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2007 MAY 21 P 3:38

CLERK US DISTRICT COURT
ALEXANDRIA, VIRGINIA

1:06CV1354

To: WHOM IT MAY CONCERN

Attn:

Fax:

Phone: 202-552-7369

No. of Pages: 7 including cover

From: TERRY MARTIN

Fax :

Phone: 360-303-7461

Date: Monday, May 21, 2007

RE: FILING INSTRUCTIONS

Notes/Comments:

ATTACHED IS THE RESPONSE TO A SUMMONS IN A CIVIL ACTION WHICH MUST BE FILED TODAY, MAY 21, 2007 WITH ,

1) UNITED STATES DISTRICT COURT EASTERN DISTRICT OF VIRGINIA

AND

2) CARL A. TIBBETTS, UNITED STATES SECURITIES & EXCHANGE COMMISSION.

(SEE ATTACHED FRONT PAGE OF SUMMONS FOR ADDITIONAL INFORMATION WHICH SHOULD BE FILED WITH THE RESPONSE)

WITH QUESTIONS OR CONCERNS PLEASE CONTACT ME AT 360-303-7461.

REQUEST:

CONFIRMATION OF RECEIPT OF THESE DOCUMENTS APPRECIATED AND REQUIRED.

THANK YOU

72

FOR TERRY MARTIN RESPONSE

**INSTRUCTIONS FOR FILING OF DOCUMENTS WHICH MUST BE FILED
TODAY, MAY 21, 2007:**

FILE WITH

UNITED STATES DISTRICT COURT
EASTERN District of VIRGINIA

CASE NUMBER 1:06-CV-1354 GBL/TRJ

UNITED STATES SECURITIES AND
EXCHANGE COMMISSION

SUMMONS IN A CIVIL ACTION

V.

INTERNATIONAL FIDUCIARY CORP., S.A.
et, al.

AND

FILE WITH

CARL A. TIBBETTS, ASSISTANT CHIEF LITIGATION COUNSEL
UNITED STATES SECURITIES & EXCHANGE COMMISSION
100 F STREET, N.E.
WASHINGTON, D.C. 20549-4030

UNITED STATES DISTRICT COURT

RECEIVED VIRGINIA

EASTERN

District of

UNITED STATES SECURITIES AND EXCHANGE COMMISSION

SUMMONS IN A CIVIL ACTION

V. INTERNATIONAL FIDUCIARY CORP., S.A., et al.

CLERK US DISTRICT COURT ALEXANDRIA, VIRGINIA

CASE NUMBER: 1:06-CV-1354 GBL/TRJ

TO: (Name and address of Defendant)

TERRY MARTIN 810 E. WISER LAKE ROAD LYNDEN, WASHINGTON 98264-9671

2007 MAY 21 P 3:35 CLERK US DISTRICT COURT ALEXANDRIA, VIRGINIA

RECEIVED

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

CARL A. TIBBETTS, ASSISTANT CHIEF LITIGATION COUNSEL UNITED STATES SECURITIES & EXCHANGE COMMISSION 100 F STREET, N.E. WASHINGTON, D.C. 20549-4030

an answer to the complaint which is served on you with this summons, within TWENTY (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

Fernando Galindo, Acting Clerk

4/24/07

CLERK

[Handwritten signature of Fernando Galindo]

DATE

(BY) DEPUTY CLERK

**UNITED STATES SECURITIES
AND EXCHANGE COMMISSION,**

Plaintiff,

**v.
INTERNATIONAL FIDUCIARY CORP., S.A.,
DANIEL ERIC BYER,
MALCOLM CAMERON BOYD STEVENSON,
and PRESTON DAVID PINKETT II
Defendants.**

**TERRY MARTIN, CD2E, INC., WINCHELL
CORPORATION, M&M TECHNOLOGIES
ROBERT LOWREY, SZE COAST
OPERATING CORP. and**

Relief Defendants.

**CIVIL ACTION
FILE NO.**

**1:06-CV-1354
GBL/TRJ**

Terry Martin Response

**Introduction
FIRST AMENDED COMPLAINT**

1. Unknown
2. Unknown
3. Unknown
4. Unknown
5. Unknown
6. Unknown
7. Unknown

JURISDICTION AND VENUE

8. Unknown
9. Unknown
10. Unknown

DEFENDANTS

11. Unknown
12. Unknown
13. Unknown
14. Unknown
15. Unknown

RELIEF DEFENDANTS

16. Terry Martin does not hold funds that represent fruits of violations and is not a resident of Canada.
17. See CD2E response upon service.
18. See Winchell response as May 22, 2007.
19. See M&M Technologies, Inc. response as of June 4, 2007.
20. Unknown
21. Unknown

THE NATURE OF THE FRAUDULENT OFFERING

22. Unknown
23. Unknown
24. Unknown
25. Unknown
26. Unknown
27. Unknown
28. Unknown
29. Unknown
30. Unknown
31. Unknown
32. Unknown
33. Unknown
34. Unknown

MISREPRESENTATIONS AND OMISSIONS MADE TO INVESTORS AND POTENTIAL INVESTORS

35. Unknown
36. Unknown
37. Unknown

IFC DID NOT APPLY THE INVESTORS FUNDS AS PROMISED

38. Unknown
39. Unknown
40. Unknown
41. Unknown
42. Unknown

43. The SEC stated that Pinkett, Buyer and Stevenson transfers to personal accounts in the name of or controlled by each of Pinkett, Buyer and Stevenson and to pay apparent finders, and others individuals or entities with no apparent involvement in any trading program, including at least \$500,000 to Lowery and his entity and \$1.5 million to Terry Martin and his entities.

. The SEC is misleading the public and the court by including Terry Martin as receiving any funds directly. The SEC misleads by stating and/or gives the impression that entities of Terry Martin is involved with does not have deposits into the segregated

accounts of IFC. The SEC says Terry Martin and his entities received 1.5 million. Terry Martin received zero, CD2E, Inc. and Winchell Corp. approximately 1 million from deposits into IFC and a consulting agreement starting early 2004. M&M Technologies, Inc. according to the SEC received approximately 1/2 million which M&M Technologies, Inc. believes should have come from GEM Manufacturing which was discussed with the SEC in December 2005. Since that discussion M&M Technologies, Inc. has terminated the agreement with Gem Manufacturing.

FIRST CAUSE OF ACTION

44 - 46 Unknown

SECOND CAUSE OF ACTION

47 - 49 Unknown

THIRD CAUSE OF ACTION

50 - 52 Unknown

FORTH CAUSE OF ACTION

53-56 Unknown

PRAYER FOR RELIEF

- I. No response N/A Defendant only
- II Not true
- III No response N/A Defendant only
- IV No response N/A Defendant only
- V No response N/A Defendant only
- VI No response N/A Defendant only
- VII No funds transferred
- VIII N/A


VIII The SEC is requesting the court to retain the control and prohibit withdrawal, removal transfer of funds or other assets from the relief defendants.

Is not the question, first to determine if there are violations by the defendants? Once that is determined by the courts, not by the SEC, then is not the question, are the funds held by all depositors fruits of the violation. Furthermore by freezing the accounts requested by the SEC, this would cause harm to numerous families who work for the entities listed as relief defendants who are depositors into IFC. Since 2004 approximately 1/3 of all deposited profits were paid to the IRS which would then be

included as part of the fruits of the violation. The accounts should not be frozen, however if the courts find the defendants are in violation and there are fruits of the violations Terry Martin and all entities will assist the courts in gaining the return of the determined amounts from the defendants who caused the violations.
IX No grant or relief.

X Unknown jurisdiction

Respectfully Submitted,


Terry Martin

STATE OF WASHINGTON
COUNTY OF Whatcom
On May 18 2007 before me, the undersigned,
a Notary Public in and for said state, personally appeared
Terry Martin

known to me to be the person _____ whose name is
subscribed to the within instrument and acknowledged
that he executed the same.

WITNESS my hand and official seal.

Signature _____


Craig A. Forhan

