlings acting on their behalf, in the clear absence of all jurisdiction and in abject violation of my equal civil rights, such that I had fully noticed all involved public officials in my "Courtesy Copies Communication for the Record" to prove opportunity, motive, and intent to perpetrate ongoing criminal RICO acts against me and I made sure that she had at least two Court Watchers with me at all times: one of whom was Dr. Bowman. That I have offered to the FBI my professional services and have provided them with a list of Illinois state court agents who I have observed with especially weak characters indicating that they would "turn state's evidence in a heart-beat for immunity."

18. That with the inadvertent assistance of federal Judge Milton Shadur, I learned that a defining element of a criminal racketeering enterprise is the perversion, the manipulation, and the corruption of the legitimate operations of a legitimate business enterprise and legal entity for criminal ends that adversely affect the interstate commerce of the legal entity and the racket victims, namely, the People of the United States, thereby engaging federal jurisdiction.
19. Then, in researching the "RICO Checklist" that Judge Shadur gave me in April 2008 in USDC Case No. 08 C 1883, I learned that Illinois' Family Court Racket provides fertile soil for continuing legal education regarding the concealment of judicial corruption by sociopathic behaviors of illegitimate authority, thereby only a judicial finding of the corruption can reveal the concealed cause of action. In other words, if fraudulent concealment of a racketeering enterprise is being carried out by public officials, then only a finding by public officials can expose the criminal activity because the nature of the fraudulent concealment in a racket involving public officials is the shared misrepresentation that they are engaged in the legitimate activities of the lawful business enterprise that they have, in fact, corrupted. That I obtained such a judicial finding as a result of my one hour of credible testimony on October 13, 2006 which resulted the First District Appellate Court's finding, "(S)he produced direct evidence regarding several other judges' involvement in the bribery scheme." *D'Agostino v. Lynch*, 382 Ill. App. 3d 960, 887 N.E.2d 590, 320 Ill. Dec. 446. That I can give further credible direct testimony about sociopathic behaviors in illegitimate authority, especially regarding recent acts by federal trial and appellate court officials.
20. That one of the patterns of practice of the inherent fraudulent concealment by Illinois Family Court Racket "public official-participants" and those public officials aiding and abetting the racket, thereby becoming principals to the crimes, is to blatantly ignore facts and binding law by acting as if "black is white," "2+2=5," and "when released, the object will go up instead of down," for example, (1) that well-pled pleadings that are solid in law and fact are frivolous and without merit when the case involves the Family Court Racket, (2) that void orders are not void even prior to reversal and jurisdiction can be retroactively conferred when it involves the Family Court Racket, and (3) that lawyers and judges are not mandated to report the misconduct of each other when it involves the Family Court Racket.



- 21. In other words, the aforementioned examples of sociopathic behaviors extend to public officials acting as if the fraudulent concealment of the family court racket does not involve irrefutable evidence of spoliation of evidence and fraud upon the court evinced by the creation of false records involving suppression of critical evidence and fabrication of false evidence to support void proceedings and judgments, which evidence is found in innumerable case records in Illinois' trial and reviewing courts as well as the records of the Illinois Supreme Court Judicial Inquiry Board, Illinois Supreme Court Attorney Registration and Disciplinary Commission, Illinois Department of Financial and Professional Responsibility, and most definitively, in the financial records of federal funding coming into the State of Illinois involving Responsible Fatherhood Initiative, child support enforcement, domestic violence, supervised visitation, and other DHHS federal funds which are being illegally used to fuel and/or subsidize Illinois' Family Court Racket constituting theft of honest State services and fraud against the Federal government, above and beyond extortion of private funds.
- 22. Based on my contact with Cook County State's Attorney Michael Jacobs, as a citizen of the State of Illinois, I seriously question his fitness to be a practicing attorney, let alone an attorney who has a mandatory fiduciary duty to represent the interests of Illinois citizens.
- 23. Further sayeth naught.

  
 SHEILA A. MANNIX

SUBSCRIBED and SWORN to before me on  
 this 22nd day of January, 2010.

  
 NOTARY PUBLIC

