

PRIVATE CITIZEN AFFIDAVIT

pursuant to Ohio Revised Code 2935.09(D)

State of Ohio

_____ County, ss:

NAME AND ADDRESS OF WITNESS WHO OBSERVED OFFENSES
OR HAS KNOWLEDGE OF THE FACTS CONCERNING IT:

_____ (name)

_____ (address)

_____ (city, state, zip)

Your Affiant, _____ (name) being first sworn, says
in good faith and meritoriously that Governor R. Michael DeWine,
committed throughout the State of Ohio but specifically in
_____ County, on or about March 16, 2020 until
present, the following criminal offenses in violation of the peace and dignity
of the State of Ohio:

Engaging in pattern of corrupt activity, Ohio Revised Code 2923.32(A)(1), a
felony of the 2nd degree;

Complicity, Ohio Revised Code 2923.03(A)(1), a felony of the 2nd degree;

Terrorism, Ohio Revised Code 2909.24(A)(1), a felony of the 2nd degree;

Making terroristic threat, Ohio Revised Code 2909.23(A)(1)(a), a felony of
the 3rd degree;

Inducing panic, Ohio Revised Code 2917.31(A)(3), a felony of the 3rd

degree;

Conspiracy, Ohio Revised Code 2923.01(A)(1), a felony of the 3rd degree;

Bribery, Ohio Revised Code 3599.01(A)(2); a felony of the 4th degree;

Interfering with civil rights, Ohio Revised Code 2921.45(A), a misdemeanor of the 1st degree;

Coercion, Ohio Revised Code 2905.12(A)(5), a misdemeanor of the 2nd degree; and

Patient abuse or neglect, Ohio Revised Code 2903.34(A)(3), a misdemeanor of the 2nd degree.

Governor R. Michael DeWine has held the Office of Governor of Ohio since January 14, 2019. Governor Michael DeWine under the color of his office has continuously violated the separation of powers doctrine by directing, allowing, colluding, and/or conspiring with the Ohio Department of Health to issue continuous orders outside the scope of its rulemaking authority, which is tantamount to creating new laws, a duty exclusively reserved to the Ohio General Assembly.

On March 16, 2020, Governor DeWine, during a heavily publicized press conference in solicitation, association, collusion, and in conspiracy with Ohio Secretary of State Frank LaRose, without statutory authority unlawfully coerced millions of electors in Ohio to refrain from voting during the March 17, 2020 Presidential Primary Election. Additionally, Governor DeWine solicited Secretary LaRose together with himself to confidently, albeit incorrectly, state that the Presidential Primary Election would be changed from March 17, 2020 to June 2, 2020.

The General Assembly, not the Governor, is vested with the sole authority to cancel, post-pone, or extend a Presidential Primary, pursuant to Ohio

Revised Code 3501.01(E)(2) as mandated by Article I, Section 4 of the United States Constitution and Article II, Section 27 of the Ohio Constitution. During the aforementioned press conference, Governor DeWine stoked fear by recklessly stating the following, “We cannot conduct this election tomorrow.” As a result, Governor DeWine through the color of his office caused serious public inconvenience, alarm, and fear and thus disenfranchised millions of electors of their freedom of choice and constitutional and statutory right to vote in person at their polling location on March 17, 2020. Governor DeWine also coerced electors not to vote in the President Primary Election even after Judge Richard Frye of the Franklin County Court of Common Pleas ruled that changing the date of the election was the sole province of the General Assembly.

Further, Governor DeWine under the color of his office and through association and collusion with former Director Amy Acton and Interim Director Lance Himes of the Department of Health ordered through official action the closing and/or restriction of private businesses, which closure orders are beyond the quarantine and isolation powers granted to the Ohio Department of Health by Ohio Revised Code 3701.13. These orders of engaging in a pattern of corrupt activity have created public inconvenience, alarm, and fear in the citizens of Ohio by depriving them of their constitutional rights protected under the Fourth, Fifth, and Fourteenth Amendments to the United States Constitution and Article I, Section 10 of the Ohio Constitution. These official actions by Governor DeWine have resulted in record-high unemployment, causing not only increased poverty, depression, despair, fear, and suicides, but also the necessity for state and local government budget cuts impacting schools and social programs.

Governor DeWine has also held private businesses and their corresponding licenses hostage through the use of coercion by subordinate government officials to enforce his arbitrary and unlawful orders. Since at least March 2020, over 790,000 individuals have filed for unemployment benefits totaling over \$6 billion dollars in economic harm to the taxpayers of Ohio

due to these unconstitutional executive and administrative orders. Additionally, thousands of private businesses have been forced to shut down and layoff their employees causing serious public inconvenience, alarm, and fear costing the citizens of Ohio billions of dollars in direct and indirect economic harm due to lost wages and salaries.

Additionally, Governor DeWine has demonstrated grotesque discrimination against the medical health and welfare of the general population of Ohio by denying nonemergency healthcare, by which discrimination resulted in needless fear, suffering, worsening of treatable conditions, increased poverty due to the higher cost of delayed treatment, increased depression, increased despair, and increased suicides. Governor DeWine's official actions of engaging in a pattern of corrupt activity, through orders associated with, planned, and enforced by the Department of Health, have caused serious public inconvenience, alarm, and fear. As a result, millions of Ohioans were deprived of their constitutional right to purchase health care under Article I, Section 21 (B) of the Ohio Constitution. Additionally, under threat of credible criminal prosecution of a second-degree misdemeanor carrying a ninety-day jail sentence and/or a fine of \$750, Ohioans were prohibited from purchasing healthcare in violation of Article I, Section 21 (C) of the Ohio Constitution.

Due to these executive and administrative orders planned and authorized by Governor DeWine, thousands of individuals, who reside at Ohio government administered healthcare facilities such as skilled nursing homes, have suffered continuous neglect through forced isolation and fear which has exacerbated their already serious medical conditions.

Since at least March 2020 and to present, Governor DeWine has intimidated, coerced, and caused serious public inconvenience, alarm, and fear by unlawfully placing nearly 12 million Ohioans (effectively) under house arrest and to wear facial coverings, subject to government-approved

exceptions, thereby violating millions of Ohioan’s legal freedoms of association and civil liberties and due process rights under threat of credible criminal prosecution of a second-degree misdemeanor carrying a ninety-day jail sentence and/or a fine of \$750.

According to the Ohio Constitution, Article I, Section 10a(D), your Affiant is a victim and “a person against whom the criminal offense or delinquent act is committed or who is directly and proximately harmed by the commission of the offense or act.”

Lastly, since this affidavit charges felony offenses and pursuant to Ohio Revised Code 2935.10(A), this court shall “(1) issue a warrant for the arrest of the person charged in the affidavit, or (2) refer the matter to the prosecuting attorney for investigation.” See State v. Fraley, 2020-Ohio-3763, citing State ex rel. Brown v. Nusbaum, 2017-Ohio-9141. Ohio Revised Code 2935.10(A) mandates that this court cannot summarily dismiss the affidavit. See Hicks v. State, 2018-Ohio-5298.

Further Affiant Sayeth Not.

Affiant Signature:

_____ (name)

_____ (address)

_____ (city, state, zip)

Sworn to and subscribed before me by

_____ on

the _____ day of _____, 2020.

Notary Public

_____ County, State of Ohio

My Commission Expires _____.