

AFFIDAVIT/DECLARATION OF TRUTH

To: Governor Gavin Christopher Newsom
1315 10th Street room b-27
Sacramento, CA 95814

I, **YOUR FULL NAME HERE**, a living **MAN OR WOMAN** and the undersigned, make this Affidavit/Declaration of Truth of my own free will, and I hereby affirm, declare and swear, under my oath and under the pains and penalties of perjury under the laws of the United States of America and of this State of **California** that I am of legal age and of sound mind and hereby attest that the statements, averments, and information contained in this Affidavit/Declaration are true and correct to the best of my knowledge.

This Affidavit/Declaration of Truth is lawful notification to you, and is hereby made and sent to you pursuant to the National Constitution, specifically, the **Bill of Rights**, in particular, Amendments **I, IV, V, VI, VII, IX, X** and **XIV** and The **Bill of Rights** of the **California** Constitution in particular Sections 1, 2, 3, 4, 7, 10, 17, 18, 26 and 27. This requires your written rebuttal to me, in kind, specific to each and every point of the subject matter stated herein, within **(10) ten days**, via your own sworn and notarized affidavit, using true fact, valid law and evidence to support your rebuttal of the specific subject matter stated in this Affidavit/Declaration. You are hereby noticed that your failure to respond, as stipulated, and rebut, with particularity and specificity, anything with which you disagree in this Affidavit/Declaration, is your lawful, legal and binding tacit agreement with and admission to the fact that everything in this Affidavit/Declaration is true, correct, legal, lawful, and fully binding upon you in any court in America, without your protest or objection and that of those who represent you.

1. Any act or action that you, **Gavin Christopher Newsom**, acting as **Governor**, either supports and upholds the national Constitution and the **California** state Constitution or opposes and violates them. It is this simple.
2. You have taken an oath to support and uphold the national and state Constitutions and are constitutionally mandated to abide by that oath in the performance of your official duties.

3. You have no constitutional authority, or any other form of valid, lawful authority, to oppose and violate the very documents to which you swore or affirmed your oath and under which you were delegated by the people the limited authority to conduct the duties of your office.
4. The above three positions are true, factual, lawful, and constitutionally ordained.

You, **Gavin Christopher Newsom**, acting as **Governor**, swore an oath to uphold and support the Constitution of the United States of America and the **California** State Constitution, and pursuant to your oath, you are required to abide by that oath in the performance of your official duties. You have no Constitutional or other valid authority to defy the Constitutions, to which you owe your authority, **delegated to you by and through We the People**, and to which you swore your oath; yet, by your actions against the People you have violated those oaths and engaged in myriad instances of incompetence, negligence, dereliction of duty, malfeasance, sedition, insurrection, treason and criminal, unconstitutional behavior rendering you unfit to hold public office.

However, despite the above-stated factual, lawful positions, your unconstitutional actions, as described throughout this Affidavit/Declaration of Truth, clearly demonstrate how you have violated all of the above lawful positions, the Constitutions, your oath of office, acted against the public good by knowingly and willfully violating the public trust and committing sedition and insurrection. Pursuant to your unlawful and unconstitutional actions, you have invoked the self-executing **Sections 3 & 4 of the 14th Amendment** to the National Constitution, thereby have lawfully vacated your office and forfeited all benefits thereof, including salary and pension. Please note that, as stated above and below, if you fail to specifically rebut, in kind, any of the charges, claims and positions set forth in this Affidavit/Declaration, then, you tacitly admit to them, and these admissions will be lawfully used against you. The following paragraphs and others throughout this Affidavit/Declaration describe some of your unlawful, unconstitutional actions, which have harmed myself and others:

