



American Patriot Foundation, Inc. / 1101 Thirtieth Street, N.W., Suite 500 / Washington, D.C. 20007 / 202/725-7659

A Sampling of Common Blunders and Uncorroborated Statements by Members of Congress about Obama's Birth and Constitutional Eligibility.

Executive Summary:

Certain Members of Congress based their claims that Obama was born in Hawaii almost entirely upon an online document (a Certification of Live Birth - not to be confused with an original birth certificate) - which the State of Hawaii has refused to verify as a state-issued document. In some cases, Congressmen out-sourced research on the eligibility issue to Senator Obama's office, or to Obama-friendly websites such as FactCheck.org. or friendly newspapers. Yet with regard to McCain, the Senate Judiciary Committee held a hearing to try to determine his "natural born" status and approved a non-binding resolution affirming his eligibility. Senator McCain produced a long-form birth certificate (with hospital and attending doctor's name) after being subjected to relentless questions about his eligibility. Senator Obama co-sponsored this legislation, but never produced a copy of his original birth certificate, and to this day, refuses to provide the name of a hospital of birth or an attending physician's name to corroborate his claimed birth in Hawaii.

The Constitutional requirement for the Presidency:

In this serious Constitutional matter of whether Obama meets legal, Constitutional requirements to serve as President and Commander-in-Chief, Congress was derelict in its duty.

Article. II, Section. 1, Clause 5:

No Person except a natural born Citizen, or a Citizen of the United States, at the time of the Adoption of this Constitution, shall be eligible to the Office of President; neither shall any Person be eligible to that Office who shall not have attained to the Age of thirty five Years, and been fourteen Years a Resident within the United States.

The Oath taken by Members of Congress when sworn into office: a Constitutional Oath mandated by Article VI of the Constitution and 5 USC § 3331 (federal law), is sworn by all federal employees except the President:

"I, _____, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office on which I am about to enter. So help me God."

The Real News

"The only people who don't want to disclose the truth are people with something to hide." *Quotation by Barack Obama from Martha's Vineyard/ Aug 22, 2010 (www.newsday.com):*

CNN's Bad News for Obama: 6 of 10 doubt U.S. birth story. Poll numbers for those questioning eligibility status continue to rise. (August 4, 2010/*WorldNetDaily*).

"A new poll by CNN, whose editorial commentary largely supports President Obama and his policies, delivered some bad news on his apparent birthday today: 6 of 10 people are uncertain the President was even born in the United States. The poll was taken July 16-21 of 1,018 adults, including 335 Democrats and 285 Republicans. It has a margin of error of 3 percentage points."

"I can't spend all of my time with my birth certificate plastered on my forehead," quipped Obama, who took a deep breath to gather his thoughts when asked if the poll reflected his inability to communicate with voters. (August 29, 2010)

<http://www.politico.com/news/stories/0810/41575.html>

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Extracts

A sampling of common blunders from Members of the House and Senate (alphabetically arranged) collected in large part by the efforts of early eligibility plaintiff, Pam Barnett.

Sanford Bishop:

Statement: "As you may be aware, President Obama was born at the Kapi'olani Medical Center for Women and Children on Aug. 4, 1961 in Honolulu, Hawaii...On October 31, 2008, the Director of Hawaii's Department of Health confirmed that President Obama was in fact born in Honolulu. The Health Director personally verified that Hawaii's Health Department holds the President's original birth certificate. The existence and accuracy of the birth certificate also was verified by the non-partisan organization FactCheck.org which sent a representative to Hawaii to analyze the birth certificate in person."

Editorial comment: Kapi'olani pulled from its website a purported letter from Obama claiming Kapi'olani is Obama's birth hospital (www.wnd.com/?pageId=103294) No hospital in Hawaii will claim to be Obama's birthplace. No hospital in Hawaii will confirm or deny that it is Obama's birthplace. The Hawaiian Dept of Health will not confirm or deny which hospital Obama was born in or whether he was born in a Hawaiian hospital at all. Two different hospital names were released to the press; Queens Medical Center initially, then Kapi'olani.

Sherrod Brown:

Statement: "Senator Obama has provided several news organizations with a copy of his birth certificate, showing he was born in Honolulu, Hawaii on August 4, 1961...Senate rules prohibit me from commenting on the political implications of your letter."

Editorial comment: A Certification of Live Birth is NOT an original birth certificate. The 1961 birth record, the original birth certificate, is what remains concealed- by Obama's lawyers, at Obama's directive. The online Certification of Live Birth released by the Obama campaign was NEVER verified by any Hawaiian official as being issued by the State.

Jim Bunning:

Statement: "In regard to Senator Obama, there is a federal lawsuit pending in Pennsylvania addressing this matter. However, as a United States Senator, I cannot intervene in the legal

process and must defer to the courts to make the appropriate decision about this case."

