

25-5854

**IN THE SUPREME COURT
OF THE UNITED STATES**

Dmt MACTRUONG, also known as MAC DR. TRUONG

Appellant-Petitioner

versus

President Donald J. TRUMP, *et al.*

Appellees-Respondents

ORIGINAL

FILED
SEP 08 2025

OFFICE OF THE CLERK
SUPREME COURT, U.S.

USCA2 Case No. 25-624

On Petition for Writ of Certiorari to the
United States Court of Appeals for the Second Circuit

**PETITION FOR A
WRIT OF CERTIORARI**

Presented by

Dmt MacTruong, J.S.D., Ph.D., LL.M., Petitioner *pro se*

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SUPREME COURT, U.S.

QUESTIONS PRESENTED

1. Does Appellant-Petitioner, a U.S. citizen, living in one State of the Union, have standing to commence a civil action for a declaratory order/opinion pursuant to Rule 57 of the FRCvP against an individual or a group of individuals, some of whom patently lie, deceive, or even are convicted felons, for having lied, cheated, deceived, or defrauded, in (i) undisputed violation of the most fundamental rules of the U.S. Constitution, such as principles of due process, reliability, predictability, non-retroactivity of new legislation, separation of powers, checks and balances, good faith, transparency, integrity, justice, fairness, impartiality, or (ii) in violation of such basic rights to life, liberty, justice, equality, property, privacy, the pursuit of happiness, that the U.S. Constitution guarantees to all, not a few, privileged U.S. citizens?
2. Does the U.S. Constitution grant Congress or the President or the U.S. Supreme Court, or all three branches of the Government combined the exclusive power to designate a specific group of officials the most known of them are the U.S. Attorney General, U.S. Attorneys, or Assistant U.S. Attorney the exclusive power to prosecute anybody reasonably suspected of violating the U.S. Constitution or federal law?
3. Does the U.S. Constitution or any federal law strictly prohibit the practice of the common law theory of “Citizen Arrest,” or for that matter, the new DMT theory of “CITIZEN PROSECUTION,” meaning any U.S. Citizen having personal or public knowledge and reasonable evidence in support of any other U.S. citizen, including such U.S. Governmental official or employee as the President or Vice President or other cabinet members of the President, or members of Congress or Judges of federal Court, or U.S. Attorney General, or U.S. Attorneys, or Assistant U.S. Attorneys, all of whom, before they take office, are sworn in to preserve, protect, and defend every provision of the U.S. Constitution to the best of their ability without any mental reservation, has the right and duty to commence a civil action for a declaratory order/opinion pursuant to Rule 57 of the FRCvP against the latter for the ultimate sake of preserving, protecting, and defending together the democracy, republic, and freedom of the American people?

PARTIES TO THE PROCEEDING

There are no other parties than those named in the following NEW CAPTION of this proceeding, to wit:

Dmt MACTRUONG, Appellant-Petitioner

Appellees-Respondents:

- (1) U.S. President Donald J. Trump,**
- (2) U.S. Vice President JD Vance**
- (3) Elon Reeve Musk, DOGE Special Employee**

RULE 29.6 STATEMENT

Petitioner MacTruong is an individual. I have no stocks for any private or publicly traded company to own 10% or more.

OPINIONS BELOW

Without citing any facts alleged in Petitioner Dmt MacTruong's complaint on file with the Court in Civil Action under Docket No. 1:25-cv-1102, on February 18, 2025, the U.S. District Court for the Southern District of New York, (SDNY hereafter) found that Petitioner sought "JUDGMENT(S) DECLARING RESPONDENTS' EGREGIOUS ABUSE OF POWER, COMMISSION OF HIGH CRIMES, MISDEMEANORS, TREASON, AND INSURRECTION TO TAKE OR KEEP EXECUTIVE POWER BY MISREPRESENTATIONS OF FACT OR VIOLENCE, AND RECOMMENDING THAT CONGRESS INVESTIGATE, TRY, IMPEACH AND REMOVE RESPONDENTS FROM THE PRESIDENCY & VICE PRESIDENCY."

Without anything more, the Court immediately found that “the complaint is not a departure from Plaintiff’s pattern of engaging in frivolous and vexatious litigation. Consequently, “the Court dismisses this action without prejudice for Plaintiff’s failure to comply with the November 25, 2013 bar order,” which more than 11 years ago, required that Petitioner filed an application for court leave prior to filing a new action in its jurisdiction. [A: 1-8]”

On March 19, 2025, Appellant-Petitioner MacTruong filed a notice of appeal from SDNY’s February 18 2025 Dismissal Order **WITHOUT PREJUDICE** to the United States Court of Appeals for the Second Circuit (USCA2 hereafter). On March 20, 2025, USCA2 ordered the appeal dismissed by April 10, 2023, “unless Petitioner DMT MacTruong, submits a motion for leave to file.” [A: 2]”

On March 28, 2025, Appellant-Petitioner filed my MOTION for leave to file. FILED. Service date 03/28/2025 by United States Mail. [Entered: 04/01/2025 04:42 PM] [A: 2]”

On June 20, 2025, **LEAVE TO APPEAL**, pursuant to court order, dated 06/20/2025, copy sent to *pro se* appellant, was **DENIED**. [Entered: 06/20/2025 11:25 AM] [A: 1]”

USCA2’s June 20 2025 Denial Order-Mandate reads as follows:

“In 2010, this Court entered a leave-to-file sanction against Petitioner barring “any further submissions” in this Court without first obtaining leave. (...) Petitioner now moves for leave to file this appeal. Upon due consideration, it is hereby ORDERED that the motion is DENIED because the appeal does not depart from Petitioner’s “prior pattern of vexatious filings.” (...). [A: 1] [Emphasis added.]

Undisputedly, both SDNY and USCA2 certainly have their “personal” opinions regarding the merits or lack thereof of Petitioner’s complaint in this extremely important history-changing constitutional matter for the republic,

democracy, and freedom, of the people of the United States of America, as we know our beloved country in the last 241 years. However, upon information and belief, in the Court's sound "legal" opinion, they should abstain from pronouncing it out loud, but instead respectfully let SCOTUS, the constitutionally highest judiciary authority on the dear land of the free and the brave to say the last word in the matter, if this Court still has some authority left to courageously save our nation or cowardly let it completely destroyed by the principal Respondent President Donald J. Trump, a 34-time convicted felon, shameless professional liar, deceiver, and traitor to the 1789 Constitution of America, barely a few minutes right after he was solemnly sworn on to preserve, protect, and defend to the best of his ability, without any mental reservation.

JURISDICTION

(1) Basis of the U.S. Supreme Court's Subject-Matter Jurisdiction:

28 USCS §1254 provides that cases in the U.S. Courts of Appeals may be reviewed by the Supreme Court by writ of certiorari granted upon the petition of any party to any civil or criminal case, before or after rendition of judgment or decree. Appellant-Petitioner herein appeals from the following final order(s) of the U.S. Court of Appeals for the Second Circuit (USCA2 hereafter): **Order-Mandate dated 6/20/2025 in *Dmt MacTruong v. Donald J. Trump, et al.* Docket No. 25-624 [See, A: 1-3]**

(2) Basis of the SDNY's Subject-Matter Jurisdiction:

The United States District Court for the Southern District of New York, (SDNY hereafter), has jurisdiction over Plaintiff-Petitioner Dmt MacTruong's Complaint in **this civil action pursuant to 28 U.S.C. §1331**, which grants **federal district courts** original

subject-matter jurisdiction over "all civil actions arising under the Constitution, laws, or treaties of the United States" including but not limited to **17 U.S. Code § 102 and/or 18 U.S.C. § 371, 10 U.S. Code § 921 - Art. 121**; or other applicable provisions of the U.S. Constitution and/or relevant controlling federal legal authorities such as **05-0552 Right to Privacy Act; 17-0501 & 17-0504 & 28-1338 Infringement of Copyright; 18-0241 Conspiracy v. Citizen rights; 28-1331v Violation of 1st, 4th, 5th & 8th Amendments; 28-1343 & 28-1981 & 28-1983 Violation of Civil Rights; 18-0241 CoConspiracy v. Citizen Rights; 28-1331v Violation of 5th & 8th Amendments.**

Basis of the USCA2's Subject-Matter Jurisdiction:

The Order(s), being appealed to USCA2, are final Decision(s) and Judgment(s) of the SDNY, dated March 20, 2025 [A: 4-8] under 28 U.S.C. 1291.

- 1. Brief Statement of the Case.**
- 2. Statement of the Case. (A brief summary of the proceedings in the SDNY, then the USCA2.)**
- 3. Statement of Facts and the Issues Presented for Review.**

SUMMARY OF ARGUMENT

1. Briefly, in this civil action in the U.S. District Court for the Southern District of NY (SDNY hereafter), U.S. citizen Plaintiff Dmt MacTruong sued U.S. citizens Respondents Donald J. Trump, President of the USA, JD Vance, Vice President, and Elon Musk, Special Employee of DOGE, seeking pursuant to Rule 57 of the FRCvP declaratory judgment(s) by the U.S. citizen Laura Taylor Swain, Chief Judge of the SDNY, recommending to U.S. Congress to commence their constitutional impeachment proceedings against

Respondents Trump, Vance and Musk, to legally remove them from offices because of their committed nationally-and-internationally-well-known impeachable offenses, such as aggravated abuse of power, high crimes, misdemeanors, treason, and insurrection, as unequivocably defined in the U.S. Constitution and its Amendments and those of federal laws and this Supreme Court Orders that are constitutional.

