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**X Expedite**  
  
No hearing set  
  
XHearing is set  
  
Date: September 7, 2012 9:00AM  
  
Judge/Calendar: Lisa Sutton

**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON**  
**FOR THURSTON COUNTY**

Linda Jordan ) No. 12-2-01763-5

)

Plaintiff ) **PLAINTIFFS' AFFIDAVIT WITH EXHIBITS**

) **IN SUPPORT**

v. ) **OF MOTION FOR ORDER TO SHOW CAUSE**

Secretary of State Sam Reed )

)

Defendant )

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I, Linda Jordan, am over the age of 18 years old; I have personal knowledge of the facts listed below and declare before God and under penalty of perjury, 1. I am a registered voter and a resident of King County Washington. <sup>1</sup> 2. I have researched the <sup>2</sup>; a. the Constitutional

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<sup>1</sup> Ex1 Proof of Voter Registration  
<sup>2</sup> Rule ER 602 Personal Knowledge

21 requirements that must be met in order to be eligible to be President of the United States, b. the  
22 eligibility oath Write In Presidential Candidates take in Washington State, c. the identity  
23 documents the Social Security Administration (SSA) uses to verify citizenship and age, d. what  
24 the SSA looks for in forged documents and e. the birth document posted on the White House  
25 Website on April 27th, 2011 purported to be a scanned photocopy of Barack Obama's original  
26 1961 long form Certificate of Live Birth.

27 3. I am contesting the placement of the name Barack Hussein Obama II aka Barack Obama on  
28 the 2012 General Election ballot as a candidate for the Office of President of the United States.  
29 (RCW 29A.68.011 (1) (3))<sup>3</sup> and allege that the identity document Obama has proffered as proof  
30 that he is eligible to be a presidential candidate, is forged.

31 4. Evidence is offered in this Affidavit.<sup>4</sup>

32 5. The Secretary of State (SOS) processes all applications and documents submitted in  
33 Washington State on behalf of candidates for the offices of President and Vice President of the  
34 United States and is the "Filing Officer" for those offices.<sup>5</sup> The Secretary submits candidate  
35 names that will be on the General Election ballot to every county in Washington State.

36 6. The SOS booklet, 'Appearing on the Presidential Ballot in Washington State' says that, "*In*  
37 *order to appear on the Washington State General Election Ballot, major political parties submit*  
38 *the names of nominees selected at the national conventions.*"<sup>6</sup> The law requires candidates to be

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<sup>3</sup> RCW 29A.68.011(1)(3)

<sup>4</sup> Rule ER 401 Relevant Evidence Rule ER 601 Rule of Competency ER 904 Admissibility of Documents Rule ER 902 Self-Authentication

<sup>5</sup> RCW 29A.56 RCW 29A.04.067

<sup>6</sup> Ex2 SOS Booklet 'Appearing on Presidential Ballot' (pg.4)

39 eligible<sup>7</sup> and the Secretary instructs Write-In Candidates for President to make sure they are  
40 eligible.<sup>8</sup>

41 7. The DNC Convention will be held September 4<sup>th</sup> -7<sup>th</sup> 2012. Barack Obama is acknowledged  
42 by the national media as the presumptive Democrat presidential candidate and would accept the  
43 nomination on September 7th, 2012. The DNC did not proffer any other candidate names for  
44 President in the 2012 General Election. The Republican National Committee Convention (RNC)  
45 will be held the week of August 27, 2012.<sup>9</sup>

46 8. The Secretary has been given the authority to determine who the presidential candidates for a  
47 major political party are in a Presidential Primary. RCW 29A.56.030 “*Ballot — Names*  
48 *included. The name of any candidate for a major political party nomination for president of the*  
49 *United States shall be printed on the presidential preference primary ballot of a major political*  
50 *party only: (1) **By direction of the secretary of state, who in the secretary's sole discretion has***  
51 ***determined that the candidate's candidacy is generally advocated or is recognized in national***  
52 ***news media;** ”<sup>10</sup>(emphasis added)*

53 9. For financial reasons the Presidential Primary in Washington State was suspended for 2012.<sup>11</sup>

