Page 16 1 BY MS. TAITZ: 2 Q What -- so your education is in information 3 technology? 4 Α That's correct. 5 From ITT. Mr. Papa, what kind of software do you 6 usually use in your work? 7 With web designing and development, it's a popular 8 software to use Adobe Photoshop and Adobe Illustrator. 9 Thank you. I'm going to point to this document. Q 10 Is that the affidavit that you provided me? 11 Α That's true, yes. 12 Now was that the birth certificate -- or alleged 13 copy of a birth certificate that Mr. Obama posted online? 14 That's correct. 15 Now what -- okay, let's go to the next page. 16 Okay, stop. 17 Now when Mr. Obama originally posted this birth 18 certificate, it was in a .pdf file, was it? 19 A That's correct, yes. 20 Was the file flattened, were all the layers of 21 preparation of the file flattened together, or not? 22 No, it was not flattened, it was open. 23 So when you opened this document in Adobe Illustrator, did you see one layer or did you see multiple 24 25 layers?

Page 17 I saw multiple layers, at least six layers. 1 Α Okav. So is this one of the layers? 2 Q It is one of the bottom layer. 3 Α Mr. Papa, I would like to point to the number at 4 Q. We're seeing just one digit there, so where are 5 the top. the other digits? Were they added in another layer? 6 Yes, they were added from other graphics and added 7 8 to this number. So there was one document, and then from another 9 document they added another part of the document? 10 That's correct. 11 Α I would like to point to the signature, Stanley 12 Ann -- and there is only "D." There is no "unham Obama," 13 it's missing. Was that brought from another document? 14 15 Α That's correct. Now it was on the internet when the original of 16 the document was posted that there were layers and shortly 17 thereafter when people opened in Adobe Illustrator, there 18 were no layers. What happened? Did somebody remove it and 19 flatten the file and put it back, or what happened? 20 Nobody -- up to now, nobody has flattened the 21 Α file. Anybody who uses Adobe Illustrator can open the file 22 and then they will see multiple layers. 23 Okay. Now I'm going to point to the next 24 Q document, the next affidavit for Mr. Papa. 25

Page 18 1 Now did you also study the tax returns that Mr. 2 Obama posted online in April of -- stop -- in 2010? 3 Α Yes, I did. 4 Q Was there the same problem of the file, .pdf file, 5 not being flattened? 6 Α No, it wasn't. Originally it wasn't flattened and 7 anybody can open it and they would see at least two layers. 8 When you looked at the layers, I point to the Q 9 number here at the bottom that says 10 in one of the layers, right? 11 Α That's correct. 12 Is it the same number that Ms. Daniels testified 13 to? 14 Α That's correct, yes. Let's go to the next page. Okay. And here we see 15 it was -- it's another page in tax return, says 16 the same Social Security Number that Ms. Daniels testified 17 18 to? 19 Α That's correct. 20 After a few days was the file flattened? 21 Α Actually after a day, then it was flattened, so nobody could see the Social Security Numbers any more. 22 23 MS. TAITZ: Thank you very much, Mr. Papa, that 24 would be all. 25 I would like to introduce into evidence affidavits

Page 19 from -- submitted by Mr. Papa in regards to the birth 1 2 certificate and Social Security Number of Mr. Obama. 3 (The document referred to was 4 marked for identification as 5 Plaintiff's Exhibit Number 3.) 6 (Witness excused.) 7 JUDGE MALIHI: Counsel, who is your next witness? 8 MS. TAITZ: Yes, Your Honor, I'm calling Ms. Linda 9 Jordan. 10 JUDGE MALIHI: Good morning, Ms. Jordan. 11 MS. JORDAN: Morning. 12 Whereupon, 13 LINDA JORDAN 14 appeared as a witness herein and, having been first duly 15 sworn, was examined and testified as follows: 16 DIRECT EXAMINATION 17 BY MS. TAITZ: 18 Q Ms. Jordan, do you recognize this affidavit? 19 this an affidavit that you provided for me? 20 Α Yes, it is. 21 Let's go further -- you know what, go to my set, 22 Orly's set. If you don't have it here, go to Orly's set 23 page. Keep going quickly, move, down, down, down, down. 24 Keep going, keep going, keep going. More, more, more. Yes, 25 stop.

Page 20 1 Okay, is that the document that was attached to 2 your affidavit? 3 Α Yes, one of them. 4 Q Is that E-Verify for Mr. Obama? 5 Α Yes. 6 Q And is that the Social Security Number that was on 7 Mr. Obama's tax return, 8 Α Yes. 9 Keep going, keep going -- higher -- no, down, down 10 little bit. No, up, up, go up. Stop, down, down -- I 11 apologize. Up -- go down. Just one second, please. More, 12 more, more, more. Stop, stop. 13 Okay, little bit lower, little bit lower, little 14 bit lower. Little bit lower so we can see what's on the 15 bottom tier of this. 16 So, okay, what does it say here, "SSA record does 17 not verify"? Is that what it says? 18 "SSA record does not verify. Other reason: Α SSA found a discrepancy in the record." 19 20 So the Social Security Number that Mr. Obama is 21 using from early years, according to Ms. Daniels, and that's 22 listed on his tax return, does not verify under E-Verify? 23 When I ran it on August 17th, 2011, it did not 24 verify, it came back with this mark. 25 MS. TAITZ: Thank you very much, Ms. Jordan.

Page 21 1 At this point, I would like to introduce into 2 evidence the affidavit of Ms. Jordan and the E-Verify statement showing that the Social Security Number that Mr. 3 4 Obama is using does not verify under E-Verify. 5 (The document referred to was marked for identification as 6 7 Plaintiff's Exhibit Number 4.) 8 (Witness excused.) 9 JUDGE MALIHI: Who is your next witness? 10 MS. TAITZ: Next witness is going to be Mr. 11 Douglas Voqt. 12 JUDGE MALIHI: Good morning, sir. 13 MR. VOGT: Good morning. 14 MS. TAITZ: One second, Your Honor, I'm missing my 15 page. I apologize. 16 (Brief pause.) 17 Whereupon, 18 DOUGLAS VOGT 19 appeared as a witness herein and, having been first duly 20 sworn, was examined and testified as follows: 21 THE REPORTER: Tell me your name, please. 22 THE WITNESS: Douglas Vogt. 23 THE REPORTER: Last named spelled? 24 THE WITNESS: V-o-g-t. 25

DIRECT EXAMINATION

Page 22 1 BY MS. TAITZ: 2 Mr. Vogt, would you like to state for the Court, 3 please, your occupation? 4 I own a company called Archive Index Systems, where we sell document imaging scanners as well as document 5 6 imaging systems. I also owned a typesetting company for 13 7 years too. 8 So, for 13 years you dealt with typesetting and 9 scanners. A 10 Yeah. 11 MS. TAITZ: Testimony from Mr. Vogt. 12 VOICE: I don't have it. 13 THE WITNESS: I've been in the current business for 18 years now selling scanners and maintaining them. 14 15 MS. TAITZ: Go to the Orly documents and just show the birth certificate. Just go to my documents. 16 17 BY MS. TAITZ: 18 Did you examine the alleged copy of a birth 0 certificate which was -- go down -- which was posted online 19 20 by Mr. Obama? 21 Α Yes, I did. 22 MS. TAITZ: One second. I would like to know if 23 there was -- keep going, lower -- here it is. Stop. BY MS. TAITZ: 24 25 -- that you found to be suspicious -- was there

anything that you found to be suspicious. And I would like first to ask you whether there was haloing on this document.

A Yes, the haloing we're referring to is around all the type and lines, there's a white line. At first, we didn't quite know what it was until we finally actually replicated the form and actually redid the thing and figured out how the forger did it.

The haloing is caused by what -- it's a subroutine in Photoshop called unsharp mask. Now you have to understand, if a document like this has any evidence of computer manipulation, it's a fraud. Since my experience is selling document imaging and actually writing that kind of - those kind of programs, this is what the Department of Health should have done or what they supposedly have done.

