

D L P LT13
Elmer P. Vild, Trustee
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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

NOTICE TO THE COURT

COMES NOW Elmer P. Vild, Trustee for the D L P LT13 contract in the form of a trust proceeding without the assistance of counsel relying on *Haines v. Kerner* and other U.S. Supreme Court decisions that hold pro se litigants cannot be held to the same standards as an attorney and the lower courts must point out any defects and allow a pro se litigant sufficient time to correct any defects. And, that the pro se litigants' pleadings are sufficient to call for an opportunity to be heard.

CERTIFICATE OF SERVICE

This document has been submitted into the court record as evidence by Terry I. Major, Notary Public, in and for the state of Arizona, County of Yavapai. My stamp is attached to identify me and my commission.

Original for the Clerk of the Court and one copy for the Honorable Susan R. Bolton mailed this 6TH day of April, 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 6TH day of April, 2010 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

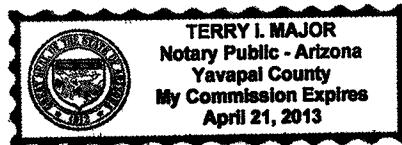
Maria D. Forman
5640 East Duane Lane
Cave Creek, Arizona 85331-6492

Jimmy Chisum, 84388-008
FCI Herlong, Satelite Camp
P.O. Box 800
Herlong, CA 96113


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

State of Arizona)
) ss.
County of Yavapai)

{Seal}



This document has thus been served.

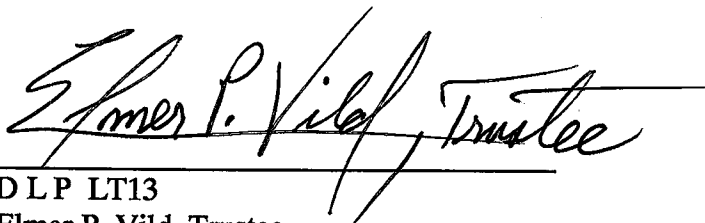

Terry I. Major, Notary Public

Yesterday when this Defendant submitted his MOTION TO JOIN CONTINUANCE, Defendant did not consider the fact that Defendant Jimmy C. Chisum was unable to give the Plaintiff a courtesy telephone call to determine if the Plaintiff had any objection to the delay continuing until December 1, 2010. With that in mind, this Defendant called Alexis V. Andrews at 9:50 A.M. Arizona time today to determine if there would be any objection for a delay continuing until December 1, 2010. Defendant left a message requesting the Plaintiff contact him or call and leave a message for him before the end of the day, if there was any objection.

Defendant did not receive a telephone call with any objection and would therefore submit to this Court that there was no objection by the Plaintiff. Defendant Jimmy C. Chisum was one of the original parties to the contract entered into in 1990. His attendance at any meetings in this lawsuit would be extremely helpful. Jimmy C. Chisum would be able to convey the original parties intentions at the time the 1990 contract was developed.

Therefore, the above premises and Jimmy C. Chisum's motion considered, and there being no harm to anyone, this Defendant requests the Court to grant a delay of, at minimum, until after December 1, 2010.

Respectfully submitted this 6th day of April, 2010.


DLP LT13
Elmer P. Vild, Trustee