54 10. RCW 29A.68.011 (1)(3) provides for the prevention and correction of election frauds,  
55 errors and wrongful acts. The RCW says that the challenge shall be filed within, “*three days*  
56 *following the official certification of the primary election returns and shall be heard and finally*  
57 *disposed of by the court not later than five days after the filing thereof.*”<sup>12</sup>

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<sup>7</sup> WAC 434-215-170

<sup>8</sup> Ex3 SOS Write In Candidate form & Instructions

<sup>9</sup> Ex4 Convention Schedule

<sup>10</sup> RCW 29A.56.030

<sup>11</sup> Ex2 SOS booklet, pg.4

<sup>12</sup> RCW 29A.68.011 (1)(3)

58 11. The Secretary certified the Primary Election Results to the Counties on August 24, 2012.<sup>13</sup>  
59 The names of major party Presidential Candidates, even though their Conventions had not yet  
60 been held, are now included on the 2012 General Election Voter's Guide.  
61 12. Ballots in Washington State for the 2012 General Election could be ordered for printing  
62 beginning August 24th, 2012.<sup>14</sup> As of June 6, 2012, Washington has 3,698,955 active registered  
63 voters.<sup>15</sup>  
64 13. This time frame, dictated by law and combined with the printing schedule established by the  
65 Secretary, does not allow for an RCW 29A.68.011 (1)(3)<sup>16</sup> challenge to be brought and disposed  
66 of before the printing of General Election ballots is allowed to begin.

67 **Standing**

68 14. RCW 29A.68.011 gives "an elector" standing to ask for the removal of and/or challenge to  
69 the placement of a candidate's name on the Washington State General Election ballot.

70 **The Eligibility Oath Is Given Substantial Weight for Presidential Candidates In The**  
71 **Washington State Election Process**

72 15. The qualifications to be President of the United States are found in the United States  
73 Constitution. Article II, Section 1 Clause 5, *No person except a natural born Citizen, or a Citizen*  
74 *of the United States, at the time of the Adoption of this Constitution, shall be eligible to the Office*  
75 *of President; neither shall any Person be eligible to that Office who shall not have attained to*  
76 *the Age of thirty-five Years, and been fourteen Years a Resident within the United States.*<sup>17</sup>

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<sup>13</sup> Ex5 SOS Certified Primary Returns for President

<sup>14</sup> Ex6 SOS Email to Linda Jordan when ballots can be printed

<sup>15</sup> <http://www.sos.wa.gov/elections/vrdb/VRDBFaq.aspx>

<sup>16</sup> RCW 29A.68.011 " three days following the official certification of the primary election returns and shall be heard and finally disposed of by the court not later than five days after the filing thereof."

<sup>17</sup> Ex7 Article II U.S. Constitution

77 16. Two of the three Constitutional qualifications are affirmed on the Washington State Secretary  
78 of State website under ‘Descriptions of Elected Offices: President/Vice President’ it states: “*The*  
79 *President must be at least 35 years of age and a natural born U.S. citizen.*”<sup>18</sup>

80 17. Washington Administrative Code (WAC) requires that a *candidate “possess all*  
81 *qualifications of the office at the time of candidate filing, a candidate must satisfy this*  
82 *requirement at the time of candidate filing and can not rely on possessing the qualifications at a*  
83 *later time...*”<sup>19</sup>

84 18. *The Secretary of State as chief election officer shall make reasonable rules in accordance*  
85 *with chapter 34.05 RCW not inconsistent with the federal and state election laws to effectuate*  
86 *any provision of this title and to facilitate the execution of its provisions in an orderly, timely,*  
87 *and uniform manner relating to any federal, state, county, city, town, and district elections. To*  
88 *that end the secretary shall assist local election officers by devising uniform forms and*  
89 *procedures.*<sup>20</sup> (Emphasis added)

90 19. The Secretary devised a Declaration of Write-In Candidacy form for President or Vice  
91 President. That form contains an oath. The oath on the Write In Declaration for President or Vice  
92 President states; *I declare that the above information is true, that I am a natural born citizen of*  
93 *the United States residing at the address listed above, that I am a write-in candidate for the*  
94 *office as indicated above, and that, at the time of filing this write-in declaration, I am legally*  
95 *qualified to assume office.*<sup>21</sup> (Emphasis added) The Washington State Constitution describes  
96 that the mode of administering an oath, “*shall be such as may be most consistent with and*

