

American Justice Corporation
1776 I St. NW, 9th Floor
Washington DC 20006

IN THE UNITED STATES DISTRICT COURT
IN AND FOR THE SOUTHERN DISTRICT OF FLORIDA

American Travelers,
A Plaintiff Class,

By and Through:

The American Justice Corporation,
Filing Plaintiff.

PLAINTIFFS

v.

Barry Soetoro a.k.a.
Barack H. Obama

Janet Napolitano

In their Individual and Official
Capacities

DEFENDANTS

CASE No.: **13-CV-80028-KLR**

**COMPLAINT BY A CLASS OF
PERSONS PURSUANT TO
42 USC § 1983,
18 USC §§ 241-245,
AND FRCP RULE 23**

JURY DEMANDED

JURISDICTION

- 1) This Court has Jurisdiction Per 42 U.S.C § 1983, 18 U.S.C. §§ 241 - 245, The United States Constitution Article III, Article IV, Amendments IV and XIV, FRCP Rule 23.

VENUE

2) Venue is proper herein, as Filing Plaintiff is a Citizen of the United States Of America The State of Florida, and a resident of Palm Beach County. Claims pursuant to Florida Constitution Article I Sections 1, 2, 4, 5, 9, 12, 20, and 23, and the Florida Revised Statutes cited infra, are brought herein pursuant to 28 U.S.C. § 1441 et. seq.

NATURE OF CLAIM

3) This is a Civil Rights Lawsuit. It is being filed as a Class-Action because the acts committed by defendants and charged herein, are a matter of policy and custom, (not law), and the abuses suffered thereby are common to all persons who choose to exercise their Fundamental Right to Travel through the use of Public Air Transportation. This complaint specifically charges the policy and custom of using sub-vestial electromagnetically-radiative visual observation devices, used by the Transportation Security Administration, (hereafter "TSA"), under orders and direction of defendants Obama and Napolitano, and the physical body-search performed by the TSA and it's officers, under Orders and direction of defendants Obama and Napolitano, as a violation of Plaintiffs' Rights to To Be Let Alone, To Personal Privacy, To Be Free From Assault, To Be Free From Harassment, and to Be Free From Crimes Being Committed Against Them, during their enjoyment or free exercise of their Fundamental Right to Travel by Public Air Transportation. Defendant Obama is sued as the principle liable party, Defendant Napoliatano is sued for accomplice liability for carrying out or acceding to defendant Obama's policy or custom stated herein.

4) This Complaint seeks redress of grievances exclusively by injunctive and declaratory relief, both preliminary, and to be decided by a Jury, and therefor Plaintiffs seek speedy hearing of this matter for the purposes of Declaratory Judgment pursuant to FRCP 57.

PLAINTIFFS

5) Class Plaintiff American Travelers is comprised of any person within the sovereign or geographical boundaries of the United States of America, who chooses to exercise their Fundamental Right to Travel by the use of Public Air Transportation, and who chooses to represent herein.

6) Piero Bugoni is President of The American Justice Corporation, and the real party responsible for appearing herein as The American Justice Corporation.

7) The American Justice Corporation is a not-for-profit corporation established pursuant to 26 U.S.C. § 501(c)(3), for the purposes of lessening the burdens of government by providing less restrictive alternatives to compelling government objectives. The American Justice Corporation Appears herein as the Party responsible for paying the filing fee in this matter, notifying the public of its existence, and collecting affidavits from individual members of Plaintiff Class, American Travelers.

FACTS COMMON TO ALL COUNTS

8) Filing Plaintiff is an American Traveler, and a member of Plaintiff Class "American Travelers." Filing Plaintiff, and all members of Plaintiff Class, regularly exercise, or seek to exercise their Fundamental Right to travel through the use of Public Air Transportation. Because of a policy and custom carried out by defendants, Plaintiff Class American Travelers are subject to violations of their Fundamental Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, To Be Free From Harassment, and to Be Free From Crimes Being Committed Against Them, in order to enjoy or exercise their Fundamental Right to Travel by Public Air Transportation.

9) No Citizen must be required to forfeit any Right in order to enjoy the benefit of some other.

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- 10) A cabinet office is not an elected office of public trust and carries no more authority to set public policy than the janitor at the federal court house.
 - 11) Napolitano is appointed to administer a policy and custom set by Obama, or worse, consented to by him, or abdicated thereto.
 - 12) Citizens have a Right to be free from harassment and annoyance by government.
 - 13) Citizens have the exclusive Right to decide all public policy.
 - 14) Citizens have a Right to a Republican form of Government.
 - 15) Citizens have the Right to be free from ultimata given by public officers dictating that they must accept any government conduct of any kind.
 - 16) Citizens have a Right to Privacy and to the Right to Privacy of their own body.
 - 17) Citizens have a Right to Personal Space and to be free from intrusions thereupon.
 - 18) Citizens have an Absolute Right to Be Let Alone.
 - 19) Citizens have a Right to be free from being compelled by any kind of coercion whatsoever, to waive or forfeit in any way, any Right, for any reason whatsoever, and certainly not as any kind of requirement to the enjoyment or exercise of any other Right.
 - 20) Filing Plaintiff, and all members of Plaintiff class seek redress herein for the specific grievance that unsolicited contact from any person, and in particular ALL INDIVIDUALS ASSOCIATED WITH GOVERNMENT, is annoying in se, and explicitly not consented to
- 28 by Plaintiff Class, or any individual therein, and any failure by defendants and their

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subordinates to IMMEDIATELY AND PERMANENTLY cease and desist such conduct constitutes Adequate Provocation, Harassment, Annoyance, Assault, Coercion, Threat, and a violation in se of their Rights to Personal Space, to a Republican Form of Government, to Be Let Alone, to be Free From Harassment and To Be Free From Crimes Being Committed Against Them.

