

PETITION 3
PETITION FOR REDRESS OF GRIEVANCE

TO: The Honorable House of Representatives

FROM: Petitioner Representative Daniel Itse, Rock. 9

DATE: December 9, 2008

SUBJECT: Grievance of Debra Nutton, Nottingham, New Hampshire

Whereas, the New Hampshire Bill of Rights at Article 8, Part First of the New Hampshire Constitution provides that "All power residing originally in, and being derived from, the people, all the magistrates and officers of government are their substitutes and agents, and at all times accountable to them. Government, therefore, should be open, accessible, accountable and responsive;" and

Whereas, the New Hampshire Bill of Rights at Article 35, Part First of the New Hampshire Constitution provides that "It is essential to the preservation of the rights of every individual, his life, liberty, property, and character, that there be an impartial interpretation of the laws, and administration of justice. It is the right of every citizen to be tried by judges as impartial as the lot of humanity will admit. It is therefore not only the best policy, but for the security of the rights of the people, that the judges of the supreme judicial court should hold their offices so long as they behave well;" and

Whereas, the New Hampshire Bill of Rights at Article 37, Part First of the New Hampshire Constitution provides that "In the government of this state, the three essential powers thereof, to wit, the legislative, executive, and judicial, ought to be kept as separate from, and independent of, each other, as the nature of a free government will admit, or as is consistent with that chain of connection that binds the whole fabric of the constitution in one indissoluble bond of union and amity;" and

Whereas, the judicial branch has used its authority under Article 35 to interpret the separation of powers under Article 37 to insulate itself from accountability to the sovereign people in derogation of Article 8; and

Whereas, this general abuse of authority by the judicial branch has resulted in particular oppression and violation of the constitutional and statutory rights of your Petitioner, and consequent harm to his daughter, by the Derry Family Division for which, by reason of collusion, conflict of interest, insularity and indifference, there is no practical means of correction within the judicial branch; and

Whereas, the New Hampshire Bill of Rights at Article 32, Part First of the New Hampshire Constitution provides that "The people have a right, in an orderly and peaceable manner, to assemble and consult upon the common good, give instructions to their representatives, and to request of the legislative body, by way of petition or remonstrance, redress of the wrongs done them, and of the grievances they suffer;" and

Whereas, the New Hampshire Bill of Rights at Article 31, Part First of the New Hampshire Constitution provides that "The legislature shall assemble for the redress of public grievances and for making such laws as the public good may require;"

Now, Therefore, your Petitioner, Representative Itse on behalf of Debra Nutton, hereinafter presents the particulars of her grievance against the judicial branch, Derry Family Division; Marital

Master Bruce F. DalPra; Marital Master Philip D. Cross; and Hooksett District Court Judge Lucinda V. Sadler, and invokes the constitutional authority and duty of the Honorable General Court pursuant to said Articles 31 and 32 to bring about their redress:

1. Marital Master Philip D. Cross arbitrarily turned a fault based divorce into a no-fault divorce against the interests and expressed intent of complainant.
2. Marital Master Philip D. Cross failed to comply with the intent of RSA 169-C:2 protecting the life, health, and welfare of children lying about the existence of evidence indicating abuse and ignoring police reports.
3. Marital Master Philip D. Cross violated the standard of best interests of the child RSA 458 by ignoring the verbal report of the Guardian Ad Litem in interim order 2/25/08 Case number 2006-M-437 in requiring visitation with the paternal grandparents.
4. Marital Master Philip D. Cross handed down a biased divorce decree with numerous misstatements of fact ignoring virtually all of the petitioners complaints.

Wherefore, your Petitioner prays that the House of Representatives:

- A. Accept the within Petition for Redress of Grievance for enrollment and by vote of the House of Representatives appoint a committee to hold public hearings and examine into the circumstances hereof; and following such hearings and examination, recommend to the full House of Representatives that it:
- B. Insert a line item in the judicial branch appropriation for the current biennium a figure sufficient to reimburse Debra Nutton for her time and expenses incurred in and her financial losses resulting from the case of In the Matter of Debra Nutton and Philip Nutton, Docket Number 2006-M-0437, Derry Family Division;
- C. Pass an act directing this case to be assigned to a different court and requiring that court to include in its orders a provision awarding parental responsibility making to your Petitioner.

Respectively Submitted by Petitioner Itse on Behalf of Debra Nutton.

Co-Petitioners:

Rep. Baldasaro, Rock. 3

Rep. Dumaine, Rock. 3

Rep. Ingbretson, Graf. 5

December 9, 2008