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(Original Signature of Member)

115TH CONGRESS  
1ST SESSION

**H. RES.**

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Impeaching Donald J. Trump, President of the United States, of high crimes  
and misdemeanors.

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IN THE HOUSE OF REPRESENTATIVES

Mr. COHEN submitted the following resolution; which was referred to the  
Committee on \_\_\_\_\_

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**RESOLUTION**

Impeaching Donald J. Trump, President of the United  
States, of high crimes and misdemeanors.

1       *Resolved*, That Donald J. Trump, President of the  
2   United States, is impeached for high crimes and mis-  
3   demeanors, and that the following Articles of impeach-  
4   ment be exhibited to the Senate:

5           Articles of impeachment exhibited by the House of  
6   Representatives of the United States of America in the  
7   name of itself and all of the people of the United States  
8   of America, against Donald J. Trump, President of the

1 United States, in maintenance and support of its impeach-  
2 ment against him for high crimes and misdemeanors.

3 ARTICLE I

## 4 OBSTRUCTION OF JUSTICE

5 In his conduct while President of the United States,  
6 Donald J. Trump, in violation of his constitutional oath  
7 to faithfully execute the office of President of the United  
8 States and, to the best of his ability, preserve, protect,  
9 and defend the Constitution of the United States, as well  
10 as his constitutional obligation to take care that the laws  
11 be faithfully executed, has prevented, obstructed, and im-  
12 peded the administration of justice, and has to that end  
13 engaged personally, and through his subordinates and  
14 agents, in a course of conduct or scheme designed to delay,  
15 impede an investigation, and to conceal information  
16 sought by the Federal Bureau of Investigation (F.B.I.) in  
17 the course of its investigation into Russian interference  
18 with the 2016 United States presidential election, includ-  
19 ing any possible collusion between Russia and Donald J.  
20 Trump's campaign.

21 The means used to implement this course of conduct  
22 or scheme included one or more of the following acts:

23 On November 17, 2016, President-elect Trump des-  
24 ignated Retired General Michael Flynn to serve as Na-  
25 tional Security Advisor.

1        On December 25, 2016, Retired General Michael  
2 Flynn communicated with Russian Ambassador to the  
3 United States Sergey Kislyak.

4        On December 29, 2016, the same day that President  
5 Barack Obama announced sanctions against Russian enti-  
6 ties and the expulsion of suspected Russian intelligence  
7 operatives from the United States, Retired General Flynn  
8 spoke again with Russian Ambassador Kislyak.

9        On January 15, 2017, in response to questions about  
10 Retired General Flynn's communications with Russian of-  
11 ficials during the presidential transition, Vice President-  
12 elect Mike Pence said that Retired General Flynn and Am-  
13 bassador Kislyak, ". . . did not discuss anything having  
14 to do with the United States' decision to expel diplomats  
15 or impose censure against Russia.".

16       On January 23, 2017, White House Press Secretary  
17 Sean Spicer reiterated that National Security Advisor  
18 Flynn and Ambassador Kislyak had only discussed holiday  
19 greetings, a December plane crash, a conference in Syria  
20 on ISIS and setting up a call between President Putin  
21 and Donald J. Trump.

22       On January 26, 2017, Acting Attorney General Sally  
23 Yates warned White House Counsel Don McGahn that  
24 National Security Advisor Flynn had misled Vice Presi-  
25 dent Pence about his communications with Ambassador

1 Kislyak, and that, as a result, Flynn was at risk for being  
2 blackmailed by the Russians.

3 Flynn was asked to resign from the Trump Adminis-  
4 tration on February 13, 2017.

5 On January 27, 2017, Donald J. Trump invited  
6 F.B.I. Director James Comey to a one-on-one dinner at  
7 the White House, during which he demanded Director  
8 Comey's loyalty.

