7-19-65

Memo to file:

In accordance with the instructions with the memo received from acting DDD Fujiwara Mr. and Mrs Soetoro were re interviewed on this date. The following information was obtained.

L. Mr. Sostero is now employed at Hawaii Pacific Engineers and Surveyors, Inc. 1649 Kapiolani Blvd. Suite #3, Honolulu, Hawaii. His rate of pay is \$2.00 and his take home pay for two weeks without overtime is \$133.03.

2. They have some outstanding bills. A Dentist bill for Mr. Scetero for \$81.00. The dentist has also told him he would have to have 4 wisdom teeth extracted. Otherwise he is good physical condition. They also presented a telephone bill which showed one month in arrears in the amount of \$18.84. Their rent amounts to \$65.00 per month which is nominal for this know area. They pay an electric bill of less than \$5.00 per month to their land have lord.

3. They own a 1963 Chevrolet Corvair against which there is no lein. His uncle in Indonesia gave him the car and he is paying money as he can. He has to send the money with persons returning to Indonesia from Honolulu because to send money through the mail would be torisky in Indonesia.

4. They have approximately \$300.00 in a Savings account at lat National Bank in Hopolulu.

They maintain

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no checking account.

5. As a deterent to their financial condition affecting his ability to support his wife from Indonesia he states that the value of the Indonesian Ruplah has detiorated from 4,000 to 1 to 10,000 to 1.



Since the first interview there have been placed in the file two memos from East West Center indicateng that the Government of Indonesia is interested in having this student return to his homeland. Acopy of a cable issuing an order from the Indonesian Embassy for the subject's return was included with one of these memos.

Due to the financial situation some consideration should be given to the possibility of unusual hard ship prospect for the U.S. Citizen spouse

BY

7--19--65

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BY

000111

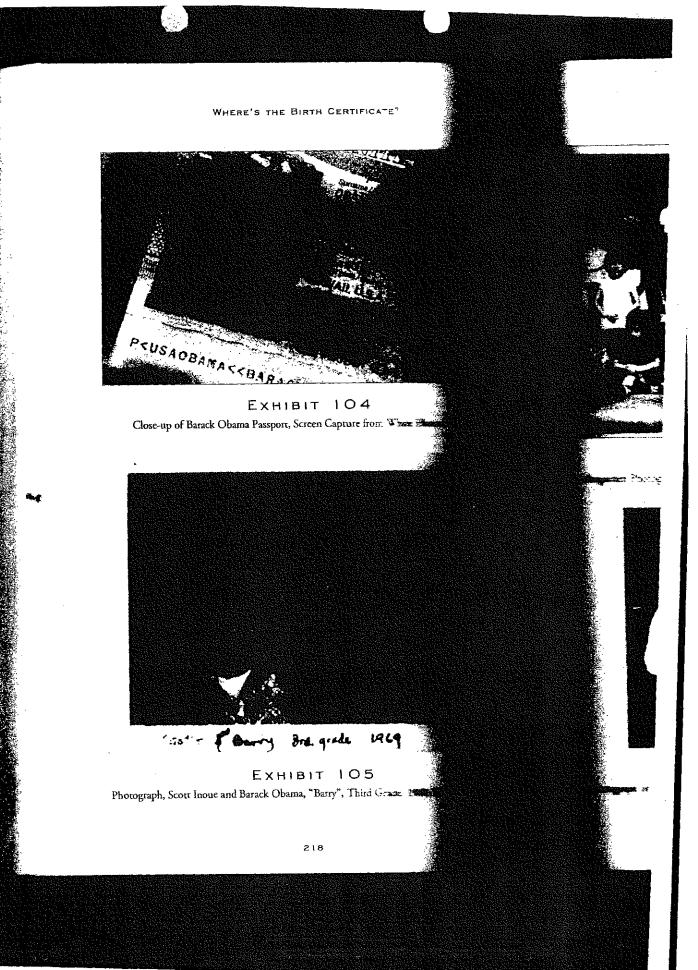
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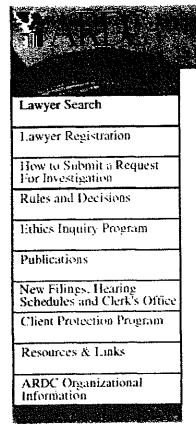
REGISTRATION OF GRADEBOOK

NO. 203.