21) Whatever supposedly legitimate government objectives may be sought by defendant's conduct charged herein, there are less restrictive alternatives available.

22) Public Air Transportation Carriers are Private Corporations, and with regard to security policy, are able to afford differential levels of service. For those who consider personal safety paramount, any particular carrier may perform searches and seizures commensurate with those carried out by the TSA, and Travelers may waive their Constitutional Protections and consent to such treatment. Other persons, for whom their Constitutional Protections are inviolate, any particular carrier may set security procedures that are not violative of Constitutional Law.

23) In addition to the Federally protected Rights enumerated herein, Citizens of the State of Florida have the Rights to Be Let Alone, Pursuant to Florida Constitution Article 1, Section 23, and to be free from government by Communism, Naziism, or Fascism, pursuant to FRS 876.01, and FRS 876.02, and to be free pursuant to FRS 876.34, from any persons combining to usurp government, and to be free from persons combining against any part of the people of the state, per FRS 876.35

24) When an American Traveler who is a Citizen of The State of Florida travels beyond the sovereign boundary of The State of Florida, they do not waive, or abandon in any way their Rights and the protections thereof afforded by the Florida Constitution and Florida

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Law, but within our Federal Union, carry with them The Full Faith and Credit of that

1 Constitution and Law, and acquire in addition, the Rights and Protections afforded by the Sovereignty of whatever State they enter.

25) The electromagnetically-radiative sub-vestial visual observation devices deployed by defendants place Citizens lives, health, and Safety in Jeopardy.

26) All electromagnetic radiation known is known to affect atomic and molecular stasis. People exploit this physics routinely for things like cooking and heating. It is evident from public domain experience that both invisible microwaves, and visible orange-red light, can heat water and lipids, denature protein, and trigger the oxidation of carbohydrates. The same type of electromagnetic energy is used in both cases, what differs in such an example is the frequency with which the electromagnetic field oscillates, and its amplitude.

27) The sort of changes that electromagnetic radiation causes to a persons biochemistry always takes some amount of time to be perceived. There is no set time limit. Many such changes can only ever be traced by inference to any events that caused them. The electromagnetically-radiative scanners used by the TSA cannot ever be known to be safe unless every person who will ever be exposed to them has been, and sufficient time has passed since that it can be determined that there were no ill effects. i.e, they reach the same age that they would otherwise, and none are perceived.

28) Defendant Obama stated during his 2011 State of The Union Address that he was aware of the conduct of TSA officers and that it is carried out with his consent.

29) Article IV Section IV of The United States Constitution Guarantees Plaintiff Class A Republican Form of Government. Regardless of how that may be defined in the Law, it can be defined equally by what it is not. It is not tyranny. It is not dictatorship. It is not socialism.

28 It is not fascism. It is not naziism. It is not communism. It is at minimum, "Rex Publicus" -

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"The Public Rules".

CAUSE OF ACTION

30) COUNT 1:

Defendant: Barack H. Obama

31) Allegation of Constitutional Right Violated Count 1:

Obama has acted without consent of the governed. This constitutes a violation in se of our Constitutional Law. Individuals have a Right to proper subordination of all public officers whether they act for profit or of trust.

32) Specific Facts In Support of Allegation:

Obama has instituted by order or leave, a policy and custom whereby federally employed officers for profit are physically assaulting, harassing, annoying, molesting, and placing the lives, health and safety of Citizens who choose to exercise their fundamental Right to Travel in danger. The use of sub-vestial visual scanners by the government are a violation of a Citizen's Right to Be Free From Unwarranted Searches. The "pat down" (as Obama referred to the policy and custom during his 2011 State of The Union Address), where Federal officers for profit, (herein "TSA Officers"), search American Travelers pursuing their Fundamental Right to Travel by groping them, molesting them, and physically assaulting them violates Plaintiff Class' Right to be Free From Unwarranted Searches and Seizures. Plaintiff Class exercises its Fundamental Right to Travel by Public Air Transportation, and seeks to do so undeterred, or "chilled" from doing so, in any way. Obama's policy deters American Travelers by threat of crime, threat of arrest or civil action, annoyance sufficient to constitute harassment, disgust, obscenity, and offensiveness, from exercising their Fundamental Right to Travel, or subjects them to this victimization thereby, when they choose to do so. All members of Plaintiff Class are aggrieved by the policy and custom of

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both the use of sub-vestial visual observation devices, and the "pat-down", as Obama himself named it.

33) Law Governing, Count 1:

Defendant Obama's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV; and Article IV Section 4.

42 U.S.C. § 1983, 18 U.S.C. §§ 241 - 245, 18 U.S.C. § 113, 18 U.S.C. § 1801, 18 USC. § 2236, 18 USC. §§ 2241 - 2248, 18 USC. § 2251 et seq., 18 USC. § 2231(5), 18 U.S.C. § 872, 18 U.S.C. §§ 371, 373, 18 U.S.C. § 2340, 18 U.S.C. § 2381 et seq.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

FRS 876.02, FRS 876.05, FRS 876.06, FRS 876.34, FRS 876.35, and any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular, Chapter 847.

34) Relief Requested Count 1:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.

3) Declaratory Judgment that:

- a) All Persons have an exclusive and absolute Right to their Personal Space, and;
- b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;
- c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.

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4) Permanent Injunction prohibiting any federal officer under Obama's executorship from ever violating any provision of the US Constitution, or any State or Federal, or Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.

5) Preliminary Injunction ordering defendant Obama to demand publicly the immediate forfeiture to the United States of America, the Public Property that is Napolitano's Cabinet Office.

35) COUNT 2:

Defendant: Janet Napolitano

36) Allegation of Constitutional Right Violated Count 2:

Napolitano has carried out and administered the policy and custom decided by Obama as stated in Count 1, and is liable both as a principle and accomplice therefor.