They had these original forms. There was a federal law that was passed in 2005 that required them to scan all the documents --

JUDGE MALIHI: Counsel, what was your question -- hold on a second. What was your question?

BY MS. TAITZ:

- Q Mr. Vogt, so -- because we have very limited time -- Judge already stated we have limited time -- so was there haloing?
 - A Yes.

Q Now normally, if you just take a document, put it

Page 24 1 in a scanner, would you see haloing? 2 Α No, none whatsoever. 3 If you use multiple documents and multiple layers Q 4 and masking, will you see haloing then? 5 Ά Yeah, if they used unsharp masks, you did. 6 Okay, next point. When we're looking on the left 7 side of the document, we see sloping. Now if the document--8 Curve of the page. Α 9 -- if their document was just scanned, was put in 10 the scanner, would you see all of the lines sloping or would 11 you see some of the lines going straight? 12 I'll explain. They said in their own testimony 13 that these documents were in books, the originals. So this 14 was actually scanned on a flatbed scanner, 11 by 17. We've actually replicated the same thing. And so the parallax or 15 16 that curvature would appear. You'll notice that the lines 17 on the bottom are not bent, but the ones on top are. 18 Q That's not what I'm asking. 19 That's why. But it would be normal if it was 20 scanned from a book. 21 No, Mr. Vogt, I'm asking, when there is sloping --22 we understand that you take a book, you take a picture, you 23 see sloping. But when you have sloping of the line, would 24 you also see each typed line to be sloping similarly --25 would you see that?

- 1 A From the scanner? Yes, we replicated it, we know 2 that.
 - Q Was that something that you saw on Mr. Obama's birth certificate, or not?
 - A Yes, on how they --
- 6 Q Wait --

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- 7 A -- copied it, yes.
 - Q But were there lines that went straight?
 - A Because -- I have to explain how a scanner works.
- 10 Q No, no, we don't have time for that.
 - A But basically that's normal, we replicated the same thing that --
 - Q Mr. Vogt, you're not listening. I'm asking you if you have sloping, if you just go in the scanner and the lines are sloping, would you see all the lines sloping similarly?
 - A No, if it was on a flatbed and it was just a piece of paper by itself, no.
 - Q Okay. Let's look at the next point. Go a little bit higher -- no, down. Okay. No, no, down, down, down. No. Stop, stop, stop.
 - We're looking at the stamp that's on the document, the date stamp. If somebody -- if it is something that was just scanned -- Mr. Vogt, something that was scanned and wants to put a stamp here like this -- stamp, stamp, stamp -

Page 26 1 - would it be in the same spot in all three copies or it 2 would be different at different points? 3 They would be different, to the extent that the 4 other ones are separate. And they're actually embossed 5 stamps actually. 6 Okay, now another question. If -- and in Mr. 7 Obama's records, all three of them, it was exactly in the 8 same spot --9 Α Yes. 10 Another question. When a person is stamping the 0 11 date, he goes stamp, stamp, would it be a line, pixel by pixel, in straight line, or would you expect it to be a 12 13 little bit sideways, a little bit crooked? 14 No, they are too independent, they're done by hand 15 even though it's done by an embossing machine for both. learned that. 16 17 Q Mr. Vogt, you're not listening. 18 Α I am. 19 Q My question is, if a person is doing it by hand --20 Α There won't be in exactly the same place. 21 Okay. Would it be on the line, would it be just Q 22 on line, pixel by pixel, or would it be slanted a little 23 bit? 24 A It would be slanted. 25 Q Was it slanted here?

Page 27 1 No, they're perfectly straight. Α 2 So it looks different from what you would expect 3 with something coming from the machine, right? 4 Α Right. 5 Next, in regards to that stamp, would you expect -6 - is it something -- Mr. Obama stated it was just prepared 7 and sent to him, his attorney brought it right away -- so if it's something that came straight from the machine and they 8 9 put embossed seal, would you expect to see a very clear 10 embossed seal on that document? 11 Α Yes, you would. 12 Do you see it here? 13 No, it's a latent latent image, if you highlight Α 14 over by -- I can show you on here. 15 Q Okay. 16 Right about here (indicating). 17 Q But it's hard to see. 18 Α Oh, yeah. 19 Next, would you -- now, this is supposed to be a 20 copy of a document created in 1961, which was created on a 21 typewriter. On a typewriter, when you type letter by letter 22 by letter, you don't see letters encroaching on the space --23 JUDGE MALIHI: Counsel, is that a question or --24 MS. TAITZ: A question, which is -- I'm just 25 explaining --

Page 28 1 THE WITNESS: What's the aberrations of the 2 typewriter --BY MS. TAITZ: 3 4 Q The question is would you expect kerning or 5 encroachment of one letter going into space of the other 6 letter on a typewritten document? 7 Α No. Typewriters basically are either 12 8 characters to an inch and they all fit in a specific box six 9 points wide. 10 Okay. What about this document, did you see 11 kerning here? 12 Yes, we did. I have examples of it here, but we 13 can't show it. 14 Okay, okay. Yeah. So you would not expect Q. 15 kerning. There was a "t" and a "y" that were kerned 16 Α Yes. 17 and a couple of other letters also. 18 Q Okay, doesn't matter which letters. So you saw 19 kerning here. 20 Α Yes. 21 Q Next --22 The letter spacing was off too and the line Α 23 spacing too. 24 What about, did you check -- can we go a little 25 bit higher -- in terms of their number. The number ends with

Page 29 1 641. Did you check the numbers, was that sequential? 2 Α No, it was hard finding the law, but both the --3 there was a Model States Vital Statistics Act and in the 4 U.S. Department of Health and Education as well as the 5 Social Security system that both say in the federal regs 6 that all birth certificate numbers have to be sequential and 7 they start from zero or one, January 1 at 12:01 a.m. 8 0 Okay. 9 Α And they have to be sequential. 10 0 Okay, Mr. Vogt ---11 Α Hang on. In fact, in the Social Security system --12 JUDGE MALIHI: Sir. Just wait for the next 13 question. 14 BY MS. TAITZ: 15 Q Okay, so I just asked if it was sequential. 16 Α Yes. 17 MS. TAITZ: That would be it. Thank you very 18 much, Mr. Vogt. And at this point --19 (A document was marked for 20 identification as Plaintiff's 21 Exhibit Number 5.) 22 (Witness excused.) 23 JUDGE MALIHI: Your last witness. 24 MS. TAITZ: Is Mr. Sampson. 25 JUDGE MALIHI: Good morning, sir.

Page 30 1 MR. SAMPSON: Good morning, Your Honor. How are 2 you, sir? 3 JUDGE MALIHI: Very good, thank you for coming. 4 Whereupon, 5 JOHN SAMPSON 6 appeared as a witness herein and, having been first duly 7 sworn, was examined and testified as follows: 8 DIRECT EXAMINATION 9 BY MS. TAITZ: 10 Okay, Mr. Sampson, can you please state to the 11 Court, what is your education -- what is your professional 12 experience? 13 Α Okay. First, my full name is John, middle initial 14 N., last name is Sampson, S-a-m-p as in Paul-s-o-n. 15 Educationally, I received a Bachelor of Arts cum 16 laude from Long Island University with a major in criminal 17 justice and minor in psychology. I attended Thomas M. 18 Cooley Law School in Lansing, Michigan for a period of two 19 years, I did not graduate. 20 And where did you work? Q 21 Subsequent to that, I was a police officer in the 22 State of New York for 18 months. 23 Subsequent to that, I was hired by the U.S. Immigration and Naturalization Service. Began my career at 24 25 John F. Kennedy Airport in 1981 in June as an immigration

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deportation officer.

