

7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 THE UNITED STATES OF AMERICA,
11 ex rel., AMAR SAFADI, appearing qui tam,

12 Plaintiff,

13 v.

14 THE UNITED STATES,

15 Defendants.

NO. 2:18-cv-01304

FINDINGS OF FACT AND
CONCLUSIONS OF LAW

NOTE ON MOTION CALENDAR:

November 30th, 2018

16 **I. TERMS OF REFERENCE**

- 17 • THE UNITED STATES OF AMERICA:

18 *The People of the United States of America, a.k.a. Amar Safadi, qui tam; Amar Safadi, et. al.*

- 19 • THE UNITED STATES:

20 *The fifty States in the Union, the District of Columbia, and the US Territories.*

- 21 • STATE:

22 *Any individual state, commonwealth, district or territory.*

23 **II. DEFENDANTS**

- 24 1. STATE OF ALABAMA
25 2. STATE OF ALASKA

FINDINGS OF FACT AND
CONCLUSIONS OF LAW
2:18-cv-01304

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- 2 4. STATE OF ARKANSAS
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- 4 6. STATE OF COLORADO
- 5 7. STATE OF CONNECTICUT
- 6 8. STATE OF DELAWARE
- 7 9. STATE OF FLORIDA
- 8 10. STATE OF GEORGIA
- 9 11. STATE OF HAWAII
- 10 12. STATE OF IDAHO
- 11 13. STATE OF ILLINOIS
- 12 14. STATE OF INDIANA
- 13 15. STATE OF IOWA
- 14 16. STATE OF KANSAS
- 15 17. COMMONWEALTH OF KENTUCKY
- 16 18. STATE OF LOUISIANA
- 17 19. STATE OF MAINE
- 18 20. STATE OF MARYLAND
- 19 21. COMMONWEALTH OF MASSACHUSETTS
- 20 22. STATE OF MICHIGAN
- 21 23. STATE OF MINNESOTA
- 22 24. STATE OF MISSISSIPPI
- 23 25. STATE OF MISSOURI
- 24 26. STATE OF MONTANA
- 25 27. STATE OF NEBRASKA

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- 4 31. STATE OF NEW MEXICO
- 5 32. STATE OF NEW YORK
- 6 33. STATE OF NORTH CAROLINA
- 7 34. STATE OF NORTH DAKOTA
- 8 35. STATE OF OHIO
- 9 36. STATE OF OKLAHOMA
- 10 37. STATE OF OREGON
- 11 38. COMMONWEALTH OF PENNSYLVANIA
- 12 39. STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
- 13 40. STATE OF SOUTH CAROLINA
- 14 41. STATE OF SOUTH DAKOTA
- 15 42. STATE OF TENNESSEE
- 16 43. STATE OF TEXAS
- 17 44. STATE OF UTAH
- 18 45. STATE OF VERMONT
- 19 46. COMMONWEALTH OF VIRGINIA
- 20 47. STATE OF WASHINGTON
- 21 48. STATE OF WEST VIRGINIA
- 22 49. STATE OF WISCONSIN
- 23 50. STATE OF WYOMING
- 24 51. DISTRICT OF COLUMBIA
- 25 52. AMERICAN SAMOA

1 53. GUAM

2 54. COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

3 55. COMMONWEALTH OF PUERTO RICO

4 56. VIRGIN ISLANDS OF THE UNITED STATES

5 **III. FINDINGS OF FACT**

6 **a) Background**

7 During the 1930s, the United States of America was facing the Great Depression, a time when poverty
8 was universal. On August 14th, 1935, President Franklin D. Roosevelt signed the Social Security Act
9 (SSA) into law (42 U.S.C. Chapter 7). This Act became law at such a difficult time in our history
10 when the nation needed a solution for poverty, unemployment, and the burdens of widows and
11 fatherless children. It was a great initiative by the Federal Government to advocate federal assistance
12 for the needy. Signing this Act into law was historic and in good faith. In 1975, the Federal
13 Government enacted the Child Support Enforcement and Paternity Establishment Program (CSE).
14 This act was put in place to not only pursue a parent who was responsible for the financial support of a
15 child, but to also establish paternity for a child who is born outside of marriage, so child support can
16 be collected from the biological father. The Law also amended the Social Security Act (Title IV-D),
17 authorizing Federal matching funds for enforcement purposes. The States are the primary
18 administrators of the CSE program, but the Federal Government serves to direct and help the
19 States. However, States are required to meet certain federal standards to receive the block grant
20 funding. The CSE program was intended to help strengthen families by securing financial support for
21 children on a consistent and continuing basis and by helping some of these families to remain self-
22 sufficient and off public assistance. When the program was first established, its goals were to
23 reimburse the States and the Federal Government for the welfare payments they provided families.
24 However, over the years, few sections of this law became outdated and abused. This law indirectly led
25 to the weakening of the American family, it created many absent-parent households, and it escalated

1 the problem of homelessness across the nation. The American family is the core foundation of this
2 nation. Undermining the American family would undermine the nation as a whole.

3 **b) Findings of Fact**

4 *Abuse of Process*

5 For the past decade, the States have been receiving around \$3.4B annually from the Federal
6 Government for the Child Support Enforcement Program (CFDA Numbers 93563 and 93564). These
7 funds are drawn from the Social Security Trust Fund, which is the retirement of the younger
8 generation of Americans. This Court finds by the preponderance of the evidence that the Federal
9 incentives to the States under the CSE Program is abused. The Social Security Act is outdated and
10 should be reformed to conform with the changing time and to the current needs of the American
11 people. Furthermore, this Court finds by the preponderance of the evidence that State Governments
12 violated the civil rights of many Americans.

13 **IV. CONCLUSIONS OF LAW**

14 a) In regards to child custody, this Court concludes that both mothers and fathers have equal
15 rights to the legal custody of their children under the Equal Protection Clause of the Fourteenth
16 Amendment. A child has a right to experience a consistent, loving, and reciprocating relationship with
17 both parents. Conversely, a parent has a constitutionally protected liberty interest in the
18 companionship and society of his or her child. No State can deprive any person of life, liberty or
19 property without due process of law nor deny any person the equal protection of the laws. The forced
20 separation of parent from child, even for a short time, represents a serious infringement upon the rights
21 of both. This Court confirms that legal custody and physical custody are two distinct terms. If a parent
22 is the physical custodian of a child, the other parent should not be deprived of his or her legal custody
23 of that child. The State should not interfere in the physical custody of children in the absence of
24 limitation. Limitation shall be applied only after strict scrutiny of evidence and testimonials brought
25 by any party. In the absence of limitation, the State should defer decisions on physical custody to

1 Alternative Dispute Resolution (ADR) where all parties are encouraged to work out a schedule that is
2 in the best interest of their children. The Due Process Clause does not permit a State to infringe on the
3 fundamental rights of parents to make childrearing decisions.

4 b) In regards to child support, the current United States Code classifies divorcing parents as
5 custodian (obligee) and non-custodian (obligor). This court affirms that the United States Constitution
6 (Article I, Sections 9 and 10) prohibits the issuance of all bills of attainder or *ex post facto laws*.

7 c) In regards to debtors' prisons, this Court concludes that the incarceration of Americans for
8 failing to pay their debts is a violation of their Constitutional rights. This Court orders the abolishment
9 of all debtors' prisons nationwide.

10 d) In regards to the Child Support Enforcement Program, this Court orders its immediate
11 suspension pending the reform of the Social Security Act, particularly Title IV-D and IV-E.

12 e) In regards to the violations of Americans' civil rights, this Court concludes that since these
13 violations have affected many Americans over several years, it is appropriate to issue a Presidential
14 Pardon for federal offenses committed prior to 11/30/2018. This Court concludes that no financial
15 relieves shall be awarded for past violations of civil rights.

16 V. CONCLUSION

17 This court shall retain jurisdiction over this case to enforce this order. Moreover, the plaintiff could
18 bring a motion for enforcement and further relief. The Supremacy Clause for the Constitution of the
19 United States shall nullify any attempt to circumvent, abrogate or violate the Constitutionally
20 Protected Rights of the American People. Any non-compliance with this order will be ample grounds
21 for any individual who is guilty of Obstruction of Justice, Dereliction of Duty, Malfeasance,
22 Misfeasance or Nonfeasance to be Indicted and Prosecuted.

23 It is so **ORDERED, ADJUDGED, and DECREED** that:

24 **The United States Government shall:**

- 25 - uphold the United States Constitution, Articles, and Amendments,

- 1 - issue a Presidential pardon for all federal offenses done by Americans prior to 11/30/2018,
- 2 - arrest any individual who after 01/01/2019 commits an act of corruption against the states or its
- 3 people to be tried and prosecuted pursuant to the UCMJ [10 U.S.C. §§ 801 to 946a],
- 4 - reform the Social Security Act [42 U.S.C. §§ 301 to 1397mm] to be in compliance with the
- 5 United States Constitution, Articles, and Amendments by 12/31/2019,
- 6 - suspend the Federal Incentives to States under the Child Support Enforcement Program
- 7 pending reform of the Social Security Act, particularly Title IV-D and IV-E,
- 8 - immediately halt the issuance of all Bills of Attainder,
- 9 - prosecute anyone who after 01/01/2019 commits perjury,
- 10 - immediately halt child support enforcement nationwide,
- 11 - release all detainees who are imprisoned for failing to pay child support,
- 12 - financially support the homeless, the veterans, and needy Americans over the age of 65,
- 13 - protect the national parks, public lands, and the environment for future generations,
- 14 - protect the United States sovereignty and borders but allow asylum seekers and immigrants
- 15 from all nations to enter after they have been thoroughly vetted,
- 16 - support health, science, education, and infrastructure,
- 17 - abolish federal taxes to help Americans and their families,
- 18 - be a beacon for liberty and justice by protecting human rights and securing an everlasting
- 19 world peace,
- 20 - not endorse, support or make deals with any tyrant nation,
- 21 - not tolerate any hate crimes against any individual, and
- 22 - not infringe upon Americans' rights and freedoms.

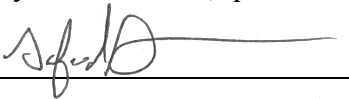
23 **The State Governments shall:**

- 24 - uphold the United States Constitution, Articles, and Amendments,
- 25 - reform its statutes in compliance with the United States Constitution, Articles,

- 1 and Amendments by 12/31/2019,
- 2 - allow for equal due process in its courts,
- 3 - prosecute anyone who after 01/01/2019 commits perjury,
- 4 - arrest any state official who after 01/01/2019 commits an act of corruption and hand him/her to
- 5 the Federal Bureau of Investigation to be tried and prosecuted pursuant to 18 U.S.C. § 1963,
- 6 - reform its family courts,
- 7 - allow 50/50 *legal* shared custody of children,
- 8 - not interfere with the *physical* custody of children if there is no valid limitation on the parents,
- 9 - defer *physical* custody decision to Alternative Dispute Resolution in the absence of limitations,
- 10 - not issue or renew restraining or protection orders between parents and their children in the
- 11 absence of equal due process,
- 12 - immediately halt the issuance of all Bills of Attainder,
- 13 - immediately halt child support enforcement,
- 14 - help reunite American families,
- 15 - support health, science, education, and infrastructure,
- 16 - audit their courts, bar associations, state officials, child protective services, and elections,
- 17 - release all detainees who are imprisoned for failing to pay child support,
- 18 - abolish all Debtors' Prisons, and
- 19 - not infringe upon Americans' rights and freedoms.

20 Done in open Court this 30th day of November 2018.

21 Presented By: Amar Safadi, qui tam

22 
 23 _____
 Signature

 UNITED STATES DISTRICT JUDGE

24 ///

25 ///

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was electronically filed with the United States District Court, Western District of Washington – Seattle Division. I certify that service will be accomplished upon the following defaulting party:

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Washington, DC 20500

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United States Senate

Washington, DC 20510

3. Office of the Speaker of the House

H-232 The Capitol

Washington, DC 20515

4. Supreme Court of the United States

1 First St. NE

Washington, DC 20543

5. The United States Department of Justice

Office of the United States Attorney General

950 Pennsylvania Avenue, NW

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10 Dated: November 30th, 2018



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