

# ***TRANSPORTATION SAFETY ADMINISTRATION (TSA) AGENT QUESTIONNAIRE***

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# 1 PURPOSE/SCOPE

The purpose of this document is to gather evidence from the Transportation Safety Administration (TSA) needed to protect my private rights in the context of exercising my right to travel. It is intended to be submitted to any TSA agent who does or attempts to do any of the following:

1. Unlawfully searches and seizures me without DEMONSTRATED probable cause or even reasonable suspicion.
2. Threatens assault and my health by running me through an xray.
3. Threatens or actually gropes my genitals or private parts.
4. Talks to me in a sexual manner. For instance "I'm going to put my hand on your hip, then I'm going to run my hand slowly up your inner thigh."
5. Asks me any questions about myself or relating to anything other than where I am heading and when I must be there.
6. Copies electronic data off my computer or any electronic data storage media or device in my possession.
7. Inteferes with boarding the airplane or entering the event, and thereby interfering with your right to contract with the airline or event purveyor.
8. Threatens me with a civil suit for failure to cooperate.

Recipient is forewarned that any of the activities above by the TSA or any employee or agent thereof will cause the following violations of law and rights by the Submitter and this document shall constitute formal legal notice of same and a notice and demand to produce evidence that this is NOT the case:

1. Interference with a private contract between myself and the airline in violation of right:

*"Independent of these views, there are many considerations which lead to the conclusion that the power to impair contracts by direct action to that end, does not exist with the general [federal] government. "*  
*[Sinking Fund Cases, 99 U.S. 700 (1878)] (Emphasis added).*

2. Sexual assault and battery, which is a crime in every state.
3. A non-consensual destruction of my health and personal safety by being subjected to the cumulative effects of injurious radiation.
4. Unlawful search and seizure without probable cause.
5. A non-judicial bill of attainder or penalty against my labor, property, and rights by a member of the executive branch.
6. A violation of the requirement for equal protection and equal treatment that is the foundation of the constitution.
7. An injurious violation of your delegation of authority:

*"As expressed otherwise, the powers delegated to a public officer are held in trust for the people and are to be exercised in behalf of the government or of all citizens who may need the intervention of the officer. <sup>1</sup> Furthermore, the view has been expressed that all public officers, within whatever branch and whatever level of government, and whatever be their private vocations, are trustees of the people, and accordingly labor under every disability and prohibition imposed by law upon trustees relative to the making of personal financial gain from a discharge of their trusts. <sup>2</sup> That is, a public officer occupies a fiduciary relationship to the political entity on whose behalf he or she serves. <sup>3</sup> and owes a fiduciary duty to the public. <sup>4</sup> It has been said that the fiduciary responsibilities of a public officer cannot be less than those of a private individual. <sup>5</sup>*

<sup>1</sup> State ex rel. Nagle v. Sullivan, 98 Mont 425, 40 P2d 995, 99 ALR 321; Jersey City v. Hague, 18 NJ 584, 115 A2d 8.

<sup>2</sup> Georgia Dep't of Human Resources v. Sistrunk, 249 Ga 543, 291 SE2d 524. A public official is held in public trust. Madlener v. Finley (1st Dist) 161 Ill App 3d 796, 113 Ill Dec 712, 515 NE2d 697, app gr 117 Ill Dec 226, 520 NE2d 387 and revd on other grounds 128 Ill 2d 147, 131 Ill Dec 145, 538 NE2d 520.

<sup>3</sup> Chicago Park Dist. v. Kenroy, Inc., 78 Ill 2d 555, 37 Ill Dec 291, 402 NE2d 181, appeal after remand (1st Dist) 107 Ill App 3d 222, 63 Ill Dec 134, 437 NE2d 783.