Page 31 inspector. I received on-the-job training and classroom instruction at Kennedy Airport. My instructor was the intelligence officer for the airport, who specialized in fraudulent documents and immigration fraud. I subsequently went into the enforcement branch with Immigration two and a half years later and ultimately became a senior deportation officer where I remained in New York, then to New Jersey, back to New York and in 1985 --So you have many ----- I moved to Colorado and I retired from U.S. Immigrations and Customs Enforcement, Department of Homeland Security, which was the successor agency to INS, in August of 2008. Mr. Sampson, did you testify in court as an expert 0 on immigration and deportation? I testified before federal grand juries and Α administrative law judges --Q Thank you. -- in deportation. Thank you, Your Honor -- oh, I'm sorry. 0 you, Mr. Sampson. Because we have so little time, I just want to move on. So you have extensive experience as a senior

When is the first time we discussed Mr. Obama's records?

- A November of 2009, after I retired, I formed my own consulting firm, and have been employed -- self-employed since January of 2009 to this date.
 - Q Is that the affidavit that you provided me?
- A Yes, it is.

- Q And is that an affidavit in regards to the Social Security Number of Mr. Obama?
 - A It's an affidavit of the number that he is using.
- Q What did you find -- in your professional experience and knowledge, what did you find in regards to his Social Security Number?
- A When I ran the Social Security Number through Locate Plus, which is a commercial database that's used by private investigators and law enforcement personnel and attorneys, the only person who was associated and affiliated with 042-68-4425 was Mr. Barack Hussein Obama. It gave me a list of his addresses, driver's license information, other background information, possible relatives, et cetera. It also indicated that the Social Security Number was issued in 1977 to a person residing in the state of Connecticut at the time that that number was assigned.
- Q Was Mr. Obama -- did Mr. Obama ever reside in the state of Connecticut?

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A Not to my knowledge, no. All the information and data that I have is, specifically in that period of time, he was residing with his maternal grandparents Stanley Armour Dunham and Madelyn Payne Dunham in Hawaii.

- Q Did you also review the birth certificate -- the alleged copy of a birth certificate that Mr. Obama posted online?
 - A I've seen it and I have a copy of it, yes.
- Q Was there anything suspicious about this birth certificate?
- A There are three issues of concern as far as I can tell.

Number one, the serial number that's in the upper right hand corner is out of sequence and — when compared to two other birth certificates issued to two twins that were born the day after Mr. Obama was born and whose certificates were issued three days after his was supposedly issued, their serial numbers are lower, although you would expect them to be higher, given the fact that they were subsequent to his.

The second thing is that the certification paragraph that's contained in their birth certificates is somewhat different than the certification paragraph that is contained in the Obama birth certificate.

And last, but not least, the name of the local

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registrar for the Obama birth certificate is different than the one on the Nordyke twins, and you would think that given the fact that they were born within 24 hours of each other, the local registrar would have been the same given the fact that they were born in the same medical facility at the same location.

Q Mr. Sampson, so what was your suspicion when you studied the Social Security Number and the birth certificate of Mr. Obama, in your professional opinion?

A In my opinion, I believe that there's credible evidence to warrant further investigation and the issuance of court orders requesting the unsealing of records in Hawaii as well as the release of records from the Social Security Administration as to who the owner of is.

Q Mr. Sampson, Mr. Ken Allen testified to the fact that he received immigration records of Mr. Lolo Soetoro, Mr. Obama's stepfather. Those were made public. Did you study those immigration records?

A I have a copy of them and I have looked at them, yes.

Q Was there any redacting in those records?

A My understanding, reading the letter, the transmittal letter, that was accompanying the documents, the A file, what's called the alien file or the A file, that was

sent to Mr. Allen, was that they redacted a portion of some of the documents. I believe six of them were redacted, and then there were seven pages that were withheld in their entirety due to Privacy Act concerns.

Q Mr. Sampson, are there usually redactions in the records of deceased individuals?

A No.

Q So let's see, who could have been on the immigration records of Lolo Soetoro, who is not deceased today? Is Mr. Soetoro decreased?

A Mr. Soetoro is deceased, Ms. Dunham is deceased, the grandparents are deceased, Mr. Barack Obama, Sr. is deceased. Maya Soetoro-Ng was not born at the time, and therefore was not part of this at the time that Stanley Ann Dunham petitioned to have her spouse, Mr. Soetoro, classified as an immediate relative so he could receive an immigrant visa.

Q So what would be your conclusion, who could have been listed on Mr. Soetoro's immigration records which was the reason for redaction?

A The only person that can come to mind would be Barack Hussein Obama, II, also known as Barry Soetoro.

Q Next question, Mr. Sampson. In your opinion as a deportation officer, if Mr. Barack Obama was a natural-born U.S. citizen, he had a valid U.S. citizenship, and he never

lost the citizenship while living in Indonesia, would be need immigration records, would be need to immigrate?

A No, there would be no need for him to be issued an immigrant visa, he'd be considered a U.S. citizen, be able to travel to the United States as a citizen.

Q Knowing all the information that you have in regards to Mr. Obama, what would be your conclusion and what do you believe that needs to be done -- or what would you do in cases similar to this with these kind of records?

A It would warrant further investigation. What I would do if I was still working with Immigration, is I would be getting the originals of the documents I just mentioned. I would go to the Social Security Administration and request a copy of the SS-5 which is the actual handwritten application for a Social Security Number. I would also request the State of Hawaii submit a certified copy of any birth records, so this way we could rule in or rule out whether or not he was born in Hawaii.

Q How about immigration and passport records?

A I would be going to the State Department Office of Passport Services to see if there are any U.S. passports issued.

Q And if those are not provided or the U.S. Attorney is not willing to proceed with those steps, what would you do?

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A Well first, let me clarify -- in the event we would be conducting an investigation, it would primarily be a criminal investigation to determine whether any charges should be filed. And the way the procedure works in federal system is that you would do a report, submit it to the United States Attorney's Criminal Division, so that they could review it and determine whether or not they would accept it for prosecution.

Assuming that they declined it, the alternative would be, if there was evidence to suggest that the individual in question was not a citizen of the United States and in fact had falsely claimed to be a U.S. citizen, that person could be placed in deportation proceedings because falsely claiming to be a U.S. citizen is a separate and entirely standalone charge for deportation purposes.

Q Would it be sufficient for warrant for this person's arrest?

A Well, that would be how you would commence a removal proceeding. You would request an administrative arrest warrant signed by the field office director, notice to appear in removal proceedings and a custody determination to determine whether or not the individual would be held in custody, released on their recognizance or some other alternative to detention such as electronic ankle monitoring or something like that.

1 I understand. So just to clarify for the Court, if the U.S. Attorney refuses to proceed -- to act -- as a 2 3 deportation officer, you would have been seeking a warrant 4 for arrest of this individual and deportation? 5 I would be seeking a warrant of arrest and then 6 issuance of a notice to appear on any individual who made a 7 false claim to United States citizenship, and who was not 8 clearly a citizen or was clearly admitted for permanent 9 residence. 10 MS. TAITZ: Thank you, thank you, Mr. Sampson. 11 At this point, I would like to admit into evidence 12 the affidavit of Mr. Sampson and the attached documents. 13 JUDGE MALIHI: Thank you, sir, you may step down. 14 THE WITNESS: Thank you, Your Honor. 15 (Witness excused.) 16 JUDGE MALIHI: Counsel, I'm ready to hear your 17 closing argument. 18 MS. TAITZ: Yes, Your Honor. I'm just going to 19 give Mr. Sampson's affidavit. 20 I apologize. 21 (Pause.) 22 (The document referred to was 23 marked for identification as 24 Plaintiff's Exhibit Number 6.) 25 MS. TAITZ: So what do we have in this case?

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We have records from Mr. Obama from Indonesia where he went to school and went under the last name Soetoro; nationality, Indonesian. Keep going, keep going. Now -- stop. Now what's interesting about those records from Indonesia that we just saw a minute ago, it stated that Mr. Obama went to school in Indonesia from 19 -- I'm sorry, from January 1st, 1968 and here is another picture. And this is a well-known picture, it was published in multiple papers, of smiling Mr. Obama with his friend ad it states "1969, third grade." And that's a picture from Hawaii. So we have two records. We have a record from Indonesia where there is a boy who goes by name Barry Soetoro, who at least for a period of two years, 1968 and '69, resides in Indonesia and goes by name Barry Soetoro. We have another boy, who during this same time, 1968 and '69 resides in Hawaii and goes by name Barry Obama. And we have no idea which boy came back to this country.

