

**POSTMASTER INQUIRY REGARDING
USPS FORM PS1583
FORM INSTRUCTIONS**

Last revised: 6/5/09

1. PURPOSE:

This form is sent to the United States Postal Service to discover more about the policies and requirements surrounding their Form PS1583, to withdraw consent to the form, and to demand destruction of all information submitted on the form by the U.S.P.S., and to request that all future submission of Form 1583 information about the submitter from any third party be destroyed and not processed. This prevents information about the submitter from being disclosed to anyone outside the Mail Service Provider who receives the Form 1583.

2. REASON WHY THIS DOCUMENT IS NECESSARY:

2.1. Those opening post office boxes are routinely presented with Postal Service Form PS1583 and asked to sign the form as a precondition of receiving postal delivery of mail. This form is voluntary in all cases and service may not lawfully be denied by the Mail Service Provider to anyone who refuses to submit it.

2.2. Completed Form PS1583's are submitted to the United States Postal Service and entered into a national database that is used to track all those having post office boxes.

2.3. This form provides a remedy for those who have been compelled to submit the form and who want to protect their privacy and prevent information about them getting into government computers. It also allows the Submitter to gather evidence from the U.S.P.S. that can be used to present to Mail Service Providers to prove that the use of the form is not required in the case of the Submitter.

3. PROCEDURE FOR USE:

3.1. The form is electronically fillable with the free Adobe Acrobat Reader available below. Please download and install the latest version of the program:

<http://www.adobe.com/products/acrobat/readstep2.html>

3.2. Fill in the return address and date on the cover letter with yours.

3.3. Fill in the destination address on the cover letter off the Department of State Website:

<http://www.state.gov/>

3.4. Fill in the name at the end of the cover letter.

3.5. Print out the document on double-sided paper to keep the size down.

3.6. Download, complete and print Enclosure (1):

Affidavit of Citizenship, Domicile, and Tax Status, Form #02.001

<http://sedm.org/Forms/FormIndex.htm>

3.7. Download, complete and print Enclosure (2):

United States Postal Service Form 1583 Attachment, Form #06.018

<http://sedm.org/Forms/FormIndex.htm>

3.8. Find a Postal Annex or UPS Store that has two people on duty, one of which is a notary and the other the Mail Server who will mail the item and complete the Certificate of Service.

3.9. In the presence of the Notary and using blue (not black) ink, sign section 5 and Enclosures (1) and (2).

3.10. Have the Mail Server fill out the attached Certificate of Service and sign it. Make sure item 2 includes the addresses where the items are mailed, as indicated in the Cover Letter.

3.11. Have the Notary fill out the Notary Public Jurat at the end of the Certificate of Service, which authenticates the identity of the Mail Server.

3.12. Make one copy of the entire package, including:

3.12.1. Cover letter

3.12.2. Enclosure (1): Affidavit of Citizenship, Domicile, and Tax Status

3.12.3. Enclosure (2): Postal Service Form 1583 Attachment

3.13. Have the Mail Server put the copy into the envelope, and then seal the envelope and personally drop them into the mail.

3.14. Keep the original for yourself and make several copies. You also might want to record the original with the County Recorder so that it becomes a public record which is automatically admissible as evidence in any court trial. The reason is that under [Federal Rule of Evidence 902](#), public records are not subject to the Hearsay Rule.

3.15. We always want to improve the quality of the information we offer on our website and feedback helps with that improvement. If you receive a negative or derogatory response from the government to this form, we would appreciate if you would fax the response to the fax number on our Contact Us page.