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<sup>18</sup> Ex8 SOS President eligibility qualifications

<sup>19</sup> WAC 434-215-170

<sup>20</sup> RCW 29A.04.611

<sup>21</sup> Ex9 SOS Write In Presidential Candidate form

97 *binding upon the conscience of the person to whom such oath, or affirmation, may be*  
98 *administered.*”<sup>22</sup>

99 20. On the Write In form the Secretary instructs Write-In Candidates for President or Vice  
100 President that, before they sign the oath, “*You must ensure that you meet all qualifications of the*  
101 *office.*” The Secretary has acknowledged those qualifications to be; that they are at least 35 years  
102 of age, are a natural born citizen of the United States and are otherwise legally qualified to  
103 assume the office.<sup>23</sup>

104 21. The Write In Presidential Candidacy Oath is given substantial weight by the Secretary.  
105 Plaintiff received a response from the SOS Election Department wherein they state they would  
106 not accept a Write In Declaration of Candidacy for President or Vice President without signing  
107 the oath, “*If a candidate submits any type of declaration of candidacy form without signing the*  
108 *oath, the declaration is not deemed valid.*”<sup>24</sup>

109 **Original Birth Certificate Is The Primary And Preferred Level of Evidence For**  
110 **Establishing Citizenship Status And Age: Two of the Eligibility Requirements To Be A**  
111 **Presidential Candidate In Washington State**

112 22. The Social Security Administration (SSA) establishes proof of U.S. citizenship status by  
113 viewing the authentic, original birth certificate (or an authentic certified copy thereof) which  
114 confirms the place and time of birth along with the parent’s age and place of birth.<sup>25</sup>

115 23. When applying for a Social Security Number (SSN) an original birth certificate is considered  
116 by the SSA as the primary and preferred level of evidence of age and citizenship. The SSA

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<sup>22</sup> Ex10 Washington State Constitution, Oath

<sup>23</sup> Ex9 SOS Write in Presidential Candidate form

<sup>24</sup> Ex11 SOS April 17, 2012 email to Linda Jordan

<sup>25</sup> Ex12 SSA Program Operations Management System (POMS) RM 10210.505, SSA Handbook 1705 Proof of age, 1725 Proof of U.S. citizenship

117 stipulates that they require an original birth certificate or a “U.S. hospital record of your birth  
118 (created at the time of birth).”<sup>26</sup>

119 24. To establish identity<sup>27 28</sup> and the authenticity<sup>29</sup> of documents, the SSA cross checks the data  
120 tied to a person’s SSN to information from their birth certificate, and visa versa, which has been  
121 placed on the SSA Numident file. Program Operation Management System (POMS) GN  
122 00203.020 Identity of Claimants, 2. Establishing the identity of the claimant, The purpose of the  
123 identification of the claimant is to establish that he or she is the person alleged. **Verify** the  
124 claimant’s **identity** by **confirming the information on the Numident**. Obtain the following  
125 information using open-ended questions: claimant’s name (“What is your name?”). Social  
126 Security Number (SSN) (“**What is your social security number?**”). (Emphasis added)

127 25. Plaintiff read an Affidavit by Private Investigator Susan Daniels who provided credible  
128 evidence that the SSN Candidate Obama is using was never issued to him. This would make  
129 verification of data on Obama’s original birth certificate, using his SSN through the SSA  
130 process, which is also used by Homeland Security, problematic.<sup>30</sup>

131 26. Alvin T. Onaka, the Hawaii Vital Records Registrar, who did not or could not verify the data  
132 on Obama’s long form Certificate of Live Birth<sup>31</sup>, acknowledged the importance of  
133 authenticating birth certificates in order to verify the age of Little League baseball players,  
134 “[Onaka] said he is also working with passport offices and even the **Little League Association**

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<sup>26</sup> Ex13 SSA POMS GN 00302.530, GN 00302.057

<sup>27</sup> Ex14 SSA POMS RM 10210.270 , GN 00203.020

<sup>28</sup> Ex15 POMS RM 10210.210

<sup>29</sup> Ex16 SSA POMS RM 10210.260

<sup>30</sup> Ex17 Plaintiff attained an Affidavit from Susan Daniels

<sup>31</sup> Ex18 Hawaii Verification of Birth, May 22, 2012

135 *on a system to verify birth certificates of the players to prove they are in the right age*  
136 *brackets.*”<sup>32</sup> (Emphasis added)

137 27. The SSA and Immigration and Naturalization Service (INS) rely on two fundamental  
138 principles in order to establish citizenship status: jus soli, or right of birthplace, and jus  
139 sanguineus, or right of blood (deriving citizenship through parent’s citizenship).<sup>33</sup> An original  
140 birth certificate is needed in any attempt to prove jus soli or jus sanguineus.

141 **Candidate Obama Acknowledged the Importance Of An Original Birth Certificate In**  
142 **Order To Establish Citizenship Status and Eligibility As A Presidential Candidate**

143 28. In 2008 Obama made public his purported birth certificate, a short form computer generated  
144 Certification of Live Birth from Hawaii (posted again on the White House Website 4/27/11)<sup>34</sup>

145 29. On April 27, 2011 Candidate Obama held a press conference wherein he and White House  
146 General Counsel Bob Bauer detailed how two certified photocopies of Obama’s original 1961  
147 long form Certificate of Live Birth<sup>35</sup> were attained from the Hawaii Department of Health  
148 (Hawaii DOH) and then one of them was posted on the White House website.<sup>36</sup> <sup>37</sup>The Press  
149 Conference was covered by the national media.<sup>38</sup>

150 30. The motivation expressed at the Press Conference by Obama and Bauer, for revealing what  
151 they said was Obama’s original 1961, long form Certificate of Live Birth, was to assure the  
152 American public, including our Secretary of State, that Obama has an authentic original birth

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<sup>32</sup> Ex19 Star Bulletin, ‘Stat reporting earns honor: Alvin Onaka guides state vital statistics’, July 14, 2008

<sup>33</sup> Ex20 SSA and INS citizenship criteria

<sup>34</sup> Ex21 Obama purported Short form Certification of Live Birth posted 2008 and April 27, 2011

<sup>35</sup> Ex22 Obama purported long form Certificate of Live Birth posted April 27, 2011

<sup>36</sup> Ex23 Obama April 27, 2011 Press Statement

<sup>37</sup> Ex24 Bauer April 27, 2011 White House Press Gaggle Questions/Answers

<sup>38</sup> Ex25 Las Vegas Sun (4/27/11), Star Advertiser(4/27/11), West Hawaii Today (4/27/11)

153 certificate that confirms his age, Hawaiian birth place, and citizenship status proving that he is  
154 eligible to be a Presidential candidate. (Ex 23) (Ex 24)

155 31. The Seattle Times reported that since 2008 Obama continued to face repeated questions  
156 about the controversy surrounding his birth place and had grown “**incredulous**” over it. The  
157 decision to release the original birth certificate now, not one, two or three years earlier, was the  
158 result of Obama’s “**impatience**” at people who kept questioning his nativity story.<sup>39</sup>

159 32. This motivation, to prove Obama’s citizenship status, birth place and eligibility, by releasing  
160 the original birth certificate, was reiterated in January 2012 by Georgia attorney Michael  
161 Jablonski representing Obama in David Farrar v. Barack Obama. In his Motion To Quash  
162 Subpoenas Jablonski writes, “*The President made the documents [birth certificates] available*  
163 *to the general public by placing it on his website....the President took the extraordinary step of*  
164 *acquiring a copy of the record of birth, informally known as the “long form”, making it*  
165 *available to anyone who cares to check the [White House] website....the birth certificates*  
166 *[Obama] made available to the public prove citizenship.”<sup>40</sup> (Emphasis added)*

167 33. At the April 27th, 2011 Press Conference Obama specifically addressed the concerns the  
168 public still had about his eligibility, “*As many of you have been briefed, we provided additional*  
169 *information today about the site of my birth. Now this situation [allegations about Obama’s*  
170 *citizenship status and birth certificate] has been going on for two, two and a half years now... We*  
171 *do not have time for this kind of silliness.” (Ex 23)*

172 34. These facts demonstrated to Plaintiff that Obama showed a sufficiency of intention to use the  
173 Certificate of Live Birth, posted on the White House Website on April 27, 2011, as proof to

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<sup>39</sup> Ex26 Seattle Times ‘Birth certificate: Why Now? Obama decided enough was enough’ April 28, 2011

<sup>40</sup> Ex27 Jablonski Motion to Quash pg.1-2 OSAH-SECSTATE-CE-1215136-60-MALIHI

174 every elector and every Secretary of State, of his citizenship status, age and eligibility to be a  
175 candidate for President of the United States.

176 35. Plaintiff took Obama up on his invitation to view said document. The document Plaintiff  
177 viewed and researched is integral to and explicitly relied upon in this complaint.

178 **The ‘Presumption of Truth’ The Secretary Initially Affords Candidates Has Been**  
179 **Undermined Concerning Candidate Obama’s Eligibility**

180 36. Plaintiff researched Hawaii law concerning vital records that requires signatures on original  
181 birth certificates to be made in permanent ink.<sup>41</sup> *“Hawaii Public Health Regulations Title: Vital*  
182 *Statistics, Registration & Records. Chapter 8, Certificates of Vital Statistics Events, Section 1.*  
183 *Preparation. Certificates of vital statistics events are to be filled in by typewriter or in ink. If ink*  
184 *is used only permanent ink will be acceptable. **All signatures are to be made with permanent***  
185 ***ink.** In all other respects, the certificates shall comply with provisions of Section 57-14, R.L.H.*  
186 *1955.”*<sup>42</sup> (Emphasis added) Like most people today it has been standard practice for many  
187 years for Plaintiff to buy software, learn about it and use it successfully. The software and  
188 computer lexicon is not foreign to me. Using my computer I looked at the signature of Obama’s  
189 mother on the Certificate of Live Birth, posted on the White House website on April 27th, 2011,  
190 and saw that it goes from pixels that are consistent with ink to non-ink pixels one letter to the  
191 next. The pixels in the 'Ann' and the 'D' in Dunham are consistent with ink written penmanship.  
192 But, right next to it, the ‘unham’ and ‘ Obama’ have no visible pixilation, revealing that this part  
193 of the “signature” was computer created and is not even penmanship. It did not take a trained

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<sup>41</sup> Ex28 Hawaii Ink Report by Linda Jordan

<sup>42</sup> Ex29 Hawaii law on BC signatures/ink

194 eye to see this anomaly.<sup>43</sup> Plaintiff concluded, based on research of Hawaii Vital Records  
195 procedures and law, that it was not possible for an authentic signature, on an original 1961  
196 Certificate of Live Birth, to be a compilation of what appears to be a partial ink signature and a  
197 confirmed computer created non-ink “signature”. A scan of an original ink signature, as  
198 signatures were required to be in ink by Hawaii law in 1961 and today, would have pixels  
199 consistent with ink pixels throughout the **entire** signature. This lack of consistency revealed that  
200 the signature was a compilation, a forged “signature” which renders the entire document  
201 fraudulent.

202 37. The inconsistency of the pixels that Plaintiff saw in this report, the fact that the birth  
203 certificate was a PDF file and not a scanned photocopy, along with other anomalies noted by  
204 software expert Mara Zebest<sup>44</sup> confirmed to Plaintiff that the entire document was completely  
205 manufactured in the computer and never originally existed in paper form.

206 38. On March 1 and July 17, 2012 Sheriff Joe Arpaio from the Maricopa County Sheriff  
207 Department held a press conference wherein he made public the results of a law enforcement  
208 investigation in to the authenticity of the document posted on the White House Website  
209 purporting to be a photocopy of Obama’s original 1961 Certificate of Live Birth. His  
210 investigators concluded that the document, released by the White House on April 27th, 2011,  
211 was a computer-created and generated forgery that never existed in paper form. I watched the  
212 Press Conferences and found the reports by investigators, document and software experts,  
213 detailing elements of the forgery, to be credible.<sup>45</sup>

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<sup>43</sup> ER 702

<sup>44</sup> Ex30 Plaintiff attained an Affidavit and Report from software expert Mara Zebest.

<sup>45</sup> Ex31 Sheriff Arpaio Reports: Confirmed, Obama BC Forged

214 39. Plaintiff wrote letters to Candidate Obama and the Secretary informing them that the identity  
215 document Obama is using to prove eligibility was forged.<sup>46</sup>

216 40. Plaintiff read a March 27th, 2012 decision by the Alabama Supreme Court wherein Justice  
217 Tom Parker, In re: Hugh McInnish v. Beth Chapman, 1110665 wrote that , “*McInnish has*  
218 *attached certain documentation to his mandamus petition, which, if presented to the appropriate*  
219 *forum as part of a proper evidentiary presentation, would raise serious questions about the*  
220 *authenticity of both the “short form” and the “long form” birth certificates of President Barack*  
221 *Hussein Obama that have been made public.”* McInnish had attached the March 1, 2012 report  
222 from the Maricopa County Sheriff’s Department.<sup>47</sup>

223 **Social Security Administration Guidelines For Detecting Forged Documents**

224 41. The SSA has developed guidelines for detecting fraudulent documents.<sup>48</sup> When SSA  
225 employees examine a document they are to be alert for, “*Entries that have apparently been*  
226 *altered; Entries that were apparently added at a later date (shown by use of a different*  
227 *typewriter, ink, and/or handwriting);”* SSA employees are instructed to, “*Compare the*  
228 *document with a valid one.” and look to see if; The printed copy is evenly centered on the paper;*  
229 *The size and style of type are uniform; The item numbers are in consecutive order with none*  
230 *missing; If the subsection is lettered with a capital letter, all other subsections will have capital*  
231 *letters; The print is clear and clean, not smudged; The lines of print are even and regular; The*  
232 *dates are consistent.”*

233 42. Arpaio’s investigation confirmed that when the SSA criteria for identifying forged  
234 documents was applied to the long form birth certificate Obama revealed on April 27, 2011, the

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<sup>46</sup> Ex32 Letters from Jordan to Obama and SOS

<sup>47</sup> Ex33 Supreme Court Justice Tom Parker: Serious questions about Obama birth certificates, McInnish

<sup>48</sup> Ex34 SSA POMS RM 10210.210, 10210.205, 00302.530, SSA Handbook 1703 Evaluating evidence

235 document did not pass muster. The size and style of type are not uniform, the lines of print are  
236 not even and regular and there are obvious signs of erasure or cut and paste inserts. Sheriff  
237 investigators found entries on the document that were altered; they found entries that were added  
238 at a later date where they could clearly identify that a different typewriter, ink, and/or  
239 handwriting was inserted. All signs of forgery according to the SSA.

240 43. In 1961, the purported year of Obama’s birth, original long form Hawaiian birth certificates  
241 were not created in a computer or generated by a computer. Hawaii DOH did not begin  
242 producing computerized vital records until 2001. In an April 27th, 2011 Press Release,  
243 announcing that Hawaii DOH had granted Obama’s request to get photocopies of his original  
244 birth certificate, the Governor of Hawaii, Neil Abercrombie, stated that Hawaii began issuing  
245 computer generated vital records in 2001. He reveals that a **computer generated** short form  
246 **Certification** of Live Birth and a **photocopy** of an original birth **certificate** are different  
247 documents. *“In 2001, the Hawaii State Department of Health began computer-generating vital*  
248 *statistic records. Since then, its longstanding policy and practice has been to issue and provide*  
249 *only computer-generated Certifications of Live Birth, and to not produce photocopies of actual*  
250 *records to fulfill requests for certified copies of certificates.”*<sup>49</sup> (Emphasis added) A Memo was  
251 included in the Press Release from the Director of the Hawaii DOH, dated May 15, 2001, which  
252 stated that, *“...the Department of Health will henceforth issue and provide **only computer***  
253 *generated abstracts of birth and marriage records and cease to produce photocopies of actual*  
254 *records to satisfy requests for certified copies of certificates...”*<sup>50</sup> (Emphasis added)

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<sup>49</sup> Ex35 Hawaii Abercrombie Press Release April 27, 2011

<sup>50</sup> Ex36 Hawaii DOH Director May 15,2001 statement

256 **Obama Waivered**

257 44. This fact, that Hawaii DOH no longer gave out photocopies of original vital records, was  
258 important to Plaintiff because in April 2011 Obama and his personal lawyer, Judith Corley,<sup>51</sup>  
259 asked Hawaii DOH to grant him a **waiver** in order to get what they had quit giving out:  
260 **photocopies** of original birth certificates. And Hawaii granted that waiver.<sup>52</sup> Corely flew to  
261 Hawaii to pick them up.<sup>53</sup> That a PDF file<sup>54</sup> was posted on the White House Website, not a  
262 scanned photocopy, confirmed to Plaintiff it was not what Obama asked for or what he says he  
263 received.

264 45. White House General Counsel Bob Bauer explained at the April 27th 2011 press conference  
265 that, “*There’s a difference between a certificate and a certification. The certification is simply a*  
266 *verification of certain information that’s on the original birth certificate.*” (Emphasis added) (Ex  
267 24 pg.10) and regarding the short form Certification of Live Birth, “*...that’s a **computer***  
268 *generated document, which we posted in 2008, that information is **abstracted**, if you will, from*  
269 *the original birth certificate,...*” (Emphasis added) (Ex 24, pg. 10-11)

270 47. Understanding that the White House had received photocopies of the purported birth  
271 certificate a reporter asks, “ Q And this is going to sound -- I mean, you can just anticipate what  
272 people are going to -- remain unconvinced. They’re going to say that this is **just a photocopy of**  
273 **a piece of paper, ...**” (Emphasis added) (Ex 24 p.13)

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<sup>51</sup> Ex37 On April 22, 2011 Obama and his personal lawyer Judith Corley wrote letters to the Director of the Hawaii DOH, Loretta Fuddy, asking for a waiver in order to get copies of Obama’s original 1961 “long form” Certificate of Live Birth instead of the short form Certification of Live Birth, a computer created and generated document.

<sup>52</sup> Ex38 Hawaii DOH letter to Obama granting waiver.

<sup>53</sup> Ex24 White House Press Gaggle p22

<sup>54</sup> Ex22 White Houses announces they posted a PDF file of Obama’s long form birth certificate.

274 48. Software expert Mara Zebest notes in her report (Ex 30) that on the Certificate of Live Birth  
275 in question the Hawaii date and registrar stamp, intended to validate the authenticity of the  
276 document, were layered on to the document and can be completely lifted off and independently  
277 moved around. “...*the ability to remove or reposition the stamp authenticators—renders the*  
278 *entire document as fraudulent and manufactured.*” (Emphasis added)

279 49. Plaintiff viewed a “Verification of Birth”<sup>55</sup> for Barack Obama provided by the Hawaii DOH  
280 to Arizona Secretary of State Ken Bennett at his request. Plaintiff made a Freedom of  
281 Information Act request to Bennett for all communication between his office and Hawaii DOH  
282 concerning the requested verification. <sup>56</sup> Bennett had asked Hawaii to, “*verify the attached copy*  
283 *of the Certificate of Live Birth for Mr. Obama is a true and accurate representation of the*  
284 *original record in your files.*”<sup>57</sup> Hawaii responded that, “... *the information in the copy of the*  
285 *Certificate of Live Birth for Mr. Obama*” matched the original record but did not verify that the  
286 appearance of the document itself matched the original record. The Hawaii DOH also would not  
287 verify that Obama was born in Hawaii stating instead that, “*A birth certificate is on file with the*  
288 *Department of Health indicating that Barack Hussein Obama II was born in Honolulu, Hawaii.*”  
289 (Emphasis added) “Indicating” is not a verification. This Verification of Birth was not signed by  
290 the Hawaii Registrar, Alvin T Onaka, but by someone with the initials “gk”.

291 **Best Evidence**

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<sup>55</sup> Ex18 Hawaii May 2012 Verification of Birth

<sup>56</sup> Ex39 Jordan FOIA to SOS Bennett

<sup>57</sup> Ex40 SOS Bennett Letter to Hawaii DOH

292 50. When the authenticity of an original birth certificate is called in to question SSA employees  
293 are instructed to ask applicants to request a copy of their original birth certificate if it is available  
294 and would not be a hardship to get.<sup>58</sup>

295 51. The standard described by the SSA is supported by Evidence Rule ER1003 and ER1004.<sup>59</sup>  
296 The Best Evidence Rule, embodied in FRE 1002, on its express terms, requires “*the original*  
297 *writing, recording, or photograph*” to be introduced when offered to “*prove the content of a*  
298 *writing, recording, or photograph.*”

299 **Allegedly, It Would Not Be A Hardship For Candidate Obama To Get His Original 1961**  
300 **Long Form Certificate of Live Birth**<sup>60</sup>

301 52. The Hawaii DOH has stated that they retain possession of Obama’s original 1961 Certificate  
302 of Live Birth and that they do not get rid of original birth records. “*We don’t destroy vital*  
303 *records,*” Health Department spokeswoman Janice Okubo said. “*That’s our whole job, to*  
304 *maintain and retain vital records.*” And “*We have back ups of our back ups.*”<sup>61</sup> Obama says he  
305 just got copies of the original in April 2011. Accordingly, Hawaii can produce what they say is  
306 Obama’s original Certificate of Live Birth in the original paper form and microfiche for forensic  
307 comparison to the one posted on the White House Website, to the paper photocopies Obama says  
308 his personal lawyer, Judith Corley, picked up from the Hawaii DOH<sup>62</sup> and to their own May  
309 2012 verification.

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<sup>58</sup> Ex41 SSA POMS GN 00301.015, SSA Handbook 1702 Evidence to be submitted.

<sup>59</sup> ER 1003 Genuine Question Raised About Original, ER 1004 Other Evidence Only If Original Not Available

<sup>60</sup> ER 1004 (a)(b) Original required unless...

<sup>61</sup> Ex42 Hawaii Okubo statement, retaining Obama BC records

<sup>62</sup> Ex24 White House Gaggle p.

310 53. By inviting Plaintiff to view and come to a conclusion about his original 1961 birth  
311 certificate, Candidate Obama has conferred a level of expertise to Plaintiff concerning said  
312 document.

313 **Closing**

314 54. Plaintiff has presented substantial evidence that the purported original, 1961 long form  
315 Certificate of Live Birth, for Candidate Barack Obama, posted on the White House Website on  
316 April 27, 2011, is a forgery.

317 55. Plaintiff has demonstrated that Candidate Obama, whether involved in the forgery or not, has  
318 presented this forged document with the express intent to use it as an offer of proof, to every  
319 elector in Washington State and to our Secretary of State, that he is an eligible Presidential  
320 Candidate.

321 56. Plaintiff alleges, with sufficient certainty, that the posting of this alleged original birth  
322 document to the White House Website and the ensuing Press Conference, on April 27th, 2011,  
323 was fraud, the false representation of a document and the continued concealment of what should  
324 have been disclosed—Obama’s original long-form Certificate of Live Birth, if it indeed exists.  
325 The related crime of uttering a forged document has also occurred because someone posted an  
326 inauthentic identity document with the intent to pawn it off as a genuine scanned photocopy of  
327 Obama’s original 1961 Certificate of Live Birth.

328 57. A forged document can not prove eligibility and the introduction of this forgery, by  
329 Candidate Obama, undermines the presumption of truth the Secretary affords candidates. For this  
330 reason Obama’s name should be kept off the 2012 General Election ballot as a candidate for  
331 president.

332 58. After reviewing the law and SOS procedures Plaintiff concluded that the Secretary has a duty  
333 to uniformly carry out federal elections and to create “uniform forms and procedures”. The  
334 Secretary instructs Write-In Candidates for President and Vice President to sign an Eligibility  
335 Oath and instructs them, before they sign the oath, “You must ensure that you meet all  
336 qualifications of the office.”

337 59. The Secretary has certified Candidate Obama’s name for the ballot without instructing him to  
338 meet the qualifications and without receiving a signed eligibility oath.

339 60. The Secretary is violating WAC 434-215-165 by certifying the names of major party  
340 Presidential and Vice Presidential Candidates for the General Election ballot without receiving a  
341 Certificate of Nomination<sup>63 64</sup> and a list of electors from said party resulting from their  
342 nomination process.

343

344 Signed \_\_\_\_\_, Seattle Washington.

345 Linda Jordan

346

347 Date \_\_\_\_\_.

348

349

350 Notary Signature \_\_\_\_\_.

351

352 Date \_\_\_\_\_.

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<sup>63</sup> Ex2 SOS Appearing on the Presidential Ballot, 2012

<sup>64</sup> Ex43 King County Candidate Guide 2012