Editorial comment: If Senators point to courts and courts dismiss lawsuits based on lack of standing or jurisdiction, exactly who is responsible for determining the President's Constitutional eligibility- based on evidence and facts, not hearsay?

Richard Burr:

Statement: "It is my understanding that President-Elect Obama has released an official copy of his birth certificate. Since he was born in 1961 in Hawaii, he is eligible under the Constitution to run for and hold the office of President of the United States. In addition, President-elect Obama's birth records have been certified and validated by the Hawaii Department of Health as well as by experts from the University of Pennsylvania."

Editorial comment: A Certification of Live Birth is NOT an original birth certificate. No one from the the University of Pennsylvania has ever certified and validated Obama's original birth certificate or any birth record from the Hawaiian Dept of Health.

Dianne Feinstein:

Statement: "President Obama meets these constitutional requirements. He was born in Honolulu, Hawaii on August 4, 1961. Under the Fourteenth Amendment, all persons born in the United States are considered citizens of the United States. Under these criteria, President Obama, a 47-year old U.S. citizen, who has resided in the United States for longer than fourteen years, is eligible to be President."

Editorial comment: Where is the proof that Obama was actually born in Honolulu?

Jim Gerlach:

Statement: "In June, the Obama campaign released a copy of his birth certificate confirming that he was born in Hawaii in 1961, after it became a state on August 21, 1959. Senator Obama therefore became a citizen at birth under the first section of the 14th Amendment which states that '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.

Editorial comment: The online Certification of Live Birth is NOT a Certificate of Live Birth, i.e. a birth certificate with



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probative evidence such as a doctor's or midwife's signature or a hospital or birthplace address.

Jeb Hensarling:

Statement: "As you may know, during the recent presidential campaign, some claimed that Mr. Obama was not a natural born citizen as required by the Constitution, are (sic) thus not eligible to be president. In June, his campaign released a copy of his birth certificate which showed that he had been born in Hawaii on August 4, 1961...To date, no federal court, including the Supreme Court, has decided that there is any truth to the allegations that would disqualify Mr. Obama from serving as president."

Editorial comment: Obama's campaign NEVER released a copy of his birth certificate. The courts have never reviewed any actual evidence- no case has been decided on the merits. If the courts won't examine evidence, why doesn't the Congress call for Obama to release his records (the evidence)?

Steve King:

Statement: "While I do not understand why President Obama has refused to produce evidence to clear up this question, my office has discovered confirmation that puts the question to rest. You will find a copy of President Obama's birth announcement in the Honolulu Advertiser, dated August 13, 1961. This shows that President Obama was born in the United States and is therefore an American citizen under the 14th Amendment to the United States Constitution."

Editorial comment: A newspaper announcement (and this one references his grandparents' home address and does not mention a country or place of birth) is not evidence. The newspaper birth announcements were automatically published after the filing of a birth record with the Hawaiian Dept of Health in 1961. According to the state's policies and procedures at that time, that record could have been something as meager or flimsy as a mailed-in statement by one parent. (<http://www.westernjournalism.com/exclusive-investigative-reports/clearing-the-smoke-on-obamas-eligibility-updated/>). Without a hospital name or doctor's signature (customary information on any original birth certificate), this is not enough information to conclude Obama was born in Hawaii.

Jon Kyl:

Statement: "The allegations pertaining to President Obama's citizenship have been reviewed and dismissed by several courts, including on multiple occasions by the United States

Supreme Court...From the foregoing, further consideration of the President's citizenship seems unwarranted."

Editorial comment: No allegations pertaining to President Obama's citizenship have been reviewed and dismissed by any courts, including the United States Supreme Court. Allegations have been dismissed on the grounds that the plaintiffs lacked standing to ask that their allegations be considered by the courts.

Joseph Lieberman:

Statement: "According to information provided to me by his former Senate office, President Obama was born in Hawaii on August 4, 1961. A copy of his birth certificate has been made available to the public, and you can view this document by visiting the following website: http://www.factcheck.org/elections-2008/born_in_the_usa.html. I am aware that there were lawsuits brought challenging the authenticity of his birth certificate and other related issues, but in each case those allegations were dismissed or were determined to be false."

Editorial comment: Is Senator Obama's office considered an objective source of information to determine his Constitutional eligibility? *FactCheck.org* lied when it said it had "seen, touched, examined and photographed the original birth certificate." They saw the Certification of Live Birth, a computer-generated, laser-printed form that did not exist in 1961. Kitty Pilgrim repeated this lie on CNN on July 17, 2009 when she claimed that the Obama campaign had produced the original birth certificate. No court has ever determined that any allegations about Obama's eligibility are false.

Ed Whitfield:

Statement: "I have heard some of the same reports that you mention about Mr. Obama. Of course, the voters have spoken pretty clearly, and so now we will move on. I do expect that the news media and the proper authorities will look into any reports which have caused people concern, and that any evidence of legitimate concern will be appropriately addressed."

Editorial comment: An election does NOT overturn the Constitution and the rule of law. Is a Congressman not a "proper authority" to look into such serious concerns and isn't the oversight function of Congress among its most important duties?

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Hawaii: Playing Shell Games

Significantly, at the same time that Hawaii Governor Lingle vouched for Obama's Hawaiian birth, she has also said that she never examined any Obama birth record- and that she is relying entirely on what she heard from Director of the State Dept of Health. Is this because she can then blame her Health Director if the 1961 concealed birth record is unearthed and fails to withstand public scrutiny?

Extract: "Barack Hussein Obama was born on 4 August 1961 at the Queen's Medical Center in Honolulu, Hawaii, to Barack Hussein Obama, Sr. of Nyangoma-Kogelo, Siaya District, Kenya and Ann Dunham of Wichita, Kansas."

http://genealogy.about.com/od/aframertrees/p/barack_obama.htm

Birthplace rumors go nowhere

October 31, 2008

By James Janega, *Chicago Tribune*

"In the Chicago Tribune's political blog, The Swamp, last week, reporter Mark Silva produced a copy of Obama's birth certificate [false] and addressed the birthplaces of both presidential candidates.

In June, the Obama campaign released an electronic copy of the certificate [false] bearing the seal of the state of Hawaii Department of Health and showing that Barack Hussein Obama II was born to mother Stanley Ann Dunham in Honolulu at 7:24 p.m. Aug. 4, 1961.

Contacted on Wednesday [October 29, 2008], Health Department spokeswoman Janice Okubo cited Hawaii state privacy laws and guidance from the state attorney general in saying she was not permitted to confirm the authenticity of the certificate [actually it was not a certificate but a certification] released by the Obama campaign.

But she said it appeared similar to other Hawaii birth certificates."

So the Dept of Health refused to confirm or deny whether the Certification of Live Birth posted on the *Daily Kos*, *Fight the Smears*, *Factcheck.org* websites had actually been issued by the state of Hawaii. Remember that the claim that Obama was born in Hawaii rests completely on different versions of the Certification of Live Birth posted at these websites. And yet the Dept of Health refuses to confirm that it issued any of these versions.

"On June 7, 2009, a spokeswoman for the Hawaii Department of Health, Janice Okubo, announced that "The state Department of

Health no longer issues copies of paper birth certificates as was done in the past. The department only issues 'certifications' of live births, and that is the 'official birth certificate' issued by the state of Hawaii, she said." [Honolulu Star Bulletin]

Hawaiian officials also may have misled CNN about discarding paper records (and in turn, misleading former CNN's Lou Dobbs): In an e-mail, the *Times* reported, (Joe) Klein wrote that CNN researchers determined that Obama's 1961 birth certificate no longer exists because Hawaiian officials had discarded paper documents in 2001 — a claim denied Monday by Hawaiian health officials. In 2001, Hawaii's paper documents were reproduced in electronic format, but "any paper data prior to that still exists," Health Department spokeswoman Janice Okubo said. (*USA Today* 7/28/09)

"Sometime between June 12, 2008 and the first week of June 2009 the Hawaiian Dept of Health changed the title of this abbreviated form from "Certification of Live Birth" to 'Certificate of Live Birth'."

"The use of the word "Certificate" rather than "Certification" makes the form feel somewhat more like a traditional birth certificate than the "Certification of Live Birth" that the *Daily Kos* website and subsequently the Obama campaign posted on the Internet even though, like the "Certification" it also lacks any information about the hospital, doctor, or midwife. This renaming of the document will be convenient for the Hawaiian Dept of Health in future stonewalling should any legal pressure be brought to produce Obama's "Certificate of Live Birth." Instead of producing the original "Certificate of Live Birth", the Department will produce the "Certification of Live Birth" form that the Dept of Health renamed a "Certificate of Live Birth" and claims they are doing so "in accordance with state policies and procedures" in the words of the Dept's Director, Dr. Chiyome Fukino."

Witnessing Congressional and judicial obfuscation, evasions and a state of general confusion, a decorated Army officer, LTC Terry Lakin, defied military orders in attempting to determine, consistent with his sworn oath as an officer to uphold the U.S. Constitution, whether the President and Commander-in-Chief, is legally, Constitutionally eligible to serve. He faces court-martial on December 14 and confinement at Fort Leavenworth for his actions. It is painfully obvious that there has been no evidence presented that would prove that Barack Obama is legally serving per the Constitutional requirement for "natural born" citizenship. ■