THIS IS WHERE YOU MAKE ALL OF YOUR TRUE STATEMENTS AND AVERMENTS AS TO WHAT SPECIFICALLY TOOK PLACE IN YOUR SITUATION IN CHRONOLOGICALLY ORDERED AND NUMBERED PARAGRAPHS CITING YOUR PERSONAL EXPERIENCES AND YOUR PERSONAL, DIRECT OBSERVATIONS OF OTHERS' EXPERIENCES, AND/OR THEIR ACTIONS, IF THIS APPLIES AND IS RELEVANT TO YOUR EXPERIENCES. THE AFFIDAVIT/DECLARATION OF TRUTH SHOULD PRESENT YOUR CLAIMS AND CHARGES BASED UPON THE UNLAWFUL, UNCONSTITUTIONAL ACTIONS COMMITTED AGAINST YOU BY THE PERSON TO WHOM YOU ARE SENDING THE AFFIDAVIT, AND HOW YOU WERE DAMAGED BY THE UNCONSTITUTIONAL ACTIONS OF THIS PERSON. THIS AFFIDAVIT/DECLARATION OF TRUTH MUST OBVIOUSLY BE BASED IN TRUTH,

FACT, VALID LAW AND EVIDENCE. THE AFFIANT WILL SWEAR TO THE CONTENTS OF THE DOCUMENT BEFORE A NOTARY, UNDER THE PAINS AND PENALTIES OF PERJURY; THUS, IT MUST BE FULLY TRUTHFUL AND CORRECT, OR THE AFFIANT COULD FACE PROSECUTION FOR PERJURY.

NOTE: DO NOT WRITE ANY OF YOUR AFFIDAVIT IN FULL CAPS

Gavin Christopher Newsom, you are in violation of your oath of office, the national and state Constitutions, and are in clear violation of **section 802 of the Patriot Act** which clearly defines a domestic terrorist. You are in clear violation of **Title 18 U.S.C. section 241 - Conspiracy against rights. Title 18 U.S.C. section 242 - Deprivation of rights under color of law. Title 18 U.S.C. 1038 - False information and hoaxes. Title 18 U.S.C. 1001 - statements or entries generally. Title 18 U.S.C. - 1503 influencing or injuring officer or juror generally. Title 18 U.S.C. section 1512B - Engages in misleading conduct. Title 18 U.S.C. section 2071 - concealment, removal, or mutilation generally. Title 26 U.S.C. section 7214 - offenses by officers and employees of the United States. Title 42 - U.S.C. section 1983 - Civil rights action for deprivation of rights. Title 42 U.S.C. section 1985 (3) - conspiracy to interfere with civil rights. Title 42 U.S.C. 2000a (a). Civil rights act of 1871, 42 U.S.C. 1985.** Any act committed by you, **Gavin Christopher Newsom acting as Governor** either supports and upholds the Constitutions, national and state, or opposes and violates them.

The following are statements of fact regarding this instant matter in violation of well-established law under the **Civil Rights Act of 1964, the First Amendment, Fourth Amendment, Fifth Amendment, Ninth Amendment and Tenth Amendment:**

This is where all of the specific claims and charges against the unconstitutional actions committed by the recipient, which actions harmed the Affiant, must be fully described in specific detail, as discussed in the above paragraphs in red type. Factual, specific, direct, concrete positions must be cited which clearly demonstrate the unconstitutional actions committed by the recipient. These positions must not only describe the actions of the recipient, but also how these actions are unconstitutional, how they injured the Affiant, personally, and the Affiant's inherent constitutionally guaranteed rights, and must cite the specific Articles, Amendments and Sections of the Constitutions that were violated by the recipient's actions. A vague, non-specific reference or claim to being harmed or having rights denied and violated by the recipient will not suffice. Since the Affiant is the one who had the direct experience(s), then, he or she is the only one who can express that experience and how the unconstitutional actions by the recipient directly harmed him/her. The recipient's unconstitutional actions can pertain to a variety of subjects and circumstances. They could affect health, rights, due process of law, safety, emotional well-being,

financial well-being, the right to earn a living, the right to own and operate a business, the right to enjoy life, liberty and property, which cannot lawfully be taken away, except through due process of law. No due process of law was extended to the people by any so-called “authority” when the unconstitutional actions were committed. Obviously, had due process been extended, then, the Citizens’ rights would have been upheld, and not denied and violated. **Given the gravity of current conditions in America, a shorter time frame for rebuttal should be stated.**

NOTE: Once completed change all text from red to black.

