

Return Address:

To: Josh Green Acting as Governor of the State of Hawaii  
Executive Chambers State Capitol  
415 South Beretania St.  
Honolulu, Hawai'i 96813

Date:

### AFFIDAVIT/DECLARATION OF TRUTH

I, \_\_\_\_\_(name), a living, breathing, flesh and blood \_\_\_\_\_[man/woman] on the land, one of We the People, not a “U.S. citizen”, not a “municipal citizen”, not a “person”, not a “corporation”, not a “vessel”, an American Citizen, with and claiming all of my inherent, unalienable Constitutionally-secured rights, with my name properly spelled only in upper and lower case letters, the undersigned, make this Affidavit/Declaration of Truth of my own free will, and I hereby affirm, declare and swear, under my oath and under the pains and penalties of perjury under the laws of the United States of America and of this state, that I am of legal age and of sound mind and hereby attest that the statements, averments and information contained in this Affidavit/Declaration are true and correct to the best of my knowledge.

This Affidavit/Declaration of Truth is lawful notification to you, and is hereby made and sent to you pursuant to the national Constitution, specifically, the Bill of Rights, in particular, Amendments I, IV, V, and IX, and The Bill of Rights of the Hawaii Constitution, in particular, Article I, section 1, 2, 7, 8 and Article XVI, section 4. The First Amendment pertaining to the freedom of speech and the freedom of the press. The Fourth Amendment which bars the government from unreasonable search and seizure of an individual or their private property. The Fifth Amendment which gives people protection against the taking of property by the government without compensation. The Ninth Amendment pertaining to enumeration in the Constitution, of certain rights, that shall not be construed to deny or disparage others retained by the people. Hawaii Constitution **Article 1, Section 2, Section 7, and Section 8**. Specifically from the Hawaiian Constitution Article 1 Section 1: All political power of this State is inherent in the people and the responsibility for the exercise thereof rests with the people. All government is founded on this authority [Am Const Con 1978 and election Nov 7, 1978]; Section 2: Rights of Individuals; All persons are free by nature and are equal in their inherent and inalienable rights. Section 7: Searches, Seizures and Invasion of Privacy; Section 8: No citizen shall be disfranchised, or deprived of any of the rights or privileges secured to other citizens, unless by the law of the land. [Ren Const Con 1978 and election Nov 7, 1978]; **Article XVI** [General and Miscellaneous Provisions] **Section 4: Oath of Office:** All eligible public officers, before entering upon the duties of their respective offices, shall take and subscribe to the following oath or affirmations: “I (full name) do solemnly swear )or affirm) that I will support and defend the Constitution of the United States, and the Constitution of the State of Hawaii, and that I will faithfully discharge my duties as (Governor) to best of my ability.”

This affidavit requires your written rebuttal to me, in kind, specific to each and every point of the subject matter stated herein, within 15 days, via your own sworn and notarized affidavit, using true fact, valid law and evidence to support your rebuttal of the specific subject matter stated in this Affidavit/Declaration. You are hereby noticed that your failure to respond, as stipulated, and rebut, with particularity and specificity, anything with which you disagree in this Affidavit/Declaration, is your lawful, legal and binding tacit agreement with and admission to the fact that everything in this Affidavit/Declaration is true, correct, legal, lawful, and fully binding upon you in any court in America, without your protest or

objection and that of those who represent you. *U.S. v. Tweel*, 550 F. 2d. 297. “Silence can only be equated with fraud where there is a legal or moral duty to speak or where an inquiry left unanswered would be intentionally misleading.”

The original organic Constitution for the United States of America, circa 1787 as amended with The Bill of Rights in 1791, established the United States of America as a Constitutional Republic and this Constitution as the supreme Law of the Land. Your unConstitutional actions, as herein described, clearly demonstrate that you do not act within this Constitution, or act within the Constitutional Republic the Constitution created, but instead, flagrantly act outside the Constitution, the supreme Law of this Land, and outside of our Constitutional Republic. Article VI, Clauses 2 & 3, of the Constitution bind you, as an oath taker, to this Constitution and thus you are Constitutionally-mandated to uphold the Constitution as the supreme Law of this Land, which supersedes any other lesser law, including federal and state statutes, codes, regulations, rules and policies.