37) Specific Facts In Support of Allegation:

The specific facts stated Count 1, are incorporated and restated herein. Napolitano has been appointed as a Cabinet Officer to administer and implement policy as decided or acceded to by Obama. For carrying out this policy, and failing to refuse to do so, Napolitano is liable as an accomplice.

38) Law Governing, Count 2:

Defendant Napolitano's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV, and Article IV Section 4.

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42 U.S.C. § 1983, 18 U.S.C. §§ 241 - 245, 18 U.S.C. § 113, 18 U.S.C. § 1801, 18 USC. §

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2236, 18 USC. §§ 2241 - 2248, 18 USC. § 2251 et seq., 18 USC. § 2231(5), 18 U.S.C. § 872, 18 U.S.C. §§ 371, 373, 18 U.S.C. § 2340, 18 U.S.C. § 2381 et seq.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

FRS 876.02, FRS 876.05, FRS 876.06, FRS 876.34, FRS 876.35 and any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular, Chapter 847.

39) Relief Requested Count 2:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.

3) Declaratory Judgment that:

- a) All Persons have an exclusive and absolute Right to their Personal Space, and;
- b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;
- c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.

4) Permanent Injunction prohibiting any federal officer under Napolitano's management from ever violating any provision of the US Constitution, or any State or Federal, or Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.

5) Preliminary Injunction ordering defendant Napolitano to return immediately to the United States of America the Public Property that is her Cabinet Office.

6) Permanent Injunction prohibiting defendant Napolitano from associating in any way with any individual, party, board, organization, corporation, or otherwise, for the purpose of labor

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1 to, or engaging in commerce with, The United States of America, or any of its Several States.

40) COUNT 3:

Defendant: Barack H. Obama

41) Allegation of Constitutional Right Violated Count 3:

Defendant Obama by his policy and custom of searching and seizing Citizens prior to engaging in Public Air Travel, violates a person's Right to Individual Personal Privacy.

42) Specific Facts In Support of Allegation:

When a person is viewed sub-vestially by electromagnetic radiation by TSA officers, their privacy has been violated, and when a TSA officer gropes their mammaria or genitalia, their "Person" has been seized. No member of Plaintiff class ever consents to any such actions. No victimization of any member of Plaintiff Class, by such conduct, or suffering by them to date of such conduct is any kind of consent to, or tolerance whatsoever thereof.

43) Law Governing, Count 3:

Defendant Obama's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV; and Article IV Section 4.

42 U.S.C. § 1983, 18 U.S.C. §§ 241 - 245, 18 U.S.C. § 113, 18 U.S.C. § 1801, 18 USC. § 2236, 18 USC. §§ 2241 - 2248, 18 USC. § 2251 et seq., 18 USC. § 2231(5), 18 U.S.C. § 872, 18 U.S.C. §§ 371, 373, 18 U.S.C. § 2340, 18 U.S.C. § 2381 et seq.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

FRS 876.02, FRS 876.05, FRS 876.06, FRS 876.34, FRS 876.35, and any applicable

28 provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular,

44) Relief Requested Count 3:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.
- 3) Declaratory Judgment that:
 - a) All Persons have an exclusive and absolute Right to their Personal Space, and;
 - b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;
 - c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.
- 4) Permanent Injunction prohibiting any federal officer under Obama's executorship from ever violating any provision of the US Constitution, or any State or Federal, or Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.
- 5) Preliminary Injunction ordering defendant Obama to demand publicly the immediate forfeiture to the United States of America, the Public Property that is Napolitano's Cabinet Office.

45) COUNT 4:

Defendant: Janet Napolitano

46) Allegation of Constitutional Right Violated Count 4:

Napolitano shares accomplice liability with principle Obama for carrying out and

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administering Obama's policy of searching and seizing Citizens prior to engaging in Public Air Travel, which violates a person's Right to Individual Personal Privacy.

47) Specific Facts In Support of Allegation:

The specific facts stated Count 3, are incorporated and restated herein.

48) Law Governing Count 4:

Defendant Napolitano's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV, and Article IV Section 4.

42 U.S.C. § 1983, 18 U.S.C. §§ 241 - 245, 18 U.S.C. § 113, 18 U.S.C. § 1801, 18 USC. § 2236, 18 USC. §§ 2241 - 2248, 18 USC. § 2251 et seq., 18 USC. § 2231(5), 18 U.S.C. § 872, 18 U.S.C. §§ 371, 373, 18 U.S.C. § 2340, 18 U.S.C. § 2381 et seq.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

FRS 876.02, FRS 876.05, FRS 876.06, FRS 876.34, FRS 876.35 and any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular, Chapter 847.

49) Relief Requested Count 4:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.

3) Declaratory Judgment that:

- a) All Persons have an exclusive and absolute Right to their Personal Space, and;
- b) No Person is required to tolerate any Federal, State or other government officer in

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their Personal Space, ever, and;

c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.

4) Permanent Injunction prohibiting any federal officer under Napolitano's management from ever violating any provision of the US Constitution, or any State or Federal, or Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.

5) Preliminary Injunction ordering defendant Napolitano to return immediately to the United States of America the Public Property that is her Cabinet Office.

6) Permanent Injunction prohibiting defendant Napolitano from associating in any way with any individual, party, board, organization, corporation, or otherwise, for the purpose of labor to, or engaging in commerce with, The United States of America, or any of its Several States.

50) COUNT 5:

Defendant: Barack H. Obama

51) Allegation of Constitutional Right Violated Count 5:

Defendant Obama by his policy and custom of searching and seizing Citizen's prior to engaging in Public Air Travel, violates a person's Right to Be Let Alone.

52) Specific Facts In Support of Allegation:

Being Let Alone means NO CONTACT WHATSOEVER by any government officer, for any reason whatsoever. Alone means singular, one person in the absence of any other, and when in public it means at minimum as such within their Personal Space.