<sup>4</sup> United States v. Holzer (CA7 Ill), 816 F2d 304 and vacated, remanded on other grounds 484 US 807, 98 L Ed 2d 18, 108 S Ct 53, on remand (CA7 Ill) 840 F2d 1343, cert den 486 US 1035, 100 L Ed 2d 608, 108 S Ct 2022 and (criticized on other grounds by United States v. Osser (CA3 Pa) 864 F2d 1056) and (superseded by statute on other grounds as stated in United States v. Little (CA5 Miss) 889 F2d 1367) and (among conflicting authorities on other grounds noted in United States v. Boylan (CA1 Mass), 898 F.2d. 230, 29 Fed Rules Evid Serv 1223).

<sup>5</sup> Chicago ex rel. Cohen v. Keane, 64 Ill 2d 559, 2 Ill Dec 285, 357 NE2d 452, later proceeding (1st Dist) 105 Ill App 3d 298, 61 Ill Dec 172, 434 NE2d 325.

Furthermore, it has been stated that any enterprise undertaken by the public official which tends to weaken public confidence and undermine the sense of security for individual rights is against public policy.<sup>6</sup>  
[63C Am.Jur.2d, Public Officers and Employees, §247]

If you intend to do any of the above, then I insist that you answer my questions before I can or will submit to any of the above. If you will not answer all of my questions FIRST, then I:

1. Will insist that I have become the unlawful target of all the above legal infractions and a constitutional tort.
2. Not answer any questions about myself or provide any ID.
3. Will insist on being left alone.
4. Will physically leave the premises without pursuing your approval or consent.
5. May file a civil suit for damages in equity under the common law against you for theft of my property. All rights are property.

If you find yourself in receipt of this pamphlet, you are demanded to answer the questions immediately. Pursuant to [Federal Rule of Civil Procedure 8\(b\)\(6\)](#), failure to answer within 10 days shall result in the default answer provided for each question.

This document consists of:

1. Admissions, which are factual statements along with a “Yes” or “No” answer. AND
2. Interrogatories, in which you are asked a question.

The person receiving this document must provide an “Admit” or “Deny” answer to each Admission and to provide the answer to the interrogatory. The government, who is the moving party in this case, has the burden of proving the existence of jurisdiction and liability PRIOR to attempting any of the activities listed above against the submitter. The below authority applies to this interaction, because TSA agents at least claim they are executing “administrative procedure”:

**TITLE 5 - GOVERNMENT ORGANIZATION AND EMPLOYEES**

**PART I - THE AGENCIES GENERALLY**

**CHAPTER 5 - ADMINISTRATIVE PROCEDURE**

**SUBCHAPTER II - ADMINISTRATIVE PROCEDURE**

**Sec. 556. Hearings; presiding employees; powers and duties; burden of proof; evidence; record as basis of decision**

**(d) Except as otherwise provided by statute, the proponent of a rule or order has the burden of proof.**

Any oral or documentary evidence may be received, but the agency as a matter of policy shall provide for the exclusion of irrelevant, immaterial, or unduly repetitious evidence. **A sanction may not be imposed or rule or order issued except on consideration of the whole record or those parts thereof cited by a party and supported by and in accordance with the reliable, probative, and substantial evidence.** The agency may, to the extent consistent with the interests of justice and the policy of the underlying statutes administered by the agency, consider a violation of section 557(d) of this title sufficient grounds for a decision adverse to a party who has knowingly committed such violation or knowingly caused such violation to occur. A party is entitled to present his case or defense by oral or documentary evidence, to submit rebuttal evidence, and to conduct such cross-examination as may be required for a full and true disclosure of the facts. In rule making or determining claims for money or benefits or applications for initial licenses an agency may, when a party will not be prejudiced thereby, adopt procedures for the submission of all or part of the evidence in written form.

At the end of the questions, the recipient who completes these questions should sign under penalty of perjury. Failure of the person completing the questions to sign the legal birth name under penalty of perjury shall constitute the default answer provided to every question.

If the recipient of these questions is not authorized to answer them, then the submitter insists that:

1. They be provided to someone within the receiving organization who can respond to each question.
2. That a letter be sent to the person who sent them the questions providing contact information of the person who will be responding to the admissions.

<sup>6</sup> Indiana State Ethics Comm’n v. Nelson (Ind App) 656 NE2d 1172, reh gr (Ind App) 659 NE2d 260, reh den (Jan 24, 1996) and transfer den (May 28, 1996).

Note that this document is an attempt to enforce the law and to protect violation of private rights by government agents acting under the color, but without actual authority, of the law:

*"It is not the function of our Government to keep the citizen from falling into error; it is the function of the citizen to keep the government from falling into error."*  
[American Communications Association v. Douds, [339 U.S. 382](#), 442 (1950)]

*"Whatever the form in which the Government functions, anyone entering into an arrangement with the Government takes the risk of having accurately ascertained that he who purports to act for the Government stays within the bounds of his authority...and this is so even though as here the agent himself may have been unaware of the limitations upon his authority."*  
[Federal Crop Ins. Corporation v. Merrill, 332 U.S. 380 (1947)]

This document does not constitute:

1. An attempt to impede the lawful administration of either state or federal law. Instead, it is an attempt to ensure that the government respects and observes all of the Constitutional and lawful limits upon their authority and thereby fulfills its only function to protect and defend the Constitutional rights of all Americans.
2. An "argument" about anything, but simply a restatement of what the law and the courts say about a particular subject. Consequently, it is absolutely pointless to accuse the submitter of being "frivolous". To accuse the submitter of being frivolous would indirectly be an admission that the government is lying to the public, because all questions are backed by evidence derived directly from the government.
3. A request for legal advice. More than adequate evidence is provided in support of each admission to establish the answer to each question in a way that is completely consistent with prevailing law and judicial precedent.

## **2 LEGAL NOTICE**

By accepting this document, you are agreeing to produce for me to copy you state-issued government id, such as your driver's license, with your full name and address so that I may name and serve you as a defendant in any counter litigation I commence for redress of your assault on my rights and on my person.

## **3 INSTRUCTIONS TO RECIPIENT**

1. For each Admission, check either the "Yes" or "No" blocks.
2. Add additional explanation in the "Clarification" block at the end of the question. You are also encouraged to add additional amplifying exhibits and explanation to your answers, and reference the section number and question number in your answers.
3. Any question left unanswered, the default answer provided shall apply pursuant to Federal Rule of Civil Procedure 8(b)(6). To wit:

[III. PLEADINGS AND MOTIONS](#) > Rule 8.  
[Rule 8. General Rules of Pleading](#)

(b) Defenses; Admissions and Denials.

(6) Effect of Failing to Deny.

*An allegation — other than one relating to the amount of damages — is admitted if a responsive pleading is required and the allegation is not denied. If a responsive pleading is not required, an allegation is considered denied or avoided.*

4. If the whole questionnaire is left unanswered, then the answer to all questions by the recipient shall be default answer provided and constitute a default under Fed.Rule.Civ.Proc. 8(b)(6).
5. Sign and date the end using blue original ink.
6. Photocopy.
7. Retain the copy for yourself and give the original to the requester.

## 4 QUESTIONS

### 4.1 Probable Cause

1. ADMISSION: Do you believe that public safety is genuinely in jeopardy because of my presence at the event or on the airplane?

*"WHERE PUBLIC SAFETY IS NOT GENUINELY IN JEOPARDY, THE FOURTH AMENDMENT PRECLUDES THE SUSPICIONLESS SEARCH, NO MATTER HOW CONVENIENTLY ARRANGED [e.g., offering to take you to a private area to be groped]."*  
[Chandler v. Miller, 520 U.S. 305]

YOUR ANSWER: \_\_\_\_ Yes \_\_\_\_ No

DEFAULT ANSWER: No

CLARIFICATION: \_\_\_\_\_

2. ADMISSION: Do your procedures, policies, or practices in any way place a person under suspicion or make them into a threat to public safety for any of the following actions on my part:
- 2.1. Insisting that they not have their health jeopardized by going through an xray machine.
  - 2.2. Insisting that they are being sexually assaulted if they are touched in the genitals.
  - 2.3. Insisting on their Fourth Amendment right to privacy in not answering any questions.
  - 2.4. Providing ID that does not tie them to residency in any specific place.

