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8 U.S. DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA

10 SOUTHERN DIVISION
11 FIRST AMENDED COMPLAINT
12 REMOVED FROM THE SUPERIOR COURT OF
13 CALIFORNIA CASE 30-2012-00582135 originally captioned as Taitz v Obama,
14 Feinstein, Emken et al

13 Keith Judd,
14 Orly Taitz,
15 Thomas G. MacLeran,
16 Leah Lax,
17 David Farrar
18 Larry Rappaport,
19 Lucien Vita
20 Carol Vita

21 Plaintiffs,

22 v.

23 BARACK OBAMA , IN HIS
24 CAPACITY AS A CANDIDATE ON
25 THE BALLOT FOR THE US
26 PRESIDENT IN 2012 ELECTION
27 NATALIE E. TENNANT, in her
28 capacity of West Virginia Secretary
of State;
DEBRA BOWEN, in her capacity of
California Secretary of State;

) Case No.:

) First amended complaint FOR:

-) 1) FRAUD
-) 2) ELECTIONS FRAUD
-) 3) NEGLIGENCE
-) 4) BREACH OF FIDUCIARY DUTY
-) 5) NEGLIGENCE
-) 6) DEFAMATION
-) 7) RICO predicate crimes:

FRAUD, AIDING AND ABETTING
FORGERY AND FORGED
DOCUMENTS TO COMMIT
ELECTIONS FRAUD,
RACKETEERING
8) IIED
DEFAMATION OF CHARACTER
7TH AMENDMENT JURY
REQUESTED
(CASE REMOVED FROM THE
STATE SUPERIOR COURT)

1 BRIAN P. KEMP, in his capacity of
Georgia Secretary of State;

2 WILLIAM M. GARDNER, in his
3 capacity of New Hampshire Secretary
4 of State;

5 NANCY PELOSI in her capacity of the
6 Chairwoman of the 2008 Democratic
7 National Convention and Signor of the
8 Certificate of Nomination for Candidate
for President Obama;

9 MICHAEL ASTRUE in his capacity as
the Commissioner of SSA;

10 WILLIAM A. CHATFIELD
11 In his capacity as former Director of the
Selective Service;

12 ALVIN ONAKA in his capacity as
13 registrar of the Health Department of
Hawaii;

14 JANET NAPOLITANO in her capacity
15 as Secretary of Department of
Homeland Security;

16 ERIC HOLDER in his capacity as
17 Attorney General of the USA;

18 BRIAN SCHATZ in his capacity as
19 2008 Chairman of the Democratic party
of Hawaii and Signor of the Certificate
20 for Presidency for Barack Obama;

21 LYNN MATUSOW in her capacity as
22 2008 Secretary of the Democratic party
of Hawaii and Signor of the Certificate
23 for Presidency for Barack Obama

24 ALICE TRAVIS GERMOND in her
25 capacity as a secretary of the 2008
Democratic Nominating Convention;

OBAMA FOR AMERICA;

26 BALLOT LAW COMMISSION OF
27 STATE OF NEW HAMPSHIRE;

28 BOARD OF DIRECTORS OF
CALIFORNIA REPUBLICAN

1 PARTY;
2 DEAN C. LOGAN in his capacity as
3 Los Angeles county registrar,
4 ELIZABETH EMKEN in her capacity
5 as a candidate on the ballot;
6 DIANNE FEINSTEIN in her capacity
7 as a candidate on the ballot;
8 CLAY D. LAND in his capacity as a
9 Federal Judge, Central District of
10 Georgia;
11 JOHN AVLON, in his capacity as a
12 reporter for *Daily Beast*;
13 CHRIS MATTHEWS in his capacity as
14 a host of MSNBC;
15 MSNBC
16 *FORBES MAGAZINE*;
17 KEVIN UNDERHILL in his capacity as
18 a reporter for *FORBES MAGAZINE*;
19 CLEARCHANNEL
20 COMMUNICATIONS;
21 KFI AM 640;
22 JOHN AND KEN SHOW;
23 JOHN KOBELT;
24 PATRICK R. DONAHOE in his
25 capacity as Post Master General and
26 Chief Executive Officer of United
27 States Postal Service; CNN;
28 JOHN DOES and JANE DOES
1-100;

Defendants

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3 PARTIES
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5 1. KEITH JUDD – resident of Texas with the address PO Box 7000, Texarkana,
6 Texas, 75505. Democratic Candidate for President of USA 2012, recipient of
7 40% votes in the state of West Virginia, asserting that he is the legitimate
8 nominee in West Virginia, as the announced nominee Barack Hussein Obama
9 is running for the U.S. President by virtue of fraud and use of forged
10 identification papers and a stolen CT SSN xxx-xx-4425 (full Connecticut
11 Social Security number fraudulently used by Obama is supplied to the court
12 separately under seal)
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16 2. DR. ORLY TAITZ ESQ. – resident of California with business address
17 29839 Santa Margarita Pkwy, Suite 100, Rancho Santa Margarita, CA 92688.
18 Taitz is the candidate for the US Senate in the state of CA. Taitz is both a
19 doctor of Dental Surgery and an attorney and a civil rights and dissident
20 leader, who submitted herein a complaint of elections fraud, use of forged
21 identification papers, use of a name that is not legally his by candidate
22 Barack Obama, as well as invalid senatorial election in CA due to nearly
23 747,000 invalid voter registrations and over 300,000 suspicious voter
24 registrations. Taitz was severely persecuted for her opposition, dissident legal
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1 work and civil rights work in restoring the rights of the U.S. citizens to lawful
2 elections and removal of Obama from the ballot, as well as criminal
3 prosecution of Obama for his use of forged and fraudulently obtained IDs in
4 order to get into U.S. Presidency.
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6 3. THOMAS G. MACLERAN – resident of Tennessee with the address 1026
7 Deer Ridge Road, Kingston Springs, TN 37082. Presidential candidate from
8 Republican Party, registered with the FEC. Macleran brought challenges to
9 legitimacy of Obama in multiple states.
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12 4. LARRY RAPPAPORT – State Representative in New Hampshire's House of
13 Representatives with the business address as: Statehouse, 107 N. Main St.
14 Concord, NH 03301. Rappaport submitted a complaint of elections fraud and
15 elections challenge against Obama in NH. Secretary of State of NH and
16 Ballot Law Commission violated civil rights for redress of grievances of
17 Representative Rappaport and allowed Obama on the ballot in NH without
18 any investigation and knowing that Obama is using a stolen Social Security
19 number and forged identification papers.
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23 5. DAVID FARRAR - resident of the state of Georgia, 2059 Cavespring RD.,
24 Cedartown, GA 30125-4610, who submitted a complaint of elections fraud
25 and elections challenge against Obama in the State of Georgia. Secretary of
26 State of Georgia violated civil rights for redress of grievances of David Farrar
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1 and allowed Obama on the ballot in Georgia without any investigation and
2 knowing that Obama is using a stolen Social Security number and forged
3 identification papers.
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5 6. CAROL VITA – Elected State Representative with business address as Carol
6 Vita, State House, New Hampshire 03301. Carol Vita submitted a complaint
7 of elections fraud and elections challenge against Obama in NH. Secretary of
8 State of NH and Ballot Law Commission violated civil rights for redress of
9 grievances of Carol Vita and allowed Obama on the ballot in NH without any
10 investigation and knowing that Obama is using stolen Social Security number
11 and forged identification papers.
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15 7. LUCIEN VITA - Elected State Representative with the business address as:
16 Lucien Vita, 107 North Main Street, Concord, NH 03301. Lucien Vita
17 submitted a complaint of elections fraud and elections challenge against
18 Obama in NH. Secretary of State of NH and Ballot Law Commission
19 violated Civil Rights for redress of grievances of Lucien Vita and allowed
20 Obama on the ballot in NH without any investigation and knowing that
21 Obama is using a stolen Social Security number and forged identification
22 papers.
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- 1 8. LEAH LAX, resident of Pennsylvania, residing at 350 Market Street,
2 Highspire, PA 17034, registered Democratic Candidate Challenger and FEC
3 Candidate. Lax brought challenges against Obama in multiple states.
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- 5 9. BARACK HUSSEIN OBAMA – with address 1600 Pennsylvania Avenue
6 NW
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8 Washington, DC 20500, who is sued as a candidate for the U.S. President in
9 2012 elections, who is using a stolen Connecticut Social Security number
10 xxx-xx-4425 and running for the US President by virtue of fraud and use of
11 forged and fraudulently obtained identification papers
12
- 13 10. NATALIE E. TENNANT, West Virginia Secretary of State with business
14 address: Bldg. 1, Suite-157K, 1900 Kanawha Blvd. E. Charleston, WV 25305
15
- 16 11. DEBRA BOWEN, California Secretary of State with business address 1500
17 11th Street, Sacramento, CA 95814.
18
- 19 12. BRIAN P. KEMP, Georgia Secretary of State with business address: 214
20 State Capitol, Atlanta, GA 30334.
21
- 22 13. WILLIAM M. GARDNER, New Hampshire Secretary of State, with
23 business address: State House Room 204, Concord, NH 03301
24
- 25 14. Dean C. Logan 12400 Imperial Highway, Norwalk, California 90650,
26 in his capacity as Los Angeles County Registrar, Orange county Registrar
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1 15. NANCY PELOSI, Chairwoman of the 2008 Democratic National
2 Convention and Signor of the Certificate of Nomination for Candidate for
3 President Obama with the address: Democratic Party Headquarters, 430
4 South Capitol St. SE, Washington DC, 20003
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6 16. MICHAEL ASTRUE, Commissioner of SSA with the business address:
7 Social Security Administration, 6401 Security Blvd. Baltimore, MD 21235
8

9 17. WILLIAM A. CHATFIELD, former Director of the Selective Service,
10 resident of TX
11

12 18. ALVIN ONAKA, registrar of the Health Department of Hawaii
13

14 19. JANET NAPOLITANO, Secretary of Department of Homeland Security
15 with the address: U.S. Department of Homeland Security, Washington, D.C.
16 20528.
17

18 20. ERIC HOLDER, Attorney General of the USA with the address: U.S.
19 Department of Justice, 950 Pennsylvania Avenue, NW, Washington, DC
20 20530.
21

22 21. BRIAN SCHATZ, Chairman of the Democratic party of Hawaii and Signor
23 of the Certificate for Presidency for Barack Obama with the business address
24 as: 1050 Ala Monana Blvd. #2660, Honolulu, HI 96814.
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1 22.LYNNE MATUSOW, Secretary of the Democratic party of Hawaii and
2 Signor of the Certificate for Presidency for Barack Obama with the business
3 address as: 1050 Ala Moana Blvd. #2660, Honolulu, HI 96814.
4

5 23. BALLOT LAW COMMISSION of State of New Hampshire with the
6 address: 107 North Main Street, State House, Room 204, Concord, N.H.
7 03301.
8

9 24.BOARD OF DIRECTORS OF CALIFORNIA REPUBLICAN PARTY
10 complicit in committing elections fraud. The business address is: 1903 W.
11 Magnolia Blvd., Burbank, CA 91506
12

13 25. ELIZABETH EMKEN, Candidate for US senate on the ballot in the state
14 of California with the business address: PO Box 81 Danville, CA 94526
15

16 26. DIANNE FEINSTEIN, Candidate for US Senate on the ballot with the
17 business address: One Post Street, Suite 2450 San Francisco, CA 94104.
18 There are no allegations of any wrongdoing against senator Feinstein. She
19 is listed only as a party who will be affected by the requested stay of the
20 California Primary election results for the U.S. Senate and request for
21 revote prior to the general election for the U.S. Senate.
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24 27. CLAY D. LAND, Federal Judge with the business address: Middle
25 District of Georgia, PO Box 2017, Columbus, GA 31902.
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1 28. JOHN AVLON, a reporter from Daily Beast, with the business address:

2 The Daily Beast, 7 Hanover Sq. New York, NY, 10004.

3
4 29. CHRIS MATTHEWS, a host from MSNBC with the business address:

5 MSNBC, One Microsoft Way, Redmond, WA 98052.

6 30. MSNBC, a TV broadcast company with a business address as: MSNBC,

7 One Microsoft Way, Redmond, WA 98052.
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10 31. KFI AM 640, a radio station with a business address as: 3400 W Olive

11 Ave Ste 550, Burbank CA 91505.
12

13 32. JOHN & KEN SHOW, a show on KFI AM 640 engaged in defamation of

14 Plaintiff Taitz. The business address is: 3400 W Olive Ave Ste
15 550, Burbank CA 91505.
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18 33. JOHN KOBELT, a host of JOHN & KEN SHOW on KFI AM 640 with the

19 business address as: 3400 W Olive Ave Ste 550, Burbank CA 91505.
20

21 34. FORBES MAGAZINE, located at : 60 Fifth Avenue, New York, N.Y.

22 10011
23

24 35. KEVIN UNDRHILL, a reporter for Forbes Magazine with the business

25 address as: 60 Fifth Avenue, New York, N.Y. 10011.
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1 36.OBAMA FOR AMERICA, an organization created by Barack Hussein
2 Obama with the business address as: P.O. Box 803638, Chicago, IL,
3 60680.
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5 37.PATRICK R. DONAHOE the Post Master General and Chief Executive
6 Officer of United States Postal Service with business address as: 475
7 L'Enfant Plaza SW, Washington DC 20260
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9 38.CNN-is a corporation, a news organization that was and is actively
10 complicit in fraud and cover up of Obama's forged IDs. Current known
11 address for CNN is P.O. Box 105366One CNN Center , Atlanta GA 30348
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13 39. JOHN DOES and JANE DOES 1-100 Plaintiffs will provide the names of
14 defendants John Doe and Jane Doe upon further discovery ;
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18 JURISDICTION

19 Chapter 96 of Title 18 of the United States Code, 18 U.S.C. g 1961-1968
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21 section 1028 (relating to fraud and related activity in connection with identification
22 documents)

23 section 1341 (relating to mail fraud)
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25 section 1343 (relating to wire fraud)
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27 section 1425 (relating to the procurement of citizenship or nationalization
28 unlawfully)

1 section 1426 (relating to the reproduction of naturalization or citizenship papers

2 section 7512 (relating to tampering with a witness, victim, or an informant)

3 **INTRODUCTION AND SUMMARY OF THE CASE**
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5
6 In the past 20 years or so the concentration of power in the United States of
7 America obliterated delineation between the three once independent branches of
8 the U.S. Government. Additionally, U.S. establishment and centralized media,
9 which often referred to as the fourth branch of the government, became one
10 monolithic conglomerate. A vicious circle of corruption and fraud threatens the
11 future of this once Constitutional Republic. Massive elections fraud, which is
12 being reported by whistle blowers is allowed to fester, as all three branches of
13 government and controlled lap dog media turn a blind eye, as whistleblowers and
14 political dissidents are being ignored at best or viciously persecuted, harassed,
15 impoverished, slandered and defamed at worst. Elected officials and some elected
16 judges, who are the direct product and beneficiaries of the elections fraud, refuse
17 to address it. High ranking state and federal officials and some appointed judges,
18 refuse to address elections fraud on the merits on the merits, refuse to prosecute
19 and eliminate such fraud. This creates a pattern of racketeering and flagrant,
20 repeated, willful and malicious violation of the Constitutional and civil rights of
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1 the U.S. citizens, as they are being denied the most basic civil and human right of
2 free and lawful elections.