Keep going. Next document -- this is Mr. Obama's application to become --

JUDGE MALIHI: Counsel, are you testifying?

MS. TAITZ: I can actually testify.

JUDGE MALIHI: You don't have to. I asked you to do closing argument.

Page 40 1 MS. TAITZ: I would like to, yes. 2 JUDGE MALIHI: No, no, no. 3 MS. TAITZ: Actually, since I was the one --4 JUDGE MALIHI: What personal knowledge do you 5 have? 6 MS. TAITZ: I personally obtained those documents. 7 JUDGE MALIHI: And -- no, no, no. That's not 8 personal knowledge. 9 MS. TAITZ: I have -- this is the official law 10 registration that was -- that is available online. I 11 personally downloaded it from online records of the Illinois 12 Bar. And that's Mr. Obama's registration as an attorney in 13 the State of Illinois. 14 And I would like to testify under oath. Actually 15 not only this, but other records since I was the one who did 16 most of the research, I will testify. 17 THE REPORTER: Raise your right hand, please. 18 Whereupon, 19 ORLY TAITZ 20 appeared as a witness herein and, having been first duly 21 sworn, was examined and testified as follows: 22 DIRECT TESTIMONY 23 THE WITNESS: So, here, what is important about 24 this record? It says full license name: Barack Hussein 25 Obama. Full former names: None.

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We've already seen that in his mother's records, passport records, Mr. Obama is listed by last name Soebarkah. We've seen that in his records in Indonesia, he is listed under name Soetoro. So, clearly, Mr. Obama was committing perjury when he applied for this record. I actually personally contacted the Illinois Bar and inquired about it. I was told that since Mr. Obama is inactive, it's not a problem. I contacted the Bar again and I demanded investigation, at which time, Mr. Obama's record as an attorney was changed from "inactive" to "not allowed to practice law." Mr. Obama has resigned from the Bar, he gave up his law license and I believe it was --JUDGE MALIHI: How is that relevant, counsel, to the legal issues before me? MS. TAITZ: It's relevant to the fact that he is hiding his identity under his prior names -- Soetoro and Soebarkah. And we have a whole record or Mr. Obama going through life hiding records. Next --JUDGE MALIHI: Counsel, I'm going to ask you to submit your testimony in writing. MS. TAITZ: Sure, okay.

JUDGE MALIHI: Let's make a closing argument.

MS. TAITZ: Okay.

Your Honor, U.S. citizens have cherished

Constitutional rights, their First Amendment right to -- for free speech. Voting is a political speech that is extremely important. Our democracy rests on this. Women fought for years in suffrage movements for this right to be able to vote. Minorities right here in the south fought for their right.

My clients are fighting for their right to vote for a person who is legitimate. They're fighting for their right to participate in lawful elections that are free from fraud and forgery. The Plaintiffs have shown, and the witnesses that testified here have shown, that not only there is a Constitutional problem with Mr. Obama's eligibility that his father was not a U.S. citizen, but we have clear evidence of fraud and forgery in Mr. Obama's birth certificate, his Social Security Number, and since those are primary documents, all the other documents that were issued based on those two.

We also presented evidence showing that Mr. Obama used other last names -- Soetoro and Soebarkah -- and we do not have any evidence of him legally changing his name from Soetoro to Obama; and the fact that he was a citizen of Indonesia. There is no evidence to show that this was changed.

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Based on all the above, the Plaintiffs submit that they have proven -- they've met their burden of proof and Mr. Obama should be found ineligible.

Moreover, I have issued a subpoena, Your Honor has stated to Mr. Obama that this subpoena needs to be honored, he should have been here with certified documents with embossed seal to show that indeed he has anything. So far, the only thing that Mr. Obama has shown is a computerized image that could have been created yesterday, that he is posting on mugs and tee shirts. Mugs and tee shirts are not a prima facie evidence.

Not one single judge in the country has found that Mr. Obama is legitimate for presidency. All the cases — you know, we've heard in the media fraudulent statements that came from Mr. Obama's attorney, Mr. Jablonski, that the issue was litigated, it was proven he is eligible. That's fraud. It was never litigated on the merits. Not one judge stated that Mr. Obama has a valid birth certificate. Not one judge stated that he has a valid Social Security Number. Not one judge found that Obama is legally his name or that the person sitting in the White House is indeed Barack Obama. It was never heard on the merits, it was never heard in a court of law on the merits. And, therefore, the Plaintiffs are asking to rule on the merits.

Also, because our reports are due by February 5, I

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would ask Your Honor for Letters of Interrogatory. I worked for three years trying to get additional documents. I was threatened, defamed. And without Letter of Interrogatory from Your Honor to the First Circuit Court in Hawaii to issue a local subpoena to the Department of Health, and Letter of Interrogatory to the D.C. Court to get Mr. Obama's passport, immigration and social security records, we would not be able to get any original records. So I would ask not only to find that Mr. Obama is not eligible based on the documents that we have, but also Letter of Interrogatory so we can disclose all of the original records, if they exist, forward to the other states, so there will be consistency between all 50 states.

And as Mr. Sampson has stated, if it would have been anybody else, it would have gone to a warrant for arrest and deportation. We are all equal under the law in this country. A person -- a poor person in the poor house or a president in the White House are all equal under the law and I'm asking Your Honor to hold Mr. Obama in contempt of court due to the fact that subpoena was issued and he intentionally disrespected and disregarded the subpoena.

Thank you, Your Honor.

JUDGE MALIHI: Thank you very much, counsel. May I have your exhibits before we close?

MS. TAITZ: Yes, Your Honor.

Page 45 1 (A document was proffered to the reporter.) 2 THE REPORTER: I don't know what this is. 3 MS. TAITZ: Put the next number on it. 4 (The document referred to was 5 marked for identification as 6 Plaintiff's Exhibit Number 7.) 7 JUDGE MALIHI: Ms. Taitz, may I have your 8 exhibits? 9 (Documents were proffered to the Court.) 10 JUDGE MALIHI: This concludes the hearing for 11 today. Have a good day. 12 MS. TAITZ: Thank you, Your Honor. 13 (Whereupon, the hearing was concluded at 14 11:12 a.m.) 15 16 17 18 19 20 21 22 23 24 25

CERTIFICATE

I, Peggy J. Warren, do hereby certify that the foregoing pages represent a true and accurate transcription of the events which transpired at the time and place set out in the caption, to the best of my ability.

Peggy J. Warren, CVR-CM, CCR A-171

Exhibit 3

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 Pro Hac Vice GA **Attorney For Plaintiffs**

OFFICE OF STATE ADMINISTRATIVE HEARINGS

STATE OF GEORGIA

DAVID FARRAR, LEAH LAX, CODY ROBERT JUDY, DOCKET #: OSAH-SECSTATE-. THOMAS MacLAREN CE-1215136-60-MALIHI LAURIE ROTH :PROPOSED FINDINGS OF FACT AND : CONCLUSIONS OF LAW

Plaintiffs,

v.

BARACK OBAMA

Defendant.