You have blatantly evaded your sworn Constitutional duties and unlawfully uphold lesser "law" superior to the Constitution; thus, as stated above, you act OUTSIDE of the Constitutional Republic, outside the Constitution, outside your limited delegated authority, and war against the Constitution and the people, therefore you are a domestic enemy to this nation and her people. Pursuant to the self-executing Sections 3 & 4 of the 14th Amendment, you have vacated your office upon the commission of your crimes, cannot conduct any business of office, and all of your actions are null and void, without force and effect whatsoever. Further, you have forfeited all benefits of your former office, including salary and pension. You are Constitutionally-prohibited from receiving public funds and can no longer hold any public office in this nation.

This Affidavit/Declaration states the truth of this matter, under oath. If you disagree with this truth, then, as stated above, rebut, in kind, by means of your own sworn, notarized Affidavit/Declaration of Truth, anything with which you disagree, supported by truth, fact, valid law and evidence. If you fail to rebut by Affidavit, then, you admit to and agree with all of the truth, facts, valid law and evidence set forth in this Affidavit/Declaration of Truth, and since you so admit, there is no controversy for any court or any public body to adjudicate.

The following is a list of some, but not necessarily all, of the violations of the Constitutions and other valid law which you have committed. You have no Constitutional authority, whatsoever, to violate the very documents to which you swore or affirmed your oath.

**#1 The Lahaina Fires was an attack on the people of Maui:** The Lahaina fires killed hundreds if not thousands of people on August 8th, 2023. You, Governor Green, violated your oath of office when you repeatedly and currently lied to the people regarding the cause of the fire, the number of deaths, the way you and your administration handled the emergency, including allowing police officers to deliberately block exits which is murder, and the cover up of the truth. The death count is still unknown because the crime scene has been compromised and the coroner is the police chief which is a complete conflict of interest. There is abundant testimony from people in Lahaina that the police blocked off Front Street and would not let people leave the area in their cars. These innocent people, men, women, children and even pets, were viciously enveloped by the fire and incinerated to dust in their cars. The few people who courageously ignored the police blockade were able to leave, so they survived. The callous actions of the police were illogical, unnecessary and appear to have been done to deliberately put Lahaina Citizens in harm's way from the rapidly advancing fire. All of this was conducted under the watch of the Maui police chief, whose actions in this disaster, as well as all of the police involved in that blockade, must be

investigated by a competent independent organization, which will deal in truth and facts, and not by an internal review which will cover it up.

**#1A Handling of the Emergency:** All emergency personnel were off island the day of the fire. You, governor, were on the mainland. The Maui fire chief was in Colorado. Herman Andaya, Administrator at Maui Emergency Management Agency, was in Oahu the day of the fire. He didn't return to Maui until the day after the fire and it took him a week before he spoke with the press. The possibility of arson was not investigated even though there have been numerous arson cases in recent years and the nature of this fire was very suspicious, not in keeping with typical "wildfires", which this fire was not, no matter what anyone claims to the contrary. All of this was and is perjury of your oath, dereliction of duty and malfeasance in office.

**#1B No Emergency Warning System:** There was no emergency warning system. No warning through radio or local media (tv, news stations), police or fire. The warning sirens from the best emergency warning system in the world were not turned on. No warning from the early morning start of the fire through the evening. No cell phone alerts, which is standard for emergencies. There was no cell service for the entire day of the fire. Some locals could contact the mainland but were unable to contact other locals in their area. This is highly unusual, suspect and likely criminal on the part of you and your government and the government of Lahaina.

**#2 Violation of The First Amendment to the original national Constitution [FREEDOM OF THE PRESS]:** On August 14th, 2023, you denied journalists access to the burned area which is a violation of the First Amendment, the freedom of the press. The freedom of the press is the right to create, publish and disseminate information, thoughts, and opinions **without restraint** or censorship as guaranteed under the First Amendment to the referenced national Constitution, of which you denied, pursuant to your oath.

After the fire, the FAA had flight restrictions in the flight area over Lahaina. People who stopped to take pictures were accosted by the police. Police were posted on an overlook above the city. Military had check-points around the burn zone. Eight weeks after the fire there was a total ban on media access except guided tours to preferred outlets. This resembles a coverup and complete violation of the freedom of the press and the rights and freedom of the people. All of this was conducted under your watch, thus, you bear full responsibility for this.