2. On March 3, and April 23, 2025, some not too proud U.S. citizens anonymously acting under the prestigious name of USCA2 dismissed U.S. citizen Dmt MacTruong's foregoing complaint because their publicly unknown honors acting in the name of the Court determined incorrectly in the name of this implied unconstitutional rule of law that **"This Court has no authority to impeach the President or Vice President or to demand that members of Congress commence impeachment proceedings. The power to impeach the president, vice president, and all civil officers lies exclusively with Congress. In addition, a lawsuit against an officer of the United States in his official capacity is considered a lawsuit against the United States.** And, because the United States is sovereign, it is generally immune from suit—and courts are without jurisdiction to hear a suit against the United States—unless it has waived its immunity. A waiver must be unequivocally expressed in statutory text and will not be implied. Since, **Plaintiff has not met his burden of establishing that the United States has waived its sovereign immunity in this matter, Plaintiffs Complaint should be and is dismissed without prejudice as frivolous and/or for failure to state a claim on which relief may be granted."**
3. Well, with due respect to the Court, the federal laws, or rather the incorrect fake findings that U.S. citizen Dmt MacTruong who had been enjoined, because of my numerous prior "frivolous" litigation from commencing a new action in the USCA2

without Court's leave, still does not depart from Petitioner's "prior pattern of vexatious filings." [A: 1-3]

4. Well, with due respect, U.S. citizen Dmt MacTruong must totally disagree with anonymous USCA2 U.S. citizens on the following glaring legal grounds, which the latter have completely failed to mention. This something will undisputedly render not only the USCA2's decision invalid but also its concerned Circuit Judges glaringly impeachable criminal judiciary traitors to the liberal republic, democracy, and the people of the United States of America. Indeed,
5. **FIRST**, federal laws or court orders, if any, that deprive U.S. citizens, like ordinary U.S. citizen MacTruong herein, of our rights, duties, and privileges, we have received as consideration for our sacred oath to preserve, protect, and defend the U.S. Constitution to the best of our ability, without any mental reservation, are definitely unconstitutional and unenforceable by any legitimate federal judge, who has been also solemnly sworn in to preserve, protect, and defend the U.S. Constitution to the best of their abilities, without any mental reservation.
6. **SECOND**, the U.S. Constitution has never granted Congress or the President or the U.S. Supreme Court, or all three branches of the Government combined the **EXCLUSIVE** power to designate a specific group of officials the most known of them are the U.S. Attorney General, U.S. Attorneys, or Assistant U.S. Attorney the exclusive power to prosecute anybody reasonably suspected of violating the U.S. Constitution or important federal statutes. Consequently, citizens USCA2 Circuit Judges have acted unconstitutionally when they declared that U.S. citizen Appellant-Petitioner MacTruong and/or **SCOTUS has no authority or standing to impeach the President or Vice President or to demand that members of Congress commence impeachment proceedings. It is therefore unconstitutional to assume that the power to impeach the President, Vice President, and all civil officers lies exclusively with Congress.**
7. **THIRD**, it is befitting rather at this point to well engrave in the mind of every modern U.S. citizen each of the following words of the great President Abraham Lincoln that were said on

November 19, 1863, at Gettysburg to honor those U.S. citizens who had sacrificed their lives for freedom and equality at the turning point of the Civil War: “that we here highly resolve that these dead shall not have died in vain—that this brave nation, shall have a new birth of freedom—and that government of the people, by the people, for the people, shall not perish from the earth.”

8. **FOURTH**, there is no democracy without freedom or equality, and a democratic government is the property of the people, created by the people, and must function for sake of the people, i.e. for most of the law-abiding citizens.
9. **FIFTH**, the Congress, the Presidency, and the Supreme Court are merely three principal institutions created and mastered by WE THE PEOPLE for the ultimate purpose of the people. Ultimately, for these institutions to well function at the service of the people, they must always be vigilantly under the control of the people.
10. **SIXTH**, the U.S. Constitution or any federal law have never explicitly or impliedly prohibited the practice of the common law theory of “Citizen Arrest,” or for that matter, the new DMT theory of **CITIZEN PROSECUTION**. This means that any U.S. Citizen, having personal or public knowledge and reasonably credible evidence in support, has the constitutional power to legally prosecute in a federal court of law to impeach any other U.S. citizen for aggravated abuse of power, high crimes, misdemeanors, treason, and insurrection, be that citizen the incumbent highest ranking U.S. executive official or employee as the President, or Vice President, or other cabinet members of the President, or members of Congress, or Judges of federal Courts, or U.S. Attorney General, or U.S. Attorneys, or Assistant U.S. Attorneys, all of whom, before they take office, are sworn in to preserve, protect, and defend every provision of the U.S. Constitution to the best of their ability without any mental reservation. That citizen prosecutor is dotted with the inherent constitutional power to seek appropriate declaratory orders/judgments/opinions pursuant to Rule 57 of the FRCvP against any constitutional criminal violators for the ultimate sake of preserving, protecting, and defending together with all other concerned citizens the democracy, republic, and freedom of the American people.

11. **SEVENTH**, accordingly, Appellant-Petitioner's Complaint should not be dismissed for Plaintiff's lack of standing to sue or the Court's lack of jurisdiction to adjudicate the issue. On the contrary, the June 20 2025 USCA2 Mandate [A: 1-3] being appealed should be reversed, and the relief sought by Appellant-Petitioner in this civil action must be granted by this Highest Court of the land.
12. **EIGHTH**, the USCA2 Circuit Judges' implied written glaringly unambiguous finding that "it is not possible for a private citizen to commence impeachment proceedings or to impeach the United States President by filing a lawsuit in federal court" [See, A: 1-8] is contrary to the U.S. Constitution. It should be therefore rejected by all concerned U.S. citizens, especially those who love America, understand and respect our constitutional fundamental values, great humanitarian vision, and are sworn in to preserve protect and defend it to the best of their ability even if need be, proudly and courageously, at the cost of their lives, like during the American Revolutionary and Civil Wars without any mental reservation, and still get well paid monthly by the American people to perform the noblest and most powerful duties, such as being President, Senators, House Representatives, Judges, U.S. attorneys, as soon as possible to lawfully save our country from many disastrous realities that Respondents President Trump *et al.* herein are now preparing and ready to challenge the entire world, except MAGA Trumpists, who are in their vast majority not sufficiently educated in republican, democratic, and liberal values to realize.

Statement of Issues.

- a. **First Issue:** *Appellant-Petitioner has no standing to sue the U.S. President in another State because Petitioner is a resident of New Jersey.*

Argument and Authorities: Unknown USCA2 Circuit Judges' foregoing implied findings and determinations to deny Petitioner's standing are incorrect as a matter of fact and law. Nowhere in the Complaint has Petitioner made the United

States or another State of the Union a Respondent in this civil action. Nowhere Petitioner has tried to identify a 34-time convicted felon of material misrepresentation fraud and deception to steal from banks or people with the sovereign United States or a State of the Union, like the USCA2 Circuit Judges have literally done in their decision dismissing Petitioner's Complaint against Respondent President Trump for its falsely alleged frivolousness.

It is of note that nowhere in the entire U.S. Constitution is it written that an individual U.S. citizen plaintiff may not sue another individual U.S. citizen in another State in a U.S. federal court for alleged violation of the U.S. Constitution or constitutional federal laws. Such ludicrous and artificial rule of federal law, if any, is undisputedly against the U.S. Constitution. It cannot be constitutionally or legally enforced. And the finding that my attempt to exercise my most crucial patriotic right and duty to preserve, protect, and defend the Constitution of the U.S.A. is frivolous as matter of Constitutional law. It is incorrect, insulting, and libelous, for which the anonymous USCA2 Judges, who had accused me of, should be held accountable. Such finding should be for the least soundly rejected by this Court for all our fellow Americans to know and follow suit with positive consequences.

It is finally of note that since the main principle of the U.S. Constitution is to protect the governed people against the tyranny by those who govern, as a matter of law, what is not expressly prohibited by the Constitution and federal laws is free for everybody to perform, especially when it comes to gather competent people of good will to act together under, not above, the law to protect the American Republic, Democracy, Liberty, creativity, and the pursuit of happiness for all of us.

Second Issue:

Do you think the USCA2 Circuit Judges applied the wrong law? If so, what law do you want to be applied?

