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Honorable Attorney General John J. Burns

Recently, you represented the State of Alaska in litigation with several other States that challenged the constitutionality of the recently enacted Federal Health Care Law "*The Patient Protection and Affordable Care Act.*" Pub. L. No. 111-148, 124 Stat. 119 (2010), as amended by the "*Health Care and Education Reconciliation Act*" of 2010, Pub. L. No. 111-152, 124 Stat. 1029 (2010) [*Obamacare*].¹ It appears that the Federal Courts are now split in their Opinion in that the case in which the State of Alaska was a party was ruled "*unconstitutional*" for violating the *Interstate Commerce Clause* of the U.S. Constitution with other Federal Courts ruling that Obamacare was within the constitutional authority of Congress to enact.

There is an issue of law that has been overlooked by the States and that is the legitimacy of Office that Barack Obama now holds, the Office of the President of the United States.

There has been a lot to do over Barack Obama not being a "*natural born citizen,*" a qualification requirement to be the President of the United States. We have seen

¹/ STATE OF FLORIDA, by and through Attorney General Pam Bondi, et al.; v. UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al., Case No.: 3:10-cv-91-RV/EMT

several Federal Court cases questioning the “*Birth Certificate*” of Obama with all of those cases being dismissed for one reason or another. But Barack Obama’s “*Birth Certificate*” is really a none issue as Barack Obama is a federal citizen that is subject to the jurisdiction of the United States under the Fourteenth (14th) Amendment to the United States Constitution. As the 14th Amendment does not confer “*Political Rights*” [*Privileges*] to hold Public Offices of the United States, Barack Obama usurps the Presidential Office of the United States. As Barack Obama is a usurper of Office, he does not have nor has he ever had any authority to sign “*Acts*” of Congress into law nor attach his signature to any Document of the United States as President of the United States. All positional appointments made or submitted to the U.S. Senate for confirmation by Barack Obama are all “*Null*” and “*Void*” as a matter of law.

The State of Alaska and other Plaintiffs to the Obamacare litigation have standing to move the U.S. Attorney General or the U.S. Attorney for the District of Columbia to initiate a *Quo Warranto* proceeding in the name of the United States that questions Barack Obama’s authority to hold the Office of United States President. Although the U.S. Congress declared within the Code for the District of Columbia that the U.S. Attorney General and the U.S. Attorney have discretion to entertain such proceedings, I personally disagree as all Public Officials of the United States and the states of the Union have taken an “*Oath of Office*” to protect and defend the U.S. Constitution. The People have never granted any Public Official discretionary duty to perform that Oath of Office.

Barack Hussein Obama II was born on August 4, 1961, at “*Kapi’olani Maternity & Gynecological Hospital*” (now called “*Kapi’olani Medical Center for Women & Children*”) in Honolulu, Hawaii. His mother, Stanley Ann Dunham, was born in Wichita, Kansas. of mostly English descent, her family also traces to Germany and Ireland; his great-great-great grandfather was born in County Offaly. His father, Barack Obama, Sr., was a Luo from Nyang’oma Kogelo, Nyanza Province, Kenya. Obama's parents met in 1960 in a Russian language class at the University of Hawaii at Mānoa, where his father was a foreign student on scholarship. The couple married on February 2, 1961, separated when Obama Sr. went to Harvard University

on scholarship, and divorced in 1964. Obama Sr. remarried and returned to Kenya, visiting Barack in Hawaii only once, in 1971. He died in an automobile accident in 1982. After her divorce, Dunham married Indonesian student Lolo Soetoro, who was attending college in Hawaii. When Suharto, a military leader in Soetoro's home country, came to power in 1967, all Indonesian students studying abroad were recalled, and the family moved to the Menteng neighborhood of Jakarta. From ages six to ten, Obama attended local schools in Jakarta, including Besuki Public School and St. Francis of Assisi School. In 1971, Obama returned to Honolulu to live with his maternal grandparents, Madelyn and Stanley Armour Dunham, and attended Punahou School, a private college preparatory school, from the fifth grade until his graduation from high school in 1979. Obama's mother returned to Hawaii in 1972, remaining there until 1977 when she went back to Indonesia to work as an anthropological field worker. She finally returned to Hawaii in 1994 and lived there for one year, before dying of ovarian cancer. Of his early childhood, Obama recalled, “*That my father looked nothing like the people around me—that **he was black as pitch**, my mother white as milk—barely registered in my mind.*” He described his struggles as a young adult to reconcile social perceptions of his **multiracial** heritage. (*Emphasis added*).

As Barack Obama is the son of a *Black African* man and a *White Caucasian* women, Barack Obama is of Negro descent that is described in law as a “*Mullato*.” The U.S. Supreme Court declared within the case of *Dred Scott v. Sanford*, 60 U.S. 393 (1856) that Negroes and Mulattos have no status to be “*Citizens of the United States*” and thus the need for the Fourteenth (14th) Amendment to the U.S. Constitution. Barack Obama’s status is that of being a government created “*federal 14th Amendment citizen*” that has no Political Rights [*Privileges*] other than those granted to him by other Constitutional Amendments, (*such as the Fifteenth (15th) Amendment granting the Political Right [Privilege] to Vote*). **THERE ARE NO CONSITUTIONAL AMENDMENTS THAT GIVE BARACK OBAMA OR ANY OTHER NONE WHITE CITIZEN OR WOMEN POLITICAL RIGHTS (*PRIVILEGES*) TO HOLD PUBLIC OFFICES OF THE UNITED STATES.** The U.S. Congress has no authority to grant any none white citizen

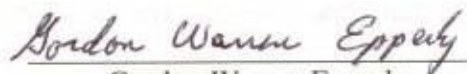
or women the authority to hold public offices of the United States without first proposing and adopting Amendments to the U.S. Constitution. There are no U.S. Statutes at Large that grants Barack Obama the authority to hold “*Public Offices*” of the United States. As offensive this may be, the U.S. Constitution is not a popularity contest, it is law.

It is the duty of every Attorney General of every state of the Union to protect and defend the U.S. Constitution. The Attorney General for the State of Alaska has a duty under the U.S. Constitution to encourage the U.S. Attorney General or the U.S. Attorney for the District of Columbia to institute a *Quo Warranto* proceeding into the Presidential Office of the United States.

As I am not an Attorney, I have attached my understanding of the law of “*Citizenship*” and enclosed a copy of “*Quo Warranto*” discussions by two Attorneys. I have also enclosed a copy of the case: *Newman v. United States ex Rel. Frizzell*, 238 U.S. 537 (1915) wherein the U.S. Supreme Court explains the *Quo Warranto* law of the District of Columbia. I hope the enclosures will be helpful.

Please send me a copy of the letter that you will be mailing to the U.S. Attorney General or to the U.S. Attorney. Keep me advised of any alternative actions that may be taken by the Alaska State Department of Law.

Sincerely Yours


Gordon Warren Epperly

cc: State of Florida Attorney General
Office of President of the United States
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