3 The case at hand deals with such massive elections fraud, racketeering and
4 violations of civil rights in the highest positions of power in the U.S. The
5 plaintiffs herein can only hope and pray that this court will show integrity and will
6 be true to its' oath of office to protect and defend the Constitution against all
7 enemies: foreign and domestic. A copy of this complaint is being forwarded to the
8 civil rights commission of the Department of justice, Inspector General of the
9 Department of Justice, Public Integrity Unit of the Department of Justice, House
10 of Representatives Oversight committee, Judiciary Committee, Elections
11 subcommittee, Civil Rights Commission of the United Nations, International
12 Criminal Bar Panel in Hague, Inter-American commission for Human Rights as
13 well as Domestic and International media.
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20 A big part of this complaint relates to the fact that Barack Hussein Obama,
21 who is occupying the position of the U.S. President and Commander in Chief of
22 the U.S. military and who is currently running for the position of the U.S. President
23 in the 2012 election, is doing so by fraud, while using forged and fraudulently
24 obtained identification papers. Forgery includes Obama's birth certificate, Selective
25 Service Certificate (registration for the military) as well as flagrantly stolen
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1 Connecticut Social Security number, which is being used by Obama even today,
2 while in the White House, while both official verification agencies E-Verify and
3 SSNVS show that this number was never assigned to Obama. His legal name is
4 unknown, as in his school records in Indonesia he is listed under the last name
5 Soetoro and in his mother's passport records he was listed under the last name
6 Obama Soebarkah. His citizenship in his school records in Indonesia is listed as
7 Indonesian and there is no record of it ever being changed to American.
8
9 Additionally, school and other records and dated photographs show multiple
10 inconsistencies in Obama's reported biography. Most flagrant is existence of two
11 parallel records of a boy by name Barry Obama residing in the U.S. between 1967
12 and 1969 and attending school in Honolulu Hawaii and a boy by name Barry
13 Soetoro residing in Jakarta Indonesia during the same period of time of 1967-
14 1969. We have a record of Barry Obama travelling to Indonesia with his mother
15 and step father Lolo Soetoro, but we have no idea which one of these two boys
16 returned back to the United States. We do not know, whether the boy, who
17 returned to the U.S. is Barry Obama or Barry Soetoro. Similarly, Student Clearing
18 House shows Obama attending Columbia University for 9 months only. It is not
19 clear how did he even get a degree from Columbia with only 9 month of
20 attendance and more importantly, it is not clear where was Obama or Soetoro or
21 Soebarkah or (whatever his name is) during June 1981-September 1982, when he
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1 claimed to be at Columbia, but was not there according to his school records. It is
2 not known what kind of training did he receive during this time, as it is known that
3 Obama travelled to Pakistan prior to his commencement of studies at Columbia. It
4 is not clear what name and what passport did he use for his travel.
5

6 Lastly, in his school records from Indonesia he is listed as an Indonesian
7 citizen, which of course disqualifies him from the position of the U.S. President and
8 makes him liable for massive elections fraud for getting in the White House and
9 currently on the ballot for the second time, while being ineligible and while using
10 all forged and fraudulently obtained identification papers.
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12 Complaint at hand also brings forward allegations against high ranking
13 governmental officials and members of the media, who were criminally complicit
14 in aiding and abetting fraud committed by Obama and who acted in concert and in
15 a form of a racketeering scheme.
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20 Additionally, complaint at hand deals with invalid voter registrations. Latest
21 Pew research shows that 24 million voter registrations are either flagrantly invalid
22 or contain serious inaccuracies. It appears that a large number of these invalid
23 voter registrations are in California. Individuals who control these bogus
24 registrations, control the elections. This situation is aggravated by the fact that
25 most of elections software and hardware is concentrated in the hands of a couple of
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1 foreign corporations, which are not subject to the U.S. laws, the citizens are denied
2 access to the programming codes of the elections machines and ballot counting
3 machines under the excuse of proprietary rights. All evidence of lack of reliability
4 of electronic ballot counting scanners was previously ignored by the courts. This
5 complaint also represents an elections challenge due to multiple violations of
6 Section 303 (a) of the Help America Vote Act (“HAVA”), 42 U.S.C. 15483(a), and
7 Section 8 of the National Voter Registration ACT (“NVRA”) and California
8 Elections Code section 1250 a(5). In particular, in the state of California primary
9 2012 CA thousands of invalid votes were registered, while in fact those votes were
10 invalid and were cast pursuant to invalid voter registration. Those individuals were
11 registered as voters in violation of CA Elections code 2150, as well as National
12 Voter Registration Act and Help America Vote act. All of these acts demand
13 specific information for a valid voter registration: birth date, country of origin,
14 prior voter registration, Drivers license, four last digits of the Social Security
15 number or a special assigned number and so on. Over 746,000 registrations were
16 invalid due to lack of required information, over 300,000 are suspicious
17 registration which are either duplicate or registrations of deceased individuals or
18 registrations missing required information or are registrations of non-residents.
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26 Plaintiffs found in the databases individuals who are 150 years old, 200
27 years old, who are dutifully voting in each election. When Registrars were asked
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1 about this occurrence, a number of employees of the offices of Registrars
2 responded in e-mails, in writing, as well as in phone conversations, that the birth
3 dates were fabricated, namely, when the birth dates were missing, they simply
4 posted a made up birth date of a year of 1900 or 1850 . While currently registrars
5 get information from some mortuaries in regards to deceased individuals, such
6 reporting was not done previously and consequently toe voter rolls are believed to
7 contain thousands of registrations of deceased individuals. Plaintiff Taitz resided
8 in CA for 25 years and she does not recall the state of CA ever conducting a
9 campaign of updating the voter rolls or a campaign of making them compliant.
10 Plaintiffs provide as an exhibit a CA voter CD received by Plaintiff Taitz from the
11 Secretary of State, which contains over a million of either invalid or suspicious
12 voter registrations.

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18 There are some eight parameters which have to be satisfied for the voter
19 registration to be valid. A check of only one parameter, country of origin, which
20 has to be filled out according to CA elections code 1250-1252 shows over 746,000
21 invalid registrations, which exceeds 458,832 votes difference between Republican
22 Candidate for the U.S. Senate Orly Taitz and Republican candidate Emken, who
23 together with the Democrat Feinstein proceeded to the General election in the new
24 top two primary. Since the number of invalid voter registrations is enormous and
25 exceeds the margin of victory, invalidations of the results is mandatory and the
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1 revote is needed after the voter rolls are purged from the invalid voter registrations
2 and prior to the general election.

3 Plaintiffs are seeking declaratory and injunctive relief for removal and de-
4 certification of all and any votes obtained by Obama in 2012 Primary election and
5 for preventing the Secretary of State of California and the elections commission
6 from placing Obama's name on the ballot in the 2012 General election due to the
7 fact that Obama is not constitutionally eligible and submitted his candidacy based
8 on fraud and use of forged and fraudulently obtained identification papers.
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12 Plaintiffs are also seeking de-certification of the results of 2012 CA primary
13 election for the U.S. Senate, purging the databases of all invalid voter registrations
14 prior to 2012 General election and holding a re-vote of the CA senate primary prior
15 to conducting CA 2012 U.S. Senate General election.
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18 Plaintiffs are seeking a Declaratory Relief declaring Plaintiff Judd a winner
19 of WV Democratic Primary election due to fraud and lack of eligibility of
20 Candidate Obama, who was declared the winner of WV Democratic Primary
21 election.
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23 24 25 **FIRST CAUSE OF ACTION**

26 **. Fraud**

27 Plaintiff includes, by reference, all prior paragraphs as if fully pled herein
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FRAUD BY OBAMA

1
2 **Paragraphs 1-23 represent facts related to fraud committed by Obama and**
3 **are relevant to other plaintiffs and causes of action and incorporated by**
4 **reference in all further paragraphs as if fully stated.**
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7
8 1. Barack Hussein Obama (Hereinafter Obama) never provided any valid
9 documentary evidence of his natural born status, which is required for one to be a
10 candidate for the U.S. Presidency according to the Article 2, section 1 of the U.S.
11 Constitution.
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13 2. Obama placed his candidacy on the ballot claiming to be a natural-born citizen
14 based on forged identification papers.
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16 3. A natural born citizen would be expected to have valid U.S. identification
17 papers, such as a valid long form birth certificate and a valid Social Security
18 number, lawfully obtained by presenting a valid birth certificate to the Social
19 Security Administration and which can be verified through official U.S. Social
20 Security verification services, such as E-Verify and SSNVS.
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23 4. The most glaring evidence of Obama's lack of natural born status and legitimacy
24 for the US Presidency, is Obama's lack of most basic valid identification papers,
25 such as a valid Social Security Number ("SSN") and his use of a fraudulently
26 obtained Social Security Number from the state of Connecticut, a state where he
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1 never resided, and which was never assigned to him according in part to SSN
2 verification systems “E-Verify” and SSNVS. (Exhibit 7, 10 to Affidavit of
3 elections challenge-affidavit of Linda Jordan and printout from E-Verify and
4 SSNVS, showing that Connecticut Social Security used by Obama, was never
5 assigned to him)
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8 4. Reports from licensed investigator Susan Daniels (“Daniels”) show
9 that for most of his life Obama used a Connecticut Social Security Number xxx-
10 xx-4425 issued in 1977, even though he was never a resident of the State of
11 Connecticut. In 1977 Social Security numbers were assigned according to the state
12 where the Social Security applications were submitted. The first three digits of the
13 Social Security number assigned prior to 2011 signified a state, where an
14 individual applied for his SSN and where it was issued. Obama is using a SSN
15 starting with 042, which signifies the state of CT. In 1977 Obama was nowhere
16 near Connecticut, but rather a young student at the Punahoa school in Hawaii,
17 where he resided. (Exhibit 15, Sworn Affidavit of Susan Daniels, attesting to the
18 fact that Obama is fraudulently using a Connecticut Social Security number, which
19 was never assigned to him)
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25 5. Additionally, according to the review performed by licensed
26 investigators Sankey and Daniels, and as publicly available, national databases
27 revealed another birth date associated with this number, a birth date of 1890. In or
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1 around 1976-77, due to changes in the Social Security Administration, many
2 elderly individuals who never had Social Security numbers before, had to apply for
3 their Social Security numbers for the first time in order to obtain Social Security
4 Benefits. It appears that the number in question was assigned to an elderly
5 individual in Connecticut around March of 1977. The death of this elderly
6 individual was never reported, and from around 1980 this number was fraudulently
7 assumed by Barack Obama. (See *Exhibit 15 attached hereto, Affidavit of Susan*
8 *Daniels.*)

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12 4. Senior Deportation Officer from the Department of Homeland
13 Security (“DHS”), Mr. John Sampson (“Sampson”) provided an affidavit attesting
14 to the fact that indeed, according to national databases, Obama is using a
15 Connecticut SSN even though there is no reasonable justification or explanation
16 for such use by one who resided in Hawaii in and around the time the Social
17 Security number in question was issued. (See *Declaration of elections challenge,*
18 *Exhibit 9, Affidavit of senior Deportation officer John Sampson, attesting to fraud*
19 *in Obama's SSN*)

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23 5. In 2010 Obama posted online on WhiteHouse.gov his 2009 tax
24 returns. He originally did not “flatten” the PDF file thereof, so all the layers of
25 modification of the file became visible to the public. One of the pages contained
26 Obama’s full SSN xxx-xx-4425. Taitz received an affidavit from Adobe Illustrator
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1 program expert Mr. Felicito Papa (“Papa”) attesting to the fact that the tax returns
2 initially posted by Obama contained the full Connecticut SSN xxx-xx-4425. While
3 the file was later “flattened” and the SSN can no longer be seen, thousands of U.S.
4 Citizens and individuals around the world were able to obtain the original file with
5 the full SSN. (See *Affidavit of Elections Challenge Exhibit 6 attached hereto,*
6 *Affidavit of Felicito Papa.*)
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9 7. Taitz received an affidavit from a witness Linda Jordan (Hereinafter
10 “Jordan”), who ran an E-verify check for the aforementioned Social Security
11 number, which was posted by Obama on line as his number. According to E-
12 Verify, there is no match between Obama’s name and the SSN he used on his tax
13 returns and Selective Service application. (See Affidavit of elections challenge,
14 Exhibit 7 attached hereto, Affidavit from Linda Jordan). Obama’s close associate,
15 William Ayers, in his book *Fugitive Days*, admitted to creating over a hundred
16 fraudulent Social Security Numbers using names of deceased infants who did not
17 get their Social Security numbers before their deaths. As he states in *Fugitive*
18 *Days*, “After the Baltimore fiasco, stealing ID was forbidden. Instead we began to
19 build ID sets around documents as flimsy as a fishing license or a laminated card
20 available in a Times Square novelty shop called “Official ID.” We soon figured out
21 that the deepest and most foolproof ID had a government-issued Social Security
22 card at its heart, and the best source of those were dead-baby birth certificates. I
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1 spent impious days over the next several months tramping through rural cemeteries
2 in Iowa and Wisconsin, Illinois and North Dakota, searching for those sad little
3 markers of people born between 1940 and 1950 who had died between 1945 and
4 1955. The numbers were surprising: two in one graveyard, a cluster of fourteen in
5 another. Those poor souls had typically been issued birth certificates—available to
6 us at any county courthouse for a couple of bucks and a simple form with
7 information I could copy from the death announcement at the archive of the local
8 paper—but they had never applied for a Social Security card. Collecting those birth
9 certificates became a small industry, and within a year we had over a hundred. For
10 years I was a paper-made Joseph Brown, and then an Anthony Lee, remarkably
11 durable identities. My on-paper official residences: a transient hotel in San
12 Francisco and a warehouse in New York.” *William Ayers, Fugitive Days.*
13 Association and close friendship with Ayers is an additional indication and
14 circumstantial evidence of Social Security fraud by Obama, and his lack of valid
15 identification documents to prove not only natural born status, but any status for
16 that matter. Additionally, two of Obama’s relatives, his aunt and uncle, who came
17 from Kenya and are residing in the U.S. illegally, were able to obtain illegally
18 Social Security numbers, which they are using to get housing and employment,
19 therefore there is a pattern of Obama’s close associates and family member either
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1 manufacturing fraudulent Social Security cards and /or using fraudulent Social
2 Security cards.

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4
5 8. For nearly three years after his inauguration Obama refused to provide
6 to the public his long form birth certificate. On April 27, 2011, when Obama
7 posted his alleged long form birth certificate online, just as with his tax returns, he
8 originally did not flatten the file, which means that anyone with an Adobe
9 Illustrator program on his computer could see layers of alterations in this alleged
10 “birth certificate” which looked like a complete fraud and hoax. Multiple long
11 form birth certificates from 1961 are available. In those years green safety paper
12 was not available and was not used. Other birth certificates, as one for Susan
13 Nordyke, born the next day on August 5, 1961, in the same hospital, and signed by
14 the registrar on August 11, 1961, show white paper with yellow aging stains, clear
15 borders, raised seal and a lower serial number. (Exhibit 20) Obama’s alleged birth
16 certificate is on a safety paper, which was not used in 1961, does not have a clear
17 paper, no raised seal, and the serial number is higher than the numbers issued later
18 by the same Registrar. *See Exhibit 21.* In July of 2012 Sheriff Joe Arpaio of
19 Maricopa County, Arizona released results of his 6 months investigation. Arpaio
20 released a sworn affidavit, attesting to the fact that Obama’s alleged birth
21 certificate posted by Obama on line represents a computer generated forgery,
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1 additionally he found Obama's Selective service certificate and Social security
2 card to be forged. (*See Affidavit of elections challenge Exhibit 1 Affidavit of Sheriff*
3 *Joseph Arpaio attesting to forgery in Obama's birth certificate, Selective service*
4 *certificate and Social Security number*)

6 12. According to the affidavit from Adobe Illustrator expert Papa
7 (*Affidavit of elections challenge Exhibit 3 affidavit of Felicito Papa attesting to*
8 *forgery in Obama's birth certificate*), the released image digital file showed layers
9 of alteration of the alleged birth certificate. It showed a signature of Obama's
10 mother, Stanley Ann D. Soetoro (her married name by her second husband), where
11 it looks as though "Soetoro" was erased, whiten out and computer graphics used to
12 add "unham Obama" and a signature "Stanley Ann Dunham Obama" was created
13 by pasting and filling the blanks with computer graphics.

