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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

FILED
JUL - 6 2007 10
JUL 6 2007
MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

ANDY MARTIN,)
) No. 2007 C 3154
Plaintiff,)
) Judge Manning
vs.)
) M. J. Cole
DAVID BROCK, et al.,)
)
Defendants.)

MOTION AND AFFIDAVIT TO RECUSE JUDGE

1. I file this Motion to Recuse Judge Blanche Manning because (1) her impartiality in this case can obviously be questioned and (2) she treated me with extreme callousness and rudeness and I do not trust her for one inch or one second.

2. I received a Notice of Hearing for June 28, 2007 at 11:00 A.M.; prior to appearing in Judge Manning's courtroom I filed a Motion to Remand with the Clerk on the 20th floor.

3. I waited patiently for the defendants' motion to be called but it was never called. Shortly before 12:30 P.M., after waiting 1-1/2 hours for the scheduled hearing, I approached the bench and asked if my motion was on the calendar. The courtroom deputy clerk checked and said the judge "had entered an order on Monday."

4. It is obvious, in Chicago which has the nation's worst mail service, that no one mailing a letter on Monday afternoon could or would reasonably expect it to be delivered by Wednesday afternoon, let alone a notice canceling a scheduled court hearing. [Somehow the defendants' attorney received notice and was not in court.] Thus, Judge Manning gave me her own homemade version of "sewer service," despite the fact that I furnished her with a toll-free fax number where she could have sent me a copy. Instead, Judge Manning wanted to harass and humiliate and disrupt my campaign for the U. S. Senate by making me sit uselessly in her courtroom for 1-1/2 hours. This is gross abuse of authority and reflects a lack of common decency on the judge's part. No one would mail on Monday and expect a letter to be delivered by Wednesday; not in Chicago, anyway.

5. This lawsuit involves published criticism of Barack (Barry) Obama, a Chicago influence peddler who is also a candidate for president. My article was published in NewsMax Magazine and charged that Obama was hiding his white grandmother to bamboozle the public. I have noted that when Obama is criticized, African-American judges such as political hack and corrupt alderman/Judge Timothy Evans circle the wagons and try to protect Barry from the reality of his financial shenanigans while serving as a state senator and U. S. Senator in Illinois.

5. Because Judge Manning was planning to sanction me, I had an absolute right to be heard in my own defense, cf. F.R.Civ.P. 11 (c). There was not a scintilla of evidence to sanction me; I

was the victim of a racially-motivated attack designed to demean me for exposing the truth about Barry Obama. The basic constitutional law which applies to all of us also applies--yes, even--to supporters of Obama, namely that we have a right to be heard in our own defense. Especially when we have an overwhelmingly strong defense to present.

6. Judge Manning lacked any pretense of jurisdiction over this case because the defendants themselves, Obama's own confederates and attack dogs, admitted there was not \$75,000 in controversy sufficient to support federal removal (diversity) jurisdiction. Judge Manning just grabbed the case before I could respond so she could launch a political smear against me.

7. I have been fighting Obama's and Manning's and Evans' style of judicial corruption at the Daley Center and 219 S. Dearborn for thirty-five (35) years, since I graduated from the University of Illinois College of Law. I hold African-American judges to the same high standards as I expect of any judge: be fair and appear fair. Obey the law, not your emotions. Don't be a crook and don't corrupt the administration of justice.

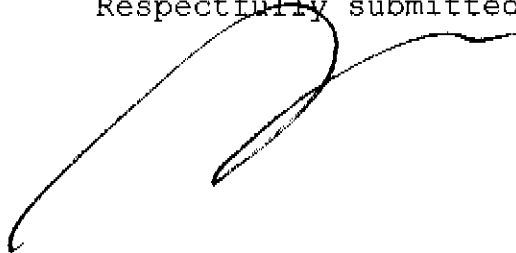
7. I ask that Judge Manning recuse herself and take her reprehensible behavior elsewhere. I know what African-Americans riding on the CTA would call the type of justice I received. I will not dignify their behavior by using the same terminology. I believe I received racist justice from Judge Manning.

8. Ironically, Judge Manning has not helped Obama, any more than crooked Cook County Chief Circuit Judge Timothy Evans is

helping Obama by his dirty tactics; they show that African-Americans are willing to corrupt and abuse their-public offices to defend their own sleazy candidate for office. It's wrong.

I certify the foregoing is true under penalty of perjury on personal knowledge where indicated in context and on information and belief where indicated in context.

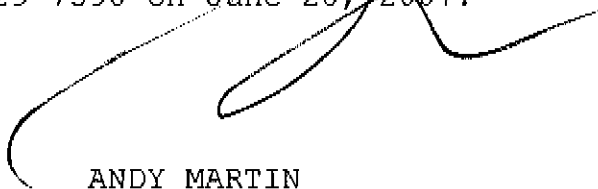
Respectfully submitted,



ANDY MARTIN
Suite 4406
30 E. Huron Street
Chicago, IL 60611-4723
Toll-free tel. (866) 706-2639
Toll-free fax (866) 707-2639
E-mail (text only) Andymart20@aol.com

CERTIFICATE OF SERVICE

I certify I have hand served this Motion on opposing counsel David J. Fish, 1770 N. Park St., Naperville, IL 60563 via fax (630) 929-7590 on June 28, 2007.



ANDY MARTIN