Face Masks:

Gavin Christopher Newsom, you have no authority to force me to wear a facemask. By doing so you are unlawfully putting my life into harm's way. Your unlawful actions, which have no basis in any proven medical research have with grave consequence unlawfully and inhumanely blocked flow of oxygen that may lead to hypoxemia, hypoxia, and hypercapnia. This unlawful act shall cause organ failure and shall lead to an untimely death.

Unlawful Isolation:

Forcing me into isolation is contradictory and unlawful and a form of unlawful torture resulting in anxiety leading into thoughts of inadequacy and self-hatred, which is contrary to my morals and my belief system. To continue violating my constitutionally protected rights is truly outside and without merit the rule of law that holds the violators under complete and utter liability without immunity for their knowing and willing trespass of well-established law under the Federal and State Constitution.

Social Distancing:

The act of social distancing is not only discriminatory but also harmful and irresponsible means to destroy social development in myself and others. As a concerned **man/woman** I will not consent to any and all destruction and negative influence by any government entity claiming unlawful, unwarranted and unconstitutional authority over myself. To do so, is an act of treason and sedition against your oath and clear violation of well-established law and an act of trespass upon my rights. Those who knowingly and willingly violate shall fall prey to the wrath of all remedies afforded to me by well-established law.

Facts to be addressed :

1. According to the International Committee on Taxonomy of Viruses’ (ICTV) Coronaviridae Study Group (CSG) publication on March 2, 2020, the preliminary data suggesting that there was

sufficient variation to determine his to be a novel virus vs. a mutation of known coronaviruses, was not based on established scientific principles but was responsive to the World Health Organization's prior unfounded declaration of novelty of both the virus and a new disease.

2. There could be no independent verification of the epidemiologic models predicting dire infection and mortality rates as the underlying models and data were not published, and when sought, were reportedly corrupted so as to make their examination impossible.
3. In violation of State law, no medical or scientific evidence was provided to establish even causal links between the SARS CoV-2 and the symptoms of COVID-19, relying instead on foreign government hearsay and conjecture.
4. Since 2003, the U.S. Department of Health and Human Services and their subordinate organizations –the National Institute of Allergy and Infectious Diseases (NIAID) and the Centers for Disease Control and Prevention (CDC) –maintained a patent preventing any independent organization from testing for the presence of coronavirus transmissible to humans through 2018 resulting in a complete lack of testing technologies;
5. No State official reviewed for accuracy or veracity any of the causal statements made in the Declaration of Emergency which contain false, misleading, and terror inducing statements.
6. In violation of well-established legal precedent from *Jew Ho v. Williamson*, 103 F. 10, 26 (C.C.N.D. Cal. 1900) and subsequent public health law, arbitrary and capricious rules were inflicted upon a part of the population that were not applied generally, resulting in the unlawful confinement of a healthy population with no basis in science or fact;
7. **Gavin Christopher Newsom, acting as governor**, failed to provide adequate testing to confirm or deny the presence or absence of “a novel coronavirus” and, based on recent reports from testing of incarcerated persons reported by Reuters, 96% of prisoners testing positive for coronavirus are asymptomatic, demonstrating a failure to establish even a statistical link between the virus and the disease;
8. Neither **Governor Gavin Christopher Newsom** nor any public health officer has followed evidence-based, peer-reviewed, clinical science showing that neither social distancing (of up to 6 feet of separation), nor the wearing of masks has any clinical effect in a healthy population and that instituting such policies is exclusively for the inducement of fear and terror in the population; As a result of these and other established facts, your orders and those that follow from these orders issued in violation of the State Constitution, are illegal and unenforceable. I hereby demand that you immediately cease and desist in your suspension of my Constitutionally guaranteed, inherent, unalienable rights and those of the common citizenry.

For your reference, please review the following facts:

Assertion:

On April 25, 2003, the United States Department of Health and Human Services Centers for

Disease Control and Prevention (hereinafter, “CDC”) filed an application for a United States (Application Number Coronavirus isolated from humans”. Claim 3 –US46592703P, subsequently issued as U.S. Patent 7,776,521) entitled “A method of detecting a severe acute respiratory syndrome-associated coronavirus (SARS-CoV) in a sample...; and, Claim 4 -A kit for detecting a severe acute respiratory syndrome-associated coronavirus (SARS-CoV) in a sample..., provided the CDC with a statutory market exclusion right for the detection of and sampling for severe acute respiratory syndrome-associated coronavirus (SARS-CoV). **Securing this right afforded the CDC exclusive right to research, commercially exploit, or block others from conducting activities involving SARS-CoV since 2003.** On September 24, 2018, the CDC failed to pay the required maintenance fees on this patent and their rights expired with no notification issued by CDC alerting the private sector to this decision.