Introduction

Barack Obama, defendant herein, (Hereinafter "Obama") is a candidate for the position of the U.S. President in the 2012 Presidential elections in the state of Georgia. His name was submitted by the Executive Committee of the Democrat Party of Georgia, as a presidential candidate. Plaintiffs filed a challenge with the office of the Secretary of State of Georgia, stating that the candidate is not eligible, as he is not a natural born citizen. This current challenge was forwarded by the Secretary of State to the Administrative court of the state of Georgia for adjudication. This case was assigned to Honorable Michael Malihi, Deputy Chief judge. During the trial, held on January 26, 2012, Plaintiffs submitted witness testimony and exhibits showing the defendant not to be a natural born citizen. Defendant and his attorney did not appear and did not provide any evidence of eligibility. The parties were ordered by the court to submit by 5pm on February 5, 2012, a brief of Proposed Findings of Fact and Conclusions of Law, not exceeding 25 pages. On January 27, 2012 the court changed the submission date from February 5 to February 1. Plaintiffs are submitting attached Proposed findings of Facts and Conclusions of Law by the new deadline of 5:00 PM, February 1, 2012. Plaintiffs attest, that the length of the brief does not exceed allowed 25 page limit. The current brief is a result of three and a half years of investigation into the factual and legal background of the Defendant. Due to page limitation, not all of the facts can be included. Due to the fact that there are two other challenges to eligibility of the same defendant, limited to one issue- the fact that Defendant's father was not a US citizen - Plaintiffs in Farrar believe that the court will be fully briefed on this one issue. As such, Plaintiffs will somewhat limit the discussion of this issue in this brief and will allocate a larger part of the allowed 25 pages to issues of elections fraud, evidence of forgery in the defendant's alleged copy of his birth certificate released to the public, Social Security fraud, and use of multiple last names, as

those issues are not covered in concurrently submitted cases of Welden and Swenssen. Plaintiffs assert that based on law and fact, Obama is not eligible to be on the ballot in the state of Georgia as a Presidential candidate and such finding should be forwarded to the Secretary of State of Georgia. Plaintiffs seek their attorneys' fees and costs. Plaintiffs also assert that evidence of criminality as well as contempt of court and rule of law exhibited by the defendant, Obama, is so egregious that it warrants forwarding of the evidence and findings of this court to the Attorney General of Georgia for criminal prosecution of Obama for elections fraud, uttering of forged and altered documents, Obstruction of Justice and Social Security fraud. Additionally, the evidence submitted to this court warrants forwarding to the immigration and deportation services of the Department of Homeland Security for criminal prosecution; as well as to the U.S. Congress for impeachment for High Crimes and Misdemeanors committed by Defendant, Obama. Furthermore, Defendant and his attorney should be held in contempt of court and properly sanctioned for failure to comply with the subpoena duly issued and served on the defendant by the Plaintiffs counsel, Orly Taitz. Aforementioned subpoena was found to be valid when this court denied Defendant's motion to quash the subpoena and Defendant was obligated to appear in court and provide certified copies of his identification records. Obama and his attorney, member of Georgia bar Michael Jablonski, are in contempt of court, as they failed to appear and did not produce any documents attesting to Obama's eligibility.

ARGUMENT

Case at hand brought based on O.C.G.A. §21-2-5(a) and (b), O.C.G.A. §21-2-193. O.C.G.A. §21-2-5 states "Every candidate for federal and state office ... shall meet the constitutional and statutory qualifications for holding the office being sought."

The case of <u>Haynes v Wells</u>, 538 S.E.2d 430 (GA 2000) establishes that a candidate seeking to hold office through an election in the state has the affirmative duty to prove their eligibility. This holding relied upon O'Brien v Gross OSAH-SECSTATE-CE-0829726-60-MALIHI, at 12 (2008) "The burden of proof is entirely upon Respondent to establish affirmatively his eligibility for office" *id*.

Defendant defaulted by not showing up. Administrative Rule of Procedure 616-1-2-30(1) "A default order may be entered against a party that fails to participate in any stage of the proceedings, a party that fails to file any required pleading, or a party that fails to comply with an order issued by the Administrative Law Judge."

616-1-2-.30(2) "After issuing a default order, the Administrative Law Judge shall proceed as necessary, to resolve the case without the participation of the defaulting party, or with such limited participation as the Administrative Law Judge deems appropriate, and shall determine all issues in the proceedings, including those affecting the party in default."

This is a case of national importance with repercussions on forty nine other states. Considering the importance of Presidential elections and in the interest of judicial economy, it is warranted to decide this case on the merits of law and fact, which are fully discussed below.

This court already established Plaintiff's right to proceed with this election challenge, when Defendant's motion to dismiss was denied. Plaintiff Farrar testified to being a registered voter in the state of Georgia. As such, he was an elector, who was eligible to bring an election challenge at hand.

What is the eligibility requirement for the U.S. President?

It is defined in the US Constitution Article 2, section 1, clause 5, which states "No person except a natural born Citizen, or a citizen of the United States, at the time of the adoption of the Constitution, shall be eligible to the office of the President".

So, based on the Constitution we have two options:

- 1. a U.S. citizen at the time the Constitution was adopted or
- 2. natural born U.S. citizen.

Of course, the first provision was written into the Constitution in order to grandfather in the first Presidents, who obviously were born before the creation of the United States of America and were required to be only "citizens" at the time the Constitution was adopted.

The second part relates to all other Presidents, who were born after the adoption of the Constitution. This means that the defendant needs to be a "natural born citizen". The Constitution does not provide a definition of what a natural born citizen is. Such definition needs to be drawn from multiple extraneous sources, available at the time of the adoption of the Constitution. Just as in a recent case of <u>U.S. v Heller</u> 554 U.S.570(2008), where the courts had to deduct the meaning of the Second Amendment right to bear arms from the framers intent; the case at hand requires such reconstruction of the framers' intent. To this extent, this is a case of first impression, as no court ever ruled directly on the point of the meaning of "natural born citizen', <u>as it applies to the U.S. President</u>. The closest the courts came to the determination of natural born, is in a precedent of <u>Minor v Happersett</u> 88 U.S. 163 (1875)

MINOR V HAPPERSETT

Minor states: "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. Some authorities go further and include as citizens children born within the jurisdiction without reference to the citizenship of their parents. As to this class there have been doubts, but never as to the first, For the purposes of this case, it is not necessary to solve these doubts...." id. It is common knowledge and described at length in Defendant Obama's Memoirs, such as Dreams from my Father, that Obama's father was a foreigner. Obama Senior was a foreign exchange student who resided in the U.S. for a couple of years while he got his education and he returned to his native Kenya. At the time of Obama's birth, his father, who came from Mombasa, Zanzibar region of Kenya, was a British "protected person". Obama automatically inherited his father's British citizenship upon the British Nationality act of 1948. Upon the declaration of the Independence of Kenya on December 11, 1963, Barack Obama automatically received his Kenyan citizenship on December 12, 1963. As Obama was around five years old his mother remarried one Lolo Soctoro, Indonesian national. According to Obama's memoirs (Dreams from my Father) and official biography, it is common knowledge that the family immigrated to Indonesia around 1967. Obama's school records from Indonesia (P trial exhibit 7) show him using last name Soetoro and nationality Indonesian. So, from birth until today, Obama had citizenship of three other countries, he is a son of a foreign national and a step son of another foreign national, therefore not eligible to be considered a natural born U.S. citizen according to the precedent of Minor v Happersett.

Wong Kim Ark

The only case law, that seems to contradict Minor, is a precedent of <u>U.S. v Wong Kim Ark</u> 169 <u>U.S. 649</u> (1898). Wong Kim Ark is a case, relating to the citizenship of a young man, born to

two Chinese permanent residents. Kim Ark moved back to China and sought to return back to the U.S. as a U.S. citizen. Wong Kim Ark defined U.S. citizenship based on jus solis, based on the place of birth and subject to the jurisdiction of the U.S.

WONG KIM ARK IS NOT A CONTROLLING PRECEDENT FOR FARRAR

Kim Ark is not a controlling precedent for a number of reasons.

- a. Kim Ark dealt only with citizenship in general. It never dealt with the definition of natural born citizenship.
- b. Kim Ark never dealt with the issue of the U.S. Presidency and heightened requirements of the natural born status as it relates to the President and Commander-in-Chief.
- c. In Kim Ark both parents of the Defendant were permanent U.S. residents, who intended to reside in the U.S. Obama's father was never a permanent resident, at the time of Obama's birth he was in the U.S. on a student visa only, intending to return to Kenya.
- d. Kim Ark was not an unanimous decision. Chief Justice Melville Fuller and Associate Justice John Harlan dissented, pointing out that since the Declaration of the Independence, U.S. parted from the British Common Law doctrine of jus solis and followed the international doctrine of jus sanguinis, with offspring inheriting the nationality and allegiance of their fathers.
- e. British common law doctrine of jus solis relates to allegiance to the crown, to the sovereign, which of course was abandoned in the U.S. since the adoption of the Constitution.
- f. The majority opinion in Kim Ark was drafted by the associate justice Horace Gray, appointee of President Chester Arthur. It was rumored, that Gray's commission and subsequent decision in Kim Ark was done to sanitize Arthur's own lack of eligibility. William Arthur, Chester Arthur's father was an Irish citizen and there is no clear evidence, that he became a U.S. citizen prior to

Chester Arthur's birth. Reportedly Chester Arthur burned his identification papers and his eligibility is covered in mystery. Chester Arthur is the only other U.S. President, whose eligibility is questioned. Just because Arthur burned his documents, does not give Obama green light to disrespect the court and the nation and show a contempt to the judiciary and refuse to produce any verifiable documents, any evidence of his natural born status.

Due to all of the above Plaintiffs believe that Kim Ark does not represent a binding authority.

INTENT OF THE FRAMERS

At the time of the adoption of the U.S. Constitution a treatise, most commonly used by the framers, was the <u>Law of Nations</u> by a well known Swiss diplomat and jurist Emer de Vattel. Written in 1758, it was well known to the framers and often used as a template for the U.S. Constitution. Book 1, Chapter 19, part 212 of the <u>Law of Nations</u> says: "The natives, or natural born citizens, are those born in the country, of parents who are citizens". It states "parents" in plural, not at least one parent in singular. Moreover, at the time of the adoption of the Constitution, the controlling citizenship was one of a father and Obama's father was never a U.S. citizen. The framers knew the meaning of natural born and that might be the reason, why there is no definition in the Constitution. Based on Vattel and Minor Obama does not qualify as a natural born, due to his foreign citizenship and foreign allegiance at birth.

One of the framers of the Constitution, first Chief Justice of the Supreme Court, John Jay, wrote in his well known July 25, 1787 letter to George Washington: Permit me to hint, whether it would be wise and reasonable to provide a strong check to admission of foreigners into the administration of the 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."(the Federalist Papers Alexander Hamilton, James Madison and John Jay. Bantam Dell

2003) Clearly Jay's construction of natural born clause was- one without allegiance to foreign nations, which disqualifies Obama.

Lastly, during the Congressional debate on the 14th amendment John A. Bingham, framer of the 14th Amendment defined the natural born citizen as follows "every human being born within the jurisdiction of the United States not owing allegiance to any foreign sovereignty". As at the time of Obama's birth, his father owed allegiance to a foreign nation, Obama does not qualify as natural born citizen according to Bingham's construction.

Based on the above precedent of Minor and definitions provided by the framers of the Constitution natural born citizen, is one born in the country to parents, who don't owe allegiance to foreign sovereignties. Since at the time of Obama's birth his father owed allegiance to the British crown, Obama does not qualify as a natural born citizen.

EVEN IF ARGUENDO MINOR DID NOT CONTROL, BUT KIM ARK CONTROLLED, OBAMA STILL DID NOT QUALIFY AS A NATURAL BORN DUE TO LACK OF ANY DOCUMENTARY EVIDENCE OF THE U.S. BIRTH AND LACK OF A VALID U.S. BIRTH CERTIFICATE AND LACK OF A VALID SOCIAL SECURITY NUMBER

Even if arguendo the court were to decide, that Minor does not control, but rather Kim Ark controls as a binding precedent, Obama still cannot be considered a natural born citizen, since he does not possess any valid documents attesting to his birth in the United States of America. Defendant did not produce any evidence, any documents verifying his birth. The only thing he is relying on, is that on April 27, 2011 he posted a computer image on line and claimed that this computer image is a true and correct copy of his birth certificate, issued in

1961. He posted this image on mugs and T-shirts and sells them for \$25 apiece, claiming it to be a verification of his eligibility. It is possible, that an image on a mug constitutes a prima facia evidence in Mombasa, Kenya, maybe an image on a T-shirt represents a competent, admissible evidence in Jakarta, Indonesia, however in the United States of America, where we hopefully retained a rule of law, an image on mugs and T-shirts represents neither prima facia evidence, nor competent, admissible evidence. The only thing it represents, is complete disrespect of law and of 311 million American citizens.

At trial Plaintiffs in Farrar submitted evidence, showing, that a computer image, posted by Obama on line, represents a computer generated forgery. Plaintiffs, also, presented evidence, that Obama does not possess a valid Social Security number, that he is illegally using a number, issued in the state of Connecticut to another individual, who was born in 1890. Plaintiffs, also, provided evidence, showing Obama using different last names: Soctoro and Soebarkah and committing fraud, possible perjury and obstruction of justice by hiding his identity under those last names. The evidence, produced by the Plaintiffs, is so incriminating, that it warrants not only removal of Obama from the ballot, it warrants his criminal prosecution. Watergate pales in comparison to Obama's culpability.

Plaintiffs presented unrefuted evidence of lack of a valid long form birth certificate for Barack Obama

At trial Plaintiffs presented testimony of Scanning machines expert Douglas Vogt, Adobe Illustrator expert Felicito Papa and senior deportation officer John Sampson.

Douglas Vogt testimony was entered in the record as Case file pages 57-73, Court Reporter transcript pages 22-29 and attached e-mail from the staff attorney Kim Beal attesting that judge Malihi entered exhibits into evidence.

- 1.Douglas Vogt (Hereinafter "Vogt") testified, that when the alleged copy of Barack Obama's birth certificate was posted by Barack Obama on line, one could see a halo effect around the letters. Mr. Vogt testified, that such halo, white shadows around letters is a sign of forgery, that it does not happen, when a document is simply scanned. It happens as a result of using multiple layers and masking by a forger.
- 2. Vogt testified, that the embossed seal would be clearly visible, if it would be recently placed on a document. In the alleged birth certificate, posted by Obama on line, there was no clear image of an embossed seal. There was a latent image, which would be seen, when there is photocopying of photocopying of prior documents, not a copy of a freshly placed embossed seal.
- 3. Vogt testified that the document in question was not a part of a book of records, as it purported to be, but rather a piece of paper by itself scanned on a flatbed.
- 4. Vogt testified, that a date stamp, which would be placed by hand would be in slightly different position on different certified copies. Obama's alleged two certified copies of the alleged birth certificate contained the date stamp in exactly the same spot, pixel by pixel, which would not be consistent with two separately scanned certified copies of a document.
- 5. Vogt testified, that date stamp placed by hand would be slightly slanted, it would not be straight pixel by pixel, as it is on an alleged copy
- 6. Vogt testified, that in a document, created in 1961 using a typewriter, one would not expect kerning, meaning one would not see one letter encroaching in the space of another letter, which is impossible with a typewriter. Vogt testified, that there was kerning in Obama's alleged birth certificate.
- 7. Vogt testified, that letter spacing and line spacing was off.

Adobe Illustrator expert Felicito Papa (Hereinafter "Papa") testified, that he examined Obama's alleged long form birth certificate, posted by Obama on line on WhiteHouse.gov on April 27, 2011. Papa authenticated his sworn affidavit entered into evidence. (Court reporter transcript p 15-18, exhibits in Case File pp40-48, admitted into evidence by judge Malihi per e-mail from staff attorney Kim Beal.)

- 1. Papa testified, that one scanned document should appear in one layer if downloaded in Adobe Illustrator program. Obama's alleged birth certificate consisted of multiple layers, which is consistent with multiple documents used in order to create a composite document.
- 2. Papa testified in regards to one of such layers, enlarged via projector and shown in court on a screen. It showed, that the serial number on the birth certificate was a composite number, where different digits came from different documents, different layers.
- 3. Papa testified, that a seal was missing on a layer, shown on the screen.
- 4. Papa testified, that the signature of Obama's mother was a composite as well, partially copied from another document.

