**AFFIDAVIT/DECLARATION OF TRUTH**

To: Chris Otto, Agent for CHRIS OTTO, acting as CHRIS OTTO, President and Agent for TALAWANDA SCHOOL DISTRICT BOARD OF EDUCATION, and/or Agents, Successors, and/or Assigns c/o 131 W. Chestnut Street, Oxford, Ohio 45056; and

Mary Jane Roberts, Agent for MARY JANE ROBERTS, acting as MARY JANE ROBERTS, Vice-President and Agent for TALAWANDA SCHOOL DISTRICT BOARD OF EDUCATION, and/or Agents, Successors, and/or Assigns c/o 131 W. Chestnut Street, Oxford, Ohio 45056; and

Pat Meade, Agent for PAT MEADE, acting as PAT MEADE, Member and Agent for TALAWANDA SCHOOL DISTRICT BOARD OF EDUCATION, and/or Agents, Successors, and/or Assigns c/o 131 W. Chestnut Street, Oxford, Ohio 45056; and

Rebecca Howard, Agent for REBECCA HOWARD, acting as REBECCA HOWARD, Member and Agent for TALAWANDA SCHOOL DISTRICT BOARD OF EDUCATION, and/or Agents, Successors, and/or Assigns c/o 131 W. Chestnut Street, Oxford, Ohio 45056; and

Kathleen Knight, Agent for KATHLEEN KNIGHT, acting as KATHLEEN KNIGHT, Member and Agent for TALAWANDA SCHOOL DISTRICT BOARD OF EDUCATION, and/or Agents, Successors, and/or Assigns c/o 131 W. Chestnut Street, Oxford, Ohio 45056.

DR. ED THEROUX, acting as DR. ED THEROUX, Superintendent and Agent for TALAWANDA SCHOOL DISTRICT has received an Affidavit stating the enclosed facts of his unconstitutional acts. His un-rebutted affidavit stands as truth and fact before any court. His failure to respond, as stipulated, is his tacit agreement with and admission to the fact that everything in this Affidavit/Declaration of Truth is true, correct, legal, lawful, and is his irrevocable admission attesting to this, fully binding upon him in any court of law in America, without his protest, objection and that of those who represent him.

**The public officer/employee known as Dr. Ed Theroux, acting as DR. ED THEROUX, Superintendent and Agent for TALAWANDA SCHOOL DISTRICT under your command and watch has committed egregious constitutional violations which have harmed Affiant; therefore, you are directly responsible for his unconstitutional actions against Affiant, since he committed these violations under your supervision. Now that you have been notified, you must either remove the errant public officer/employee from office and/or stop and correct his unconstitutional actions.  If you fail to do so, then, you collude, conspire with, are complicit in, condone, support, aid and abet his unconstitutional actions and will be held fully liable, pursuant to your oaths.**

 I, The Ohio State Jural Assembly, P.O Box 102, Loveland, OH, the undersigned, make this Affidavit/Declaration of Truth of our own free will, and we hereby affirm, declare and swear, under our oath and under the pains and penalties of perjury under the laws of the United States of America and of this state, that we are of legal age and of sound mind and hereby attest that the statements, averments and information contained in this Affidavit/Declaration are true and correct to the best of our knowledge.

 This Affidavit/Declaration of Truth is lawful notification to you, and is hereby made and sent to you pursuant to the national Constitution, specifically, the Bill of Rights, in particular, Amendments I, IV, V, VI, VII, IX and X, and The Bill of Rights of the Ohio Constitution, in particular;

       ***Article I-*** **Bill of Rights, section 6** – *“there shall be no slavery in this State; no involuntary servitude, unless for the punishment of crime.”*

             ***Section 1***, where it states: *"All men are, by nature, free and independent, and have certain inalienable rights, among which or those of enjoying and defending life and liberty, acquiring, possessing, and protecting property and seeking and obtaining happiness and safety.”*

           ***Also including, but not limited to, sections 2, 3, 7, 8, 11, 14, 16, 18, and section 20,*** which states *"This enumeration of rights shall not be construed to impair or deny others retained by the people, and all powers, not herein delegated, remain with the people.”*

 **Section 31**: *“No federal, state, or local law or rule shall compel, directly or indirectly, any person, employer or health care provide to participate in a health care system.”* Note: 1) “Compel” includes the levying of penalties or fines.

   ***Article II***- Legislative Powers, section 1

and requires your written rebuttal to me, in kind, specific to each and every point of the subject matter stated herein, within 14 days, via your own sworn and notarized affidavit, using true fact, valid law and evidence to support your rebuttal of the specific subject matter stated in this Affidavit/Declaration. You are hereby noticed that your failure to respond, as stipulated, and rebut, with particularity and specificity, anything with which you disagree in this Affidavit/Declaration, is your lawful, legal and binding tacit agreement with and admission to the fact that everything in this Affidavit/Declaration is true, correct, legal, lawful, and fully binding upon you in any court in America, without your protest or objection and that of those who represent you. *U.S. v. Tweel*, 550 F. 2d. 297. “Silence can only be equated with fraud where there is a legal or moral duty to speak or where an inquiry left unanswered would be intentionally misleading.”

