

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA, *Ex RELATOR*,  
MONTGOMERY BLAIR SIBLEY, 4000  
MASSACHUSETTS AVE., N.W., #1518,  
WASHINGTON, D.C. 20016, 202-478-0371,

CASE No.:12-cv-01832 (RLW)

PETITIONER,

**CERTIFIED PETITION FOR WRIT OF QUO  
WARRANTO**

VS.

**JURY TRIAL REQUESTED**

BARRACK HUSSEIN OBAMA, II,  
1600 PENNSYLVANIA AVENUE,  
WASHINGTON, D.C. 20500  
202-456-1414,

RESPONDENT.

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Petitioner, Montgomery Blair Sibley (“Sibley”), pursuant to 28 U.S.C. §1746, states that the matters stated herein are true under penalty of perjury and sues Respondent Barack Hussein Obama, II (“Obama”).

**INTRODUCTION**

1. By this lawsuit, Sibley seeks issuance of a Writ of Quo Warranto to Obama requiring him to show by what warrant he holds and will hold again the public office of President of the United States upon the allegations contained herein that Obama is neither: (i) a United States Citizen nor (ii) a “natural born Citizen”, both of which are conditions precedent to holding the office of President of the United States according to Article II, §1, of the U.S. Constitution which is “the supreme Law of the Land” according to Article VI, §2, of the U.S. Constitution

**JURISDICTION AND VENUE**

2. Jurisdiction of this Court is invoked pursuant to: (i) 28 U.S.C. §1331, (ii) 28 U.S.C. §1343(a), and (iii) D.C. Code, Division II, Title 16, Chapter 35.

3. Venue in this district is proper under 28 U.S.C. §1391(b)(2) as a substantial part of the events or omissions giving rise to the claims herein occurred in the District of Columbia.

#### **GENERAL ALLEGATIONS**

4. Sibley, is a “natural born Citizen” of the United States as he was born in 1956 in Rochester, New York, the child of two United States citizens, Harper Sibley, Jr. and Beatrice Blair Sibley and has continuously resided in the United States since his birth. As such, due to the nature of his citizenship, age and residence, he is eligible pursuant to Article II, §1, of the U.S. Constitution to serve as President of the United States.

5. On November 11, 2011, Sibley formally announced his candidacy for the Office of President and qualified as a Write-In candidate for that Office by filing with the District of Columbia Board of Elections and Ethics his “Affirmation of Write-In Candidacy”. A copy is attached hereto as Exhibit “A”.

6. “[C]itizenship by birth is established by the mere fact of birth under the circumstances defined in the Constitution. Every person born in the United States, and subject to the jurisdiction thereof, becomes at once a citizen of the United States, and needs no naturalization.” *United States v. Wong Kim Ark*, 169 U.S. 649, 702 (1898). Congress has first defined the circumstances that qualify for U.S. Citizenship-by-birth at 8 U.S.C. §1401(a) – “Nationals and citizens of United States at birth” which states: “The following shall be nationals and citizens of the United States at birth: (a) a person born in the United States, and subject to the jurisdiction thereof.” In the case of Obama as alleged below, there is a substantial question of whether Obama was “born in the United States” and thus whether Obama is a U.S. Citizen-by-birth by action of §1401(a).

7. Alternatively, Congress at 8 U.S.C. §1401(g) recognizes Citizenship-by-birth which,

at the time of Obama's birth in 1962, in pertinent part stated: "The following shall be nationals and citizens of the United States at birth: (g) a person born outside the geographical limits of the United States and its outlying possessions of parents one of whom is an alien, and the other a citizen of the United States who, prior to the birth of such person, was physically present in the United States or its outlying possessions for a period or periods totaling not less than ten years, at least five of which were after attaining the age of fourteen years." Obama's mother, Stanley Ann Dunham was born on November 29, 1942. When her son, Barack Hussein Obama, II was born on August 4, 1961, Stanley Ann Dunham was 6,823 days or 18.69 years old. In so much as §1401(g) in 1961 required that the United States citizen parent must have been a U.S. Citizen for five years "after attaining the age of fourteen years", i.e., nineteen (19) years old, Obama cannot qualify for U.S. Citizenship under §1401(g) as his mother was less than nineteen (19) when Obama was born.

8. Obama's father was not a United States citizen when Obama was born. In his two books, *Dreams from My Father* (1995) and *The Audacity of Hope* (2006), Obama states that his father was Barack Hussein Obama, Senior, and that he was a British subject at the time Obama was born.

9. In an attempt to demonstrate that he is a citizen of the United States by being born in the United States, Obama has only released two putative "Certificates of Live Birth" ("COLB") from the State of Hawaii. Expert document examiners have examined copies of each of the COLBs and found significant indications of forgery raising the very real specter that Obama was not born in the United States and thus is not a United States Citizen.

10. As to Obama's Short Form COLB, a copy of which is attached hereto as Exhibit "B", the following anomaly is present: The text in the image bears the signs of being graphically altered

after the image had been created. Specifically, given that the text in the Short Form COLB is printed on a green background, there should be green dots, or pixels, visible in between the black letters that comprise the text. Yet there is a total absence of any green pixels. In their place, there are gray and white pixels. These pixel patterns are significant because they would never be found in a genuine color document scan.

