

**WE THE PEOPLE  
OF THE  
STATE OF  
NEW  
CALIFORNIA  
NOTICE**

**TO ALL  
CALIFORNIANS!**

**5TH  
DECLARATION  
OF  
TRUTH**

October 11, 2022

## Statement of Intent

The Citizens of New California have decided to remedy the abuse of power by the government of California by exercising their right to form a new state provided in United States Constitution Article IV Sections 3 and Section 4.

***“We are determined to live under a State Government in the United States of America and under the Constitution of the United States.”***

## **New California Declaration of Independence of January 15, 2018 states:**

*“Whenever any Form of Government becomes destructive it is the Right of the People to alter or to abolish it, and to institute new Government.*

*When a long train of abuses and acts to seize and hold the people’s power without legal authority and pursuing invariably the same Object that clearly demonstrates a design to reduce them under absolute Despotism, it is their **Right**, **it is their Duty**, to throw off such Government, and to provide new Guards for their future security.*

*The history of the present Governor and Government of California is a history of repeated injuries and usurpations, all having in direct object the establishment of a **Tyranny** over the Counties of New California and the State of California.*

## **Preamble of the New California State Constitution states:**

*We, the representatives of the undersigned Counties within the State of California, do acknowledge and humbly invoke the favor of Almighty God for continued civil and religious liberty to ourselves and our posterity....*

## **First Amendment of the United States Constitution states:**

***“Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the government for a redress of grievances.”***

## **Fourth Amendment of the United States Constitution states:**

***The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no warrants shall issue, but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.***



# STATE OF NEW CALIFORNIA DECLARATION OF TRUTH RACEKTEERING

The people of California are suffering from a tyrannical state government which fails to provide a republican form of governance, enables and supports across its southern border the invasion of the United States of America by illegal foreign nationals and protects vicious criminals who commit outrageous acts of violence upon the Citizens of America all caused by a government of and for a mono-party system lead by a tyrannical pusillanimous dictator who openly defies federal law.

## CALIFORNIA STATE VIOLATES:

### United States Constitution Article IV Section 4

*"The United States shall guarantee to every state in this union a republican form of government, and shall protect each of them against invasion; and on application of the legislature, or of the executive (when the legislature cannot be convened) against domestic violence."*

### United States Constitution Article VI

*This Constitution, and the Laws of the United States which shall be made in Pursuance thereof; and all Treaties made, or which shall be made, under the Authority of the United States, shall be the supreme Law of the Land; and the Judges in every State shall be bound thereby, any Thing in the Constitution or Laws of any State to the Contrary notwithstanding.*

### First Amendment, United States Constitution

*"Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the government for a redress of grievances."*

### Fourteenth Amendment, United States Constitution

*Section 3. No Person shall be a Senator or Representative in Congress, or elector of President and Vice-President, or hold any office, civil or military, under the United States, or under any State, who, having previously taken an oath, as a member of Congress, or as an officer of the United States, or as a member of any State legislature, or as an executive or judicial officer of any State, to support the Constitution of the United States, shall have engaged in insurrection or rebellion against the same, or given aid or comfort to the enemies thereof. But Congress may by a vote of two-thirds of each House, remove such disability.*

### California Penal Code Section 186.



# DECLARATION OF RACKETEERING

The evidence is now clear that patterns and acts of **Racketeering Influence and Corruption by Organizations, and Governmental agencies** are on display daily against *We the People*. Not only on the federal level but on the state and local level as well from City Council, County Board of Supervisors, School Boards which have become hot beds of open seditious racketeering against all of their constituents and the U.S. Constitution.

The **Racketeer Influenced and Corrupt Organizations (RICO) Act** is the United States federal law that provides for extended criminal penalties and a civil cause of action for acts performed as part of an ongoing criminal organization.

RICO was enacted by section 901(a) of the Organized Crime Control Act of 1970 (Pub.L. 91-452, 84 Stat. 922, enacted October 15, 1970) and is codified at 18 U.S.C. ch. 96 as 18 U.S.C. §§ 1961-1968. G. Robert Blakey, an adviser to the United States Senate Government Operations Committee, drafted the law under the close supervision of the committee's chairman, Senator John Little McClellan. It was enacted as Title IX of the Organized Crime Control Act of 1970, and signed into law by US President Richard M. Nixon. While its original use in the 1970s was to prosecute the Mafia as well as others who were actively engaged in organized crime, its later application has been more widespread.

Beginning in 1972, thirty-three states adopted state RICO laws to be able to prosecute similar conduct.

Under RICO, a person who has committed "at least two acts of racketeering activity" drawn from a list of 35 crimes (27 federal crimes and eight state crimes) within a 10-year period can be charged with racketeering if such acts are related in one of four specified ways to an "enterprise." Those found guilty of racketeering can be fined up to \$25,000 and sentenced to 20 years in prison per racketeering count. In addition, the racketeer must forfeit all ill-gotten gains and interest in any business gained through a pattern of "racketeering activity."

A US Attorney who decides to indict someone under RICO has the option of seeking a pre-trial restraining order or injunction to temporarily seize a defendant's assets and prevent the transfer of potentially forfeitable property and to require the defendant to put up a performance bond. That provision was placed in the law because the owners of Mafia-related shell corporations often absconded with the assets. An injunction or performance bond ensures that there is something to seize in the event of a guilty verdict.



In many cases, the threat of a RICO indictment can force defendants to plead guilty to lesser charges, in part because the seizure of assets would make it difficult to pay a defense attorney. Despite its harsh provisions, a RICO-related charge is considered easy to prove in court since it focuses on patterns of behavior, as opposed to criminal acts.

RICO also permits a private individual "damaged in his business or property" by a "racketeer" to file a civil suit. The plaintiff must prove the existence of an "enterprise." The defendant(s) are not the enterprise; in other words, the defendant(s) and the enterprise are not one and the same. There must be one of four specified relationships between the defendant(s) and the enterprise: either the defendant(s) invested the proceeds of the pattern of racketeering activity into the enterprise (18 U.S.C. § 1962(a)); or the defendant(s) acquired or maintained an interest in, or control of, the enterprise through the pattern of racketeering activity (subsection (b)); or the defendant(s) conducted or participated in the affairs of the enterprise "through" the pattern of racketeering activity (subsection (c)); or the defendant(s) conspired to do one of the above (subsection (d)). In essence, the enterprise is either the 'prize', 'instrument', 'victim', or 'perpetrator' of the racketeers. A civil RICO action can be filed in state or federal court.

Both the criminal and the civil components allow the recovery of triple damages (triple the amount of actual/compensatory damages).

Although its primary intent was to deal with organized crime, Blakey said that Congress never intended it merely to apply to the Mob. He once told Time, "We don't want one set of rules for people whose collars are blue or whose names end in vowels, and another set for those whose collars are white and have Ivy League diplomas."

The first-ever RICO trial was conducted in May 1979 in *United States v. Sam Bailey Gang* by Prosecutor Mark L. Webb in San Francisco, California, Northern District of California. The case was tried successfully by use of the RICO statute in alleging that a gang of postal burglars and a Nevada fence collaborated criminally in an organized crime fashion.

### **Racketeering Law in California Statute**

**California racketeering laws** are established to punish any organized criminal activity or any offense that is carried out for enterprise's financial gain or for the sake of illegal benefit by the organization. The objective of California State legislation to establish this law and Federal racketeering laws is to abolish or diminish these criminal organizations and prevent them from committing any crime by severing the bonds that tie the enterprise together.

**This is a very serious offense** and comes under the **California Penal Code Section 186**. This statute serves as a tool for any State and Federal laws to debilitate or eradicate the proprietorship or control of criminal enterprises or organizations through racketeering charges. In the Federal court the government prosecutor can file these charges through the Racketeer Influenced and Corrupt Organization Act (RICO) at a federal level. In California, racketeering laws are encoded in the California Control of Profits of Organized Crime Act and added this crime into the penal code.



Today California is in a state of free fall at all levels. This free fall has been orchestrated over the last 170 years by socialist and communist and we're now nearing the end of their socialist/communist plan that clearly demonstrates a design to reduce United States Citizens living in California under absolute Despotism. Today this plan has eliminated the three branches of government, created a mono-party legislature which has enabled and empowered the rise of a **pusillanimous** Governor turned dictator.

**For those who don't understand the United States Constitution the  
"Government" is "We the People".**

In New California State, we echo the thoughts, convictions, principles, and ideals of the Founders of the United States of America. We will retain our humanity, our natural and unalienable rights, and our autonomy, free from the shackles of slavery to *any form of government*.

**The overt nature of their totalitarian lust for control of every aspect  
of the lives of "We the People" is now openly on display.**



# ACTS OF INSURRECTION

The government of California, the current socialist governor/dictator and mono-party system along with local officials are following a coordinated design with the intent to actively engage in “Acts of Insurrection” against the U.S. Constitution.

## ACTS OF SECESSION

The California government in conjunction with the socialist state executive, instituted wherever the current socialist governor/dictator has usurped power has actively engaged in “Acts of Secession” and have created a reign of terror on United States Citizens living in California with the intent to **secede** from the United States of America to thus destroy the very **Union of States** which secures our **Liberty and Freedom**.

## ABDICATION OF AUTHORITY

Betrayal by the sitting **pusillanimous** socialist governor/dictator of California the mono-party legislature and local elected officials is evidence of “Abdication of their Responsibilities of Authority and Sovereignty” over the Citizens of the United States living in California State.

**This concludes these proceedings.**

*newcaliforniastate.com or ncs51.com (877) 828 2753*

New California State is a new state in development forming from the State of California. New California State is exercising its God Given Rights as declared in the 1776 United States Declaration of Independence and as ratified in the 1789 United States Constitution under Article IV Section 3. New California is the making of a new state just like 50 other states have been formed to make Union of States.





