

D L P LT13  
Elmer P. Vild, Trustee  
989 S. Main St., #A-269  
Cottonwood, AZ 86326  
Ph. (928) 634-5669  
E-Mail: [trustoneil@cableone.net](mailto:trustoneil@cableone.net)  
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,	)	
	)	Civil No. CV 09-00444-PHX-SRB
Plaintiff,	)	
	)	TRANSLATED DOCUMENT
v.	)	SUBMITTED FOR RULE 17
	)	RULING
Maria D. Forman; Jimmy C. Chisum, and	)	
Elmer P. Vild, also known as Phillip	)	
O'Neil, as Trustees for the DLP LT13	)	
Trust; and Arizona Department of	)	
Revenue	)	
	)	
Defendants.	)	

COMES NOW Elmer P. Vild, Trustee, as stated previously, relying on *Haines v. Kerner*, and submits a translation of the document received by this Court on June 18, 2010 as Doc. #93 and ruled upon on December 23, 2010 as Doc. #122. In Doc. #65 "Motion to Comply with Rule 17" received by this Court on February 17, 2010 this Defendant quoted Rule 17 as follows:

Rule 17(c)(2) states:

(c) MINOR OR INCOMPETENT PERSON.

(2) *Without a Representative.* A minor or an incompetent person who does not have a duly appointed representative may sue by a next friend or by a

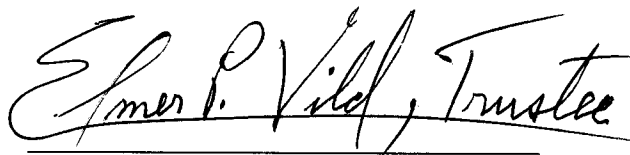
guardian ad litem. **The court must appoint a guardian ad litem** — or issue another appropriate order — to protect a minor or incompetent person who is unrepresented in an action. (emphasis added)

It is this Defendant's position that Maria D. Forman comes under the innocent spouse rule and has been incompetent to handle this instant suit or any legal proceedings conducted in the United States. This Defendant believes it is not responsible for Mrs. Forman, does not represent her in this action and has no responsibility to pay for anything related to her including the translation of her Mexican doctor's letter attached hereto.

This Defendant believes in "justice and fair play" and that is why this Defendant paid to have the Mexican doctor's letter translated since the Court did not. This Defendant did not originally submit the doctor's letter as a motion and does not submit its translation as a motion. With the doctor's letter and its translation in the Court record, the Court has the duty under Rule 17 to act upon Mrs. Forman's inability to continue on her own.

D L P LT13 requests that the Court, on its own imitative, without any further delay or input from any other person, Complainant or Defendant, act in accordance with Rule 17 and appoint someone to represent Maria Forman in the settlement procedures with Judge Voss in order that we may proceed with a more inexpensive termination of the instant case.

Respectfully submitted this 10<sup>th</sup> day of January, 2011.

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.

D L P LT13  
Elmer P. Vild, Trustee

## CERTIFICATE OF SERVICE

Original for the Clerk of the Court and one copy for the Honorable Susan R. Bolton and one copy for the Honorable Edward C. Voss mailed this 10<sup>th</sup> day of January, 2011 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

Additional copies mailed this 10<sup>th</sup> day of January, 2011 via first class mail to:

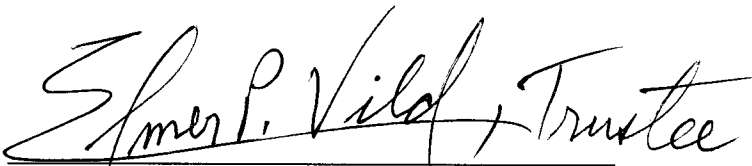
DIANE J. HUMETEWA  
United States Attorney  
District of Arizona  
Evo A. DeConcini Courthouse  
405 West Congress St., Suite 4800  
Tucson, Arizona 85701-5040

ALEXIS V. ANDREWS  
Trial Attorney, Tax Division  
U.S. Department of Justice  
P.O. Box 683, Ben Franklin Station  
Washington, D.C. 20044-0683

Maria D. Forman  
5640 East Duane Lane  
Cave Creek, Arizona 85331-6492

Jimmy Chisum  
7110 W. Cinnabar Ave.  
Peoria, AZ 85345

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

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

Elmer P. Vild, Trustee of D L P LT13

## LANGUAGE CONNECTION

*Translation and Interpretation in All Languages*

12417 W Surrey Ave.

El Mirage, Arizona 85335

Phone 602.696.1946 or 623.842.4748

Fax 623.934.9947

[languageconnection@cox.net](mailto:languageconnection@cox.net)

## CERTIFICATION

### Translation of Medical Report

REF: Maria de Forman

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Spanish into English

I hereby declare that this document has been translated  
To the best of my knowledge and abilities.

A circular seal for Language Connection is stamped over a handwritten signature. The seal contains the text: "CERTIFIED by Language Connection 602.696.1946 623.842.4748". The signature is written in black ink over a horizontal line.

Ana C. Stine

Spanish/English Translator

County of Maricopa

State of Arizona

January 6, 2011

**Language Connection**  
*Translation and Interpretation Services*

**Case 2:09-cv-00444-SRB Document 93 Filed 06/18/10 Page 4 of 4**  
(Translation from Spanish into English)

[LOGO] **neuroklinik**  
Comprehensive Neurosolutions

May 25, 2010

To Whom It May Concern:

I am writing this letter to report that the patient MARIA DE FORMAN, who came to see the undersigned due to presenting radicular syndrome secondary to narrow cervical and lumbar canal, refractory to treatment. The patient was given several analgesics in the US, including high doses of morphine. Therefore, an MRI was taken, and microsurgical decompression was suggested, which was done on March 15, 2010. The patient presented an improvement in her symptoms. [However] she is still experiencing residual effects from the morphine; therefore, the patient is in no physical or mental condition to make ordinary or legal decision, due to the effects caused by such medication on a person of her age.

If you need any information regarding the patient's progress, I remain at your service.

[SIGNATURE]  
Mario Alberto Suarez Calderon  
Lic. No. 2343344 Certif. No. 3279983

