



Resolution calling for the Impeachment
of
Roy Asberry Cooper III
Governor of the State of North Carolina



Al Pisano, Chairman
Kevin Hayes, Vice Chairman
Joseph Guarino, Treasurer
Mark Crowe, Secretary
Pattie Curran, Member At Large

Whereas the Governor, Roy Asberry Cooper III, on the Seventeenth Day of January in the Year of our Lord Two Thousand and Seventeen did take the oath for the office of Governor of the State of North Carolina, as required by the North Carolina State Constitution, **Article 3 section 4**.

Article 3 section 4.

(Oath of office for Governor. The Governor, before entering upon the duties of his office, shall, before any Justice of the Supreme Court, take an oath or affirmation that he will support the Constitution and laws of the United States and of the State of North Carolina, and that he will faithfully perform the duties pertaining to the office of governor.)

Whereas Governor, Roy Asberry Cooper III, did violate his oath of office as defined in the North Carolina State Constitution under **Article 6 section 7**. by acting outside of his constitutionally described authority through the enacting and abuse of executive orders that violate the principles of said Constitution & the Bill of Rights. Principles that were enshrined to protect the rights and liberties of the people by restraining the arbitrary & capricious application of laws which violate said rights and liberties.

Article 6 section 7

Oath. Before entering upon the duties of an office, a person elected or appointed to the office shall take and subscribe the following oath: "I, _____, do solemnly swear (or affirm) that I will support and maintain the Constitution and laws of the United States, and the Constitution and laws of North Carolina not inconsistent therewith, and that I will faithfully discharge the duties of my office as _____, so help me God."

Whereas Governor, Roy Asberry Cooper III, usurped the rights of the people with his executive orders violating the **Constitution of the United States of America** by denying the People as a whole and specifically, certain groups of citizens their rights, as guaranteed under the First and Fourteenth Amendments.

*He has denied the people their **First Amendment** right to peaceably assemble in order to protest the implementation of his executive orders, and by executive order, prohibiting the people from exercising their freedom of religion by denying the people's ability to attend worship services under penalty of law.*

*He has denied the people their civil rights, by executive orders, as guaranteed under the **Fourteenth Amendment**, article 1 "No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws."...*

Whereas Governor, Roy Asberry Cooper III, usurped the rights of the people with his executive orders that violates **Article 1 Section 1** of the North Carolina State Constitution.

Section 1. The equality and rights of persons *We hold it to be self-evident that all persons are created equal; that they are endowed by their Creator with certain inalienable rights; that among these are life, liberty, the enjoyment of the fruits of their own labor, and the pursuit of happiness.*

He has denied the people their rights to own and operate a business by declaring certain businesses as essential and others non-essential. He has done this in an arbitrary and capricious manner without due process of law. Thus, taking on the role of a dictator and not an elected governor that is bound by the rule of law.

Whereas Governor, Roy Asberry Cooper III, usurped the rights of the people with his executive orders that violates **Article 1 Section 7** of the North Carolina State Constitution.

Sec. 7. Suspending laws. *All power of suspending laws or the execution of laws by any authority, without the consent of the representatives of the people, is injurious to their rights and shall not be exercised.*

Whereas Governor, Roy Asberry Cooper III, usurped the rights of the people with his executive orders that violates **Article 1 Section 12:** of the North Carolina State Constitution.

Sec. 12. Right of assembly and petition. *“The people have a right to assemble together to consult for their common good, to instruct their representatives, and to apply to the General Assembly for redress of grievances;”...*

Whereas Governor, Roy Asberry Cooper III, usurped the rights of the people with his executive orders that violates **Article 1 Section 13** of the North Carolina State Constitution.

Sec. 13. Religious liberty. *All persons have a natural and inalienable right to worship Almighty God according to the dictates of their own consciences, and no human authority shall, in any case whatever, control or interfere with the rights of conscience.*

He has prohibited the people from exercising their freedom of religion by denying the people's ability to attend worship services under penalty of law.

Whereas US District Court Justice James C. Dever III Referencing EO 138 in BEREAN BAPTIST Church, RETURN AMERICA, INC., DR. RONNIE BAITY, and PEOPLE'S BAPTIST Church, INC. v. GOVERNOR ROY A. COOPER said "The Governor cannot treat religious worship as a world apart from non-religious activities with no good, or more importantly, constitutional explanation."

Whereas Governor, Roy Asberry Cooper III, usurped the rights of the people with his executive orders that violates **Article 1 Section 14** of the North Carolina State Constitution.

Sec. 14. Freedom of speech and press. *Freedom of speech and of the press are two of the great bulwarks of liberty and therefore shall never be restrained.*

He has denied through executive orders the right of the people to assemble in public and to speak in a public venue with groups of people.

Whereas Governor, Roy Asberry Cooper III, usurped the rights of the people with his executive orders that violates **Article 1 Section 19** of the North Carolina State Constitution.

Sec. 19 “...No person shall be denied the equal protection of the laws; nor shall any person be subjected to discrimination by the State because of race, color, religion, or national origin.”

He denied the people their right to gather together and worship together in a manner that they deem appropriate, however he permitted mass gatherings of people to engage in commerce and various other business type activities as long as the business was one that he deemed essential.

He denied certain groups of people the right to protest without fear of arrest who wanted to have the state of North Carolina open for commerce while permitting another group to protest with his approval whereby he did join with that group in the protest.

