

## **Peoples Action Plan to Replace President Bush & Others With Well-Qualified Candidates Before the 2008 Election**

(Revised July 1, 2008)

This is a work in progress - please provide suggestions and corrections to  
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**Nothing in this document is intended to be critical of our courageous U.S. military troops or to slow, curtail or discourage any ongoing efforts toward replacing Bush and others, ending the Iraqi war, etc.**

### **PURPOSE.**

This document provides a plan, procedures, the information needed and formats for documents to help rapidly replace Vice President Richard Cheney, President George W. Bush and others with well-qualified individuals and lay the groundwork for lawsuits, payment of restitution, restorative justice, possibly war crime trials and national reconciliation.

### **BACKGROUND.**

Vice President Richard Cheney, President George W. Bush and certain others must be replaced and indicted before the 2008 election because:

1. Standards must be set for all future presidents and all civil and military officials.
2. The rule of law and the principles set forth in our Declaration of Independence and Constitution must be maintained.
3. Until they are replaced, the situation in Iraq, prisoner/detainee abuse and torture, the threats and possibility of nuclear attacks against Iran, illegal conventional attacks all over the world, violations of fundamental rights, etc. are not likely to improve and may get worse.
4. **The Iraq war** was illegal under U. S. and international law, has caused the deaths of hundreds of thousands of innocent men, women and children and will cost over three trillion dollars already.
  - a. President Bush ordered the invasion and occupation of Iraq so that U.S. oil companies could literally steal Iraq's huge oil reserves and the massive profits from the sale of this oil.
  - b. Courageous US troops are fighting and dying to help President Bush, Vice President Cheney and certain U.S. oil companies steal Iraq's oil reserves and oil profits.
  - c. President Bush will keep U.S. Armed Forces and defense contractors/mercenaries in Iraq indefinitely to provide security for and help U.S. oil companies control Iraq's oil industries and reserves and because they are afraid that Iraq will re-nationalize their oil reserves if U.S. Armed Forces and defense contractors/mercenaries leave.
5. The current situation provides the opportunity to replace President Bush and Vice President

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Cheney and others with well qualified public servants who will end the Iraq war peacefully and justly, end U.S. torture programs, stop wasting money on useless weapon systems, have a just tax structure, practice diplomacy versus bullying, etc. (During regular elections such individuals would normally be unelectable.)

6. Almost all needed "investigations" have been completed and there are numerous reports, books, articles, speeches, etc. which can be edited and put into criminal complaints, proposed grand jury indictments, affidavits and articles of impeachment.
7. Bush and Cheney could declare a state of emergency and delay all elections indefinitely.

### **DIFFERENT METHODS OF REPLACEMENT**

The several different methods by which Cheney, Bush and certain others could leave office and be replaced before the 2008 election include:

1. Resignation.
2. Impeachment.
3. By *written declarations* under Amendment XXV to the United States Constitution (Attachment A):
  - a. *If the President voluntarily transmits to the President pro tempore of the Senate and the Speaker of the House of Representatives his written declaration that he is unable to discharge the powers and duties of his office,*
  - b. *If the Vice President and a majority of either:*
    - i. *the principal officers of the executive departments or*
    - ii. *of such other body as Congress may by law provide,*

*transmit to the President pro tempore of the Senate and the Speaker of the House of Representatives their written declaration that the President is unable to discharge the powers and duties of his office,*
4. Combinations of the above.

### **ACTIONS THAT COULD ENCOURAGE BUSH, CHENEY AND OTHERS TO CHOOSE AN ALTERNATIVE TO IMPEACHMENT**

1. Requests for the FBI to Investigate Criminal Complaints
2. Criminal complaints filed with county magistrates, state police, federal magistrates, the International Criminal Court, Interpol, etc.
3. Affidavits in Support of Criminal Complaints/ Proposed Indictments
4. Proposed Indictments to be presented to a Grand Jury

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5. Criminal indictments.
6. Complaints for Declaratory and Injunctive Relief e.g. to Compel President George W. Bush To:  
*"Take Care That the Laws Be Faithfully Executed"*
7. Lawsuits e.g. for restitution for U.S. troops and their families, the people of Iraq, Guantanamo Bay detainees, victims of secret rendition, etc.
8. Demonstrations, sit ins, swarms, civil disobedience.
9. State and local resolutions.

