

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION**

Cause No.: \_\_\_\_\_

HOWSE <i>ex rel. alia</i> v. PLANNED PARENTHOOD, <i>et al.</i> ,	)	Class Action Complaint
Plaintiffs and Defendants,	)	
	)	Injunctive Relief Sought
<i>and</i> ,	)	
	)	Constitutional Challenge
HOWSE and <i>ex rel. alia</i> v. UNITED STATES,	)	
Cross-Plaintiffs and Cross-Defendant.	)	Demand for Jury Trial

**Emergency Petition to Enjoin All Pending U.S. Election  
Processes for the Offices of President and Vice-President**

Comes now Relator *ex rel.* the fifty (50) State and Commonwealth Plaintiffs, in light of several very serious national security matters contemporaneously included herewith, also upon obvious emergency grounds, demanding that the forthcoming General Election scheduled throughout all of the United States for November 6<sup>th</sup>, 2012 be enjoined solely in regards to any furtherance of processes towards either of our White House offices, the Presidency and Vice-Presidency, and for all necessarily-related relief thereupon, to-wit:

INTRODUCTION

For multiple, independent reasons of constitutional invalidity, all current processes towards the election of U.S. President and U.S. Vice-President must be halted and then also immediately repaired to obtain a properly-elected pair of said White House officers.

This action does not challenge current elections for any other office, federal, state or local, but only in regards to the two (2) White House offices, providing four (4) remedies.

## ARGUMENT, PART 1

All modern U.S. elections for the Presidency and Vice-Presidency have been, and still are, flagrantly in violation of the Twelfth Amendment's express prohibitions against any "running mates" being used, i.e., the completely unlawful practice of pairing Presidential and Vice-Presidential candidates upon the same ballot. The 12<sup>th</sup> Amendment requires all ballots and votes for Presidential candidates be kept separate, at all times, from ballots and votes for Vice-Presidential candidates. They are to run separate campaigns, and to be elected separately, upon their own volition and merit. Hence, had the law been followed properly during the 2008 election season, Sarah Palin would have handily beaten Biden in their own separate campaigns, and she would be, and is, the rightful Vice-President at this current time. Moreover, all current candidates for the U.S. Vice-Presidency, not only including Joe Biden and Paul Ryan, but also all of the Vice-Presidential candidates within third parties, must now obey the 12<sup>th</sup> Amendment, by ensuring totally separate balloting from any Presidential candidates. Obviously, statewide elections officers and their local counterparts must work quickly to remedy the same unlawful problems. *See, Parallel Petition to Strike Down the Twelfth Amendment*, filed contemporaneously herewith and now also incorporated by reference the same as if it had been fully set forth herein. (H.I.).

Barack Obama, who already twice forfeited away his any prior U.S. citizenship level, can only possibly be just a mere "naturalized" citizen – at best – hence he cannot even be remotely eligible for the U.S. Presidency as a top-tier "natural born" citizen, and he was also never eligible prior. *See, Declaration on Obama Ineligibility for the U.S. Presidency*, filed herewith, and incorporated by reference the same as if fully set forth herein. (H.I.).

Mitt Romney conspired to criminally defraud this entire GOP primary/caucus season, with what is known as “vote-flipping” via flagrantly rigged<sup>1</sup> election-count software(s), similar to the fraudulent power-grabbing in 2008 by Team Obama bending and breaking rules and laws to literally steal that prior Democratic nomination from Hillary Clinton, both Obama and Romney are tainted by direct conflicts of interest *against* America, and they are both flagrant liars, cheats and thieves, amongst other clear reasons of unfitness, including their untenable patterns and practices of promoting raw economic destruction via dramatically increased abortion and LGBT agendas (gravamen of the instant Verified Complaint, et seq.), not to mention other economic incompetence of Obama and Romney, hence neither is even *remotely* qualified, or lawfully eligible, for any management of the United States via obtaining the Presidency, and hence also the Federal Government must necessarily enjoin and exclude both Obama and Romney from any attempts to become President. *See, Parallel Petition to Disqualify and Enjoin Both Barack Obama and Mitt Romney from Acquiring the Office of U.S. President*, filed contemporaneously herewith and now also incorporated by reference the same as if fully set forth herein. (H.I.).