- 1. The name of the pupil: Barry Sectors
- 2. The place and date of birth: Honolulu
- The nation
 a. of Citizenship: Indonesia
 b. The foreign descendants:
 c. The ethnic group;
- 4. The religion: Islam
- 5. Address of the pupil: Menteng Dalam R001/R003
- 6. From which school (moved from) and what class: ???
- a. Date accepted: 1-1-1968 (January 1, 1968)b. Grade: I (First grade)
- a. The name of the parents Mr./Ms.: L. Soetoro M A (Lolo Soetoro) b. Occupation/Job: (???? Geography ????) (name of the mother will only be used if father is deceased) c. Address: Menteng Dalam R001/R003 8.
- The name of the guardian:
 (??? was filled up. ??? parents of the pupil were not available, already ???? ???? because another thing)
 b. Occupation/Job:
 c. The address: Menteng Dalam R001/R003
- 10. Left this school:
 a. ?? was finished. Outside from the class:
 b. ?? recieved ?? the date: NO.
 c. ?? the school to: The date:
- 11. Other information:



ARDC | Lawyer Search: Attorney's Registration and Puzzic Di... Page 1 of 2



LAWYER SEARCH: ATTORNEY'S REGISTRATION AND PUBLIC DISCIPLINARY RECORD

SITE INFORMATION ...

ARDC Individual Attorney Record of Public Registration and Public Disciplinary and Disability Information as of March 4, 2010 at 1:15:21 PM:

Full Licensed Name:	Barack Hussein Obama
Full Former name(s):	None
Date of Admission as Lawyer by Illinois Supreme Court:	December 17, 1991
Registered Business Address:	Not available online
Registered Business Phone:	Not available online
Illinois Registration Status:	Voluntarily retired and not authorized to practice law
Malpractice Insurance: (Current as of date of registration; consult attorney for further Information)	No malpractice report required as attorney is retired.

Public Record of Discipline and Pending Proceedings:

None

registration@iardc.org

Change Requests

<u>Address</u>

Name Change Requests

ARDC | Lawyer Search: Attorney's Registration and Pullic Di... Page 2 of 2

Return to Search

经验的企业的企业的企业

IARDC ®:online access to registration and discipline information regarding Illinois lawyers presented by the Illinois Attorney Registration & Disciplinary Commission.

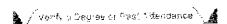
Lawyer Search | Lawyer Registration | How to Submit a
Request For Investigation
Rules and Decisions | Ethics Inquiry Program |
Publications
New Filings, Hearing Schedules and Clerk's Office | Client
Protection Program
Resources & Links | ARDC Organizational Information
Website Information | Search Site | Home

Verification Response

Page 1 of 2

National Student Clearinghouse

Figure 1 Constitution from the







Hall. Lugul.





Adobe Acrobat, Reader)

And a

We have successfully completed your verification request. If you have any questions, see our

Transaction ID:

Requested By:

ORLY TAITZ

200 mat d 50 6

Date Requested: 03/06/2011 11:26 EST

Date Notified:

03/06/2011 11:26 EST

Status:

Fee:

\$10.00

Credit Card Order#: 6672402

Credit Card Confirm dr_taitz@yahoo.com

Email:

Subject Name:

First Name

Middle Name

Last Name

Name Used While Aftending

School: (if different from above)

First Name

Date of Birth:

Middle Name

Last Name

mm/ddfyyyy School Name:

Attempt To.

Name On School's Records:

Date Awarded:

Degree Title:

Official Name of School:

Major Course(s) of Study:

Dates of Attendance:



KEY INFORMATION -----

Selective Service Record Search Results

Search Criteria

Social Security Number: *** - ** -Last Name: obama

Date of Birth:

Matched Record

Date of Registration 9/4/1980

Selective Service Number: 61-1125539-1

To obtain written proof of Selective Service registration CLICK HERE and follow the instructions on our "Registration Information" page.

New Search?

FAQs

Selective Service System: Registion Verification

Page 1 of 1



(ค)กมีกล กละเบเรอรเอก

- KEY INFORMATION -

Selective Service Online Registration Verification

This service allows you to look up a man's Selective Service number, as well as the date he registered. Enter a last name, social security number, and date of birth for the registered man, and click on "Submit."

Only registrations of men born on or after January 1, 1960, can be verified through this system. To obtain Selective Service information about men born earlier, and the system of the instructions on our "Records" page.

This service is operational seven days a week. It is not available when system maintenance is scheduled from 2 a.m. to 4 a.m., U.S. Central Time, Tuesday through Saturday.