From April 2003 until September 2018, the CDC owned SARS-CoV, its ability to be detected and the ability to manufacture kits for its assessment. During this 15-year period, the effect of the grant of this right —ruled unconstitutional in 2013 by the United States Supreme Court in the case of Association for Molecular Pathology et al. v. Myriad Genetics —meant that the commercial exploitation of any research or commercial activity in the United States involving SARS-CoV would constitute an infringement of the CDC’s illegal patent.

It appears that, during the period of patent enforcement and after the Supreme Court ruling confirming that patents on genetic material were illegal, the CDC and National Institute of Allergy and Infectious Diseases led by Anthony Fauci (hereinafter “NIAID” and “Dr Fauci”, respectively) entered into trade among States (including, but not limited to working with Ecohealth Alliance Inc.) and with foreign national entities (specifically, the Wuhan Institute of Virology and the Chinese Academy of Sciences) through the 2014 et seq National Institutes of Health Grant R01AI110964, to exploit their patent rights.

It further appears that, during the period of patent enforcement and after the Supreme Court ruling confirming that patents on genetic material was illegal, the CDC and National Institute of Allergy and Infectious Diseases (hereinafter “NIAID”) entered into trade among States (including, but not limited to working with University of North Carolina, Chapel Hill) and with foreign nations (specifically, the Wuhan Institute of Virology and the Chinese Academy of Sciences represented by Zheng-Li Shi) through U19AI109761 (Ralph S. Baric), U19AI107810 (Ralph S. Baric), and National Natural Science Foundation of China Award 81290341 (Zheng-Li Shi) et al. 2015-2016.

It further appears that, during the period of patent enforcement and after the Supreme Court ruling confirming that patents on generic material was illegal, the CDC and NIAID entered into trade among States (including, but not limited to working with University of North Carolina, Chapel Hill) and with foreign nations to conduct chimeric construction of novel coronavirus material with specific virulence properties prior to, during, and following the determination made by the National Institutes for Health in October 17, 2014 that this work was not sufficiently understood for its biosecurity and safety standards.

In this inquiry, it is presumed that the CDC and its associates were: a) fully aware of the work being performed using their patented technology; b) entered into explicit or implicit agreements

including licensing, or other consideration; and, c) willfully engaged one or more foreign interests to carry forward the exploitation of their proprietary technology when the U.S. Supreme Court confirmed that such patents were illegal and when the National Institutes of Health issued a moratorium on such research.

Reportedly, in January 2018, the U.S. Embassy in China sent investigators to Wuhan Institute of Virology and found that, “During interactions with scientists at the WIV laboratory, they noted the new lab has a serious shortage of appropriately trained technicians and investigators needed to safely operate this high-containment laboratory.” The Washington Post reported that this information was contained in a cable dated 19 January 2018. Over a year later, in June 2019, the CDC conducted an inspection of Fort Detrick’s U.S. Army Medical Research Institute of Infectious Diseases (hereinafter “USAMRIID”) and ordered it closed after alleging that their inspection found biosafety hazards. A report in the journal Nature in 2003 (423(6936): 103) reported cooperation between CDC and USAMRIID on coronavirus research was followed by considerable subsequent collaboration. The CDC, for what appears to be the same type of concern identified in Wuhan, elected to continue work with the Chinese government while closing the U.S. Army facility.

The CDC reported the first case of SARS-CoV-like illness in the United States in January 2020 with the CDC’s Epidemic Intelligence Service reporting 650 clinical cases and 210 tests. Given that the suspected pathogen was first implicated in official reports on December 31, 2019, one can only conclude that CDC: a) had the mechanism and wherewithal to conduct tests to confirm the existence of a “novel coronavirus”; or, b) did not have said mechanism and falsely reported the information in January. It tests credulity to suggest that the WHO or the CDC could manufacture and distribute tests for a “novel” pathogen when their own subsequent record on development and deployment of tests has been shown to be without reliability.