### STATUS.

1. Articles of Impeachment, H. Res. 333, were filed against Vice President Richard Cheney and have been referred to the House Judiciary Committee.
2. Articles of Impeachment, were filed against President George W. Bush on June 9, 2008 and have been referred to the House Judiciary Committee.
3. If the House of Representatives passes "articles of impeachment" against Vice President Cheney (by a simple majority vote) he is "impeached." If tried and convicted (by a two-thirds majority of the senators present), Cheney will be removed from office. He can be indicted before or after being impeached.
4. Section 2 of Amendment XXV of the U.S. Constitution (Attachment A) requires: "*Whenever there is a vacancy in the office of the Vice President, the President shall nominate a Vice President who shall take office upon confirmation by a majority vote of both Houses of Congress.*"
5. If the House of Representatives passes "articles of impeachment" against President Bush (by a simple majority vote) he is "impeached." Then if tried and convicted (by a two-thirds majority of the senators present), Bush will be removed from office and he would be replaced by the Vice President.

### **PROPOSED ACTIONS NEEDED TO DEMAND THE RESIGNATION IMPEACHMENT AND/OR INDICTMENTS OF CHENEY, BUSH, AND OTHERS AND THEIR REPLACEMENT WITH WELL-QUALIFIED INDIVIDUALS.**

#### ACTIONS.

1. Hold small planning meeting and use email and the internet to get organized, refine this document, divide up the work, and find individuals and organization to work with.
2. Organize and execute a **Short Term** (until Cheney, Bush and others are replaced) **Peoples Information, Education and Training Program** to, among other things, convince everyone

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possible of the necessity for and their obligation to put impeachment on the table, replace Cheney, Bush and others, stop funding the Iraq occupation, end the Iraqi and Afghanistan Wars, cease all clandestine acts, etc.

3. Develop and maintain open ended lists and a relational data base of the information needed to file criminal complaints, . When filing a **Request for the FBI to Investigate a Criminal Complaint**, the FBI requests the following information be provided with addresses, phone numbers, and other identifying information, as appropriate, for:
  - a. **"Victim(s)"** of human right abuses and other crimes, with all their identifying information.
  - b. Potential **"Attorney(s)"** for victims of crimes.
  - c. **"Witnesses"** to crimes and those with knowledge of crimes.
  - d. Proposed **"Subjects"** of investigation, **"targets"** of indictments, and **"defendants"** who have allegedly violated the rights of the victims or who have allegedly committed other crimes against the victim(s). This list should be prioritized.
  - e. **"Chronology of events"** including date(s), time(s), and location(s) of incident(s).
  - f. Alleged **"criminal offenses"** (The FBI does not normally request that specific criminal offenses be provided. However by providing them, the FBI is more likely to act.)
4. Prioritize the list of proposed subjects and targets of investigation, impeachment and or indictments.
5. Find individual(s)/group(s) to be responsible for preparing documents from paragraph 6 below and/or focusing and following through on individual subjects from the prioritized list.
6. As appropriate, prepare detailed:
  - a. **Articles of Impeachment** (Completed for Cheney and Bush)
  - b. **Requests for the FBI to Investigate Criminal Complaints**
  - c. **Criminal Complaints**
  - d. **Affidavits in Support of Criminal Complaints/ Proposed Indictments**
  - e. **Proposed Indictments to be presented to a Grand Jury**

for Vice President Richard Cheney, President, George W. Bush, and others from the prioritized list of "subjects."

### NOTES:

1. Attachment B lists the information that the FBI asks for in a Request for the FBI to Investigate a Criminal Complaint.
2. Attachment C provides the Format for an Affidavit in Support of a Criminal Complaint or Proposed Indictment.

