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OCT 25 2010	
CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
BY: _____ Z DEPUTY	

D L P LT13
 Elmer P. Vild, Trustee
 989 S. Main St., #A-269
 Cottonwood, AZ 86326
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 Elmer P. Vild is the Trustee for the
 D L P LT13 contractual entity..

**IN THE UNITED STATES DISTRICT COURT FOR THE
 DISTRICT OF ARIZONA**

United States of America,)

Plaintiff,)

v.)

Maria D. Forman; Jimmy C. Chisum, and)
 Elmer P. Vild, also known as Phillip)
 O'Neil, as Trustees for the DLP LT 13)
 Trust; and Arizona Department of)
 Revenue)

Defendants.)

Civil No. CV 09-00444-PHX-SRB

REPLY TO UNITED STATES'
 OPPOSITION TO MOTION TO
 TRANSLATE DOCUMENT

COMES NOW Elmer P. Vild, Trustee, as stated before, relying on *Haines v.*

Kerner, to reply to Plaintiff's response to this Defendant's Motion to translate a document written in Spanish, the Plaintiff states that the Plaintiff is not sure what standing this Defendant has with the Court and again pushes the point that this Defendant cannot represent Maria D. Forman.

This Defendant in no way attempts to represent Maria D. Forman. If any doctor considers an individual who has been named in a legal proceeding to be incompetent to

pursue the matter, this Defendant feels anyone with that knowledge has a moral duty to inform the Court.

The Plaintiff on page 3 of their Response states “**The document does not need to be translated.**” In bold no less. I knew the IRS was heartless but this is ridiculous.

Who is the Plaintiff to state that a document sent to the court does NOT need to be translated. Plaintiff goes on to state there is no evidence to support this claim, Elmer P. Vild is not an attorney, not a doctor, etc. Who cares how an original document got to the Court. If it is by an official doctor in any language the Court is obligated to check it out regardless how it came to be forwarded to the Court. Plaintiff does not want justice in our court system. This Defendant believes the Plaintiff only seeks revenge on the clients of Jimmy C. “JC” Chisum. Why else would a Plaintiff be willing to spend \$100,000 or more of the taxpayers’ money to attempt to collect \$25,000 or less. JC Chisum and Howard Forman had many disputes and lawsuits with the IRS over the years. Howard Forman died on or about April 16, 2008. The IRS had the instant suit commence on or about March 5, 2009 against Howard’s wife, Maria D. Forman. Maria D. Forman comes under the innocent spouse rule and should not have to pay IRS anything in this Defendant’s opinion. It should be obvious to anyone that the instant suit is not over money or doing the right thing. It is a vendetta against JC Chisum and Howard Forman and a warning to anyone who would oppose the IRS.

This Defendant believes that if this were not a “Vendetta” suit that the Plaintiff would readily join the motion for translation in the interest of justice. However, Plaintiff should realize that should the Court not allow this Defendant to defend the trust because he is not an attorney and/or for some reason not have the document translated, this will be

only the beginning of the cost to the United States. This Defendant will submit a very lucid *amicus curie* briefing here or in the appellate court. Alerting the press of the reasons for putting a destitute widow on the street is not out of the question either.

That having been said, this Defendant reminds this Court that the purpose of any Court is to see that justice is accomplished. The original document in the Court's possession must be translated and acted upon to meet the Court's obligation to justice no matter how it came into the Court's possession.

Wherefore, the above premises considered, Defendant prays that this Court will have the document translated forthwith and act accordingly if Defendant Maria D. Forman is not medically fit to continue on her own behalf.

In addition, this defendant believes that the direction the court desired for the parties to proceed was to move toward a settlement. The raising of this issue and other issues that have been filed into the court record by Plaintiff since our scheduling conference do not seem to be moving us in that direction. If the Plaintiff's attorney would concentrate on settlement, this case could be moot in short order. A Motion will be filed in a few days that will address this issue.

Respectfully submitted this 22nd day of October, 2010.

A handwritten signature in black ink that reads "Elmer P. Vild, Trustee". The signature is written in a cursive style with a horizontal line underneath the name.

DLP LT13
Elmer P. Vild, Trustee

CERTIFICATE OF SERVICE

Original for the Clerk of the Court and one copy for the Honorable Susan R. Bolton mailed this 22nd day of October, 2010 via first class mail to:

Clerk of the Court
Sandra Day O'Connor U.S. Courthouse
SPC 1
401 W. Washington Street, Suite 130
Phoenix, AZ 85003-2118

Copies mailed this 22nd day of October, 2010 via first class mail to:

DIANE J. HUMETEWA
United States Attorney
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405 West Congress St., Suite 4800
Tucson, Arizona 85701-5040

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Maria D. Forman
5640 East Duane Lane
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Jimmy Chisum, 84388-008
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Herlong, CA 96113

DENISE ANN FAULK
Assistant Attorney General
1275 West Washington St.
Phoenix, AZ 85007-2926

A handwritten signature in black ink that reads "Elmer P. Vild, Trustee". The signature is written in a cursive style and is positioned above a horizontal line.

Elmer P. Vild, Trustee of D L P LT13