Selective Service	Online Registration Search
Last Name:	
Social Security Number:	(No dashes or spaces)
Date of Birth:	(mmddyyyy)
Sı	ubmit Reset

Men who have registered remain eligible for federal student aid, most federal jobs, and federal job training. Male non-citizens living in the U.S. who are 18 through 25 must register to remain eligible for citizenship.

Last Updated: 8/14/2007

07011 Selective Service System



KEY INFORMATION

Sorry, your request cannot be processed at this time because you have exceeded the daily limit for the verification of these credentials. (6/8/2011 11:35:43 AM)

FAQE

Your access is



II.S Department of Health & Human Services

This page has been blocked due to a possible security threat. If further action is required, please contact the ITO service desk for assistance at 1-866-699-4872 . Please include the error codes listed below.

Access denied

Error Code:

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50 01128-000350

BARACK HUSSEIN OBAMA

2-02

If you have already reached age 26 or will do so in the current calendar year, you are no longer required to notify Selective Service of any future changes of address or changes to any other items on your registration record.

1. 1 minz.

Change of Information Form

CION DE ENGENHENABRABINA - L'ALL ANTIC MAN DE 1997 (1997) DE 1997 (1997)

(Cut along dotted line)



Dear Registrant:

Please keep this letter as legal proof of your registration. On you may keep only the wallet sized registration acknowledgment provided below for your convenience.

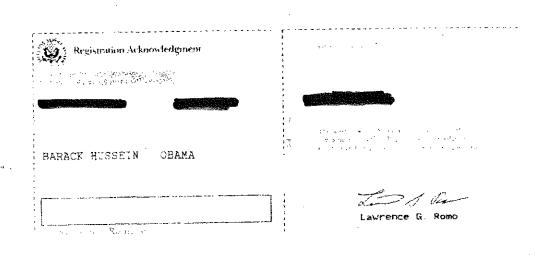
Use the top portion of this letter to update and or correct your information. Please to as a refully. Mark through any mistakes and write in the correct information. If you made any changes, cut off the top portion of this letter, and mail it to the Selective Service System using the envelope provided. If your information is correct, do not return this form. However, when any of your information changes, you are required to notify the Selective Service System within 10 days. If changing only your address, you may go to wave, sss.gov.

FOR NON-IMMIGRANT ALIENS: If you are on a valid visa and believe that you were registered in error, send this entire form and a copy of your I-04, I-05A, or Border Crossing Card (DSP-150) to: Selective Service System, BO, Box 94638, Palarine, Illinois 60094-4638.

If you have questions about the Sefective Service System, call 1-847-688-6888,

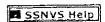
Thank You!

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Page Fol 1

Social Security Number Verification System (SSNVS)



SSN Verification Results

Employer's Ethic Records Submitted 1
Failed 1
Verified Records: 0

The following table displays your submitted results. The first column indicates if the submitted record verified faired or employee is deceased. The first five digits of the SSN will be masked for verified records and records with a verification results code of 2, 3, 4 or 6.

- ong Markovija Kalendrovija (Novembra) Projekt
- Failed Data does not match Social Security Administration's records. Select Very M. N. Rep. 1. 15 (2)
- Deceased Data matches Social Security Administration's records, and our records indicate that
 the person is deceased. For more information, blease contact our general SSA information line
 at 1-800-772-1213 (TDD/TTY 1-800-325-0778) or your local Social Security field office. Select
 — our Coffage Local per to find the office nearest you.
- Verified Data matches Social Security Administration's records



	Verification Results
Code	Description
. 1	SSN not in file (never issued)

Have a question? Call 1-800-772-6270 Mon. - Fri, 7AM to 7PM Eastern Time to speak with Employer Customer Service personnel. For TDD/TTY call 1-800-325-0778

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-10	6 City,	state, and ZIP co	ode	n					ilip (see instruc D STAT)		
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Self Check: Notice of Mismatch with Social Security Administration...

https://selfcheck.uscis.gov/SelfCheckUl/ssaContact.html



Notice of Mismatch with Social Security Administration (SSA) Records

Print

Ner en Español

Bring this notice with you when you visit SSA.

For SSA Field Office Staff: Do not use EV-STAR; See POMS RM 10250.000ff

Obama Barack H

Name of the employee (Last Name, First Name,

MI)

08/17/2011

Date of Mismatch

Employee's Social Security Number (SSN) 2011229111431GY

Case Verification Number

Reason for this Notice:

SSN does not match. The Social Security Number (SSN) entered in Self Check is valid, but the name and/or date of birth entered do not match SSA records.