Not only the USCA2 Circuit Judges have failed to comply with and carry out the applicable provisions of the U.S. Constitution, but on the contrary did they declare out loud and forcefully enforce their own anti-constitutional finding that “**it is not possible for a private citizen to commence impeachment proceedings or to impeach the United States president by filing a lawsuit in federal court.**” [See, A: 2, Par. 3- A: 3]

As reported by the New York Times, during his September 9 2022 interview with two Judges of the USCA10, SCOTUS Chief Justice John Roberts defended **SCOTUS's main role of interpreting the U.S. Constitution over Congress and the Government.** Justice Roberts is quite correct on this important issue. However, the five SCOTUS Justices, who were sued by Appellant-Petitioner herein before Judge Lee Yeakel in USCA5 on August 31, 2022, in Civil Action entitled *MacTruong v. Abbott et al., including Respondent Trump herein*, under Docket No. 1:22-cv-00476, were so, not because they did their honest job of interpreting in good faith the U.S. Constitution, but on the contrary, like Judge Alan D. Albright in *Mac Dr. Truong v. Donald J. Trump, President, and JD Vance, Vice President*, under Docket No. A:25-cv-00224-ADA, they have, due to their insufficient legal and logical reasoning ability, betrayed the American naïve trusting people by writing literally a legal piece of irrational findings of fact and inconsistent controlling legal authorities not to uphold but destroy the U.S. Constitution to meet their unconstitutional conservative racist misogynist agenda that has been planned and supported by legally uneducated hardcore professional deceiver former President Donald J. Trump, in 2022, who is the most conservative sexist and misogynist of all the Respondents herein.

As such, the main point of this civil action is to unmask the conspiracy of all the Respondents herein, and **lawfully** remove them from the presidency and vice presidency of the U.S. government to save and restore the integrity and capital role of one of the three most important institutions of our valuable historic American democracy, which must remain the greatest in human history and will hopefully lead all humankind to the next level of interplanetary civilization in a brand-new glorious era.

The precise masterpiece of Respondents’ extremely difficult-to-prove-beyond-a-reasonable-doubt deceiving scheme in the history-changing matter of *Dobbs v. Jackson*, was former Respondent SCOTUS Associate Justice **Alito's calculated absurd illogical false finding that even though the U.S. Constitution protects all U.S. citizens' rights to life, liberty, property, privacy, and the pursuit of happiness, it does not protect child bearing age (CBA) women's natural inalienable right to have sex for pleasure or reproduction or, if need be, safely induced miscarriages.**

The task of proving that former Respondent Justice Alito's legally uneducated, unconstitutional, and illegal findings to deceive America, especially CBA women and their supporters, or service providers, which must be rejected by USCA5, or by SCOTUS, if USCA5 would expectedly fail, is indeed very difficult to do beyond a reasonable doubt. Such an extremely high intellectual task is not, however, impossible. **It can certainly be done if Appellant-Petitioner herein is granted an opportunity to express myself properly and base my demonstration on a much higher and correct method of reasoning than the Aristotelian non-contradictory logical system, the whole traditional and modern educated Western world has been taught so far in colleges and law schools.**

Since in this civil proceeding, Appellant-Petitioner's credibility has been, is, and will certainly be seriously questioned or strongly scrutinized by many concerned parties or scholars and experts of all kinds, whose opinions on the issues being raised herein will be radically and emotionally opposite to mine, may it please the Court to allow Petitioner herein to introduce myself first with some necessary detailed educational background as follows.

Appellant-Petitioner *pro se* Dmt MacTruong is over 81 years of age. I am a philosopher with my own original philosophy entitled Absolute Relativity, meaning absolutely everything, including truth, falsehood, existence, inexistence, life, death, the universe, absolute, relativity, God, heaven, hell, good, evil, Aristotelian principle of non-contradiction, or motion of non-null masses, is relative, hence a contradiction in term, which is however not absolutely but only relatively true and false, i.e., relatively correct and untrue. "Absolute Relativity" is the title and sole topic of the 414-page thesis written in French for my 1972 Ph.D. diploma in Philosophy at the Faculty of Letters and Human Sciences, Paris-Sorbonne-Pantheon University, France.

Sorbonne Professor of Philosophy Pierre Aubenque, who sponsored my doctoral thesis admiringly said that Absolute Relativity is the ultimate goal of traditional Philosophy to discover absolute truth on the zodiac from Socrates, Plato, and Aristotle, to Descartes, Kant and Hegel. Finally, Appellant Dmt MacTruong herein discovered and built on it (Absolute Relativity) an indisputable system of reasoning, which no one who is sufficiently

educated and rational can argue against, to teach all humankind how to think, speak, and act appropriately to start a new era, the Absolute Relativity Era, based on a new way of reasoning, communicating, and acting together so that the educated part of humanity could progress in freedom and creativity without violence or deception that may continue to be practiced by under-educated and irrational people like the Respondents herein and their followers.

However, since the length of the instant Petition is limited by Court's rules, may it please the Court to refer to **Appellant's Appendix Pages 15, 16, 17, 18, 19, 20, 21, 22-25, 25-26, 29-36, 37-40, 45-50, 51-53, 54, 55, 56, 58, 59, 60, 61-76, 77-84**, for some more details regarding Appellant's personal and educational background and original theories or inventions.

3. Did the USCA2 Circuit Judges incorrectly decide the facts? If so, what facts?

THE USCA2 CIRCUIT JUDGES ENTIRELY FAILED TO CORRECTLY DECIDE THE FACTS CONCERNING RESPONDENT DONALD J. TRUMP'S SERIOUS IMPEACHABLE OFFENSES.

Treason by Calculated Infringement of Birthright Citizenship Granted by the U.S. Constitution and Affirmed by SCOTUS. Aggravated Abuse of Executive Power by Willful Violation of Principles of Separation of Powers – Checks and Balances

1. Appellant-Petitioner repeats all the allegations already made hereinabove with the same force and effect as if fully set forth at length herein. Additionally, Appellant-Petitioner's First Cause of Action is based on the following facts, which are both judicial notice and public knowledge, and upon information and belief, they were not and will not be contested or disputed by the Respondents herein.
2. Respondent Donald J. Trump was sworn in as the 47th President of the United States on Monday January 20, 2025, returning to office amid pomp and ceremony at the Capitol

Rotunda. Trump was sworn in by Chief Justice John Roberts, shortly after Respondent JD Vance took the oath as vice president.

3. The oath of office of the President of the United States is the oath or affirmation that the President takes upon assuming office. The wording of the oath is specified in Article II, Section One, Clause 8, of the United States Constitution. A new President must take it before exercising or carrying out any official powers or duties. This clause is one of three *oath or affirmation* clauses in the Constitution, but it is the only one that actually specifies the words that must be spoken. Article I, Section 3 requires Senators, when sitting to try impeachments, to be "on Oath or Affirmation." Article VI, Clause 3, similarly requires the persons specified therein to "be bound by oath or affirmation, to support this Constitution." The presidential oath requires much more than that general oath of allegiance and fidelity. This clause requires the new president *before he entered on the Execution of his Office, take the following Oath or Affirmation: "I do solemnly swear (or affirm) that I will faithfully execute the Office of President of the United States, and will to the best of my ability, preserve, protect and defend the Constitution of the United States without any mental reservation."*

4. Notwithstanding the above, on the same afternoon, Trumps signed more than 200 executive orders. [See, SIDENOTE 1]

5. [SIDENOTE 1: Allan Lichtman, a professor of history at American University in Washington D.C., told ABC News: "An executive order is a directive issued by the President that goes into the Federal Register. It has the force of law, but it does not require an act of Congress, (...) "Although it has the force of law, it can be repealed by a subsequent president issuing executive orders of his or her own." It is easier to be challenged in Court than a law passed by Congress.]

6. Among the 200 executive orders, Respondent President Donald J. Trump issued, right after taking the Oath, figures a sweeping executive order that would end birthright citizenship for children of undocumented immigrants and some lawful temporary residents.

7. The backlash from American legal scholars was swift. They say the text violates the longstanding interpretation of the 14th Amendment in United States courts. Presently 22

States of the USA are challenging that executive order through 5 different lawsuits. Expectedly, there will be soon many more.

8. The Fourteenth Amendment - Section 1 Provides: 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. **Section 2:** Representatives shall be apportioned among the several States according to their respective numbers, counting the whole number of persons in each State, excluding Indians not taxed. But when the right to vote at any election for the choice of electors for President and Vice-President of the United States, Representatives in Congress, the Executive and Judicial officers of a State, or the members of the Legislature thereof, is denied to any of the male inhabitants of such State, being twenty-one years of age, and citizens of the United States, or in any way abridged, except for participation in rebellion, or other crime, the basis of representation therein shall be reduced in the proportion which the number of such male citizens shall bear to the whole number of male citizens twenty-one years of age in such State. **Section 3:** No person shall be a Senator or Representative in Congress, or elector of President and Vice-President, or hold any office, civil or military, under the United States, or under any State, who, having previously taken an oath, as a member of Congress, or as an officer of the United States, or as a member of any State legislature, or as an executive or judicial officer of any State, to support the Constitution of the United States, shall have engaged in insurrection or rebellion against the same, or given aid or comfort to the enemies thereof. But Congress may, by a vote of two-thirds of each House, remove such disability. **Section 4:** The validity of the public debt of the United States, authorized by law, including debts incurred for payment of pensions and bounties for services in suppressing insurrection or rebellion, shall not be questioned. But neither the United States nor any State shall assume or pay any debt or obligation incurred in aid of insurrection or rebellion against the United States, or any claim for the loss or emancipation of any slave; but all

such debts, obligations and claims shall be held illegal and void. **Section 5:** The Congress shall have the power to enforce, by appropriate legislation, the provisions of this article.

9. By issuing the foregoing undisputedly unconstitutional executive order, banning the birthright citizenship of some people he and/or his MAGA group discriminate against, Respondent Trump has bluntly showed his utmost contempt and disregard for the U.S. Constitution, and has as such undisputedly violated it, which he had been sworn in some hours before to "*preserve, protect, and defend to the best of his ability, without any mental reservation.*" *Since the order he signed had been prepared before he took the oath, it is undisputed that both Respondents Trump and Vance have willfully lied under oath when they affirmed under the penalty of perjury that they would "faithfully execute the Office of President of the United States, or the Office of Vice President, and would, to the best of their ability, preserve, protect, and defend the Constitution of the United States without any mental reservation."*

10. Based on the foregoing official public and undisputed facts, and constitutional and federal rules of law, above which nobody can hold themselves, Appellant-Petitioner respectfully moves this U.S. Supreme Court to seriously honor its own pledge under oath of preserving, protecting, and defending the Constitution of the U.S. without any mental reservation, by issuing a declaratory judgment finding that Respondents Elon Musk, Donald J. Trump, and JD Vance have committed the felonies of conspiracy, perjury, abuse of power, and treason to the highest degree against the people and Constitution of the United States of America.

11. The business of the U.S.A. is not a personal one for any individual but that of all American citizens having been sworn in under oath to preserve, protect, and defend the Constitution of the U.S. to the best of our ability without any mental reservation.

AS AND FOR A SECOND CAUSE OF ACTION AGAINST THE RESPONDENTS

**Treason by Words and Acts Calling for Insurrection to Overthrow
The U.S. Government by Armed Forces and Other Violent Acts.
Evidence Provided by the Jan 6 Committee and by Jack Smith.**

12. Appellant-Petitioner repeats all the allegations already made hereinabove with the same force and effect as if fully set forth at length herein. Additionally, Appellant-Petitioners' Second Cause of Action against Respondents Trump and Vance for their followers' January 6 2021 undisputed violent assaults against the Capitol, the home of the Legislative Power of the liberal democratic and republican government of the U.S.A., are undisputedly evidenced by the following facts, which are both judicial notice and public knowledge, and upon information and belief, they are admitted and not disputed by the Respondents herein.

13. Asked by ABC News Reporters during a press briefing on Tuesday January 21, 2025, about his executive order pardoning more than 1,500 violent Jan. 6 convicted criminals attacking the Capitol upon his call to arms to allegedly save "his" country, including one who admitted to attacking a police officer, Respondent Trump said he had looked into it and reiterated his prior repetitive baseless perjurious claims during the presidential electoral campaign that the rioters were unjustly prosecuted. "The cases that we looked at, these were people that actually love our country, so we thought a pardon would be appropriate," President Trump said.

14. Trump then granted more than 1,500 people convicted of crimes stemming from the Jan. 6, 2021, insurrection at the U.S. Capitol, "a full, complete and unconditional pardon" and commuted the sentences of 14 others involved in the riot. Trump called them "hostages." "What they have done to these people is outrageous," Trump said while signing the pardons and commutations in the Oval Office.

15. On September 27, 2022, after handing out the 7+year sentence to a Jan 6 rioter who had beaten up badly a DC police officer, Judge Amy Berman Jackson (USDC-DC) stated in court that "it has to be crystal clear that it is not Patriotism, it is not standing up for America to stand up for one man who knows full well that he lost. What happened on

January 6 and the effort to keep the spirit alive is the utter antithesis of what America stands for. It is the pure embodiment of tyranny and authoritarianism."

16. The foregoing pardons and commutations immediately sparked a backlash from both Democrats, Republicans, and the union representing members of the U.S. Capitol Police.

17. Since the executive order pardoning more than 1,500 convicted felons, many of them were armed, dangerous, and violent, had been prepared for Respondent 47th President Donald J. Trump to sign well prior to his taking the constitutionally mandatory oath to become the Chief Executive of the U.S. Government, it is undisputed that he had calculatedly and knowingly committed the felonies of conspiracy, perjury, egregious abuse of power, and treason in the highest degree against the people and Constitution of the United States of America, he has been sworn in to preserve, protect, and defend without any mental reservation.

18. Based on the foregoing undisputed presidential executive orders, and the literal reading of the 14th Amendment to the U.S. Constitution, undisputed facts, and relevant federal rules of law, which nobody can hold themselves above, Appellant-Petitioner respectfully moves this federal Court to seriously honor its own pledge under oath of preserving, protecting, and defending the Constitution of the U.S.A. without any mental reservation, by issuing a declaratory judgment finding that Respondents Elon Musk, Donald J. Trump, and JD Vance have committed the felonies of conspiracy, perjury, abuse of power, and treason to the highest degree against the people and Constitution of the United States of America.

19. The business of the U.S.A. is not a personal one for any individual but that of all American citizens having been sworn in under oath to preserve, protect, and defend the Constitution of the U.S. to the best of our ability without any mental reservation.

AS AND FOR A THIRD CAUSE OF ACTION AGAINST THE RESPONDENTS

Impeachment Based on High Crimes and Misdemeanors.

Donald J. Trump, a 34-Timed Convicted Felon.

Plaintiff Alvin Bragg, Jr. Is a Witness

20. Appellant-Petitioner repeats all the allegations already made hereinabove with the same force and effect as if fully set forth at length herein. Additionally, Appellant-Petitioner's Third Cause of Action to impeach and remove Respondents Trump and Vance from their respective offices is undisputedly supported by the following facts, which are both judicial notice and public knowledge, and upon information and belief, they are admitted or confessed and not disputed by the Respondents herein.

21. Respondent presidential candidate Donald J. Trump was convicted in May 2024 of 34 counts of falsifying business records. They involved an alleged scheme to hide a hush money payment to porn actor Stormy Daniels in the last weeks of Trump's first campaign in 2016. The payout was made to keep Daniels from publicizing claims she'd had sex with the married Trump years earlier.

22. Viewing the foregoing, **there are great chances that this hardcore liar and 34-time convicted felon for falsifying business records would continue to make and/or falsify the U.S. official records. This is undisputedly an enormous public danger that this Court should do everything in its power to eliminate to preserve, protect, and defend the national interests of America and its people.**

23. After Respondent Trump had won the November 5 2024 Election, NYSC Justice Merchan halted proceedings and indefinitely postponed the sentencing so that the defense and prosecution could weigh in on the future of the case. Prosecutors acknowledged that there should be some accommodation for his upcoming presidency, but they insisted that the conviction should stand. Trump's defense attorneys strongly opposed it.

24. Notwithstanding, New York State Supreme Court Justice Juan Merchan imposed upon President-elect Donald J. Trump on Friday January 10, 2025, an unconditional discharge for his 34-felony-count conviction in Manhattan, New York. Trump would not face fines, prison, or any other penalties. During the brief hearing, Justice Juan Merchan

said the only lawful sentence that does not encroach on the office of the president is that of an unconditional discharge on all counts.

25. As such, as a matter of law, Trump took office on January 20, 2025, as the first former president to be convicted of 34 felonies and the first convicted criminal to be elected to the office.

26. Consequently, as a matter of constitutional law, even though arguably he might not have been barred from running for president as a convicted felon, he now may and should be lawfully impeached by the House then removed by the Senate from his presidential office he had admittedly cheated and lied under oath, hence punishable under the penalty of perjury, to reach following the procedure fully and unambiguously designed in the 14th Amendment, Section 1 to 5. [See, **APPENDIX 85-89** for a summary analysis of the four impeachment trials of three Presidents of the United States: (1) Andrew Johnson, (2) Bill Clinton, and (3) Donald J. Trump - twice.]

27. Based on the foregoing official public and undisputed facts, and constitutional and federal rules of law, which nobody can hold themselves above, Appellant-Petitioners respectfully move this U.S. Court to seriously honor its own pledge under oath of preserving, protecting, and defending the Constitution of the U.S.A. without any mental reservation, by issuing a declaratory judgment finding that Respondents Elon Musk, Donald J. Trump, and JD Vance have committed the felonies of conspiracy, perjury, abuse of power, and treason to the highest degree against the people and Constitution of the United States of America.

28. The business of the U.S.A. is not a personal one for any individual but that of all American citizens having been sworn in under oath to preserve, protect, and defend the Constitution of the U.S. to the best of our ability without any mental reservation.