17 12. An affidavit from an elections clerk in Honolulu, Hawaii Tim Adams,
18 who checked in both Honolulu hospitals and there are no birth records for Barack
19 Obama in either of them. (*Election challenge Exhibit 4 affidavit of Timothy Adams*)

22 13. Taitz received an affidavit from scanning machines expert Douglas
23 Vogt. ("Vogt") (*See affidavit of Elections challenge Exhibit 2 hereto Affidavit of*
24 *Douglas Vogt.*) Vogt attests to further evidence of forgery, such as different colors
25 of ink used. Some of the document shows as "gray scale" scanning, some as black
26 and white scanning, and some as color scanning. It shows different types of letters
27
28

1 and variations in kerning, meaning some letters are encroaching into the space of
2 other letters which is possible only with computer graphics, not with a typewriter
3 used in 1961. Numerous other parameters lead to the same conclusion, that the
4 document in question is not a copy of a 1961 typewritten document, but a
5 computer-generated forgery, created by cutting and pasting bits and pieces from
6 different documents and filling in the blanks with computer graphics.
7
8

9 16. Affidavit of Chris Strunk (*Exhibit 14*) shows that in Obama's mothers
10 passport records received by Strunk in response to his FOIA request submitted to
11 the Department of State, Obama is listed under the name Barack Obama
12 Soebarkah. There is no evidence of Obama ever legally changing his name.
13
14

15 17. Affidavit and an attached article of typesetting expert Paul Irely (Elections
16 challenge exhibit 3) provide additional evidence of forgery in Obama's alleged
17 birth certificate, as different parts of the document in question are typed using
18 different fonts and sizes of letters and are cut and pasted from different documents.
19
20

21 18. Exhibit 16 Cover page and page 31 of the transcript of March 25th 2010
22 session of the assembly of Kenya contain part of the speech of minister of Lands
23 of Kenya, James Orengo. In his speech Orengo clearly states that Obama was born
24 in Kenya and not a native U.S. citizen.
25

26 19. Exhibit 17 represents Obama's biography, which he submitted to his literary
27 agent Acton Dystel, which was published in 1991 and was posted on the agency
28

1 website until 2007, states "Barack Obama, first African-American President of the
2 Harvard Law review, was born in Kenya and raised in Indonesia and Hawaii." In
3 2007, when Obama started to run for the U.s. Presidency and decided that he needs
4 to be born in the U.S. and needs to be a natural born U.S. citizen, the biography
5 was scrubbed from the official web site of Acton Dystel, but was found in archives
6 and on Wayback machine.
7
8

9 20. Additionally, in his school records in Indonesia Obama is listed under the name
10 Soetoro and citizenship Indonesian (Affidavit of Elections challenge *Exhibit 13*
11 *Obama's registration in Assissi school in Jakarta Indonesia, showing him using his*
12 *stepfather's last name Soetoro and citizenship Indonesian*).
13
14

15
16 21. All of the above evidence showed Obama to be using forged
17 Identification papers and a social security number, which was never assigned to
18 him. Aforementioned document show Obama's citizenship to be Indonesian. There
19 are no valid identification papers to show Obama to be a natural born U.S. citizen.
20
21

22 22. Obama is running for the U.S. Presidency in 2012 election committing
23 fraud, claiming to be a natural born U.S. citizen, and using forged and fraudulently
24 obtained IDs as a basis for his natural born U.S. citizen status.
25

26 23. Based on the above presented undeniable evidence candidate Obama
27 lacks the constitutional requirements to become the U.S. President due to the fact
28

1 that Obama is not a natural-born citizen of United States and was placed on the
2 ballot by virtue of fraud, and his use of forged and fraudulently obtained
3 identification documents.
4

5 24. Plaintiff **Keith Judd** was a Democratic Party candidate, who ran for the
6 U.S. President in the State of West Virginia and gained 40% of the vote. Judd lost
7 his election in the state of West Virginia to Obama. Judd contends that if not for
8 fraud committed by Obama and not for Obama using forged IDs as a basis for his
9 legitimacy, Obama would not have won this election and Judd would be the winner
10 of the West Virginia primary.
11
12

13 25. Keith Judd suffered damages of a lost election and associated financial
14 damages.
15

16 26. Keith Judd's damages were the actual and proximate result of fraud
17 committed by Obama.
18

19 Other plaintiffs suffered damages of violation of their Constitutional and
20 First Amendment right for free political speech and redress of grievances. Their
21 constitutional rights were violated by Obama and other defendants (excluding
22 defendants Emken and Feinstein) who acted in concert in depriving the plaintiffs
23 of their rights to participate in lawful elections and their right for free political
24 speech and redress of grievances which is reflected in lawful elections.
25
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1 Plaintiff Taitz suffered additional damages, as an attorney bringing
2 challenges against Obama, she was defamed, persecuted, harassed and sanctioned.
3 All of these damages were an actual and foreseeable result of fraud committed by
4 Obama.
5

6 27. Obama created "Obama for America" with a purpose of defrauding
7 American citizens and illegally usurping the U.S. Presidency, while using
8 forged identification papers.
9

10 28. Obama used a forged birth certificate as his identification paper and as a
11 proof of his eligibility.
12

13 29. Obama used one or more Social Security numbers, that were not assigned
14 to him.
15

16 30. Obama used a forged Selective Service certificate.
17

18 31. Obama held April 27, 2011 press conference, presenting a forged birth
19 certificate and attacking "birthers".
20

21 32. Obama refused to comply with any subpoenas and notices to appear in court
22 or elections commission or election board hearing in relation to his
23 identification papers.
24

25 33. Obama acted through his agents, such as aids, press secretaries, attorneys,
26 governmental officials, members of the media loyal to Obama and controlled
27 opposition members of the media, campaign workers, his web site "Fight the
28

1 Smears” and “Obama for America" in order to defraud the Plaintiffs and others
2 and in order to attack, harass, defame, slander and persecute Plaintiffs and other
3 patriots seeking to get expose Obama’s forged documents.
4

5 Defendant "Obama for America" is a RICO organization created by Obama and
6 his accomplices with a goal of subsidizing elections fraud.
7

8 ***b) Fraud by defendant Alvin Onaka***

9
10 34. Defendant Alvin Onaka, Registrar of the state of Hawaii, aided and abetted
11 Obama and was complicit in the cover up of the fact that Obama is using a
12 forged birth certificate from the state of Hawaii. Onaka refused to provide an
13 original Birth certificate or original microfilm for examination
14

15 ***c) Fraud by Defendant Astrue***

16
17 35. Defendant Michael Astrue, commissioner of the Social Security, aided and
18 abetted Obama by covering up the fact that Barack Obama is fraudulently using
19 a Connecticut Social Security number, xxx-xx-4425, which was issued in and
20 around 1977 in the State of Connecticut to a resident of Connecticut born in
21 1890 and that this Social Security number does not pass E-verify, when checked
22 under the name Barack Obama.
23
24

25 ***d) Fraud by Defendants Schatz and Matusow***

26
27 36. Brian Schatz is being sued in his capacity as former Chairman of the
28 Democratic party of Hawaii, and Lynn Matusow is being sued as the Secretary

1 of the Democratic Party of Hawaii. Schatz and Matusow aided and abetted
2 fraud committed by Obama when they signed an altered/falsified Official
3 Certificate of Nomination for Barack Obama and removed the necessary
4 wording "eligible according to the US Constitution". Exhibit 22 shows
5 Official Certification of Nomination for Al Gore -2000 and for John Kerry
6 2004 submitted by the Democratic party of Hawaii to the office of elections.
7 Those certifications show the necessary wording that the candidates for
8 President and Vice President are "legally qualified to serve under the
9 provisions of The U.S. Constitution". In order to aid Obama and to attempt to
10 avoid criminal liability in certifying a fraudulent Official Certification of
11 Nomination, Brian Schatz and Lynn Matusow falsified the Certificate of
12 Nomination and removed the words "eligible to the U.S. Constitution" from
13 the certification sent to Hawaii Office of Elections on behalf of Obama.
14 Obama's Official Certification of Nomination (Exhibit 22 as well) states "This
15 is to certify that the following candidates for President and Vice President of
16 the United States are legally qualified to serve under the provisions of the
17 Democratic Parties balloting at the Presidential Preference Poll and Caucus
18 held on February 19th 2008 in the state of Hawaii and by acclamation at the
19 national Democratic Convention held August 27, 2008 in Denver, Colorado."

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e) Fraud by Defendants Nancy Pelosi and Alice Germond

1 37. Nancy Pelosi and Alice Germond aided and abetted fraud committed by
2 Obama when, as a former Chairwoman and Secretary of the 2008 Democratic
3 National Convention, they signed an altered certificate of nomination to the
4 State of Hawaii. Certification of Nomination for John Kerry, which was sent
5 to all 50 states in 2004 (Exhibit 23) and certification for Obama, which was
6 sent to 49 states in 2008 (Exhibit 24) were identical. However, Obama could
7 not get on the ballot in general election, as the state of Hawaii required the
8 wording "eligible under the provisions of the U.S. Constitution" and Brian
9 Schatz and Lynn Matusow, who resided in Hawaii were not willing to sign
10 the certification with such wording, as it was common knowledge among
11 Hawaiian officials that -none of the Hospitals in Hawaii had any valid birth
12 certificates for Obama, therefore, Obama was not a natural born citizen and
13 did not qualify. Subsequently Pelosi, Germond, Schatz, Matusow and Obama
14 acted in concert, as Schatz removed the necessary wording from the
15 certification sent by the Democratic party of Hawaii and Pelosi added this
16 wording to the DNC certification (Exhibit 25). Through this scheme, Schatz,
17 Matusow, Pelosi and Germond acted in concert and aided and abetted
18 ineligible Obama to get on the ballot in 2008 election. Through manipulation
19 of certificates, Schatz and Pelosi were complicit in fraud and forgery of
20 records.
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1 **f) Fraud by Defendant Holder**

2 38. Eric Holder is being sued as the Attorney General of the United States,
3 who received from Taitz a Quo Warranto complaint as well as multiple
4 criminal complaints with evidence of Obama and others committing massive
5 elections fraud and Obama usurping the position of the U.S. President and
6 Commander in Chief by virtue of fraud, misrepresentation and use of forged
7 and fraudulently obtained identification papers. Holder aided and abetted
8 Obama by burying the matter and not responding to Quo Warranto and not
9 prosecuting Obama. He aided and abetted Obama by being complicit and
10 covering up the fact that a foreign national with all forged papers is usurping
11 the U.S. Presidency. Holder put his cushy job ahead of his oath of office to
12 defend and protect the U.S. Constitution.
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19 **39. g) Fraud by Defendant Napolitano**

20 Defendant Napolitano is being sued in her capacity as the director of
21 Homeland Security.

22 Defendant Napolitano received certified mail complaints from Taitz and
23 multiple other individuals advising her that Obama is committing massive
24 elections fraud and using forged identification papers and fraudulently
25 obtained Connecticut Social security number.
26
27
28

1 Defendant Napolitano aided and abetted Obama by being complicit and
2 covering up the fact that a foreign national with all forged papers is usurping
3 the U.S. Presidency. Napolitano put her cushy job ahead of her oath of office
4 to defend and protect the U.S. Constitution.
5

6
7
8 **Fraud by Defendants Secretaries of States of California, Georgia, New**
9 **Hampshire, West Virginia, as well as Ballot law commission of New**
10 **Hampshire.**
11

12 40. Defendants Secretaries of States of California, Georgia, New Hampshire,
13 West Virginia, as well as Ballot law commission of New Hampshire received
14 from Taitz evidence in the form of sworn affidavits showing Obama being a
15 foreign national, who is usurping the U.S. Presidency by virtue of fraud and
16 use of forged identification papers and intending to do so for four more years.
17 Defendant Secretary of State of West Virginia received formal complaints
18 and election challenges from Plaintiff Judd, who was the Democratic party
19 candidate for the U.S. Presidency in the Democratic primary election.
20

21
22 Secretary of state of New Hampshire and the Ballot Law Commission of
23 New Hampshire received election fraud complaints/election challenge from
24 State Representatives Lawrence Rappaport, Carol Vita, Lucien Vita, Plaintiff
25 Orly Taitz, Plaintiffs -candidates Lax and Macleran. State of New Hampshire
26
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28

1 allows any citizen from any state to file an election challenge and election
2 fraud complaint.

3 Defendants Secretaries of State and Ballot Law Commission of New
4 Hampshire were complicit with Obama and committed elections fraud by
5 knowingly and maliciously allowing Obama on the ballot as a legitimate
6 candidate for the U.S. President, while knowing that Obama committed fraud
7 and placed his name on the ballot by virtue of fraud and misrepresentation,
8 knowing that he is a citizen of Indonesia and that he is fraudulently
9 representing himself as eligible on the ballot using forged and fraudulently
10 obtained identification papers and stolen Social Security number
11
12
13
14

15 **g) Fraud by Defendant Land**

16
17 41. Defendant Clay D. Land (Hereinafter “Land”) aided and abetted Obama
18 in elections fraud, use of forged Identifications papers for purpose of
19 elections fraud.
20

21 42. Taitz presented to US District Judge of the Central District of Georgia,
22 Clay D. Land, two cases brought by officers of the US military against
23 Barack Hussein Obama.
24

25 43. Over 200 members of the U. S. military signed consent forms wishing to
26 be clients of attorney Orly Taitz challenging Barack Obama as ineligible for
27 the position of the US. President and Commander in Chief.
28

1 44. Taitz brought legal actions on their behalf in different courts around the
2 nation. Two of these actions were brought in Columbus GA in front of
3 Federal Judge Clay D. Land.
4

5 45. The first action was brought by Taitz originally on behalf of Major Cook
6 and later joined by Major General Childers and Lieutenant Colonel Earl
7 Graef.
8

9 46. Taitz provided Land with evidence showing that Obama does not have a
10 valid birth certificate and does not have a valid Social Security number.
11

12 47. Taitz provided Land with a sworn affidavit of licensed investigator Neil
13 Sankey. Sankey is also a former Scotland Yard officer who served in an elite
14 unit dealing with organized crime and communist proliferation. Sankey
15 provided a 44 page affidavit, which showed that according to most reliable
16 national databases used by the licensed investigators and attorneys such as
17 Lexis Nexis and Choice Point there are multiple Social Security numbers
18 used by Barack Obama, none of which was issued in the state of Hawaii,
19 where Obama grew up and started working and was supposed to obtain a
20 SSN.
21
22

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24
25 48. Major Cook, who was a highly decorated US officer and who was
26 supposed to be deployed to Afghanistan within days, was asking a stay/
27
28

1 injunction of his deployment until Obama's legitimacy to the US Presidency
2 and validity of his Identification papers is ascertained by the court.

3
4 49. Knowing that Obama does not possess any valid papers and in order to
5 avoid the embarrassment, the military rescinded the deployment orders for
6 Cook. This was done within hours before the scheduled hearing.

7
8 50. Taitz brought a motion seeking to join Major General Childers and
9 Lieutenant Colonel Earl Graef, arguing that even if Cook's deployment
10 orders were rescinded, the issue is not moot, that this case is akin to Roe v
11 Wade 410 U.S. 113 (1973), in that this is an issue which presents itself
12 repeatedly before the court but eludes resolution on the merits.
13

14
15 51. Land dismissed the case by all plaintiffs against all defendants, denied all
16 plaintiffs their First Amendment rights of redress of grievances and wrote a
17 demeaning and defamatory opinion about both Plaintiffs and Taitz.
18

19
20 52. As a result, as the case was never heard on the merits and Plaintiffs were
21 denied their right to present their case, Major Cook was fired from his
22 position as an analyst with a company providing defense contracts.

23
24 53. Retired Major General Childers lost several consulting contracts and
25 believed that it was in retaliation for his involvement in this action.

26
27 54. Shortly thereafter another officer, Flight Surgeon Sergeant Connie
28 Rhodes was supposed to be deployed. She asked Taitz to represent her in a

1 similar action. By that time Obama administration was concerned that further
2 revocation of orders might seriously affect deployment.