* Any act committed by you, Dr. Ed Theroux, acting as Superintendent and Agent for TALAWANDA SCHOOL DISTRICT either supports and upholds the Constitutions, national and state, or opposes and violates them.
* You, and/or your supervisor have taken an oath to support and uphold the national and state Constitutions and are constitutionally mandated to abide by that oath in the performance of your official duties.
* You have no constitutional authority, or any other form of valid, lawful authority, to oppose and violate the very documents to which you swore or affirmed your oath and under which you were delegated by the people the limited authority to conduct the duties of your office.
* The above three positions are true, factual, lawful and constitutionally ordained.

However, despite the above-stated factual, lawful positions, your unconstitutional actions, as described throughout this Affidavit/Declaration of Truth, clearly demonstrate how you have violated all of the above lawful positions, the Constitutions, acted against my unalienable rights. The following paragraphs and others throughout this Affidavit/Declaration describe some of your unlawful, unconstitutional actions, which have harmed me and others. Your actions have upheld unconstitutional orders and policies which have harmed me.

WHEREAS: The TALAWANDA SCHOOL DISTRICT POLICY MANUAL states the following:

Book: Policy Manual;  Section: 5000 Students;  Title: IMMUNIZATION

 Code: po5320;  Status: Active;  Adopted: December 1, 1991;  Last Revised: June 13, 2016

5320 - **IMMUNIZATION**

 In order to safeguard the school community from the spread of certain communicable diseases and in recognition that prevention is a means of combatting the spread of disease, the Board of Education requires all students to be immunized against poliomyelitis, rubeola, diphtheria, rubella (German measles), pertussis, tetanus, mumps, and others legally designated in accordance with State Statutes, unless specifically exempt for medical or other reasons. **The Board requires** that students who start kindergarten during or after the school year beginning in 1999 be immunized against Hepatitis B or be in the process of being immunized. **The Board also requires** that students who start kindergarten during or after the school year beginning in 2006 be immunized against chicken pox. **The Board further requires** that students enrolled in grades 7 through 12 during or after the school year beginning in 2016 be immunized against meningococcal disease in accordance with the **administration procedures** prescribed by the Ohio Department of Health (see AG 5320) This **policy** pertains to both students who currently attend school in the District and those eligible to attend.

WHEREAS THE TALAWANDA SCHOOL DISTRICT MANUAL, section 5000, re: Immunization states:

The Superintendent **may** also exempt a student from immunization if a physician certifies in writing that immunization from a particular disease is medically contraindicated. The Superintendent **may prohibit** the student from attending school, however, if the immunization would have been for mumps, poliomyelitis, rubeola, rubella, diphtheria, pertussis, or tetanus.

A student **may** also be exempted from immunization if a parent or guardian **objects for good cause, including religious conviction.** The Board **shall not allow a student to attend school who has not been immunized because of such an objection.**

A student who has not completed immunization **may** be admitted to school provided the necessary immunizations are being received in the fastest time consistent with the **approved** immunization schedule and good medical practice.

WHEREAS THE TALAWNADA SCHOOL DISTRICT MANUAL, section 5000, re: Immunization states:

The Board believes that immunization is the primary **responsibility of the parent(s)**

WHEREAS

1. The portion of corporate bylaw known as Ohio Rev.Code Sec. 3701.13 is void due to containing findings of fact that do not belong to the so-called legislative branch to make. Ohio Rev. Code Sec. 3701.13 is not law. It is corporate code. It contains erroneous medical findings made by unknown men and/or women who are not qualified medical doctors or researchers. No legislature is authorized or qualified to make medical findings, much less, erroneous medical findings and to then insert such errors into a corporate bylaw called statute.
2. U.S. citizens are **NOT** required to give up their freedom to practice their religion or freedom to exercise their God given rights in order to attend a school.
3. Conditioning continued school attendance upon participating in the medical intervention of immunization and demanding disclosure of private, personal medical information, may also create your liability under other federal and state laws, including HIPAA, FMLA, and applicable state tort law principles, including torts prohibiting and proscribing invasions of privacy and battery.
4. Demanding students divulge their personal medical information invades their protected right to privacy, and discriminates against them based on their perceived medical status, in contravention of the Americans with Disabilities Act. (42 USC §12112(a).)
5. Olmstead v. U.S. 277, U.S. 438, 478 (1928) “…the right to be let alone is the most comprehensive of rights and the right most valued by civilized men. To protect that right, every unjustifiable intrusion by the government upon the privacy of the individual, whatever the means employed, must be deemed a violation of the Fourth Amendment.”
6. Indeed, as a parent I am responsible for decisions about immunization. The physical body of my child is my property and I own the right to make decisions for it. No outside organization can demand or prescribe a medical intervention. You are not medically trained to practice medicine non-consensually against my child and you are not to interfere with my statutorily acknowledged and God given rights as sovereigns to privacy in matters pertaining to my child’s health and body.
7. Several immunizations, (including, but not limited to), that you suggest have ingredients that I object to being put into my child.

a. Polio (IPV – Ipol) - calf bovine serumalbumin, 2-phenoxyethanol, formaldehyde, neomycin, streptomycin, polymyxin B, M-199 medium.

b. Meningococcal (MenACWY-Menveo)2/2020\*formaldehyde, CRM197 protein

c. Meningococcal (MenB – Bexsero)2/2020\*aluminum hydroxide, sodium chloride, histidine, sucrose, kanamycin

 (ref: ttps://www.cdc.gov/vaccines/pubs/pinkbook/downloads/appendices/b/excipient-table-2.pdf)

1. When a constitutional right is violated for one, it is violated for all. As the Ohio State Jural Assembly we are obligated to stand for the constitutional rights of those in your district whose rights you are violating.
2. “There are many cases including but not limited to, such as *Marbury v. Madison 5 US 137* has been upheld in the courts for over 200 years and never overturned.  It states:  "All laws, rules and practices which are repugnant to the Constitution are null and void".  Another case never overturned, *Miranda v. Arizona, 384 US 436, 491* states:  "Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them."
3. There can be no policy or procedure, rule, law or mandate, among others, that violate any unalienable rights, the Constitutions or Bill of Rights.  42 USC 1983- Civil Action for Deprivation of Rights:  "Every person who, under color of any statute, ordinance, regulation, custom, or usage, of any State, subjects, or causes to be subjected, any person within the jurisdiction thereof to the deprivation of any rights, privileges, or immunities secured by the Constitution and laws, shall be liable to the party injured in an action of law."

A list of some, but not all, of your malfeasance includes violations of the following U.S. legal code:

* **18** U.S.C. § **241** - U.S. Code - Unannotated Title 18. Crimes and Criminal Procedure § 241. Conspiracy against rights
* **18** U.S.C. § 242 - U.S. Code - Unannotated Title 18. Crimes and Criminal Procedure § 242. Deprivation of rights under color of Law
* 42 U.S.C. § 3617 - U.S. Code - Unannotated Title 42. The Public Health and Welfare§ 3617. Interference, coercion, or intimidation

The American people, in the instant case, us, are guaranteed life, liberty and property, which cannot lawfully be taken from them without due process of law. You extended absolutely no due process of law, whatsoever, to us, yet, by your unconstitutional actions, described herein, you are harassing and harming us, threatening our right for our kids to go to school, imposing unconstitutional positions. By demanding our kids get immunization in order to go to school, you are trespassing on our rights. Any action committed in violation of due process of law forfeits any perceived jurisdiction you think you have and all such actions committed are lawfully null and void, without binding force and effect upon us and in any way whatsoever.

Therefore, we, The Ohio State Jural Assembly request that the Talawanda School District cease and desist unlawful mandates about immunizations and attendance at school. Such mandates are unconstitutional and a violation of our unalienable rights.

Lawful notification has been provided to you, Chris Otto, Agent for CHRIS OTTO, acting as CHRIS OTTO, President and Agent for TALAWANDA SCHOOL DISTRICT BOARD OF EDUCATION;

Mary Jane Roberts, Agent for MARY JANE ROBERTS, acting as MARY JANE ROBERTS, Vice-President and Agent for TALAWANDA SCHOOL DISTRICT BOARD OF EDUCATION;

Pat Meade, Agent for PAT MEADE, acting as PAT MEADE, Member and Agent for TALAWANDA SCHOOL DISTRICT BOARD OF EDUCATION;

Rebecca Howard, Agent for REBECCA HOWARD, acting as REBECCA HOWARD, Member and Agent for TALAWANDA SCHOOL DISTRICT BOARD OF EDUCATION;

Kathleen Knight, Agent for KATHLEEN KNIGHT, acting as KATHLEEN KNIGHT, Member and Agent for TALAWANDA SCHOOL DISTRICT BOARD OF EDUCATION

stating that if you do not rebut the statements, charges and averments made in this Affidavit/Declaration, then, you tacitly agree with and admit to them. Pursuant to that lawful notification, if you disagree with anything stated under oath in this Affidavit/Declaration of Truth, then rebut to me that with which you disagree, with particularity, within fourteen (14) days of receipt thereof, by means of your own written, notarized affidavit of truth, based on specific, true, relevant fact and valid law to support your disagreement, attesting to your rebuttal and supportive positions, as valid and lawful, under the pains and penalties of perjury under the laws of the United States of America and this state of Ohio. An un-rebutted affidavit stands as truth and fact before any court. Your failure to respond, as stipulated, is your tacit agreement with and admission to the fact that everything in this Affidavit/Declaration of Truth is true, correct, legal, lawful, and is your irrevocable admission attesting to this, fully binding upon you in any court of law in America, without your protest, objection and that of those who represent you.

Affiant further sayeth naught.

All Rights Reserved,

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The Ohio State Jural Assembly, Affiant/Declarant Date