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53) Law Governing, Count 5:

Defendant Obama's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV; and Article IV Section 4.

42 U.S.C. § 1983, 18 U.S.C. §§ 241 - 245, 18 U.S.C. § 113, 18 U.S.C. § 1801, 18 USC. § 2236, 18 USC. §§ 2241 - 2248, 18 USC. § 2251 et seq., 18 USC. § 2231(5), 18 U.S.C. § 872, 18 U.S.C. §§ 371, 373, 18 U.S.C. § 2340, 18 U.S.C. § 2381 et seq.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

FRS 876.02, FRS 876.05, FRS 876.06, FRS 876.34, FRS 876.35, and any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular, Chapter 847.

54) Relief Requested Count 5:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.

3) Declaratory Judgment that:

- a) All Persons have an exclusive and absolute Right to their Personal Space, and;
- b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;
- c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.

4) Permanent Injunction prohibiting any federal officer under Obama's executorship from ever violating any provision of the US Constitution, or any State or Federal, or

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Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal

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Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.

5) Preliminary Injunction ordering defendant Obama to demand publicly the immediate forfeiture to the United States of America, the Public Property that is Napolitano's Cabinet Office.

55) COUNT 6:

Defendant: Janet Napolitano

56) Allegation of Constitutional Right Violated Count 6:

Defendant Napolitano by administering Obama's policy and custom of searching and seizing Citizen's prior to engaging in Public Air Travel, violates a person's Right to Be Let Alone.

57) Specific Facts In Support of Allegation:

The specific facts stated Count 5, are incorporated and restated herein. Napolitano shares accomplice liability with principle Obama for carrying out and administering Obama's policy of searching and seizing Citizens prior to engaging in Public Air Travel, and thereby violating their Right to Be Let Alone.

58) Law Governing, Count 6:

Defendant Napolitano's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV, and Article IV Section 4.

42 U.S.C. § 1983, 18 U.S.C. §§ 241 - 245, 18 U.S.C. § 113, 18 U.S.C. § 1801, 18 USC. § 2236, 18 USC. §§ 2241 - 2248, 18 USC. § 2251 et seq., 18 USC. § 2231(5), 18 U.S.C. § 872, 18 U.S.C. §§ 371, 373, 18 U.S.C. § 2340, 18 U.S.C. § 2381 et seq.

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Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

1 FRS 876.02, FRS 876.05, FRS 876.06, FRS 876.34, FRS 876.35 and any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular, Chapter 847.

59) Relief Requested Count 6:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.
- 3) Declaratory Judgment that:
 - a) All Persons have an exclusive and absolute Right to their Personal Space, and;
 - b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;
 - c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.
- 4) Permanent Injunction prohibiting any federal officer under Napolitano's management from ever violating any provision of the US Constitution, or any State or Federal, or Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.
- 5) Preliminary Injunction ordering defendant Napolitano to return immediately to the United States of America the Public Property that is her Cabinet Office.
- 6) Permanent Injunction prohibiting defendant Napolitano from associating in any way with any individual, party, board, organization, corporation, or otherwise, for the purpose of labor to, or engaging in commerce with, The United States of America, or any of its Several States.

60) COUNT 7:

Defendant: Barack H. Obama

61) Allegation of Constitutional Right Violated Count 7:

Obama's policy of search and seizing persons prior to their engaging in Public Air Travel violates Plaintiffs' Right To Personal Space.

62) Specific Facts In Support of Allegation:

"Personal Space" means the space around a person, and is usually about hitting distance, that is the proximity for which it is perfectly normal to hit someone for entering it, with the intention of driving them off, and for the purpose of convincing them not to return. Each person has a Right to their personal space, and to be free from intrusion thereupon. TSA officers under Obama's orders, or leave, enter the proximity of, and grope, grab and otherwise offensively touch all persons seeking to engage in Public Air Travel.

63) Law Governing, Count 7:

Defendant Obama's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV; and Article IV Section 4.

42 U.S.C. § 1983, 18 U.S.C. §§ 241 - 245, 18 U.S.C. § 113, 18 U.S.C. § 1801, 18 USC. § 2236, 18 USC. §§ 2241 - 2248, 18 USC. § 2251 et seq., 18 USC. § 2231(5), 18 U.S.C. § 872, 18 U.S.C. §§ 371, 373, 18 U.S.C. § 2340, 18 U.S.C. § 2381 et seq.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

FRS 876.02, FRS 876.05, FRS 876.06, FRS 876.34, FRS 876.35, and any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular, Chapter 847.

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64) Relief Requested Count 7:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.
- 3) Declaratory Judgment that:
 - a) All Persons have an exclusive and absolute Right to their Personal Space, and;
 - b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;
 - c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.
- 4) Permanent Injunction prohibiting any federal officer under Obama's executorship from ever violating any provision of the US Constitution, or any State or Federal, or Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.
- 5) Preliminary Injunction ordering defendant Obama to demand publicly the immediate forfeiture to the United States of America, the Public Property that is Napolitano's Cabinet Office.

65) COUNT 8:

Defendant: Janet Napolitano

66) Allegation of Constitutional Right Violated Count 8:

Same as Count 7, incorporated and restated herein.

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67) Specific Facts In Support of Allegation:

The specific facts stated in Count 7 are incorporated and restated herein. Napolitano holds accomplice liability for administering Obama's policy and custom of searching and seizing Plaintiffs prior to their engaging in Public Air Travel.

68) Law Governing, Count 8:

Defendant Napolitano's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV, and Article IV Section 4.

42 U.S.C. § 1983, 18 U.S.C. §§ 241 - 245, 18 U.S.C. § 113, 18 U.S.C. § 1801, 18 USC. § 2236, 18 USC. §§ 2241 - 2248, 18 USC. § 2251 et seq., 18 USC. § 2231(5), 18 U.S.C. § 872, 18 U.S.C. §§ 371, 373, 18 U.S.C. § 2340, 18 U.S.C. § 2381 et seq.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

FRS 876.02, FRS 876.05, FRS 876.06, FRS 876.34, FRS 876.35 and any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular, Chapter 847.

69) Relief Requested Count 8:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.

3) Declaratory Judgment that:

- a) All Persons have an exclusive and absolute Right to their Personal Space, and;
- b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;

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c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.

4) Permanent Injunction prohibiting any federal officer under Napolitano's management from ever violating any provision of the US Constitution, or any State or Federal, or Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.

5) Preliminary Injunction ordering defendant Napolitano to return immediately to the United States of America the Public Property that is her Cabinet Office.

6) Permanent Injunction prohibiting defendant Napolitano from associating in any way with any individual, party, board, organization, corporation, or otherwise, for the purpose of labor to, or engaging in commerce with, The United States of America, or any of its Several States.

70) COUNT 9:

Defendant: Barack H. Obama

71) Allegation of Constitutional Right Violated, Count 9:

Obama's Policy of ordering, or acceding to TSA officers to searching and seizing Citizens prior to engaging in Public Air Travel violates Plaintiff's Rights to be Free From Crimes Being Committed against them.

72) Specific Facts In Support of Allegation:

Per the Florida Revised Stautes cited in this Count, the policy and custom of non-consensual contact by TSA officers are crimes within the State of Florida. Further they are violations of 18 U.S.C §§ 241-245, and the Federal Criminal Statutes Cited.

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73) Law Governing, Count 9:

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Defendant Obama's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV; and Article IV Section 4.

42 U.S.C. § 1983, 18 U.S.C. §§ 241 - 245, 18 U.S.C. § 113, 18 U.S.C. § 1801, 18 USC. § 2236, 18 USC. §§ 2241 - 2248, 18 USC. § 2251 et seq., 18 USC. § 2231(5), 18 U.S.C. § 872, 18 U.S.C. §§ 371, 373, 18 U.S.C. § 2340, 18 U.S.C. § 2381 et seq.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

FRS 876.02, FRS 876.05, FRS 876.06, FRS 876.34, FRS 876.35, and any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular, Chapter 847.

74) Relief Requested Count 9:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.

3) Declaratory Judgment that:

- a) All Persons have an exclusive and absolute Right to their Personal Space, and;
- b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;
- c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.

4) Permanent Injunction prohibiting any federal officer under Obama's executorship from ever violating any provision of the US Constitution, or any State or Federal, or

Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being

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Committed Against Them.

75) 5) Preliminary Injunction ordering defendant Obama to demand publicly the immediate forfeiture to the United States of America, the Public Property that is Napolitano's Cabinet Office.

76) COUNT 10:

Defendant: Janet Napolitano

77) Allegation of Constitutional Right Violated Count 10:

Napolitano is liable as an accomplice for principle Obama's Policy of ordering, or acceding to, TSA officers searching and seizing Citizens prior to engaging in Public Air Travel that violates Plaintiff's Rights to be Free From Crimes Being Committed against them.

78) Specific Facts In Support of Allegation:

The specific facts stated Count 9, are incorporated and restated herein.

79) Law Governing Count 10:

Defendant Napolitano's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV, and Article IV Section 4.

42 U.S.C. § 1983, 18 U.S.C. §§ 241 - 245, 18 U.S.C. § 113, 18 U.S.C. § 1801, 18 USC. § 2236, 18 USC. §§ 2241 - 2248, 18 USC. § 2251 et seq., 18 USC. § 2231(5), 18 U.S.C. § 872, 18 U.S.C. §§ 371, 373, 18 U.S.C. § 2340, 18 U.S.C. § 2381 et seq.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

FRS 876.02, FRS 876.05, FRS 876.06, FRS 876.34, FRS 876.35 and any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular,

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Chapter 847.

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80) Relief Requested Count 10:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.
- 3) Declaratory Judgment that:
 - a) All Persons have an exclusive and absolute Right to their Personal Space, and;
 - b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;
 - c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.
- 4) Permanent Injunction prohibiting any federal officer under Napolitano's management from ever violating any provision of the US Constitution, or any State or Federal, or Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.
- 5) Preliminary Injunction ordering defendant Napolitano to return immediately to the United States of America the Public Property that is her Cabinet Office.
- 6) Permanent Injunction prohibiting defendant Napolitano from associating in any way with any individual, party, board, organization, corporation, or otherwise, for the purpose of labor to, or engaging in commerce with, The United States of America, or any of its Several States.

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81) COUNT 11:

Defendant: Janet Napolitano

82) Allegation of Constitutional Right Violated Count 11:

Right to be Free from Ultimata from Government dictating anything ever.

83) Specific Facts In Support of Allegation:

Defendant Napolitano has stated: "If you don't like it... Don't Fly!"

The correct statement however, is: "We don't like it... So You Don't Govern." Plaintiff Class is "We" in this matter, and Plaintiff Class hereby affirms that they do not like it, ("it" being Obama's policy and custom challenged herein), and because of that, Napolitano will not govern.

84) Law Governing, Count 11:

Defendant Napolitano's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV, and Article IV Section 4.

42 U.S.C. § 1983, 18 U.S.C. §§ 241 - 245, 18 U.S.C. § 113, 18 U.S.C. § 1801, 18 USC. § 2236, 18 USC. §§ 2241 - 2248, 18 USC. § 2251 et seq., 18 USC. § 2231(5), 18 U.S.C. § 872, 18 U.S.C. §§ 371, 373, 18 U.S.C. § 2340, 18 U.S.C. § 2381 et seq.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

FRS 876.02, FRS 876.05, FRS 876.06, FRS 876.34, FRS 876.35 and any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular, Chapter 847.