AS AND FOR A FOURTH CAUSE OF ACTION AGAINST THE RESPONDENTS

**Treason by Cheating Election Law –
Trump's Admission that He Lied that the Nov. 2020 Election
Was Rigged - Witness: Plaintiff Jack Smith**

29. Appellant-Petitioners repeat all the allegations already made hereinabove with the same force and effect as if fully set forth at length herein. Additionally, Appellant-Petitioners' Fourth Cause of Action to impeach and remove Respondents Trump and Vance from their offices is undisputedly supported by the following facts, which are both judicial notice and public knowledge, and upon information and belief, they are admitted and not disputed by the Respondents herein.

30. *Newsweek* has reached out to Trump's transition team for comment via email. A Report into Donald Trump's role in the events of January 6, 2021, has been released by the Justice Department. Special Counsel Jack Smith has been investigating allegations that Trump criminally tried to overturn the 2020 election results when he lost the presidency to Joe Biden. Trump had been seeking to block the release of Smith's investigative report, with his lawyers arguing it would illegally interfere with his presidential transition. The DOJ, on the other hand, has been fighting to get the report made public before Trump takes office, with most pundits believing Trump would not allow the release of the report once he's in the White House.

31. **In his report, which was submitted to Congress early Tuesday, Former Special Prosecutor Jack Smith wrote that Trump would have been convicted had he not been elected.** Smith said his office began its prosecution of Trump because it had enough evidence against him, saying that "[b]ut for Mr. Trump's election and imminent return to the Presidency, the Office assessed that the admissible evidence was sufficient to obtain and sustain a conviction at trial."

32. Mr. Smith added that he believed Trump criminally attempted to subvert the will of the people and overturn the election results. **"As set forth in the original and superseding indictments, when it became clear that Mr. Trump had lost the election and that lawful means of challenging the election results had failed, he resorted to a series of criminal efforts to retain power," the report states.**

33. The report also includes allegations that Trump sought to put "pressure on the Vice President" [Pence] to delay the vote certification on January 6, 2021, and that he supported the organization of a false slate of electors. The President-elect had faced accusations of

inciting the January 6 Capitol riots, where his supporters stormed the building following his repeated, unproven, groundless claims that the election was "stolen" through voter fraud.

34. But Smith dropped the case after Trump won the election in November in line with a longstanding DOJ policy not to prosecute a sitting president. It is of note that the latter **DOJ policy is undisputedly anti-constitutional. It must be outlawed by each and all U.S. citizens based on their legitimate "Citizen Prosecution" constitutional right.**

35. On Jan. 9, 2025, Smith released his findings in his case against Trump. [Associated Press] Respondent Trump has consistently denied any wrongdoing in the election and pleaded not guilty to all federal charges, asserting that the accusations are politically motivated. Following the release of the report, Trump again reiterated his innocence. "Deranged Jack Smith was unable to successfully prosecute the Political Opponent of his 'boss,' Crooked Joe Biden, so he ends up writing yet another 'Report' based on information that the Unselect Committee of Political Hacks and Thugs ILLEGALLY DESTROYED AND DELETED, because it showed how totally innocent I was, and how completely guilty Nancy Pelosi, and others, were. Jack is a lamebrain prosecutor who was unable to get his case tried before the Election, which I won in a landslide. THE VOTERS HAVE SPOKEN!!!" Respondent Trump wrote in a post on Truth Social.

36. Notwithstanding, **Trump says it was his decision to describe the 2020 election as 'rigged.'** "You know who I listen to? Myself," Trump said during an interview on NBC. Former President Donald Trump speaks during the Pray Vote Stand Summit, on Sept. 15, 2023, in Washington. Reported by **KELLY GARRITY - 09/17/2023 12:44 PM EDT.**

37. Then former President Donald J. Trump said Sunday that he didn't respect lawyers and members of his campaign (...) When pressed about how he came to the conclusion that the election was rigged, Trump said it was his own decision. "You know who I listen to? Myself. I saw what happened. I watched that election, and I thought the election was over at 10 o'clock in the evening," Trump said. "It was my decision." "I listened to some people. Some people said that."

38. The House select committee investigating the Jan. 6 attack on the U.S. Capitol has laid out damning evidence from thousands of hours of testimony and tens of thousands of pages of documents in hearings this month that create a picture of how Trump and his allies spread falsehoods about the 2020 election and tried to overturn the results despite knowing the accusations were untrue. [*This article originally appeared on HuffPost and has been updated.*]

39. As reported by ABC News journalists **KATHERINE FAULDERS, ALEXANDER MALLIN AND PETER CHARALAMBOUS** on **January 14, 2025 at 12:45 AM**, in a final rebuke to the former president he investigated and prosecuted for more than two years, special counsel Jack Smith personally denounced Donald Trump for his "laughable" and baseless attacks on the federal prosecutors who brought two criminal cases against him.

40. The stark criticism of the president-elect was included in a letter, obtained by ABC News, that Smith sent Attorney General Merrick Garland last week accompanying his final report detailing his election interference investigation into the former-and-future president.

41. Smith, in the letter, defended his conduct as fully lawful, free of partisan influence, and vital to the aspirations of the justice system. "While we were not able to bring the cases we charged to trial, I believe the fact that our team stood up for the rule of law matters. I believe the example our team set for others to fight for justice without regard for the personal costs matters. The facts, as we uncovered them in our investigation and as set forth in my Report, matter," Smith wrote.

42. Smith, in his letter to Garland, said that his entire case was guided by the principle that the United States is a "government of laws, and not of men" and that no "man in this country is so high that he is above the law."

43. Since Smith's appointment, Trump has baselessly alleged that Smith was directed by political actors, attacked Smith's family, and suggested his case was "treasonous." "And to all who know me well, the claim from Mr. Trump that my decisions as a prosecutor were influenced or directed by the Biden administration or other political actors is, in a word, laughable," Smith wrote.

44. Days before Trump is to be inaugurated president and begin his avowed overhaul of the Department of Justice, Smith said he fully stands by his actions and described his conduct as rooted in longstanding mandate of the DOJ that "power, politics, influence, status, wealth, fear, and favor should not impede justice under the law."

45. Based on the foregoing official public and undisputed facts, of both public knowledge, judicial notice, constitutional and federal rules of law, which nobody can hold themselves above, Appellant-Petitioners respectfully move this U.S. Court to seriously honor its own pledge under oath of preserving, protecting, and defending the Constitution of the U.S. without any mental reservation, by issuing a declaratory judgment finding that Respondents **Elon Musk, Donald J. Trump, and JD Vance have committed the felonies of conspiracy, perjury, abuse of power, and treason to the highest degree against the people and Constitution of the United States of America.**

46. The business of the U.S.A. is not a personal one for any individual but that of all American citizens having been sworn in under oath to preserve, protect, and defend the Constitution of the U.S. to the best of our ability without any mental reservation.

AS AND FOR A FIFTH CAUSE OF ACTION AGAINST ALL RESPONDENTS

**Treason and Illegal Acts by Freezing Funds Granted by
Congress – Willful and Reckless Violation of Constitutional
Principle of Due Process and Non-Retroactivity of the Law
Plaintiff and Witness: U.S. Senator Adam Schiff**

47. Appellant-Petitioner repeats all the allegations already made hereinabove with the same force and effect as if fully set forth at length herein. Additionally, Appellant-Petitioner's Fifth Cause of Action to impeach and remove Respondents Trump and Vance from their offices is undisputedly supported by the following facts, which are both judicial notice and public knowledge, and upon information and belief, they are admitted and not disputed by the Respondents herein.

48. **WASHINGTON (AP)** — The Trump administration announced Tuesday January 29, 2025, that it is offering buyouts to all federal employees who opt to leave their jobs by next week — an unprecedented move to shrink the U.S. government at breakneck speed. A memo from the Office of Personnel Management, the government's human resources agency, also said it would begin

subjecting all federal employees to “enhanced standards of suitability and conduct” and ominously warned of future downsizing. The email sent to millions of employees said those who leave their posts voluntarily will receive about eight months of salary, but they have to choose to do so by February 6, 2025.

49. Immediately, about 5 State Attorneys General filed civil actions to enjoin the foregoing unconstitutional, illegal, and irresponsible executive order or initiative issued by Trump’s administration.

50. A judge overseeing a similar case filed by a group of state attorneys general said at a Wednesday January 30 2025 hearing that he would likely impose an order pausing any funding freeze even though the formal directive was rescinded. The states argue in that case that the freeze infringes the U.S. Congress’ exclusive power of the purse and would be devastating to a host of critical programs ranging from public health to education and housing.

51. Based on the foregoing official public and undisputed facts, of both public knowledge, judicial notice, constitutional and federal rules of law, which nobody can hold themselves above, Appellant-Petitioner respectfully moves this USSC to seriously honor its own pledge under oath of preserving, protecting, and defending the Constitution of the U.S. without any mental reservation, by issuing a declaratory judgment finding that Respondents Elon Musk, Donald J. Trump, and JD Vance have committed the felonies of conspiracy, perjury, abuse of power, and treason to the highest degree against the people and Constitution of the United States of America.

52. The business of the U.S.A. is not a personal one for any individual but that of all American citizens having been sworn in under oath to preserve, protect, and defend the Constitution of the U.S. to the best of our ability without any mental reservation.

AS AND FOR A SIXTH CAUSE OF ACTION AGAINST ALL RESPONDENTS

**Egregious Invasion of Privacy, Willful and Reckless Violation of
The Constitutional Principles of Due Process and Non-Retroactivity
of the Law. Treason and Illegal Acts of Freezing Funds Granted
by Congress – Plaintiff and Witness: U.S. Senator Cory Booker**

53. Appellant-Petitioner repeats all the allegations already made hereinabove with the same force and effect as if fully set forth at length herein. Additionally, Appellant-Petitioner's Sixth Cause of Action to criminalize Respondent Elon Musk, denaturalize and deport him from the U.S.A. back to Canada, impeach and remove Respondents Trump and Vance from their offices is undisputedly supported by the following facts, which are both judicial notice and public knowledge, and upon information and belief, they are admitted and not disputed by the Respondents herein.

54. **WASHINGTON (AP) Lindsay Whitehurst February 11, 2025** — A federal appeals court on Tuesday refused to immediately halt a judge's order requiring the Trump administration to release billions of dollars in federal grants and loans that remain frozen even after a court blocked a sweeping pause on federal funding.

55. The Boston-based 1st U.S. Circuit Court of Appeals turned back the emergency appeal, though it said it expected the lower court judge to act quickly to clarify his order and would keep considering the issue. The Justice Department argued the sweeping lower court order to keep all federal grants and loans flowing was "intolerable judicial overreach."

56. That ruling came from U.S. District Court Judge John McConnell in Rhode Island, the first judge to find that the administration had disobeyed a court order.

57. McConnell is presiding over a lawsuit from nearly two dozen Democratic states filed after the administration issued a boundary-pushing memo purporting to halt all federal grants and loans, worth trillions of dollars. The plan sparked chaos around the country. The administration has since rescinded that memo, but McConnell found Monday that not all federal grants and loans had been restored.

58. Money for things like early childhood education, pollution reduction and HIV prevention research has remained tied up even after his Jan. 31 order halting the spending freeze plan, the States said. McConnell, who was appointed by former President Barack Obama, ordered the Trump administration to "immediately take every step necessary" to unfreeze federal grants and loans. He also said his order blocked the administration from cutting billions of dollars in grant funding from the National Institutes of Health, a move announced last week.

59. The Justice Department said McConnell's order prevents the executive branch from exercising its lawful authority, including over discretionary spending or fraud.

60. "A single district court judge has attempted to wrest from the President the power to 'take care that the laws be faithfully executed.' This state of affairs cannot be allowed to persist for one more day," government attorneys wrote in their appeal.

61. The States, meanwhile, argued that the President can't block money that Congress has approved, and the still-frozen grants and loans are causing serious problems for their residents. They urged the appeals court to keep allowing the case to play out in front of McConnell.

62. The court battle is unfolding as a string of court losses is increasingly frustrating top administration officials by slowing President Donald Trump's wide-ranging agenda.

63. Judges have also blocked, at least temporarily, Trump's push to end birthright citizenship for anyone born in the U.S., access to Treasury Department records by billionaire Elon Musk's Department of Government Efficiency and a mass deferred resignation plan for federal workers. The Republican administration previously said the sweeping funding pause would bring federal spending in line with the president's priorities, including increasing fossil fuel production, removing protections for transgender people and ending diversity, equity and inclusion efforts.

64. A different federal judge in Washington has also issued a temporary restraining order against the funding freeze plan and since expressed concern that some nonprofit groups weren't getting their funding.

65. A Republican strategist got an earful from a CNN anchor Monday night during a heated discussion over Vice President J.D. Vance's eyebrow-raising statement that judges can't "control the executive's legitimate power."

66. Respondent Vance wrongly argued Sunday morning on Respondent Musk's platform X: "If a judge tried to tell a general how to conduct a military operation, that would be illegal. If a judge tried to command the attorney general in how to use her discretion as a prosecutor, that's also illegal. Judges aren't allowed to control the executive's legitimate power."

67. The post became the topic of discussion on CNN's "NewsNight," with host Abby Phillip reminding panelists that **judges do get a say in determining whether the president is complying with the law.**

68. **CNN - RENE MARSH AND ELLA NILSEN, February 14, 2025, at 7:31 PM:** Trump officials fired nuclear staff not realizing they oversee the country's weapons stockpile, sources say, outside the Department of Energy: Trump officials fired more than 300 probationary employees at the NNSA Thursday, then rescinded those terminations on Friday.

69. The agency seemed to have admitted its serious error and made the about face Friday morning. During a meeting, acting NNSA administrator Teresa Robbins said the agency had

received directions to rescind the termination of probationary employees. Robbins also added, "There is a good probability that most or all probationary employees who were fired could return."

70. Another source cautioned the situation was extremely fluid and said "we don't know" how many people will be returning. An NNSA spokesperson referred CNN's questions to DOE, who told CNN: "The Energy Department will continue its critical mission of protecting our national security and nuclear deterrence in the development, modernization, and stewardship of America's atomic weapons enterprise, including the peaceful use of nuclear technology and nonproliferation."

71. In addition to overseeing America's nuclear weapons, the NNSA also helps secure nuclear material nationwide. Sources told CNN it's a critical mission, pointing to the Russian drone attack on a Chernobyl power plant reactor in Ukraine on Thursday. "NNSA maintains sensors in Ukraine to help track nuclear risks, whether intentional or unintentional," a source said, adding the layoffs are "frightening."

72. **New reporting exposes shocking extent of Musk's conflicts as he dismantles U.S. government.**

73. As Elon Musk has made his way through the federal government, shutting down agencies and firing civil servants, many of the investigations being conducted by those agencies of Musk's own companies and business interests are being disrupted. **Eric Lipton, investigative reporter for the New York Times, talks with Rachel Maddow about Musk's massive conflicts of interest between his business and the work he is doing for Donald Trump.**

74. Donald Trump is threatening to turn the Supreme Court's biggest fear into a reality, Bloomberg reported on Friday. Trump and his officials have stirred controversy in recent weeks by flirting with the notion that they might defy lawful court orders, especially as it relates to Elon Musk's authority to make changes to the federal government. In an article entitled, "**Trump Will Force the Supreme Court to Face Its Biggest Fear Throughout US history**," reporter Greg Stohr details the historical concerns about Presidents potentially ignoring lawful court orders. The "judiciary has worried that a president might simply ignore its decisions," according to Stohr, who wondered "What happens, Chief Justice John Roberts must ask himself, if Trump loses and then defies the court?"

75. Stohr goes on to explain how **Trump didn't defy judges when he was president the first time around but noted that he appears to be "laying dangerous groundwork."** "But danger signs have been growing."

76. Respondents **Vance and Musk question the authority of the courts as Trump's agenda faces legal pushback.**

77. JILL COLVIN Associated Press - WASHINGTON (AP) — Top Trump administration officials Respondents **Vance and Musk** are openly questioning the judiciary's authority to serve as a check on executive power as the new president's sweeping agenda faces growing pushback from the courts.

78. That post came hours after Musk said overnight that the judge who ruled against him should be impeached. "A corrupt judge protecting corruption. He needs to be impeached NOW!" said Musk, who has been tasked by President Donald Trump with rooting out waste across the federal government.

79. Respondent Musk also shared a post from a user who had suggested that the Trump administration openly defy the court order. "I don't like the precedent it sets when you defy a judicial ruling, but I'm just wondering what other options are these judges leaving us," the person had written, in part.

80. The court order against Musk barred his team temporarily from accessing a Treasury system that contains sensitive personal data, such as Social Security and bank account numbers for millions of Americans, possibly involving all the Appellants-Petitioners herein and the personnel of the Court system. Musk and his team say they are simply rooting through government systems to identify waste and abuse at the direction of the Republican president, Respondent Trump, 34-time convicted felon for keeping and falsifying business records in his own interest, and this time for controlling the entire United States of America.

81. Deputy White House chief of staff Stephen Miller illegally called the ruling "an assault on the very idea of democracy itself."

82. "What we continue to see here is the idea that rogue bureaucrats who are elected by no one, who answer to no one, who have lifetime tenure jobs, who we would be told can never be fired, which, of course, is not true, that the power has been cemented and accumulated for years, whether it be with the Treasury bureaucrats or the FBI bureaucrats or the CIA bureaucrats or the

USAID bureaucrats, with this unelected shadow force that is running our government and running our country," Miller said on Fox News Channel's "Sunday Morning Futures."

83. The pushback comes as the administration's efforts to dismantle government agencies and eliminate large swaths of the federal workforce are being held up by the courts. Judges have also blocked Trump, at least temporarily, from moving forward with mass federal buyouts, from placing thousands of USAID workers on leave and from implementing an executive order that seeks to end birthright citizenship for anyone born in the U.S.

84. Early Saturday, U.S. District Judge Paul A. Engelmayer issued a preliminary injunction after 19 Democratic attorneys general sued, alleging the Trump administration allowed Musk's team access to the Treasury Department's central payment system in violation of federal law.

85. "We're very disappointed with the judges that would make such a ruling, but we have a long way to go," Respondent Trump told reporters aboard Air Force One while he flew from Florida to New Orleans to attend the Super Bowl. He added: "No judge should frankly be allowed to make that kind of a decision."

86. The payment system handles tax refunds, Social Security benefits, veterans' benefits and much more, sending out trillions of dollars every year while containing an expansive network of Americans' personal and financial data. A hearing is set for Feb. 14. Democrats have been sounding alarms over Musk and Trump's efforts, including efforts to halt spending that has already been appropriated by Congress. Under the U.S. Constitution, Congress is the body in charge of spending.

87. **"I think this is the most serious Constitutional crisis the country has faced, certainly, since Watergate,"** Sen. Chris Murphy, D-Conn., said on ABC's "This Week." **"This is a red alert moment when this entire country has to understand that our democracy is at risk."**

88. Murphy expressed concern that the courts are ill-prepared for the onslaught they are facing.

89. **"The pace of this assault on the Constitution in order to serve the billionaire class, it is absolutely dizzying. And so, you have to run a full-scale opposition,"** Murphy said. **"Ultimately, you've got to bring the American public into this conversation because**

we need our Republican colleagues in the House and in the Senate ultimately to put a stop to this. You cannot just rely on the court system."

90. Republicans, who have largely stood in lockstep behind the president since he was sworn in for a second term, did so again on Sunday. Ohio Rep. Jim Jordan blasted the court ruling for the Treasury Department case while arguing that the president should be able to implement his agenda as he sees fit.

91. "I assume we will argue this out in court, like the other 17 or 18 decisions we have seen in the last several days. That all is going to get argued out in court. And, frankly, we knew the left, we knew the Democrats were going to do this," the Republican said on CNN's "Inside Politics."

92. Associated Press writer Darlene Superville aboard Air Force One contributed to this report. 02/09/2025 18:17-0500 Hanna Hickman, a now-terminated worker for the Consumer Financial Protection Bureau, told ABC News the last four days have been a roller coaster.

93. **"It's scary," said Hickman, who was fired last Tuesday. "I had a real moment -- I was at CVS the other day and ... it kind of came on me all at once that I might not have health insurance in a few weeks, and that really hits you. I think it underscores the fact that we're just regular, middle-class people, just like the people we're trying to serve."**

94. Hickman was senior litigation counsel for the Division of Enforcement at the CFPB in Washington, D.C. She is one of thousands of mostly new employees known as probationary workers laid off this week across the federal government. Those recent hires had joined the federal workforce within the last one to two years, depending on the agency, and have fewer protections.

95. Hickman was a probationary hire who had been at the CFPB just under two years until Tuesday around 9 p.m., when she saw a termination notice pop up on her phone. "It was shocking, frankly -- not just to us but to our direct managers, who had not been told this would happen and received notice of the terminations at the same time we did because they were CC'd," Hickman told ABC News.

96. Based on the foregoing official public and undisputed facts, of both public knowledge, judicial notice, constitutional and federal rules of law, which nobody can hold themselves above, Appellant-Petitioner respectfully moves this U.S. Supreme Court to seriously honor its own pledge under oath of preserving, protecting, and defending the Constitution of the U.S. without any mental reservation, by issuing a declaratory judgment finding that Respondents Elon Musk, Donald J. Trump, and JD Vance have committed the felonies of conspiracy, perjury, abuse of power, and treason to the highest degree against the people and Constitution of the United States of America.

97. The business of the U.S.A. is not a personal one for any individual to assume rightly or wrongly according to their own personal conviction like in the case of Respondent Trump, but that of all American citizens having been sworn in under oath to preserve, protect, and defend the Constitution of the U.S. to the best of our ability without any mental reservation. **Anybody who has been sworn in to preserve, protect, and defend the Constitution of the U.S.A. but does not do so, like the Respondents herein, has committed perjury. They must be impeached and removed from offices for treason or greed or incompetence or all three or more factors combined.**

CONCLUSION

4. **What action do you want this Court to take in your case?**

98. Respondents Trump and Vance herein are known to state during their numerous public appearances that as President and Vice President of the USA, they are CEO's of the USA business, or captains of the USA boat and can act as such toward the people of America to make our country great again. That analogy is not correct. The USA is not a boat, and the people of America are not paid passengers, whose lives are presently in the incompetent hands of two politicians, having some

gifted business experience, an obsolete Judeo-Christian faith, but without a qualified education in science, philosophy, law, morality, common sense, or integrity. The President of the USA is the chief of the executive branch of the government. They must limit themselves to a diligent and faithful execution of the laws voted by Congress. The President should neither overstep the legislative power of Congress, nor the judiciary power of the Courts. If he does, like in this case, he must be impeached and removed from office under the existing constitutional protocol, to teach him and those who wrongly think like him an unforgettable powerful lesson of law that in this country of the free and the brave nobody is king or dictator. **NOBODY IS ABOVE THE LAW.**

99. So far as Elon Musk is concerned, if this extraordinarily gifted in science and technology young man sincerely realized that because of his awful lack of knowledge in philosophy, law, and morality, he has by ignorance committed the unconstitutional and illegal acts as herein above exposed by the six causes of action in this Complaint, then Appellant-Petitioner would be generous enough to respectfully move this Court to partially forgive his such past misbehaviors, let him keep his most valuable asset, to wit his U.S. citizenship, 50% of his current fortune, so that he could continue to realize his dream scientific and technological projects, by strictly following the RPR in AR moral compass, the U.S. Constitution, the laws made by Congress, orders issued by the Courts, strongly assisting humanity to advance to the next level of interplanetary civilization in unity, freedom, equality, harmony, balance, reason, wisdom, happiness, and creativity in the Absolute Relativity era.

100. To be perfectly clear and simple Appellant-Petitioners are not at all systematically against all the ideas, statements, or acts of the Respondents herein. Many of them are good and even excellent to be carried out and executed as quickly as possible. However, they must be so in accordance with the ultimate guidance and guaranties of the U.S. Constitution, Congress, and SCOTUS, in the interest of the people of the United States of America, not of a small group of cunning people, who seized the executive power by either violence or non-violent propaganda with subtle deception, many blatant lies, material misrepresentations of fact or law, or false promises, or a certain mixture of the above.

101. Indeed, how the United States of America should be managed and governed has been clearly defined by the U.S. Constitution, whose provisions may from time to time need

interpretation ultimately by the U.S. Supreme Court, who is not necessarily composed of the most educated, fair, and just people in America, but solemnly sworn in to resolve important legal issues raised before it by intelligently following the basic principles of federalism, liberty, democracy, republic, equality, justice, transparency, due process, non-retroactivity, separation of power, checks and balances, of three main equal branches, legislative, executive, and judiciary of the government.

102. According to the U.S. Constitution, our government belongs to all of us as an united people. It should ideally be manned by us the American people to dutifully serve the ultimate interest of all of us as one united nation. It must not be degraded and evilly manipulated or tampered with by a legally uneducated arrogant but eloquent convicted felon for lying, keeping, and/or falsifying business or official public records, or an indeed extraordinarily talented young man in science and technology, but who must have never had time for, or any interest in, learning Absolute Relativity, [See, A: 59, 60, 61-76, 77-86] the supreme principle of our changing universe, constitutional law, philosophy, justice, due process, and more particularly, transparency, honesty, sincerity, integrity, ethics, love, compassion, respect, and morality.

103. The undisputed facts in support of the Appellant-Petitioner's six causes of action in this complaint show that Respondents herein have no in-depth knowledge of the laws or morality. By his words, President Trump wants to change the U.S. system of government to hopefully make our country stronger, more prosperous, and respected by all other nations in the world. Off hand, the goal is perfectly desirable and legitimate. However, by his deceptive degrading pejorative verbal expression, deeds and secret deals, he should be impeached by Congress for having committed undisputed numerous impeachable offenses such as those complained of in the Six Causes of Action above.

104. Respondent President Trump should for the least have known, for instance, that even if his idea of depriving birthright citizenship to undocumented aliens may have some arguable merit, since it is literally contrary to the 14th Amendment, as the President of the United States of America, he should have first simply persuaded a required majority of members of Congress to make and ratify an amendment to that effect. Since he has not followed the procedural protocol designed in the U.S. Constitution regarding the matter, President Trump's executive orders cited

in Appellant-Petitioner's Six Causes of Action herein, are undisputedly willful unconstitutional and constitute six impeachable offenses. [See, A: 85-89 for a summary analysis of the four impeachment trials of three Presidents of the United States: (1) Andrew Johnson, (2) Bill Clinton, and (3) Donald J. Trump -Twice.]

**THE CORRECT WAY FOR THIS COURT TO HELP
AMERICA AND OUR ENTIRE PLANET MEET OUR GREATEST
CHALLENGE IN THE YEARS AND DECADES TO COME**

1. Undisputedly humanity will not be able to elevate itself to the next level of interplanetary civilization in the years and decades to come if we cannot upgrade the way we think, speak and act to implement our correct thoughts and carry out our positive future collective plans of action.
2. It's time, however for America and our entire planet to courageously face the ultimate challenge of our cultural, spiritual, scientific, and technological evolution. Externally, we now must daily face such hostile powerful national forces as those of China, Russia, North Korea, Iran, and internationally wanted war criminal Netanyahu of Israel. Internally, we are confronted with violence-provoking issues of discrimination based on race, ethnicity, sex, gender, culture, morality, and religion. All the foregoing challenges can be easily met with our collective understanding of the supreme principle of our changing universe: **Absolute Relativity**, which holds the key to our discovery of truth and justice, which is the essential element leading us to universal peace and harmony that will open our greater collective vision and allow the entire human race to make the new bold steps forward to rise together to the next level of interplanetary civilization, saving our planet from both natural and man-made disasters such as climatstrophe, pandemics, deforestation, floods, wildfires, droughts, hurricanes, global pollutions, hunger, wars, crimes, frauds, rapes, overpopulation, underpopulation, sexual frustration, lack of affordable renewable energy. As such, **understanding and applying Absolute Relativity is the key to our new world of peace, freedom, happiness, and positive creation to come.**

3. Luckily for all humankind, Absolute Relativity, [See, A: 59-60, 61-76, 77-84] for its simple and straightforward meaning] as the ultimate principle of logical reasoning to pursue truth and do justice for every human being of all ages, can be learned, understood, expanded, widely practiced, and upgraded. Truth, justice, peace, collective scientific inner harmony and partnership, and exterior technological progress will be achieved in America and the whole planet Earth when all lawyers, judges, political leaders, and legislators would have proven that they had been taught in law schools or regular colleges this ultimate method of reasoning, and mastered it before they are licensed to practice law and duly sworn in to uphold the principles and high ideals of the U.S. Constitution, the most balanced and wisest political and legal document the world has ever written, believed in and forcefully practiced in good faith with the Principle of Absolute Relativity always present in all minds and total realities.

4. It is of note that the new **WORLD STRUCTURE Constitution** [See, A: 58] that was written by Appellant-Petitioner herein back in 1975 to lead legally and peacefully all humanity to the next level of interplanetary civilization has been deeply inspired by the U.S. Constitution with Absolute Relativity as the logical foundation and ultimate breakthrough.

5. In substance, our entire planet will be governed by a government of, by, and for all humankind, on a federal, republican, democratic, and liberal basis. [See, A: 58, 45-50, 29-36]

6. Finally, with due respect, Petitioner submits hereinafter the very short **Table of Content of my SUPER BOOK entitled SUPERHUMANKIND IN ACTION for the Court** to review and recognize that AR is indeed the legal principle and spirit to be learned and practiced worldwide if a wonderful future for all humankind is to be peacefully, intelligently, and legally developed and secured. [See, A: 37-40, 77-84] It took the undersigned almost 50 years to write it from scratch based on my learning, experience, and creativity after having grown up and was most seriously educated with a purpose, mission, and vision in literally three most brilliant civilizations in the world of all time: Asia, Europe, and America. [A: 51-53]

7. **SUPERHUMANKIND IN ACTION, THE BOOK** reflects substantively the logic, reasoning, and spirit of the Principle of Absolute Relativity as undisputedly described in

20 Simple Statements without Explanation or Demonstration, which can be reviewed at A: 59-60.

8. In simple final words, all Movant herein strongly wishes now, in the highest interest of the American people, as one single legal living entity, more commonly known as a nation of law, is this dutiful Supreme Court does its duty under the U.S. Constitution and Congressional statutes, and the American spirit, by which the Court has been established with great honor to recognize directly or implicitly that indeed, unlike the main teaching of the Jewish Torah, Aristotelian Organon, Christians' New Testament that truth is one and unchanged, **TRUTH IS ONE AND MULTIPLE, IMMUTABLE, AND CONSTANTLY CHANGING.** Every man-made statement, including of course the Jewish Torah, Aristotelian Organon, Christians' New Testament, the U.S. Constitution, U.S. Congressional statutes, every court's decision, within or without the U.S. legal system, is relative, i.e., one and multiple, immutable, and constantly changing.

9. The ultimate key to open this elusive but wonderful state of **TRUTH and REALITY** is to locate a system of reference, find the related fragments thereof, connect them, and still understand and accept that the latter is itself temporary and fragmented.

10. By the will of most Americans, since 1789, the U.S. Constitution has reigned supreme on this land of the free and the brave. Being written in 1787, ratified in 1788, and in operation since 1789, the U.S. Constitution is the world's longest surviving written charter of government. No uttered word in America can be deemed higher authority unless the Constitution has been appropriately amended or abolished, like Traitor Respondent Trump and his supporters tried to violently do on January 6, 2021.

WHEREFORE, Appellant-Petitioner MacTruong, and millions of my partners and co-Appellants-Petitioners all over America, and the world respectfully move the Court for an Order:

(1) GRANTING THE UNDERSIGNED'S INSTANT PETITION FOR WRIT OF CERTIORARI to the United States Court of Appeals for the Second Circuit; and

(2) **DECLARING** that Respondent Elon Musk has committed tens of millions of counts of egregious illegal invasions of privacy, and millions of counts of illegal layoffs of federal employees, or funds freezing, and millions of counts of willful violations of people's constitutional rights to due process, aggravated ABUSE OF POWER, HIGH CRIMES, MISDEMEANORS, and TREASON, subjecting him to be deprived of his U.S. citizenship and deported from the United States back to Canada, and fined at the rate of US\$1 Million per victim, and

(3) **DECLARING** that Respondents President Donald J. Trump and Vice President JD Vance have committed aggravated ABUSE OF POWER, HIGH CRIMES, MISDEMEANORS, TREASON, AND INSURRECTION TO TAKE OR KEEP POWER BY DECEPTION, MISREPRESENTATIONS OF FACT OR VIOLENCE; and

(4) **RECOMMENDING THAT CONGRESS** take urgent necessary steps to IMPEACH AND REMOVE Respondents President Donald J. Trump and Vice President JD Vance respectively FROM THE PRESIDENCY and VICE PRESIDENCY OF THE U.S.A., and

(5) **GRANTING** Appellant-Petitioner all other and further appropriate ancillary relief as the Court may deem just fair and appropriate in the premises.

**GROUND UPON WHICH THIS PETITION FOR WRIT
OF CERTIORARI SHOULD BE GRANTED**

The facts of this case glaringly and undisputedly show on public court records that in this civil action entitled *Dmt MacTruong v. President Donald J. Trump, et al.* Docket No. 25-624 [See, A: 1-4], the United States Court of Appeals for the Second Circuit has let stand an Order Dismissing, without prejudice by U.S. District Chief Judge Laura Taylor Swain of the U.S. District Court for the Southern District of New York, Petitioner's Complaint in Case under Docket No. 25-Civil-1102, *Dmt MacTruong et al. v. President Donald J. Trump, et al.* [See, A: 5-8] for being frivolous without any rational explanation. The foregoing decision by both the SDNY and USCA2 is the most anti-constitutional, anti-republican, anti-democratic, anti-liberal, anti-American ever, and which, if not timely rejected by this USSC, will render America either seriously destroyed both economically in chaos and politically in shame as a former country of law, with 440 million

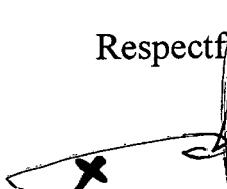
former brave and free citizens insufficiently educated from the constitutional law point of view to exercise the most powerful constitutionally allowed practice called “Citizen Prosecution” to preserve protect and defend all the most vital rights to due process, equality, liberty, privacy, property, life, and the pursuit of happiness, that our Constitution has provided us since 1789, but accept to lose our honor to one single professional liar and 34 time convicted felon for lying and defrauding the law.

The foregoing irrational decision of the USCA2 is consequently in conflict with its prior decisions and those of other Circuit Courts. It is this same important issue in that the Court has so far departed from the accepted and usual course of judicial proceedings or sanctioned such a departure by a U.S. District Court and a Circuit Court. It is definitely an urgent call for an exercise of this Supreme Court's supervisory power to fulfill its own solemn duties under oath to preserve protect and defend every material provision of the U.S. Constitution, which is the very root and most sacred foundation of the American Republic, Democracy, and freedom, without which most honorable patriotic U.S. citizens like the undersigned and millions of my intelligent and educated partners would rather vanish from this Earth with honor than survive in shame.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements are willfully false, I am subject to appropriate punishment.

Date: September 18, 2025,

Respectfully Yours,

 Dmt Mac Truong, J.S.D., Ph.D., LL.M.

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USCA2 Case No. 25-624

IN THE SUPREME COURT OF THE UNITED STATES

Dmt MACTRUONG, also known as MAC DR. TRUONG
Appellant-Petitioner

versus

President Donald J. TRUMP, *et al*,
Appellees-Respondents

On Petition for Writ of Certiorari to the
United States Court of Appeals for the Second Circuit

APPENDIX

Presented by

Dmt MacTruong, J.S.D., Ph.D., LL.M., Petitioner *pro se*
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