3 55. Land decided to use this case and Taitz in particular as an example,
4 showing that the establishment will persecute anyone who dares to represent
5 active members of the military against usurper Obama.
6

7 56. Land could not deny standing as Rhodes was supposed to deploy within
8 days.
9

10 57. Land dismissed the case based on the doctrine of abstention, stating that
11 this is a matter for the military to decide. He claimed that this is a matter for
12 the military to decide, even though Taitz provided Land with a letter by
13 Commander Crawford, counsel for Admiral Mullin, Chairman of Joint Chief
14 of Staff, where Crawford stated that the military is concerned with the
15 situation, but cannot do anything as Obama is a civilian and not a member of
16 the military.
17
18
19

20 58. Land did not limit himself with wrongfully denying Rhodes her First
21 Amendment civil right of Redress of Grievances under the color of authority,
22 but he also wrote a defamatory and demeaning ruling.
23

24 59. Land also assessed \$20,000 of sanctions against Taitz claiming that it
25 was frivolous to bring legal actions against Obama on behalf of active
26 members of the U.S. military.
27
28

1 60. There was no justification for sanctions. The only reason Land did it, was
2 to try to silence Taitz, as a federal whistleblower, and to aid and abet in the
3 cover up of Obama's forged IDs.
4

5 619. Land knew that he has in front of him evidence of the biggest security
6 breach in the history of this nation. He had evidence of Obama using
7 fraudulent Social Security numbers, including two numbers in his own back
8 yard in Columbus, GA.
9

10 62. Land knowingly and with malice aided and abetted Social Security fraud
11 and elections fraud by refusing to hear the cases on the merits, even though
12 the plaintiffs had standing and by abusing his authority and position of a
13 federal judge, to verbally and financially abuse Taitz and harass her with
14 sanctions in order to stop litigation against Obama.
15
16

17 63. Land further abused plaintiffs' civil right for redress of grievances by
18 refusing to hear the case on the merits, even though the plaintiffs had
19 standing by his own admission.
20
21

22 64. Land abused Taitz rights under the color of authority by assessing her
23 \$20000 of sanctions without allowing her a hearing on the issue of sanctions.
24
25
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1 65. Taitz and her plaintiffs were the whistleblowers against Obama. Through
2 his actions Land engaged in intimidation of a whistleblower in order to cover
3 up crimes committed by Obama.
4

5 .
6 66. Members of the media used demeaning and defamatory comments by
7 Land in order to assassinate her character. In a number of cases attorneys
8 were not willing to work with her because of demeaning comments and
9 sanctions assessed by Land
10

11
12 67. Taitz suffered a damage of \$20, 000.

13 68. All of the Plaintiffs suffered damage, as Lands ruling was used by other
14 courts, and other plaintiffs were denied their right for redress of grievances
15 against Obama's usurpation of the U.S. Presidency, when U.S. attorneys and
16 AG attorneys used Land's decision to attack Taitz and others in different
17 courts.
18
19

20 69. All of the defendants (aside from defendants Feinstein and Emken) acted
21 with an intent to defraud. Plaintiffs were intended victims and foreseeable
22 victims. Plaintiffs suffered financial damages, defamation, humiliation,
23 harassment and emotional distress as a result of fraud committed by the
24 Defendants.
25
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1 **g) Aiding and Abetting Fraud by Defendant Patrick R. Donahoe**

2 70. Taitz submitted to Donahoe a complaint, which provided Donahoe with
3 evidence of Obama committing fraud and using a forged postal stamp on his
4 alleged Selective Service certificate. Namely, U.S. postal stamp which was
5 affixed to Obama's Selective Service certificate contained only two
6 digits "80" , while other documents from 1980 showed a 4 digit postal stamp
7 "1980".
8

9
10 71. Additionally Taitz forwarded to Donohue a video-tape with presentation
11 by Sheriff Joseph Arpaio of Maricopa county Arizona, showing how
12 Obama's selective service certificate was forged and how 2008 postal stamp
13 was cut in half, reversed and used as 1980 stamp with only two digits "80" .
14
15 Donahue had in front of him evidence of the most serious crime being
16 committed: most serious breach of the U.S. national Security and use by a
17 foreign national a forged U.S. postal stamp in order to get into the position of
18 the U.S. President.
19
20

21
22 Donahoe became criminally complicit when he took no action and covered up this
23 crime.
24

25 **h) Fraud by defendant CNN**

26 72. In and around of April of 2011 CNN issued a report "Busting The Birther
27 Conspiracy Theory. President's long form birth certificate released more than a
28

1 year ago". Exhibit 35 -A. A video clip of the report can be seen on You-tube
2 <http://us.mg6.mail.yahoo.com/neo/launch?.rand=71sdc0s28p5ea>. Within the report
3 CNN placed a microfilm of a birth certificate from the state of Hawaii claiming it
4 to be a birth certificate of Obama. Upon magnification of the image, it is clear that
5 this is not a microfilm of Obama's birth certificate, but an image of a certificate of
6 a completely different person.(Exhibit 35-B). CNN, who claims to be a reputable
7 news organization acted with a breathtaking malice, fraud and criminality. CNN,
8 through its' agents, its producers, directors, anchor men and other employees and
9 agents placed a microfilm of a birth certificate of another person, claiming it to be
10 a microfilm of Obama's birth certificate.
11
12
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15 73. Public believed the fraud committed by CNN, believed that indeed that was the
16 microfilm of Obama's birth Certificate.
17

18 74. As a result multiple member of the public attacked Plaintiffs, as birthers,
19 particularly attorney Orly Taitz, who led the legal actions, challenging Obama, and
20 subjected them to abuse, harassment, intimidations, threats of bodily harm.
21

22 75. Damages suffered by the Plaintiffs are directly, actually and proximately
23 related to fraud committed by CNN.
24

25 **SECOND CAUSE OF ACTION**

26 **RICO**

27 **Predicate crime-Fraud**

28

1 76. Plaintiffs incorporate by reference all prior paragraphs as it relates to FRAUD
2 as if fully pled herein.

3 "Obama for America" -Racketeering Influenced Corrupt
4 Organization

5 Barack Hussein Obama created "Obama For America" as his
6 fundraising organization for his Presidential run. At all times Obama was not
7 eligible for the US presidency and he used "Obama for America" as a vehicle to
8 defraud American citizens and get into the position of the U.S. President
9 while using forged documents.
10
11

12 **DE-FACTO RICO ENTERPRISE, "ASSOCIATION-IN-FACT"**

13 **RICO ENTERPRISE**

14
15 77. Between 2007-2012 defendants acted together or in groups and created
16 an
17 "association- in- fact" enterprise, which is sufficient for RICO, even if "Obama
18 for America" was not a RICO enterprise. Defendants acted directly or
19 indirectly, personally or through agent or agents, employed the same or similar
20 methods of commission with the purpose to defraud, utter forged documents,
21 commit wire and mail fraud, unlawfully procure citizenship and nationalization
22 unlawfully, obstruct justice and intimidate, harass, defame, slander and
23 otherwise retaliate against witnesses, victims, informants and whistleblowers.
24
25 Plaintiffs were victims of the acts of the racketeering or the acts of
26
27
28

1 racketeering were otherwise interrelated by distinguishing characteristics and
2 were not isolated events.

3
4 **PATTERN OF ONGOING RACKETEERING**
5 **ACTIVITY**

6 78. Fraud committed by defendants, who were acting directly or indirectly
7 and committed fraud, which was on going from 2007 until now, for over four
8 years. Actions by the defendants established a pattern of racketeering activity
9 within the meaning of 18 U.S.C. §1962(c), in that their common purpose was to
10 defraud, the common result was to defraud. Plaintiffs were victims of the acts
11 of racketeering and the acts of racketeering were otherwise related
12 by distinguishing characteristics and were not isolated events.

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15
16 **"Obama for America" -Racketeering Influenced Corrupt**
17 **Organization**

18 Barack Hussein Obama created "Obama For America" as his
19 fundraising organization for his Presidential run. At all times Obama was not
20 eligible for the US presidency and he used "Obama for America" as a vehicle to
21 defraud American citizens and get into the position of the U.S. President
22 while using forged documents.

23
24
25 **THIRD CAUSE OF ACTION**

26 **RICO-MAIL AND WIRE FRAUD**

27 Plaintiff includes, by reference, all prior paragraphs as if fully pled herein
28

1 79. Defendant Obama committed mail and wire fraud, when he posted on the
2 Internet in and around April 27, 2012 a paper, which he claimed to be a true and
3 correct copy of his long form birth certificate.
4

5 80. Obama committed mail and wire fraud, when he posted on the Internet on
6 his site "Fight the smears" a paper, which he claimed to be his short form birth
7 certificate.
8

9 81. Obama knew that he is committing fraud and intended to defraud in order to
10 continue usurping the position of the U.S. President.
11

12 82. Obama committed fraud when he sent to 50 states in 2007-2008, as well as
13 in 2011-2012 his declarations of candidacy. Obama used mail or other
14 instrumentalities of the Interstate commerce to commit such fraud.
15

16 83. In and around November 19, 2011 Obama committed mail and wire fraud,
17 when he through his agent, Deputy Campaign Manager Julianna Smoot,
18 personally attacked and defamed Taitz: "RELEASE THE MUGS
19

20 By Julianna Smoot, Deputy Campaign Manager on November 19, 2011.
21

22 Yesterday, four Republicans in the New Hampshire State House allowed a
23 hearing requested by Orly Taitz, the notorious dentist-lawyer-birther who wants
24 President Obama officially removed from the state's primary ballot.
25 So in honor of conspiracy theorists everywhere, we're re-releasing the
26 campaign's limited-edition "Made in the USA" mugs.
27
28

1 There's clearly nothing we can do to satisfy this crowd—or anyone else who
2 insists on wasting time and energy on nonsense like this.
3 But when it starts to make your head hurt, I've found the best remedy is to have
4 some tea in my "Made in the USA" mug.
5 Works like a charm. I recommend Earl Grey."
6

7
8 84. Obama knew that Taitz is submitting to different courts and elections
9 commissions, including Ballot Law commission in New Hampshire true and
10 correct information showing Obama using all forged IDs and a stolen social
11 Security number.
12

13
14 85. Obama acted with malice and using his employee, his assistant campaign
15 manager he made a fraudulent statement, which he forwarded to millions of
16 people via e-mails and other instrumentalities. This fraudulent statement was
17 made to cover up fraud committed by him and in order to defame Taitz.
18
19
20
21

22 **FOURTH CAUSE OF ACTION**
23 **RICO**
24 **PREDICATE CRIME-MISPRISION OF FELONY-**
25 **United States Code Title 18 § 4 Misprision of Felony**
26 **(MISPRISION OF SOCIAL SECURITY FRAUD COMMITTED BY**
27 **OBAMA)**
28

1 while using forged identification papers: forged birth certificate, forged selective
2 service certificate, and forged Social Security ID.

3 Defendants committed Misprision of Felony by concealing this fact and not
4 making it known to a judge or other person in civil or military authority.
5

6 **SIXTH CAUSE OF ACTION**

7 **RICO**

8 **PREDICATE CRIME-MISPRISION OF FELONY**

9 **United States Code Title 18 § 4 Misprision of Felony**

10 **(MISPRISION OF USE OF A FORGED POSTAL STAMP ON THE**
11 **SELECTIVE SERVICE CERTIFICATE BY OBAMA)**
12

13 **Plaintiffs incorporate by reference all prior paragraphs as if fully pled herein**
14 **88.** Defendants received from Plaintiffs evidence of Obama using a forged postal
15 stamp on the Selective service certificate he is using. Defendants committed
16 Misprision of Felony by concealing this fact and not making it known to a judge or
17 other person in civil or military authority.
18
19

20 **SEVENTH CAUSE OF ACTION**

21 **VIOLATION UNDER THE COLOR OF AUTHORITY**

22 **OF 1ST/14TH AMENDMENT RIGHT-FREEDOM OF FREE**

23 **SPEECH OF THE U.S. CONSTITUTION**

24 **(AGAINST DEFENDANTS FEDERAL AND STATE AGENCIES)**
25
26
27
28

1 89. Plaintiffs incorporate by reference all prior paragraphs as if fully pled
2 herein.

3 90. First amendment of the U.S. Constitution and 14 th Amendment as
4 available to the States prohibits violation of the Free Speech by the Federal
5 and State governmental agencies.
6

7 91. Lawful voting represents the highest embodiment, the highest
8 manifestation of the Free Speech. Any action by the Federal or state agency
9 is seen under the "Highest Scrutiny " test.
10

11 92. When representatives of Federal or State agencies under color of authority
12 are aiding and abetting a criminal with forged IDs to run for the U.S.
13 Presidency, they de- facto rob the citizens of their most secret right to a
14 political free speech, as they enable the usurpation of the U.S. Presidency by
15 a foreign citizen with all forged Identification Papers, they rob the citizens of
16 their right to free election, turning elections into a sham, a well
17 choreographed Hollywood production without any substance behind it.
18

19 93. As an actual and proximate result of the actions by the Defendants , the
20 First /Fourteenth Amendment right to free speech of the Plaintiffs was
21 violated.
22
23
24
25
26
27
28

1 94. First amendment right for Political Free Speech of Plaintiff Taitz was also
2 violated by Defendant Judge Clay D. Land.

3 Taitz, as an attorney, brought in front of Land two legal actions on behalf of
4 members of the U.S. military, seeking verification legitimacy of Obama in
5 light of his use of a forged Birth Certificate, forged Selective Service
6 Certificate and fraudulently obtained Social Security number.
7
8

9 Land desired to silence political opposition to Obama regime.

10 Land abused his judicial discretion and abused Taitz and her clients verbally,
11 psychologically and financially.
12

13 Land's actions were aimed to silence political speech against Obama's
14 usurpation of the U.S. Presidency.
15

16 Land frivolously and callously attacked Taitz, claiming that bringing a
17 legitimate legal action against Obama is somehow frivolous, and used his
18 opinion and sanctions against Taitz as means of intimidation of political
19 dissidents, civil rights attorneys and members of the U.S. military who were
20 seeking Obama's removal from office due to his use of forged IDs.
21
22

23 95. Actions by the Defendants had a chilling effect on the free political
24 speech of the Plaintiffs and every political dissident in the U.S.
25

26 96. Damages to civil right of political free speech, as well as financial
27 damage of \$20,000, associated costs and fees, legal fees, damage as a result
28

1 of defamatory statements in the opinion by Land, psychological damages
2 and emotional distress associated with actions by Land.

3 **EIGHTH CAUSE OF ACTION**

4 **VIOLATION OF THE FIRST AMENDMENT / 14TH AMENDMENT**

5 **RIGHT FOR REDRESS OF GRIEVANCIES UNDER COLOR OF**

6 **AUTHORITY**

7 (against defendants Federal and State Agencies and Defendant Land)

8
9
10 97. Plaintiffs brought their grievances relating to Obama's use of forged and
11 fraudulently obtained IDs to Defendant's officials of the Federal and State
12 governments.

13
14
15 98. Defendants violated Plaintiffs rights, did not provide a redress of
16 Plaintiffs grievances and were complicit in Obama's violations of Plaintiff's
17 rights.

18
19 99. Plaintiffs suffered damages as a result of violations by the Defendants.

20 Additionally Plaintiff Taitz suffered a violation of her right for redress of
21 grievances by Defendant Land, who as a Presiding Judge arbitrarily refused
22 to address grievances by Taitz's clients claiming abstention and attacked
23 Taitz and her clients with defamatory statements and sanctions in order to
24 intimidate other dissidents and civil rights attorneys and prevent them from
25
26
27
28

1 seeking a redress of grievances against Obama's usurpation of the U.S.
2 presidency and against him placing his name on the ballot in 2012 election.

3
4 **NINETH CAUSE OF ACTION**

5 **VIOLATION OF 5TH AMENDMENT OF DUE PROCESS AND 14TH**
6 **AMENDMENT EQUAL PROTECTION RIGHTS OF THE**
7 **PLAINTIFFS UNDER COLOR OF AUTHORITY.**
8

9 100. Plaintiffs incorporate by reference all prior paragraphs.

10 Plaintiffs were entitled to Due Process and Equal Protection.

11 Their rights were infringed upon by defendants Federal and State Agencies.

12 While State Agencies routinely removed from the ballots ineligible
13 candidates, Defendants refused to do that with candidate Obama.
14

15
16 101. Additionally Plaintiff Taitz was denied her Due Process and Equal
17 Protection rights by Judge Clay D. Land when he denied her due process and
18 sanctioned her without giving her due process hearing on the issue of
19 sanctions.
20
21

22
23 **TENTH CAUSE OF ACTION**

24 **DEFAMATION**

25
26 Plaintiff includes, by reference, all prior paragraphs as if fully pled herein
27
28

1 102. Obama directly and through his agents was committing fraud, while at the
2 same time defaming and harassing Taitz and other plaintiffs, calling them "a
3 side show" and "carnival barkers". On April 27, 2012 he released a forgery
4 claiming it to be a true and correct copy of his long form birth certificate and
5 simultaneously defamed plaintiffs calling them "carnival barkers" and "a side
6 show". Obama acted with malice and made a defamatory statement, which was
7 understood by others as relating to plaintiffs, which lowered Plaintiff's standing
8 in the community and caused damages.
9

10
11
12 103. Plaintiffs suffered defamation and humiliations, being attacked as
13 "birthers", were called crazy, while they were telling the truth about the fact
14 that defendant Obama is committing elections fraud and is using and uttering
15 forged documents as proof of his eligibility for the U.S. Presidency.
16

17
18 104. Plaintiff Taitz received multiple death threats from Obama supporters who
19 do not believe that their "messiah" is capable of committing elections fraud and
20 use forged documents
21

22 105. From 2008 campaign until now Taitz and other Plaintiffs and patriots of
23 this country suffered a total of nearly four years of humiliation, defamation,
24 slander, persecutions, harassment, sanctions, tampering with vehicles, attacks
25 on their families by some of the defendants.
26
27
28

1 106. John Avalon, a reporter for Daily Beast, a writer, contributor to CNN and
2 Newsweek engaged in systemic defamation of Taitz.

3
4 Avlon started by yelling and screaming at her and her client former U.N.
5 Ambassador Alan Keyes, while appearing together on CNN.

6
7 Later Avlon contacted Taitz and told her that he apologizes for his behavior and
8 would like to fly from New York to California and do an in depth interview.

9 Taitz agreed to give an interview to Avlon.

10
11 Avlon flew to California and interviewed Taitz for about two hours, at which
12 time Taitz provided him with the information relating to fraud and forgery in
13 Obama's IDs, which is described in paragraphs 1-23 herein.

14
15 Additionally Avlon asked her for a number of books and video tapes Taitz had
16 on the subject, which Taitz gave him.

17
18 Avlon never published any information that Taitz gave him regarding Obama
19 and continued defrauding the public by claiming that Obama is legitimate for
20 the position of the President.

21
22 Additionally Avlon published a book called "Wingnuts", where he included
23 Taitz among other politicians, that he called "Wingnuts".

24
25 107. When Taitz ran for the U.S. Senate in 2012 and according to 4 consecutive
26 polls by Public Policy Polling, only one day before the election, Avlon
27
28

1 published in Daily Beast a hit job defamatory article about Taitz, which was
2 republished by multiple other magazines and newspapers.

3 Avlon knew that no judge have ruled on the merits of the case.
4

5 Avlon knew that Sheriff Arpaio held multiple press conferences, where he
6 presented evidence showing Obama using forged birth certificate and Selective
7 service certificate
8

9 Avlon had evidence that Obama is using a Connecticut Social Security number,
10 which was not assigned to him.
11

12 Avlon knew that no judge has ever seen an original birth certificate for Obama,
13 an original application for Selective Service and an original application for
14 Connecticut Social Security number that Obama is using, while copies were
15 found to be forgeries by Sheriff Arpaio and other experts. Avlon acted with
16 malice, aided and abetted and attacked and defamed Taitz with a clear goal of
17 derailing her campaign.
18
19

20 Avlon was criminally complicit with Obama and viciously misrepresented the
21 truth defamed Taitz in order to aid and abet Obama in cover up of Obama's
22 elections fraud and Obama's forged IDs. On June 5th 2012, the elections day for
23 the U.S. Senate he wrote an article in "Daily Beast" (Exhibit 26) He wrote:
24
25

26 "I've met Taitz, [debating her on-air once](#) and spending an hour at her law
27 office/dental practice in the hills of Rancho Santa Margarita while I was
28

1 researching [Wingnuts](#). She is not unintelligent and is almost charmingly insane,
2 proudly showing off prominent alleged Facebook friends and then comparing
3 Obama to Stalin, all while passing over hundreds of pages of Xeroxed
4 documents she has sent to governors of all 50 states and the entire U.S. Senate.
5 The packet details accusations including impersonation of a military officer,
6 libel, defamation of character, harassment, breaking into the computer system of
7 the Supreme Court, voter fraud, and forgery, concluding: "Verify the above facts
8 brought forward by me and demand Obama/Soetoro's immediate resignation or
9 removal from office due to fraud and constitutional inability. National security
10 and national survival depends on your expedient actions ..."

11
12
13
14
15 In other words, nut-balls. Orly Taitz as a candidate for U.S. Senate would make
16 Christine O'Donnell look like Henry Clay. She would make [Sharron Angle](#) look
17 like Daniel Webster. [Donald Trump](#) seems a model of restraint by comparison."
18

19
20 Avlon referred to Taitz as a "national embarrassment", "wingnut", "nutball",
21 "radioactive destruction", "crazy", "freak beat", "fringe", "insane", "clownishly
22 unelectable candidate".
23

24
25 108. As most readers of "Daily Beast" and "Forbes magazine" do not follow this
26 litigation, they believe that those magazines are reputable publications. They
27 believe that reporters are legitimate reporters who do not commit journalistic
28

1 malpractice and who do not defame individuals. The public believed that Avlon
2 and other reporters, such as Kevin Underhill from Forbes, who republished
3 Avlon's hit piece, are writing the truth.
4

5 109. Taitz standing in the community was affected, as a result of defamation by
6 Avlon and other members of the media listed herein.
7

8
9 110. Public clearly understood that statements were made about Taitz,
10 understood those statements to be true and Taitz standing in the community was
11 affected and reduced as a result of actions by Avlon. Damages suffered by Taitz
12 are actually and proximately related to actions by Avlon.
13
14

15 **DEFAMATION BY "DAILY BEAST"**

16
17 111. Plaintiffs incorporate by reference all prior paragraphs as if fully pled
18 herein.
19

20 Defamatory statements by Avlon were made on the pages of "Daily Beast" by
21 Avlon as a writer for Daily Beast.
22

23 "Daily Beast" is vicariously liable for defamation of Taitz which was perpetrated
24 by the writer of "The daily Beast" on the pages of "The Daily Beast".
25
26

27 **DEFAMATION BY KEVIN UNDERHILL, WRITER FOR "FORBES"**

1 112. Plaintiffs incorporate by reference all prior paragraphs, as if fully pled
2 herein.

3
4 Kevin Underhill, writer for "Forbes" wrote a defamatory article about Taitz .

5
6 Underhill wrote "Finally, and this is why I started this thing in the first place,
7 famed Birther-activist and naturalized-Moldovan-lawyer-dentist [Orly Taitz is](#)
8 [running for the Senate](#). She hopes to run against Dianne Feinstein, and according
9 to some polls she may actually get the chance. California has a "top-two"
10 primary, meaning all candidates run on the same ballot and the top two then face
11 off in November. Feinstein will be number one, and 23 others are vying for
12 number two. Since no one else has any name recognition at all, there is some
13 concern -- including in the GOP -- that Taitz might eke out enough votes to stay
14 around until November. She does have a [long record of losing](#), but also a long
15 record of being undeterred by it.

16
17 An official Taitz run would be amusing but also disturbing, as [John Avlon, who](#)
18 [has interviewed and debated Taitz, writes at the *Daily Beast*](#). That piece is worth
19 reading partly for its comical descriptions of Taitz as "almost charmingly
20 insane," "demonstrably unhinged," "clownishly unelectable," and one who
21 "would make Sharron Angle look like Daniel Webster."
22
23
24
25
26
27
28

1 Underhill acted with malice. He did not contact Taitz prior to writing his article.
2 he did not get her side of the story and wrote a one side defamatory article with a
3 clear goal of derailing her campaign and aiding and abetting Obama in
4 completing elections fraud.
5

6
7 Underhill was defaming Taitz and defrauding the public by creating an
8 impression that Obama is legitimate for the U.S. Presidency and had valid IDs,
9 while he never had any IDs and used forged and fraudulently obtained IDs.
10
11 Underhill was criminally complicit in aiding and abetting elections fraud,
12 forgery, Social Security fraud as Obama was using forged IDs and a stolen
13 Social Security number.
14

15
16 Public believed that Underhill is writing a truthful account. Taitz standing in the
17 community was reduced due to actions by Underhill.
18

19 Taitz suffered damages due to defamation. Her damages were actually and
20 proximately related to actions by Underhill.
21

22 **DEFAMATION BY "FORBES" MAGAZINE**

23
24 113. Plaintiffs incorporate by reference all prior paragraphs, as if fully pled
25 herein.
26

27
28 Kevin Underhill wrote a defamatory article about Taitz in "Forbes" .

1 Underhill was a writer of Forbes.

2 Forbes was vicariously liable for actions of Underhill.

3
4 Public at large believed "Forbes" to be a reputable magazine.

5
6 Public believed that defamatory statements written in "Forbes" about Taitz were
7 true.

8
9
10 Taitz standing in the community was affected and diminished by the article
11 published in "Forbes".

12
13 Damages suffered by Taitz were actually and proximately related to the article
14 published in "Forbes"
15
16
17
18
19
20
21

22 **Defamation by John Kobelt, " John and Ken" Show, KFI AM 640 radio**
23 **and Clear Channel communications.**
24

25 114. John Kobelt is a talk show host in a duo of two hosts "John and Ken" in the
26 radio program "John and Ken show" on KFI AM 640RADIO
27

28 KFI is owned by Clear Channel communications.

1 On April 27 2011 Obama released what he claimed to be his long form birth
2 certificate. The same day Taitz was contacted by a number of radio and TV
3 programs and was asked to comment on that alleged birth certificate. Among the
4 programs that invited Taitz, was "John and Ken show".

5
6 115. When Taitz got on the show, she was verbally attacked and defamed by
7 Kobelt, who stated that she is "insane" and that she "has obsessive impulsive brain
8 disorder" further shouting that Taitz's "chemicals in her head are screwed up".

9
10 John Kobelt then suggested that LA Times should publish a news article named
11 "Orly Taitz is Insane".

12
13 Further in the show, John Kobelt called her "crazy", "the biggest liar in the
14 history", and "the looniest person in the history".

15
16 Such statements were done in order to affect Plaintiff's reputation, and to
17 humiliate and discredit Taitz in the eyes of general public. The public at large
18 understood that the statements were related to Taitz, such statements reduced her
19 standing in the community and was an actual an proximate cause of her damages.

20
21
22 116. Before the Primary Election in California on June 5th, 2012, KFI radio
23 representative Brian Barry contacted Taitz, inquiring whether she would be willing
24 to advertise on KFI. Taitz responded that she had a bad experience with the John
25 and Ken show and wanted assurances that this would not happen again. Such
26 assurance was given. Supporters of Taitz paid \$7,500 to run campaign ads on KFI.
27
28

1 Consequently Kobelt continued the same pattern of behavior: a pattern of
2 defamation and ridicule.

3
4 117. As the result of defamatory statements by John Kobelt made while the show
5 John and Ken was on the air, Plaintiff suffered loss of reputation, and was
6 discredited among general public the day before the Primary Election, in which,
7
8 prior to the day of the show, Plaintiff was leading according to the national polls.

9
10 118. John Kobelt acted with malice and intent to defame and harass Taitz. His
11 statements created a false image of the Plaintiff, discredited Taitz, and hosts'
12 defamatory tactic served the purpose of intimidation, humiliation and threats to
13 Plaintiffs reputation.

14
15 As John Kobelt is a Host of "John and Ken Show, which is owned by the Clear
16 Channel communications, those entities are vicariously liable for actions by Kobelt.

17
18 119. Mathews is a host of "hardball" program on MSNBC

19 Mathews is a strong Obama supporter, who was so excited about Obama election
20 that he reported famous "tingling up his leg" during inauguration.

21
22 Mathews due to his support for Obama s attacked Taitz repeatedly on his program.

23 Mathews did not limit himself to defaming Taitz, but he also was a de-fact
24 cheerleader of attacks and threats made against Taitz.

25
26 In 2010, when Taitz ran for the position of the Secretary of State, on the election
27 day, Mathews appeared on hi program "Hardball" in Prime time an stated: "Orly
28

1 Taitz is a malignancy. You should tie her up to the stake like a witch. She should
2 be tied to the stake like a witch" .

3 after this call to arms by Mathews, hundreds of crazy Obama supporters were
4 sending Taitz e-mails, comments on her web site and leaving messages on her
5 phone. Some of those threatening messages Taitz preserved. In those messages
6 Obama supporters and Mathews followers were stating that Taitz needs to be
7
8 burned at the stake and her burned body needs to be dragged down the streets.
9

10 Taitz and her supporters contacted Mathews and repeatedly asked to give Taitz an
11 opportunity to appear on his show and provide truthful information.
12

13 Mathews refused to provide truthful information and continued defaming Taitz.
14

15 Due to actions by Mathews Taitz was defamed.

16 Members of the community understood that defamatory actions were related to
17
18 Taitz.

19 Defamatory statements by Mathews had an effect of lowering Taitz standing in the
20
21 community.

22 120. MSNBC is a TV network that employs Chris Mathews and other reporters,
23
24 who engaged in defamation of Taitz

25 MSNBC is vicariously responsible for actions by Mathews.
26
27
28

1 Taitz travelled to MSNBC studios in New York and recorded a two hour
2 interview with an MSNBC host Kate Hampson, which was directed by MSNBC
3 producer/director Payal Bawa.
4

5 In the interview Taitz provided full information in regards to Obama using a forged
6 Selective Service Card, forged Birth Certificate and a stolen Social security
7 number, which was issued to a resident of Connecticut, born in 1890.
8

9 Taitz was assured that truthful information will be provided to the public.

10 Instead MSNBC included a very small segment of her interview, about a minute or
11 less in a documentary about militias. In such documentary they completely
12 misrepresented Taitz, showing her as an extremist, to par with a militia and did not
13 provide the public any truthful information about Obama.
14

15 Additionally several other talk show hosts on MSNBC made defamatory
16 statements about Taitz. Among them Rachel Maddow, Keith Olbermann, Ed
17 Schultz. Rachel Maddow created a whole commercial, where she misrepresented
18 Taitz as a racist.
19

20 MSNBC acted with malice and with an intent to defame Taitz.
21

22 It was done with a clear intent to lower her standing in the community.
23

24 The Public understood that the defamatory statements were made about Taitz and
25 the effect of these statements was indeed such that Taitz standing in the community
26 was effected and was lowered.
27
28

1 Defamatory statements made by the employees of MSNBC were an actual and
2 proximate cause of damages suffered by Taitz.
3
4

5 **ELEVENTH CAUSE OF ACTION**

6 **VIOLATIONS OF HAVA, NVRA AND CALIFORNIA ELECTIONS CODE**

7 **INJUNCTIVE RELIEF SOUGHT: DECERTIFICATION OF ELECTION**

8 **RESULTS FOR THE US SENATE DUE TO THOUSANDS OF INVALID**

9 **VOTES CAST IN VIOLATION OF HAVA, NVRA, CA CIVIL CODE 1709**
10
11

12 Plaintiff includes, by reference, all prior paragraphs as if fully pled herein
13
14

15 **(Against defendant Secretary of State of CA Bowen and Registrar of**
16 **Los Angeles County)**
17
18

19 121. Plaintiffs allege that the States violated the requirements of Section 303(a)
20 of HAVA, section 8 of NVRA as well as sections 2150, 16100, 16101,
21 18203 and 18500 of the California Elections Code.
22
23

24 CA elections code 2150 states
25

26 (a)The affidavit of registration shall show:
27

28 (1)The facts necessary to establish the affiant as an elector.

