




FEDERAL ELECTION COMMISSION
Washington, DC 20463

MEMORANDUM

TO: The Commission
Staff Director
Acting General Counsel
FEC Press Office
FEC Public Disclosure

FROM: Office of the Commission Secretary 

DATE: August 30, 2011

SUBJECT: Comment on Draft AO 2011-15
(Abdul Karim Hassan, Esq.)

Transmitted herewith is a timely submitted comment from Lloyd Carter regarding the above-captioned matter.

Draft Advisory Opinion 2011-15 is on the agenda for September 1, 2011.

Attachment

August 30, 2011

FAX SUBMISSION TO: 08 30 P 4: 14

Office of the Commission Secretary
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-AND-

Office of General Counsel
ATTN: Rosemary C. Smith, Esq.
Federal Election Commission
999 E Street, NW
Washington, DC 20463
FAX (202) 219-3923

Re: Solicitation of Public Comments of the Draft Advisory Opinion 2011-5

The fact that the Commission's Advisory Opinion seems to be no different than that the Commission gave when I questioned Obama's qualifications in 2009. This leads me to believe the Commission will once again hide behind the language of the Presidential Primary Matching Payments Account Act (THE ACT). In fact you will once again ignore Article II, Section I, Clause 5 of the Constitution of the United States.

As a Commission, have you taken an oath to "Protect and Preserve" the Constitution of the United States? Those that appointed you have, but appear to me to be avoiding their oath to the point of treason.

For this Commission to narrowly focus on language in THE ACT when it cries out for someone to take responsibility to the actual Constitutional language of natural born Citizen as defined by Emmerich de Vattel in his work, *The Law of Nations* is criminal.

You have two drafts before you, one (Draft A) that would deny payment and one (Draft B) that feigns ignorance by claiming hypothetical the question as to, is Mr. Hassan a candidate? I submit both drafts are as flawed as THE ACT which I believe is unconstitutional.

In 2009 this Commission deferred to the Secretary of State of the Individual States or the Congress to resolve the Constitutional qualification issue, narrowly defining your roll of only payment and control of funds allocated by our tax dollars for matching funds in a Presidential election. Contacting my Secretary of State, Ms. Deborah Bowen, I got almost no response of responsibility and was told certification was the responsibility of the "Parties". We now know one to be fraudulent as the wording was revised by the DNC to exclude Constitutional language. Additionally, when contacting Congress myself and by many others we receive only silence and the absolute lack of action that would resolve the issue.

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As THE ACT excludes Federal Government employees, should it not also exclude those who do not fit the definition of Article II, Section I, Clause 5 of the United States Constitution especially given the fact this term is defined in section 8 of the United States Code of Laws and the Commission is concerned with the violation of Title 2 U.S.C. 441h (b). Or is this Commission using semantics where it depends on what the definition of is, is?

Mr. Abdul Hassan does not state the he is a "natural born Citizen" but does state he is a "naturalized citizen" and foreign born. Is it the intent of this Commission to allow any "person" to file the necessary documents to become a candidate for President of the United States, even those that may be "non-citizen"?

It appears that the application of the narrow use of the language of THE ACT would allow this. This leads one to question, is it what was intended by the Congress to allow this Commission to expend taxpayer dollars to unqualified candidates, even those that may not be of age as required in the United States Constitution just because they fill out the proper documents?

I look forward to seeing my comments and your decision to be made available to the public at the Commission's Public Records Office that will be posted on the Commission's website at <http://saos.mctusa.com/saos/searchao>.

Sincerely,



Lloyd Carter
Taxpayer/Voter/natural born Citizen of the United States of America
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