Exacerbating the entire situation even worse, it appears that pre-rigged election count software is in fraudulent use by criminals everywhere in America, what with Romney’s immediate family actually invested directly into election equipment<sup>2</sup>, early votes cast for Romney *already* being flipped for Obama<sup>3</sup>, and even including pre-arranged final results for the supposed November 6<sup>th</sup> election night, with Obama “winning” by a small edge of

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<sup>1</sup> <http://www.opednews.com/articles/Rigged-Elections-for-Romne-by-Michael-Collins-121022-13.html>

<sup>2</sup> <http://www.allvoices.com/contributed-news/13221476-romney-family-buys-voting-machines-through-bain-capital-investment>

<sup>3</sup> <http://myfox8.com/2012/10/23/guilford-county-voters-say-they-voted-for-the-wrong-candidate>

some 40 million votes over Romney’s pre-arranged 38 million votes, in a pre-contrived low voter turnout (*yet actually plausible, as many millions openly cannot stand either one of these jokers*), as was recently – and obviously accidentally – directly reported on “live” television by CBS affiliate KPHO in Arizona<sup>4</sup>. It all further begs the question of actually why are supposed “neutral” U.N. observers, widely sympathetic to the unconstitutional impostor of Obama, planning to “monitor” our upcoming American elections<sup>5</sup> when their admitted purpose is *against* our reasonable voter identification laws, i.e., they knowingly assist voter fraud within our elections, and so now are threatened with formal arrest?<sup>6</sup>

Additionally, the duopoly parties, Republicans and Democrats, have now for over 150 years been unconstitutionally hindering third party ballot access by crafting bad laws.

#### ARGUMENT, PART 2

The sheer unlawfulness of the entire American election process is simply untenable, most especially that concerned with determinations of our President and Vice-President, and because the electronic voting process has been so obviously hijacked and corrupted, nothing shall suffice as trustworthy except *only* a full return to hardcopy paper ballots.

Moreover, and regardless of whether the 12<sup>th</sup> Amendment is struck down, or merely kept but actually enforced, all elections officers – nationwide – must reconfigure ballots, either for the required separate balloting of Vice-Presidential candidates (keep the 12<sup>th</sup>), or by deleting all Vice-Presidential candidates (strike the 12<sup>th</sup>), and, in *either* event, they need reasonable time to prepare sufficient physical quantities of such new paper ballots.

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<sup>4</sup> <http://patdollard.com/2012/10/disturbing-cbs-news-affiliate-accidentally-runs-khyron-dated-november-6-declaring-obama-winner-of-2012-election-4340-40237966-votes-to-38116216>

<sup>5</sup> <http://www.huntingtonnews.net/47363>

<sup>6</sup> <http://thinkprogress.org/security/2012/10/24/1085491/abbot-texas-election-observers>

Joe Biden cannot possibly be the lawful, valid current Vice-President. For one, he was on a corrupted ticket with an absolutely ineligible impostor, Obama, and that leaves him as also void. For two, and just like for Obama and Romney, Biden has a long history in being a clear hypocrite to his own alleged faith by his very zealous promotion of abortion (“choice”) and LGBT agendas, conspiring to economically destroy our nation (gravamen of the instant Verified Complaint, et seq.). And, for three, Sarah Palin would have easily beaten Joe Biden in a head-to-head campaign for the Vice-Presidency under the Twelfth Amendment. Exit polls every four year election cycle consistently confirm that 30-40% of Democrats are pro-life and pro-traditional-marriage, so not only would Palin have had all the GOP votes (make no mistake, the GOP base liked Palin even *more* than McCain, which *is* the reason she was nominated, to pick up the slack that McCain was losing with the conservative base), she would have also easily garnered almost all of the Democratic *female* pro-life/pro-traditional-marriage vote (i.e., some 15-20% of the entire Democratic vote), and she would have additionally taken at least part of the same *male* Democratic pro-life/pro-traditional-marriage vote, for at least another 4-7% of the entire Democratic vote. There is no reasonable question that Palin would have easily beaten Biden in head-to-head, separate campaigns for the White House, and she *is* the rightful Vice-President.

