

BRIEF IN SUPPORT OF PETITION FOR GRIEVANCES & DEMAND FOR HEALTHY SCHOOL POLICIES THAT PUT KIDS FIRST

U.S.C. 1st Amendment clearly states: Congress shall make no law respecting an establishment of religion or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.

U.S.C. 5th Amendment...Deprivation of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.

Title 18 U.S.C. §242 Deprivation of Rights under Color of Law makes it a crime for a person acting under color of any law to willfully deprive a person of a right or privilege protected by the Constitution or laws of the United States.

Title 18 U.S.C. §241 Conspiracy Against Rights. If two or more persons conspire to injure, oppress, threaten, or intimidate any person in any State, Territory, Commonwealth, Possession, or District in the free exercise or enjoyment of any right or privilege secured to him by the Constitution or laws of the United States.

16 Am Jur 2d §71 Effect of Emergency. It is sometimes argued that the existence of an emergency allows the existence and operation of powers, national or state, which violate the inhibitions of the Federal Constitution. The rule is quite otherwise. No emergency justifies the violation of any of the provisions of the United States Constitution.

16 Am Jur 2d §98 Effect of Public Emergency. While an emergency cannot create power, and no emergency justifies the violation of any of the provisions of the United States Constitution or state Constitution public emergency.

16 Am Jur 2d, §177 late 2d, §256: Unconstitutional Official Acts. The general misconception is that any statute passed by legislators bearing the appearance of law constitutes the law of the land. An unconstitutional law cannot operate to supersede any existing valid law.

Doe #1 v. Rumsfeld 297 F. Supp.2d 119 (2003) The court held: "...The United States cannot demand that members of the armed forces also serve as guinea pigs for experimental drugs." Id. At 135. No court has EVER upheld a mandate for an EUA vaccine.

Davis v. Wechsler, 263 US 22,24 "Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them."

Miranda v. Arizona, 384 US 436, 491. "The claim and exercise of a Constitutional right cannot be converted into a crime."

Miller v. US, 230 F 486, 491. "There can be no sanction or penalty imposed upon one because of this exercise of Constitutional rights."

Elmore v. McCammon (1986) 640 F. Supp. 905 "...the right to file a lawsuit pro-se is one of the most important rights under the Constitution and laws."

Mattox v. U.S., 156 US 237, 243. (1985) "We are bound to interpret the Constitution in the light of the law as it existed at the time it was adopted."

City of Dallas v Mitchell, 245 S.W. 944. "To take away all remedy for the enforcement of a right is to take away the right itself. But that is not within the power of the State."

SECTION 802 OF THE USA PATRIOT ACT (Pub. L. No. 107-52) expanded the definition of terrorism to cover "'domestic,'" as opposed to international, terrorism. A person engages in domestic terrorism if they do an act "dangerous to human life" that is a violation of the criminal laws of a state or the United States, if the act appears to be intended to: (i) intimidate or coerce a civilian population; (ii) influence the policy of a government by intimidation or coercion.

Washington State Constitution Article 1, Declaration of Rights

SECTION 1 POLITICAL POWER. All political power is inherent in the people, and governments derive their just powers from the consent of the governed, and are established to protect and maintain individual rights.

SECTION 2 SUPREME LAW OF THE LAND. The Constitution of the United States is the supreme law of the land.

SECTION 3 PERSONAL RIGHTS. No person shall be deprived of life, liberty, or property, without due process of law.

SECTION 4 RIGHT OF PETITION AND ASSEMBLAGE. The right of petition and of the people peaceably to assemble for the common good shall never be abridged.

SECTION 5 FREEDOM OF SPEECH. Every person may freely speak, write and publish on all subjects, being responsible for the abuse of that right.

SECTION 6 OATHS - MODE OF ADMINISTER- ING. The mode of administering an oath, or affirmation, shall be such as may be most consistent with and binding upon the conscience of the person to whom such oath, or affirmation, may be administered.

SECTION 7 INVASION OF PRIVATE AFFAIRS OR HOME PROHIBITED. No person shall be disturbed in his private affairs, or his home invaded, without authority of law.

SECTION 8 IRREVOCABLE PRIVILEGE, FRAN- CHISE OR IMMUNITY PROHIBITED. No law granting irrevocably any privilege, franchise or immunity, shall be passed by the legislature.

SECTION 9 RIGHTS OF ACCUSED PERSONS. No person shall be compelled in any criminal case to give evidence against himself, or be twice put in jeopardy for the same offense.

SECTION 10 ADMINISTRATION OF JUSTICE.

Justice in all cases shall be administered openly, and without unnecessary delay.

SECTION 11 RELIGIOUS FREEDOM. Absolute freedom of conscience in all matters of religious sentiment, belief and worship, shall be guaranteed to every individual, and

no one shall be molested or disturbed in person or property on account of religion; but the liberty of conscience hereby secured shall not be so construed as to excuse acts of licentiousness or justify practices inconsistent with the peace and safety of the state. No public money or property shall be appropriated for or applied to any religious worship, exercise or instruction, or the support of any religious establishment: PROVIDED, HOWEVER, That this article shall not be so construed as to forbid the employment by the state of a chap- lain for such of the state custodial, correctional, and mental institutions, or by a county's or public hospital district's hospital, health care facility, or hospice, as in the discretion of the legislature may seem justified. No religious qualification shall be required for any public office or employment, nor shall any person be incompetent as a witness or juror, in consequence of his opinion on matters of religion, nor be questioned in any court of justice touching his religious belief to affect the weight of his testimony.

SECTION 12 SPECIAL PRIVILEGES AND IMMUNITIES PROHIBITED. No law shall be passed granting to any citizen, class of citizens, or corporation other than municipal, privileges or immunities which upon the same terms shall not equally belong to all citizens, or corporations.

SECTION 13 HABEAS CORPUS. The privilege of the writ of habeas corpus shall not be suspended, unless in case of rebellion or invasion the public safety requires it.

SEE THIS LINK FOR [FULL WA STATE CONSTITUTION](#)

RCW 42.56.030 Construction: The people of this state do not yield their sovereignty to the agencies that serve them. The people in delegated authority, **DO NOT** give their public servants the right to decide what is good for the people to know and what is **NOT** good for them to know. The people insist on remaining informed so that they may maintain control over the instruments they have created. This chapter shall be liberally construed to promote this public policy and to assure that the public interest will be **FULLY PROTECTED**.

- **RCW 4.96.010 Tortious conduct of local governmental entities-** Liability for damages. All local governmental entities, whether acting in a governmental or proprietary capacity, shall be liable for damages arising out of their tortious conduct, or the tortious conduct of their past or present officers, employees, or volunteers while performing or in good faith purporting to perform their official duties, to the same extent as if they were a private person or corporation.
- **RCW 4.96.020 Tortious conduct of local governmental entities and their agents- Claims-presentment and filing-Contents.** The provisions of this section apply to claims for damages against all local governmental entities and their officers, employees, or volunteers, acting in such capacity. The failure of a local governmental entity to comply with the requirements of this section precludes that local governmental entity raising a defense under this chapter.

- [RCW 9.04.010](#) **False advertising**...which advertisement contains any assertion representation or statement of fact which is untrue, deceptive or misleading, shall be guilty of a misdemeanor.
- [RCW 9.04.050](#) False, misleading, deceptive advertising
- [RCW 9.04.060](#) False, misleading, deceptive advertising-Action to restrain and prevent.
- [RCW 9.04.080](#) False, misleading, deceptive advertising-Assurance of discontinuance of unlawful practice.
- [RCW 69.04](#) **INTRASTATE COMMERCE IN DRUGS AND COSMETICS**
- [RCW 69.04.001](#) **Statement of purpose.** This chapter is intended to enact state legislation (1) which safeguards the public health and promotes the public welfare by protecting the consuming public from (a) potential injury by product use.
- [RCW 69.04.016](#) “Misleading labeling or advertisement,” how determined.
- [RCW 69.04.060](#) Criminal penalty for violations.
- [RCW 69.04.070](#) Additional penalty.

CONSTITUTIONAL CONCLUSION: Notice to School Boards

Wherefore as you are a representative of the people and you have a responsibility to do the right thing to protect the children in your school, to honor the rights of the parents, and to abide by WA State Law and the State Constitution that empower individuals and not the state agencies that serve them, it is time to remove the unlawful and harmful mask mandates, social distancing, covid testing/temperature taking and/or forced experimental gene therapy injections known as the COVID19 vaccine.

Certain laws show that the Governor, the Secretary of Health, the Department of Health, and L&I are operating outside of the law, and by continuing to follow their direction, you are, too.

Abide by the Oath of Office that you took and uphold the United States and [Washington State](#) Constitutions, and Put Kids First.

"RESISTANCE TO TYRANTS IS OBEDIENCE TO GOD." – BEN FRANKLIN