11. As to Obama's Long Form COLB, a copy of which is attached as Exhibit "C", the following anomalies are present:

- a. The Hawaiian State seal on the COLB is the wrong size.
- b. The hand-stamped State Seal on the two "certified" copies of the COLB are in exactly the same location, an improbable event.
- c. The COLB has two different type of scans contained in it, binary and grayscale, an impossibility in one scanned object.
- d. The parallax of the type reveals that there has been tampering. For example, on the COLB: "the word *Name* drops down 2 pixels, but the typed hospital name, *Kapiolani*, does not drop down at all, and again the line just below drops down 2 pixels, but not the name *Kapiolani*."
- e. There is white "haloing" around all the type on the form, an indication of tampering with the image.
- f. The typewritten letters were "cut" and "pasted" into place.
- g. The "Bates Stamped" sequential number is out of sequence.
- h. There are two different colors in Box 20 and Box 22, an impossibility on an originally scanned document.
- i. The Rubber Stamp contains an "X" rather than an "H" in the work "the" when other contemporaneous COLBs with the same stamp do not contain the "X".
- j. There are nine "layers" to the Adobe Portable Document File COLB, an indication of a forgery.
- k. The typewritten letters change size and shape, an impossibility on 1961

typewriters.

1. Even a teenager can see that the long form COLB is a forgery. *See*: “Obama Birth Certificate Faked In Adobe Illustrator – Youtube – 14 year old’s analysis”.<sup>1</sup>

12. Additionally, other relevant documentary evidence which would qualify as “ancient documents” under Rule 901(b)(8), Federal Rules of Evidence, are publically available (or readily obtainable through this Court’s compulsory process) which lend credence to the significant concern that Obama: (i) is not who he says he is and (ii) was not born in the United States:

a. Obama has refused to release copies of his college applications and transcripts from Occidental College, Columbia University and Harvard Law – each of which would provide relevant evidence of Obama’s name, place of birth and citizenship as such documents regularly solicit that information.

b. Obama has refused to permit release of his U.S. Passport application. That application requires proof of U.S. citizenship as part of the application process.

c. In 1991 Obama’s then-literary agency, Acton & Dystel, published a booklet, which was distributed to the publishing industry. The booklet includes a brief biography of Obama among the biographies of eighty-nine other authors represented by Acton & Dystel. Along with other factually accurate information about Obama, that biography lists Obama’s place of birth as: Kenya. A copy of that biography is attached hereto as Exhibit “D”.

d. In 2010, Obama posted online on “WhiteHouse.gov” his 2009 tax returns and thus his Social Security number – 042-xx-xxx – became visible to the public. Social Security numbers starting with “042” were issued only to those residing in Connecticut.<sup>2</sup> A SS-5 application for a Social Security number for a man who received a number close in sequence to Obama’s number is attached hereto as Exhibit “E”. It shows that basic information including “Place of Birth” is required. When Obama’s Social Security number was issued, *circa* 1977, Obama was living in Hawaii and if he had at that time applied for his Social Security number it should have started with “575”, “576”, “750” or “751”<sup>3</sup>, not “042”.

d. A publically released copy of Obama’s Selective Service registration form

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<sup>1</sup> Viewable at: <http://www.youtube.com/watch?v=7s9StxsFLIY&feature=youtu.be>

<sup>2</sup> Retrieved from: <http://socialsecuritynumerology.com>

<sup>3</sup> Retrieved from: <http://socialsecuritynumerology.com>

SS-1 is attached hereto as Exhibit “F”. Noteworthy is the cancellation date-stamp by the Post Office bears the anomaly of a year date “80” when contemporary cancellation stamps all show “1980” as the year as detailed in Exhibit “G”. A detailed explanation of this anomaly – which might well be the year “2008” with the “20” removed and the “08” inverted to make it appear it was stamped in “1980” – can be viewed on-line.<sup>4</sup> Obviously, failure to timely register with the Selective Service precludes as a matter-of-law Obama’s employment as President. *See*: 5 USC § 3328(a).

13. Regardless of the authenticity of the COLBs, one fact is indisputable: Obama’s Father was never a United States Citizen. Sibley assumes solely for the sake of argument here that Obama’s COLBs are genuine and that Obama was born in the State of Hawaii, on August 4, 1961, to Stanley Ann Dunham, a citizen of the United States and Barrack Hussein Obama, Senior.

14. At the time of Obama’s birth in 1962, his Father was British subject admitted into the United States on a temporary student visa, with the express condition that he was a “non-immigrant student”. Obama’s Father never became a U.S. citizen; never applied for U.S. citizenship; never declared an intention to become a U.S. citizen; and never became a resident alien. Accordingly, *a priori*, Obama is not a “natural born Citizen” as required to be eligible to be President of the United States under Article II, §1, clause 5 of the U.S. Constitution as he is not the child of two United States citizen parents.