1 (2)The affiant's name at length, including his or her given name, and a middle
2 name or initial, or if the initial of the given name is customarily used, then the
3 initial and middle name. The affiant's given name may be preceded, at affiant's
4 option, by the designation of Miss, Ms., Mrs., or Mr. A person shall not be denied
5 the right to register because of his or her failure to mark a prefix to the given name
6 and shall be so advised on the voter registration card. This subdivision shall not be
7 construed as requiring the printing of prefixes on an affidavit of registration.
8
9

10
11 (3)The affiant's place of residence, residence telephone number, if furnished, and
12 e-mail address, if furnished. No person shall be denied the right to register because
13 of his or her failure to furnish a telephone number or e-mail address, and shall be
14 so advised on the voter registration card.
15

16
17 (4)The affiant's mailing address, if different from the place of residence.
18

19
20 (5)The affiant's date of birth to establish that he or she will be at least 18 years of
21 age on or before the date of the next election.
22

23 (6)The state or country of the affiant's birth.
24

25 (7)(A)In the case of an applicant who has been issued a current and valid driver's
26 license, the applicant's driver's license number.
27
28

1 (B)In the case of any other applicant, other than an applicant to whom
2 subparagraph (C) applies, the last four digits of the applicant's social security
3 number.
4

5 (C)If an applicant for voter registration has not been issued a current and valid
6 driver's license or a social security number, the state shall assign the applicant a
7 number that will serve to identify the applicant for voter registration purposes. To
8 the extent that the state has a computerized list in effect under this subdivision and
9 the list assigns unique identifying numbers to registrants, the number assigned
10 under this subparagraph shall be the unique identifying number assigned under the
11 list.
12
13
14

15
16 (8)The affiant's political party affiliation.
17

18 (9)That the affiant is currently not imprisoned or on parole for the conviction of a
19 felony.
20

21 (10)A prior registration portion indicating whether the affiant has been registered
22 at another address, under another name, or as intending to affiliate with another
23 party. If the affiant has been so registered, he or she shall give an additional
24 statement giving that address, name, or party.
25
26
27
28

1 (b)The affiant shall certify the content of the affidavit as to its truth and
2 correctness, under penalty of perjury, with the signature of his or her name and the
3 date of signing. If the affiant is unable to write he or she shall sign with a mark or
4 cross.
5

6
7 (c)The affidavit of registration shall also contain a space that would enable the
8 affiant to state his or her ethnicity or race, or both. An affiant may not be denied
9 the ability to register because he or she declines to state his or her ethnicity or race.
10

11
12 (d)If any person, including a deputy registrar, assists the affiant in completing the
13 affidavit, that person shall sign and date the affidavit below the signature of the
14 affiant.
15

16
17 (e)The affidavit of registration shall also contain a space to permit the affiant to
18 apply for permanent vote by mail status.
19

20 (f)The Secretary of State may continue to supply existing affidavits of registration
21 to county elections officials prior to printing new or revised forms that reflect the
22 changes made to this section by the act that added this subdivision.
23
24

25 1. On October 29, 2002, HAVA was signed into law by the President. 42
26 U.S.C. §§ 15301-15545. Title III of HAVA (Sections 301 to 303) includes
27 certain “uniform and nondiscriminatory election technology and
28

1 administration requirements” which apply in elections for Federal office. 42
2 U.S.C. §§ 15481-15483.

3
4 2.

5 Section 303(a) of HAVA, entitled “Computerized Statewide Voter
6 Registration List Requirements,” requires that “each State, acting through
7 the chief State election official, shall implement, in a uniform and
8 nondiscriminatory manner, a single, uniform, official, centralized,
9 interactive computerized statewide voter registration list defined,
10 maintained, and administered at the State level.” Section 303(a) applies to all
11 States that require voter registration for elections for Federal office. 42
12 U.S.C. §§ 15483(a).

13
14
15
16
17 3. Among the requirements of Section 303(a) of HAVA for the statewide voter
18 registration list are the following:

19
20 (a) The list shall serve as the single system for storing and managing the
21 official list of registered voters throughout the State, 42 U.S.C. §
22 15483(a)(1)(A)(i);
23
24
25
26
27
28

1 (b) The list must contain the name and registration information of, and must
2 assign a unique identifier to, each legally registered voter in the State, 42
3 U.S.C. §§15483(a)(1)(A)(ii)-(iii);
4

5 (c) The list must be coordinated with other agency databases within the
6 State, 42 U.S.C. §15483(a)(1)(A)(iv);
7
8

9 (d) Any election official in the State, including any local election official,
10 must be able to obtain immediate electronic access to the information
11 contained in the list, and all voter registration information obtained by any
12 local election official must be electronically entered into the computerized
13 list on an expedited basis at the time the information is provided to the local
14 official 42 U.S.C. §§ 15483(a)(1)(A)(v)-(vi);
15
16
17

18 (e) The State must provide the necessary support so that local election
19 officials are able to enter voter registration information on an expedited
20 basis, 42 U.S.C. §15483(a)(1)(A)(vii);
21
22

23 (f) The list must serve as the official voter registration list for the conduct of
24 all elections for Federal office in the State, 42 U.S.C. § 15483(a)(1)(A)(viii);
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1 (g) Election officials shall perform list maintenance with respect to the
2 computerized list on a regular basis, 42 U.S.C. §§ 15483(a)(2) and
3 15483(a)(4);
4

5 (h) The State must coordinate the list with State agency records on felony
6 status (where required by State law) and death, 42 U.S.C. §
7 15483(a)(2)(A)(ii);
8

9 (i) The State must ensure that the name of each registered voter appears on
10 the list, only voters who are not registered or not eligible are removed from
11 the list, duplicate names are eliminated from the list, and eligible voters are
12 not removed from the list in error, 42 U.S.C. §§ 15483(a)(2)(B) and
13 15483(a)(4);
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17 (j) The list must provide that no application for voter registration shall be
18 accepted or processed unless it includes a driver's license number (for
19 applicants who have such number) or the last four digits of the social
20 security number (for applicants who do not have a driver's license number).
21 For persons who do not have either of these numbers, the State must assign a
22 unique identifier. This requires the State to change its voter registration
23 forms to require applicants who have such numbers to provide them, 42
24 U.S.C. § 15483(a)(5)(A);
25
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1 (k) The State must enter into agreements to match information from the list
2 against the State motor vehicle authority database, and the federal social
3 security number database, 42 U.S.C. § 15483(a)(5)(B).
4

5 **HAVA’S SECTION 303(b) PROVISIONS**
6

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8 4.

9 Section 303(b)(3)(B) of HAVA, 42 U.S.C. § 15483(b)(3)(B), effective
10 January 1, 2004, and applicable to persons who register to vote for the first
11 time by mail after January 1, 2003, requires States to attempt to match driver
12 license number or social security number information provided by such
13 applicants against existing records, as a means of satisfying HAVA’s
14 identification requirements.
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19 5. Section 303(b)(4)(A) of HAVA, 42 U.S.C. § 15483(b)(4)(A), effective January
20 1, 2004, requires the inclusion of specific information on mail voter
21 registration forms, including a specific question regarding whether an applicant
22 will be 18 years of age before election day, a checkbox to answer such
23 question, instructions not to complete the form if the answer to the question is
24 no, as well as specific instructions on the form for first time registrants by mail
25 on new HAVA-required identification requirements.
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1 123. Plaintiff Taitz, as a candidate for the U.S. Senate, obtained from the
2 Secretary of State of California an official DVD of the total number of
3 registered voters in California. She forwarded this DVD to a number of experts
4 for analysis and verification of validity of voter registrations. Secretary of State
5 did not provide all the information. For example, important parameters, such as
6 Drivers License numbers and the last four digits of the Social Security numbers
7 were not provided, however even with limited data hundreds of thousands of
8 flagrantly invalid voter registrations were found by computer engineers and
9 relational data analysts, who analyzed the data of over 17 million voters.
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14 124 David Yun, DeVry computer science graduate with over 10 years of
15 experience as an analyst, examined the data and found that based on one parameter
16 alone, 2150 (6) California Elections Coode “State or country of Birth” there were
17 756,213 of illegal votes and illegal voter registrations, which did not contain
18 required information. (Exhibit 18 Affidavit of David Yun). According to California
19 Elections code 2150 “Country of Origin” is a required field that has to be filled out
20 in order for the submitted voter registration to be accepted by the Registrar as
21 valid.
22
23
24

25 125. Additionally employees of the Registrar of Lois Angeles County admitted to
26 falsification of voter registrations, where they themselves marked that applicant
27 was born in the U.S. when such information was missing. (Exhibit 29 e-mail
28

1 received from Public records of the Los Angeles Registrar
2 publicrecords@rrcc.lacounty.gov) According to the Public Records Department of
3 the Los Angeles Registrar, data entry operator is instructed to enter "U.S." when
4 the country of origin is missing. Moreover, posting "U.S." is not sufficient, as
5 Elections Code 2150 clearly states that the registration should contain "2150 (6)
6 State or country of birth". This means that if a person is born in the United States,
7 it is not sufficient to enter U.S., elector has to enter the name of the state where he
8 was born. Only if he was born outside the U.S., he can enter the country of birth
9 only. All of the voter registrations that do not have either the name of the state
10 within the U.S. or foreign country where the individual was born have to be
11 removed from the voter roll as invalid. Computer engineer David Yun ran the
12 second query on September 8, 2012 and found **685,739 voter registrations, which**
13 **had "USA or "US" posted in the databases, which is a clear violation of CA**
14 **elections code 2150, which require the state of birth for individuals born in the**
15 **USA, not generic US or USA. When this is added to 756,213 invalid voter**
16 **registrations without the state or country of birth we have 1,441,952 invalid**
17 **voter registrations based only one out of 8 categories that need to be checked.**
18
19 126. Similarly employees of the Orange County registrar and other Registrars
20 admitted that when voter registrations were missing the birth date, year 1900 was
21 marked as a birth year, which is a clear falsification of the voter registration.
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1 (Exhibit 28, 29) Not only there has to be an injunction and the court order to
2 update the databases and send to all the registered voters request to update their
3 information, but there has to be a criminal investigation and prosecution of
4 Registrars and other election officials who engaged in falsification of records.
5

6 127. Currently Obama administration issued an executive order (DREAM act)
7 which would allow illegal immigrants under 31 to stay in the U.S. and obtain work
8 permits. California legislature responded by ruling that such illegal immigrants will
9 be allowed to obtain California drivers licenses. When one obtains a drivers
10 license, he is given a voter registration forms as well under the Motor-Voter act.
11 Upon receiving a voter registration forms a person can register to vote on line
12 without anyone checking a thing, without anyone checking a drivers license, four
13 last digits of a Social Security number or citizenship status.
14
15
16

17 128. According to the Department of Homeland Security, office of Immigration
18 statistics, in 2009 there were 2.6 million illegal aliens in California, (25% of all
19 illegal aliens in the U.S.) majority of them reside in Los Angeles County. (Exhibit
20 30) According to the department of Homeland Security in 2008 there were 31
21 million non citizens residing in the U.S(19.6 legal residents and 11.5 illegal
22 immigrants). There is no official estimate for 2012, but it is clearly higher than 31
23 million that we had in 2008.
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1 129. While the official DHS numbers put the number of illegal aliens to be only 12
2 million, most surveys put this number around 30-36 million. According to retired
3 Senior Deportation officer of Homeland Security John Sampson, immigration
4 community estimates the total number of people, who came to the U.S. illegally
5 and ones who overstayed their visas to be 42 million.
6

7
8 130. California population is estimated at 39 million, which is 12.5% of the total
9 311 million of the US population.

10
11 Considering the fact that California is a Southern border state with one of the most
12 liberal establishments in the nation and with sanctuary cities, percentage of illegal
13 and legal immigrants in CA is expected to greatly exceed the proportionate share
14 of 12,5% that California comprises in the total U.S. population.

15
16 Department of Homeland Security own survey of 2008 estimates that 25% or a
17 quarter of all illegal aliens reside in California.
18

19 So, if one were to use the most conservative estimates of DHS from 2008, there are
20 7.75 million non citizens, people who are not allowed to vote, reside in California.
21

22 When you take into consideration the real numbers and not whitewashed, rafinated
23 official numbers, we have as many as 10.5 million illegal aliens in California (25%
24 of 42 million) and approximately 5 million legal aliens (25% of around 20 million
25 legal aliens). This means that between 7.75 million to 15.5 million individuals,
26 who are not allowed to vote reside in the state of California. These people can
27
28

1 easily register on line, write anything and Registrars will simply accept those
2 registrations and nothing is being checked.

3
4 131. In over 25 years that Plaintiff Taitz resided in the state of California she does
5 not recall the Secretary of State ever sending any forms to update the voter rolls.

6 These numbers are staggering, not only because of California 55 electoral votes,
7
8 but also because the pipeline of drivers licenses that will be given in California to
9 millions of illegal aliens which can be used to register on line to vote in smaller
10 election battleground states.
11

12 If Taitz found over 746,000 flagrantly invalid voter registrations on only one
13 of eight parameters, and many more suspicious voter registrations in the same
14 parameter of "2150 (6) State or country of birth" one can expect millions of
15 invalid voter registrations when all of the parameters are included. With recent
16 DREAM act making it so easy for illegal aliens to get drivers licensees and
17 register to vote in California, this potentially can throw off, falsify results of
18 national elections. Not only California holds 55 electoral votes, but it can
19 serve as a source of voter falsifications in other smaller "election battleground
20 states", as individuals getting California drivers licenses can register to vote in
21 other states or can register in multiple states.
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26 132. Similarly, Plaintiffs found thousands of CA voters with duplicate
27 addresses, without mandatory information on prior voter registration, without
28

1 mandatory country of origin and most probably invalid votes from individuals
2 who are listed as 200 year olds and voting in every election or patients in
3 advance Alzheimer nursing home actively voting in every election. (Exhibit
4 32 Affidavit of George Collins)
5

6 133. Additionally, 2010 DVD of Los Angeles County voter registrations
7 given to Taitz there were some 150,000 voters without a birth date. In the 2012
8 DVD received from the Secretary of State most of these voters suddenly got a
9 birth date. There has to be a verification of this discrepancy. This can only be
10 done with a court order from this court, Taitz as a private citizen cannot obtain
11 information and conduct investigation without a court order. In addition to
12 thousands of flagrantly invalid voter registrations (without the birth date of the
13 voter) there are thousands of suspicious voter registrations in California, which
14 are most likely to be invalid.
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19 134. Affidavit of George Collins, who served as a relational database
20 Specialist for the U.S. air Force and NATO, state that databases of California
21 voters contain thousands of votes were cast by mail by individuals, who are
22 100 years old, 150 years old and 200 years old. (Exhibit 32) There is a high
23 probability that some individuals cast votes for deceased individuals and
24 elections fraud was committed.
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1 135. Plaintiff Taitz was a candidate for US Senate 2012 in the primary election
2 held on June 5th, 2012.

3 136. In a period of several months, Taitz was the second leading candidate
4 after incumbent Dianne Feinstein based on the polls provided by Pulse Public
5 Opinion Research (Hereinafter "Pulse") using the most reliable and most
6 respected Rasmussen analytical group. According to Pulse from March 9, first
7 day of the official run for the U.S. Senate in the top 2 California primary till
8 the last day of the campaign Taitz was leading all Republican party candidates
9 and was second out of total of 25 candidates from all parties. At the beginning
10 of the race she had 9% of the total vote and by the end of the race with 12% of
11 the total vote among 25 candidates.
12
13
14
15

16 137. On the day of the election, Taitz was announced fifth. It is statistically
17 impossible for someone to be within 9-12% margin for a period of three
18 months and to drop to 3% in one day.
19

20 138 After the election Taitz was contacted by one George Collins, former
21 relational data specialist for the U.S. air force and NATO, who advised Taitz
22 that he previously contacted FBI about suspicious voting in CA. Specifically
23 Collins found multiple voters who are 150 years old, 200 years old. when he
24 inquired about it, employees of the Registrar's office send him an e-mail stating
25 that when voters did not provide their age it was inserted by the office of the
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1 registrar, which represented falsification of the voting record. Additionally,
2 Collins, who ran for the Mayor for the City of Santa Ana, found that every
3 election, long time Mayor Pulido, gets approximately the same 7,000 votes
4 that are mailed absentee and announced on the election night. statistically it is
5 highly unlikely.
6

7
8 140. Taitz knew that recently it was reported that IRS has paid out billions of
9 dollars in bogus tax returns. There were instances, when as many as 2,000 of
10 these refunds were sent to the same mailing address.
11

12 Taitz believes that if such schemes can be pulled with IRS, which has an
13 inspector general, they can be easily pulled by organized crime in elections,
14 where nobody checks anything. Mailing addresses can be different from the
15 addresses of residence. This means that individuals can mail thousands of
16 bogus ballots from the same mailing address, or those can be loaded in the
17 voting machines or ballot counting scanners. This can explain multiple
18 discrepancies and aberrations in voting and multiple reported cases, when
19 individuals were approached with propositions to sell to them thousands of
20 votes of absentee voters in order to win elections.
21
22

23
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25 141. One of the reasons that voter fraud is not investigated and not prosecuted,
26 is because elected officials and State Judges are the product and beneficiaries
27 of this elections system, and often occupy their positions for years, until they
28

1 term out or retire from old age. They understand that if they rock the boat, their
2 reelection is not assured, as it is now, it will be questionable, so election
3 officials and judges simply look the other way. This is one of the main reason,
4 why Plaintiffs are demanding all issues of law and fact to be determined by the
5 7th amendment Jury of their peers and not by a judge, who might be under a
6 lot of pressure from the establishment to dismiss this civil rights case and not
7 hear it on the merits.
8

9
10 142. Until there is an order from the court to update voter rolls and allow the
11 plaintiffs to review data, the voter rolls will continue being plagued with fraud.
12
13

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15 143. Taitz, also received an affidavit from Vincent Pertoso, Quality
16 Assurance Subject Matter expert of the Florida Department of Elections and a
17 former System Test and Evaluation Engineer for the U.S. naval Surface
18 Warfare Center in Dahlgren VA. (Exhibit 32). In his affidavit he states:
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1 During my career I worked for the State of Florida Department of Elections (DOE) as a Quality
2 Assurance Subject Matter Expert (SME) consultant in software and hardware test and
3 evaluation. At DOE Florida I interviewed other voting system SMEs in government and
4 academia concerning voting machine development standards and requirements. Based on
5 those interviews I coauthored a technical report for DOE Florida that contained
6 recommendations on changes to Federal and State voting machine development standards,
7 requirements, and system deployment. Also I authored a report outlining the Quality
8 Assurance methodology process to produce and deploy voting systems for DOE Florida. Prior
9 to this I worked for the US NAVAL Surface Warfare Center in Dahlgren VA as a System Test &
10 Evaluation Engineer where I was considered a SME on the test and evaluation of the missile fire
11 control system known as the Vertical Launching System now deployed on AEGIS ships of the
12 United States Navy.

