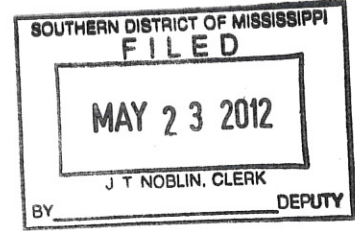


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**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION**

DR. ORLY TAITZ, ESQ) CASE# 3:12-cv-280-HTW-LRA
BRIAN FEDORKA)
LAURIE ROTH)
LEAH LAX)
TOM MacLERAN)
V)
DEMOCRAT PARTY OF MISSISSIPPI,)
SECRETARY OF STATE OF MISSISSIPPI)
BARACK HUSSEIN OBAMA)
OBAMA FOR AMERICA)
NANCI PELOSI)
DR. ALVIN ONAKA)
LORETTA FUDDY)
MICHAEL ASTRUE)
JANE DOES, JOHN DOES 1-100)

**PLAINTIFF’S REPLY TO DEFENDANT’S OPPOSITION
TO PLAINTIFF’S MOTION TO REMAND**

Plaintiff respectfully submits this reply to Defendant's opposition to Plaintiff's Motion to Remand. For the reasons stated below Plaintiff requests that Defendant's Opposition to Plaintiff's Motion to Remand should be denied, and Plaintiff's Motion to Remand should be granted.

MEMORANDUM OF POINTS AND AUTHORITIES

Plaintiff Orly Taitz, (herein "Taitz") filed a motion to remand above captioned case back to the State court, as the Federal court is flagrantly without jurisdiction. For the removal to be valid, all defendants have to consent to the removal. Only two defendants consented to the removal.

Defendants Democratic Party of Mississippi and Secretary of state of Mississippi concede that

- a. all parties have to consent to the removal
- b. that other defendants were served and they did not concede to the removal.

Their opposition to remand rests on one tiny technical argument, that the service was not perfected. Other defendants were served with the First Amended complaint, but they were not served with the summons yet.

Parties are subject to 28 U.S.C. section 1448: Process after removal, which in its pertinent parts states: "***In all case removed from any State court to any District Court of the United States in which any of one or more of the defendants***

has not been served with process,, or in which the service has not been perfected prior to removal... such process or service may be completed...”

In addition the Federal Rules of Civil Procedure 4 (m) allows 120 day for service of complaint and summons. The First Amended Complaint was filed on April 19, 2012. Plaintiffs have 90 more days to perfect the service of process.

Plaintiff is within the allowed time under the Federal Rule of Civil Procedure 4(m).

Subject to both 28 U.S.C. section 1448 and Federal Rule of Civil Procedure 4(m) the proper cause of action would be to remand the case to the State court, giving the Supreme Court of Mississippi an opportunity to assign a special judge, which they were doing, as they were rudely interrupted by the Defendants, rushing to remove the case without any legitimate reason, and for the Plaintiffs to serve the summons and to perfect the service of process.

Only after the service of process is perfected and **ALL** the defendants agree to removal to the Federal court, a lawful removal can be accomplished. As of now the Federal Court does not have jurisdiction over this case and Plaintiff Taitz respectfully moves this court to remand the case back to the Supreme Court of Mississippi, which patiently waits in abeyance to appoint a special judge and prosecute the matter of Defendant Obama using a forged birth Certificate, forged Selective Service Certificate and a stolen Connecticut Social Security number in

order to fraudulently get on the ballot in the state of Mississippi. Taitz, also, respectfully requests to lift the stay of discovery upon remand to the state court.


Respectfully SUBMITTED,

/s/ Dr. Orly Taitz, ESQ

A handwritten signature in black ink, appearing to be 'Orly Taitz', written over a horizontal line.

CERTIFICATE OF SERVICE

I Yulia Yun, am not a party to this case and I attest that I served all of the parties in this case with above pleadings by first class mail.

Date: 5/18/2012
Signed 
Yulia Yun