15. The phrase “natural born Citizen” is an 18<sup>th</sup> Century legal-term-of-art with a definite meaning well known to the Framers of the Constitution. At the time of the adoption of the Constitution, that phrase was defined as: “The natives, or natural-born citizens, are those born in the country, of parents who are citizens.” (*The Law of Nations*, Emerich de Vattel, 1758, Chapter 19, § 212). Notably, there are two requirements: (i) born in the United States and (ii) of two parents,

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<sup>4</sup> See: <http://www.westernjournalism.com/sheriff-joe-arpaiio-cold-case-po-sse-video-on-obama-selective-service-fraud/>

both of whom must be United States citizens. Clearly, Obama fails to qualify for this level of citizenship and thus is ineligible to be President.

16. Significantly, Congress exercised its authority to expand beyond de Vattel's definition of "natural born Citizen" in the Act of 1790, stating: "**the children of citizens of the United States**, that may be born beyond sea, or out of the limits of the United States, shall be considered as **natural-born citizens**: Provided, that the right of citizenship shall not descend to persons whose fathers have never been resident in the United States." 1 Stat. 104. (Emphasis added). Thus, until the act of 1790 was replaced by subsequent statutes regarding citizenship, if both parents were citizens, then the place of birth was immaterial and the resulting offspring was a "natural born Citizen" and thus eligible to be President. Notably, Congress subsequently removed the legal-term-of-art "natural born Citizen" from all citizenship statutes post-1790 and now solely confers "citizenship". See: 8 U.S.C. §1401 – "Nationals and citizens of the United States at birth", *supra*.

17. Moreover, Obama is not a "natural-born Citizen" of the United States as defined by the United States Supreme Court in *Minor v. Happersett*, 88 U.S. 162 (1874):

The Constitution does not, in words, say who shall be natural-born citizens. Resort must be had elsewhere to ascertain that. At common-law, with the nomenclature of which the framers of the Constitution were familiar, it was never doubted that all children born in a country of **parents who were its citizens** became themselves, upon their birth, citizens also. These were natives, or **natural-born citizens**, as distinguished from aliens or foreigners.

*Minor v. Happersett* at 168 (Emphasis added). Therefore, the "natural-born Citizen" clause only pertains to a requirement for holding the highest public office, that of President and requires both parents to be U.S. Citizens. Thus, as a matter of law, Obama is ineligible to be President as his

Father was not a U.S. Citizen.

18. On November 26, 2011, Sibley requested Eric H. Holder, Jr. as U.S. Attorney General and Ronald C. Machen Jr. as United States Attorney for the District of Columbia to institute *Quo Warranto* proceeding against Obama. See Exhibit “H” attached hereto. Significantly, in that letter Sibley stated: “Accordingly, I have confidence you will respond by January 2, 2012, to this letter and I will take your silence after that date to be an expression of refusal to institute the requested quo warranto proceeding.” To date, Sibley has not received a response to the November 26<sup>th</sup> letter, thus confirming Holder and Machen’s respective refusals to file such a suit. Accordingly, this Court must hold under its equitable jurisdiction that under the express language of the November 26<sup>th</sup> letter and the doctrine of *qui tacet consentire videtur*, Holder and Machen have “refused” to file a quo warranto action and thus Sibley is a “person interested” under D.C. Code, Division II, Title 16, §3503. See 1 Story, *Commentaries on Equity Jurisprudence as Administered in England*, §§ 588-591. To hold otherwise would make this Court party to a new rule of procedure which would allow the Executive to extinguish the express right granted under §3503 to the People by Congress by refusing to “refuse”. Such a result eviscerates the *quo warranto* rights vested in Sibley as a “person interested” as defined by §3503.

19. Sibley is well aware of this Court’s June 6, 2012, ruling in *Sibley v. Obama*, Case No.:12-cv-00001(JDB)(“*Sibley v. Obama I*”) and the mandates of Rule 11, Federal Rules of Civil Procedure. Accordingly, Sibley makes the following points:

a. Sibley now has standing to challenge Obama’s recent November 6, 2012, election to the Office of President. In this Court’s June 6<sup>th</sup> Order, the Court held: “Since Sibley was not a candidate in the 2008 presidential election, the injury he faces from President Obama's current



tenure in office is generalized. . . .The Court will dismiss plaintiff’s claim for lack of standing, because the defect of standing is a defect in subject matter jurisdiction.” (June 6, 2012 order, p. 4). In the instant suit, Sibley was a candidate in the 2012 presidential election and as such has standing to bring this claim.

b. As such, the Court’s subsequent – though not comprehensive – discussion of the other issues raised in *Sibley v. Obama I* are nothing more than *obiter dicta* and thus due to be ignored as not qualifying for *stare decisis*. See: *Humphrey's Executor v. United States*, 295 U.S. 602, 626-627 (1935)(“In the course of the opinion of the court, expressions occur which tend to sustain the government's contention, but these are beyond the point involved and, therefore, do not come within the rule of *stare decisis*.”)