13 Based on my experience and knowledge concerning voting system software and hardware test
14 and evaluation I state under the penalty of perjury the following:

15 Current voting systems use commercial hardware and software components made all over
16 the world. The commercial hardware and software components are vulnerable and routinely
17 successfully attacked by hackers. Worldwide manufacturers of commercial software and
18 integrated chips can imbed aberrant code in the software and aberrant circuitry in the
19 integrated chips. The compromised components just mentioned once in a voting system can
20 then be used to alter election results. In some cases the violation of security once
21 established in a voting system can be undetectable no matter how rigorous the government
22 voting standards are made or testing performed. Also most voting systems fielded today are
23 not adequately designed for auditability and require robust support for maintaining the
24 integrity of event logs, vote data and ballot configuration data.

25 Therefore it is reasonable to deduce that voting systems and ballot counting machines can
26 currently be rigged with aberrant software code, aberrant imbedded circuitry on the circuit
27 boards, or aberrant imbedded circuitry in the integrated chips used, either of which can alter
28 the vote count.

1 This being the case current deployed voting systems such as those used in CA can be
2 infected. The compromised voting systems go undiscovered rendering vote count results to
3 not always be reliable. So absent a manual vote count the electronic count cannot be
4 viewed as a correct reflection of actual voting. The conclusion is that voting systems such as
5 those deployed for use in CA or anywhere else cannot at this time be shown beyond a
6 shadow of doubt to be secured and are therefore inherently not trustworthy. The
7 aforementioned issues with components used in the manufacture of current voting systems
8 in use are not yet widely understood by the general public and government. Voting system
9 security and vote count integrity cannot at this time be assured and is in doubt.

10 As such, based on an affidavit by expert Vincent Pertoso, not only the database
11 has to be checked, but the voting and ballot counting scanning machines have
12 to be de-certified or at the very minimum investigated for signs of soft ware
13 and hardware tampering.

14 144. Recent survey done by the respectful non-partisan Pew Research Center
15 provides that 24 million voter registrations nationwide are estimated to be
16 invalid. As California comprises 12.5% of total U.S. population, based on the
17 Pew research it can be estimated that as many as 3 million out of total 17
18 million voter registrations in Ca are invalid.

19 145. Aside from invalid and suspicious voter registrations , there were
20 instances of voter disenfranchisement by election officials as reported by voter
21 Lance Aguiar and his wife . In her Elections challenge and Affidavit of
22 elections challenge originally filed by Taitz in the State Superior Court, Taitz
23 provided an affidavit of Lance Aguiar (Exhibit 12), who attested to the fact
24 that he and his wife were not allowed to vote for Taitz, due to the fact that they
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1 were voters, who declined to state party affiliation, even though according to
2 California Top Two Primary, they were allowed to vote for any candidate. The
3 whole idea of the top two rule, was to give Independent Voters, who are
4 presumed to be moderate, a voice in primary elections, in order to have
5 moderate representatives, and to decrease partisanship in Sacramento and DC.
6

7 This was not done and voters were disenfranchised. Additionally California
8 Secretary of state Bowen violated Elections Code 2150 by allowing registrars
9 to register to vote individuals, who did not provide information on their prior
10 voter registration. California elections code 2150 (10) states as follows:
11
12

13
14 (10)A prior registration portion indicating whether the affiant has been registered
15 at another address, under another name, or as intending to affiliate with another
16 party. If the affiant has been so registered, he or she shall give an additional
17 statement giving that address, name, or party.
18

19
20 (b)The affiant shall certify the content of the affidavit as to its truth and
21 correctness, under penalty of perjury, with the signature of his or her name and the
22 date of signing. If the affiant is unable to write he or she shall sign with a mark or
23 cross.
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1 146. As shown below 2150 (10) is being flagrantly violated by California
2 Secretary of state, as voter registrations with blank areas for prior voter
3 registration are being accepted. The most egregious manifestation of such
4 violation occurred during 2010 election, when one Damon Dunn, was allowed to
5 run for the highest position as an elections officer, Secretary of State, without
6 providing information on his prior registration. Secretary of State and state
7 judges were flagrantly violating 2150 (10) of CA elections code.
8

9
10 In 2010 Taitz ran for Secretary of State of California in the Republican
11 primary, where she got over half a million votes.
12

13 147. Taitz noticed that her opponent Damon Dunn did not fill out prior voter
14 registration information, which he was supposed to provide according to 2150.
15 This was particularly important, as Dunn resided in different states before.
16

17 Taitz requested licensed investigator Susan Daniels to do a background check.
18

19 Daniels provided background check that showed that Dunn registered in two
20 other states: Texas and Florida, and registered there as a Democrat, while he
21 was running in California as a Republican and did not provide this information
22 to the Registrar.
23

24 148. Taitz travelled to Jacksonville Florida, where Dunn resided before and
25 provided Secretary of State Bowen with a letter from the Registrar in
26 Jacksonville Florida, who stated that not only Dunn was registered there to
27
28

1 vote, but Dunn also contacted them and asked to delete from the database
2 information on his prior voter registration in Florida.

3 149. Additionally, Taitz received information from TV Producer William
4 Waggener, who interviewed a number of alleged nominators for Dunn, most of
5 whom were elderly individuals in the retirement community of Leisure World,
6 who stated that it was "Nomination fraud", as they never nominated Dunn.
7
8

9 Taitz provided all this information to the Secretary of State Bowen.

10 150. Orange County registrar Neil Kelly forwarded this information to Bowen
11 as well. (Exhibit 34Voter registration of candidate Damon Dunn with former
12 registration information not listed, appearing him not to be registered to vote
13 and attached database information showing his registration in Florid and Texas
14 and a letter from Jean Marie Atkins, Director of Voter Administration in Duval
15 County Florida, attesting to Damon Dunn attempting to delete from the
16 database information on his voter registration, and affidavit by TV Producer
17 and talk show host William Wagener attesting to nomination fraud).
18
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22 151. Bowen did not take any action and did not invalidate flagrantly invalid
23 voter registration for Dunn, and allowed Dunn to run for Secretary of State no
24 less, highest elections officer in the state.
25

26 Taitz brought elections challenge in the Superior court of CA. Case #30-2010-
27 00381664
28

1 Taitz demanded expedient processing of the case as an elections challenge
2 case.

3 Even though elections challengers are allowed to have their challenged heard
4 within 20 days, Taitz was denied such right by the Presiding Judge Jeffrey
5 Glass, who ruled that the case can be heard in due course of business as the
6 option of re-vote in case of fraud will be available at any time.
7
8

9 Nearly a year later the case was dismissed on motion for ruling on the
10 pleadings and without leave to amend. There was no explanation why. Taitz
11 appealed to the California Court of Appeal C045351.
12

13 While at the hearing the three judge panel appeared to be willing to grant a
14 leave to amend, later the same panel came up with a ruling confirming the
15 decision of the lower court, decision that was not supported by the facts of the
16 case and the law.
17
18

19 The most egregious part of the ruling, was flagrant lying by the judges fo the
20 Court of Appeal, fraudulent statement by this three judge panel that Taitz did
21 not pursue fraud claim originally, but brought fraud claim only some 9 month
22 later, after the Defendant filed a motion for a ruling on the pleadings.
23

24 In reality the three judge panel had in front of them the original complaint that
25 had multiple causes of action of fraud, including fraud by Defendant Dunn in
26 not disclosing his voter registration in Florida, not disclosing his voter
27
28

1 registration in Texas, in not disclosing that he registered there as a Democrat,
2 while running in California as a Republican and allegations of fraud by the
3 alleged nominators, who stated in a recorded video interview, shown on TV,
4 that they never nominated Dunn.
5

6 Dunn was an official GOP establishment candidate, while Taitz was a
7 dissident, who challenged the official establishment candidate Dunn and who
8 challenges the official establishment candidate Obama.
9

10 Based on the above, it is clear that the election officials and judges are refusing
11 to enforce the law and prosecute elections fraud and violations of the
12 elections Code 2150, 16100, 16500 particularly as it applies to official
13 establishment candidates. Based on the above, it is clear that elections officials
14 and judges are willing to go even further and issue flagrantly fraudulent
15 statements and opinions in order to cover up elections fraud, which was
16 committed by establishment candidates, such as Dunn or Obama.
17
18
19

20 152. Decision by the California Court of Appeals was released shortly before
21 Taitz ran for the U.S. Senate in 2012. In their decision judges of the Court of
22 Appeals not only flagrantly lied, but also misrepresented the case in the light
23 most favorable to defense. Their decision was picked up by the media and
24 Taitz was further subjected by vicious attacks coming from the media
25 defendants and other puppets of the establishment media with a clear goal of
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1 defaming her and effecting her 2012 campaign. For that reason it is
2 imperative for this case of elections fraud and civil rights violations to be heard
3 by a jury on all issues of law and fact.
4

5 Defendants Debra Bowen, Secretary of State of California, Dean Logan and
6 defendants Jane Does and John Does violated CA Elections code 2150, 16101,
7 as well as NVRA and HAVA. Plaintiffs' damages were actually and
8 proximately related to aforementioned code violations.
9

10 **TWELFTH CAUSE OF ACTION**

11 **ELECTION FRAUD AND VIOLATION OF CA CODE 16100, 16101**

12 **BY THE DEFENDANT BOARD OF DIRECTORS OF THE**

13 **REPUBLICAN PARTY OF CALIFORNIA, EMKEN, Jane Does and**

14 **John Does.**

15 Plaintiff incorporates by reference all prior paragraphs.
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20 Violation of Election code 16100 (C,d), 16101

21
22 153.The Board of Directors of the Republican party contacted the candidates
23 for the U.S. Senate and charged them \$500 each, supposedly for vetting
24 process. The meeting of the Board of Directors was held on March 10th, a day
25 after the certification and registration of the candidates closed and it was
26 supposed to be a vetting meeting.
27
28

1 154. Prior to the “vetting” meeting, one of the board members contacted Dan
2 Hughes, another candidate for the office, and advised him that even though the
3 vetting meeting was scheduled, it was just a sham meeting as the board had
4 already decided to endorse candidate Emken.
5

6 155. Moreover, one week prior to the vetting” meeting, another candidate for
7 the office John Boruff attended a Lincoln dinner event with the President of
8 the CA GOP Board of Directors Tom Del Becarro, who told Boruff that the
9 vetting is just a formality as the board already decided to endorse Elizabeth
10 Emken.
11
12

13 156. While a couple of candidates were allowed to appear before the board and
14 lobby the board in person, Taitz was not given such opportunity and was called
15 only five minutes before the meeting and was offered to state a few words to
16 the board, while Emken, Hughes and other candidates were there in person at
17 the same time.
18
19

20 157. Emken, a registered Washington lobbyist, de facto bought the
21 endorsement of the CA GOP Board by hiring and paying several insiders as
22 consultants, namely Jeffrey Corless and Mark Standrift, who, before being
23 hired by Emken worked as a political director of CA Republican Party and as
24 advertising director for the CA GOP accordingly.
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1 158. One can see a pattern, when CA GOP Board rents out their employees to
2 a candidate in exchange for an endorsement or heavy support. Jeffrey Corless,
3 a political director of CA GOP, as well as a former aide to immediate past CA
4 GOP President, Ron Nehring, stepped down for a few months from his
5 position during his work for Carly Fiorina 2008 senatorial campaign and at the
6 same time Fiorina enjoyed heavy backing of the CA GOP. Similarly, the same
7 Corless, stepped down from his position of the CA GOP political director
8 during 2012 Emken campaign and on the very first date of the campaign
9 Emken received the CA GOP endorsement. There is a clear pattern of the CA
10 GOP Board renting out their insiders for a few months of the campaign and
11 giving an endorsement in exchange, which appear to be a form of bribery of
12 the CA GOP Board.

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18 159. On the first day of the campaign CA GOP Board gave Emken an
19 endorsement in a sham vetting process and therefore defrauded the voters and
20 other candidates, as the Board collected \$500 from each candidate under the
21 false pretenses and advertised to voters that they did an unbiased vetting.