SSN is invalid. The Social Security Number (SSN) entered in Self Check is not a valid number.

SSA unable to confirm U.S. Citizenship. Cannot confirm that the employee is eligible to work because the SSA records do not show that the SSN Holder is a U.S. Citizen.

✓ SSA record does not verify, Other reason. SSA found a discrepancy in the record.

SSA unable to process data. SSA found a discrepancy in other data in the record.

Instructions

I. Linda Jordan am over 18 years old, do not suffer from any mental impairment, have personal knowledge of the facts listed below and declare under penalty of perjury:

I used the government run E-Verify System to verify the employment eligibility for Barack H Obama (Obama) and it revealed a "Notice of Mismatch" between Obama's name, birth date and Social Security Number (SSN), compared to the information the Social Security Administration has on file.

I saw Obama's Selective Service Registration (SSR) form which was available on the web at www.sss.gov and copied the SSN Obama used on that form. I also read the reports of licensed investigators Neil Sankey, Susan Daniels and the opinion of retired senior deportation officer of the department of Homeland Security John Sampson, that the SSN Obama was using was fraudulent and/or never issued to him.

Between October 2008 and May 2011, I submitted several requests to agencies and people with the legal responsibility and authority to investigate the use of forged documents and election fraud, concerning Obama's birth records and SSN. (attachment A)

To date no one with the legal responsibility and authority has responded to any of my requests.

I read part of the testimony of Marianna LaCanfora before the Committee on Ways and Means Sub Committee on Social Security in the House of Representatives dated April 14th, 2011. She explained that a SSN in conjunction with a proper identity document determine whether a person is authorized to work. LaCanfora said that the E-Verify system run by the government is a free, Internet-based system that allows employers to electronically verify the employment eligibility of their employees. The Immigration Reform and Control Act of 1986 required all employers to verify the identity and employment eligibility of all new employees regardless of citizenship or national origin.

I considered myself to be one of the employers of the President of the United States.

On July 26, 2011. I tried to enroll in the E-Verify System but it required the employer to enter data from their employees I-9 Employment Eligibility Verification Form. I have been unable to locate one for Obama.

Signed Linda Jordan 4419 So. Dawson St. Seattle WA 98118 206,723,6471

In the city of Seattle Washington King

Dated the $\frac{2}{1}$ day of $\frac{1}{1}$ $\frac{1}$ $\frac{1}{1}$ $\frac{1}{1}$ $\frac{1}{1}$ $\frac{1}{1}$ $\frac{1}{1}$ $\frac{1}{1}$

Signature of the Notary STARLITE AUTOMATICAL SIGNATURE

Date Pigarian State

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AFFIDAVIT

STATE OF FLORIDA))S.S COUNTY OF DUVAL)

l, Felicito Papa, am over 18 years old and resident of 7579 Walden Road, Jacksonville, FL 32244 with FL DL #P100-245-45-082-0. I do not suffer from any mental impairment and I competently attest to the following under the penalty of perjury:

- I am a professional web developer having graduated with a bachelor's degree in IT from ITT
 Technical Institute in Indianapolis, IN. I have over ten years of experience of in web designs and
 development and I have often used software such as Adobe Photoshop and Adobe Illustrator.
- On April 15, 2010, the Whitehouse website, <u>www.whitehouse.gov</u>, released the 2009 Form 1040 of Income Tax Return of President Barack H. Obama: http://www.whitehouse.gov/sites/default/files/president-obama-2010-complete-return.pdf.
- I downloaded this 65-page pdf file on my computer. I observed that all information about the
 president's and the first lady's social security numbers were redacted. All blocks or spaces for
 social security numbers were blank, or "white-out."
- I submit Exhibit A (attached herewith, page 43 part of 2009 Form 1040) Form 709 U.S. Gift Tax Return of Pres. Barack Obama. The space for his social security number is redacted or blank.
- I submit too Exhibit B (attached herewith, page 49 part of 2009 Form 1040) Form 709 U.S. Gift
 Tax Return of First Lady Michelle Obarna. The space for her social security number is redacted or
 blank.
- 6. Then through Adobe Illustrator software, I opened Exhibit A and B and found that these two pdf files have two layers each, not just one layer. When the top layer is turned off or dragged away, the social security numbers of both persons are revealed.
- I submit Exhibit A1 (attached herewith) Form 709 U.S. Gift Tax Return of Pres. Barack Obama with his social security number revealed. The following information are revealed:
 - 1. Barack Obama's SSN
 - 2. Michelle Obama's SSN
 - 3. An initial MLO on the side of Form 709
 - 4. A 1/4 inch dark square with notation on it.
 - 5. Preparer's SSN or PIN P00570974 EIN 36-2700600

