

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA,)	
)	Case No. 1:07-CV-0352 TJM/RFT
Plaintiff)	
)	
v.)	SCHULZ DECLARATION # 10
)	
ROBERT L. SCHULZ;)	
WE THE PEOPLE FOUNDATION FOR)	Date: July 27, 2007
CONSTITUTIONAL EDUCATION, INC.;)	Time: 10:00 A.M.
WE THE PEOPLE CONGRESS, INC.)	Ctrm:
)	
Defendants)	

I, ROBERT L. SCHULZ, declare under penalty of perjury:

1. I am a Defendant in the matter captioned above, and I make this Declaration in support of the motion to dismiss the complaint and in opposition to the motion for summary judgment.
2. I make this Declaration in my individual capacity and as Chairman of Defendant We The People Foundation for Constitutional Education, Inc. ("WTP Foundation"), and as Chairman of Defendant We The People Congress, Inc. ("WTP Congress").

Purpose

3. A purpose of this Declaration is to provide the Court with a copy of the research report titled "Taxable Income," which is the only comprehensive analysis of and evidence behind the "861 argument."
4. On information and belief, the 861 argument and "Taxable Income" was relied upon by seasoned Attorney Thomas Cryer who, last week, on July 11, 2007, was acquitted on two counts of willful failure to file tax returns in Shreveport, LA.

5. Exhibit A is a copy of "Taxable Income" – the 861 evidence. On information and belief, this evidence has not been rebutted by the United States, academia or any tax professional. The U.S. Supreme Court has never addressed it, and the various lower court rulings, when they have done anything more than declare the position "frivolous" or "without merit," have relied exclusively upon the broadly-worded general definition of "gross income" found in Section 61 (USC, Title 26), to the exclusion of all else.

Executed this 15th day of July, 2007.

ROBERT L. SCHULZ
2458 Ridge Road
Queensbury, NY 12804