

Supreme Court, U.S.
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No. 22-667

In The
Supreme Court of the United States

—◆—
CHEN BING

Petitioners,

vs.

JOSEPH R. BIDEN, JR

Respondents.

—◆—
**On Petition For A Writ of Certiorari To
The United States Court of Appeals for
The Fourth Circuit**

—◆—
PETITION FOR WRIT OF CERTIORARI

—◆—
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SUPREME COURT, U.S.

1. Question Presented

The case involved 37 defendants, simple facts, complex legal issues, involving civil violations, administrative violations, criminal offenses, violations of the Constitution . It involving multiple constitutional provisions and laws of U.S. , the UN Charter, multiple international conventions, the UN Criminal Court regulations and Chinese laws. It involving multiple UN member states, the European Union, Islamic state organization,the UN Human Rights Office, etc. It is not simply a defamation issue, but a matter of interest groups manipulating the executive, legislature, media, think tanks, American society of U.S. and Western world etc. Not only a matter of constitutional rights of Petitioners as united states persons, but also the disinformation and crime of false testimony in Congress and deception of the United States has caused damage to the interests and security of the U.S., but also the chaos and confrontation of the international community, endanger the People of the world and human dignity and world peace. It will generate history affected.

S.Res.131: “urges the President, the Secretary of State, and the United States Ambassador to the United Nations to simultaneously outlines a strategy to investigate the human rights abuses and crimes that have taken place in the XUAR, collect evidence, and transfer the evidence to a competent court”. This is consistent with the nature of our

litigation. It is very regrettable that the judges of the Federal District Court and the Circuit Court refused to judge—find out the facts, apply the law, and uphold the constitutional government. but, they tolerance of crimes against laws and the national interest of U.S., and waiving the constitutional responsibility and the great moral responsibility of human care. This is a serious challenge to America's most cherished mechanism of entanglement and democracy.

(1). were there genocide, crimes against humanity and forced labor in Xinjiang ? Is there sufficient evidence to support it? Does the Secretary of State have the authority to Determination it?

(2). If the Secretary of State does not have this power , His Determination was illegal .Our research conclusion is correct that The so-called genocide and crimes against humanity in Xinjiang, china that are Century scam and international farce that is orchestrated and Propagation by several persons, Contempt of people's feelings, and insulting Intelligence quotient. This scam and farce have become the laws and foreign policy of the United States towards China. This very endangers democracy, republic, and the rule of law, very endangers the national interests and national security, causes major economic losses to the U.S., causes chaos in the international community, and the United Nations deceived, very damages the cause of human rights in the world and endangers international peace. Should the Courts fulfill their

constitutional responsibilities to find out the basic facts of the case and eliminate the harm that is being done to the United States? Should this court uphold the Petitioner claim, judicial review of the Uyghur-related laws?

(3). U.S. Court of Appeals for the Fourth Circuit and Maryland, Columbia Federal Court refused to try the case concerning the vital interests of the United States and major factual and legal issues in the United States and international community. The case is an important federal question, an issue that cannot be resolved by federal law, and the judgment “departed from the accepted and usual course of judicial proceedings” and violated the Petitioner’s constitutional right and Statutory Right to Review, Should be this court supervise and correct it?

(4). Those responsible for Conspiracy to commit an offense or to defraud the United States and lying to Government Agents in this case’s defendants should be investigated, held criminally liable, and support the U.S. Constitution and the rule of law?

(5). For the public interest, Why can’t Pacific Research and Education Institute(PREI) participate in the lawsuit without hiring a lawyer?

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3. Corporate Disclosure Statement

Pursuant to Rule 29.6 of this Court’s Rules, Petitions states that it has no parent company, and no publicly held corporation owns 10% or more of its stock.

4. List of parties and Related Cases

Petitioners(plaintiffs)

(1) Chen Bing

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Rockville, MD 20855,

Email:lawyerchen518@gmail.com

Chen Bing is a lawyer who has practiced in China for many years, immigrated to the United States in 2014, and is the founder, researcher, and CEO of Pacific Research and Education Institute.

(2) Pacific Research and Education Institute (PREI)
PREI founded in May 2017, it conducts value-neutral research on public policy and education issues in China, U.S.-China Relations, mainland China and Taiwan China.

Respondents (defendants)

(1). Joseph Robinette Biden Jr.,
in his official capacity as the President of the United States

1600 Pennsylvania Ave NW Washington, DC 20500

(2). Mike Pompeo ,
in his former official capacity as Secretary of State,
2201 C Street, NW, Washington, D.C. 20520

(3). Antony Blinken ,
in his official capacity as Secretary of State
2201 C Street, NW , Washington, D.C. 20520

(4). United States Department of State,
Antony Blinken , Secretary,
Harry S Truman Building, 2201 C Street, NW,
Washington, D.C. 20520

(5). Nancy Pelosi ,
In his official capacity as Speaker of the House of Representatives

1236 Longworth H.O.B. Washington, DC 20515,

(6). United States House of Representatives,
Speaker Nancy Pelosi,
Rayburn House Office Building, Independence Ave
SW Bldg, Washington, DC 20515,

(7). Marco Rubio,

in his official Capacity as United States Senator
from Florida,
284 Russell Senate Office Building Washington DC
20510

(8). Tom Cotton,
in his official Capacity as United States Senator
from Arkansas
Russell Senate Office Building, 124, Washington, DC
20510.

(9). Congressional-Executive Commission on China,
Jeffrey Alan Merkley , Chairman,
243 Ford House Office Building, Washington, DC
20515.

(10). United States House Committee on Foreign
Affairs,
Gregory Meeks , Chairman,
2170 Rayburn House Office Building Washington, DC
20515.

(11). United States Commission on International
Religious Freedom
Erin D. Singshinsuk , Executive Director,
732 N. Capitol Street, N.W. Suite A714 Washington,
DC 20401.

(12). U.S. Department of the Treasury,
Janet Yellen , Secretary,
1500 Pennsylvania Avenue NW, Washington, DC
20220.

(13). U.S. Department of Commerce,
Gina Raimondo , Secretary,
1401 Constitution Avenue NW, Washington, DC 20230.

- (14). U.S. Department of Homeland Security,
Alejandro Mayorkas , Secretary,
1880 2nd Street SW, Washington, DC 20024.
- (15). Office of the U.S. Trade Representative,
Katherine Chi Tai of Representative,
600 17th St NW, Washington, DC 20006.
- (16). U.S. Department of Labor,
Martin J. Walsh , Secretary,
200 Constitution Ave NW, Washington, DC 20210.
- (17). Ilshat Hassan Kokbore,
former chairman of Uyghur American Association
(UAA),
7925 Jones Branch Dr. Suite 5375, Mclean, VA 22102 .
- (18). Nury Turkel,
in his official Capacity as Chair of the U.S. Commission
on International Religious Freedom,
732 N. Capitol Street, N.W., Suite A714 Washington,
DC 20401.
- (19). Gulchehra Hoja,
Correspondent of Uighur Language Department,
Radio Free Asia
2025 M Street NW, Suite 300 Washington, DC 20036.
- (20). Rushan Abbas,
founder and Executive Director of Campaign for
Uyghurs,
1725 1 St NW, Suite 372 Washington, D.C. 20006
- (21). Adrian Zenz,
Senior Fellow of Victims of Communism Memorial
Foundation
300 New Jersey Avenue NW, Suite 900 | Washington,

D.C. 20001.