Whereas Governor, Roy Asberry Cooper III, usurped the rights of the people with his executive orders that violates **Article 1 Section 21** of the North Carolina State Constitution.

Sec. 21. Inquiry into restraints on liberty. *Every person restrained of his liberty is entitled to a remedy to inquire into the lawfulness thereof, and to remove the restraint if unlawful, and that remedy shall not be denied or delayed.*

Whereas Governor, Roy Asberry Cooper III, usurped the rights of the people with his Executive orders that violates **Article 1 Section 36** of the North Carolina State Constitution.

Sec. 36. Other rights of the people. *The enumeration of rights in this Article shall not be construed to impair or deny others retained by the people.*

He has denied through his executive order the rights of families, friends and associates to be present at the burial sites of their loved ones. A heartless and cruel act. This action is especially egregious and cruel when it comes to the burials of military veterans. His actions denied military honor burials for numerous veterans who served their country with honor and distinction and denied the families the ability to be grave side for their deceased loved one's internment. He has done this while permitting the memorial service of George Floyd to be held with full attendance disregarding his own executive orders that barred memorial services with large attendance of others.

He has through his executive orders denied the people their right to travel about freely in their normal day to day activities, he has required that the people, in order to function and operate in

society must adhere to wearing certain types of face masks or else face a penalty, thus reducing free people to the status of chattel.

He has denied the people their right and ability, as free people, to engage in free trade and commerce unless the commerce has been approved by him.

He has denied the people in an election year the ability to gather in public to hear the voices of candidates for elected office. He has denied candidates for elected office their rights to campaign and meet with large groups of North Carolinians so candidates can speak to and hear the concerns of the people about their government. He has accomplished this by eliminating venues that would attract mass numbers of people for candidates to attend.

He continues to conduct televised and radio interviews without any restriction, thus allowing himself to be the main voice to be heard by the people. while severely limiting the ability for other candidates to campaign and for the voters to hear other candidate's ideas, policies and solutions.

Whereas at least 12 Sheriffs in North Carolina, some of whom are members of the governors own Political Party are refusing to enforce EO 147 and stating it's unenforceable and unconstitutional.

Whereas Governor, Roy Asberry Cooper III, usurped the rights of the people with his executive orders violating **Article 3 Section 5 subsection (4)** of the North Carolina State Constitution.

Whereas **Sec. 5 Sub 4 Execution of laws.** *The Governor shall take care that the laws be faithfully executed.*

Whereas Governor, Roy Asberry Cooper III, was involved in Malfeasance of office

Whereas Governor, Roy Asberry Cooper III, was involved in Non-feasance of office (neglect of duty). § 14-230. Willfully failing to discharge duties

Whereas on June 19th, 2020 rioters destroyed The Confederate Soldiers Monument.

Whereas NCGS) § 14-127, makes it illegal to destroy property in North Carolina

Whereas Governor, Roy Asberry Cooper III, did violate North Carolina General Statutes in pursuit of political objectives and gains without regard to due process.

Whereas NC GS_100-2.1 forbids the removal of state-owned monuments

Whereas on June 20th, 2020 Governor Roy Asberry Cooper III ordered the removal of The Confederate Women's Monument.

Whereas the Confederate Women's Monument is on the list of State Owned Monuments according to The NC Department of Natural and Cultural Resources.

Whereas Governor, Roy Asberry Cooper III did violate North Carolina General Statute § 166A-19.30(b).Emergency Management Act in that the Governor must get concurrence from the Council of State to issue executive orders and that he failed to do so.

Whereas Governor, Roy Asberry Cooper III, has excited domestic insurrection, aided and abetted Terrorist actions against the People of the State of North Carolina by permitting certain groups to terrorize and intimidate the people of this State, permitting groups and individuals to violate North Carolina laws by means of threatened violence against individuals and the destruction of property, in an effort to extract political change. § 14-10.1. Terrorism

Whereas Governor, Roy Asberry Cooper III, aided and abetted the interference of Interstate Commerce and Intrastate Commerce. by failing to act, thus giving permission for protestors to take control of the Interstate highway known as Interstate 40.

Whereas Governor Cooper unethically sought monies from Duke Energy as part of a permit process for the Atlantic Coast Pipeline;

Wherein it is the duty and sole obligation of the North Carolina House of Representatives to hold an Impeachment inquiry for the Governor, granted by the authority of the North Carolina State Constitution, **article 3 section 3 subsection 5** of said Constitution.

Wherein General Statute 123.5 defines the causes for impeachment.

Listing of Governor Roy Asberry Cooper 111, executive orders denying the liberties of the people.

Executive Order 117 March 14th, 2020 Banned mass gatherings.

Executive Order 118 March 17th, 2020 Restrictions on bars and restaurants.

Executive Order 120 March 23rd, 2020 Expanded the closure of certain businesses.

Executive Order 121 March 27th, 2020 Implemented a stay at home order.

Executive Order 135 April 23rd, 2020 Extends stay at home order.

Executive Order 147 June 24th, 2020 Requires facemask be worn of all citizens.

We the undersigned do formally request that the North Carolina House of Representatives do impeach Governor Roy Asberry Cooper III.



Al Pisano, Chairman

Kevin Hayes, Vice Chairman

Joseph Guarino, Treasurer

Mark Crowe, Secretary

Pattie Currax, Member At Large