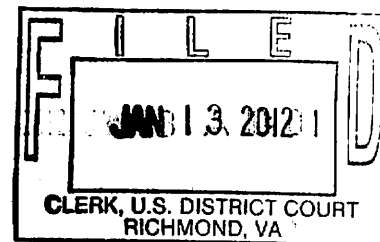


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January 13, 2012

Honorable John Gibney/ Chambers  
United States District Court  
Eastern District of Virginia  
701 East Broad Street  
Richmond, Virginia 23219

Re: Rick Perry v. Charles Judd, et al/ 3:11 cv 856

Dear Judge Gibney:

Upon waking up this morning and watching the morning news, I first learned the court is to consider the above matter today.

I knew about this matter but did not know today was the return date for considerations.

Please be advised I intend to file a Rule.65 civil action regarding similar issues in the above matter before the court. I served "notice" yesterday for a Tuesday, January 16, 2012 filing, which may or may not be assigned to your honor. I have attached a copy of service for review.

Essentially, my claims goes to the issue that the Virginia State Board of Elections would be in violation of the United States Constitution Article Two, Section One, Clause Five, to authorize any person who is not a "natural born citizen" to appear on the March 6, 2012 Presidential Primary Ballot or the November 6, 2012 Presidential General Election Ballot.

Specifically candidates Mitt Romney, Rick Santorum, Ron Paul, and the current Presidential officeholder and democratic candidate The Honorable Barack H. Obama, II, although U.S. citizens are not qualified for the office of President. Candidate Rick Perry appears to be qualified as to the Article Two Section requirements.

A natural born citizen is beyond being a "native" born citizen., natural born citizens are those U.S. citizens whose parents were themselves U.S. citizens at the time of the candidates birth.

Each of the above candidates have a parent or parents who were not U.S. citizens at the time of their birth, specifically, Mitt Romney's father was a citizen of Mexico,

Rick Santorum's father was a citizen of Italy, Ron Paul's father may have been a citizen of Germany, President Obama's father was a citizen of Kenya. Africa.

No court has considered this issue as relevant to the constitutionality of Article One, section Two, Clause Five, which clearly articulate as follows;

**....no person except a natural born citizen..shall be entitled to the Office of President.....**

Born in the United States under the 14<sup>th</sup> Amendment, standing alone, is not the qualifications for the office of president, which the Virginia State Board of Elections, Mitt Romney, Rick Santorum, Ron Paul, and President Obama seem to believe they are qualified.

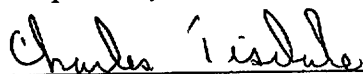
As a natural born citizen of the United States, I will suffer irreparable injury should the above candidates qualify for an office prohibited by the United States Constitution and will thereby deny me those rights protected by Article One, Section Two, Clause Five of the United States Constitution, establishing an injury-in-fact.

The delay on my behalf in not filing sooner is twofold;

- (1) I suffer with chronic illness of both heart and kidney, I am on dialysis weekly, I move slow but I move.
- (2) I have on numerous occasions requested the U.S. Attorney for The Eastern District of Virginia (Mr. Neil H. MacBride and AUSA Robert McIntosh to investigate my claims, to date they have failed to do so, thus that office is the subject of my pending R.65 civil action.

I respectfully ask that this Honorable Court reserve my rights under the United States Constitution Article Three because I will suffer an "injury-in-fact" should The Virginia State Board of Elections, Mitt Romney, Rick Santorm, Ron Paul, and President Obama be certified to appear on the Presidential ballots in Virginia or any of the several states.

Respectfully submitted



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w/enclosures (x) Copy of "Notice" with proof of mailing.