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85) Relief Requested Count 11:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.
- 3) Declaratory Judgment that:
 - a) All Persons have an exclusive and absolute Right to their Personal Space, and;
 - b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;
 - c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.
- 4) Permanent Injunction prohibiting any federal officer under Napolitano's management from ever violating any provision of the US Constitution, or any State or Federal, or Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.
- 5) Preliminary Injunction ordering defendant Napolitano to return immediately to the United States of America the Public Property that is her Cabinet Office.
- 6) Permanent Injunction prohibiting defendant Napolitano from associating in any way with any individual, party, board, organization, corporation, or otherwise, for the purpose of labor to, or engaging in commerce with, The United States of America, or any of its Several States.

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86) COUNT 12:

Defendant: Barack H. Obama

87) Allegation of Constitutional Right Violated Count 12:

Right to Be Free From Unwarranted Search and Seizure

88) Specific Facts In Support of Allegation:

No warrants have ever been issued upon any member of Plaintiff Class, that they be searched prior to engaging in Public Air Travel, and no person engaging in a Fundamental or other Right, such as in Interstate Commerce, is probable cause ever that any warrant shall issue. Plaintiff Class has been subjected to warrantless search and seizure, as well as being deterred by annoyance, disgust and threat from enjoying and Freely exercising Constitutionally Protected Fundamental Rights.

89) Law Governing, Count 12:

Defendant Obama's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV; and Article IV Section 4.

42 U.S.C. § 1983, 18 U.S.C. §§ 241 - 245, 18 U.S.C. § 113, 18 U.S.C. § 1801, 18 USC. § 2236, 18 USC. §§ 2241 - 2248, 18 USC. § 2251 et seq., 18 USC. § 2231(5), 18 U.S.C. § 872, 18 U.S.C. §§ 371, 373, 18 U.S.C. § 2340, 18 U.S.C. § 2381 et seq.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

FRS 876.02, FRS 876.05, FRS 876.06, FRS 876.34, FRS 876.35, and any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular, Chapter 847.

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90) Relief Requested Count 12:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.
- 3) Declaratory Judgment that:
 - a) All Persons have an exclusive and absolute Right to their Personal Space, and;
 - b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;
 - c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.
- 4) Permanent Injunction prohibiting any federal officer under Obama's executorship from ever violating any provision of the US Constitution, or any State or Federal, or Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.
- 5) Preliminary Injunction ordering defendant Obama to demand publicly the immediate forfeiture to the United States of America, the Public Property that is Napolitano's Cabinet Office.

91) COUNT 13:

Defendant: Janet Napolitano

92) Allegation of Constitutional Right Violated Count 13:

Right to Be Free From Unwarranted Search and Seizure

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93) Specific Facts In Support of Allegation:

The specific facts stated Count 12, are incorporated and restated herein. Defendant Napolitano is liable as an accomplice for administering and implementing Principle Obama's policy and custom of searching and seizing Citizens who choose to engage in Public Air Travel.

94) Law Governing, Count 13:

Defendant Napolitano's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV, and Article IV Section 4.

42 U.S.C. § 1983, 18 U.S.C. §§ 241 - 245, 18 U.S.C. § 113, 18 U.S.C. § 1801, 18 USC. § 2236, 18 USC. §§ 2241 - 2248, 18 USC. § 2251 et seq., 18 USC. § 2231(5), 18 U.S.C. § 872, 18 U.S.C. §§ 371, 373, 18 U.S.C. § 2340, 18 U.S.C. § 2381 et seq.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

FRS 876.02, FRS 876.05, FRS 876.06, FRS 876.34, FRS 876.35 and any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular, Chapter 847.

95) Relief Requested Count 13:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.

3) Declaratory Judgment that:

- a) All Persons have an exclusive and absolute Right to their Personal Space, and;
- b) No Person is required to tolerate any Federal, State or other government officer in

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their Personal Space, ever, and;

c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.

4) Permanent Injunction prohibiting any federal officer under Napolitano's management from ever violating any provision of the US Constitution, or any State or Federal, or Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.

5) Preliminary Injunction ordering defendant Napolitano to return immediately to the United States of America the Public Property that is her Cabinet Office.

6) Permanent Injunction prohibiting defendant Napolitano from associating in any way with any individual, party, board, organization, corporation, or otherwise, for the purpose of labor to, or engaging in commerce with, The United States of America, or any of its Several States.

96) COUNT 14:

Defendant: Barack H. Obama

97) Allegation of Constitutional Right Violated Count 14:

Plaintiff's Right to be Free From Tortious Assault. This allegation is separate and distinct from Counts 9 and 10 which allege the crime of assault. This Count charges defendant Obama with respondeat superior liability for the Common Law tort of assault committed by TSA Officers.

98) Specific Facts In Support of Allegation:

No member of Plaintiff class ever consents in any way to being touched, groped, grabbed, or felt in any way by any officer of government, whether they be officers for profit or of trust.

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No victimization of any member of Plaintiff Class, by such conduct, or suffering by them to

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date of such conduct, is any kind of consent to or tolerance whatsoever thereof.

99) Law Governing Count 14:

Common Law Tort of Assault, Restatement (2d) of Torts, § 21.

Defendant Obama's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV; and Article IV Section 4.

42 U.S.C. § 1983.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

FRS 784.011 and any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular, Chapter 847.

100) Relief Requested Count 14:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.

3) Declaratory Judgment that:

- a) All Persons have an exclusive and absolute Right to their Personal Space, and;
- b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;
- c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.

4) Permanent Injunction prohibiting any federal officer under Obama's executorship from ever violating any provision of the US Constitution, or any State or Federal, or

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Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal

1 Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.

5) Preliminary Injunction ordering defendant Obama to demand publicly the immediate forfeiture to the United States of America, the Public Property that is Napolitano's Cabinet Office.

