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1ST SESSION

H. RES. 621

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

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 15, 2017

Mr. COHEN (for himself, Mr. GUTIÉRREZ, Mr. YARMUTH, Mr. AL GREEN of
Texas, Ms. FUDGE, and Mr. ESPALLAT) submitted the following resolution;
which was referred to the Committee on the Judiciary

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

ARTICLE I

OBSTRUCTION OF JUSTICE

1
2
3 In his conduct while President of the United States,
4 Donald J. Trump, in violation of his constitutional oath
5 to faithfully execute the office of President of the United
6 States and, to the best of his ability, preserve, protect,
7 and defend the Constitution of the United States, as well
8 as his constitutional obligation to take care that the laws
9 be faithfully executed, has prevented, obstructed, and im-
10 peded the administration of justice, and has to that end
11 engaged personally, and through his subordinates and
12 agents, in a course of conduct or scheme designed to delay,
13 impede an investigation, and to conceal information
14 sought by the Federal Bureau of Investigation (FBI) in
15 the course of its investigation into Russian interference
16 with the 2016 United States Presidential election, includ-
17 ing any possible collusion between Russia and Donald J.
18 Trump's campaign.

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

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

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

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

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

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

19 On January 26, 2017, Acting Attorney General Sally
20 Yates warned White House Counsel Don McGahn that
21 National Security Advisor Flynn had misled Vice Presi-
22 dent Pence about his communications with Ambassador
23 Kislyak, and that, as a result, Flynn was at risk for being
24 blackmailed by the Russians.

1 Flynn was asked to resign from the Trump adminis-
2 tration on February 13, 2017.

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

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

18 On March 20, 2017, Director James Comey testified
19 before Congress that the FBI was investigating Russian
20 interference with the 2016 U.S. Presidential election, in-
21 cluding the possibility of its collusion with the Trump cam-
22 paign.

23 On March 30, 2017, Donald J. Trump called FBI
24 Director James Comey and said the Russia investigation

1 was, “a cloud,” that was impairing his ability to act on
2 behalf of the country.

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

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

18 On May 17, 2017, the U.S. Department of Justice
19 appointed former FBI Director Robert Mueller to serve
20 as a special counsel to investigate links between the Rus-
21 sian government and Donald J. Trump’s Presidential
22 campaign.

23 According to the New York Times, shortly after
24 learning that a special counsel had been appointed, Donald
25 J. Trump berated Attorney General Jeff Sessions in an

1 Oval Office meeting, said Sessions should resign, and ac-
2 cused Sessions of “disloyalty”. According to the New York
3 Times, Sessions told Donald J. Trump he would quit and
4 sent a resignation letter to the White House. According
5 to the New York Times, Donald J. Trump rejected Ses-
6 sions’ resignation letter after senior members of his ad-
7 ministration argued that dismissing the attorney general
8 would only create more problems.

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

16 According to the Washington Post, on July 8, 2017,
17 Donald J. Trump personally dictated a statement for his
18 son and former Trump campaign operative, Donald
19 Trump, Jr., to use to explain Donald Trump, Jr.’s, meet-
20 ing during the 2016 Presidential campaign with Russian
21 lawyer Natalia Veselnitskaya. In the statement, Donald
22 Trump, Jr., said he and Veselnitskaya had, “primarily dis-
23 cussed a program about the adoption of Russian chil-
24 dren,” and that the subject of the meeting was, “not a
25 campaign issue at the time”.

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

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

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

ARTICLE II

1
2 VIOLATION OF THE FOREIGN EMOLUMENTS CLAUSE—AR-
3 TICLE I, SECTION 9 OF THE UNITED STATES CON-
4 STITUTION

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, accepted, without the consent of
12 Congress emoluments from foreign states in the following
13 manner:

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

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

20 Donald J. Trump acknowledged, through his personal
21 attorney, that his businesses receive funds and make a
22 profit from payments by foreign governments, and would
23 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, DC, which
5 holds a lease from the General Services Administration.

6 The Trump International Hotel in Washington, DC,
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, DC, and held its National Day Celebration,
16 instead, at Trump International Hotel in Washington,
17 DC, 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, DC. 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, DC.

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, DC. 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, DC, \$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, DC, 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, DC.

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
21 Donald J. Trump and Argentine partners had been work-
22 ing on for a number of years. Three days after Trump
23 spoke with Argentina's President, the long-delayed project
24 moved 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.

12 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
25 from Iraq, Syria, Iran, Libya, Somalia, Sudan, and
26 Yemen, prohibiting entry indefinitely refugees from war-

1 torn Syria, and stopping admission of all refugees to the
2 United States for four months. The order stated that upon
3 resumption 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 judgment
16 . . . we have a very hostile judge. Now, he is Hispanic,
17 I believe. He is a very hostile judge to me. I said it loud
18 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
3 be 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 . . .
6 I 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 . . . be-
15 cause I’m going to bring back jobs. And they are going
16 to get jobs. I think I’m going to do very well with His-
17 panics. But we are building a wall. He’s a Mexican. We’re
18 building a wall between here and Mexico. The answer is,
19 he is giving us very unfair rulings, rulings that people
20 can’t even believe. This case should have ended years ago
21 on summary judgment. The best lawyers—I have spoken
22 to 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 exec-
7 utive branches. By pardoning Joe Arpaio's willful violation
8 of a Federal court order, Donald J. Trump has offered
9 encouragement to others to disobey Federal court orders
10 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.

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