9 On February 14, 2017, at the conclusion of an Oval  
10 Office meeting on counter-terrorism attended by the Vice  
11 President, the Deputy Director of the C.I.A., the Director  
12 of the National Counter-Terrorism Center, the Secretary  
13 of Homeland Security, the Attorney General and the Di-  
14 rector of the F.B.I., Donald J. Trump requested that ev-  
15 eryone leave the room so he could speak with F.B.I. Direc-  
16 tor Comey alone. Once alone, Donald J. Trump told Direc-  
17 tor Comey, "I hope you can see your way clear to letting  
18 this go, to letting Flynn go," and, "he is a good guy. I  
19 hope you can let this go."

20 On March 20, 2017, Director James Comey testified  
21 before Congress that the F.B.I. was investigating Russian  
22 interference with the 2016 U.S. presidential election, in-  
23 cluding the possibility of its collusion with the Trump cam-  
24 paign.

1        On March 30, 2017, Donald J. Trump called F.B.I.  
2 Director James Comey and said the Russia investigation  
3 was, “a cloud,” that was impairing his ability to act on  
4 behalf of the country.

5        On May 9, 2017, while the F.B.I. was investigating  
6 whether there was any collusion between the Trump cam-  
7 paign and Russia, Donald J. Trump fired F.B.I. Director  
8 James Comey. In his letter informing Director Comey that  
9 he was being terminated, Donald J. Trump said, “While  
10 I greatly appreciate you informing me, on three separate  
11 occasions, that I am not under investigation, I neverthe-  
12 less concur with the judgment of the Department of Jus-  
13 tice that you are not able to effectively lead the Bureau.”.

14       According to the New York Times, on May 10, 2017,  
15 Donald J. Trump told Russian Foreign Minister Sergey  
16 Lavrov and Russian Ambassador to the United States  
17 Sergey Kislyak, “I just fired the head of the F.B.I. He  
18 was crazy, a real nut job. . . I faced great pressure because  
19 of Russia. That’s taken off.”.

20       On May 17, 2017, the U.S. Department of Justice  
21 appointed former F.B.I. Director Robert Mueller to serve  
22 as a special counsel to investigate links between the Rus-  
23 sian government and Donald J. Trump’s presidential cam-  
24 paign.

1        According to the New York Times, shortly after  
2 learning that a special counsel had been appointed, Donald  
3 J. Trump berated Attorney General Jeff Sessions in an  
4 Oval Office meeting, said Sessions should resign, and ac-  
5 cused Sessions of “disloyalty”. According to the New York  
6 Times, Sessions told Donald J. Trump he would quit and  
7 sent a resignation letter to the White House. According  
8 to the New York Times, Donald J. Trump rejected Ses-  
9 sions’ resignation letter after senior members of his ad-  
10 ministration argued that dismissing the attorney general  
11 would only create more problems.

12       On May 12, 2017, while speaking in a nationally tele-  
13 vised interview about his decision to fire Director Comey,  
14 Donald J. Trump said, “And in fact when I decided to  
15 just do it, I said to myself, I said you know, this Russia  
16 thing with Trump and Russia is a made up story, it’s an  
17 excuse by the Democrats for having lost an election that  
18 they should have won.”.

19       According to the Washington Post, on July 8, 2017,  
20 Donald J. Trump personally dictated a statement for his  
21 son and former Trump campaign operative, Donald  
22 Trump, Jr. to use to explain Donald Trump, Jr.’s meeting  
23 during the 2016 presidential campaign with Russian law-  
24 yer Natalia Veselnitskaya. In the statement, Donald  
25 Trump, Jr. said he and Veselnitskaya had, “primarily dis-

1 cussed a program about the adoption of Russian chil-  
2 dren,” and that the subject of the meeting was, “not a  
3 campaign issue at the time”.

4 Donald Trump, Jr. later released emails showing that  
5 he had accepted the meeting with Veselnitskaya in re-  
6 sponse to an email offering to provide damaging informa-  
7 tion about Hillary Clinton as a part of a Russian govern-  
8 ment effort to help his father’s campaign. Specifically, a  
9 June 3, 2017 email to Trump, Jr. stated, “The Crown  
10 prosecutor of Russia met with his father Aras this morn-  
11 ing and in their meeting offered to provide the Trump  
12 campaign with some official documents and information  
13 that would incriminate Hillary and her dealings with Rus-  
14 sia and would be very useful to your father. This is obvi-  
15 ously very high level and sensitive information but is part  
16 of Russia and its government’s support for Mr. Trump  
17 . . .”.

18 In all of this, Donald J. Trump has obstructed the  
19 administration of justice. In so doing he has undermined  
20 the integrity of his office, brought disrepute on the Presi-  
21 dency, and betrayed his trust as President in a manner  
22 subversive of constitutional government, to the great prej-  
23 udice of the cause of law and justice and to the manifest  
24 injury of the people of the United States.

1       Wherefore Donald J. Trump, by such conduct, war-  
2       rants impeachment and trial, and removal from office.

3 ARTICLE III

4 VIOLATION OF THE FOREIGN EMOLUMENTS CLAUSE - AR-  
5 TICLE I, SECTION 9 OF THE UNITED STATES CON-  
6 STITUTION

7 In his conduct while President of the United States,  
8 Donald J. Trump, in violation of his constitutional oath  
9 to faithfully execute the office of President of the United  
10 States and, to the best of his ability, preserve, protect,  
11 and defend the Constitution of the United States, as well  
12 as his constitutional obligation to take care that the laws  
13 be faithfully executed, accepted, without the consent of  
14 Congress emoluments from foreign states in the following  
15 manner:

16 Donald J. Trump refused to divest, place into a blind  
17 trust, or otherwise give up his ownership interest in his  
18 worldwide business holdings since becoming President.

19 Donald J. Trump refused to release his tax returns,  
20 with the intent to conceal the exact nature of his holdings  
21 from Congress and the American people.

22 Donald J. Trump acknowledged, through his personal  
23 attorney, that his businesses receive funds and make a  
24 profit from payments by foreign governments, and would  
25 continue to do so while serving as President.

## 1 FOREIGN PAYMENTS DERIVED FROM REAL ESTATE

## 2 HOLDINGS

3 Donald J. Trump owns approximately 77 percent of  
4 Trump International Hotel in Washington, D.C., which  
5 holds a lease from the General Services Administration.

6 The Trump International Hotel in Washington, D.C.  
7 has actively courted foreign diplomats for their business,  
8 and according to public reports, since the November 2016  
9 presidential election, diplomats have made plans to stay  
10 at the hotel to curry favor with Donald J. Trump and  
11 some diplomats have said spending money at Trump's  
12 hotel is an easy, friendly gesture to the new President.

13 The Embassy of Kuwait canceled a "save the date"  
14 reservation for an event at the Four Seasons Hotel in  
15 Washington, D.C., and held its National Day Celebration,  
16 instead, at Trump International Hotel in Washington,  
17 D.C. on February 22, 2017. According to Reuters, similar  
18 events for a crowd of several hundred at the Trump Inter-  
19 national Hotel can run from \$40,000 to \$60,000.

20 On or about April 6, 2017, the Ambassador & Perma-  
21 nent Representative of Georgia to the United Nations  
22 tweeted, "Trump International Hotel Washington DC  
23 @TrumpDC – great #hotel and so far the best service  
24 I've seen in the United States! Keep it up! #travel".

1        According to the Washington Post, in May 2017,  
2 business groups promoting Turkish American relations  
3 held an annual convention at the Trump International  
4 Hotel in Washington, D.C. The Turkish ambassador and  
5 a high-ranking official from the U.S. Department of State  
6 attended. The convention included a \$95 per person din-  
7 ner for 190 guests. On May 23, 2017, breakfast, dinner  
8 and drinks ran more than \$30,000, including a “Banquet  
9 Event Service Charge” of 24 percent.

10       According to the Washington Post, from May 11,  
11 2017 to May 13, 2017, an Italian medical foundation  
12 hosted doctors from the University of Texas and the Uni-  
13 versity Medical Center in Hamburg at the Trump Inter-  
14 national Hotel in Washington, D.C.

15       According to the Washington Post, in September  
16 2017, Malaysian Prime Minister Najib Razak’s visit to the  
17 White House was accompanied by at least 24 hours of ac-  
18 tivity and sales to the Trump International Hotel in  
19 Washington, D.C. On September 11, 2017, more than a  
20 dozen members of Najib’s entourage were seen in a lounge  
21 area for hotel guests. On September 12, 2017, dozens of  
22 delegation members met in meeting rooms with name  
23 cards bearing the Malaysian coat of arms and some at-  
24 tended a breakfast in the hotel’s Lincoln Library meeting  
25 room. According to the Washington Post, events of this

1 scale probably generated hundreds of thousands of dollars  
2 in revenue for the Trump Organization, based on con-  
3 firmed spending totals of other groups.

4 According to the Washington Post, the Kingdom of  
5 Saudi Arabia paid the Trump International Hotel in  
6 Washington, D.C. \$270,000 in hotel charges, including  
7 about \$190,000 for rooms, \$78,000 for catering and  
8 \$1,600 for parking as part of an effort to bring veterans  
9 groups to Washington, D.C. to lobby Congress against a  
10 law allowing victims of the September 11, 2001 attacks  
11 to sue Saudi Arabia.

12 Donald J. Trump did not first seek or obtain the con-  
13 sent of Congress before accepting any of the benefits from  
14 foreign states derived from their patronage of the Trump  
15 International Hotel in Washington, D.C.

16 Donald J. Trump owns Trump Tower, a mixed-use  
17 skyscraper in New York City. At least two tenants of  
18 Trump Tower are entities owned by foreign states: (1) the  
19 Industrial and Commercial Bank of China, which is owned  
20 by China, and (2) Abu Dhabi Tourism & Culture Author-  
21 ity, which is owned by the United Arab Emirates.

22 Donald J. Trump did not first seek or obtain the con-  
23 sent of Congress before accepting any of the benefits from  
24 foreign states derived from their patronage of the Trump  
25 Tower in New York City.

1        Donald J. Trump also owns Trump World Tower in  
2 New York City.

3        In 2001, the Kingdom of Saudi Arabia purchased a  
4 floor of Trump World Tower, and the floor currently be-  
5 longs to the Saudi Mission to the United Nations. At the  
6 time of the sale, the floor had yearly common charges of  
7 \$85,585 for building amenities.

8        Donald J. Trump has likely accepted common  
9 charges from the Kingdom of Saudi Arabia for its use of  
10 Trump World Tower.

11       Donald J. Trump did not first seek or obtain the con-  
12 sent of Congress before accepting benefits from Saudi  
13 Arabia due to its use of Trump World Tower in New York  
14 City.

15                   FOREIGN REGULATORY BENEFITS

16       In November 2016, when Argentine President  
17 Mauricio Macri called Donald J. Trump to congratulate  
18 him on his victory, the President reportedly asked him to  
19 deal with the permitting issues that were delaying an of-  
20 fice building project in Buenos Aires, Argentina that Don-  
21 ald J. Trump and Argentine partners had been working  
22 on for a number of years. Three days after Trump spoke  
23 with Argentina's president, the long delayed project moved  
24 ahead.

25       Shortly after Donald J. Trump's presidential election  
26 victory, a news agency in the country of Georgia reported

1 that a long-stalled plan for a Trump-branded tower in a  
2 seaside Georgian resort town was back on track to move  
3 ahead.

4 Donald J. Trump did not first seek or obtain the con-  
5 sent of Congress before accepting regulatory benefits from  
6 Argentina or the country of Georgia.

7 DONATIONS TO U.S. TREASURY

8 On January 11, 2017, Donald J. Trump held a press  
9 conference at which his attorney Sheri Dillon announced  
10 that Donald J. Trump would donate hotel profits gen-  
11 erated by foreign government payments to the Treasury  
12 of the United States.

13 On April 21, 2017, House Committee on Oversight  
14 and Government Reform Chairman Jason Chaffetz and  
15 Ranking Member Elijah Cummings requested documents  
16 and information from Ms. Dillon regarding how and when  
17 funds would be remunerated to the Treasury of the United  
18 States. The letter specifically requested details as to how  
19 payments from foreign governments or foreign-owned enti-  
20 ties are being identified by the Trump Organization and  
21 whether the Trump Organization, Donald J. Trump, or  
22 his trust planned to claim donations to the Treasury of  
23 the United States as a gift for tax deduction purposes.

24 In response to the committee's request, the Trump  
25 Organization produced a pamphlet stating, "To fully and  
26 completely identify all patronage at our Properties by cus-

1 tomer type is impractical in the service industry and put-  
2 ting forth a policy that requires all guests to identify  
3 themselves would impede upon the personal privacy and  
4 diminish the guest experience of our brand. It is not the  
5 intention nor design of this policy for our Properties to  
6 attempt to identify individual travelers who have not spe-  
7 cifically identified themselves as being a representative of  
8 a foreign government entity on foreign government busi-  
9 ness.”.

10 With regard to whether the Trump Organization,  
11 Donald J. Trump, or his trust plans to claim donations  
12 to the Treasury of the United States as a gift for tax de-  
13 duction purposes, the Trump Organization responded,  
14 “. . . we believe it is premature to respond at this time  
15 insofar as final determinations regarding these matters  
16 are dependent on many factors that will not be known to  
17 TTO [The Trump Organization] until after the close of  
18 this year.”.

19 By accepting emoluments from foreign governments  
20 without first seeking and obtaining the consent of Con-  
21 gress, Donald J. Trump left himself open to foreign influ-  
22 ence and deprived the American people of the assurance  
23 that their highest elected official was working on their be-  
24 half with undivided loyalty, and violated Article I, Section  
25 9 of the U.S. Constitution.

1 In all of this, Donald J. Trump has undermined the  
2 integrity of his office, brought disrepute on the Presi-  
3 dency, and betrayed his trust as President in a manner  
4 subversive of constitutional government, against the cause  
5 of law and justice and to the manifest injury of the people  
6 of the United States.

7        Wherefore, Donald J. Trump, by such conduct, war-  
8        rants impeachment and trial, and removal from office.

9 ARTICLE III

10 VIOLATION OF THE DOMESTIC EMOLUMENTS CLAUSE -  
11 ARTICLE II, SECTION 1 OF THE UNITED STATES  
12 CONSTITUTION

13 In his conduct while President of the United States,  
14 Donald J. Trump, in violation of his constitutional oath  
15 to faithfully execute the office of President of the United  
16 States and, to the best of his ability, preserve, protect,  
17 and defend the Constitution of the United States, as well  
18 as his constitutional obligation to take care that the laws  
19 be faithfully executed, accepted, emoluments from the  
20 United States in the following manner:

21 Donald J. Trump refused to divest, place into a blind  
22 trust, or otherwise give up his ownership interest in his  
23 worldwide business holdings since becoming President.

24 Donald J. Trump refused to release his tax returns,  
25 with the intent to conceal the exact nature of his holdings  
26 from Congress and the American people.

1        Donald J. Trump has an ownership interest in the  
2 Mar-a-Lago Club in Palm Beach, Florida.

3        Donald J. Trump has an ownership interest in the  
4 Trump National Golf Club in Bedminster, New Jersey.

5        Since becoming President, Donald J. Trump has vis-  
6 ited Mar-a-Lago in Palm Beach, Florida at least seven  
7 times, and has visited the Trump National Golf Club in  
8 Bedminster, New Jersey at least five times.

9        Since becoming President, Donald J. Trump has vis-  
10 ited other Trump-branded properties including the Trump  
11 National Golf Club in Jupiter, Florida, the Trump Na-  
12 tional Golf Club in Sterling, Virginia.

13       According to the New York Times, as of September  
14 25, 2017, Donald J. Trump had visited at least one  
15 Trump-branded property on 85 days of his presidency, as  
16 compared to 164 days in which he did not visit a Trump-  
17 branded property.

18       Donald J. Trump caused the United States govern-  
19 ment to spend Federal funds at Trump-branded properties  
20 in which he has an ownership interest, including a re-  
21 ported \$73,000 by the Secret Service on golf cart rentals,  
22 as well as \$1,092 by the National Security Council for  
23 two nights of lodging at Mar-a-Lago.

24       By accepting emoluments from the United States in  
25 the form of payments for goods and/or services at busi-

1 nesses in which Donald J. Trump has an ownership inter-  
2 est, Donald J. Trump violated Article II, Section 1 of the  
3 U.S. Constitution.

4 In all of this, Donald J. Trump has undermined the  
5 integrity of his office, brought disrepute on the Presi-  
6 dency, and betrayed his trust as President in a manner  
7 subversive of constitutional government, against the cause  
8 of law and justice and to the manifest injury of the people  
9 of the United States.

10       Wherefore, Donald J. Trump, by such conduct, war-  
11 rants impeachment and trial, and removal from office.

## ARTICLE IV

## 13 ABUSE OF POWER - UNDERMINING THE INDEPENDENCE 14 OF THE FEDERAL JUDICIARY AND THE RULE OF LAW

15 In his conduct while President of the United States,  
16 Donald J. Trump, in violation of his constitutional oath  
17 to faithfully execute the office of the President of the  
18 United States and, to the best of his ability, preserve, pro-  
19 tect, and defend the Constitution of the United States,  
20 as well as his constitutional obligation to take care that  
21 the laws be faithfully executed, has engaged in activities  
22 that undermine the independence of the Federal judiciary.

23 On January 27, 2017, Donald J. Trump signed an  
24 executive order banning entry for 90 days by citizens from  
25 Iraq, Syria, Iran, Libya, Somalia, Sudan and Yemen, pro-  
26 hibiting entry indefinitely refugees from war-torn Syria,

1 and stopping admission of all refugees to the United  
2 States for four months. The order stated that upon re-  
3 sumption of admission of refugees to the United States,  
4 prioritization would be given to refugee claims made by  
5 individuals on the basis of religious-based persecution,  
6 provided that the religion of the individual is a minority  
7 religion in the individual's country of nationality.

8 On February 3, 2017, U.S. District Court Judge  
9 James Robart issued a nationwide restraining order tem-  
10 porarily blocking the executive order issued by Donald J.  
11 Trump on January 27, 2017.

12 On February 4, 2017, Donald J. Trump tweeted,  
13 "The opinion of this so-called judge, which essentially  
14 takes law-enforcement away from our country, is ridicu-  
15 lous and will be overturned!".

16 U.S. District Court Judge James Robart was nomi-  
17 nated by President George W. Bush in 2003, and con-  
18 firmed by the U.S. Senate in June 2004 by a vote of 99-  
19 0.

20 Donald J. Trump's tweet about Judge Robart was  
21 consistent with a lack of respect for the Federal judiciary  
22 Donald J. Trump displayed as a candidate for president.  
23 On February 27, 2016, Donald J. Trump accused U.S.  
24 District Court Judge Gonzalo P. Curiel of being biased  
25 against him in overseeing a class action lawsuit against

1 Trump University, saying, "We have a very hostile judge  
2 because, to be honest with you, the judge should've thrown  
3 the case out on summary judgment. But because it was  
4 me and because there's a hostility toward me by the judge,  
5 tremendous hostility, beyond belief. I believe he happens  
6 to be Spanish, which is fine. He is Hispanic, which is fine.  
7 And we haven't asked for recusal, which we may do. But  
8 we have a judge who is very hostile.".

9 On February 28, 2016, Donald J. Trump said, "I  
10 think the judge has been extremely hostile to me. I think  
11 it has to do with perhaps the fact that I'm very, very  
12 strong on the border. Very, very strong on the border. And  
13 he has been extremely hostile to me. This is a case that  
14 in our opinion should have been won a long time ago. It's  
15 a case that we should have won on summary judg-  
16 ment. . .we have a very hostile judge. Now, he is His-  
17 panic, I believe. He is a very hostile judge to me. I said  
18 it loud and clear.".

19 On May 27, 2016, Donald J. Trump said, "Every-  
20 body says it, but I have a judge who is a hater of Donald  
21 Trump, a hater. He's a hater. His name is Gonzalo Curiel  
22 and he is not doing the right thing. . .So what happens  
23 is the judge, who happens to be, we believe, Mexican,  
24 which is great. I think that's fine. You know what? I think  
25 the Mexicans are going to end up loving Donald Trump

1 when I give all these jobs, OK? I think they're going to  
2 end up. . . I think they're going to love me. . . So I'll be  
3 seeing you in November either as president -- and I will  
4 say this. . . I think Judge Curiel should be ashamed of  
5 himself. I think it's a disgrace that he's doing this. . . I  
6 will tell you, this court system -- the judges in this court  
7 system, federal court. They ought to look into that Judge  
8 Curiel because what Judge Curiel is doing is a total dis-  
9 grace. OK? But we'll come back in November. Wouldn't  
10 that be wild if I'm president and I come back to do a  
11 civil case?".

12 On June 3, 2016, Donald J. Trump said, "Look, he's  
13 proud of his heritage, OK? I'm building a wall. Now, I  
14 think I'm going to do very well with Hispanics...because  
15 I'm going to bring back jobs. And they are going to get  
16 jobs. I think I'm going to do very well with Hispanics.  
17 But we are building a wall. He's a Mexican. We're build-  
18 ing a wall between here and Mexico. The answer is, he  
19 is giving us very unfair rulings, rulings that people can't  
20 even believe. This case should have ended years ago on  
21 summary judgment. The best lawyers -- I have spoken to  
22 so many lawyers -- they said, 'This is not a case. This  
23 is a case that should have ended.' This judge is giving  
24 us unfair rulings. Now, I say. 'Why?' Well, I'm building

1 a wall, OK? And it's a wall between Mexico. Not another  
2 country.”.

3 U.S. District Court Judge Gonzalo P. Curiel was  
4 born in Indiana and was appointed to the California Supe-  
5 rior Court by Governor Arnold Schwarzenegger in 2006.  
6 Judge Curiel was nominated to the Federal bench by  
7 President Barack Obama in 2011 and confirmed by the  
8 U.S. Senate in 2012 by voice vote.

9 In 2011, as a part of a lawsuit alleging that the Mari-  
10 copa County, Arizona Sheriff’s Office was racially  
11 profiling Latinos, detaining them based solely on the sus-  
12 picion that they were in the country illegally, and turning  
13 them over to immigration authorities, U.S. District Court  
14 Judge Murray Snow ordered Maricopa County Sheriff Joe  
15 Arpaio to stop detentions based solely on an individual’s  
16 immigration status, when there was no evidence that a  
17 State law had been broken.

18 On July 31, 2017, U.S. District Court Judge Susan  
19 Bolton ruled that Joe Arpaio had willfully violated the  
20 2011 court order, and held Joe Arpaio in criminal con-  
21 tempt of court.

22 On August 25, 2017, before Joe Arpaio had been sen-  
23 tenced, or his conviction had been appealed, and without  
24 consulting the Justice Department, Donald J. Trump par-

1 doned Joe Arpaio for his commission of criminal contempt  
2 of court.

3 In all of this, Donald J. Trump has sought to under-  
4 mine the independence of the Federal judiciary and the  
5 rule of law, repeatedly attempted to upset the careful con-  
6 stitutional balance of power between the Judicial and Ex-  
7 ecutive Branches. By pardoning Joe Arpaio's willful viola-  
8 tion of a Federal court order, Donald J. Trump has of-  
9 fered encouragement to others to disobey Federal court  
10 orders with which Donald J. Trump may disagree. He has  
11 brought disrepute on the Presidency, and has acted in a  
12 manner subversive of constitutional government, to the  
13 great prejudice of the cause of law and justice and to the  
14 manifest injury of the people of the United States.

15        Wherefore Donald J. Trump, by such conduct, war-  
16 rants impeachment and trial, and removal from office.

17 ARTICLE V

18 UNDERMINING FREEDOM OF THE PRESS

19 In his conduct while President of the United States,  
20 Donald J. Trump, in violation of his constitutional oath  
21 to faithfully execute the office of the President of the  
22 United States and, to the best of his ability, preserve, pro-  
23 tect, and defend the Constitution of the United States,  
24 as well as his constitutional obligation to take care that  
25 the laws be faithfully executed, has engaged in activities

1 that undermine the freedom of the press guaranteed by  
2 the First Amendment to the Constitution.

3 Donald J. Trump repeatedly called press organiza-  
4 tions “fake news” including, on February 15, 2017, when  
5 he tweeted, “The fake news media is going crazy with  
6 their conspiracy theories and blind hatred. @MSNBC &  
7 @CNN are unwatchable. @foxandfriends is great!”

8 On February 17, 2017, Donald J. Trump tweeted,  
9 “The FAKE NEWS media (failing @nytimes,  
10 @NBCNews, @ABC, @CBS, @CNN) is not my enemy,  
11 it is the enemy of the American People!”.

12 Donald J. Trump has repeatedly attacked members  
13 of the press, including as a candidate on August 7, 2015,  
14 when he commented about Fox News Channel anchor and  
15 presidential debate moderator Megyn Kelly saying, “you  
16 could see there was blood coming out of her eyes, blood  
17 coming out of her whatever”.

18 On June 29, 2017, Donald J. Trump tweeted, “I  
19 heard poorly rated Morning Joe speaks badly of me (don’t  
20 watch anymore). Then how come low I.Q. Crazy Mika,  
21 along with Psycho Joe, came to Mar-a-Lago 3 nights in  
22 a row around New Year’s Eve, and insisted on joining me.  
23 She was badly bleeding from a face-lift. I said no!”.

24 On July 2, 2017, Donald J. Trump tweeted  
25 “#FraudNewsCNN#FNN” and circulated a video of him

1 violently wrestling a man covered by a CNN logo, which,  
2 according to the Reporters Committee on Freedom of the  
3 Press, was a “threat of physical violence against journal-  
4 ists . . [and] beneath the office of the presidency”.

5 On May 10, 2017, Donald J. Trump’s White House  
6 barred American reporters from witnessing his meeting  
7 with Russian Foreign Minister Sergey Lavrov and Russian  
8 Ambassador to the United States Sergey Kislyak in the  
9 Oval Office, but allowed a Russian photographer to docu-  
10 ment the meeting.

11 In January 2017, Donald J. Trump’s transition team  
12 considered a plan to relocate the press corps from the  
13 White House press room to the White House Conference  
14 Center near Lafayette Square or to space in the Old Exec-  
15 utive Office Building.

16 In June 2017, Donald J. Trump’s Administration  
17 prohibited video recordings of White House press brief-  
18 ings.

19 On October 11, 2017, Donald J. Trump tweeted,  
20 “Fake @NBC News made up story that I wanted a ‘ten-  
21 fold’ increase in our U.S. nuclear arsenal. Pure fiction,  
22 made up to demean. NBC=CNN!” and “With all of the  
23 Fake News coming out of NBC and the Networks at what  
24 point is it appropriate to challenge their License? Bad for  
25 country!”.

1        On October 11, 2017, Donald J. Trump also tweeted,  
2 “Network news has become so partisan, distorted and fake  
3 that licenses must be challenged and, if appropriate, re-  
4 voked. Not fair to public!”.

5        On October 11, 2017, Donald J. Trump told report-  
6 ers in the Oval Office, “It is frankly disgusting the way  
7 the press is able to write whatever they want to write, and  
8 people should look into it.”.

9        In all of this, Donald J. Trump has sought to under-  
10 mine the freedom of the press guaranteed by the First  
11 Amendment to the Constitution, brought disrepute on the  
12 Presidency, and has acted in a manner subversive of con-  
13 stitutional government, to the great prejudice of the cause  
14 of law and justice and to the manifest injury of the people  
15 of the United States.

16       Wherefore Donald J. Trump, by such conduct, war-  
17 rants impeachment and trial, and removal from office.