Around March 12, 2020, in an effort to enrich their own economic interests by way of securing additional funding from both Federal and Foundation actors, the CDC and NIAID’s Dr Fauci elected to suspend testing and classify COVID-19 by capricious symptom presentation alone. Not surprisingly, this was necessitated by the apparent fall in cases that constituted Dr. Fauci’s and others’ criteria for depriving citizens of their 1st Amendment rights. At present, the standard according to State and Territorial Epidemiologists Interim-20-ID-01 for COVID-19 classification is:

In outpatient or tele-health settings at least two of the following symptoms must be indicated: fever (measured or subjective), chills, rigors, myalgia, headache, sore throat, new olfactory and taste disorder(s)

OR

at least one of the following symptoms must be indicated: cough, shortness of breath, or difficulty breathing OR Severe respiratory illness with at least one of the following:

- **Clinical or radiographic evidence of pneumonia, or:**
- **Acute respiratory distress syndrome (ARDS).**

AND No alternative more likely diagnosis

Laboratory Criteria for Reporting

●**Detection of SARS-CoV-2 RNA in a clinical specimen using a molecular amplification detection test.**

●**Detection of specific antigen in a clinical specimen.**

●**Detection of specific antibodies in serum, plasma, or whole blood indicative of a new or recent infection serologic methods for diagnosis are currently being defined.**

After inflicting grave harm to the people of the United States of America through economic hardships resulting from allegations of an “epidemic” or “pandemic”, the CDC and the NIAID set forth, and the President of the United States and various Governors in the respective States promulgated, standards for lifting restrictive conditions which are in violation of the 1st Amendment to the Constitution and serve exclusively to enrich themselves. The CDC and the NIAID are “for profit” corporations and are not part of the government and not being held accountable or liable currently for their dishonest and misleading propaganda being used to create panic and fear amongst the American people. Both the presence of a vaccine or treatment and, or the development of testing —each of which solely benefit the possible conspiring parties and their co-conspirators —are set forth as a condition for re-opening the country. This appears to be an unambiguous violation of the Sherman Act and, if so, should be prosecuted immediately to the full extent of the law.

The CDC and WHO elected to commit to a narrative of a novel coronavirus —exhibiting properties that were anticipated in the U.S. Patent 7,618,802 issued to the University of North Carolina Chapel Hill’s Ralph Baric —and, in the absence of testing protocols, elected to insist that SARS-CoV-2 was the pathogen responsible for conditions that were consistent with moderate to severe acute respiratory syndrome. **U.S. Constitution:**

Article One, Section 8, clause 8,

To promote the progress of science and useful arts, by securing for limited times to authors and inventors the exclusive right to their respective writings and discoveries.

By Renewing their Illegal Patents on **February 17, 2014, the CDC violated Article 1, Section 8, Clause 8 of the U.S. Constitution.**

By Renewing their Illegal Patents on **February 17, 2014, the CDC willfully violated the law using tax-payer funds in light of the Supreme Court ruling on June 13, 2013.**

Article One, Section 9, clause 2,

Which states that "The privilege of the writ of habeas corpus (a recourse in law challenging the reasons or conditions of a person's confinement) shall not be suspended, unless when in cases of rebellion or invasion the public safety may require it."

“THERE IS NO CLINICAL DATA SHOWING THAT THE ‘ RESTRAINT OF HEALTHY INDIVIDUALS’ HAS ANY EMPIRICAL DATA SUPPORTING ITS USE. NO EVIDENCE SUPPORTING EMERGENCY DECLARATIONS HAVE BEEN OFFERED WITH THE EXCEPTION OF STATEMENTS MADE BY COLLUDING PARTIES SEEKING TO BENEFIT FROM VACCINATIONS, TESTING OR THE COMBINATION –NEITHER OF WHICH CAN BE REASONABLY EXPECTED GIVEN THE PATENTS GRANTED TO AND HELD BY THE COLLUDING PARTIES.”

The Sherman Act and Clayton Act violations consist of receiving and directing funding only to those parties colluding around the infringement of the CDC’s illegal patent.

- CDC; NIAID; University of North Carolina, Chapel Hill; Wuhan Institute of Virology. National Institutes of Health; U.S. Department of Health and Human Services; President’s Task Force; Governors except North Dakota, Nebraska, Arkansas, Utah, Wyoming, South Dakota, and Oklahoma.

Possible violation of 15 U.S. Code § 19

- Dr. Fauci is on the Leadership Council of the Bill and Melinda Gates Foundation
- Global Vaccine Action Plan

DOMESTIC TERRORISM -Still in Effect Until March 15, 2020

Section 802 of the USA PATRIOT Act (Pub. L. No. 107-52)

Expanded the definition of terrorism to cover ""domestic,"" as opposed to international, terrorism. A person engages in domestic terrorism if they do an act "dangerous to human life" that is a violation of the criminal laws of a state or the United States, if the act appears to be intended to: (i) intimidate or coerce a civilian population; (ii) influence the policy of a government by intimidation or coercion;

Lastly, current policing, fining, arrests, and harassment throughout the country and **YOUR COUNTY** in this case, is in violation of not only First Amendment “abridging the right of people to peaceably assemble” but more narrowly:

Title 18 U.S.C., Section 242 Deprivation of Rights Under Color of Law:

Whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any person in any State, Territory, Commonwealth, Possession, or District to the deprivation of any rights, privileges, or immunities secured or protected by the

Constitution or laws of the United States, or to different punishments, pains, or penalties, on account of such person being an alien, or by reason of his color, or race, than are prescribed for the punishment of citizens, shall be fined under this title or imprisoned not more than one year, or both; and if bodily injury results from the acts committed in violation of this section or if such acts include the use, attempted use, or threatened use of a dangerous weapon, explosives, or fire, shall be fined under this title or imprisoned not more than ten years, or both; and if death results from the acts committed in violation of this section or if such acts include kidnapping or an attempt to kidnap, aggravated sexual abuse, or an attempt to commit aggravated sexual abuse, or an attempt to kill, shall be fined under this title, or imprisoned for any term of years or for life, or both, or may be sentenced to death.

The above facts must be considered for the immediate removal and suspension of any and all continued unlawful, unconstitutional and draconian measures adversely affecting Citizens. Since any measures related to and known as ‘shelter in place,’ quarantine, ‘non-essential’ work, social distance, and the closure of public spaces are unconstitutional and nothing more than an unlawful attempt at ‘social engineering,’ they must be immediately suspended by you, given the fact that you issued these unconstitutional orders, assumed authority you do not possess and by your unconstitutional actions as described throughout this Affidavit/Declaration, you have invoked the referenced **Sections 3 & 4 of the 14th Amendment** , thus, lawfully vacated your office.

Lawful notification has been provided to you stating that if you do not rebut the statements, charges and averments made in this Affidavit/Declaration, then, you tacitly agree with and admit to them. Pursuant to that lawful notification, if you disagree with anything stated under oath in this Affidavit/Declaration of Truth, then rebut to me that with which you disagree, with particularity, within **(10) ten days** of receipt thereof, by means of your own written, notarized affidavit of truth, based on specific, true, relevant fact and valid law to support your disagreement, attesting to your rebuttal and supportive positions, as valid and lawful, under the pains and penalties of perjury under the laws of the United States of America and this state of **California**. An un rebutted affidavit stands as truth and fact before any court. Your failure to respond, as stipulated, is your tacit agreement with and admission to the fact that everything in this Affidavit/Declaration of Truth is true, correct, legal, lawful, and is your irrevocable admission attesting to this, fully binding upon you in any court of law in America, without your protest, objection and that of those who represent you.

Affiant further sayeth naught.

All Rights Reserved,

I, **YOUR FULL NAME** , Affiant/Declarant

NOTARY STATEMENT

In the State of California,

County of _____,

I swear that on this _____ day of _____, 2020,

The above-named Affiant/Declarant, **First Middle Last Name**, personally appeared before me,
and of **his/her** own free will, signed and executed this Affidavit/Declaration of Truth.

Notary Public

My Commission Expires: _____

Seal: