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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

Dr. ORLY TAITZ, ESQ, PRO SE
Plaintiff,

v.

Barack Hussein Obama,

Defendant.

§
HONORABLE ROYCE LAMBERTH
PRESIDING
Civil Action: 10-151 RCL
§
REPLY TO OPPOSITION TO
PRELIMINARY INJUNCTION
§
ORAL ARGUMENT REQUESTED
§

Motion for leave of court to add Ronald Machen , JR, US Attorney, Rudolph Contrehras, Assistant US Attorney, Alan Burch, Assistant US Attorney as additional defendants and add a Cause of Action for RICO-Racketeering Influenced Corrupt Organizations as an Additional cause of action in the first Amended Complaint.

1. RICO

One of the reasons for need for recusal of the US attorney's office, is a conflict of interest between the interests of the main client of the US Attorney's office-People of the United States of America and interests of the Defendant Barack Hussein Obama.

The number one function of the US Attorney's office is to protect us, the public from criminal activity, violation of criminal statutes, fraud and treason.

I have presented in my Quo Warranto complaint not only ample evidence of Barack Obama usurping the position of the President and Commander in Chief, but

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Taitz v Obama. Reply to Opposition to Application for Preliminary Injunction

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3 of him violating federal statutes, defrauding Social Security and engaging in identity
4 theft in using social security number 042-68-4425.

5 I have provided affidavits from licensed investigators, as well as an official
6 Selective Service printout, showing him using this Social Security number, even
7 though it was assigned to another individual, born in 1890 and assigned in CT
8 between 1976-1977, while Obama resided in HI, and in light of the fact that Obama
9 was never a resident of CT.

10 This evidence is so overwhelming, that it doesn't even require additional
11 investigation.

- 12 • **Pursuant to US Code Title 18, Part 1, Chapter 1 § 4 - Misprision of**
13 **Felony**
- 14 • **§ 5-121.05. Compromise of felony ; withholding information; receiving**
15 **compensation from person arrested or liable to arrest; permitting escape.**
16 **It is unlawful for any private detective, or any member of the police**
17 **force, or for any other person to compromise a felony or any other**
18 **unlawful act, or to participate in, assent to, aid or assist any person**
19 **suspected of crime to escape a full judicial examination by failing to give**
20 **known facts or reasonable causes of suspicion, or withholding any**
21 **information relative to the charge or suspicion from the proper judicial**
22 **authorities; or in any manner to receive any money, property, favor, or**
23 **other compensation from, or on account of, any person arrested or**
24 **subject to arrest for any crime or supposed crime; or to permit any such**
25 **person to go at large without due effort to secure an investigation of such**
26 **supposed crime. And for any violation of the provisions of this section, or**
27 **either of them, such member of the police force, or private detective, or**
28 **other person guilty thereof, shall be deemed as having compromised a**
felony , and shall be thereafter prohibited from acting as an officer of
said police force, or as a private detective, and shall be prosecuted to the
extent of the law for aiding criminals to escape the ends of justice.

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27 **Title 18, Part 1, Chapter 1 § 3. Accessory after the fact:**

28 **Whoever, knowing that an offense against the United States has been**
committed, receives, relieves, comforts or assists the offender in order to hinder

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3 **or prevent his apprehension, trial or punishment, is an accessory after the fact.**
4 **Except as otherwise expressly provided by any Act of Congress, an accessory**
5 **after the fact shall be imprisoned not more than one-half the maximum term of**
6 **imprisonment or (notwithstanding section 3571) fined not more than one-half**
7 **the maximum fine prescribed for the punishment of the principal, or both; or if**
8 **the principal is punishable by life imprisonment or death, the accessory shall be**
9 **imprisoned not more than 15 years.**

10 US attorneys' actions in not prosecuting this matter goes beyond mere
11 negligence, it falls within the realm of misprision of felony, compromising of felony
12 and aiding and abetting commission of felony, predicate acts, which will tie in the
13 above US attorneys to Mr. Obama and sufficient for RICO legal action.

14 These actions of Obama and US attorneys have exposed me to further severe
15 emotional distress, assaults, insults, death threats, and numerous hate crimes relating
16 to my legal actions, representing my clients and myself and trying to protect the
17 public at large from this massive fraud committed by Obama and currently aided and
18 abetted by US attorneys.

19 **2. As felonies were reported, the court itself cannot ignore those issues and**
20 **obligated to investigate**

21 Evidence reported in the complaint and the application for preliminary injunction
22 provides affidavits of licensed investigators as well as Selective service official
23 printout, which clearly indicate use of multiple social security numbers, social
24 security fraud, identity theft, fraud as well as high likelihood of a number of other
25 white color crimes by the defendant. At this point if the court does not grant the
26 application or dismisses the complaint, the court itself will be guilty of aiding and
27 abetting all of the above crimes and misprision of felonies. As such the court has no
28 other alternative, but to proceed with the discovery, and proceed expeditiously.

3. The court is entitled to obtain Defendant's Records.

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3 The defendant intentionally misrepresents the complaint by claiming that the
4 plaintiff is not entitled to the Defendant's records quoting Freedom of Information
5 Act.

6 This is a case of Quo Warranto. The defendant is an attorney, who during the
7 campaign represented himself as a constitutional scholar and a constitutional
8 professor. As such he is surely aware of the fact that Quo Warranto has existed for
9 some 700 years before the Freedom of Information act was ever enacted.

10 I have requested that the Attorney General and US attorney fulfill their duties
11 and verify Obama's qualifications under Quo Warranto. As they breached their
12 duties, I am asking the court to grant me Ex Relator Status, step in the shoes of these
13 derelict US attorneys, who didn't do their job, which we, the tax payers, have paid
14 them to do. As the court grants me Ex Relator status, I will be entitled to obtain all
15 the necessary records to prove or disprove Obama's legitimacy. This shows that the
16 Defendants assertion that I have no Entitlement to records is an absurd and was
17 brought to confuse Your Honor.

18 **4. Defendant's claim that my complaint is a non-justiciable political question,**
19 **is a complete absurdity and was brought to mislead Your Honor.**

20 About a third of the brief, 4-5 pages is completely irrelevant, as those are
21 devoted to the mechanisms of the elections and removal of the president from office.
22 I have **never asked your Honor to remove Mr. Obama from office.** All I have
23 asked for, is discovery, and based on this discovery, a declaratory relief, declaring
24 whether Mr. Obama has indeed qualified to office or not per Quo Waranto and per
25 Article 2, Section 1 of the Constitution. Did he provide valid records or did he
26 defraud the voters, Electors and Congress? This is the whole purpose of Quo
27 Warranto. Quo Warranto was used for hundreds of years. It is codified in DC
28 statutes as explained in the complaint. The Department of Justice and US Attorneys'

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3 office in the Central District of CA argued that the District of Columbia is the proper
4 jurisdiction and Judge David O. Carter has dismissed the Quo Warranto in CA,
5 noting that he doesn't want to "rob the District of Columbia of its' Jurisdiction." We
6 are now in the correct jurisdiction, I applied correct statutes. After the discovery and
7 trial, your Honor will make a Declaratory Relief, whether the defendant was
8 qualified based on Quo Warranto or whether he occupied his position based on
9 fraud. After the declaratory relief the Congress and Senate will be able to proceed
10 with impeachment and removal. I am providing, as exhibits, letters I have received
11 from Senator McCain, Mr. Obama's opponent in the 2008 general election, and a
12 letter from senator Sessions received by one of my supporters. Both letters state that
13 they cannot get involved, while the matter is being decided by the courts, as this will
14 be seen as an ethical violation and interference with the work of another branch of
15 the government. As the District of Columbia is a proper jurisdiction and Congress
16 cannot get involved until there is a judicial determination and declaratory relief, it is
17 not only your right your Honor to adjudicate, **it is not only a justiciable issue, but**
18 **as the Chief Judge for the US District Court for the District of Columbia, you**
19 **have a duty to exercise your jurisdiction, as according to the undying words of**
20 **Justice Marshall, not exercising Jurisdiction, where it lies, is a treason to the**
21 **Constitution.**

22 Moreover, I have presented evidence of felony committed by the defendant in his
23 use of multiple Social Security numbers, as well as clear evidence of his use of the
24 Social Security number of at least one deceased individual. Your Honor, as an officer
25 of the court, you have an obligation to proceed, as not doing so will expose Your
26 Honor to the liability of aiding and abetting commission of felony and misprision of
27 felony. Your Honor has no other choice, but to proceed with the discovery.
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5. Standing

As I have stated previously, this complaint is a motion for leave of court for Ex Relator status in Quo Warranto. **DC statute does not require any particular standing or any damages for Quo Warranto, therefore standing and damages are moot points, brought by the defendant to simply muddy the issues.**

Muddy the issues, is probably the operative term to characterize the opposition brief, as it didn't address any issue, didn't address any law or any injury. It was written specifically to skirt the issues, misrepresent the facts and belittle and denigrate me in the eyes of the court. Very telling, is a remark on page 8, line 1, calling application for preliminary injunction rambling. I have to state that the opposition brief definitely goes beyond rambling, it goes into the territory of assault on the intelligence of each and every American, and there are millions of Americans following this case. The opposition brief did not address any fact or any law presented in the application.

The defense claims that I didn't suffer any injury. The defense can't find any injury in the Obama administration applying pressure on different agencies intimidating and harassing me and my plaintiffs and investigators. They could not find any harm in daily death threats, vandalism, tampering with my car and endangering my family, constant assaults coming from the media, which became the regime propaganda machine, from the law enforcement and US attorney's office itself refusing to investigate any crimes against me, or from use of the Judiciary as a tool to intimidate me and endanger my law license.

What exactly will it take for the Department of Justice to concede that indeed I was harmed or in imminent danger of being harmed? Do I need to be actually

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3 crucified? Knowing the modus operandi of Holder Department of Justice, I am not
4 sure even that will be enough. They might still find some reason to state that there
5 was no harm, no injury. They probably will state that the nails were not long enough,
6 who knows...

7 The extent of damages and indifference and unwillingness to act by law
8 enforcement and the Department of Justice has prompted me to file a complaint with
9 the UN commission for Human Rights defendants.

10 To summarize the issue of damages standing, I have enumerated my damages in
11 grand detail in the complaint, however I did not need to show any damages, as Quo
12 Warranto statute does not require one seeking ex relator status any particular
13 standing or damages.

14 **6. Additional standing as a Republican candidate for the position of**
15 **Secretary of State of California**

16 Currently I am running as a Republican for the position of the Secretary of State
17 of California. I have previously on multiple occasions requested from the current
18 Secretary of State Debra Bowen, a Democrat, information regarding Mr. Obama's
19 eligibility. I believe that Ms. Bowen has refused to verify Mr. Obama's eligibility
20 and refused to provide me and my clients, candidates on the ballot in 2008 election,
21 pertinent information for political reasons. There was no justification in her refusal to
22 verify Mr. Obama's vital records and eligibility. I have filed legal actions in the
23 state of CA on behalf of my client Ambassador Alan Keyes, presidential candidate
24 on the ballot in *Keyes et al v Bowen et al*, as well as on behalf of vice presidential
25 candidate for Ron Paul, Ms. Gail Lightfoot. On December 12, at 4:40PM, before the
26 electoral vote I have filed with the Supreme Court on behalf of Gail Lightfoot et al
27 an application for stay of the electoral vote *Lightfoot et al v Bowen 08A524*. Chief
28 Justice John Roberts has decided to hear this case in the conference of all nine

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3 Justices on January 23, however inexplicably the case was erased from the docket on
4 January 21st. After complaints from the public the case was re-entered on the docket,
5 however at a later date, as I questioned Justice Scalia about the case, he had no
6 knowledge of the existence of the case. I have addressed this matter with Justice
7 Roberts on March 13, 2009. (youTubeOrlyTaitzAddressingJohnRoberts). After
8 nearly a year I did not hear from Justice Roberts or any of the law enforcement in
9 relation to erasing of my case from the docket.

10 All the above facts show that I in good conscience exhausted all means available,
11 and Quo Warranto is the only legal action available to resolve the issue of eligibility
12 and suspected fraud committed by the defendant in the 2008 Presidential election.

13 7. Traceability of injury

14 The defense is stating that the injury of \$20,000 sanctions is not traceable to the
15 defendant. Let's try it again slowly.

16 **I never had any sanctions assessed against me: never before and never after.**
17 **I never had any reprimand against me. I have a perfectly clean record.** The only
18 time in my life, when I was sanctioned by the court, is where Judge Land stated that
19 my representation of the members of US military questioning Barack Obama's
20 legitimacy to presidency is frivolous, and due to that he sanctioned me.

21 Let's see, what did he find frivolous? I forwarded to Judge Land reports from
22 licensed investigators, showing that Obama used multiple social security numbers,
23 none of which were issued in Hawaii, where he claims he was born, and where he
24 was raised. Who is usually using multiple social security numbers of others?
25 Typically people, who were not born in this country, are the people, who do not have
26 a valid social security number and need to resort to stealing the Social Security
27 numbers of others.

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I presented information that Obama refused to unseal his original birth certificate and all other vital records, and the fact that the state of Hawaii statute 338-17 allows a **foreign born** child of Hawaiian resident to get a Hawaiian birth certificate, as well as the fact that statute 338-5 allows one to get a birth certificate of one relative **based on a statement of one relative only without any corroborative evidence**. This evidence is **at least** sufficient evidence to order discovery. Clearly there is nothing frivolous in bringing an action on behalf of the members of the military seeking to verify Obama's legitimacy in light of all the above facts.

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Who sealed his original vital records, who is refusing to unseal them? Obama!

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Who is using social security numbers of deceased individuals and numbers never assigned? Obama!

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Judge Land is a federal employee and as such works for the Chief Executive in the Federal government, Obama. Does the assistant US attorney have to be Albert Einstein to be able to trace the connection between Barack Obama's social security fraud, his obfuscation of all of his records, my bringing this issue to court and the decision by judge Land to use \$20,000 in sanctions to silence me? I believe traceability is very clear and I don't need to belabor on this any further.

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8. Background of the case

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About a third of the brief is dedicated to the background of the case, which was completely bent out of shape and the truth was misrepresented. I don't need to write 5-6 page of the background. I can summarize the background of the case in one sentence. Obama's legitimacy for presidency was never adjudicated on the merits, no discovery was done, since no judge so far had the guts to hear the case on the merits.

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We don't need to go far. A year ago Attorney John Hamenway, 30 year veteran of JAG and State department foreign corps have brought to this district court Obama eligibility issue Hollister v Soetoro. Obama was named by the last name he used in

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3 Indonesia, Soetoro, since there is no record of him legally changing his name back to
4 Obama, and there is a high likelihood that Obama was inaugurated and sworn in
5 under the name, which is not legally his. Judge James L. Robertson came up with a
6 decision, that the proper prima facia evidence should not be viewed and discovery
7 and trial should not go on, since Obama's legitimacy for presidency "was twittered
8 and massaged on the blogs". The whole country didn't know whether to laugh or to
9 cry reading this opinion of a Federal judge. To add insult to injury Judge Robertson
10 has threatened attorney Hemenway with sanctions. Same modus operandi, as I
11 experienced with Judge Land. The only difference was, that older Judge Robertson
12 had enough life wisdom, common sense and experience to stop short of actually
13 assessing those sanctions, he stopped at repriment, which Hemenway is currently
14 appealing in the Court of Appeals. Younger and more eager to get promotions Judge
15 Land actually assessed those sanctions. Regardless of nuances both decisions are
16 upfront to basic law and Constitution and decency. Today Judge Robertson is
17 known through the blogosphere, through the Internet as a twitter judge. As I have
18 filed my complained with the UN and has given some 700 interviews all over the
19 World. Attorney, judges and public around the World are buffled and bewildered at
20 what is happening in the US. Clearly Judge Robertson knows that twittering and
21 massaging on the blogs is not a proper form of evidence, that there is a need to
22 unseal the original birth certificate and all the other vital records. So what is the
23 explanation to such indefensible decisions? The only reasonable explanation, is that
24 not only attorneys like I and Hemenway were threatened, but Federal Judges
25 themselves were threatened and intimidated by the Obama regime, by the Obama
26 administration, that there was some fear of retaliation from Holder department of
27 Justice, from Pelosi Congress.

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Here is another example. I am forwarding a transcript of the July 13 hearing in Keyes et al v Obama in front of judge David O. Carter in the Central District of CA (as more plaintiffs were later added to the case, and the plaintiffs were listed in alphabetical order, it was renamed as Barnett et al v Obama et al). At a time when Judge Land claimed that Obama illegitimacy cases are frivolous, a more experienced judge David O. Carter was stating on the record time and again that this case is very important for the military and for the country as a whole, and it needs to be heard on the merits. Judge Carter has scheduled the case for trial for January 26, 2010 in CA. Later, on October 1, 2009 Obama administration was able to place as a law clerk with judge Carter one Sidharth Velamoor, an attorney who is still listed as working for Perkins Coie, Obama's defense firm, the firm of Robert Bauer, Chief White House Legal Counsel. From October 1 the attorney for the defense firm was doing legal research for the presiding judge and drafting orders. Is it surprising to you Your Honor to find out that judge Carter has suddenly changed his opinion and decided that he no longer has jurisdiction, even though he was adamant he had it before. I suddenly felt that I was immersed back in the nightmare of the dictatorial regime of the Communist Soviet Union, from which I escaped earlier. There were other interesting connections and correlations between Mr. Velamoor and Mr. Obama. Both of them are officially graduates of Columbia university, however different legal directories show Velamoor graduating either from Columbia law school or Commenis law school in Bratislava Slovakia and some 400 students attending Columbia same time as Obama and taking same courses as Obama can't remember seeing him there. Yet another interesting fact: both came from the same small community of Mercer island, WA. While Obama claims, that his mother lived on HI in 1961-1962, official records of the university of HI show her as dropping out at this time. She was nowhere to be found for nine months from December 1960 to end of

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3 August 1961, when she reappeared on Mercer island and enrolled as a student in
4 University of Seattle Washington for Fall and winter quarters of 1961-1962. Nothing
5 about Mr. Obama seems to be true. A lot about Mr Obama is questionable an a
6 reason for deep concern. What I am doing today is equal to a new civil rights
7 movement, a movement to reassert civil rights of the US citizens to have their cases
8 heard in the court of law based on the Constitution, based on clear evidence, proper
9 original valid records, not based on twittering, not based on intimidation of judges
10 and attorneys. If Obama regime is successful in silencing attorneys like me, working
11 pro bono to uphold the constitutional freedoms, then we don't have a Constitution,
12 then we have a dictatorship, a tyranny.

13 Your Honor the choice is clear: you can be one of those judges who summarily
14 dismissed each and every pleading by Thurgood Marshall, not willing to rock the
15 boat and the establishment, or you can be Judge Earl Warren of the 21st Century and
16 uphold the system of Justice and the Constitution.

17 Fraud is a fraud, regardless of who perpetrates it, whether it is perpetrated by one
18 forging documents to get a deed to a house or a lease to the White House. No one is
19 above the law. The Nation is watching and the Nation is waiting. UN committee for
20 Defenders of the Human Rights is watching and waiting for your decision. After I
21 have done over 700 interviews all over the World, the World is watching and waiting
22 for your decision. Your decision can be one of obfuscation of all of vital records of
23 one sitting in the White House, it can be a decision of aiding and abeting Social
24 Security Fraud and Misprision of Felony of Social Security Fraud and Identity theft
25 by Mr. Obama, or it can be a decision of upholding the law. Your decision can
26 signify further persecutions of me, as a decedent fighting Obama regime, or it can be
27 a decision putting an end to persecutions. The decision is yours and the Nation is
28 watching and the World is watching.

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Wherefore the plaintiff respectfully requests this Honorable court to deny the defendant's motion to dismiss and grant her application for injunctive relief as stated above.



/s/ DR ORLY TAITZ ESQ

By: _____
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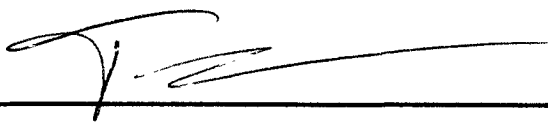
I CERTIFY THAT TRUE AND CORRECT COPY OF THE ABOVE PLEADINGS WAS SERVED on 02.12.10 by First Class Mail.

Alan Burch, Assistant United States Attorney for the District of Columbia

555 4th str.,N.W.

Washington D.C. 20530

/s/Orly Taitz



Dr. Orly Taitz Esq
29839 Santa Margarita PKWY
Rancho Santa Margarita CA 92688

Proposed Order

Plaintiff's Application for preliminary injunction is granted.

Defendant's motion to dismiss is denied.

Defendant is ordered to release by March 8,2010 his original birth certificate, which was allegedly obtained based on the defendant's birth in Kapiolani hospital in Hawaii on 08.04.61.

Defendant is ordered to release his birthing (live birth or labor and delivery) file from Kapiolani Hospital by March 8, 2010.

Defendant is ordered to release by March 8 his school enrolment records and financial aid application records from Occidental college, Columbia University, Harvard University and Punahoa High School.

Defendant is ordered to release by March 8, 2010 any and all of his passport applications.

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Defendant is ordered to release by March 8, 2010 his Social Security application and explain why Social Security number, used by him for most of his life, including Selective Service application shows 042- ,the code of the State of CT, even though the defendant never resided there, and why this number shows as being assigned to an individual born in 1890, even though the defendant was not born in 1890 and is not 120 years old.

Defendant is ordered to provide an explanation by March 8, 2010, why National databases Choice Point and Lexis –Nexis show him using as many as 39 different Social Security numbers, none of which were issued in the state of Hawaii.

Mr. Michael Astrue, Director of the Social Security Administration, is ordered to provide by March 8, 2010 an original Social Security application for Barack Hussein Obama and an explanation why is he using a Social Security number issued in the state of Ct, to an individual born in 1890, even though the Defendant never resided in the state of CT and was not born in 1890, as well as access to the original Social Security application of the Defendant to be granted to the Plaintiff’s forensic document expert.

Secretary of State Hillary Clinton is ordered to release by March 8, 2010 Defendant’s passport application and access to such application to be granted to the Plaintiff’s forensic document expert.

It is so ordered and adjudged

Honorable Royce C. Lamberth