**#3 Violations of the IV Amendment to the original national Constitution [BARS GOVERNMENT FROM UNREASONABLE SEARCH AND SEIZURE]; The V Amendment to the original national Constitution [No person shall be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.] And The Hawaii Bill of Rights; Article 1, Section 7 [SEARCHES, SEIZURES AND INVASION OF PRIVACY].** Jeffery Stevens at Maui County Council on September 14, 2023 stated, "There are hundreds of people who are not allowed on to their property except people from the EPA sifting through their sacred property and sacred ground and they are not being investigated." Your allowance of the 4th Amendment, the 5th Amendment, and Article 1, section 7 violations was done pursuant to your oath and is an egregious violation of the Constitutions and the rights of the people secured therein, which appears to be the normal custom, practice and policy of the various Hawaii governments.

During a public appearance on site in Lahaina the week after the fire, you stated, "I'm already looking for ways for the State to acquire the land so we can put it into workforce housing, put it back into families or make it open space in perpetuity as a memorial." The people of Lahaina do not want to leave or sell their ancestral land. To threaten to take their land, without their consent, against their will, by stating that you're looking for ways to "acquire" the land, is a violation of your oath of office. You have no lawful

authority to “acquire” people’s land because you want to use it for a particular purpose you determine.. You are not a dictator, but rather, were elected as and required to be a public servant, acting in the best interests of the people. However, your words and actions demonstrate that you acted against the best interests of the people, in violation of the Constitutions, national and state, in perjury of your oath.

Hawaii Bill of Rights; Article 1, Section 7 states, *The right of the people to be secure in their persons, houses, papers and effects against unreasonable searches, seizures and invasions of privacy shall not be violated.*

**#4 Violation of the Hawaii Bill of Rights; Article 1, Section 2 [RIGHTS OF INDIVIDUALS]:** On August 16th 2023, at a press conference, you stated, “I have reached out to our Attorney General to explore our options to do a moratorium on any sales of property that have been damaged or destroyed.”

The Rights of Individuals states, *All persons are free by nature and are equal in their inherent and inalienable rights. Among these rights are the enjoyment of life, liberty and the pursuit of happiness, and the acquiring and possessing of property. These rights cannot endure unless the people recognize their corresponding obligations and responsibilities. [Am Const Con 1978 and election Nov 7, 1978]*

You have no authority to deny people these rights. The inherent rights of Citizens secured in the Constitutions cannot lawfully be taken away, except through due process of law. No due process of law was extended to the people. Therefore, you cannot tell people what to do with their property, compel them to leave or sell their property, or try to “acquire” their land for the State. You have overstepped your limited authority delegated to you by the people, thereby, perjured your oath of office.

**#5 Violation of the original national Constitution Amendment IX [Enumerated Rights of the People], and the Hawaii Bill of Rights; Article 1, Section 2 [RIGHTS OF INDIVIDUALS] And Section 8 [RIGHTS OF CITIZENS]:** At the end of December, 2023 you stated, “I will propose a moratorium on short-term rentals through emergency rules.” You are an elected public servant, not a dictator! Pursuant to your oath, you have no lawful authority to tell people what to do with their property or compel them to sell or leave their fire-affected properties, nor to impose restrictions or mandates upon the people whose properties were not affected by the fire, compelling them to rent their properties against their will and best interests. By attempting to do so, you violate the Constitutions and perjure your oath of office.

**IX Amendment:** The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people. **Hawaii Bill of Rights, Section 8, The Rights of Citizens** states, *No citizen shall be disfranchised, or deprived of any of the rights or privileges secured to other citizens, unless by the law of the land. [Ren Const Con 1978 and election Nov 7, 1978].* Only legislation can make laws and no law can affect one citizen and not another. Therefore, by putting or threatening to put a moratorium on short-term rentals without the approval of the legislative body and by targeting short-term rentals in Maui alone, violates people’s rights protected by the Constitution.

**#6 Violation of the Hawaii Constitution Article XVI [General and Miscellaneous Provisions] Section 4: Oath of Office:** 23-days before the fire you signed your first emergency proclamation and in so doing completely violated your oath to defend and support the Constitution. According to David Henkin, a former attorney for Earthjustice, you and others in your administration worked on the emergency proclamation for at least six months. You met with over 200 groups and individuals, and received input on the policies in your proclamation. This action, according to the US Constitution and the Hawai‘i Constitution, is reserved for the Legislature only! Governors do not have the power to create or suspend

laws, and any bill or law that tries to give a governor or mayor this right, violates the Constitution and perjures your oath..

**HRS 127 Relating To Emergency Powers Is Unconstitutional!** This law states: *The governor may declare the existence of a state of emergency in the State by proclamation if the governor finds that an emergency or disaster has occurred or that there is imminent danger or threat of an emergency or disaster in any portion of the State.* **§127A-1 Policy and Purpose:** The second to last sentence states, “*This chapter shall be liberally construed to effectuate its purposes; provided that this chapter shall not be construed as conferring any power or permitting any action which is **inconsistent with the Constitution and laws of the United States**, but, in so construing this chapter, due consideration shall be given to the circumstances as they exist from time to time.*” This entire law, which takes power away from legislation and gives it to the governor or mayor, is completely unconstitutional! You cannot have a law that supersedes the Constitution and the Constitution does not give emergency, or any other power to make or suspend laws to the Governor! By exercising this bill you have violated your oath of office!

You, governor, submitted an emergency proclamation suspending seven housing laws. You became the first governor in history to sign an emergency proclamation before an emergency. With this unconstitutional, thus, unlawful, power you’ve disregarded the environment, historic properties and the will and observation of the people and more. One of the most corrupt actions you committed was the suspension of the sunshine law allowing government meetings to assemble behind closed doors with no public input, awareness or recording of the meeting. This is a **violation of the Hawaiian Constitution Article 1 Section 1 [POLITICAL POWER]**: “All political power of this State is inherent in the people and the responsibility for the exercise thereof rests with the people. All government is founded on this authority [Am Const Con 1978 and election Nov 7, 1978].” Government meetings must be open to the public without question! With each extension of the “emergency proclamation” you violate your oath of office.

I am a living \_\_\_\_\_ [man/woman], a \_\_\_\_\_ [Your State] Citizen, dwelling on \_\_\_\_\_ [Your State] in the United States of America and, as such, it is my right and duty to inform you that by your actions described herein you have violated the national and Hawaii Constitutions and perjured your oath of office. Further, it is my right and duty to stop and correct your unlawful, unConstitutional actions in order to restore Hawaii to Constitutional governance. The “emergency proclamations” and/or any “executive orders” or “mandates” you have issued have no lawful force and effect upon the people of Hawaii. Only the executive branch or department employees are subject to your actions. Accordingly, you must rescind your un-Constitutional “emergency proclamations”, reinstate the laws you have unlawfully suspended and step-down from your office.

- Any act committed by you, Josh Green, acting as Governor, either supports and upholds the Constitutions, national and state, or opposes and violates them.
- You have taken an oath to support and uphold the national and state Constitutions and are constitutionally **mandated** to abide by that oath in the performance of your official duties.
- You have no constitutional authority, or any other form of valid, lawful authority, to oppose and violate the very documents to which you swore or affirmed your oath and under which you were delegated by the people the limited authority to conduct the duties of your office.
- The above three positions are true, factual, lawful and Constitutionally-ordained.
- If you maintain that you have Constitutional authority to violate the Constitutions, the inherent rights of the people guaranteed therein and due process of law, then, cite the specific Article(s) and Amendment(s) that authorize you to do so, which is a Constitutional impossibility, since the Constitutions do not authorize unConstitutional actions committed by an oath taker bound to the Constitutions.

However, despite the above-stated factual, lawful positions, your unConstitutional actions, as described throughout this Affidavit/Declaration of Truth, clearly demonstrate how you have violated all of the above lawful positions, the Constitutions, your oath of office, acted against the public good by violating the public trust and committing sedition and insurrection. Pursuant to your unlawful and unconstitutional actions, you have invoked the self-executing Sections 3 & 4 of the 14<sup>th</sup> Amendment to the national Constitution, thereby have lawfully vacated your office and forfeited all benefits thereof, including salary and pension. Please note that, as stated above and below, if you fail to specifically rebut, in kind, any of the charges, claims and positions set forth in this Affidavit/Declaration, then, you tacitly admit to them, and these admissions will be lawfully used against you.

The following paragraphs and others throughout this Affidavit/Declaration describe some of your unlawful, unconstitutional actions, which have harmed me and others:

The fire in Lahaina was not a normal fire. In fact, the many “anomalies” pertaining to this fire have given the people, not only of Lahaina, Maui and Hawaii, but also all of America, good reason to think that the government attacked its own people, on purpose and with deliberate attempt to cause the people harm and remove them from their ancestral land and homes. You, acting as governor, have done nothing to investigate the real cause of the fire and the actions and inactions of government at all levels regarding this fire. You have failed the people of Lahaina and Maui, which gives me great concern that you will fail all the people of Hawaii if such circumstances and events ever reoccur. Your actions perjured your oath of office and betrayed the public trust, as I have shown above, and you have lied to not only to the people of Hawaii, but to the world at the United Nations (UN) conference. On September 17th, 2023, you spoke to the UN stating the fire destroyed Lahaina in 17 minutes and 97 people died. The fire lasted well over 17 minutes and many people are still missing and unaccounted for to this day, with untold numbers of people dead and missing, likely reaching well into the many thousands.

At the UN you stated, the fire was so hot that it turned off the water infrastructure. According to the DLNR that was not the reason for the unavailable water supply. In a News Release from DLNR, on Aug 16, 2023, they stated that they asked for more water from the Commission on Water Resource Management CWRM and were denied water until 6pm, which made it too late! Water was not sent to the hydrants all day and all night. This was due to negligence and not the fire destroying the infrastructure.

In your speech to the UN you stated the fire was due to climate change. However, the Global Climate Intelligence Group has 1609 scientists from around the world who have signed a declaration stating there is no climate emergency. Many geologists, climatologists, and meteorologists have shown scientific proof that the earth is moving toward global cooling and not global warming. This includes 60 year climatologist and founder of the weather channel, John Coleman and 50 Year US Air Force meteorologist and climatologist Professor, David Dilley who clearly shows the Milankovitch Cycle of the earth moving away from the sun. The earth was closer to the sun 8,000 years ago than it is now.

You stated at the UN that ice caps are melting and ocean levels are rising. Yet, none of the ocean front homes, beaches, or shops are underwater or threatened to be underwater anywhere in the world. You also stated that species are dying and going to be extinct. According to, again 60 year climatologist John Coleman, the polar bear that lives at the north pole which you say is melting, currently has the largest population in its history.

You stated that it was a “fire hurricane” that swept through Lahaina because of a hurricane that was 500-600 miles away. The chief meteorologist on KCRA channel 3, Mark Finan, shows satellite images the day of the fire. Maui had North East winds that were not coming from Hurricane Dora. He stated the

storm was moving away and the closest it got to Maui was 600 miles. The weather pattern shows the hurricane moving in the exact opposite direction of the trade winds that hit Maui the day of the fire. Other satellite images show a weather anomaly the day before and the day of the fires. The images clearly show a wave-like weather pattern that stops at the Hawaiian islands and immediately clears up after the Hawaiian islands. Engineer Bruce Douglas, who has studied the weather over the Hawaiian islands for over 15 years, has stated he's never seen anything like it.

The National Weather Modification Policy Act was passed on October 13th, 1976. This bill directed the Secretary of Commerce to conduct studies which included a review and analysis of research efforts and needs in weather modification technology. In November of 1979 the National Oceanic and Atmospheric Administration submitted to congress their National Weather Modification Policies and Program. On Aug. 11, 1987. A US patent was obtained for a weather modification apparatus; patent number 4,686,605 was approved for a method and apparatus for altering a region in the earth's atmosphere, ionosphere and/or magnetosphere. Weather modification is very real and being used today. The Lahaina fire must be investigated by an outside source but instead of conducting a thorough investigation of the fire by competent independent investigators, you have ignored the anomalies referenced herein and thereby you have violated your oath of office and disregarded the people who elected you!

A 48 year arborist was interviewed by Michelle Melendez, on August 31st, 2023, he stated that the Maui fire was, "not a normal wildfire". He stated the only reason trees don't burn in a wild fire that melts glass, tires and steel is because the chemistry of the fire, which he believes is caused by microwave energy, does not recognize the chemical makeup of the organic tree. That is why throughout the fire homes are decimated, cars are melted and trees with their foliage are still standing. Michelle also interviewed a 30 year firefighter (currently captain) on September 26th, 2023, who confirmed the findings of the arborist.

The 30 year firefighter/captain also stated that bodies do not char and are recognizable in a regular wildfire. There are images that I've seen, one of a charred body where the braids in his hair are still visible and another of a charred dog who looks frozen laying on his side in the middle of the road. The fire captain stated that is not how bodies burn in a normal wildfire.

Microwave energy is available and used in direct energy weapons. In 2016 the Directed Energy Weapon Systems Acquisition Act passed in Congress. US Patent No.: 6,377,436 B1 is the number for a microwave transmission using a laser-generated plasma beam waveguide apparatus. A microwave beam does not have to come from space. It can be deployed from a ship or a drone. One such drone is called Morfius. Lockheed Martin created the Morfius drone. It is a *reusable, multi-engagement, loitering, tube-launched interceptor equipped with an onboard seeker and a compact, high-power microwave effector*. [Source: <https://www.lockheedmartin.com/en-us/products/MORFIUS.html>]

Many experts, firefighters, fire captains, arborists and more believe that Lahaina was attacked and you, Governor Green, have not only lied to the people and the world, but have done your best to hide the truth about this deliberate attack. On August 16th, less than two weeks after the fire The Hawai'i Department of Transportation (HDOT), operating under your watch, installed nearly 30,000 linear feet of dust screen which was estimated to cost 2.4 million dollars. There has never been a "dust screen" like the one in Lahaina constructed around any other "wildfire" anywhere in the world. You violated the freedom of the press again when you didn't allow drones to fly over Lahaina over the "dust screen" that you ordered to be put up so quickly. These actions suggest that you were attempting to hide and prevent detection by the people of the real cause of this file, which are actions not pursuant to your oath.

According to the Maui fire news report there were trace amounts of Toluene in drinking water, which is not only found in paint thinner, permanent markers and certain kinds of glue but is commonly referred to as TNT and used in explosives. In fact, it is best known as an explosive material. Fire captain Matt Dakin, stated that it was not normal to have Toluene in drinking water after a fire. The Lahaina fire is an uninvestigated crime scene!

Governor Green, you have not only violated your oath of office but you have failed the people of Hawaii and have ignored many signs that this tragedy was not a normal wildfire and should have and be investigated as an attack on Maui.

Lawful notification has been provided to you stating that if you do not rebut the statements, charges and averments made in this Affidavit/Declaration, then, you tacitly agree with and admit to them. Pursuant to that lawful notification, if you disagree with anything stated under oath in this Affidavit/Declaration of Truth, then rebut to me that with which you disagree, with particularity, within 15 days of receipt thereof, by means of your own written, notarized affidavit of truth, based on specific, true, relevant fact and valid law to support your disagreement, attesting to your rebuttal and supportive positions, as valid and lawful, under the pains and penalties of perjury under the laws of the United States of America and this state of \_\_\_\_\_ [Your state]. An un rebutted affidavit stands as truth and fact before any court. Your failure to respond, as stipulated, is your tacit agreement with and admission to the fact that everything in this Affidavit/Declaration of Truth is true, correct, legal, lawful, and is your irrevocable admission attesting to this, fully binding upon you in any court of law in America, without your protest, objection and that of those who represent you.

(See personal testimony addendum if attached.)

Affiant further sayeth naught.  
All Rights Reserved and Retained,

\_\_\_\_\_  
Full Name, Affiant/Declarant

\_\_\_\_\_  
Date

#### NOTARY STATEMENT

In the State of \_\_\_\_\_ (Your State)  
County of \_\_\_\_\_ (Your County)

I swear that on this \_\_\_\_ day of \_\_\_\_\_ month 2024, the above named Affiant/Declarant, \_\_\_\_\_ (Full Name), personally appeared before me, and of their own free will, signed and executed this Affidavit/Declaration of Truth.

\_\_\_\_\_  
Notary Public

My Commission Expires: \_\_\_\_\_

Seal: