

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA)	
)	Case No. 1:07-CV-0352 TJM/RFT
Plaintiff)	
)	DECLARATION # 1
v.)	BY DEFENDANT SCHULZ
)	
)	
)	
ROBERT L. SCHULZ;)	
WE THE PEOPLE FOUNDATION FOR)	Date: July 9, 2007
CONSTITUTIONAL EDUCATION, INC.; and)	Time: 9:30 A.M.
WE THE PEOPLE CONGRESS, INC.)	Ctrm:
)	
Defendants)	

I, ROBERT L. SCHULZ, declare under penalty of perjury:

1. I am a Defendant in the matter captioned above and I make this Declaration in support of the motion to dismiss the complaint.
2. I make this Declaration in my individual capacity and as Chairman of Defendant We The People Foundation for Constitutional Education, Inc. (“WTP Foundation”), and as Chairman of Defendant We The People Congress, Inc. (“WTP Congress”).
3. The purpose of this Declaration is to present the facts relating to the object of the complaint -- that is, Schulz’s Operation Stop Withholding, especially the “Blue Folder” with its instructions for workers and companies.
4. On March 15, 2003, I notified IRS Commissioner Mark W. Everson, the leaders of the federal Executive and legislative branches, the U. S. Attorney General, the Secretary of the Treasury and the Chief of the Criminal Investigation Division of the IRS, that based on their failure to respond to certain Petition for Redress of Grievances relating to violations by the United States to the war, privacy, money and tax clauses of the federal Constitution, coupled with the responses I did receive from various tax professionals, I would be claiming and exercising my First Amendment

Rights by undertaking “Operation Stop Withholding,” a national campaign to instruct company officials, workers and independent contractors on how to legally stop wage withholding. A copy of my March 15, 2003 letter is attached as Exhibit A.

5. With each copy of my March 15, 2003 letter I included, “A copy of the full packet of information” I intended to use during Operation Stop Withholding. The information was included in a folder (the “Blue Folder”). A copy of the Blue Folder is attached as Exhibit B. The Folder included statements relating to the fact that a Social Security Number is not required to work in the United States. Not included in the Folder, but included in Exhibit B hereto is a copy of a letter dated October 30, 1996 from Vincent Sanudo at the Social Security Administration.

6. **In said March 15, 2003 letter I specifically requested of the IRS Commissioner and the other recipients to let me know if they had reason to believe any of the information in the Blue Folder was faulty or misleading. See Exhibit A.**

7. In said March 15, 2003 letter I specifically stated that, the We The People organization was not in the business of selling any goods or services and that the information in the Blue Folders was going to be provided **free of any charge**. See Exhibit A.

8. On March 16, 2003 I posted an article on our website entitled, “IRS & DOJ Put On Notice: National Campaign To Stop Withholding” with links to said March 15, 2003 letter and to all the contents of the Blue Folder. In the article, we instruct people to download and print those documents, **free of charge**. For those who for any reason could not download and print the documents we said we would mail them a copy. We suggested a nominal donation of \$20 to cover our cost of the folder and the cost of printing and mailing the numerous documents. We also suggested that if anyone did not have the \$20 we would send the material **free of charge**. See Exhibit C for a copy of the March 16, 2003 web article and its downloadable attachments.¹

¹ As indicated, some of the material in the Blue Folder, particularly the Forms, were copyrighted and furnished by Preferred Services of Long Beach, CA. From time to time, Preferred Services updated the material, providing We

9. On March 21, 2003 I posted a second article about Operation Stop Withholding on our website entitled, “IRS Put on Notice Again: Show Us Where We’re Wrong” with a link to my March 21, 2003 letter to Frank Nixon, the area IRS Director, in which I let him know of the time and location of the Operation Stop Withholding meeting scheduled for Irvine CA on March 23, 2003 and requesting that experts from his office and that of the U.S. attorney attend to let me know if I was saying anything that was false or misleading. I also provided a link to the “FREE Forms and Instructions” to legally stop withholding. See Exhibit D for a copy of the web article.²

10. On April 3, 2003 I posted a third article about Operation Stop Withholding on our website entitled, “Operation Stop Withholding Underway: No Objections by IRS or DOJ” announcing the full schedule of meetings and letting people know that the meetings are **free** and open to the public and that the “package of instructional materials and forms will be **distributed for free**. I also provided a link to the “FREE Forms and Instructions” to legally stop withholding. See Exhibit E for a copy of the web article.³

11. Beginning on April 5, 2003, and for the next 37 days, I handed out approximately three thousand, five hundred (3,500) copies of the Blue Folder, **free of charge**, during meetings with people in 37 cities, as follows:

- Nashua, New Hampshire April 5, 2003
- Ashville, North Carolina April 8, 2003
- Atlanta, Georgia April 9, 2003
- Tampa, Florida April 10, 2003
- Houston, Texas April 12, 2003
- Dallas, Texas April 13, 2003
- Austin, Texas April 14, 2003
- San Antonio, Texas April 15, 2003
- El Paso, Texas April 16, 2003
- Albuquerque, New Mexico April 17, 2003

The People with the updated material in .pdf format. The We The People organization replaced the outdated material with the updates. Exhibit B was pulled from the We The People website on April 16, 2007. Consequently, there may be some minor differences between the documents in Exhibit B attached hereto and the documents that first appeared on the website on March 16, 2003.

² Ditto

³ Ditto

○ Tucson, Arizona	April 18, 2003
○ Phoenix, Arizona	April 19, 2003
○ Irvine, California	April 26, 2003
○ Las Vegas, Nevada	April 27, 2003
○ Bakersfield, California	April 29, 2003
○ Fresno, California	April 30, 2003
○ Sacramento, California	May 1, 2003
○ Santa Cruz, California	May 2, 2003
○ San Jose, California	May 3, 2003
○ Reno, Nevada	May 4, 2003
○ Medford, Oregon	May 6 2003
○ Bend, Oregon	May 7, 2003
○ Eugene, Oregon	May 8, 2003
○ Corvallis, Oregon	May 9, 2003
○ Portland, Oregon	May 10, 2003
○ Seattle, Washington	May 11, 2003
○ Spokane, Washington	May 13, 2003
○ Salt Lake City, Utah	May 15, 2003
○ Denver, Colorado	May 17, 2003
○ Colorado Springs, Colorado	May 18, 2003
○ Kansas City, Missouri	May 20, 2003
○ Des Moines, Iowa	May 21, 2003
○ Minneapolis, Minneapolis	May 22, 2003
○ Milwaukee, Wisconsin	May 23, 2003
○ Chicago, Illinois	May 24, 2003
○ Columbus, Ohio	May 25, 2003
○ Harrisburg, Pennsylvania	May 27, 2003

12. A day or two before each of the 37 meetings, I faxed a formal notice to the local IRS Director, to let him/her know the date, time and location of the next meeting and to respectfully request, “one or more of your most knowledgeable people attend the meeting, along with one or more knowledgeable people from the office of [the U.S. Attorney] to listen to what I will be saying and to **let me know if anything I say is faulty or misleading.**” Exhibit F hereto is a copy of each of those notices.

13. On April 13, 2003 I posted a fourth article about Operation Stop Withholding on our website entitled, “America: It’s Time to Stop Withholding” announcing the upcoming meeting schedule and the need for supporters to “arrange for local printing of the Stop Withholding forms and

instructions that are distributed free to all meeting participants.” A link was provide to the **free** forms and instructions. See Exhibit G for a copy of the web article.⁴

14. On May 5, 2003, I posted a fifth article about Operation Stop Withholding on our website entitled, “Schulz to America: Stop Withholding.” See Exhibit H for a copy of the web article.

15. On May 16, 2003, I posted a sixth article about Operation Stop Withholding on our website entitled, “Operation Stop Withholding Continues To Roll,” once again identifying the operation as part of the on-going Right to Petition process, saying I was continuing to call for ordinary people and business owners to legally terminate their wage withholding in order to encourage the government to respond to the four Petitions for Redress of Grievances. See Exhibit I for a copy of the web article.

16. As I stated in paragraph 8 above, the contents of the Blue Folder have been available to anyone to download and print from our web site, **free of charge**, since March 16, 2003. For those who for any reason could not download and print the documents we have said we would mail them a copy, suggesting a nominal donation of \$20 (to discourage people from asking us to mail them a copy and to cover our cost of the folder and the cost of printing and mailing). With the copy we mailed to People we included a letter. Exhibit J is a sample of the letter.

17. It has always been my policy that if anyone told us they could not download the material for free from the web site and did not have \$20 to cover our costs, we would send the material **free of charge** anyway. See Exhibit K for a copy of an email exchange with someone who wanted us to mail the material in the Blue Folder but could not afford to send a donation to cover our costs

Dated: May 23, 2007

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⁴ Ditto