(22). Uyghur Human Rights Project (UHRP),
Nury Turkel , Board Chair,
1602 L Street, NW, Suite 613 Washington, DC 20036.

(23). Campaign for Uyghurs,
Rushan Abbas, Founder and Executive Director,
1725 1 St NW, Suite 372 Washington, D.C. 20006 .

(24). Radio Free Asia,
Bay Fang , President,
2025 M Street NW, Suite 300 Washington, DC 20036.

(25). British Broadcasting Corporation (BBC),
Richard Sharp , Chairman,
1120 Avenue of the Americas, 5th Floor New York, NY
10036.

(26). CNN Center,
Jeff Zucker, Chairman,
1 CNN Center Atlanta, GA 30303 .

(27). The New York Times Company,
Arthur Gregg Sulzberger , Chairman,
620 Eighth Avenue, New York, NY 10018.

(28). The Washington Post,
Fred Ryan , Publisher,
1301 K St NW, Washington, DC 20071 .

(29). The Slate Group, LLC (FP),
Ravi Agrawal , Editor,
1750 Pennsylvania Avenue NW, Suite 200 Washington,
DC 20006 .

(30). The United States Holocaust Memorial Museum's
Simon-Skjodt Center,
Naomi Kikoler , Director,

100 Raoul Wallenberg Place, SW Washington, DC 20024.

(31). Newlines Institute for Strategy and Policy,
Ahmed Alwani , Founder and President,
1776 Massachusetts Ave NW Suite 120, Washington,
DC 20036 .

(32). Amnesty International,
Agnès Callamard, Secretary-General,
600 Pennsylvania Ave. SE, Washington, DC 20003.

(33). Human Rights Watch,
Tirana Hassan, Executive Director,
1275 K Street, NW, Suite 1100 Washington, DC 20005,

(34). Stanford University,
Marc Tesr-Lavigne, president,
450 Serra Mall, Stanford, CA 94305.

(35). The National Endowment for Democracy (NED)
Damon Wilson, President,
1201 Pennsylvania Ave, NW, Suite 1100, Washington,
DC 20004 .

(36). Center for Strategic and International Studies
(CSIS),
John Hamre, President,
1616 Rhode Island Avenue, NW Washington, DC
20036.

(37). Pulitzer Prizes Board,
Katherine Boo, Chair,
Columbia University 709 Pulitzer Hall, 2950
Broadway, New York, NY 10027.

5. Table of Authorities

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- (2).Democracy Now amplifies State Department propaganda campaign against China behind progressive cover by The Grayzone found most of the outlets’s China coverage is sharply negative;
- (3).US govt-funded Coda Story smears American journalists who undermine new Cold War propaganda By Ben Norton;
- (4). Xinjiang shakedown: US anti-China lobby cashed in on ‘forced labor’ campaign that cost Uyghur workers their jobs;
- (5). An Analysis of the West’s Destructive China Cold War Agenda and Why It Must Stop by The Transnational Foundation for Peace & Future Research;
- (6). ASPI’s ‘Uyghurs for Sale’ Report: Scholarly Analysis or Strategic Disinformation? by Jaq James of an Australian academic;

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7. Petition for Writ Of Certiorari

Bing Chen and Pacific Research and Education
Institute respectfully petitions this court for a
writ of certiorari to review the judgment of the
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8. Opinions Below

The decision by the United States Court of Appeals for the Fourth Circuit denying Bing Chen and Pacific Research and Education Institute's direct appeal, unpublished opinions, WYNN, THACKER, and HEYTENS, Circuit Judges at app P41. The order of The United States District Court For The District of Maryland at App P44-52.

9. Jurisdiction

Chen Bing and PREI's Petitions for hearing to the United States Court of Appeals for the Fourth Circuit were denied on August 22, 2022, A copy of that decision appears at app p41. We invoke this Court's jurisdiction under 28 U. S. C. § 1254(1), having timely filed this petition for a writ of certiorari within ninety days of the United States Court of Appeals for the Fourth Circuit.

10. Constitutional Provisions Involved

Article II Clause 4:

He shall receive Ambassadors and other public Ministers; he shall take Care that the Laws be faithfully executed, and shall Commission all the Officers of the United States.

Article III, Section 2, Clause 1:

The judicial Power shall extend to all Cases, in Law and Equity, arising under this Constitution, the Laws of the United States, and Treaties made, or which shall be made, under their Authority;— to all Cases affecting Ambassadors, other public

Ministers, and Consuls;—to all Cases of admiralty and maritime Jurisdiction; to Controversies to which the United States shall be a Party;—to Controversies between two or more States; between a State and Citizens of another State, between Citizens of different States,—between Citizens of the same State claiming Lands under Grants of different States, and between a State, or the Citizens thereof, and foreign States, Citizens or Subjects.

Article VI:

The Senators and Representatives before mentioned, and the Members of the several State Legislatures, and all executive and judicial Officers, both of the United States and of the several States, shall be bound by Oath or Affirmation, to support this Constitution; but no religious Test shall ever be required as a Qualification to any Office or public Trust under the United States.

Amendment V:

“ . . .nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.”

Amendment XIV:

“ . . .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.”

11. Statement of the Case

(1). U.S.-China relationship background of the case
The Chinese name of the United States is 美国 (means beautiful country). In 1882, the Chinese Exclusion Act was promulgated due to complex historical reasons. For more than a hundred years, US and China enjoyed good relations. First World War and the Second World War, US and China were allies.

After World War II, a civil war broke out in China, and the Communist Party took power and was one-sided with the Soviet Union. Due to misunderstandings and misjudgments between the US-China, The two fought each other on the Korean battlefield. During the U.S.-Vietnam War, China supported neighboring Vietnam against the U.S. United States realized that it was dangerous to isolate China with a large population, and it was even more incompatible with the interests of the U.S. Nixon visited China and began to normalize the relationship between the U.S. and China.

In 1978, China began to reform and open up. But, in April 1989, student protests broke out due to the death of the former general secretary of CCP. Dissatisfied with an editorial by the government, students launched a hunger strike to occupy Tianmen Square. The government has repeatedly advised students to leave, to no avail. On May 20, after military martial law, the army was blocked, and 116 soldiers were injured in violent attacks. The students continued to illegally occupy Tianmen Square. On June 3, more than 100,000 soldiers and policemen were ordered to clean

up Tiananmen Square. The soldiers and policemen were attacked by deadly violence on the way. There were more than 190 conflict points between Army and Citizens, Students, and soldiers opened fire. About 300 citizens, students, and soldiers died.

The June Fourth incident was a tragedy, much more serious than the January 6th Congressional riots. Speaker Nancy Pelosi unveils "Tank Man" statue on June 4th, 2019. Chen Bing's research proves that Tank Man is a performer of the Chinese authorities¹ and the West takes it as a symbol of Anti-homicide. I used to think that June Fourth Incident was a massacre, but the research found that this was not true, and I was deceived for more than 20 years. The 64 Incident seriously affected the democratization of Chinese society and was a turning point in US-China relations. The so-called "Organ harvesting from Falun Gong practitioners in China" is a shameless lie, there are no perpetrators and victims.

It can be said that China's reform and opening up is a process of learning from the U.S. Industrious Chinese, using modern technology, China's economy and science and technology have developed by leaps and bounds, becoming the second economic power in the world and the largest trading partner of more than 120 countries and regions. Among the 47 countries that were in the low-level human development group in 1990, China was the only country that successfully entered the high-level human development group in 2014.

China is the biggest beneficiary of the international system led by the U.S., and America is the beneficiary. Some Chinese scholars underestimate the serious harm that China's one-child policy will do to Chinese society, According to the inaccurate population data, predicted China's GDP to be two or three times of the U.S. China's strategic misjudgment "the east is rising and the west is descending".

However, China has done nothing to harm the interests of the U.S. Michael Pillsbury, the leading authority on China according to President Trump, believes the size of China's economy will be double that of the US by 2030, and three times as large by 2049 and that China will turn the US into a colony. A rare spirit of bipartisanship has emerged in the US, viewing China as a strategic competitor-one that seeks to overturn the U.S.-led liberal order, Yi FUXIAN Sayed. This is clearly a misjudgment of china.

American politicians launched a containment of China, not a cold war, but more cold war, which may lead to a hot war. Since the beginning of 2018, the U.S. has launched a trade war against China, the Chinese consulate in Houston was closed, and China retaliated. U.S. Witch Hunts against Chinese Scholars—China Initiative was an effort by the U.S. to prosecute perceived Chinese spies in American research and industry. Launched in November 2018, it has been criticized as ineffective, racially-biased, and inconsistent. Some of the cases under the China Initiative were based on false evidence provided by

the FBI. The Department of Justice announced the end of the program on February 23, 2022, amid criticism of the unfair treatment of Chinese Americans and residents of Chinese origin.

On Dec 1, 2018, at a G-20 summit, Trump and Xi Jinping were dining on Argentine sirloin, When Meng Wanzhou was arrested in Canada. Efforts to extradite her for trial in New York transformed her into a national martyr in China and a symbol of America's growing hostility to its nearest rival. It struck Xi Jinping as deceptive and an insult. So China arrested two Canadians. The arrests marked a turning point in the growing power competition between the U.S. and China, helping shift it from mutual wariness to full-blown animosity². The game between the United States, Canada, and China, finally ending the crisis, would make it one of the largest prisoner swaps since the Cold War.

On May 14, 2020, Uyghur Human Rights Policy Act was signed into effect.

Jan 19, 2021, Secretary of State Michael R. Pompeo : "After careful examination of the available facts", Determinations of genocide and crimes against humanity in Xinjiang, China³. Before, China Central Television commented that Michael R. Pompeo is the public enemy of mankind. The day before stepped down, he took revenge on China and cast a burden on the next government.

January 19, Hearings Nomination of Antony J. Blinken to be U.S. Secretary of State, He agrees "genocide regarding the Uighur Muslim

population⁴.”President Joe Biden’s pick for U.N. ambassador Linda Thomas-Greenfield was unwilling to say during her confirmation hearing that China was carrying out “genocide” against its Uighur population, stating that the genocide declaration was under review by the new administration’s State Department⁵.The U.S. sanctioned Chinese officials and related companies over the Xinjiang issue, and China retaliated against U.S.-related personnel. Biden used this as a reason to boycott the 2022 Beijing Winter Olympics. December 23, 2021 ,Uyghur Forced Labor Prevention Act was signed into effect.

May 26, 2022, Biden-Harris Administration’s Approach to the People’s Republic of China: The United States stands with countries and people around the world against the genocide and crimes against humanity happening in the Xinjiang region, where more than a million people have been placed in detention camps because of their ethnic and religious identity⁶. “China is the only country with both the intent to reshape the international order and, increasingly, the economic, diplomatic, military, and technological power to do it,” Blinken said⁷.

October 12, 2022, Biden-Harris Administration’s National Security Strategy: We will hold Beijing accountable for abuses – genocide and crimes against humanity in Xinjiang, human rights violations in Tibet, and the dismantling of Hong Kong’s autonomy and freedoms – even as it seeks to pressure countries and communities into silence⁸.

2022 National Defense Strategy: “ The most comprehensive and serious challenge to U.S. national security is the PRC’s coercive and increasingly aggressive endeavor to refashion the Indo-Pacific region and the international system to suit its interests and authoritarian preferences.”⁹

In July 2022, Speaker of the House of Representatives Nancy Pelosi visited Taiwan and triggered a series of military exercises by mainland China against Taiwan. China announced the cancellation of the China-US Defense Ministry working meeting etc.

August 31, 2022, UNITED NATIONS HUMAN RIGHTS OFFICE OF THE HIGH COMMISSIONER Assessment of Human Rights Concerns in Xinjiang, China “May constitute international crimes, in particular crimes against humanity¹⁰.” May ? YES or NO. The report was not signed by Michelle Bachelet, nor did it mention her visit to Xinjiang. Previously, We wrote to her about the truth and problems in Xinjiang. China’s diplomatic note publicly rebutted¹¹, expressing its unwillingness to cooperate with the UN Human Rights Office.

March 2019, Resolutions on Muslim Communities and Muslim Minorities in The NON-OIC Member States: commends the efforts of the People’s Republic of China in providing care to its Muslim citizens; and looks forward to furthering cooperation between the OIC and the People’s Republic of China.¹²

October 06, 2022, U.N. Human Rights Council Rejects Holding Xinjiang Debate, 17 countries voted yes, 19 no, and 11 abstained.

These series of U.S. actions have put U.S.-China relations on the verge of collapse. In recent years, the United States and the international community have been chaotic and conflicted because of the Xinjiang issue, and the U.S. is in trouble. It is caused and used by a few Uyghurs in the United States and Europe to plan, fabricate, and spread false information, which has seriously damaged the interests of the United States and China. Damage to the fairness and justice of the international community may lead to more serious conflicts or even wars between U.S. and China, and endanger world security and peace!

(2). Xinjiang issue

The Xinjiang Uyghur Autonomous Region is an autonomous region of China, adjacent to Mongolia, Russia, Kazakhstan, Kyrgyzstan, Tajikistan, Afghanistan, Pakistan, and India. Xinjiang has 56 ethnic groups, including Uyghur, Han, Kazak, and Hui, with a population of more than 25.85 million, of which the Han population accounts for 42.24%; the minority population accounts for 57.76%, of which the Uyghur population accounts for 44.96%.

After the disintegration of the Soviet Union, some Uyghurs believed that it was time for Xinjiang to become an independent state. Under the influence of the support of overseas forces, since 1992, thousands of terrorist incidents have occurred in Xinjiang, Kunming, Beijing, Guangzhou, and other places, resulting in the killing of a large number of innocent people, hundreds of public security policemen, and

incalculable property losses. The people are deeply disturbed, and a large number of Han people in Xinjiang have returned to the mainland.

Uyghurs are participating in Islamic Jihad, and the U.S. military once captured 22 Chinese Uyghurs in Afghanistan. In March 2017, "Islamic State" militants, made up of Uyghurs from China, vowed to return to Xinjiang to "blood rivers" in China. China started the fight against terrorism and de-radicalization in Xinjiang, and mainly adopted three ways and means: law (trial of cases), education (vocational education and training), and employment (poverty alleviation). Vocational education and training centers, through the study of law, politics, Chinese language, and vocational skills, transform ideas and increase employment. Therefore, lies about Xinjiang began to spread.

(3). Genocide, crimes against humanity, and forced labor in Xinjiang are Century scams and international farce

It is normal for the West to have different views on China's Xinjiang policy. But, it is unacceptable to fabricate facts and deceive the American people and the international community. Regarding the Xinjiang issue, our values are neutral. Our analysis and judgment are based on facts and evidence, Chinese laws, international conventions and laws, and basic humanitarian standards. Our lawsuit is a great opportunity to highlight America's error-correction mechanism, clear up misunderstandings, and improve U.S.-China relations, expose lies, deceit.

(4). The main methods of fabricating a hoax about Xinjiang

- (1). Lies openly, Ilshat Hassan Kokbore is the first.
- (2). Fake news, Radio Free Asia is the representative.
- (3). False victims ,Tursunay Ziyawudun, Sayragul Sauytbay et al.
- (4). False reports in the name of academics, Adrian Zenz¹³.
- (5). False reports, Campaign for Uyghurs¹⁴.
- (6). Deliberately distorting relevant internal documents in Xinjiang, China. The Xinjiang Papers¹⁵, We think it's true.
- (7). False victim TV interviews, BBC¹⁶.
- (8). False testimony in Congress, Nury Turkel^{17 18} , Adrian Zenz¹⁹.
- (9). Create false documents, represented by Xinjiang Police Files²⁰, Ilshat Hassan Kokbore, Adrian Zenz directly participated .
- (10). Think tank fake research reports, Newlines Institute for Strategy and Policy²¹.
- (11). Human rights reports with false materials, and false conclusions, Amnesty International²², Human Rights Watch²³.
- (12). False Trial²⁴.

Media dissemination about Xinjiang plays an important role. A CNN reporter: “[...] we want to use all our rhetoric to make [China] look like a bad guy²⁵”. These media deliberately demonize China and the Chinese people.

“Falsus in uno, falsus in omnibus” is a Latin term which means “false in one thing, false in

everything.”

This is not just a hoax, but a farce of horror and erotic drama: Expert evidence was also heard arguing that China is killing between 60,000 to 100,000 Uyghurs each year for their organs in Uyghur Tribunal²⁶. Multiple women who were formerly detained in the Xinjiang internment camps have publicly made accusations of systemic sexual abuse, including rape, gang rape, and sexual torture such as forced vaginal, and anal penetrations with electric batons, and rubbing chili pepper paste on genitals²⁷⁻²⁸.

The Chinese Constitution stipulates” Respect and Protects human rights” and “Ethnic Equality.” According to the Law, the president of the Xinjiang government, the head of the legislature, and the president of the court are all Uyghurs, and more than 50% of the cadres in Xinjiang are ethnic minorities. It is common sense that China’s Xinjiang policy cannot violate China’s constitution, laws, and China’s criminal laws. The more critical issue is that all allegations of genocide, crimes against humanity, forced labor, and serious human rights violations violate Chinese criminal law. However, all news, research reports, “witnesses”, and “victims” accused Xinjiang Human rights violations, No any criminal perpetrators, No gun smoking, No credible evidence, No present a slam-dunk case! Why? Because it is fake! It is malicious demonization of China and the Chinese people.

(5). Statement of respondents

Respondent Ilshat Hassan Kokbore, On Aug 19,

2017, claimed that the CCP had committed genocide against the Uyghurs²⁹. In May 2019, He rumors: “3 million people were sent to concentration camps, 1 million people were sent to prison, Uyghur children were taken away from their parents and sent to orphanages.” “There have been more than 390 Uyghur scholars and intellectuals were arrested and sentenced to death or life imprisonment.”³⁰

2021-01-25, Ilshat’s article, he how initiated and promoted the “genocide”. “Some Uyghur human rights fighters are also skeptical. They feel that my conclusion is too early. Continue to use it will scare away celebrities and politicians, because ‘genocide’ is a major crime and must be used with care.”³¹ He contacted officials from the US State Department, and the chairman of the World Uyghur Congress, Dolikun Aisha, set up Inter-Parliamentary Alliance on China to manipulate the Xinjiang issue³², Pushed several parliaments Passed a resolution to consider the Xinjiang genocide. All governments refuse it, except U.S. He is the initiator, propagator, and promoter of the “genocide” of Xinjiang.

Respondent Nury Turkel is an important promoter of “crimes against humanity” and “genocide”. He is an Uyghur immigrant from Xinjiang to the United States to become a lawyer. On August 22, 2018, “I am afraid of mass murder because we don’t know, other than a few individuals have managed to leave the camps. People are not leaving. Where have those million people gone? What are they being charged with?” “The Chinese government has been building crematoriums.”

September 26, 2018, He testified: “Credible reports of deaths in custody, torture, and systemic political indoctrination must propel the United States into action on behalf of the Uyghurs. In the words of scholar Rian Thum, ‘mass murder and genocide do not look like impossible outcomes.’”³⁴ “Forced labor is such an integral part of the government’s plan for total control that all products coming from the Uyghur Region, from cotton to solar panels, must be assumed to be tainted by forced and prison labor”³⁵ He four hearings in Congress was obviously “Knowingly providing material false information to this committee/subcommittee, or knowingly concealing material information from this committee/subcommittee”, which is a crime, According to 18 U.S.C. § 1001. Turkel: “ The [US] State Department and the [US] Congress often rely on our research in conducting their fact-finding on such issues.”³⁶

Respondent Radio Free Asia’s Uyghur language department is the earliest and main source of false news about Xinjiang, and many reporters participated in it, false report :Around 120,000 Uyghurs were Detained for Political Re-Education in Xinjiang’s Kashgar Prefecture³⁷.At Least 150 Detainees have Died in One Xinjiang Internment Camp: Police Officer.³⁸ The Xinjiang Re-education Camp is underground 20 meters, and there are six iron cages in the cells. People are like birds and beasts. ³⁹ Survivors of Xinjiang Detention Camp: Rape often occurs in camp⁴⁰. Respondent Gulchehra Hoja is a reporter from the Uyghur Department of Radio Free Asia. She testified:

“who described the harsh treatment and conditions: the forced physical labor and cultural assimilation, scarcity of food bordering on starvation, and even the routine endangerment and harm inflicted on inmates.

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Respondent Rushan Abbas, testified: “China is evidently resolved to eliminate Uyghurs through genocidal measures⁴². “These Uyghurs in the camps are forced into modern-day slavery, being held and laboring against their will at the forced labor facilities, that help China’s economy grow; the Chinese regime decided to destroy Uyghurs as an ethnic race. The last time the world saw crematories and concentration camps together, an outright holocaust took place.”⁴³

Respondent Campaign for Uyghurs incorporated, On July 8, 2020, stated: “China’s Genocide in East Turkistan: The Genocide of Uyghurs by Definition of the United Nations Convention on Genocide Prevention⁴⁴” We believe that the incoming (Biden) administration will continue to put the prevention of genocide as a top priority and follow in the footsteps of the Campaign for Uyghurs and use the same strong language to take action against the Chinese regime’s genocide crimes.”⁴⁵

The Respondents Deceiving and manipulating the US government and Congress on Xinjiang issues, Shocking, Danger! Miles Maochun Yu was the principal China policy and planning adviser to former U.S. Secretary of State Mike Pompeo. He has often been deemed a key influence on United States-Chinese policy within the administration. It can be inferred

that he is the promoter of the “genocide” in Xinjiang.

Respondent Uyghur Human Rights Project, October 22, 2018, *The Persecution of the Intellectuals in the Uyghur Region: Disappeared Forever* ⁴⁶ “Your Family Will Suffer”: How China is Hacking, Surveilling, and Intimidating Uyghurs in Liberal Democracies. UHRP fabricated a large number of false information and reports about Uyghurs in Xinjiang and arranged for Tursunay Ziawudun to testify falsely in Congress and accept interviews. ⁴⁷

Respondent Adrian Zenz, November 2019, said: “There have been instances of Uighurs perpetrating violence. People have been killed with brutal methods.” ⁴⁸ “Stories that are among the most harrowing, of course, are stories of abuse, stories of women being caught up by the police and, as they’re being brought to the internment camp, the first thing is that they’re told, you’re going to go on the surgery table, and we’re going to put an intrauterine contraceptive device into your body because that’s standard policy for women who are put into a camp. Other women report forced sterilization, abuse, even accounts of rape.” ⁴⁹ He Received \$625,000 Funds from U.S. Respondent Marco Antonio Rubio: “ Dear Dr. Zenz, you are an important resource for our cause. Please keep in close contact with our CPDC and the IPAC. My good friend Bannon and I are your important sponsors. “Adrian Zenz’s research on China’s Xinjiang issue is not evidence-based research but a highly subjective speculation.” ⁵⁰ Zenz wasn’t “led by god on a mission against the Chinese government”, it is money! He testified falsely

in Congress. ⁵¹

Aug 2020, the Biden campaign says China's treatment of Uighur Muslims is "genocide"⁵². President Biden "We see today the patterns, the choices playing out around the world even as we speak: the oppression and use of forced labor of the Uyghurs in Xinjiang" ⁵³

Respondent Michael R. Pompeo, JANUARY 19, 2021, "I believe this genocide is ongoing, and that we are witnessing the systematic attempt to destroy Uyghurs by the Chinese party-state" "If the Chinese Communist Party is allowed to commit genocide and crimes against humanity against its own people, imagine what it will be emboldened to do to the free world, in the not-so-distant future." ⁵⁴Mr. Biden is running for president, and Rubio plays international politics. Mr. Blinken wants to be appointed Secretary and endorse "genocide". It has nothing to do with facts and laws.

Respondent Antony J. Blinken secretary of State: "in China, government authorities committed genocide against Uyghurs, who are predominantly Muslim, and crimes against humanity including imprisonment, torture, enforced sterilization, and persecution against Uyghurs and members of other religious and ethnic minority groups."⁵⁵ Antony Blinken: "Tomorrow marks the 32nd anniversary of the Tiananmen Square massacre." "We honor the sacrifices of those killed 32 years ago."⁵⁶

Respondent United States House of Representatives, H. Res. 343: "...Falun Gong

practitioners being killed for their organs was highly probable;" ⁵⁷ H.Res.317 condemning the ongoing genocide and crimes against humanity being committed against Uyghurs and members of other religious and ethnic minority groups by the People's Republic of China. ⁵⁸

Respondent U.S. Department of State et al, issued PRC "continues to carry out genocide and crimes against humanity against Uyghurs and members of other ethnic and religious minority groups in the Xinjiang Uyghur Autonomous Region (Xinjiang), China. The PRC's crimes against humanity include imprisonment, torture, rape, forced sterilization, and persecution, including through forced labor and the imposition of draconian restrictions on freedom of religion or belief, freedom of expression, and freedom of movement." ⁵⁹

Respondent Nancy Pelosi's statement: "China's persecution of the Uyghur people — including its imprisonment of more than one million people in labor camps and the torture and extrajudicial killings of many more — is an outrage that challenges the conscience of the world and that demands action." "If America does not speak out for human rights in China because of commercial issues, we lose all moral authority to speak out for human rights in any place in the world." ⁶⁰

Respondent Thomas Bryant Cotton: "There is growing evidence that the Chinese Communist Party has and continues to harvest organs from prisoners and members of Chinese religious groups. This bill

will identify and punish CCP members involved in forced organ harvesting. It's past time to hold Beijing accountable for this heinous acts.⁶¹ "This Evil Empire preys on — and spies on — Americans. It imprisons innocent people in concentration camps. It uses slave labor to fuel its factories. And it denies basic freedoms to all its 1.4 billion people."⁶²

Respondent United States Commission on International Religious Freedom, 2020 Report⁶³, "Human rights advocates and scientists presented evidence that the practice of harvesting organs from prisoners—many of whom are believed to be Falun Gong practitioners—continued on a significant scale."⁶⁴ Spread false information.

Respondent Congressional-Executive Commission on China Report of 2019⁶⁵,2020⁶⁶, Spread false information about crimes against humanity, genocide "forcible displacement of ethnic minority children" and minorities being "forced to perform labor in factories."

Respondent United States House Committee on Foreign Affairs, Mr. McCaul and Mr. Meeks submitted a resolution: Condemning the ongoing genocide and crimes against humanity being committed against Uyghurs and members of other religious and ethnic minority groups by the People's Republic of China (HRES.317)., Neglect of duty, mislead colleagues, spread false information.

Respondent BBC: "Tursunay Ziawudun, who fled Xinjiang after her release and is now in the US, said women were removed from the cells every night and raped by one or more masked Chinese men. She

said she was tortured and later gang-raped on three occasions, each time by two or three men”⁶⁷.

Respondent CISIS, in October 2019, research report of Connecting the Dots in Xinjiang, Forced Labor, Forced Assimilation, and Western Supply Chains⁶⁸: “There is not likely to often be an easily identifiable ‘smoking gun’ for forced labor in Xinjiang.” “Forced labor occurs as part of the government’s systematic and widespread attack on minorities in Xinjiang, and the entities employing forced labor may be complicit in crimes against humanity.” Inconsistency! “There are indications that Chinese authorities are coercing rural, poor minorities to enter the formal workforce as part of the government’s poverty alleviation program, which is based on the idea that factory work will break their ties with their culture and religion.”⁶⁹

Respondent New York Times Company, published a large number of false reports about Xinjiang’s reports which violated the standards of the news media, Mislead the public, and slandered the Chinese.⁷⁰⁻⁷¹⁻⁷²⁻⁷³

Respondent CNN has Spread a lot of false information about Xinjiang.⁷⁴⁻⁷⁵⁻⁷⁶⁻⁷⁷

Respondent the Washington Post did the same.⁷⁸⁻⁷⁹

Respondent United States Holocaust Memorial Museum’s Simon-Skjodt Center states: “As more information emerges, including about forced sterilization, investigations could result in a determination that the Chinese government’s actions reflect genocidal intent and may constitute genocide under international law.”⁸⁰

Respondent the Slate Group, LLC published a large number of false information about Xinjiang on its Foreign Policy website and magazine, maliciously defamation China and Chinese people, deceiving and misleading readers, and badly affecting U.S. foreign policy.⁸¹⁻⁸²⁻⁸³⁻⁸⁴

Respondent Amnesty International report: “According to the evidence Amnesty International has gathered, corroborated by other reliable sources, members of predominantly Muslim ethnic minorities in Xinjiang have been subjected to an attack meeting all the contextual elements of crimes against humanity under international law.”⁸⁵ here are nearly 100 false articles with such relevant content on his website.

Respondent Human Rights Watch and Respondent Stanford University (Law School) have reported: “shows that the Chinese government has committed — and continues to commit — crimes against humanity against the Turkic Muslim population.”⁸⁶

Respondent NED gave the 2019 Democracy Award to the World Uyghur Congress and Dolqun Isa and has awarded \$8,758,300 to Uyghur groups since 2004⁸⁷. “The terrible atrocities that are taking place as we speak in East Turkestan.”⁸⁸

Respondent Newlines Institute for Strategy and Policy, more than 33 Western professors, lawyers, and experts involved in a false report⁸⁹: Large numbers of Uyghur detainees have died or been killed under police or camp custody. There was physical torture, forced sterilization, and others including rape, sexual abuse, public humiliation, and forced Uyghur labor.

This is probably the most influential, which should put Western intellectuals to shame.

Respondent Pulitzer Prizes board awards Pulitzer Prizes was accused of awarding an award to authors who published a patently false, defamatory article.⁹⁰⁻⁹¹

The so-called Xinjiang crimes against humanity, genocide, and forced labor in Xinjiang that is suspected of Article 232 intentional homicide, Article 236 rape, Article 234 intentional injury, Article 244 forced labor, Article 151. 1 the crime of illegally depriving citizens of freedom of religious belief, Article 251, the crime of infringing on the customs and habits of ethnic minorities, Article 397 the crime of negligence of duty, and many more 31 crimes named by China criminal law.

The overall level of education in Xinjiang is higher than the average level of education in China. Xinjiang has a vast territory and a small population. Some primary schools, middle schools, and high schools are boarders schools that do not distinguish student ethnic groups. It is ridiculous to be framed as “Forcibly transferring children of the group to another group” and constitutes genocide.

China used to have a one-child policy for the Han nationality, This is a stupid, wrong, systematic violation of human rights, The decision-makers executors, and themselves family are also victims, and they may not realize it until now. This is a policy that harms the present and ruins the millennium. For ethnic minorities such as Xinjiang Uyghurs, urban residents can have two children, and rural residents

can have three children. The forced abortion of Han people used to be a serious violation of human rights. After Law on Population and Family Planning in 2001, forced abortion disappeared and was replaced by fines. In 2010, the number of Uyghurs in Xinjiang was 1.842. The so-called forced abortion of Uyghurs is unacceptable, because it is a criminal offense, and public officials are not so stupid. If someone violates the family planning policy, and at most gets fined. Now China allows three children, Fewer children were born. In 2021, China's total fertility rate will be only 1.15, which is not only lower than that of almost all countries in the world. The West's accusation that China's Xinjiang is "Imposing measures intended to prevent births within the group" of Uyghurs is completely untrue.

(6). Laws Concerning Uyghurs based on Disinformation and Dilemma

Uyghur Human Rights Policy Act: "condemn gross human rights violations of ethnic Turkic Muslims in Xinjiang, and calling for an end to arbitrary detention, torture, and harassment of these communities inside and outside China."

(1) "systematically discriminated against these minority groups", "internment camps", "torture and other cruel, inhuman or degrading treatment or punishment", "forced labor", "deaths of some detainees", etc.

(2) These had been submitted as a report to Congress at the prescribed time, including "methods

of torture” and so on. “United States policy toward the People’s Republic of China should be explicitly linked to the situation in Xinjiang Uyghur Autonomous Region, specifically as to whether—”. Uyghur Forced Labor Prevention Act is a product of deception and a tool of confrontation. It publicly discriminates against China Xinjiang products. It creates a “rebuttable presumption” that all goods from Xinjiang. The “rebuttable presumption” of civil law is based on preliminary evidence. The so-called Forced labor in Xinjiang is false. The U.S. uses the Xinjiang issue to denigrate China without hesitation in violating its own legal principles and moral standards. Forced labor is a crime. It is absurd and dangerous for the U.S. to change the principles of modern civilization of the presumption of innocence for political needs. Supreme Court case of Taylor v. Kentucky—has been recognized as one of the most basic requirements of a fair trial.

Both laws require the president and secretary of state to publicly report on the Uyghur situation in Xinjiang. So far have not yet publicly reported, If they truthfully report the Xinjiang issue, it proves acts are wrong, if falsely report it is crime, not reporting is illegal! The acts should be the most absurd in the history of world legislation, and it can become a historical joke. This is also slander against the Chinese.

The so-called crimes of human rights violations in Xinjiang are all fabricated lies. They insult people’s intelligence and emotions and demonize

China and the Chinese people. China has held more than 70 press conferences in Xinjiang and published several white papers. The spokesperson of the Chinese Ministry of Foreign Affairs has repeatedly refuted the lies against China's Xinjiang: "The US, based on lies and disinformation produced by a handful of anti-China forces, wantonly asserted that there is genocide in Xinjiang. This is the most preposterous lie of the century, an outrageous insult and affront to the Chinese people, and a gross breach of international law and basic norms governing international relations."⁹² China invited UN organizations, foreign envoys, and journalists to visit Xinjiang.

U.S. State Department Lawyers Concluded Insufficient Evidence to Prove Genocide in China⁹³ they also have professional ethics. Scholars from the U.S., Sweden, Australia, and other countries have published articles or research reports to refute and expose disinformation about Xinjiang. Open letter of China is not an enemy by Hundreds of American scholars on China.⁹⁴

Petitioners have standing where: 1. We have suffered an injury which is concrete, particularized; 2. We claimed injury is "fairly traceable to the challenged action of the defendant", has "sufficient minimum contacts", *International Shoe Co. v. Washington*, 326 U.S. 310 (1945); 3. the injury "will be redressed by a favorable decision." At common law, the test for standing is whether the plaintiff has a "special interest in the subject matter of the action". Individual

plaintiffs are aggrieved persons, defined as a person whose interests are adversely affected by the decision or conduct complained of. Standing may apply to the class of aggrieved people.

The respondent publicly deliberately fabricated or spread false information “with reckless disregard of whether it was false or not” that New York Times Co. v. Sullivan (1964), which seriously damaged the reputation of China and the Chinese people and constituted defamation. Most states recognize that some categories of false statements are considered to be defamatory per se, such that people making a defamation claim for these statements do not need to prove that the statement caused their actual damages. No proof of special damages is required, Respondents should bear legal responsibility for the conduct.

The defendants’ Statements were defamatory per se because they have exposed in the global village, to public discrimination, hate, contempt, ridicule, verbal abuse, and physical violence as reported in many incidents across the U.S.A. Hate crimes targeting people of Asian descent in the U.S. rose by 70% last year compared with the number of such incidents in 2019, the FBI said⁹⁵. NYPD reports a 361 percent increase in anti-Asian hate crimes since 2020. Roughly nine-in-ten U.S. adults (89%) consider China a competitor or enemy, rather than a partner. Speaking of China, three percent of people first think of the genocide of Uyghurs according to a new Pew Research Center survey⁹⁶. It can be seen

that the defendants' statements have caused serious consequences, and they are threatening, dangerous, and psychologically harmful to the plaintiffs. On April 9, 2021, the Brookings Institution publishes a very insightful report that summarized the connection between hateful rhetoric by political leaders and real-world violence.

Former Trump administration ambassador to the United Nations Nikki Haley said Cornell University "should be ashamed" after a group of Chinese students boycotted a recent event in which a member of China's oppressed Uyghur community lashed out the china for its genocide against her people. The Chinese students: "extremely hostile" atmosphere "At that moment, we were not sitting in a classroom; we were crucified in a courtroom for crimes that we did not commit." ⁹⁷

The motherland of the national Chinese in the United States is regarded as genocide and a crime against humanity, the Chinese reputation has declined, the psychology has been hurt, the racial discrimination and hatred have become more serious, and the Chinese who do not know the truth about Xinjiang even feel ashamed. American Chinese (Asian) are suffering from it, past, present, and future in their life and career development.

No one can override the constitution and laws to infringe upon the rights of others. Don't think of yourself as a defender of human rights, a model of morality, and be careful of being played by others.

(7). Litigation Proces

The facts of the defendant's alleged defamation are clear, the evidence is sufficient, and the plaintiff has sufficient legal grounds to file a lawsuit. According 8 U.S. Code § 1654 and 28 U.S. Code § 4101, The Petitioner have very sufficient factual and legal grounds to file a lawsuit. ChenBing and PREI sued the respondents for defamation in the District of Maryland Federal Court. The indictment was 181 pages long. The judge ruled that PREI should hire a lawyer, The indictment was concise to 30 pages.

However, we amended the Complaint, The judge has also been amended. Another judge denied the case for "Although the Complaint is replete with facts alleging all manner of mistreatment of Chinese nationals, none of the allegations involve Bing. The Complaint is devoid of any alleged harm that he has suffered as a result of the claimed wrongdoing." "Bing lacks standing to pursue this matter." Ignore our motions to stop the boycott of the Beijing Winter Olympics and ban the publication of false, hateful book.

Appealed to the 4th Federal Circuit Court, "we dispense with oral argument because the facts and legal contention are adequately presented in the materials before this court and argument would not aid the decisional process", "Affimed as modified by unpublished per curiam opinion."

Again, We sued respondents in DC Federal Court and filed two Emergency Motions. The court denied

both motions because they present non-justiciable political questions. The court dismissed the case for “rambling, disjointed, incoherent, or full of irrelevant and confusing material will patently fail [Rule 8(a)’s] standards will ‘ a complaint that contains an untidy assortment of claims that are neither plainly nor concisely stated[.]” It is not true.

Dismiss the case for lack of jurisdiction not complying with Federal Rule of Civil Procedure 8(a) that is clearly wrong and prejudice, Inaction by judges to evade responsibility. These are not only prejudice, but also a violation of the Petitioner constitutional rights, and the judges does not respect the constitution and their statutory duties .Three judges have different views, and the three appellate judges did not issue an opinion.

Chen Bing launched a lawsuit for the truth and justice of the Xinjiang issue, he and his family risked being hurt, retaliated, or even killed by stakeholders and organizations involved in the case.

12. Nine Reasons for Granting the Petition

(1). Both the United States and China have acceded to international conventions related to genocide and forced labor. Crimes against humanity are clearly defined in the Rome Statute of the International Criminal Court. These actions are defined as crimes in China’s criminal law. This is a matter of fact and law. U.S Diplomatic powers are involved in allegations of criminal conduct in Xinjiang, China. Article II of

the Constitution has been interpreted to imply that the president possesses broad power over matters of foreign policy, and to provide support for the president's exclusive authority to grant recognition to a foreign government. 8 U.S. Code § 1104, the Secretary of State is the President's Diplomatic assistants have no right to decide foreign policy, determine genocide and crimes against humanity in Xinjiang is beyond the scope of their duties, violate the Constitution, and violate the power of the president. Neither President Trump nor President Biden made such a determination. On the Xinjiang issue, they were obviously fooled. It is unconstitutional for the U.S. Congress and the Secretary of State to decide foreign policy, causing chaos and causing major losses to national interests. This Court should define the extent of the diplomatic powers and responsibilities of the President, Congress, and Secretary of State.

According to 5 U.S. Code § 5565, the Secretary of State did not make public hearings, evidence, or records when deciding genocide and crimes against humanity in Xinjiang. "The Tribunal's requests to the U.S. Secretary of State for evidence and reasoning have been denied. The Pompeo/Blinken announcement is of no evident value to the Tribunal"⁹⁷, which also proves that its decision has no factual or legal basis, and is illegal and unconstitutional . 5 U.S. Code § 706 – 6 items of Scope of review, all exist and the Secretary of State decision should be revoked. He is not only powerless, but also wrong, seriously damaging the

interests and security of the United States.

(2). The Uyghur Human Rights Policy Act and Uyghur Forced Labor Prevention Act were formulated based on disinformation, misleading, and deceiving, which not only harms Uyghurs' right to work, but also harms the interests of American consumers. It violated the constitutional process and fairness, and could not be implemented in practice. They harmed national interests and security. This Violation of the unconstitutional Amendment V without due process of law and XIV "any person within its jurisdiction the equal protection of the laws." Americans were hurt by this. Moreover, it violated United Nations Charter Article 1 "in conformity with the principles of justice and international law, adjustment or settlement of international disputes or situations which might lead to a breach of the peace", Article 2 "To develop friendly relations among nations based on respect for the principle of equal rights and self-determination of peoples". Article VI, "judicial Officers" "to support this Constitution".

Marbury v. Madison, 5 U.S. 137 (1803), defines the boundary between the constitutionally separate executive and judicial branches of the federal government, American courts have the power to invalidate laws that they find to violate the Constitution, and the supreme Court shall have appellate Jurisdiction, both as to Law and Fact. This Court should judicially review, suspend or repeal the laws.

(3). The defamation facts of the respondent, in this

case, are clear, which not only damages Petitioner's Substantial interest, but also, We represent all people in the United States and the world who want social justice, want to know the truth about Xinjiang, and are unwilling to be deceived and insulted. We sued the respondents, this is the constitutional right of Article III, Amendment V (due process of law), and Amendment XIV (equal protection). If the U.S. wants to protect the interests of Uyghurs in Xinjiang, China, shouldn't it protect the interests of Americans, including the petitioners, in accordance with the Constitution and laws?

We are the individuals and organizations of be defamed Chinese class and we have the right to sue Respondents. U.S State v. Brady (1890), the holding of this court found that "the law is elementary that a libel need not be on a particular person, but may be upon a family, or a class of persons," Fairchild v. Hughes, 258 U.S. 126 (1922), which allowed any United States Person to sue to preserve a public right. Petitioners not only have individual standing, but also, have public right standing. 5 U.S. Code § 702, "A person suffering legal wrong because of agency action, or adversely affected or aggrieved by agency action within the meaning of a relevant statute, is entitled to judicial review, therefore."

But, The federal district and appellate courts declined to go to trial, dismissing the case. This is not only prejudice, but, a violation of the Constitution Article III standing, evading constitutional responsibility, injury to Petitioner and the public

interest of the United States. See *Ali v. Hogan*, 26 F.4th 587, 600 (4th Cir. 2022), become a case of conflict, a contradiction. This Court has supervisory power and responsibilities to correct the court errors. This case will be a landmark case in history. It should be the victory of truth over lies and justice over partiality, should be an honor for America, not the other way around.

(4). S.Res.131: “transfer the evidence to a competent court” “an investigation into the abuses and crimes committed in the XUAR”. This Court is the most “competent court”!

U.S. courts do not try the case, it is a serious challenge to the US judicial system, and the world will question whether the US is too hypocritical and too dangerous?

If the court investigates and there is sufficient evidence to confirm that there is genocide and crimes against humanity in Xinjiang, we are willing to publicly condemn and provide legal assistance to the victims.

(5). If this Court Grant a Writ of Certiorari, judge according to law, not only crack down on Conspiracy to commit an offense or to defraud the United States (18 U.S. Code § 371) and lying to Government Agents(18 U.S. Code § 1001), Warn public officials of dereliction of duty. Revise the government and Congress errors, safeguard the national rule of law and judicial authority, resolve the constitutional crisis, save The United States, and Improve the United States in international credibility, good image, influence, and

competitiveness.

(6). If this Court refuses a writ of certiorari, on the Xinjiang issue, it is condoning the relevant stakeholders to violate the U.S. law and constitution, continue to use American money to deceive the American people, endanger the national security and interests of U.S., and harm the interests of the American people. The international community's issue of Xinjiang will be thrown into chaos and confusion, with no truth and no justice. The accumulation of hostility and conflict between the United States and China may lead to the outbreak of war.

(7). This Court grants a writ of certiorari, finding out the facts is the best respect and protection for Uyghurs in Xinjiang, China, Especially the protection of their labor rights. Uyghur Forced Labor Prevention Act violated their labor rights. Demonstrate the independence and impartiality of the American judiciary, safeguard the constitutional government, maintain peace, and its responsibility to the United States and human society.

(8). This Court Granting the Petition, end to the scams and farce about Xinjiang, and resolve the dispute over in US-China and international community. Reducing misunderstandings and misjudgments between the United States and China, and defusing hostility are conducive to mutual cooperation and the enhancement of human well-being. It should be the truth triumphs over lies, reason over ignorance and Justice over prejudice. This is America's glory, promoting international respect, understanding,

cooperation, and promoting World Peace.

(9). If This Court grants a writ of certiorari, eliminates unnecessary misunderstandings and misjudgments between the United States and China, and improves the relationship between the United States and China, which will not only benefit human civilization and progress, but also support the improvement of Chinese democracy and the rule of law.

The progress of mankind lies in cooperation and creation. The United States and China bear great responsibilities to the world. Whether the relationship between the United States and China is normal or not is related to the development, security, and peace of the world. China's national strategy is modernization. In June 1989, Deng Xiaoping clearly pointed out the national strategy: "After sixty-one years(2049), a country with a population of 1.5 billion will reach the level of a moderately developed country". Family tragedy due to China's long-standing wrong one-child policy. According to the current fertility rate, it is estimated that China's population will be about 1.3 billion by 2050. The population is aging to its peak. One working employee needs to support 1.463 retired employees. World geopolitics has undergone historic changes. Because of the population, China's strategic goal is not achievable. By 2100, the population of the United States may be larger than that of China.

Due to differences in political systems, history, culture, language, and competition between the United States and China, as well as competition

for economic and influence. Due to various reasons, especially Xi Jinping's anti-corruption campaign, overseas stakeholders are hostile to him, and some Chinese organizations in the U.S. deliberately spread China's disinformation, and mislead American society, causing the U.S. to misunderstand and misjudge China. Xi Jinping firmly advocates Chinese values: "Democracy, Freedom, Equality, Justice, Rule of Law," etc. Implement the constitutional oath to "work hard to build a prosperous, strong, democratic, culturally advanced, harmonious and beautiful socialist modernized country!" By 2035, the overall goals of national development include: "The people's throughout the process's democratic system will be more complete, and a country under the rule of law, a government under the rule of law, A society ruled by law;" China is an important force in maintaining the international system with the United Nations at its core and the international order based on international law. China has no intention and no strength to replace the United States international status. The benefits and space for US-China cooperation are huge. Both sides give up prejudice and are responsible for the destiny of their citizens, the international community, and mankind.

The Taiwan issue is a hot spot of conflict and possible war between the U.S. and China. However, the Taiwan issue is an issue between mainland China and Taiwan China itself. Taiwan China and mainland China have the means to resolve cross-strait issues and safeguard the interests and dignity of the two peoples.

It can be said that the initiative and decision-making power are in the hands of the Taiwanese people.

There are serious violations of human rights in China, Mainly case by case.

Our research found that from 2014 to 2021, the Supreme Court and the Supreme Procuratorate of China reported to the National People's Congress 21 cases including the rape and murder of Nie Shubin, Hugjiletu, Nian Bin, Zhang Yuhuan, etc. This year, Zhang Man from Yunnan Province murdered a whole family of 4 people ,retrial verdict not guilty. Tan Xiuyi from Henan Province killed a whole family of 3 people, was retried not guilty. It made me very painful and angry. In these cases, they are all real murderers, illegal retrial and acquitted. There are without any evidence to prove they are not or may not be the real murderers, and there is no reasonable doubt of innocence. They were all acquitted "on the grounds that the facts were unclear and the evidence was insufficient", There are no real culprits! Nie Shubin pleaded guilty in court in the original trial, and the lawyer defended his guilt. The first instance sentenced him to death, and he guilty plea in a handwritten appeal, the death penalty in 1995. The case was retrial by the Second Circuit Court of the Supreme People's Court of China in 2016. In the retrial of the Nie Shubin case by the Supreme Court and the Supreme Procuratorate, 16 were false, 12 illegal, and 2 absurd⁹⁸. Xi Jinping was also fooled into publicly endorsing the three cases. These real culprits were acquitted after been punished, and a huge amount of money was paid s state compensation.

This is the most shameless corruption in human history, and it shows the complexity, absurdity, and danger of Chinese society.

We believe that only when China implements the provisions on direct elections in the “Common Program of the Chinese People’s Political Consultative Conference” of the legal basis for the founding of the People’s Republic of China and the “Universal Declaration of Human Rights”. China can truly realize Xi Jinping’s “ whole-process people’s democracy “, The people are the masters of the country, the people have rights and responsibilities, enjoy the freedoms that should be enjoyed, the people can truly supervise the government. China’s historical bureaucratic corruption can only be truly resolved and integrated into the international community. Chinese society has vitality, creativity, and a bright future.

On January 17, 1961, in this farewell address, President Dwight Eisenhower warned against the establishment of a “military-industrial complex.” Behind the Smokescreen: West’s China Cold War Agenda by The Transnational Foundation for Peace & Future Research : “the systematic US development of a China Cold War Agenda, CCWA” and “the MIMAC – the Military-Industrial-Media-Academic Complex – an immensely powerful synergetic, interconnected power structure which, so to speak, run the real policy but has never been elected to any office.” “One must ask how it is possible that rather few think tanks, political groups, circles around a rather anonymous MIMAC and the mainstream media and

14. App

UNPUBLISHED
UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT
NO.22-1424

BING CHEN,
Plaintiff-Appellant

v.

JOSEPH R. BIDEN, JR., in his official capacity as the President of the United States; Mike R. Pompeo, in his former official capacity as Secretary of State; ANTONY J. BLINKEN, in his official capacity as Secretary of State; United States Department of State, Antony J. Blinken of Secretary; NANCY PELOSI, In his official capacity as Speaker of the House of Representatives; UNITED STATES HOUSE OF REPRESENTATIVES, Speaker Nancy Pelosi; MARCO RUBIO, in his official Capacity as United States Senator from Florida; TOM COTTON, in his official Capacity as United States Senator from Arkansas ; CONGRESSIONAL-EXECUTIVE COMMISSION ON CHINA, Jeffrey Alan Merkley of Chairman; UNITED STATES HOUSE COMMITTEE ON FOREIGN AFFAIRS, Gregory Meeks of Chairman; UNITED STATES COMMISSION ON INTERNATIONAL RELIGIOUS FREEDOM, Erin D. Singshinsuk of Executive Director; UNITED STATES DEPARTMENT OF THE TREASURY, Janet Yellen, Secretary; UNITED

their Mainstream Media Manipulations, MMM, have come to be perceived as professional, independent and academical messengers of the truth behind the extreme accusations against China?"

Graham Allison of an American political scientist and Professor of Government at the John F. Kennedy School of Government at Harvard University : U.S. China Must Work to Prevent War.

NINE JUSTICES can make outstanding contributions to world peace, development, progress and justice.

13. CONCLUSION

"We, the people of the United States, in order to form a more perfect Union, establish justice, insure domestic tranquility, provide for the common defense, promote the general welfare, and secure the blessings of liberty to ourselves and our posterity", In order to support this constitution, national interests and security , international justice and world peace. Petition for a writ of certiorari should be granted.

DATED this November 18,2022. Respectfully Submitted,



BING CHEN

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