22
23 160. Additionally CA GOP Board prevented Taitz from addressing any of the
24 58 GOP central committees and presenting her candidacy, she was prevented
25 from advertising in the CA GOP official publications. They were de facto
26 assuring their customer Emken that she will receive the benefit of the bargain.
27
28

1 They posted Emken's name in 17 million of the sample ballots as an endorsed
2 candidate and they used two other insiders, Alan Hoffenblum and John
3 Fleishman, as operatives, as a tool, to contact the media right before the
4 election and attack Taitz, comparing her to David Duke. It was done in order to
5 insure that the CA GOP Board customer Emken will be assured a benefit of a
6 bargain and in an apparent adherence to a deal made with the DNC in not
7 addressing elections fraud and forged IDs of Obama, as Taitz is an attorney,
8 prosecuting forgery and fraud in Obama's IDs .
9
10
11

12 161. At the same time Emken continuously appeared before multiple groups of
13 voters claiming that she received a party endorsement as a result of a thorough
14 vetting process, when she knew that there was no real vetting process, but
15 rather a process of her paying the CA GOP for the endorsement by virtue of
16 hiring two CA GOP Board employees.
17
18

19 Plaintiff Taitz suffered a damage of election loss and defamation of character
20 as a result of actions by the Defendants
21
22

23 **THIRTEENTH CAUSE OF ACTION**

24 **NEGLIGENCE**

25
26 162. Plaintiff includes, by reference, all prior paragraphs as if fully pled herein
27

28 a) Negligence by the Secretary of State California

1 California Secretary of the State has a duty to ensure lawful election.
2 Additionally, CA Secretary of the State has a duty under California
3 Constitution Article 20, Section 3 Oath of Office which states in pertinent
4 part “I, do solemnly swear (or affirm) that I will support and defend the
5 Constitution of the United States and the Constitution of the State of
6 California against all enemies, foreign and domestic to defend and protect
7 constitution.” California Secretary of State received evidence showing that
8 Barack Hussein Obama is not eligible on the ballot as a candidate due to the
9 fact that he use forged identification documents, and his legal name is not
10 Obama.
11
12
13
14

15 163. The Secretary of State breached her duty by knowingly allowing
16 foreign national Barack Hussein Obama, to be placed on the ballot in the
17 State of California, who is using forged identification papers and the name
18 that is not legally his.
19

20 Secretary of the State was negligent in not fulfilling her duty to ensure the
21 lawful election.
22

23 164. The breach of duty by Secretary of the State was the actual and
24 proximate, foreseeable cause of damages suffered by the Plaintiffs.
25

26 165. Plaintiffs have suffered damages to their constitutional and human
27 rights, they were denied their First Amendments rights for free speech which
28

1 is manifested in lawful election and therefore, Plaintiffs were forced to
2 participate in unlawful elections. Negligence committed by West Virginia
3 Secretary of State.
4

5 166. West Virginia Secretary of State has a duty to ensure lawful elections.
6 Additionally, WV Secretary of State has a duty to protect and defend the
7 U.S. Constitution. WV Secretary of State received a an elections fraud
8 complaint and a challenge from the first runner up in the democratic party
9 Presidential Primary Keith Judd showing that Barack Hussein Obama is not
10 eligible on the ballot as a candidate due to the fact that he placed his name
11 on the ballot using forged identification documents.
12
13
14

15 167. The Secretary of State breached her duty by knowingly allowing
16 foreign national who is using forged identification papers and the name that
17 is not legally his to be placed on the ballot in the State of West Virginia.
18 Secretary of the State was negligent in not fulfilling her duty to ensure the
19 lawful election and was negligent in failing to protect the U.S. Constitution.
20
21

22 168. The breach of duty by Secretary of the State was the actual and
23 proximate, foreseeable cause for damages suffered by the Plaintiffs.
24

25 169. Plaintiff Keith Judd have suffered damages to his constitutional and
26 human rights, was denied his First Amendment rights for Redress of
27 Grievances and Free Speech which is manifested in free elections.
28

1 **b) Negligence committed by Georgia Secretary of State.**

2 170. Georgia Secretary of State has a duty to ensure lawful elections.
3 Additionally, Georgia Secretary of State has a duty under Oath of Office to
4 protect and defend the U.S. Constitution. Georgia Secretary of State received
5 evidence showing that Barack Hussein Obama is not eligible on the ballot as
6 a candidate due to the fact that he used forged identification documents,
7 stolen social Security number, Indonesian citizenship and a last name, which
8 is not legally his.
9

10
11
12 171. The Secretary of State breached his duty by knowingly allowing a
13 foreign national who is using forged identification papers and the name that
14 is not legally his to be placed on the ballot in the State of Georgia.
15

16 Secretary of State was negligent in not fulfilling his duty to ensure the lawful
17 election and was negligent in failing to protect the U.S. Constitution.
18

19 172. The breach of duty by Secretary of the State was the actual and
20 proximate, foreseeable cause for damages suffered by the Plaintiffs.
21

22 173. Plaintiffs have suffered damages to their constitutional and human
23 rights, they were denied their First Amendments rights for free speech and
24 lawful election and therefore, Plaintiffs were forced to participate in
25 unlawful election.
26

27 **c) Negligence committed by New Hampshire Secretary of State.**
28

1 174. NH Secretary of State has a duty to ensure lawful election. Moreover,
2 NH Secretary of State has a duty under Oath of Office which requires
3 protecting and defending the U.S. Constitution. NH Secretary of State
4 received multiple evidence showing that Barack Hussein Obama is not
5 eligible on the ballot as a candidate due to the fact that he use forged
6 identification documents, and his legal name is not Obama.
7
8

9 175. The Secretary of State breached his duty by knowingly allowing
10 foreign national who is using forged identification papers and the name that
11 is not legally his to be placed on the ballot in the State of Georgia.
12

13 Secretary of the State was negligent in not fulfilling his duty to ensure the
14 lawful election and was negligent in failing to protect the U.S. Constitution.
15

16 176. The breach of duty by Secretary of the State was the actual and
17 proximate, foreseeable cause for damages suffered by the Plaintiffs.
18

19 177. Plaintiffs have suffered damages to their constitutional and human
20 rights, they were denied their First Amendments rights for free speech and
21 lawful election and therefore, Plaintiffs were forced to participate in
22 unlawful election. Also Plaintiffs were defamed, harassed, prosecuted and
23 suffered financial damages.
24
25

26 **a) Negligence committed by the Ballot Law Commission in the State of New**
27 **Hampshire.**
28

1 178. The Ballot Commission in the State of New Hampshire has a duty to
2 ensure fair and legal elections. The members of the Ballot Commission of
3 the State of New Hampshire were provided with clear evidence showing that
4 Barack Hussein Obama is not eligible on the ballot as a candidate for U.S.
5 Presidency due to the fact that he uses forged identification documents, and
6 his legal name is not Obama.
7
8

9 179. The members of the Ballot Commission of the State of New Hampshire
10 breached their duty by knowingly allowing foreign national who is using
11 forged identification papers and the name that is not legally his to be placed
12 on the ballot in the State of New Hampshire.
13
14

15 The members of the Ballot Commission of the State of New Hampshire
16 were negligent in not fulfilling their duty to ensure the lawful and fair
17 election.
18

19 180. The breach of duty by the members of the Ballot Commission of the
20 State of New Hampshire was the actual and proximate, foreseeable cause for
21 damages suffered by the Plaintiffs.
22

23 181. Plaintiffs have suffered damages to their constitutional and human
24 rights, they were denied their First Amendments rights for free speech and
25 lawful election and therefore, Plaintiffs were forced to participate in
26
27
28

1 unlawful election. Also Plaintiffs were defamed, harassed, prosecuted and
2 suffered financial damages.
3
4

5 **b) Negligence by all media Defendants**

6 182. Media has a duty to adhere to a standard of reasonable care when
7 publishing information due to the amount of the recipients of this
8 information and great impact on the society caused by publication.
9 Defendants have duty to verify information that they have published. In
10 addition, Defendants were supposed to allow the person who is the subject
11 of their report to refute the allegations.
12
13

14 183. Defendants were negligent in not providing Taitz an opportunity to
15 respond.
16

17 184. As the result of the false, misleading and defamatory information being
18 published by Defendants, Taitz suffered following damages.
19

20 185. Taitz was defamed, harassed, and suffered financial damages. In
21 addition, the false and defamatory information published the day before
22 election had a great negative influence on political campaign of Taitz and
23 her future political career.
24
25

26
27 **FOURTEENTH CAUSE OF ACTION**
28

1 **BREACH OF FIDUCIARY DUTY**

2 186. Plaintiff includes, by reference, all prior paragraphs as if fully pled herein

3 **a) Breach of fiduciary duty committed by Federal Judge Land**

4 Land had a fiduciary duty to act in impartial manner, dispense justice, and
5
6 protect public against treason, elections fraud, forgery and usurpation of the U.S.
7
8 Presidency.

9 Through his actions Land breached his fiduciary duty, breached his oath of
10
11 office to protect the Constitution, engaged in violation of Constitutional civil rights
12
13 of the plaintiffs and their attorney Taitz and aided and abetted Obama in elections
14
15 fraud by virtue of use of forged identification papers and became complicit in
16
17 treason by aiding and abetting a foreign national Barack Hussein Obama in
18
19 usurpation of the US Presidency and the position of the Commander in Chief.

20 Due to actions by Land Plaintiffs suffered from damage to their
21
22 constitutional and human rights, were denied their First Amendment rights for
23
24 Redress of Grievances and Free Speech which is manifested in free elections and
25
26 were suffered from financial damages.

27 **b) Breach of fiduciary duty committed by Michael Astrue**

28 187. Defendant Astrue is a commissioner of the social security with
fiduciary duty of serving citizens of the United States providing them with safety

1 and security. The Social Security number is one of the most important, desirable
2 and most protected identification documents of citizens of the U.S.

3 188. Defendant Michael Astrue, breached his duty by aiding and abetting
4 Obama by covering up the fact that Barack Obama is fraudulently using a
5 Connecticut Social Security number, xxx-xx-4425, which was issued in and around
6 1977 in the State of Connecticut to a resident of Connecticut born in 1890 and that
7 this Social Security number does not pass E-verify, when checked under the name
8 Barack Obama.
9
10

11
12 As a result of Astrue's actions, Plaintiffs suffered the following damages.

13 Plaintiffs suffered loss of their First Amendment rights and participated in
14 unlawful and illegal elections.
15
16

17
18 **c) Breach of fiduciary duty by Patrick R. Donahoe.**

19 189. Patrick R. Donahoe in his capacity as Post Master General and Chief
20 Executive Officer of United States Postal Service has a fiduciary duty to supervise
21 the operation of the postal service and ensure inspection and security of all
22 operations in postal service including prevention of fraud by use of the postal
23 equipment.
24
25
26
27
28

1 190. Plaintiff Taitz provided Defendant Donahoe with clear evidence of a
2 fraud committed by Defendant Obama to falsify Selective Service Application by
3 using a fabricated postal stamp.
4

5 Taitz demanded an investigation and prosecution of the matter which was
6 ignored by defendant Donahoe.
7

8 Defendant Donahoe breached his fiduciary duty as the Post Master General
9 and Chief Executive Officer of United States Postal Service when ignored the
10 evidence of committed fraud and covered Defendant Obama.
11

12 As a result of the action of Defendant Donahoe, Plaintiffs were deprived of
13 their constitutional rights, were forced to participate in unlawful elections and were
14 denied their First Amendment rights for Redress of Grievances and Free Speech
15 which is manifested in free elections.
16
17
18

19 **d) Breach of Fiduciary Duty by Defendant Janet Napolitano**

20 191. Janet Napolitano in her capacity as Secretary of Department of
21 Homeland Security has a fiduciary duty to secure the borders, identify and catch
22 the forges of identification documents and ensure public safety.
23
24

25 192. Defendant Napolitano was provided with several complaints from Taitz
26 and multiple other individuals providing her with the evidence that Defendant
27
28

1 Obama is using forged identification papers and fraudulently obtained Connecticut
2 Social security number.

3 193. Defendant Napolitano breached her duty and her oath of office to defend
4 and protect the U.S. Constitution when aided and abetted Obama by covering up
5 the fact that Defendant Obama uses forged identification papers.
6

7 As the result of her actions,, Plaintiffs suffered multiple damages to their
8 constitutional rights.
9

10
11
12 **e) Breach of Fiduciary Duty by Defendant Eric Holder**

13
14 194. Eric Holder in his capacity as Attorney General of the USA has a
15 fiduciary duty to investigate and prosecute official corruption on the local, state
16 and federal levels.
17

18
19 195. Defendant Holder was provided with clear and convincing evidence
20 showing that the highest officer of the United States obtained his position by fraud
21 and forged identification documents. In addition, Defendant received several letters
22 and complaints by Taitz and other Plaintiffs asserting Defendant that several U.S.
23 government officials were aiding and abetting Defendant Obama in his use of
24 forged and fraudulently obtained identification documents.
25
26
27
28

1 Defendant Holder not only did not investigate this matter but indeed
2 breached his fiduciary duty by covering up the fact of fraud by the highest U.S.
3 Government officials.
4

5 As a result of Defendant's actions, Plaintiffs were deprived of their
6 constitutional and human rights.
7
8
9
10
11
12

13 196. Defendants acted intentionally, outrageously, oppressively, and
14 maliciously. Exemplary and punitive damages are warranted in order to punish
15 and deter such conduct in an amount to be determined at trial.
16
17
18

19 **REQUEST FOR CLASS ACTION CERTIFICATION AND FOR**
20 **CERTIFICATION OF TAITZ AS A REPRESENTATIVE OF A CLASS**

21 197. Taitz is seeking a class certification and a certification of a class
22 representative herein.
23

24 This action can be maintained as a class action under FRCP Rule 23, which
25 states as follow:
26

27 (a) Prerequisites. One or more members of a class may sue or be sued as
28 representative parties on behalf of all members only if:

1 (1) The class is so numerous that joinder of all members is impracticable;

2 (2) There are questions of law or fact common to the class;

3 (3) The claims or defenses of the representative parties are typical of the
4 claims or defenses of the class; and

5
6 (4) The representative parties will fairly and adequately protect the interests
7 of the class.
8

9 (b) Types of Class Actions. A class action may be maintained if Rule 23(a) is
10 satisfied and if:

11
12 (1) Prosecuting separate actions by or against individual class members
13 would create a risk of:

14
15 (A) Inconsistent or varying adjudications with respect to individual class
16 members that would establish incompatible standards of conduct for the
17 party opposing the class; or

18
19 (B) Adjudications with respect to individual class members that, as a
20 practical matter, would be dispositive of the interests of the other
21 members not parties to the individual adjudications or would
22 substantially impair or impede their ability to protect their interests;

23
24
25 (2) The party opposing the class had acted or refused to act on grounds
26 that apply generally to the class, so that final injunctive relief or
27
28

1 corresponding declaratory relief is appropriate respecting the class as a
2 whole; or

3 (3) The court finds that the questions of law or fact common to class
4 members predominate over any questions affecting only individual
5 members, and that a class action is superior to other available methods for
6 fairly and efficiently adjudicating the controversy. The matters pertinent to
7 these findings include:
8 these findings include:

9
10 (A)The class members' interests in individually controlling the prosecution
11 or defense of separate actions;

12
13 (B)The extent and nature of any litigation concerning the controversy
14 already begun by or against class members;

15
16 (C)The desirability or undesirability of concentrating the litigation of the
17 claims in particular forum; and
18

19 (D) The likely difficulties in managing a class action.

20 The members of the class are so numerous that it is impossible and impracticable
21 to bring all of them to this court as named plaintiffs.

22 Damage to Taitz is similar to damage of other class members.

23 Not certifying this legal action as a class action can lead to conflicting rulings and
24 judgments;
25

26 There are questions of law or fact common to the class;
27
28

1 The claims or defenses of the representative parties are typical of the claims or
2 defenses of the class; and

3 Taitz will fairly and adequately protect the interests of the class.
4

5
6 **REQUEST FOR JURY TRIAL**

7
8 198. Due to the fact that high level officials are Defendants in this case, and
9 due to high probability of pressure on the presiding judge, 7th Amendment right to
10 jury trial is asserted and jury determination of all issues, facts and law is demanded
11 in the hearing.
12
13

14
15 **PRAYER FOR RELIEF**

16 1. Declaratory relief deeming Barack Obama not eligible to be on the ballot as a
17 candidate for the U.S. Presidency due to fraud, lack of eligibility and use of forged
18 identification papers.
19

20 2. Issue an injunction preventing Secretary of State from placing Obama's name on
21 the ballot in the general election and de-certifying/annulling all votes for Obama in
22 the primary election.
23

24 3. Declaratory relief pronouncing the results of the 2012 U.S. Senate primary due
25 to at least 1,443,610 invalid voter registrations and evidence of elections fraud.
26
27
28

1 4. Decertify the results of the primary 2012 election for the U.S. Senate in that
2 State of California.

3
4 5. Issue an injunctive relief instructing the Secretary of State of CA Debra Bowen
5 remove from the voter rolls all invalid voter registrations.

6
7 6. Declare results of the West Virginia 2012 Democratic Party Presidential primary
8 invalid due to fraud committed by Candidate Obama and declare Plaintiff Keith
9 Judd, winner of the 2012 West Virginia Democratic party primary.

10
11 5. Award treble damages to plaintiffs in RICO charges to cover financial damages
12 of the Plaintiffs, as well as damages suffered as a result of defamation, slander,
13 harassment and persecutions of Plaintiffs, who blew the whistle on Obama.

14
15 6. Cost and fees of this trial.

16 7. Punitive and exemplary damages.
17
18
19

20 Date _____
21

22
23 /s/ Dr. Orly Taitz ESQ

24 Counsel for the Plaintiffs

25
26 CA Bar 223433
27

28 **DECLARATION OF ORLY TAITZ**

1 Attached affidavits 1-35 are true and correct copies of affidavits and documents
2 received by me

3 /s/ Orly Taitz, ESQ
4

5 09.10.2012

6 Cc

7
8 Darrel Issa

9 Chairman of the House oversight committee

10 2157 Rayburn House Office Building,
11

12 Washington, DC 20515
13

14
15
16 Congressman Lamar Smith,

17 Chairman of the Judiciary Committee

18 House of Representative

19 2409 Rayburn House Office Building,
20

21 Washington, DC 20515
22

23
24
25 Public Integrity Unit Department of Justice

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28

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19
20
21 UN Nations committee for civil rights defenders

22 OHCHR in New York

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24 New York, NY 10017

25
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