

State of New California

NOTICE

TO ALL CALIFORNIANS!

Chapter II

Grievance 26

OCTOBER 20, 2020

New California is a new state in development exercising its Constitutional Right to form from the State of California. The process to form New California is authorized and codified in Article IV Sections 3 & 4 of the United States Constitution.

Statement of Intent

The Citizens of New California have decided to remedy the abuse of power by the government of California by exercising their right to form a new state provided in United States Constitution Article IV Sections 3 and Section 4.

“We are determined to live under a State Government in the United States of America and under the Constitution of the United States.”

New California Declaration of Independence of January 15, 2018 states:

“Whenever any Form of Government becomes destructive it is the Right of the People to alter or to abolish it, and to institute new Government.

When a long train of abuses and acts to seize and hold the people’s power without legal authority and pursuing invariably the same Object that clearly demonstrates a design to reduce them under absolute Despotism, it is their Right, it is their Duty, to throw off such Government, and to provide new Guards for their future security.

Preamble of the New California State Constitution states:

We, the representatives of the undersigned Counties within the State of California, do acknowledge and humbly invoke the favor of Almighty God for continued civil and religious liberty to ourselves and our posterity....

First Amendment of the United States Constitution 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."

Fourth Amendment of the United States Constitution states:

The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no warrants shall issue, but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.

The Counties of New California State brought forward 95 Chapter I Grievances between January 2018 and November 2019. On April 28, 2020 New California State will issue 95 additional Chapter II Grievances to be announced in public on Tuesdays at 11:00 am.



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Declaration of Grievance Statement of Facts

The people of California are suffering from a tyrannical state government which fails to provide a republican form of governance, enables and supports across its southern border the invasion of the United States of America by illegal foreign nationals and protects vicious criminals who commit outrageous acts of violence upon the Citizens of America all caused by a government of and for a mono-party system lead by a tyrannical dictator who openly defies federal law.

California State Government Violates the Following: United States Constitution Article IV Section 4

"The United States shall guarantee to every state in this union a republican form of government, and shall protect each of them against invasion; and on application of the legislature, or of the executive (when the legislature cannot be convened) against domestic violence."

United States Constitution Article VI

This Constitution, and the Laws of the United States which shall be made in Pursuance thereof; and all Treaties made, or which shall be made, under the Authority of the United States, shall be the supreme Law of the Land; and the Judges in every State shall be bound thereby, any Thing in the Constitution or Laws of any State to the Contrary notwithstanding.

First Amendment, United States Constitution

"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."

Eighth Amendment, United States Constitution

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.

Fourteenth Amendment, United States Constitution

Section 1. All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws. Refer. Sections 2, 3, 4, 5

ORDER OF THE DAY

STOP

ONE MAN RULE

*We, the People, of the Unified Counties of New California seek the removal of the California state GOVERNOR. We are determined to stop the “one man rule” of a **pusillanimous** craven dictator whose words and actions are a grave danger to all U.S. Citizens living in California. California is in its eighth month of the dictator’s ordered lockdown under the COVID-19 pandemic with no apparent end in sight.*

“In addition to sweeping ‘guidance documents’ that close schools and shutter businesses, Governor Gavin Newsom has issued 55 Executive Orders that span 15 different California Codes and change over 400 state laws.” Now the California courts will have their say”.

On October 21, 2020, in the case of *Gallagher and Kiley v. Newsom*, two California Assembly Members will be challenging at trial the legality of the California governor’s one-man rule. The trial comes after an October 7, 2020 hearing in which the judge denied each sides pleading. The governor filed a “Motion for Judgment on the Pleadings” based on “mootness.” *Gallagher and Kiley* filed a Motion for Judgment on the Pleadings asking for an Order restraining further abuses of power.

From Gallagher and Kiley’s pleading:

“The Governor’s discombobulation is clear from the cynical, bizarre, irrelevant, and misleading arguments he made in his 20-page Opposition Brief filed on Monday:

- *Scare tactics:* He claims our lawsuits threatens to “throw into chaos current efforts to combat the wildfires now burning across the State.”
- *Dishonesty:* Repeatedly, his brief selectively quotes provisions of California law, editing out legal limitations on his own power in hopes that the Court won’t notice.
- *Diversions:* He devotes much of the brief to refuting a legal theory we didn’t even advance.
- *Lawlessness:* He describes Separation of Powers as “flexible” and “pragmatic,” some airy-fairy theory where anything goes, so that he can claim a roving one-man lawmaking authority that is foreign to the Constitution and republican government itself.

“Our Opening Brief warned of the dangers of an extended State of Emergency, with a Governor apt to ‘fall into the habit of acting unilaterally’ even for non-emergency purposes. As if to prove the point, on September 24 Governor Newsom issued a unilateral Executive Order banning gas-powered vehicles by 2035. In the Order, he did not cite the Emergency Services Act – a chilling sign that seven months into this emergency, lawmaking by decree has become normalized. The time for a judicial check has arrived, as has already occurred in numerous other states.”

“That’s because this case is not about one particular law, but the rule of law – not about rectifying a single violation of the Constitution but redeeming the whole document.”

Gallagher and Kiley are asking the court for two things:

- (1) “a judgment that the Executive Order so issued is null and void”;
- (2), a court order stopping the Governor from further exercising any “legislative powers in violation of the California Constitution.”

Kiley and Gallagher argue that California’s Constitution has an explicit separation-of-powers provision, which Gov. Newsom has violated. “A California Governor is constitutionally forbidden from doing the very thing Gov. Newsom has done here: exercise legislative powers.”

Gov. Newsom’s Executive Order to create an all-vote-by-mail-election suspends and substantively changes California’s Elections Code. Gov. Newsom contends that the order “fits comfortably within the Governor’s broad grant of authority under the Emergency Services Act.”

Today The California governor is a ***pusillanimous*** craven dictator whose words and actions are a grave danger to all U.S. Citizens living in California while the state continues to operate outside the authorities of the U.S. Constitution.

For New Californian’s its our ***GOD*** given “***Right it is our Duty***” to protect our Declaration of Independence, our Constitution and our Bill of Rights with all means necessary from a craven dictator. *New Californians will NOT comply.*

We request the **President of the United States** act immediately to remedy these abuses by the California state and “Declare a State of Insurrection” exists in California.

Insurrection

The government of California, the current socialist governor/dictator and mono-party system along with local officials are following a coordinated design with the intent to actively engage in “Acts of Insurrection” against the U.S. Constitution.

The **Insurrection Act of 1807** and the *Emergency Economic Powers Act* are United States federal laws that govern the ability of the President of the United States to deploy military troops within the United States to put down lawlessness insurrection, and rebellion.

Acts of Secession

The California government in conjunction with the socialist state executive, instituted wherever the current socialist governor/dictator has usurped power has actively engaged in “Acts of Secession” and have created a reign of terror on United States Citizens living in California with the intent to **secede** from the United States of America to thus destroy the very **Union of States** which secures our **Liberty and Freedom**.

Abdication of Authority

Betrayal by the sitting socialist governor/dictator of California the mono-party legislature and local elected officials is evidence of “Abdication of their Responsibilities of Authority and Sovereignty” over the Citizens of the United States living in California State.

Prayer

The Citizens of New California State Pray for the President to exercise his authority under the Insurrection Act of 1807 or the *Emergency Economic Powers Act* to end the tyranny being foisted upon the United States Citizens living in California State.

This concludes these proceedings.

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