More to the instant point, as having been the rightful sitting Vice-President for the past four (4) calendar years, and also with materialization of Obama’s absolute ineligibility to either be or remain in office, Sarah Palin *would now therefore ascend to the Presidency.*

In other words, if the question of striking the 12<sup>th</sup> Amendment down is decided to keep and actually enforce it, then Mrs. Palin is now the rightful President beyond *any* dispute.

However, simply advancing Speaker Boehner (R) to the Vice-Presidency behind Sarah Palin as President would result in another same-pair White House again, directly against the Founding Fathers' expressed intent of frequently *merged and blended* White Houses (*see again, Parallel Petition to Strike Down the Twelfth Amendment*), i.e., White House pairs of Presidents and Vice-Presidents that come from two (2) different political parties.

Accordingly, and with remembering that elections officers across the entire nation will need reasonable time to reconfigure and then prepare sufficient physical quantities of new paper ballots, i.e., re-balloting all appropriate candidate lists in the wake of alternative decision over the 12<sup>th</sup> Amendment challenge, the following set of four (4) non-partisan remedies are deemed as the only reasonable, and actually feasible, solutions remaining, with both Barack Obama and Mitt Romney as now excluded from all of the possibilities, and yet also, realizing that it is fundamentally unfair to “punish” the tens of millions of rank-and-file citizen voters in both major parties, when it is primarily the criminal fault of their respective national and state party leaderships for foisting such corrupted elections.

#### DEMAND FOR RELIEF IN THE FOUR (4) ALTERNATIVES

Relator *ex rel.* the fifty (50) State and Commonwealth Plaintiffs now therefore demand this Court determine the selection process for our next U.S. President and Vice-President from amongst the following four (4) alternative choices, and bind the same upon us all:

**CHOICE #1A:** Because all the modern male White House candidates seem to keep screwing things up worse and worse, it is high time to give the ladies an opportunity to balance our budget, clean up our house, and so forth. Since Sarah Palin is, right now at this current time, the rightful new President, anyway, she is then immediately declared as

our new President, and in adhering to the Founding Fathers' originally expressed intent, the Democratic Party shall choose their selection for immediate Vice-President from any *female* who is: (a) already and currently registered as a member of the Democratic Party; (b) is easily demonstrated having a long-standing pro-life and pro-traditional-marriage position on record, as some 30-40% Democrats are; and (c) who is either a past or current Member of either House of Congress, and/or a past or current Governor or Lieutenant Governor of any one (1) of the fifty (50) sister States or Commonwealths. Together, these two ladies shall instantly comprise the blended pair of new White House officers, President and Vice-President respectively, Palin's Presidential powers will be also offset in reasonable balance by the obviously-superior legislative experience of the determined Democrat Party choice of female Vice-President, and/but their terms will end in slightly over two (2) years, i.e., with a new presidential election in November of 2014, and then returning to the normal cycle of every four (4) years thereafter, i.e., 2018, 2022 and etc.

**CHOICE #1B:** Or, in going with the same presidential selection process as designed originally by the Founding Fathers (pre-12<sup>th</sup> Amendment), then we discard all candidates having run for the Vice-Presidency, and look solely unto 2008 Presidential candidates and their respective vote totals. Since Obama, the alleged top vote-getter, was absolutely ineligible, then we simply accept the next two top vote-getters, i.e., McCain and Nader, as our new President and new Vice-President, respectively. In the exact same manner as is above described via Choice #1A, their suddenly-new terms will likewise end in slightly over two (2) years, i.e., with a new presidential election in November of 2014, and then returning to the normal cycle of every four (4) years thereafter, i.e., 2018, 2022 and etc.