Phone no. 312/372-0440

- 8. I submit Exhibit B1 (attached herewith) Form 709 U.S. Gift Tax Return of First Lady Michelle Obama with her social security number revealed. The following information are revealed:
 - 1. Michelle Obama's SSN

2. Barack Obama's SSN.

3. Preparer's SSN or PIN P00570974 EIN 36-2700600

Phone no. 312/372-0440

9. It is apparent that the tax preparer for Forms 709 of Pres. Obama may have forgotten to lock or flatten the covering top layers before posting them on the Internet. I later noticed that after April 15, 2010, the pdf file posted at the White House has been modified. The top layers on President Obama's Income Tax Return have been locked or flatten and could no longer be dragged out. His SSN and his wife's SSN were no longer visible.

FURTHER AFFIANT SAYETH NOT.

DAHLIA LOUIE

MY COMMISSION # DD993755 EXPIRES June 06, 2014

FELICITO PAPA

SUBSCRIBED TO AND SWORN TO before me on August 24, 2011.

Male BARACK HUSSEIN OBAMA, II 1724 P

Kapiolani Maternity & Gynecological Hospital Honolulu Oahu Honolulu Oahu Honolulu, Hawaii 25 Kenya, East Africa Student University BARACK HUSSEIN OBAMA African 6085 Kalenianaole Highway 18 Wichita, Kansas None STANLEY ANN DUNHAM Caucasian

LICH

These are 161 typed characters selected from Obama's birth certificate that do not match each other for style or size.

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sent, but later in the night, when he thought I was asleep, I saw him get really excited whenever a package came from them. But I rementdidn't say anything, because I think I knew that he was unhappy. taking some of the chocolates that I had left on our dresser. But I sent us sweets. I remember once he refused some chocolates they had ber sometimes Roy would refuse to take their gifts, even when they think, and they would send us beautiful presents from the States. I'd She treated us almost like her own children. Her parents were rich, I things were okay. Ruth, our new mother, was nice enough to us then

police cracked down. People were killed. All this created more suspigunman. Luos began to protest in the streets, and the government own party, but was placed under house arrest as a Communist. taken the place of the white colonials, buying up businesses and land ing those who had fought for independence, Kenyan politicians had he said the government was becoming corrupt. That, instead of servment was full of intrigue. The vice-president, Odinga, was a Luo, and to complain that Kikuyus were getting all the best jobs. The govern-Kenya had become more serious. President Kenyatta was from the doing well in the government. But by 1966 or 1967, the divisions in American company to work in the government, for the Ministry of and David, her attention shifted to them. The Old Man, he left the cion between the tribes. Another popular Luo minister, Tom M'boya, was killed by a Kikuyu that should be redistributed to the people. Odinga tried to start his largest tribe, the Kikuyus. The Luos, the second largest tribe, began Tourism. He may have had political ambitions, and at first he was "Then things began to change. When Ruth gave birth to Mark

ing such things in public, but he didn't care. He always thought he men were taking the best jobs. His friends tried to warn him about saywith the situation. But the Old Man began to speak up. He would tell people that tribalism was going to ruin the country and that unqualified "Most of the Old Man's friends just kept quiet and learned to live

> of the ministers, 'and yet I am teaching you how to do your job prophe complained loudly. How can you be my senior, he would say to one knew what was best, you see. When he was passed up for a pronotion, mouth shut, he would not work again until he had no shoes on lis feet. Kenyatta said to the Old Man that, because he could not kep his and he was called in to see the president. According to the :tories, erly?' Word got back to Kenyatta that the Old Man was a troublenaker,

with the president as an enemy things became very bad for the Old ment Bank in Addis Ababa, but before he could join them, the govnies to look for a post, the compunics were warned not to hire lim. He the ministries would give him work. When he went to foreign compa-Man. He was banished from the government-blacklisted. None of ernment revoked his passport, and he couldn't even leave Ken'a. began looking abroad and was hired to work for the African Divelop-"I don't know how much of these details are true. But I know that "Finally, he had to accept a small job with the W بخد د