Lastly, immigration officer John Sampson ("Hereinafter Sampson") testified. Sampson testimony court reporter transcript pp30-39, exhibits entered into evidence in Case File pp82-183.

Sampson testified that he worked as an immigration inspector since 1981. He received on the job training and classroom instruction at Kennedy airport. He testified, that his instructor was an intelligence officer, who specialized in fraudulent documents and immigration fraud. Since around 1983 he was a senior deportation officer. Sampson testified as an expert on immigration and deportation before federal grand juries and administrative law judges.

Sampson authenticated his affidavit, which was entered into evidence.

In regards to Obama's alleged copy of his birth certificate he stated, that there were several issues of concern:

- 1. serial number in the upper left corner was out of sequence. Serial number was higher, than known serial numbers of birth certificates of twins born three days later
- 2. Certification paragraph was different, than the certification paragraphs of known birth certificates
- 3. The name of the registrar was different, than the name of the registrar listed on the birth certificate of Nordyke twins, born in the same hospital within 24 hours as Obama. One would expect a name of the same registrar.

Based on all of the above, an alleged copy of a long form birth certificate posted by Obama on line, on WhiteHouse.gov does not represent a true and correct copy of any document, but rather a computer generated forgery. Obama did not appear in court and did not present any documents. As such he did not meet his burden of showing that he possesses necessary identification papers to meet statutory and Constitutional qualifications for holding the office being sought.

Plaintiffs presented unrefuted evidence of lack of a valid Social Security number for the Defendant

While Social Security number is not a document, evidencing birth per se, it is one, that is commonly forged, as it is an important identification paper. Social Security number is issued based on a valid birth certificate. Lack of a valid Social Security number is an indirect, a circumstantial evidence of lack of a valid long form birth certificate. Without a valid birth certificate, one cannot obtain a valid Social Security number.

Five witnesses testified in regards to Social Security fraud.

Licensed investigator Susan Daniels testified (Court reporter record pp10-14, exhibits accepted into evidence in the case file pp15-39).

Daniels testified, that at the time Obama got his Social Security number, the numbers were assigned based on the state, where one resided and applied for his Social Security number.

- 1. Daniels testified that she immediately knew, that the Social Security number was fraudulent, as it was a Connecticut number and Obama resided in Hawaii at a time. The number Obama is using is the starts with the which are the three digits assigned to Connecticut.
- 2. Daniels testified, that aforementioned SSN was connected to another date of birth, 1890 and Daniels believed, that this SSN was assigned to an individual born in 1890. She believed that the Social Security number was fraudulent.
- 3. Daniels testified that aforementioned Connecticut SSN was connected to Obama's phone records as well and those also showed date of birth of 1890.
- 4. Daniels testified that she checked a number of released Social Security numbers, which were issued before and after the SSN in question. She found that all of them were issued in Connecticut around 1977. At a time Obama resided with his grandparents in Hawaii. He was never a resident of Connecticut.

Adobe Illustrator expert Falicito Papa, who testified in regards to evidence of forgery in Obama's birth certificate, as described previously, also testified in regards to Obama's 2009 tax returns posted on line, on WhiteHouse.gov in 2010. Papa testified, that originally PDF file was not flattened and the full social Security number was fully visible to the public. Papa testified, that it was indeed Connecticut Social Security number, which was previously described as fraudulent by Detective Daniels.

Witness Linda Jordan testified that on August 17, 2011 she personally ran Obama's E-Verify. E-Verify records show mismatch between the name Barack Obama and Social Security number he is using in his tax returns, which were previously provided by witness Papa. E-Verify record authenticated by witness Linda Jordan is on pp 56 and 198,199,200 of the exhibits admitted into evidence in case file and her testimony on page 19-21 of the court reporter transcript.

Retired Senior deportation officer John Sampson testified and authenticated his affidavit, previously submitted to the Plaintiffs. Sampson testified, that the Social Security number used by Obama was issued in 1977 in the state of Connecticut, at the time Obama was residing with his maternal grandparents.

First amended complaint in this case contains an affidavit of Orly Taitz, attorney for Plaintiffs, attesting that she personally ran Connecticut Social Security number through www.sss.gov. official Selective Service website and found, that Obama has been using aforementioned Connecticut social Security number in his Selective Service application. (first amended complaint, affidavit of Orly Taitz and Selective Service printout, as well as trial exhibit 7, entered into evidence in case file pp 190-193) Plaintiffs witnesses and exhibits entered into evidence showed that not only Obama does not possess a valid birth certificate, he does not possess a valid Social Security number, but rather is using a Social Security number, which was assigned to another individual in the state of Connecticut. This constitutes additional evidence of lack of valid identification papers needed to prove Obama's constitutional and statutory eligibility as a natural born U.S. citizen.

Plaintiffs presented this court with unrefuted evidence of Defendant using multiple last names, whereby Obama might not be his legal name

Witness Chris Strunk testified and authenticated a report, received by him personally in response to his Freedom of Information request, submitted to the state department. (Court reporter transcript pp 8,9, exhibits admitted into evidence in case file pp 1-14) Aforementioned report contained passport records of Obama's mother, Stanley Ann Dunham, which show Obama listed under last name Soebarkah.

Attorney for Plaintiffs was sworn in as a witness and testified. She presented the court with video clip from CBS/Inside Edition report from Indonesia, showing a reporter's visit to Obama's former elementary school, Assisi catholic school in Jakarta Indonesia and review of the school book of records by the reporter for CBS/Inside edition. Video clip, brought as a business record and as a matter of common knowledge shows, that in Indonesia in school records Obama was listed under the last name Soctoro, which was the last name of his step father, Lolo Soctoro and nationality Inndonesian, which was also the nationality of his step father. Enlarged copy of Obama's school record from Assisi school was entered into evidence in Case file P-7 pp184, 185. Defendant did not present any evidence to refute above testimony and evidence showing him using different last names: Soctoro and Soebarkah and him having Indonesian citizenship. As an Indonesian citizen he does not qualify to run for the U.S. Presidency. There is no evidence to show Obama legally changing his name from Soctoro or Soebarkah to Obama. If Obama is not his legal name, he cannot be on the ballot in the state of GA under the name Obama.

DEFENDANT'S BEHAVIOR SHOWS GUILTY MIND

Defendant's behavior shows guilty mind. Defendant had an opportunity to appear in court and provide certified copies of his vital records. He chose not show up and not to produce any records. An inference can be made, that he does not possess any valid records, which would explain his behavior. This particularly significant, as this is the first time the issue of Obama's

eligibility is being heard on the merits. Until now all of the eligibility challenges were dismissed on procedural grounds, such as lack of standing to challenge a sitting president, lack of jurisdiction or abstention. This is the first challenge, where electors have standing to challenge Obama and can have their challenge heard on the merits. It is reasonable to believe, that if Obama were to possess any valid identification papers, he would have produced them and would have stopped all further challenges on res judicata or collateral estoppel. Obama's contempt of court, refusal to show up in court for trial and lack of any valid identification papers represents circumstantial evidence of guilty mind and inability to respond on the merits and prove his Constitutional and statutory eligibility.

There is a pattern of behavior by the defendant, showing attempts to obstruct justice, submit forged or fraudulently obtained documents, hide his prior identity under the named Soetoro and Soebarkah

Orly Taitz, Plaintiffs attorney, testified that she downloaded from public on line records registration@iardc.org of the Illinois bar Obama's application to the Illinois bar, which was entered into evidence in P-7, p187. In the registration Obama is asked to provide his full name, which he provided as Barack Hussein Obama. On the next line he is asked for prior names, Obama entered none. This contradicts official passport records of Obama's mother, Stanley Ann Dunham, previously entered into evidence, which show Obama listed under the last name Soebarkah in his mother's passport records. This also contradicts Obama's school registration from Jakarta, Indonesia, where he was listed under the last name Soetoro. Clearly, Obama knew, that he went by the last name Soebarkah. Clearly he knew that for four years he went to school under the last name Soetoro. Obama's actions show a pattern of fraud and possibly perjury, if the registration to the bar was done under the penalty of perjury. Taitz further testified that she

Exhibit 4



United States Department of State

Washington, D.C. 20520

JUL 2 9 2010

In reply refer to:

CA/PPT/L/LE - Case Control Number: 200807238

Christopher E. Strunk 593 Vanderbilt Avenue, #281 Brooklyn, NY 11238

Dear Mr. Strunk:

The following is in response to your request to the Department of State, dated November 22, 2008, requesting the release of material under the provisions of the Freedom of Information Act (5 U.S.C. § 552).

We have completed a search for records responsive to your request. The search resulted in the retrieval of six documents that are responsive to your request. After careful review of these documents, we have determined that all six documents may be released in full.

We did not locate a 1965 passport application referenced in an application for amendment of passport that is included in the released documents. Many passport applications and other non-vital records from that period were destroyed during the 1980s in accordance with guidance from the General Services Administration.

Passport records typically consist of applications for United States passports and supporting evidence of United States citizenship. Passport records do not include evidence of travel such as entrance/exit stamps, visas, residence permits, etc., since this information is entered into the passport book after issuance.



This completes the processing of your request.

Sincerely,

Jonathan M. Rolbin, Director
Office of Legal Affairs and Law Enforcement Liaison
Bureau of Consular Affairs
Passport Services

Enclosures: As stated

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DOCUMENTARY EVIDENCE SE	EN AND RETU	NED TO APPLIC	ANT BY CONSULAROFF	KER	
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Florenaur		- "1,	RENEWED TO	DATE	
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11		T-1			
AUTHORITY			<u>-</u>	(Consul of the Uni	ted States of America)
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(Photo required for i	nclusions)	Ñ			
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FORM #5-299 in certain cases specific anthorization by the Pepartment will be tequired. In these cases an extra copy of the form should be prepared. Upon receipt of the Pepartment's reply the extra copy should be transmitted with a notation of the action rates,

REQUENCE TO	JEST BY UNITED STATES	NATIONAL FOR AND REPORT OF DF T. E CODE OF FEDERAL REGULATIONS		
	RE	QUEST		
1 deta Ragulations 1	inal an exception be <u>granted</u> to : Understand that a fee of 1 25 :	and that a valid prespect is required by law to enter the me, as provided in Section 53.2(h), Title 22 of the Code s required under Section 53.2(h) and I will remit such fee D. C., 20524, within 30 days. **Alankey Chan it no arm left 314. (Signature)		
REPORT	- Pursuant to Section 215 of	the . mmigration and Nationality Act of 1952		
Director, Passpore Department of State Washington, D. C. Arm: PT/AC	e 20324			
<u> </u>	SU:	BJECT		
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BIRTHPLACE	NATURALIZATION DATE	PASSPORT NO., DATE AND PLACE OF ISSUANCE F 777788 C7-19-65		
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		H UNITED STATES		
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EFICHE MOMBES OF AE22E!				
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FATS AND PLACE OF DEPARTU		INITED STATES IDENTITY DOCUMENTS PRESENTED		
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Y days and 1 Total 18 A		TAKEN		
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Exception granted under 22	CFR 53.4(b)	(inspector's Elamp)		
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HONOLULE, HAVALI		3) JUNE (Insultation Divisor		
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				FORM AF THE BUREAU 40, 47-8059.8	
		PARTMENT OF STATE FOR AMENDMENT OF PASSPO		Amend as shown in section:	
	AFFERMION	OK AMERDMENT OF PASSPU	DB CC CD PCE CF		
,	INSTRUCTIONS: All requests for i fore on Agent of the Department of requirements below, and evidence included by this amendment. If su possport, it should be submitted in:	State or Clerk of Court. Photogra of citizenship must be submitted f ick persons have had, or been incl	Add visa pages.		
A	PASSPORT NO. OF APPLICANT	DATE ISSUED	WIRTH CERTIFICATE(S) SEEN CHILO(REN'S (WIFE'S) (HUSBAND'S)		
(MAIL PASSPORT TO	/ 1	FILED SE CE CITY FILED SE CE CITY	n i	
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	Tunley 1	Ann Scel	CPO, a citizen		3
•	of the United States, do hereby reque indicated below.	at that my possport, which is encli	uses, be amended as	7.	
8	INCLUDE MY CHILD(REN), AS FOL-	LOWS: (Also complete Section H re not had a previous possport.)	if child(ren) ecquired	(Photo requirements for inclusion)	9 0
	NAME IN FULL	PLACE OF BIRTH (City, State)	DATE OF BIRTH	STAPLE ONE PHOTO HERE DO NOT MAR FACE	1
				Photos must be ONLY of persons to be in-	7
				S cluded by this amendment. The two photos a must be duplicates, approximately 2% by	
				# 2% inches in size; be on thin, unglazed *	
	INCLUDE OF SMEET SHOOTED. 1	FOLLOWS 441	<u> </u>	hove been token within 2 years of date submitted. Photos should be front view, a but not full-length, and may not be snop-	PPIN
C	INCLUDE MY (WIFE) (HUSBAND), As (husband) acquired citizenship by nat morried before March 3, 1931.)	5 FOLLOWS: (Also complete Section Lif will unalization, and/or Section Lif will	ion H it (wite) fe was previously	shot, Polaroid, ocetate or film base prints. When more than 1 person is to be included,	
	IMIPE'S (HUSBAND'S) FULL LEGAL HA	ME PLACE OF BIRTH (City, S	late)	a group photo is required. Color photos	1
	DATE OF BIRTH	DATE OF MARRIAGE		DO NOT STAPLE SECOND PHDTO	
				ATTACH BY PAPER CLIP	
D	EXCLUDE PERSONS, AS FOLLOWS:		WHO IS/ARE		İ
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E '	CHANGE TO READ IN MARRIED	NAME. AS FOLLOWS-			1
-1	MARRIED NAME 71	O A Siren	720		
	PLACE OF MARRIAGE (City, Store),	· Loeloro		DATE OF MARSHAGE	
		okai, Hawa	11	3/15/65	
V	HUSBAND'S NAME IN FULL	too	WHO IS	ED STATES CITIZEN	
F	CHANGE TO READ AS FOLLOWS:		E 3-444	7 10301162	
۔	(CHILD(REN)'S) (WIFE'S) (HUSBANI	D'S) LAST U. S. PASSPORT			
۱	光山林自宅県		DATE ISSUED		
ļ	IN NAME OF		L lac Giran waren	PARTEITE	
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Y IMMIGRATED TO HE U. S. ON (Month, day, year)	ON (Month, day, year)			PARENT	FORMER HUSBAND
HO WAS NATURALIZED BEFORE THE INC	me of court	LOCATE	IN (City, State)		
S SHOWN BY THE ACCOMPANYING CENT	T WHOSE WIFE WAS PREVIO	USLY MARRI	ED BEFORE MARCH 3.	1931, AND W	HO IS TO BE INCLUDE
N PASSPORT (If morried more than twice the management was	a, set forth facts in a supplem		TREVIOUS MARRIAGE		
AME OF FORMER HUSBAND		PLACE O	F PREVIOUS MARRIAGE		
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ORMER HUSBAND'S PLACE OF BIRTH		MARRIAG	E WAS TERMINATED BY EATH DIVORCE	ī .	DATE
THE EVENY OF DEATH OR ACCIDENT F	IOTIFY PELATIONS	-1P	STREE	T ADDRESS, CI	tv. STATE
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FORM DSP-19

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(WIFE'S) (MUSBAND'S) PLACE OF BIRTH (City, State or Province, Country)		DATE OF BIRTH (Ma.,	I Veri
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OTHER EVIDENCE OF U.S. CITIZENSHIP PRESENTED (State disposition)	 	L	<u> </u>
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FORM F5-175 9	-74				PAGE
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STANLEY ANN PUNHAM

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STANLEY ANN MADELYN DUNHAM 1617 5. BERETANIA # 1008 8089492317 PARENTS

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