

January 30, 2026 CMRR 9589 0710 5270 2057 7970 46

To: **Tonda Curry, District Attorney**

To: Public, Van Zandt County, Texas

re: Attorney Celia C. Flowers - - - of Flowers Davis PLLC

re: Attorney Corey R. Kellam - - - of Flowers Davis PLLC

re: Attorney Katryna Watkins - - - of Flowers Davis PLLC

re: Judge Chris Martin - - - for his participating in their theft

From: Udo Birnbaum

Re: **How Judge Chris Martin stole them my farm**

This as additional to my earlier complaints about this:

**A pattern of acts of ‘racketeering activity’
such conduct violating 18 U.S.C. § 1962(c) “RICO”**

1. **The very act of these lawyers**, as officers of Judge Martin’s 294th District Court, them suing me claiming a chain of title onto them, when they knew they had no chain of title at all, that their supposed “grantors” held no title whatsoever for them to sell my homestead to Robert O. Dow and his CSD Van Zandt LLC. Details see below:
2. **The very act of these lawyers**, them claiming to the court that their supposed “entitlement” to some estate, that ‘entitlement’ somehow automatically magically gave them actual land “title”, them as lawyers fully knowing that in Texas title passes solely by an actual DEED.
3. **The very act of these lawyers**, them filing a trespass to try title suit, i.e. that I, Udo Birnbaum supposedly came upon them and dispossessed them, them knowing I had long been living there.
4. **The very act of these lawyers**, of obstructing my discovery requests into their false claim of having chain of title.
5. **The very act of these lawyers**, of filing their fraudulent Motion for Summary Judgment (MSJ), these lawyers fraudulently stating to the court that they were entitled to judgment as a matter of law because there were supposedly no disputed issues, when these lawyers themselves filed suit of trespass to try title, to dispute title.

6. **The very act of these lawyers**, of filing their fraudulent proposed Order of “*GRANTED . . . in all things*”, facts of course to have been by trial, indeed right to a jury, certainly NOT by summary judgment.
7. **The very act of these lawyers**, of sneaking in their proposed writ of possession thereon, snuck to Judge Martin as a proposed Order.
8. **The very act of Judge Martin signing such**, despite there being no judgment of possession to execute a writ upon.
9. **The very act of these lawyers**, of just handing such to Judge Martin, for as lawyers they knew that writs are upon Application to the Clerk, signed by the Clerk, and executed in her executive capacity.
10. **The very act of Judge Martin himself signing**, writs are signed by the Clerk, in her executive capacity.
11. **The very act of Judge Martin signing such**, despite there existing no judgment of possession, nor any judgment, to issue upon.
12. **The very act of these lawyers**, of them doing eviction, these lawyers must have known that in Texas eviction is solely by the JP court of the precinct, and even there, only upon right to a jury.
13. **The very act of these lawyers**, of reckless eviction by a not informed 8-man armed officer mob, endangering Birnbaum’s very life.
14. **The very act of Judge Martin**, of his much belated Final Judgment, such as cover up by Judge Martin, such conduct in clear violation of Birnbaum’s inalienable Right to a trial, indeed a jury trial.

ATTACH: **How Judge Chris Martin Stole My Homestead**
One in a series of CMRR to your Office



Udo Birnbaum
119 AN County Road 2501
Tennessee Colony, TX 75861
903-922-5996
BRNBM@AOL.COM
temporary room refuge

EXHIBIT 1: a "forcible entry and detainer" - - indeed an armed HOME INVASION - - a staged physical confrontation. Details below.