YOUR ANSWER: \_\_\_\_ Yes \_\_\_\_ No

DEFAULT ANSWER: Yes

CLARIFICATION: \_\_\_\_\_

3. INTERROGATORY: Please provide any information in your possession or that of your employer upon which you have a probable cause to believe that my presence on the airplane or at the event I am entering will present any kind of physical hazard or threat to anyone else.

YOUR ANSWER: \_\_\_\_ Yes \_\_\_\_ No

CLARIFICATION: \_\_\_\_\_

4. INTERROGATORY: Please provide any information in your possession or that of your employer upon which you have a probable cause to believe that my presence on the airplane will present any kind of physical hazard or threat to anyone else.

CLARIFICATION: \_\_\_\_\_

5. INTERROGATORY: If you don't have to provide information in your possession about me, then why do I have any obligation to provide any information about you? The foundation of the Constitution is equal protection and equal treatment and you are insisting on unequal treatment.

CLARIFICATION: \_\_\_\_\_

### 4.2 Information gathering about me

1. ADMISSION: Do you maintain any kind of blacklist by whatever name, on which I could be placed for asking you to respect my constitutional rights and expecting you to act within the limits of your delegated authority.

YOUR ANSWER: \_\_\_\_ Yes \_\_\_\_ No

1  
2 DEFAULT ANSWER: Yes

3  
4 CLARIFICATION:\_\_\_\_\_

- 5 2. ADMISSION: Do you realize that a government that knows too much about me is a threat to public safety because the  
6 public can more easily become a target of “selective enforcement” or “illegal enforcement” using said information?

7  
8 YOUR ANSWER: \_\_\_\_Yes \_\_\_\_No

9  
10 CLARIFICATION:\_\_\_\_\_

- 11 3. ADMISSION: Are you here to protect not only what you regard as a threat to safety, but also what I regard as a threat  
12 to my safety?

13  
14 YOUR ANSWER: \_\_\_\_Yes \_\_\_\_No

15  
16 DEFAULT ANSWER: Yes

17  
18 CLARIFICATION:\_\_\_\_\_

- 19 4. ADMISSION: Will any of the answers I provide, ID I provide, or information gathered about me or my activities be  
20 used or any criminal law enforcement purpose or be shared with any government criminal law enforcement agency or  
21 instrumentality?

22  
23 YOUR ANSWER: \_\_\_\_Yes \_\_\_\_No

24  
25 DEFAULT ANSWER: Yes

26  
27 CLARIFICATION:\_\_\_\_\_

- 28 5. ADMISSION: Will any of the answers I provide, ID I provide, or information gathered be entered in any computer  
29 database?

30  
31 YOUR ANSWER: \_\_\_\_Yes \_\_\_\_No

32  
33 DEFAULT ANSWER: Yes

34  
35 CLARIFICATION:\_\_\_\_\_

- 36 6. INTERROGATORY: Precisely whom will information you gather during this interaction be provided and may I  
37 examine all information in your possession about me BEFORE answering any of your questions?

38  
39 CLARIFICATION:\_\_\_\_\_

- 40 7. ADMISSION: If I exercise my right to privacy and refuse to answer any of your questions, will I be punished, have my  
41 travel interfered with, be blacklisted, or be denied the same treatment as everyone else who is entering the airplane or  
42 event?

43  
44 YOUR ANSWER: \_\_\_\_Yes \_\_\_\_No

45  
46 DEFAULT ANSWER: Yes

47  
48 CLARIFICATION:\_\_\_\_\_

- 49 8. ADMISSION: Are you willing to grant witness immunity in the context of all information I provide to you or which  
50 you gather in the context of our interactions pursuant to 18 U.S.C. §6002 PRIOR to answering any of your questions?

YOUR ANSWER: \_\_\_\_Yes \_\_\_\_No

DEFAULT ANSWER: No

CLARIFICATION:\_\_\_\_\_

9. ADMISSION: Is your TSA screening procedure manual classified or “For Official Use Only” (FOUO)?

YOUR ANSWER: \_\_\_\_Yes \_\_\_\_No

DEFAULT ANSWER: Yes

CLARIFICATION:\_\_\_\_\_

10. INTERROGATORY: If the TSA procedure manual classified or sensitive, why do you keep it a secret from the public?

CLARIFICATION:\_\_\_\_\_

11. INTERROGATORY: If you can keep secrets or refuse to disclose what you are doing, then why can’t I refuse to answer your questions, under the concept of equal protection and equal treatment?

CLARIFICATION:\_\_\_\_\_

#### 4.3 My status

1. ADMISSION: Do you have any reason to believe that I am an officer or statutory “employee” of the United States government in the context of this interaction?

YOUR ANSWER: \_\_\_\_Yes \_\_\_\_No

DEFAULT ANSWER: No

CLARIFICATION:\_\_\_\_\_

2. ADMISSION: Do you have any reason to believe that I am anything other than a private Sovereign American National by birth or naturalization exercising the private right to travel, right of privacy, and right of freedom from sexual assault in the context of said travel?

YOUR ANSWER: \_\_\_\_Yes \_\_\_\_No

DEFAULT ANSWER: No

CLARIFICATION:\_\_\_\_\_

#### 4.4 Jurisdiction

1. ADMISSION: Do you believe you are constrained by the Bill of Rights in the context of our interactions?

YOUR ANSWER: \_\_\_\_Yes \_\_\_\_No

DEFAULT ANSWER: Yes

CLARIFICATION:\_\_\_\_\_

2. ADMISSION: Have you read the Bill of Rights, which is the first ten amendments to the Constitution?



YOUR ANSWER: \_\_\_\_Yes \_\_\_\_No

DEFAULT ANSWER: No

CLARIFICATION:\_\_\_\_\_

3. ADMISSION: Do you have any reason to believe that the land we are standing on is federal territory or property subject to federal law?

YOUR ANSWER: \_\_\_\_Yes \_\_\_\_No

CLARIFICATION:\_\_\_\_\_

4. INTERROGATORY: If the land we are standing on is not federal or government territory, what constitutional provision are you enforcing in the context of these proceedings?

CLARIFICATION:\_\_\_\_\_

5. ADMISSION: Are you implementing only the commerce clause, Article 1, Section 8, Clause 3 in the context of this interaction?

YOUR ANSWER: \_\_\_\_Yes \_\_\_\_No

DEFAULT ANSWER: Yes

CLARIFICATION:\_\_\_\_\_

6. ADMISSION: Do you have any reason to believe that I am engaging in commerce in the context of this exercise of my PRIVATE right to travel for non-commercial purposes?

YOUR ANSWER: \_\_\_\_Yes \_\_\_\_No

DEFAULT ANSWER: No

CLARIFICATION:\_\_\_\_\_

7. INTERROGATORY: Upon what basis, if any, do you believe I am subject to any federal statute in the context of this interaction.

CLARIFICATION:\_\_\_\_\_

8. ADMISSION: Are you engaging in any kind of police power in the context of this interaction?

YOUR ANSWER: \_\_\_\_Yes \_\_\_\_No

DEFAULT ANSWER: Yes, and in violation of the Constitution.

CLARIFICATION:\_\_\_\_\_

9. INTERROGATORY: Please show me your delegation of authority order.

CLARIFICATION:\_\_\_\_\_

1    **5    AFFIRMATION**

2    I declare under penalty of perjury that the answers provided by me to the foregoing questions are true, correct, and  
3    complete to the best of my knowledge and ability, so help me God. I also declare that these answers are completely  
4    consistent with each other and with my understanding of both the Constitution of the United States, the U.S. Code, the  
5    Code of Federal Regulations, and the rulings of the Supreme Court but not necessarily lower federal courts.

6    Name (print):\_\_\_\_\_

7    Signature:\_\_\_\_\_

8    Date:\_\_\_\_\_

9    Witness name (print):\_\_\_\_\_

10    Witness Signature:\_\_\_\_\_

11    Witness Date:\_\_\_\_\_