c. As to this Court’s *obiter dicta* regarding “ripeness”, this Court gratuitously volunteered: “Plaintiff has cited no law to support his assertion that a lack of response in this context should be considered a refusal. Since the refusal condition of D.C. Code §16-3503 has not been met, plaintiffs quo warranto petition is not ripe.” (June 6, 2012 order, p. 4). Under such reasoning, by refusing to “refuse”, the Attorney General could prevent the Congressionally-granted right of an “interested person” to proceed *ex relator* the United States from ever being allowed to proceed. Plainly, Congress does not grant such Potemkin-village rights to the Citizens of these United States.

d. Second, this Court’s *obiter dicta* that only the Attorney General “has standing to bring a quo warranto action challenging a public official's right to hold office” ignores the plain language of D.C. Code, Division II, Title 16, §3503 which expressly authorizes an “interested person” to bring a *quo warranto* action. (June 6, 2012 order, p. 4). That section states: “If the Attorney General or United States attorney refuses to institute a quo warranto proceeding on the

request of a person interested, the **interested person may apply to the court by certified petition for leave to have the writ issued.**” (Emphasis added). Moreover, the propriety of an “interested person” seeking such a writ was confirmed in *Newman v. United States ex Rel. Frizzell*, 238 U.S. 537 (1915), a case which has superceding precedential value over *Andrade v. Lauer*, 729 F.2d 1475, 1498 (D.C. Cir. 1984) cited by this Court.

e. Third, this Court’s *obiter dicta* that “The separation of powers doctrine expressed in the Constitution places the duty to select and remove the President not with individual citizens, but rather with the Electoral College and with the Congress, respectively. See U.S. Const. art. II, §§1, 4; *id.* amend. XII” ignores the basic issue. First, this is not an issue of removal, but of qualification for the office of President for the term commencing January 20, 2013. Second, Article II, §§1 & 4 do **not** speak to the issue of judging the qualification of an individual to be President. Third, there is no “Electoral College” but only “electors” designated by the Twelfth Amendment which only provides that: (i) on a day specified by Congress, the electors meet in their respective states and vote for President, (ii) the votes are not officially tallied on that date, however; they are transmitted from the states to the nation’s Capitol, where they are counted before the assembled Congress, (iii) the person receiving a majority of electoral votes is elected President. Notably, no power is vested in the “electors” but to vote.

f. Finally, this Court’s *obiter dicta* citation to *Kerchner v. Obama*, 612 F.3d 204, 207 (3<sup>rd</sup> Cir. 2010) and *Barnett v. Obama*, 2009 U.S. Dist. LEXIS 101206, at \*40, \*48 (C.D. Cal. 2009) as authority for any proposition allowing this Court to ignore its Congressionally-placed duty is intellectually irresponsible. In *Kerchner*, the Court singular ruling was: “The District Court concluded that Appellants lacked Article III standing. *See Kerchner v. Obama*, 669 F. Supp. 2d 477,

479 (D.N.J. 2009). We agree.” Nowhere in *Kerchner* does the Third Circuit address their jurisdiction to grant the relief sought. In *Barnett*, the district court dismissed Barnett’s *quo warranto* demand for improper venue stating: “The writ of *quo warranto* must be brought within the District of Columbia because President Obama holds office within that district. . . . D.C. Code §§ 16-3501 - 16-3503. Should a person other than the Attorney General of the United States or the United States Attorney wish to bring a *quo warranto* claim, that person must receive leave of court to do so. *Id.* at § 16-3502. This leave of court must be granted, according to the text of the statute, by the District Court for the District of Columbia.” *Id.* at \*50. Hence, *Barnett* expressly stands for the proposition that Sibley is in the right court with the proper standing to bring this *quo warranto* claim.

#### **RELIEF REQUESTED**

WHEREFORE, Sibley requests that this Court:

- A. Assume jurisdiction of this petition as authorized by Congress;
- B. Issue to Obama an order to show cause requiring him to show by what warrant he holds and will hold again the public office of President of the United States given the sworn allegations contained herein that Obama is neither: (i) a United States Citizen nor (ii) a “natural born Citizen”, both of which are conditions precedent to holding the office of President of the United States according to Article II, §1, of the U.S. Constitution which is “the supreme Law of the Land” according to Article VI, §2, of the U.S. Constitution;
- C. Refer, as was done in *Newman v. United States ex Rel. Frizzell*, to a jury all issues of fact and law raised herein;
- D. Retain jurisdiction of this matter to enforce its writ if necessary; and
- E. Enter such other and further relief as the Court deems just and proper.

**JURY TRIAL REQUESTED**

Sibley requests a jury be empaneled to determine the issues of facts, including without limitation, whether Sibley is an “interested person”, and the law raised herein.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on November 13, 2012.

**MONTGOMERY BLAIR SIBLEY**  
**PETITIONER**  
4000 Massachusetts Ave, NW, #1518  
Washington, D.C. 20016  
Voice/Fax: 202-478-0371

By: /s/ Montgomery Blair Sibley  
Montgomery Blair Sibley



DISTRICT OF COLUMBIA  
BOARD OF ELECTIONS AND ETHICS  
441 - 4th Street, N.W., Suite 250N

**Affirmation of Write-In Candidacy**

for the Office of:

President of the United States

Office which you seek (include ward, school district or ANC/SMD)

Your name: Montgomery Blair Sibley

Daytime telephone: 202-478-0371 Voter Registration Number: 80021726

Date of the election: November 6, 2012 Your Party (if applicable): \_\_\_\_\_

List your residence address for the past three years (include zip code):

4000 Massachusetts Ave., NW, #1518, Washington, D.C. 20016 from 06/08 to present

3700 Massachusetts Ave., NW, #519, Washington, D.C. 20016 from 06/06 to 06/08

from \_\_\_ / \_\_\_ to \_\_\_ / \_\_\_

Indicate here how you would like your name to be written-in on the ballot:

Montgomery Blair Sibley

NOTE: Complete this section carefully. If there are any periods or commas in your name, write them clearly.  
(DO NOT include prefixes or titles, such as Miss, Mr., Dr., Rev., or degrees.)

Note: This form must be signed by the candidate and filed by the required deadline date.

I hereby declare my candidacy for the office name above. I am aware of the qualifications for holding this office and attest that I meet such qualifications. I also swear or affirm that the information provided on this form is true to the best of my knowledge and belief.

(Signature of Candidate)

Subscribed and sworn to or affirmed before me this 8th day of November 2011

(District of Columbia Notary or Board of Elections Official)

DO NOT MAKE ANY FALSE REPRESENTATIONS AS TO HIS OR HER QUALIFICATIONS TO HOLD OFFICE. ALL UPON CONVICTION BE FINED NOT MORE THAN 1000 DOLLARS OR BOTH.

**CERTIFICATION OF LIVE BIRTH**

STATE OF HAWAII  
HONOLULU



DEPARTMENT OF HEALTH  
HAWAII U.S.A.

CERTIFICATE NO. [REDACTED]

CHILD'S NAME  
BARACK HUSSEIN OBAMA II

DATE OF BIRTH  
August 4, 1961

HOUR OF BIRTH  
7:24 PM

SEX  
MALE

CITY, TOWN OR LOCATION OF BIRTH  
HONOLULU

ISLAND OF BIRTH  
OAHU

COUNTY OF BIRTH  
HONOLULU

MOTHER'S MAIDEN NAME  
STANLEY ANN DUNHAM

MOTHER'S RACE  
CAUCASIAN

FATHER'S NAME  
BARACK HUSSEIN OBAMA

FATHER'S RACE  
AFRICAN

DATE FILED BY REGISTRAR  
August 8, 1961

5005 8-11-61

Exhibit "B"

|  |  |  |   |                          |   |   |                       |                                  |
|--|--|--|---|--------------------------|---|---|-----------------------|----------------------------------|
| 1a. Child's First Name (Type or print)<br>BARACK   |  |  | 1b. Middle Name<br>HUSSEIN                                    |                          |   | 1c. Last Name<br>OBAMA, II  |                       |                                  |
| 2. Sex<br>Male   | 3. This Birth<br>Single <input checked="" type="checkbox"/> Twin <input type="checkbox"/> Triplet <input type="checkbox"/> | 4. If Twin or Triplet,<br>Was Child Born<br>1st <input type="checkbox"/> 2nd <input type="checkbox"/> 3rd <input type="checkbox"/> |   | 5a. Birth Date<br>August | Month<br>4,                                     | Year<br>1961  | 5b. Hour<br>7:24 P.M. |                                  |
| 6a. Place of Birth: City, Town or Rural Location<br>Honolulu   |  |  |   |                          |   | 6b. Island<br>Oahu  |                       |                                  |
| 6c. Name of Hospital or Institution (If not in hospital or institution, give street address)<br>Kapiolani Maternity & Gynecological Hospital |  |  |   |                          |   | 6d. Is Place of Birth Inside City or Town Limits?<br>If no, give judicial district<br>Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> |                       |                                  |
| 7a. Usual Residence of Mother: City, Town or Rural Location<br>Honolulu  |  |  |   | 7b. Island<br>Oahu       |   | 7c. County and State or Foreign Country<br>Honolulu, Hawaii   |                       |                                  |
| 7d. Street Address<br>6085 Kalaniana'ole Highway   |  |  |   |                          |   | 7e. Is Residence Inside City or Town Limits?<br>If no, give judicial district<br>Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>      |                       |                                  |
| 7f. Mother's Mailing Address   |  |  |   |                          |   | 7g. Is Residence on a Farm or Plantation?<br>Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>  |                       |                                  |
| 8. Full Name of Father<br>BARACK   |  |  | HUSSEIN   |                          |   | 9. Race of Father<br>OBAMA<br>African   |                       |                                  |
| 10. Age of Father<br>25  | 11. Birthplace (Island, State or Foreign Country)<br>Kenya, East Africa  |  | 12a. Usual Occupation<br>Student                              |                          | 12b. Kind of Business or Industry<br>University |   |                       |                                  |
| 13. Full Maiden Name of Mother<br>STANLEY  |  |  | ANN   |                          |   | 14. Race of Mother<br>DUNHAM<br>Caucasian   |                       |                                  |
| 15. Age of Mother<br>18  | 16. Birthplace (Island, State or Foreign Country)<br>Wichita, Kansas   |  | 17a. Type of Occupation Outside Home During Pregnancy<br>None |                          | 17b. Date Last Worked                           |   |                       |                                  |
| I certify that the above stated information is true and correct to the best of my knowledge.   |  |  |   |                          |   | 18a. Signature of Parent or Other Informant<br><i>Stanley Ann Dunham Obama</i>  |                       | 18b. Date of Signature<br>8-7-61 |
| I hereby certify that this child was born alive on the date and hour stated above.   |  |  |   |                          |   | 19a. Signature of Attendant<br><i>David A. Similan</i>  |                       | 19b. Date of Signature<br>8-8-61 |
| 20. Date Accepted by Local Reg.<br>AUG - 8 1961  |  | 21. Signature of Local Registrar<br><i>U.K. Lee</i>  |   |                          |   | 22. Date Accepted by Reg. General<br>AUG - 8 1961   |                       |                                  |
| 23. Evidence for Delayed Filing or Alteration  |  |  |   |                          |   |   |                       |                                  |