101) COUNT 15:

Defendant: Janet Napolitano

102) Allegation of Constitutional Right Violated Count 15:

Plaintiff's Right to be Free From Tortious Assault. This allegation is separate and distinct from Counts 9 and 10 which allege the crime of assault. This Count charges defendant Napolitano with accomplice liability for the Common Law tort of assault committed as a matter of custom by TSA Officers by Obama's policy.

103) Specific Facts In Support of Allegation:

The specific facts stated in Count 14 are incorporated and restated herein. Napolitano is liable as an accomplice for principle Obama's conduct charged therein.

104) Law Governing Count 15:

Common Law Tort of Assault, Restatement (2d) of Torts, § 21.

Defendant Napolitano's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV; and Article IV Section 4.

42 U.S.C. § 1983.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

28 FRS 784.011 and any applicable provisions of FRS Title XLIV, and Title XLV, and

Chapters 800, 817, 827, and in particular, Chapter 847.

105) Relief Requested Count 15:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.
- 3) Declaratory Judgment that:
 - a) All Persons have an exclusive and absolute Right to their Personal Space, and;
 - b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;
 - c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.
- 4) Permanent Injunction prohibiting any federal officer under Napolitano's management from ever violating any provision of the US Constitution, or any State or Federal, or Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.
- 5) Preliminary Injunction ordering defendant Napolitano to return immediately to the United States of America the Public Property that is her Cabinet Office.
- 6) Permanent Injunction prohibiting defendant Napolitano from associating in any way with any individual, party, board, organization, corporation, or otherwise, for the purpose of labor to, or engaging in commerce with, The United States of America, or any of its Several States.

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106) COUNT 16:

Defendant: Barack H. Obama.

107) Allegation of Constitutional Right Violated Count 16:

Plaintiff's Right to be Free From Tortious Harassment. This allegation is separate and distinct from Counts 9 and 10 which allege the crime of Harassment. This Count charges defendant Obama with respondeat superior liability for the Common Law tort of harassment committed as a matter of custom by TSA Officers by Obama's policy.

108) Specific Facts In Support of Allegation:

No member of Plaintiff class ever consents in any way to being touched, groped, grabbed, or felt in any way by any officer of government whether they be officers for profit or of trust.

No member of Plaintiff Class consents in any way to any entry whatsoever, into their Personal Space by any officer of government, whether they be officers for profit or of trust.

No victimization of any member of Plaintiff Class, by such conduct, or suffering by them to date of such conduct, is any kind of consent to or tolerance whatsoever thereof. All members of Plaintiff Class herein affirm that defendant Obama's policy and custom challenged herein are of such offense as to shock the conscience and constitute harassment in se.

109) Law Governing Count 16:

Defendant Obama's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV; and Article IV Section 4.

42 U.S.C. § 1983.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

Any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular, Chapter 847.

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110) Relief Requested Count 16:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.
- 3) Declaratory Judgment that:
 - a) All Persons have an exclusive and absolute Right to their Personal Space, and;
 - b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;
 - c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.
- 4) Permanent Injunction prohibiting any federal officer under Obama's executorship from ever violating any provision of the US Constitution, or any State or Federal, or Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.
- 5) Preliminary Injunction ordering defendant Obama to demand publicly the immediate forfeiture to the United States of America, the Public Property that is Napolitano's Cabinet Office.

111) COUNT 17:

Defendant: Janet Napolitano.

112) Allegation of Constitutional Right Violated Count 17:

Plaintiff's Right to be Free From Tortious Harassment. This allegation is separate and distinct from Counts 9 and 10 which allege the crime of Harassment. This Count charges defendant Napolitano with accomplice liability for the Common Law tort of harassment

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committed as a matter of custom by TSA Officers by Obama's policy.

113) Specific Facts In Support of Allegation:

The specific facts stated in Count 16 are incorporated and restated herein. Defendant Napolitano is liable as an accomplice for implementing principle Obama's policy and custom challenged herein.

114) Law Governing Count 17:

Defendant Napolitano's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV; and Article IV Section 4.

42 U.S.C. § 1983.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

Any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular, Chapter 847.

115) Relief Requested Count 17:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.

3) Declaratory Judgment that:

- a) All Persons have an exclusive and absolute Right to their Personal Space, and;
- b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;
- c) The use of force to remove any person from ones Personal Space, and permanently

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prohibiting their return, is not chargeable as a crime by any state or federal officer.

4) Permanent Injunction prohibiting any federal officer under Napolitano's management from ever violating any provision of the US Constitution, or any State or Federal, or Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.

5) Preliminary Injunction ordering defendant Napolitano to return immediately to the United States of America the Public Property that is her Cabinet Office.

6) Permanent Injunction prohibiting defendant Napolitano from associating in any way with any individual, party, board, organization, corporation, or otherwise, for the purpose of labor to, or engaging in commerce with, The United States of America, or any of its Several States.

116) COUNT 18:

Defendant: Barack Obama.

117) Allegation of Constitutional Right Violated Count 18:

Right to a Republican Form of Government.

118) Specific Facts In Support of Allegation:

Napolitano's ultimatum that "If you don't like it... Don't fly!" Violates Plaintiff Class' Rights as Americans to decide government policy. The correct statement for Napolitano to make is: "If you don't like it... I will adjust policy to accommodate the Public." Napolitano's statement indicates that she has no intention of accommodating the Public, and every intention of continuing to impose a course of conduct upon the public that violates state and federal statutory and Constitutional Law, and that the Public explicitly dissents to. Defendant Obama is liable as respondeat superior for Napolitano's wrongful conduct, and failure to rectify it.

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119) Law Governing Count 18:

Defendant Obama's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV; and Article IV Section 4.