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3. The **United States v Bush et al. - Sample Proposed Indictment for a Grand Jury** from the book U.S. v. Bush et al. by Elizabeth de la Vega is available on WeThePeopleNow.org for use as a sample. Normally U.S. Attorneys prepare proposed indictments to be used to go before a grand jury. However, if draft proposed indictments are prepared for the U.S. Attorneys, there is a better chance that will go forward with indictments.
4. Hearsay can be used to establish “probable cause” and in request for the FBI to investigate criminal complaints, in criminal complaints, in affidavits in support of criminal complaints and in testimony before a grand jury.
7. Request that the Center for Constitutional Rights (CCR) convert the documentation in their "German Prosecution Cases" and in the Bush Crime Commission's "indictments" and "verdicts" into criminal complaints, proposed indictments for grand juries and affidavits in support of criminal complaints. (Indictments against senior military officials are particularly needed. Once, senior military officials are confronted with criminal indictments, Iran will not be attacked, the Iraq occupation will end, Guantanamo will be shut down, etc.)
8. Request that individuals and authors provide inputs, anonymously if necessary, for criminal complaints, proposed grand jury indictments and articles of impeachment to WeThePeopleNow.org at 703-725-7849 or at DFPA@aol.com.
9. Locate FBI agents and U.S. Attorneys who are willing to help investigate and prosecute crimes by high government officials, help with the paperwork, etc. anonymously if they prefer.
10. Consider providing certain “Subjects” with copies of Criminal Complaints, Affidavits in Support of Criminal Complaints, Proposed Multi-Count Indictments, Articles of Impeachment, etc. with information about restorative justice. Attempt to get them to see the errors in their ways, resign and pay restitution on their own instead of spending their savings on attorneys.
11. File criminal complaints with proposed grand jury indictments against Vice President Richard Cheney et al. with the FBI, U.S. Attorneys, DoJ officials and federal magistrates. Convince them to resign for the good of the country.
12. Politely inform the FBI, U.S. Attorneys, DoJ officials, federal magistrates, judges, etc. that if enough information is provided to show that a felony has been committed, government officials having knowledge of this information who do not investigate it and do nothing about it will be in violation of 18 US Code Section 4, *Misprison of felony*, which requires: “*Whoever, having knowledge of the actual commission of a felony cognizable by a court of the United States, conceals and does not as soon as possible make known the same to some judge or other person in civil or military authority under the United States, shall be fined under this title or imprisoned not more than three years, or both.*”
13. If Vice President Cheney resigns, convince President Bush to nominate and the Congress confirm a thoroughly qualified candidate to replace Vice President Cheney in accordance with Section 2 of Amendment XXV of the U.S. Constitution which states: “Whenever there is a vacancy in the office of the Vice President, the President shall nominate a Vice President who shall take office

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upon confirmation by a majority vote of both Houses of Congress.”

14. File criminal complaints and proposed grand jury indictments against President George W. Bush and convince him to resign for the good of the country.
15. If Vice President Richard Cheney, President George W. Bush and the others have not resigned by \_\_\_\_\_, 2008:
  - a. Convince the FBI, U. S. Attorneys and the Department of Justice to expedite the criminal indictments.
  - b. Convince Congress to expedite impeachments.
  - c. Strengthen and continue these efforts until the subjects are all replaced.
16. **Prepare and file law suits** as necessary to obtain restitution and justice.
17. **File applicable documents with the International Criminal Court** if the FBI, U.S. Attorneys and U.S. Courts refuse to act or acts improperly on injunctions criminal complaints, suits, etc., and/or ask appropriate foreign nationals to file similar complaints for victims in their own countries.

### IDENTIFYING SUITABLE REPLACEMENTS

18. Develop the **Peoples' Minimum Qualifications and Characteristics Required of United States Judges, Senators and Representatives, Presidents and Vice Presidents and Other Public Servants and Those Characteristics Which Disqualify Individuals from Serving in these Positions** and publicize and promote these qualifications and characteristics.
19. Identify suitable replacement candidates for Vice President Cheney, President Bush, and certain other government officials.
20. Develop **The Peoples Platform** for the President and Congress by defining and articulating concerns and problems, the underlying causes of the concerns and problems, lofty goals and pragmatic solutions that address these concerns and problems. This is outlined in Item #V. B. of The Peoples Reform Plan.

Attachments:

- A. AMENDMENT XXV to the United States Constitution
  - B. Information that the FBI Ask For in a Request for the FBI to Investigate a Criminal Complaint
  - C. Format for an Affidavit in Support of a Criminal Complaint or Proposed Indictment
- Attachment A

AMENDMENT XXV to the United States Constitution  
Passed by Congress July 6, 1965. Ratified February 10, 1967.

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Note: Article II, section 1, of the Constitution was affected by the 25th amendment.

### Section 1.

In case of the **removal** of the President from office or of his **death** or **resignation**, the Vice President shall become President.

### Section 2.

Whenever there is a vacancy in the office of the Vice President, the President shall nominate a Vice President who shall take office upon confirmation by a majority vote of both Houses of Congress.

### Section 3.

Whenever the **President transmits to the President pro tempore of the Senate and the Speaker of the House of Representatives his written declaration that he is unable to discharge the powers and duties of his office**, and until he transmits to them a written declaration to the contrary, such powers and duties shall be discharged by the Vice President as Acting President.

### Section 4.

Whenever **the Vice President and a majority of either the principal officers of the executive departments or of such other body as Congress may by law provide, transmit to the President pro tempore of the Senate and the Speaker of the House of Representatives their written declaration that the President is unable to discharge the powers and duties of his office**, the Vice President shall immediately assume the powers and duties of the office as Acting President.

Thereafter, when the President transmits to the President pro tempore of the Senate and the Speaker of the House of Representatives his written declaration that no inability exists, he shall resume the powers and duties of his office unless **the Vice President and a majority of either the principal officers of the executive department or of such other body as Congress may by law provide, transmit within four days to the President pro tempore of the Senate and the Speaker of the House of Representatives their written declaration that the President is unable to discharge the powers and duties of his office. Thereupon Congress shall decide the issue**, assembling within forty-eight hours for that purpose if not in session. If the Congress, within twenty-one days after receipt of the latter written declaration, or, if Congress is not in session, within twenty-one days after Congress is required to assemble, determines by two-thirds vote of both Houses that the President is unable to discharge the powers and duties of his office, the Vice President shall continue to discharge the same as Acting President; otherwise, the President shall resume the powers and duties of his office.

Attachment B

**Information that the FBI Asks Be Included in  
A Request for the FBI to Investigate a Criminal Complaint**

The FBI requests the below information be provided (with addresses, phone numbers, and other identifying information, as appropriate, for individuals), when a criminal complaint is filed or when requesting that the FBI conduct an investigation. WeThePeopleNow.org intends to develop and maintain open ended lists and a relational data base of this information. The information in *italics* is verbatim from the FBI's website.

1. *All identifying information for the **victim(s)**;*
  
2. *As much identifying information as possible for the subject(s) [alleged offender(s)], including position, rank, and agency where employed;*
  
3. *Date and time of incident;*
  
4. *Location of incident; [Can be general if necessary]*
  
5. *Names, addresses, and telephone numbers of any witness(es);*
  
6. *A complete chronology of events including date(s), time(s), and location(s) of incident(s) in numbered paragraphs with numbered exhibits and descriptions of other evidence as appropriate. Hearsay may be used in this document.]*
  
7. *Any report numbers and charges with respect to the incident.*
  
8. Alleged **“criminal offenses”** (The FBI does not normally request specific criminal offenses be provided. However by providing it, the FBI is more likely to act).

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**Attachment C**

**Affidavit in Support of a  
Criminal Complaint and/or Proposed Indictment**

I, \_\_\_\_\_, being duly sworn and deposed, state:

1. I am a Citizen of the United States and a resident of \_\_\_\_\_.

2. This affidavit contains information necessary to support probable cause for a Criminal Complaint. It is not intended to include every fact or matter observed or known to the government or me. The information provided is based on my personal knowledge and observations, information conveyed to me by others, and my review of records, documents, and other physical evidence.

3. This application is submitted in support of a criminal complaint charging \_\_\_\_\_ a United States citizen, with: [Note: Following are sample alleged charges. Inapplicable charges can be deleted and additional charges added.]

(1) Engaging in a conspiracy, to deprive \_\_\_\_\_ of his rights in violation of Title 18, United States Code, Section 241.

(2) Deprived \_\_\_\_\_ of his/her rights under color of law in violation of Title 18, United States Code, Section 242.

(3) Violation of the War Crimes Act of 1996 as amended Title 18, United States Code, Section 2441.

(4) Engaging in a conspiracy to violate the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment as implemented by Title 18, United States Code, Section 2340-2340A.

(5) Engaging in a conspiracy to defraud the United States in violation of Title 18, United States Code, Section 371.

(6) Violating Title 18, United States Code, Section 4, Misprision of Felony.

**Facts**

[Normally a chronology of events including date(s), time(s), and location(s) of incident(s) in numbered paragraphs with numbered exhibits and descriptions of other evidence as appropriate. Hearsay may be used in this document.]

4.

5.

6.

7.

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**Facts (continued)**

8.

9.

**Conclusions**

10. Based on the foregoing, I have probable cause to believe that:

From on or about \_\_\_\_\_ through on or about \_\_\_\_\_, in \_\_\_\_\_, the defendant(s), \_\_\_\_\_

[Note: Alleges charges here should match those listed in paragraph 3 above.]

(1) Engaged in a conspiracy, to deprive \_\_\_\_\_ of his rights in violation of Title 18, United States Code, Section 241.

(2) Deprived \_\_\_\_\_ of rights under color of law in violation of Title 18, United States Code, Section 242.

(3) Violated the War Crimes Act of 1996, as amended, Title 18, United States Code, Section 2441.

(4) Conspired to violate the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment as implemented by Title 18, United States Code, Section 2340-2340A.

(5) Engaged in a conspiracy to defraud the United States in violation of Title 18, United States Code, Section 371.

(6) Violated Title 18, United States Code, Section 4, Misprision of a Felony.

List of Exhibits and Exhibits Attached

Signature \_\_\_\_\_

Printed Name \_\_\_\_\_

Address \_\_\_\_\_

Phone No. \_\_\_\_\_

Sworn to and subscribed to before me on \_\_\_\_\_, 2008. My commission expires \_\_\_\_\_

Notary Signature \_\_\_\_\_

Printed Name \_\_\_\_\_

Address \_\_\_\_\_

Phone No. \_\_\_\_\_