4. FURTHER READING AND RESEARCH:

- 4.1. United States Postal Service Form 1583 Attachment, Form #06.018
<http://sedm.org/Forms/FormIndex.htm>
- 4.2. United States Postal Service Domestic Mail Manual (DMM)
http://pe.usps.com/text/dmm300/dmm300_landing.htm
- 4.3. United States Postal Service Website: Forms
<http://www.usps.com/forms/>
- 4.4. 39 U.S.C.: Postal Service
http://www.law.cornell.edu/uscode/html/uscode39/usc_sup_01_39.html
- 4.5. 39 CFR: Postal Service Regulations
<http://www.access.gpo.gov/nara/cfr/cfr-table-search.html>
- 4.6. Your Exclusive Right to Declare or Establish Your Civil Status, Form #13.008. Proves that NO ONE may interfere with your right to declare your civil status, which is a fulfillment of your First Amendment right to associate and your right to be free from compelled association
<http://sedm.org/Forms/FormIndex.htm>

CERTIFICATE OF SERVICE

Republic of _____)
Subscribed and Affirmed _____)
County of _____)

I, _____, the undersigned mailer/server, being of sound mind and under no duress, do hereby certify, attest and affirm that the following facts are true and correct, to wit:

1. That, at the city of _____, County of _____ and the Republic of _____ (statename), on the _____, 20____, that, on behalf of (name) _____, a natural person, the undersigned personally deposited the following documents (listed below) inside the envelope, sealed them and transmitted them via the carrier indicated in item 2 below, to wit:

Item #	Document Description	Number of pages
1	Request to update records and clarify USPS Policies Regarding Form PS1583	7
2	Enclosure (1): Affidavit of Citizenship, Domicile, and Tax Status	17
3	Enclosure (2): Postal Service Form 1583 Attachment	3
4		
5		
7		
8		
9		

Total of ____ () documents with combined total of _____ (____) pages.

2. That I personally mailed said document(s) via (initial those which apply):

_____ United States Postal Office, by regular mail, postage prepaid

_____ United States Postal Office, by Certified Mail # _____, Return Receipt Requested

_____ United Parcel Service (UPS), tracking number # _____

_____ Federal Express, tracking number # _____

_____ Other (specify): _____

at said City and State, one (1) complete set of **ORIGINAL/COPIED (circle one)** documents, as described in item 1 above, properly enveloped and addressed to (addressee and address):

Attn: _____

Cert. Mail No.: _____

3. That I am at least 18 years of age;
4. That I am not related to _____ by blood, marriage, adoption, or employment, but serve as a "disinterested third party" (herein "Server"); and further,
5. That I am in no way connected to, or involved in or with, the person and/or matter at issue in this instant action.

I now affix my signature to these affirmations.

(Signature): _____, Mailer/Server

(Printed name): _____

NOTARY PUBLIC'S JURAT

BEFORE ME, the undersigned authority, a Notary Public, of the County of _____, Republic of _____ (statename), this _____ day of _____, 20____, _____ mailer/server did appear and was identified by (circle one): 1. Passport; 2. Driver's license; 3. Other: _____, and who, upon first being duly sworn and/or affirmed, deposes and says that the foregoing asseveration is true to the best of his/her knowledge and belief.

I certify under PENALTY OF PERJURY under the laws of the State of _____ that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

/s/ _____ SEAL

Notary Public

My Commission Expires On:

1
2
3
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Cert. Mail #

Honorable _____
Postmaster General
U.S. Postal Service
475 L'Enfant Plaza, SW
Washington, DC 20260-0010

Subject: Request to update records and clarify USPS Policies Regarding Form PS1583

Enclosure(s):

- (1) Affidavit of Citizenship, Domicile, and Tax Status.
- (2) Postal Service Form 1583 Attachment.

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Dear Mr. Postmaster General:

1 **1 PURPOSE:**

2 This correspondence is intended to:

- 3
- 4 1. Request a change in the handling of information about me submitted to U.S. Postal Service by the third parties
 - 5 2. To obtain clarification of official Postal Service policies and authority relating to the handling of information submitted
 - 6 to it by third parties. Please don't reply by asking me to seek the advice of a lawyer, because I've already done that and
 - 7 they don't know the answers to the questions either and they directed me to you, and as part of the Public that your
 - 8 office serves I'm entitled to clear and concise answers to the questions being presented so that I may make sure that I
 - 9 am able to be in compliance with every law that I am subject to.

10 My motivation in submitting this letter is to:

- 11
- 12 1. Avoid any possibility of ever being accused of committing perjury on a lawfully required and relevant government
 - 13 form
 - 14 2. Avoid any adverse consequences arising from conflicts between the status or information I claim in current/recent
 - 15 government correspondence and forms, and any information I mistakenly or was misled in to providing at the time the
 - 16 original PS1583 was submitted.
 - 17 3. Ensure that I am not held to a higher standard of accountability than the government itself on forms which I have
 - 18 previously submitted to the government. The government almost never authenticates its correspondence under penalty
 - 19 of perjury.

20 **2 QUESTIONS**

- 21
- 22 1. What is the legal definition of a "Commercial Mail Receiving Agent (CMRA)" Please tell me specifically its statutory
 - 23 definition and please cite the exact statute number so I can review it later at my convenience.

24 ***Your Answer (attach additional sheets as necessary):***

25
26
27
28
29

- 30 2. What is the USPS official interpretation of the meaning of the word "Commercial Mail Receiving Agent (CMRA)"?
- 31 Does it mean 'Someone who receives commercial mail as an agent of the USPS' or does it mean 'An agent acting in a
- 32 commercial capacity on behalf of the USPS' or something else?

33 ***Your Answer (attach additional sheets as necessary):***

34
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37
38

- 39 3. Under what specific instances and circumstances could those domiciled and situated outside of federal territory
- 40 lawfully be compelled to complete a PS1583?

41 ***Your Answer (attach additional sheets as necessary):***

42
43

- 44 4. Can you cite a statute that compels the use or submission of the PS1583 for those PRIVATE Americans who meet all
- 45 the following:

46 4.1. Not engaged in nor participating in any federal privilege or franchise in the context of the PS1583

47 4.2. Not an "employee" per [26 U.S.C. §3401](#)(c) and 26 CFR §31.3401(c)-1

48 4.3. Not an "employer" per [26 U.S.C. §3401](#)(d)

49 4.4. Not engaged in the [federal] 26 USC "trade or business" franchise defined in 26 U.S.C. §7701(a)(26), as "the

50 functions of a public office"

51 4.5. Not domiciled or resident on federal territory or within the exclusive legislative jurisdiction of the United States

52 government pursuant to Article 1, Section 8, Clause 17 of the United States constitution.

1 4.6. Not exercising agency as a public officer, contractor, franchisee, trustee, or transferee in relation to the United
2 States government in the context of this agreement or any of his/her activities?

3 **Your Answer (attach additional sheets as necessary):**
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- 9 5. Would you provide statutory and regulatory authorities as well as agency documentation which inform me under what
10 circumstances and which conditions and considerations you operate as a governmental agency and when you're
11 operating as a business and how the average American would go about learning which entity you're representing
12 yourself as? See: <http://usgovinfo.about.com/od/consumerawareness/a/uspsabout.htm> for reasons why I ask this
13 question.
14

15 For example, when you are asking me to complete a form PS1583, are you asking as a government agency or a
16 business? It's very important for me to know when I'm interacting with you as the government or as a business, and I
17 can't find where you disclose how and when the public is able to make this determination. Further, I find it even more
18 confusing because if I am required to complete a PS1583 in order to receive my private mail as a private agreement
19 with a private entity separate of any agreement they have with you as either a private company or as a governmental
20 agency, then;
21

- 22 (a) If you're asking for the information as the government, the PS1583 does not contain an Office of Management
23 and Budget number. The regulations governing these requirements are found in the Paperwork Reduction Act,
24 specifically in 5 Code of Federal Regulations 1320.6:
25

26 *"Sec. 1320.6 Public protection.*

27 (a) *Notwithstanding any other provision of law, no person shall be subject to any penalty for failing to comply with a collection of*
28 *information that is subject to the requirements of this part if:*

29 (1) *The collection of information does not display, in accordance*
30 *with Sec. 1320.3(f) and Sec. 1320.5(b)(1), a currently valid OMB control number assigned by the Director in accordance with*
31 *the Act; or*
32

33 (2) *The agency fails to inform the potential person who is to respond to the collection of information, in accordance with Sec.*
34 *1320.5(b)(2), that such person is not required to respond to the collection of information unless it displays a currently valid*
35 *OMB control number."*
36
37

- 38 (b) If you're asking as a business, then I need you to fully disclose the nature of the agreement and disclose its full
39 consideration in writing in the form of contract.
40
41

42 **Your Answer (attach additional sheets as necessary):**
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- 47 6. When a CMRA asking me to complete a PS1583, is it done under the presumption that I'm acting in some
48 governmental capacity as part of a 'trade or business' under 26 USC "trade or business" franchise defined in 26 U.S.C.
49 §7701(a)(26) as "the functions of a public office"?

50 **Your Answer (attach additional sheets as necessary):**
51
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54

- 55 7. How would I go about removing, updating or changing information that I now have reason to believe, based on
56 subsequent legal research AFTER submitting it, is either unnecessary, inaccurate, I was misled in to providing or
57 which could encourage or condone false presumptions about my legal status, or right to a service, that might have
58 criminal or civil consequences?

59 **Your Answer (attach additional sheets as necessary):**
60

- 1 8. Please describe any statutes in 39 U.S.C., regulations in 39 CFR, agency documents, or agency publications which
2 prescribe or define precisely when and under what circumstances and in what places the use of the PS1583 is NOT
3 required and is voluntary in the conduct of third party mail service providers.
4 **Your Answer (attach additional sheets as necessary):**
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- 8 9. Is the Postal Service subject to the Privacy Act, 5 U.S.C. §552a and under what conditions are you subject to it?
9 **Your Answer (attach additional sheets as necessary):**
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- 14 10. If I send you a notification indicating that you DO NOT have my consent to maintain records about me sent to you by
15 third parties pursuant to 5 U.S.C. §552a(b), will you purge and delete all information submitted to you in the context of
16 Form PS1583 from your records and all other parties you disclose that information to.
17 **Your Answer (attach additional sheets as necessary):**
18
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- 21 11. If you are part of the U.S. government, by what delegated authority do you maintain or collect information on
22 **nonresident** parties not subject to federal law?
23 **Your Answer (attach additional sheets as necessary):**
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26
- 27 12. If you do maintain information about nonresident parties protected by the Constitution without their consent, are you
28 violating their Fourth Amendment right or privacy?
29 **Your Answer (attach additional sheets as necessary):**
30
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32
- 33 13. Is a CMRA acting as an agent of the U.S. government if they refuse service or discriminate against anyone who refuses
34 to complete and submit the form PS1583?
35 **Your Answer (attach additional sheets as necessary):**
36
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39
- 40 14. Is a CMRA subject to all the limitations of the USA Constitution applicable to officers of the government when
41 interacting with private parties who are not engaged in government franchises and not exercising agency on behalf of
42 any government?
43 **Your Answer (attach additional sheets as necessary):**
44
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46
- 47 15. Is the Postmaster General the party responsible for violations of Constitutional rights caused by CMRA refusing to do
48 business with a private party not required to submit the PS1583?
49 **Your Answer (attach additional sheets as necessary):**
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- 53 16. Has anyone ever been prosecuted for false information submitted to the U.S.P.S. on Form PS1583.
54 **Your Answer (attach additional sheets as necessary):**
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3 SUBMITTER STATUS AND DECLARATION

The 4-corners rule applies to this form and this attachment. No presumptions or inferences about the status of the Submitter shall or may be made by the Recipient of this form not otherwise expressly stated herein or in the attached Affidavit of Citizenship, Domicile, and Tax Status, Enclosure (1).

1. I am not engaged in nor participating in any federal privilege or franchise in the context of this submission or activity such as the [federal] 26 USC “trade or business” franchise defined in 26 U.S.C. §7701(a)(26) as “the functions of a public office”.
2. I am not domiciled or resident on federal territory or within the exclusive legislative jurisdiction of the United States government pursuant to Article 1, Section 8, Clause 17 of the United States constitution.
3. I am not exercising agency as a public officer, contractor, franchisee, trustee, or transferee in relation to the United States government in the context of this agreement or any of his/her activities.
4. I am not an “employee” per [26 U.S.C. §3401\(c\)](#) and 26 CFR §31.3401(c)-1 or an “employer” per [26 U.S.C. §3401\(d\)](#).
5. I do not, by signing Form PS1583, intend to convey consent to send any information about myself, this form, or the attached PS1583 to any third party including the USPS. Any use or disclosure of this information to any third party without express advanced written consent shall constitute a tort by the offender.
6. I am exercising PRIVATE rights in connection with the contractual relationship myself and the private business (which is NOT the USPS) accepting my mail and I do not consent to any conveyance of rights to any third party by virtue of this relationship or by virtue of the use of Form PS1583. The U.S. Supreme Court has held that the ability to regulate the exercise of such PRIVATE rights is repugnant to the Constitution and therefore beyond the scope of any enactment of Congress.
7. I do not consent to allow any private business I contract with to act as a CMRA or for this party to act as my agent or fiduciary in any matter affecting my rights.
8. Per the U.S. Supreme Court, Congress is without the ability to establish or authorize any franchise or “privilege” within the borders of the states mentioned in the Constitution. Consequently, the Form PS1583 cannot and does not convey any rights to the U.S.P.S. or the U.S. Government, even if its use had been consented to by me and/or the private party I contracted with to accept my mail.

“Thus, Congress having power to regulate commerce with foreign nations, and among the several States, and with the Indian tribes, may, without doubt, provide for granting coasting licenses, licenses to pilots, licenses to trade with the Indians, and any other licenses necessary or proper for the exercise of that great and extensive power; and the same observation is applicable to every other power of Congress, to the exercise of which the granting of licenses may be incident. All such licenses confer authority, and give rights to the licensee.

*But very different considerations apply to the internal commerce or domestic trade of the States. **Over this commerce and trade Congress has no power of regulation nor any direct control. This power belongs exclusively to the States. No interference by Congress with the business of citizens transacted within a State is warranted by the Constitution, except such as is strictly incidental to the exercise of powers clearly granted to the legislature.** The power to authorize [e.g. license or regulate] a business within a State is plainly repugnant to the exclusive power of the State over the same subject. It is true that the power of Congress to tax is a very extensive power. It is given in the Constitution, with only one exception and only two qualifications. Congress cannot tax exports, and it must impose direct taxes by the rule of apportionment, and indirect taxes by the rule of uniformity. Thus limited, and thus only, it reaches every subject, and may be exercised at discretion. But, it reaches only existing subjects. **Congress cannot authorize [e.g. “license”] a trade or business [including a Mail Service Business] within a State in order to tax [or regulate] it.**” [License Tax Cases, [72 U.S. 462](#), 18 L.Ed. 497, 5 Wall. 462, 2 A.F.T.R. 2224 (1866)]*

9. I do not consent or elect, nor have I ever, by signing and submitting the Form PS1583, to be treated as though I have any status other than that expressly stated above and qualifies any attempt to infer my consent to another status as a tort, duress, extortion, and organized crime against my life, liberty, and property.
10. Because the Form PS1583 is being submitted unlawfully within a foreign state by a transient foreigner under the influence of fraud, mistake, and duress, Submitter hereby classifies all information on the form as NON-factual, NON-actionable, religious and political beliefs and speech which are not admissible as evidence in any federal or state legal proceeding pursuant to Fed.R.Ev. 610.

Ex dolo malo non oritur action. Out of fraud no action arises. Cowper, 343; Broom's Max. 349.

Fraus est celare fraudem. It is a fraud to conceal a fraud. 1 Vern. 270.

1 *Jus et fraudem nunquam cohabitant. Right and fraud never go together.*

2 *Lata culpa dolo aequiparatur. Gross negligence is equal to fraud.*

3 *Magna culpa dolus est. Great neglect is equivalent to fraud. Dig. 50, 16, 226; 2 Spears, R. 256; 1 Bouv. Inst. n. 646.*

4 Quod alias bonum et justum est, si per vim vel fraudem petatur, malum et injustum efficitur. What is otherwise good and just, if
5 sought by force or fraud, becomes bad and unjust. 3 Co. 78.

6 [Bouvier's Maxims of Law, 1856]

7 **4 ACTION PROMPTLY REQUESTED OF YOU**

8 Please promptly:

- 9
- 10 1. Take legal notice of all the terms and conditions applying to the past, present, and future submission of all information
- 11 about me by third parties in connection with Form PS1583. This form identifies all such information my private and
- 12 personal property under a franchise agreement.
- 13 2. Promptly destroy, delete and mark as false any information in your possession connected with the submission of Form
- 14 PS1583.
- 15 3. Delete and destroy any and all records in your possession relating to me except for this correspondence, and apply this
- 16 rule to all future correspondence unless otherwise directed.
- 17 4. Add a warning to your Form PS1583 indicating all of the circumstances under which the form PS1583 is NOT required
- 18 to be used by third party mail service providers so that third parties don't compel the use of that form in cases where it
- 19 is not required, which is the vast majority of cases. This will ensure that it's use is not compelled by those not required
- 20 to use it, thereby protecting their privacy.
- 21 5. Answer all the questions I've asked and cite the relevant statutes, regulations, and policy documents where applicable,
- 22 in regards to each question.
- 23 6. If you dispute or have doubts about anything in this correspondence, please read and then respond with a detailed
- 24 rebuttal signed under penalty of perjury to:
- 25 6.1. Anything you disagree with in this correspondence.
- 26 6.2. Anything referenced in this correspondence.

27 I ask that in responding to this correspondence, you avoid the temptation to:

- 28
- 29 1. Make legal determinations about my status. I do not authorize you to practice law on my behalf or to tell me either
- 30 what I AM or what I am NOT required to fill out. The status I claim is an exercise of my protected First Amendment
- 31 right of freedom of association and you may not interfere with the exercise of that right by telling me how, or under
- 32 what circumstances, I choose to politically associate or disassociate with a specific political group called a "state" or
- 33 government.
- 34 2. Label anything within this correspondence as "frivolous". For the purposes of your response to all correspondence or
- 35 forms originating from me, that word shall mean "truthful, accurate, and consistent with prevailing law". I have a right
- 36 to expect that you will help me comply with the requirements of law by citing HOW to comply; not why you don't like
- 37 my sincere efforts to comply.
- 38 3. Try to compel me to participate in federal franchises such as Social Security, Medicare, Unemployment, or the "trade
- 39 or business" franchise that is the heart of the income tax. It is a criminal violation of the separation of powers and the
- 40 Thirteenth Amendment to offer or enforce government franchises to those domiciled outside of federal territory pr
- 41 those not ALREADY lawfully employed with the federal government as public officers BEFORE they filled out any
- 42 tax or passport form. See 18 U.S.C. §911 and the rebut the following and the questions at the end of the following if
- 43 you disagree:

44 Government Instituted Slavery Using Franchises, Form #05.030

45 <http://sedm.org/Forms/FormIndex.htm>

46 You have 30 days to respond to and rebut this correspondence or be found in default and equitable estoppel pursuant to
47 Fed.Rul.Civ.P. 8(b)(6). A response not signed under penalty of perjury or signed without the real legal birthname, work
48 address (NOT PO BOX), phone number, and place where you can be served with legal papers shall constitute a non-
49 response for the purposes of this correspondence. Every time I correspond with you on a government form, I have to sign it
50 under penalty of perjury and you have to abide by the same rule. Otherwise, an unconstitutional "title of nobility" has been
51 illegally conferred and the requirement for equal protection that is the foundation of the Constitution has been violated.

1 **5 AFFIRMATION**

2 I certify under penalty of perjury from without the "United States" and from within the "United States of America", a
3 foreign state and a foreign estate pursuant to 26 U.S.C. §7701(a)(31) and 28 U.S.C. §1746(1) that this correspondence and
4 all enclosures are true, correct, and complete to the best of my ability.

5 Very Respectfully,

6

7

8 _____