WARNING

A Writ of Possession has been issued by 294th Judicial District Court of Van Zandt County,
Case No. 22-00105

All tenants and their personal property should be removed from 540 Van Zandt County Road 2916, Eustace, Texas 75124 by

SEPTEMBER 07, 2023 at
9:00AM

Tenants and personal property remaining on the premises after that date and time will be subject to removal. The unit will be turned over to:

CSD Van Zandt, LLC

Van Zandt County Sheriffs Office
Posted by S.D. Henson

05 Day of September, 2023 at 2:54 pm

EXHIBIT 1: "tenant" eviction. But a district court cannot do eviction, ONLY the JP justice court. Property Code 24.004(b). It was by ROBERT O. DOW and his lawyers having succeeded in duping Judge Chris Martin into doing this, else pressuring him, else worse. That makes it a "forcible entry and detainer" by Dow - - indeed a HOME INVASION by ANY AND ALL "bringing this about". See Exhibit 2 re penal 31.03 THEFT

EXHIBIT 2: upon Judge Martin's "opinion" - - upon a mere "opinion" - - Mr. Dow gets himself a 150 acre homestead worth \$850,000 - - and Mr. Birnbaum, an 88 year old - - out into the ditch - - without a trial or ever even a hearing - - by the mere stroke of a pen. SOMETHING STINKS. See below re THEFT - - by ANY AND ALL

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CSD VAN ZANDT LLC
Plaintiff

v.

UDO BIRNBAUM
Defendant

§
§
§
§
§
§
§

IN THE DISTRICT COURT
KAREN WILSON
DIST CLERK VAN ZANDT CO. TX
BY Kara DEP
294th JUDICIAL DISTRICT
VAN ZANDT COUNTY, TEXAS

**ORDER GRANTING
PLAINTIFF'S TRADITIONAL MOTION FOR SUMMARY JUDGMENT**

On August 17, 2023, came on to be considered *Plaintiff's Traditional Motion for Summary Judgment*. The Court, having considered said *Motion*, and all Responses and Replies, if any is of the opinion that Plaintiff is entitled to judgment as a matter of law.

IT IS THEREFORE ORDERED, ADJUDGED, and DECREED that *Plaintiff's Traditional Motion for Summary Judgment* is hereby GRANTED in all things.

IT IS SO ORDERED.

SIGNED this 17th day of August 2023.

Judge Chris Martin

EXHIBIT 2: Texas Penal Sec. 31.03. THEFT. (a) A person commits an offense if he unlawfully appropriates property with intent to deprive the owner of property.
Texas Penal Sec. 31.01 THEFT. "Appropriate" means: (A) **to bring about** a transfer or purported transfer of title to or other nonpossessory interest in property, **whether to the actor or another**; or (B) etc

Exhibit 05 - - EVICTION - - self explanatory - - this "eviction" by what turned out to be 8 armed officers was a setup for a mob event. NO other explanation fits. Left posted onto front door.

WARNING

TO ANY OFFICER EXECUTING, be warned that I am clearly NOT a "tenant" in a "unit". Here lives UDO BIRNBAUM, a native born Texan. I have uninterrupted lived for 42 YEARS on my 150 acre

42 YEAR HOMESTEAD

Any Officer sent to execute be warned that this writ is **UNLAWFULLY** perpetrated **under color of law** by signature of a JUDGE. True writs are under authority, Seal, and signature of the CLERK.

Furthermore, **this writ is UNLAWFUL** because it is issued by a District Court. Only the JUSTICE COURT of the PRECINCT is authorized to issue Writs of Possession.

An **execution** is a process of the court from which it is issued. **The clerk** of the **district** or **county** court or the **justice** of the peace, as the case may be, shall tax the costs in every case in which a **final judgment** has been rendered and **shall issue execution to enforce such judgment** and collect such costs. The execution and subsequent executions shall not be addressed to a particular county, but shall be addressed to any sheriff or any constable within the State of Texas. Tex. R. Civ. P. 622 , As Amended August 7, 2023

Eviction Cases must be filed in the **Justice Court in the Justice of the Peace Precinct in the county in which the real property is located**. See Section 24.004, Texas Property Code.

OFFICER, you have a duty to NOT obey papers that you recognize or should recognize as being UNLAWFUL, particularly upon such specific and detailed Warning as above. (i.e. the **fraudulent writ** which produced **Attach 1**)

UDO BIRNBAUM, *Landlord*