

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

**TO ALL  
CALIFORNIANS**

**DECLARATION  
OF  
4TH  
CONSTITUTIONAL  
DEFAULT**

**MARCH 14, 2023**

## 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**

**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.”*

# CONSTITUTIONAL DEFAULT DERELICTION OF DUTY

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.*

### **United States Constitution First Amendment**

*"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."*

### **United States Constitution Fourteenth Amendment**

***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.*

# DERELICTION OF DUTY

Gavin Newsom has once again demonstrated why there is no viable government in California. Newsom has been called out by all manner of Californians for his most recent constitutional violations which includes *dereliction of duty*. According to the Miriam Websters 1828 dictionary that was used by the Founding Fathers the word dereliction is defined as: *“the act of leaving with an intention not to reclaim; an utter forsaking; abandonment.”*

**“Abandonment” Dereliction:** Recently elected member of the 3<sup>rd</sup> California Congressional District Representative Kevin Kiley wrote this disturbing letter to his constituents:

[“The Acting Governor”](#)

*“Last week I wrote [a letter](#) to the Governor of California, asking the state to make a request for federal assistance to help victims of the ongoing storms. The letter was not addressed to Gavin Newsom.*

*Instead, I had to send it to Acting Governor Eleni Kounalakis. Newsom had temporarily stepped down for a “personal” trip south of the border in Baja. He didn’t warn anyone we were switching governors in the middle of a crisis nor say when he’d be back.*

*Our first responders, by contrast, have been working tirelessly. And I’m grateful the National Guard [promptly answered](#) my request for help after I spoke with the Adjutant General. I am continuing to monitor the situation as I return to DC tomorrow morning.”*

**Kiley tweeted** on March 2, 2023: *“Californians are trapped in their homes without power. More storms are on the way. And Governor Newsom has just left the state for “personal travel.”*

**Little G Rag** @LittleGRag [Mar 3](#) Replying to [@KevinKileyCA](#)

*“He did that last year during the heat waves and the power grid was in overloaded. He just left to some fancy resort. Year before that he went on vacation to fancy resort in Mexico after telling us all to stay home and not travel. SOP for Newsom, and we keep voting him in.”*

**Emergency Dereliction:** *California Gov. Gavin Newsom (D) has left the state on “personal travel” as thousands of desperate residents remain trapped in snow-bound mountain communities where the National Guard failed to arrive as promised. Newsom belatedly [declared](#) a state of emergency on Wednesday, March 1 — a week after a blizzard swept the state and stranded residents of Crestline, Lake Arrowhead, and other towns in the San Bernardino mountains.*

**Public Dereliction:** Gavin Newsom recently announced he would *not* be delivering the traditional *State-of-the-State* address in the Assembly Chambers in the historic California State Capitol in 2023. Can he do that? The answer is yes.

Article 5, Section 3 of the California Constitution states: “The Governor shall report to the Legislature each calendar year on the condition of the State and may make recommendations.” This language is clear that an annual report must be made to the Legislature, but form that report takes is not specified. In other words, a speech has been the “custom and practice”

**“The Act of Leaving with an Intention Not to Reclaim” Dereliction:** Gavin Newsom (D) failed to disclose he was a client of Silicon Valley Bank as he lobbied the White House and Treasury for a bailout.

Newsom has substantial ties to Silicon Valley Bank through his personal accounts, wineries and his wife Jennifer’s charities.

*California law [prohibits](#) officials from influencing a government decision in which he or she has a financial interest, according to the Conflict of Interest Codes.*

As the investigation into the SVB crash continues there are going to be revelations about third party transfers and wire transfers involving China. This leads to Newsom’s largest Dereliction of Duty of them all the money lost at the Employment Development Department (EDD).

**“Utter Forsaking” Dereliction:** Under Newsom’s tenure and since the March 4, 2020 covid pandemic announcement the EDD has lost over \$180 billion to fraud. The \$180 billion is an agreed upon number between the federal government and California. But the real numbers are expected to be as high as \$850 billion. Why the large discrepancy between the agreed upon number between the federal and state and outside sources? There were no disbursement controls or audit procedures in place to come up with a *real* number.

**“Abandonment” Dereliction:** California state is the only state in the Union that does not have audited financials as required by federal law. The last time California had provided auditable financials was June 2020.

The State of California is in financial and Article IV, Section 4 Constitutional default and does not have constitutional standing as a member state in the Union of States called the United States of America. **We the People**, as citizens of the United States living in California, are following the process of West Virginia, that successfully restored the Virginia state government after the Wheeling Conventions of 1861. Congress admitted California into the **Compact** of Statehood within the United States of America in 1850 because their 1849 Constitution, ratified for consideration, guaranteed a *republican* form of government.

California is in a state of free fall at all levels. This free fall has been orchestrated over the last 170 years by socialists and communists, and are 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 and created a mono-party legislature, that has enabled and empowered the rise of a **pusillanimous** Governor turned dictator.

**“True Dereliction of Duty”:** The Newsom Government and all it Represents has Seceded from the People of California.

An unconstitutional administrative state now exists in California, in direct violation of the September 9, 1850, *Compact* with the United States of America. The state of California no longer functions as a republican form of government, no longer provides freedom from invasion and domestic violence.

## 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 United States Constitution.

## ACTS OF SECESSION

The government of California, 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 has 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.

## ACTIONS

A reorganized, restorative government of California, consistent with the *Compact* of 1850, with the Congress of the United States, has been established, which is republican in form of government with an executive branch, judicial branch and a bi-cameral legislative branch.



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 Sections 3 & 4. New California is the making of a new state, just like 50 other states have been formed to make Union of States.

**This concludes these proceedings.**  
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