APR 25 2011

I CERTIFY THIS IS A TRUE COPY OR  
ABSTRACT OF THE RECORD ON FILE IN  
THE HAWAII STATE DEPARTMENT OF HEALTHAlvin T. Onaka, Ph.D.  
STATE REGISTRAR

Exhibit "C"



## Barack Obama

Barack Obama, the first African-American president of the Harvard Law Review, was born in Kenya and raised in Indonesia and Hawaii. The son of an American anthropologist and a Kenyan finance minister, he attended Columbia University and worked as a financial journalist and editor for Business International Corporation. He served as project coordinator in Harlem for the New York Public Interest Research Group, and was Executive Director of the Developing Communities Project in Chicago's South Side. His commitment to social and racial issues will be evident in his first book, *Journeys in Black and White*.





## SOCIAL SECURITY

### CERTIFICATION

Pursuant to the provisions of Title 42, United States Code, Section 3505, and the authority vested in me by 45 F.R. 47245-46, I hereby certify that I have legal custody of certain records, documents, and other information established and maintained by the Social Security Administration, pursuant to Title 42, United States Code, Section 405, and that the annexed are true and complete copies of certain of such documents in my custody as aforesaid.

I also certify that the annexed computer printouts showing the dates the information was recorded are true and complete copies of such documents in my custody for Social Security Number 042-68-4424 in the name of Thomas Louis Wood.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Social Security Administration to be affixed this 28<sup>th</sup> day of February, 2011.



*Georgiana Wilson-Johnson*

Georgiana Wilson-Johnson  
Deputy Director  
Division of Earnings Record Operations  
Office of Central Operations

ID **P** CN SUPPORTING DOCUMENT  
**APPLICATION FOR A SOCIAL SECURITY NUMBER**

042-68-4424

See Instructions on Back.

Print in Black or Dark Blue Ink or Use Typewriter.

DO NOT WRITE IN THE ABOVE SPACE

|           |  |  |
|-----------|--|--|
| <b>1</b>  | Print FULL NAME YOU WILL USE IN WORK OR BUSINESS<br>(First Name) (Middle Name or Initial - if none, draw line) (Last Name)   | THOMAS LOUIS WOOD  |
| <b>2</b>  | Print FULL NAME GIVEN YOU AT BIRTH   | THOMAS LOUIS WOOD  |
| <b>3</b>  | PLACE OF BIRTH<br>(City) (County if known) (State)   | New Britain - Hartford - CT  |
| <b>4</b>  | MOTHER'S FULL NAME AT HER BIRTH (Her maiden name)  | Carole Francis Beane   |
| <b>5</b>  | FATHER'S FULL NAME (Regardless of whether living or dead)  | Hector Louis WOOD  |
| <b>6</b>  | YOUR DATE OF BIRTH<br>(Month) (Day) (Year)   | 7-15-62  |
| <b>7</b>  | YOUR PRESENT AGE<br>(Age on last birthday)   | 14   |
| <b>8</b>  | YOUR SEX<br>MALE <input checked="" type="checkbox"/> FEMALE <input type="checkbox"/>   |  |
| <b>9</b>  | YOUR COLOR OR RACE<br>WHITE <input checked="" type="checkbox"/> NEGRO <input type="checkbox"/> OTHER <input type="checkbox"/>  |  |
| <b>10</b> | HAVE YOU EVER BEFORE APPLIED FOR OR HAD A SOCIAL SECURITY, RAILROAD, OR TAX ACCOUNT NUMBER?<br>NO <input checked="" type="checkbox"/> DON'T KNOW <input type="checkbox"/> YES <input type="checkbox"/> | (If "YES" Print STATE in which you applied and DATE you applied and SOCIAL SECURITY NUMBER if known) |
| <b>11</b> | YOUR MAILING ADDRESS<br>(Number and Street, Apt. No., P.O. Box, or Rural Route) (City) (State) (Zip Code)  | 25 Glenview Dr. Newington CT 06111   |
| <b>12</b> | TODAY'S DATE   | 3/21/77  |
| <b>13</b> | TELEPHONE NUMBER   | 666-2894   |
| <b>14</b> | Sign YOUR NAME HERE (Do Not Print)   | Carole Wood, Mother  |

TREASURY DEPARTMENT/Internal Revenue Service

FORM SS-5 (2-75)

RESCREEN

ASSIGN

DUP ISSUED

Return completed application to nearest SOCIAL SECURITY ADMINISTRATION OFFICE



SELECTIVE SERVICE SYSTEM  
Registration Form  
READ PRIVACY ACT STATEMENT ON REVERSE  
PLEASE PRINT CLEARLY

0997090632

1 DATE OF BIRTH 08/04/61 SEX  MALE  FEMALE

4 PRINT FULL NAME  
Last OBAMA First BARACK Middle HUSSEIN

5 CURRENT MAILING ADDRESS  
Number and Street 1617 S. BERETANIA APT. 1008 City HONOLULU State or Foreign Country HI Zip Code 96826

6 PERMANENT RESIDENCE  
Number and Street SAME AS ABOVE City \_\_\_\_\_ State or Foreign Country \_\_\_\_\_ Zip Code \_\_\_\_\_

7 CURRENT PHONE NUMBER  
Area Code 808 Number 949 2317

8  Check here if we may give your name, address and telephone number to Armed Forces recruiters.

9 I AFFIRM THE FOREGOING STATEMENTS ARE TRUE  
Today's Date JULY 30, 1980 Signature of Registrant Barack H. Obama

Postal Date Stamp & Clerk Initials

ID

NO ID

OTHER

Exhibit "F"



Note, the first two stamps in the above illustration are both from the same Post Office (Makaki, Sta.) in Honolulu, Hawaii. Also, please note they all include 4 digits for the date stamp

Exhibit "G"

The above five examples are the expected results from the PIKA stamp used by the U.S.P.S. *Per United State Post Office, it is policy to use a stamp that contains 4 digits for the year.*

**MONTGOMERY BLAIR SIBLEY**

4000 MASSACHUSETTS AVENUE, N.W.

APARTMENT 1518

WASHINGTON, D.C. 20016-5136

EMAIL: MBSIBLEY@GMAIL.COM

202-478-0371

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November 26, 2011

Via USPS Signature Confirmation

#23061570000047541210

Eric H. Holder, Jr

Attorney General

U.S. Department of Justice

950 Pennsylvania Avenue, NW

Washington, DC 20530-0001

Via USPS Signature Confirmation

#23061570000047541203

Ronald C. Machen Jr.

United States Attorney for the District of  
Columbia

United States Attorney's Office

555 4th Street, NW

Washington, DC 20530

Re: *Request to Institute Quo Warranto Proceeding Against Barack Obama pursuant to District of Columbia Code, Division II, Judiciary and Judicial Procedure, Title 16, Particular Actions, Proceedings and Matters, Chapter 35, §§ 3501-3503*

Greetings,

I write as an “interested person” requesting that you institute *Quo Warranto* proceeding against Barack Obama pursuant to D.C. Code, Division II, Title 16, Chapter 35, §3502 on your own motion, or if you prefer, upon relation to me.

As an initial matter, I maintain that I am a “person interested” as referenced in §3503 as I am a declared write-in candidate for the November 6, 2012, election for the office of President of the United States. *See*: Exhibit “A”. As such, under the plain language of *Newman v. United States ex Rel. Frizzell*, 238 U.S. 537 (1915), I have standing to make this request of you.

Clearly, under §3501, Barack Obama, “within the District of Columbia . . . holds or exercises, a franchise conferred by the United States or a public office of the United States”, to wit, (i) in the District of Columbia, a place upon the November 6, 2012, ballot as the Democratic candidate for President of the United States and (ii) the office of President of the United States. As more fully described below, I maintain that, in both cases, he “usurps, intrudes into, or unlawfully” holds or exercises such franchise and/or public office in violation of §3501.

Indisputably, in order to be President of the United States, Article II, §1, of the U.S. Constitution requires: “No person except a natural born Citizen . . ., shall be eligible to the Office of President.” The phrase “natural born Citizen” is a 18<sup>th</sup> Century legal term of art with a definite meaning. At the time of the adoption of the Constitution, that phrase was defined as: “The natives,

Exhibit "H"

Eric H. Holder, Jr, Attorney General  
Ronald C. Machen Jr., United States Attorney  
for the District of Columbia  
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or natural-born citizens, are those born in the country, of parents who are citizens.” (The Law of Nations, Emerich de Vattel, 1758, Chapter 19, § 212).

On July 25, 1787, John Jay wrote to George Washington, the presiding officer of the Constitutional Convention, stating: “Permit me to hint, whether it would be wise and seasonable to provide a strong check to the admission of Foreigners into the administration of our national Government; and to declare expressly that the Commander in Chief of the American army shall not be given to nor devolve on, any but a natural born Citizen.” (Farrand's Records, Volume 3, LXVIII. John Jay to George Washington). Subsequently, On August 22, 1787, it was proposed at the Constitutional Convention that the presidential qualifications were to be a “citizen of the United States.” (Farrand's Records – Journal, Wednesday August 22nd 1787). It was referred back to a Committee, and the qualification clause was changed to read “natural born citizen,” and was so reported out of Committee on September 4, 1787, and thereafter adopted in the Constitution. (Farrand's Records, Journal, Tuesday September 4, 1787).

Though there is no record of debates upon the subject, the Federalist Papers contain a contemporary comment on it written by Alexander Hamilton which reads: “Nothing was more to be desired, than that every practicable obstacle should be opposed to cabal, intrigue, and corruption. These most deadly adversaries of Republican government, might naturally have been expected to make their approaches from more than one quarter, but chiefly from the desire in foreign powers to gain an improper ascendant in our councils. How could they better gratify this, than by raising a creature of their own to the chief magistracy of the Union?” (The Federalist Papers, LXVIII.)

Supporting this view, is Mr. Justice Story who wrote: “It is indispensable, too, that the president should be a natural born citizen of the United States . . . The general propriety of the exclusion of foreigners, in common cases, will scarcely be doubted by any sound statesman. It cuts off all chances for ambitious foreigners, who might otherwise be intriguing for the office; and interposes a barrier against those corrupt interferences of foreign governments in executive elections, which have inflicted the most serious evils upon the elective monarchies of Europe.” (Story on the Constitution, Vol. 2, page 353-54.)

Clearly, Barack Obama has represented that he is the son of a non-citizen of the United States, Barack Hussein Obama, Sr., who was a citizen of Kenya. Accordingly, upon the law and facts, Barack Obama is not a “natural born Citizen” and thus “usurps, intrudes into, or unlawfully” holds – and seeks again to be elected to – the office of President of the United States.

Moreover, given the release by Mr. Obama of his putative “Certificate of Live Birth” (“COLB”) on April 27, 2011, there is probable cause to believe that Mr. Obama was not even born within the United States, thereby clearly disqualifying him from holding the office of President of

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Ronald C. Machen Jr., United States Attorney  
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the United States. A copy of that COLB is attached as Exhibit "B". Reviews of that document raise very real concerns as to its authenticity. In particular:

1. The Hawaiian State seal on the COLB is the wrong size. (Vogt Analysis, Exhibit "C", page. 3, pages 11-13).
2. The hand-stamped State Seal on the two "certified" copies of the COLB are in exactly the same location, an improbable event. (Vogt Analysis, page 3).
3. The COLB has two different type of scans contained in it, binary and grayscale, an impossibility in one scanned object. (Vogt Analysis, page 5).
4. The parallax of the type reveals that there has been tampering. For example, on the COLB: "the work *Name* drops down 2 pixels, but the typed hospital name, *Kapiolani*, does not drop down at all, and again the line just below drops down 2 pixels, but not the name *Kapiolani*." (Vogt Analysis, page 6).
5. There is white "haloing" around all the type on the form, an indication of tampering with the image. (Vogt Analysis, page 7).
6. The typewritten letters were "cut" and "pasted" into place. (Vogt Analysis, page 9).
7. The "Bates Stamped" sequential number is out of sequence. (Vogt Analysis, page 10).
8. There are two different colors in Box 20 and Box 22, an impossibility on an originally scanned document. (Vogt Analysis, page 10).
9. The Rubber Stamp contains an "X" rather than an "H" in the work "the" when other contemporaneous COLBs with the same stamp do not contain the "X". (Vogt Analysis, page 13).
10. There are nine "layers" to the Adobe Portable Document File COLB, an indication of a forgery. (Vogt Analysis, pages 16-17).
11. The typewritten letters change size and shape, an impossibility on 1961 typewriters. (Irey Analysis, Exhibit "D").
12. An affidavit from Timothy Adams, an employee of the Honolulu Elections Division that there is no "Hawaii long-form, hospital-generated birth certificate" for Barack Obama. (Adams

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Affidavit, Exhibit "E").

Upon the foregoing, and pursuant to §3501, I request that either or both of you institute a petition for a writ "quo warranto" in "the United States District Court for the District of Columbia in the name of the United States against" Barack Obama upon your own motion or my relation. Needless to say, pursuant to §3503, if you refuse, I will petition to institute the quo warranto proceeding on my own. Hence, your prompt decision on this "request" is called for given that time is obviously of the essence when such an important question is at issue. Accordingly, I have confidence you will respond by January 2, 2012, to this letter and I will take your silence after that date to be an expression of refusal to institute the requested quo warranto proceeding.

Last, it bears stating that your respective oaths of office were to the Constitution and not the man who placed you in your respective offices. Indeed: "In any event, it is clear that the idea of the sovereign, or any part of it, being above the law in this sense has not survived in American law." *Seminole Tribe v. Fla.*, 517 U.S. 44, f/n #2 (1996). "No man in this country is so high that he is above the law. **No officer of the law may set that law at defiance with impunity.** All officers of the government, from the highest to the lowest, are creatures of the law, and are bound to obey it." *United States v. Lee*, 106 U.S. 220, 261 (1882)(Emphasis added).

As you each are bound to "obey" the law and are charged with enforcing it, I trust you will do your duty promptly and not impose upon my limited resources to do it for you.

Yours,

A handwritten signature in black ink, appearing to read "M. Holder", written in a cursive style.