**CHOICE #2A:** Or, we allow and follow-through with scheduled voting on Nov. 6<sup>th</sup> for all other federal, state and local officers, statewide ballot questions, and so forth, but this year’s election for both White House offices, the Presidency and Vice-Presidency, is solely delayed until Friday, December 14<sup>th</sup>, one day before our annual Bill of Rights Day, with just enough reasonable time for elections officers to prepare aforementioned paper ballots reconfigured appropriately, and yet still barely enough time for normal electoral post-processes to be conducted in their typical timely manner before Inauguration Day on January 20<sup>th</sup> per Amendment XX to the United States Constitution. In this Choice #2A, since the DNC and RNC made fatal mistakes in their respective Obama and Romney, then neither the DNC nor RNC will have any presidential candidates on the ballots this time, leaving it up to the roughly eleven (11) or so third-party candidates for President, the ones also having an actual mathematical possibility of an electoral win, including with official write-in vote States, to decide the two important White House races, under the original (pre-12<sup>th</sup>) formula – the vote winner becomes President and the runner-up presidential candidate becomes the Vice-President, despite being from different parties.

**CHOICE #2B:** Or, we allow and follow-through with Nov. 6<sup>th</sup> elections of all other federal, state and local officers, plus statewide ballot questions, and etc., and this year’s election for President and Vice-President is likewise delayed until December 14<sup>th</sup>, all the same as above in Choice #2A, but the DNC and RNC are each allowed to “substitute” back into the race, since Obama and Romney are specifically excluded, but we wish to avoid disenfranchisement of rank-and-file voters in both major parties. With impact of time constraints, the Republican Party simply reverts to its three (3) last-standing men as



final candidates in the presidential race, i.e., Santorum, Gingrich, and Paul, and while the Democratic Party is allowed to self-determine and narrow down to an exact, mirror-like, directly-corresponding three (3) final candidates (each of whom must necessarily also be from that same 30-40% “wing” of their party who self-identify as both pro-life and pro-traditional-marriage), at any time on or before November 30<sup>th</sup>, leaving at least a full two (2) weeks with final established candidates prior to the special election on December 14<sup>th</sup>, and the election is run under the original (pre-12<sup>th</sup>) formula – the vote winner becomes President and the runner-up presidential candidate becomes the Vice-President, despite the distinct possibility of the pair of winners representing two different political parties.

NOTE FOR ALL FOUR (4) ABOVE CHOICES: **In all above cases**, hardcopy paper balloting, with manual counts by three (3) adult humans at each polling location, each of such three (3) adult humans from different political party affiliations, shall be required for all federal, state and local elections, whatsoever, starting in 2014 and continuing thereon.

NOTES ONLY FOR CHOICES #1A AND #1B: **First**, the act of straight declaration of our new President and Vice-President, regardless of which of these two choices, does immediately alleviate the compounding emergency of pre-deciding the ultimate decision upon either striking or keeping the 12<sup>th</sup> Amendment. This is a most important, critical question for our nation, and should be allowed an adequate time for wholesome debate. Notwithstanding that ultimate 12<sup>th</sup> Amendment decision either way, a perfectly palatable argument can be made for either of these two choices, i.e., the *current* law actually *still* is the 12<sup>th</sup> Amendment, so declaring Palin and her female Democratic counterpart is legally reasonable, yet the better pre-12<sup>th</sup> formula gives equal credence in McCain-plus-Nader.

**Second**, and regardless of which of these two choices is made, the extraordinary two-year terms shall be deemed as a “full term” for all purposes of term limits under the Twenty-Second Amendment, i.e., should we declare Palin and her Democratic counterpart, or if we alternatively declare McCain and Nader, regardless, their maximum possibilities of serving such White House office will be limited to, at most, six (6) years by also winning any subsequent four (4) year term later, as instead of the normal eight (8) years possible.

**Third**, again regardless of which of these two choices is declared, and because the intent in either case is expressly to mirror the Founders’ original design for frequently-blended White Houses, the resulting new Administration’s official set of Cabinet positions cannot be resigned unto partisan-controlled nominations, but the same new Cabinet must also be as a pre-blended and pre-balanced set of leadership positions. Since the total of units and departments that have Cabinet-rank status currently equals twenty-one (21), that fairly divides into seven (7) spots for Democrats, seven (7) spots for Republicans, and seven (7) spots for all other independent/third parties. Further, women should be empowered to a full one-third of those positions, or again, seven (7) spots, and there should additionally be reasonable balance amongst the overall age range, within residential geography, and also amongst their various realms of self-declared Judeo-Christian faith divisions, while their career, social and political experiences should most reasonably align up with their intended Cabinet positions, obviously. An exhaustively-researched recommendation for such new pre-balanced Cabinet is provided at this online link<sup>7</sup>, as foot-noted just below, but this is deemed merely a strong “starting point” with allowing only *balanced* changes.

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<sup>7</sup> <http://www.editgrid.com/user/indianacrc/newJointCabinet2012>

NOTES ONLY FOR CHOICES #2A AND #2B: **First**, either of these choices will require rapid work by elections officers across the nation to prepare said paper ballots and all as reconfigured, corresponding to finalization of White House presidential candidates (only, since either choice is to be run under the pre-12<sup>th</sup> formula), which, via Choice #2B as written, could be as late as November 30<sup>th</sup>, leaving but only two (2) weeks before the recommended special election on December 14<sup>th</sup> is to occur. **Second**, if December 14<sup>th</sup> is deemed as simply too soon for the public's familiarization with a new crop of candidates, then the entire special election process can be pushed back a bit longer, but only a short ways back, in no case ending in any scenario with an Inauguration Day, this one time if necessary, that will exceed the original inauguration date of March 4<sup>th</sup> used until 1937. **Third**, either of these two choices reasonably requires that yet another televised schedule of exactly three (3) presidential debates be quickly implemented for the general public, in either such case including at least the most major and mathematically-capable third-party candidates, whether or not the DNC and RNC also have their 3 candidates apiece there under the latter choice. Fair and balanced division of time allowances per each different candidate is obviously axiomatic, in either event. This is the best place to remind that a selection made under either Choice #1A or #1B totally and completely alleviates *all* of the above three (3) big issues, i.e., the rush to configure and prepare paper balloting everywhere in time, the soonest yet reasonable date to utilize for such special election, and with calculation for proper implementation of another televised debate scheduling. **Fourth**, but only if the final results of such special election under either Choice #2A or #2B comprise a blended and merged White House, i.e., a President and Vice-President

who emerge from two (2) different parties, which is guaranteed under Choice #2A, and which is most very highly likely even under Choice #2B, then the same pre-blended and pre-balanced recommendation for new joint Cabinet, equally harmonized in thirds of the total political power, and all as further detailed within the third Note for Choices #1A and #1B above (*supra*, at 10), shall likewise be implemented to avoid all partisan perception.

#### SUMMARY AND CONCLUSION

The current, wholly-corrupted situation of our election process for President and Vice-President is simply untenable. One of the four (4) above choices must now be made by this Honorable Court, with any reasonable advice and input as the Court may desire, but still be made under the very highest possible expedient urgency, on behalf of our nation.

**WHEREFORE**, Relator *ex rel.* the fifty (50) State and Commonwealth Plaintiffs now demand this Court thus immediately enjoin the forthcoming General Election scheduled throughout all of the United States for November 6<sup>th</sup>, 2012, as solely in regards to any furtherance of processes towards either of our White House offices, the Presidency and Vice-Presidency, moving for all necessarily-related relief thereupon as aforementioned, and moving for any and all other relief as deemed true and worthy within the premises.

Respectfully submitted,

/s/ Torm Howse

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