Even this was possible only because one of his frienc That a road free level told him that maybe if he apologized, changed his attitude, he vould be ing to visit because now it was dangerous to be seen with him. They began to drink heavily, and mary of the people he knew stopped comjob kept food on the table, but it was a big fall for h

all right. But he refused and commued to say whatever was on his mind. spoke to Roy or myself except to scold us. He would come have very just saw that life at home became very difficult. The Old Min never myself that our father was crazy and that she pitied us for having such cook him food. Ruth became very bitter at how the Old Aan had late, drunk, and I could hear him shouting at Ruth, telling her to two sons. She would that, even more than before, the treated us differently fromher own a father. I didn't blame her for this-I probably agreed. But! noticed changed. Sometimes, when he wasn't home, she would tell loy and "I understood most of this only when I was older. At the time, I EXHIBIT children and there was

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Dr. Orly Taitz, ESQ.
29839 Santa Margarita Parkway, Ste. 100
Rancho Santa Margarita, CA 92688
Ph 949-683-5411 F949-766-7603
Orly.Taitz@gmail.com
CA Bar License 223433
In propria Persona in MS

FIRST JUDICIAL DISTRICT Circuit Clerk's Office P.O. BOX 327 Jackson, MS 39205 Phone: (601) 968-6628

DR. ORLY TAITZ, ESQ) PETITION FOR INJUNCTIVE) RELIEF
V)
DEMOCRAT PARTY OF MISSISSIPPI,)
SECRETARY OF STATE OF MISSISSIPE	PI)

Petitioner herein is inclosing \$120 additional fee per letter from the clerk of the court Petitioner is inclosing a check for \$70 for the sheriff's department of Hinds county for service of process of two defendants. Petitioner is requesting the clerk of the court to issue summons and forward the summons, cover sheet and the petition to the sheriff's department for service of process.

Respectfully,

Orly Taitz ESQ

Summons ut to Pl You Copyed Complaint Y Adulles of Democratic Park D Offices of Orly Taitz, Esq. 39 Santa Margarita Pkwy, Ste 300 Funche Santa Margarita, CA 92688

Law Offices of Orly Taitz, Esq. 29839 Santa Margarita Pkwy, Ste 200 Rancho Santa Margarita, CA 92688

Barbara Dienn Clerk of the Court Clerk of the First Di Hinds County 327 PO. Box 327

Case 3:12-cv-00280-HTW-LRA Document 6-5 Filed 04/27/12 Page 27 of 53

IN THE CINCUIT COURT OF THE FIRST JUDICIAL DISTRICT OF HINDS, COUNTY, MISSISSIPPI

TZ ORLEY DR	Plaintiff DATE: 02-28-12
12 ORDET DR	L Defendant No. <u>251-12-000107-CIV</u>
OCRAT PARTY OF MISSISSIPPLE! A	<u> </u>
	SUMMONS
THE SHERIFF OR ANY PERSON AUTHORIZED	BY STATUTE:
ou are hereby commanded to Summons:	
DEMOCRATIC PARTY OF MISSISSIPE	PI
SECRETARY OF STATE OF MISSISSI	IPPI
NOT	ICE TO DEFENDANT
	ED TO THIS SUMMONS IS IMPORTANT AND YOU MUST TAKE S BY FILING YOUR ANSWER AS PROVIDED BY LAW AND/OR
THIS ANSWER MUST BE FILED AS PROVIDED I	BY LAW AND/OR THE MISSISSIPPI RULES OF CIVIL OU ARE SERVED OR A JUDGMENT BY DEFAULT MAY BE THER THINGS DEMANDED IN THE COMPLAINT.
	BARBARA DUNN
	Circuit Clerk Hinds County, Mississippi
	Post Office Box 327 Jackson, Mississippi 39205
•	Jackson, mississippi 33200
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DR ORLY TAITZ ATTORNEY FOR PLAINTIFF	
ATTORNEY FOR PLAINTIFF 29839 SANTA MARGARITA PARKWAY,	STE 100
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ATTORNEY FOR PLAINTIFF 29839 SANTA MARGARITA PARKWAY,	BY
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C C K S U M 3

PHONE NUMBER

STATE OF MISSISSIPPI



JIM HOOD ATTORNEY GENERAL

CIVIL LITIGATION DIVISION

February 29, 2012

Barbara Dunn, Clerk Hinds County Circuit Court Post Office Box 327 Jackson, Mississippi 39205

RE: Orly Taitz v. Democrat Party of Mississippi, Secretary of State of Mississippi; In the Circuit Court of Hinds County, Mississippi, First Judicial District; Civil Action No. 251-12-107CIV

Dear Ms. Dunn:

Please find enclosed the original and one copy of Secretary of State Delbert Hosemann's Motion to Dismiss in the above-referenced cause. Please file the original and return the "filed" stamped copy to me in the self-addressed stamped envelope.

Your assistance in this matter is appreciated.

Sincerely, Matheny/fl

Justin L. Matheny

Special Assistant Attorney General

JLM:fh

cc: Hon. R. Kenneth Coleman (via overnight mail)
Orly Taitz (via overnight mail)
Samuel L. Begley

CIRCUIT COURT OF HINDS COUNTY, MISSISSIPPI FIRST JUDICIAL DISTRICT

DR. ORLY TAITZ, ESQ.

V.

CIVIL ACTION NO. 251-12-107CIV

DEMOCRAT PARTY OF MISSISSIPPI; SECRETARY OF STATE MISSISSIPPI

RESPONDENTS

The Mississippi Secretary of State's Motion to Dismiss

Mississippi Secretary of State Delbert Hosemann submits this motion to dismiss the petition filed in this cause pursuant Rules 12(b)(1), 12(b)(5), and 12(b)(6).

- 1. Petitioner Orly Taitz is a nationally known figure whose notoriety is derived in part by her numerous unsuccessful lawsuits in which she as an attorney or party has alleged that Barack Obama is not eligible to hold the office of the President of the United States. While Taitz, a California resident, cannot vote in Mississippi's March 13 Democratic Party presidential primary, she nonetheless seeks a court order removing President Obama from the Mississippi Democratic Party's presidential primary ballot.
- 2. As set forth in more detail in the accompanying memorandum, Taitz's legal action is fatally flawed for multiple reasons and should be dismissed.
- 3. The petition is time barred pursuant to Code Section 23-15-961 because Taitz missed the deadline to file with the Circuit Court.
- 4. The petition fails to state a claim for mandamus as the Secretary of State has no duty under state law to determine the qualifications of a presidential candidate in connection with a primary election ballot. The Secretary of State's duty and authority with respect to presidential primaries conducted by political parties is defined by statute. Relevant to the dispute regarding President Obama, Code Section 23-15-1089 requires that

The Secretary of State shall place the name of a candidate upon the presidential preference primary ballot when the Secretary of State shall have determined that such a candidate is generally recognized throughout the United States or Mississippi as a candidate for the nomination of President of the United States.

Miss. Code Ann. § 23-15-1089. Code Section 23-15-1089 authorizes the Secretary of State to make one, and only one, determination about a presidential candidate: whether he or she is "generally recognized throughout the United States or Mississippi as a candidate for the nomination of President of the United States." If that person is generally recognized as a candidate, then the Secretary of State is required by law to place the name on the primary ballot. The statute does not authorize the Secretary of State to investigate whether a generally recognized candidate meets the qualifications established by federal law for the office. Section 23-15-1089 simply does not impose a "clear legal duty" on the Secretary of State to undertake such a review and, therefore, mandamus relief cannot be ordered.

5. The petition fails to state a claim for any relief, including declaratory and injunctive relief, against the Secretary of State. Regardless of whether the relief sought against the Secretary of State is classified as declaratory, injunctive, or in the nature of a writ of mandamus, the petition should be dismissed for failure to state a claim. State law clearly mandates the Secretary of State to place on the primary ballot every person "generally recognized throughout the United States or Mississippi as a candidate for the nomination of President of the United States." Miss. Code Ann. § 23-15-1089. State law imposes no other qualification for placement on the ballot other than to be a generally recognized candidate for the office. Since the petition does not allege that President Obama is not generally recognized as a candidate for the nomination of President, the placement of President Obama's name on the ballot is

appropriate and required under state law. The petition seeking the removal of President Obama from the primary ballot fails to state a claim as a matter of law.

- 6. Taitz lacks standing to pursue this action. Standing is a jurisdictional requirement necessary to invoke the authority of the judiciary. Taitz's lack of standing deprives this Court of jurisdiction.
- 7. The petition and summons have not been properly served on the Office of the Attorney General as required by Rule 4(d)(5). See Affidavit of Diana Ware, Exhibit A.

FOR THESE REASONS, Mississippi Secretary of State Delbert Hosemann respectfully requests that the Court enter an order dismissing Petitioner Dr. Orly Taitz's Petition and assessing all costs of this action to Petitioner.

THIS the 29th day of February, 2012.

Respectfully submitted,

Delbert Hosemann, Mississippi Secretary of State

BY: Jim Hood, Attorney General State of Mississippi

BY:

Harold E. Pizzetta, III (Bar No. 99867) Justin L. Matheny (Bar No. 100754) Office of the Attorney General 550 High Street, Suite 1200 P.O. Box 220

Jackson, MS 39205

Telephone: (601) 359-3680 Facsimile: (601) 359-2003

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been served on the following persons by US Mail, properly addressed and postage prepaid, and/or by other means where indicated:

Orly Taitz (via overnight mail) 29839 Santa Margarita Parkway, Suite 100 Rancho Santa Margarita, CA 92688

Samuel L. Begley Begley Law Firm, PLLC P.O. Box 287 Jackson, MS 39205

THIS the 29th day of February, 2012.

Justin L. Matheny

IN THE CIRCUIT COURT OF THE FIRST JUDICIAL DISTRICT OF HINDS COUNTY, MISSISSIPPI

DR. ORLY TAITZ, ESQ.

PLAINTIFF

VS.

CIVIL ACTION NO. 251-12-107CIV

DEMOCRAT PARTY OF MISSISSIPPI, SECRETARY OF STATE OF MISSISSIPPI

DEFENDANTS

AFFIDAVIT OF DIANA WARE

STATE OF MISSISSIPPI

COUNTY OF HINDS

Personally appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Diana Ware, who after being duly sworn, deposes and says:

- 1. My name is Diana Ware. I am of legal age. I make this affidavit from personal knowledge and the statements contained herein are true to the best of my knowledge and ability.
- 2. I am a Special Projects Officer IV with the Civil Litigation Division of the Office of the Attorney General.
- 3. The Office of the Attorney General is served with a number of summons, complaints, subpoenas, and other legal pleadings on a daily basis. It is the practice of our office to immediately record receipt of all complaints and other pleadings in our service log. Furthermore, for civil matters like this case, a service of process control docket sheet is completed by me, indicating the style of the case, cause number, method of service, date of service, etc.
- 4. I have reviewed our records for the period February 14, 2012 through February 29, 2012, which includes a computerized docket search, as well as a search of the service log, regarding the



matter of *Dr. Orly Taitz, Esq. V. Democrat Party of Mississippi, Secretary of State of Mississippi,* Cause No. 251-12-107 CIV. I can find no record indicating that the Office of the Attorney General received service of process with regard to this case.

5. Further the affiant saith not.

I solemnly affirm under the penalties of perjury and upon personal knowledge that the contents of the foregoing are true and correct.

DIANA WARE

Signed and sworn to before me this <u>2016</u> day of February, 2012.

Notary Publicate and for the State of Mississippi

Conning of expires:

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MISSISSIPPI ATTORNEY GENERAL'S SUMMONS LOG

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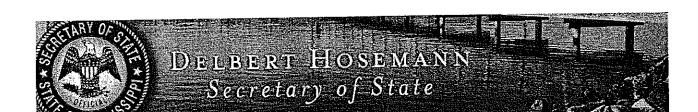
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FOR IMMEDIATE RELEASE: December 15, 2011

CONTACT: Pamela Weaver, (601) 270-4100

Presidential Preference Primary

Jackson, MS—State law says, "The Secretary of State shall place the name of a candidate upon the presidential preference primary ballot when the Secretary of State shall have determined that such a candidate is generally recognized throughout the United States or Mississippi as a candidate for the nomination of President of the United States. On or before December 15 immediately preceding a presidential preference primary election the Secretary of State shall publically announce and distribute to the news media for publication a list of the candidates he intends to place on the ballot at the following presidential preference primary election..." (Miss. Ann Code §23-15-1089)

"I encourage all Mississippians to review the qualifications of each of the candidates listed in the Presidential Preference Primary prior to the Election, which will be held March 13, 2012," says Secretary of State Delbert Hosemann. "This list gives the voter ample time to review the candidate's qualifications prior to casting their ballot."

The following is a list of generally recognized Democratic Candidates:

Barack Obama

The following is a list of generally recognized Republican Candidates:

Michele Bachmann

Newt Gingrich

John Huntsman

Gary Johnson

Ron Paul

Rick Perry

Mitt Romney

Rick Santorum

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