42 U.S.C. § 1983, 18 U.S.C. §§ 241 - 245, 18 U.S.C. § 113, 18 U.S.C. § 1801, 18 USC. § 2236, 18 USC. §§ 2241 - 2248, 18 USC. § 2251 et seq., 18 USC. § 2231(5), 18 U.S.C. § 872, 18 U.S.C. §§ 371, 373, 18 U.S.C. § 2340, 18 U.S.C. § 2381 et seq.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

FRS 876.02, FRS 876.05, FRS 876.06, FRS 876.34, FRS 876.35, and any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular, Chapter 847.

120) Relief Requested Count 18:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.

3) Declaratory Judgment that:

- a) All Persons have an exclusive and absolute Right to their Personal Space, and;
- b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;
- c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.

4) Permanent Injunction prohibiting any federal officer under Obama's executorship from ever violating any provision of the US Constitution, or any State or Federal, or

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Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal

1 Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.

5) Preliminary Injunction ordering defendant Obama to demand publicly the immediate forfeiture to the United States of America, the Public Property that is Napolitano's Cabinet Office.

121) COUNT 19:

Defendant: Janet Napolitano

122) Allegation of Constitutional Right Violated Count 19:

Right to a Republican Form of Government.

123) Specific Facts In Support of Allegation:

Napolitano's ultimatum that "If you don't like it... Don't fly!" Violates Plaintiff Class' Rights as Americans to decide government policy. The correct statement for Napolitano to make is: "If you don't like it... I will adjust policy to accommodate the Public." Napolitano's statement indicates that she has no intention of accommodating the Public, and every intention of continuing to impose a course of conduct upon the public that violates state and federal statutory and Constitutional Law, and that the Public explicitly dissents to. Defendant Napolitano is liable thereby for violating Plaintiff Class' Right to a Republican Form of Government.

124) Law Governing Count 19:

Defendant Napolitano's conduct alleged in this Count is in violation of the following State and Federal Statutes and Law:

US Constitution, all applicable provisions, and in particular; Article III, Amendments I, IV, XIV, and Article IV Section 4.

28 42 U.S.C. § 1983, 18 U.S.C. §§ 241 - 245, 18 U.S.C. § 113, 18 U.S.C. § 1801, 18 USC. §

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2236, 18 USC. §§ 2241 - 2248, 18 USC. § 2251 et seq., 18 USC. § 2231(5), 18 U.S.C. § 872, 18 U.S.C. §§ 371, 373, 18 U.S.C. § 2340, 18 U.S.C. § 2381 et seq.

Florida Constitution Article I, §§ 1, 2, 4, 5, 9, 12, 20, 23.

FRS 876.02, FRS 876.05, FRS 876.06, FRS 876.34, FRS 876.35 and any applicable provisions of FRS Title XLIV, and Title XLV, and Chapters 800, 817, 827, and in particular, Chapter 847.

125) Relief Requested Count 19:

- 1) Preliminary injunction ordering the immediate cessation of use of all sub-vestial visual scanners, whether of electromagnetically radiative, or any other imaging mechanism, and;
- 2) Preliminary injunction ordering prohibition of any Federal employee entering the personal space of any Class Plaintiff, or other person during the course of, or as any kind of requisite to, engaging in Public Air Travel.
- 3) Declaratory Judgment that:
 - a) All Persons have an exclusive and absolute Right to their Personal Space, and;
 - b) No Person is required to tolerate any Federal, State or other government officer in their Personal Space, ever, and;
 - c) The use of force to remove any person from ones Personal Space, and permanently prohibiting their return, is not chargeable as a crime by any state or federal officer.
- 4) Permanent Injunction prohibiting any federal officer under Napolitano's management from ever violating any provision of the US Constitution, or any State or Federal, or Constitutional Law that Protects Citizens Individual Rights To Be Let Alone, To Personal Privacy, and to Be Free From Assault, Harassment, and to Be Free From Crimes Being Committed Against Them.
- 5) Preliminary Injunction ordering defendant Napolitano to return immediately to the United States of America the Public Property that is her Cabinet Office.
- 6) Permanent Injunction prohibiting defendant Napolitano from associating in any way with

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any individual, party, board, organization, corporation, or otherwise, for the purpose of labor

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to, or engaging in commerce with, The United States of America, or any of its Several States.

VI. ADDITIONAL RELIEF REQUESTED

126) In addition to the specific Relief requested in each Count herein, Plaintiff Class DEMANDS within the widest range of this Court's discretion, whatever Injunction or Ruling by this Court, whether preliminary or final, necessary to protect the Individual Safety, Privacy, Liberty Interests, and Individual Rights, of all Individuals within Plaintiff Class, seeking to exercise their Fundamental Right to Travel by the Use of Public Air Transportation.

127) The foregoing statements, and the following affidavit are hereby submitted to this Court in this matter, by Filing Plaintiff, Mr. Piero A. Bugoni, This _____ Day of _____, in the Year 20_____.

Filing Plaintiff - Pro Se.

Filing Plaintiff's Affidavit:

- 1) _____ I am an American Traveler.
 - 2) _____ I am aggrieved by the conduct of defendants Obama, and Napolitano as stated in the Complaint filed in this matter.
 - 3) _____ I hereby affirm my Rights to Be Let Alone, to Privacy, to Personal Space, Peace and Dignity, and to Be Free From Crime Being Committed Against Me.
 - 4) _____ Because of 1) 2), and 3) above, I hereby affirm that I
- 28 have Interests In Common to all Citizens and Travelers, as stated in this Complaint.

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5) _____ I do not now, nor do I, or did I consent to any such conduct engaged in by Defendants Obama, Napolitano or their subordinates. No failure on my part to object or affirm notice of non-consent to defendants' conduct constitutes any kind of waiver, or consent whatsoever thereto.

Notary Seal:

Each of the signed statements above were sworn to before me a, a Notary or Judicial officer, In the State of _____, County of, _____ By Affiant, _____, Identified to me or otherwise known to me by _____.

This _____ day _____ 20_____.

Officer's Name: _____

Seal: