

CITIZENS' GRAND JURY
OCALA FLORIDA DIVISION

THE PEOPLE OF FLORIDA AND THE)
UNITED STATES OF AMERICA)
)
v.)
)
BARACK HUSSEIN OBAMA, an)
individual, and JOSEPH ROBINETTE)
BIDEN JR., an individual,)
)
Defendant.)

INDICTMENT

THE GRAND JURY CHARGES THAT

GENERAL ALLEGATIONS

At all times material to this indictment

1. Defendant BARACK HUSSEIN OBAMA (hereinafter referred to as "Defendant OBAMA") was the President of the United States of America, who was sworn into office on January 20, 2009 and has served continuously until today.
2. On January 20, Supreme Court Chief Justice John Roberts administered the oath of office to Defendant OBAMA. Defendant OBAMA raised his right hand and affirmed "I do solemnly swear that I will faithfully execute the office of the President of the United States and will to the best of my ability preserve, protect and defend the Constitution of the United States."
3. Defendant JOSEPH ROBINETTE BIDEN JR. (hereinafter referred to as "Defendant BIDEN") was the Vice President of the United States of America, who was sworn

into office on January 20, 2009 and has served continuously in that capacity until today.

4. On January 20, Supreme Court Justice John Paul Stevens administered the oath of the office to Defendant BIDEN. Defendant BIDEN raised his right hand and affirmed that "I ... do solemnly swear that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same, that I take this obligation freely, without any mental reservation or purpose of evasion, and that I will well and faithfully execute the duties of the office on which I am about to embark. So help me God."
5. As dictated by Article II, Section 2 of the U.S. Constitution, the "President shall be the commander in chief of the Army and Navy of the United States." In that capacity, the President is given sensitive and classified information, information that if revealed could cost the lives of American soldiers as well as place future American troops in harms way.
6. In August 2010, Leon Panetta, the director for the Central Intelligence Agency ("CIA"), informed Defendant OBAMA that CIA analysts had discovered a compound in Abbottabad believed to be where Osama Bin Laden was located. Later in 2010, Defendant OBAMA ordered Panetta to begin exploring options for a military strike on the compound.
7. On or about March 14, 2011, Defendant OBAMA called his national security advisors into the White House Situation Room and reviewed a spreadsheet listing possible courses of action against the Abbottabad compound. Most were variations of a Joint Special Operations Command (JSOC) raid or airstrike. Following the meeting,

Defendant OBAMA instructed Vice-Admiral Bill McRaven, the Navy SEALs in charge of JSOC, to proceed with planning a raid.

8. On March 29, McRaven brought the plan to Defendant OBAMA, and Defendant OBAMA directed McRaven to commence training for the raid. The Navy SEALs team began training on April 10. After ongoing discussions between McRaven and Defendant OBAMA, Defendant OBAMA decided to go ahead with the raid, and due to weather concerns, McRaven chose Sunday May 1, 2011.
9. On or about May 1, 2011 at approximately eleven o'clock in the morning, Defendant OBAMA's top advisers began gathering around a large conference table in the situation room and a video link connected them to Panetta, at C.I.A. headquarters, and McRaven, in Afghanistan. Just before four o'clock, Panetta announced to the group in the Situation Room that the helicopters were approaching Abbottabad. Defendant OBAMA then joined Defendant BIDEN, Secretary Robert Gates, and Secretary of State Hillary Clinton.
10. Several hours later, a team of SEALs (SEALs Team Six) stepped into the room that Bin Laden was located in. The first round, a 5.56-mm. bullet, struck bin Laden in the chest. As he fell backward, the SEALs fired a second round into his head, just above his left eye. On his radio, he reported, "For God and country—Geronimo, Geronimo, Geronimo." After a pause, he added, "Geronimo E.K.I.A....enemy killed in action." ("Geronimo" was to signify that bin Laden had been found). Hearing this at the White House, OBAMA said, "We got him."
11. On or about May 4, while Defendant BIDEN was at a dinner at Washington's Ritz Carlton Hotel to mark the 50th Anniversary of the Atlantic Council. At that dinner,

Defendant BIDEN revealed, "Let me briefly acknowledge tonight's distinguished honorees. Admiral James Stavridis is a, is the real deal. He can tell you more about and understands the incredible, the phenomenal, the just almost unbelievable capacity of his Navy SEALs and what they did last Sunday... Folks, I'd be remiss also if I didn't say an extra word about the incredible events, extraordinary events of this past Sunday. As Vice President of the United States, as an American, I was in absolute awe of the capacity and dedication of the entire team, both the intelligence community, the CIA, the SEALs. It just was extraordinary."

12. Prior to the Atlantic Council 50th Anniversary dinner, there was no specific mention of who had killed Osama bin Laden. Defendant OBAMA did not say it was the SEALs, nor did Defendant OBAMA's counter-terrorism chief or his deputy national security advisor. Although there had been suspicions, Defendant BIDEN was the first to make actual reference to the SEALs.
13. Several months following the release of this classified information, insurgents shot down a U.S. military helicopter during fighting in eastern Afghanistan, killing 30 Americans, most of them belonging to the same elite Navy SEALs Team Six unit that killed Osama bin Laden, as well as seven Afghan commandos.
14. As a direct result of another leak by Defendants OBAMA and BIDEN and their agents, Shakil Afridi, a Pakistani doctor who aided the Central Intelligence Agency in tracking down Osama bin Laden, was arrested and sentenced to 33 years in jail when the Pakistani authorities discovered Afridi's involvement with the CIA after an internal government probe. Vice Presidential nominee and Congressman Paul Ryan said, "If this is the doctor that was doing DNA samples for testing to try and find

DNA strands from the bin Laden family to help us, you know, nail down that Osama bin Laden was in Abbottabad in this compound — let me be careful in my words but be really clear,” Ryan responded. “These leaks on national security coming from the White House undermine the men and women who put risks on their lives for us. This is not helpful. I suppose it could have served some short-term political gain, could have ... told some nice story.” He continued: “But let’s ask this question: If you’re a doctor in Pakistan and the American government asks you to help in the future and you see that, what do you think you’re going to do? How are we going to get people to help us in the war on terror if this is how we treat our allies in the war on terror?”

15. William Cowan, a retired United States Marine Corps Lieutenant Colonel, was in shock- not at the release of the killing of Osama Bin Laden, but rather the immediacy of it. “Why didn't we wait some amount of time to exploit the intelligence (the SEALs Team Six) got out of that compound?”
16. Scott Taylor, former United States Navy Seal in Operation Iraqi Freedom, was stunned at the details disclosed from the Osama Bin Laden raid. “I think the disclosure of specific details of the raid, how we got there, how many people we used, what were the tactics to conduct the mission and what we did afterwards. I believe that a ten year old would understand that if you disclose how we got there, how we took down the building, what we did, how many people were there the it is going to hinder future operations and certainly hurt the success of those future operations for (Department of Defense), for military, the intelligence community as a whole.”
17. Fred Rustman, a retired Central Intelligence Agency officer, voiced particular disdain for the Defendants OBAMA and BIDEN granting access to Hollywood filmmakers to

turn the raid into a movie. "Days after the raid, Hollywood was invited into the White House so that they could receive a briefing on exactly how the raid took place," Rustman says. "What kind of sources we had. What kind of methods we used. All for the purpose of making a Hollywood movie."

18. On or about March 18, the New York Times published an article titled "U.S. Assessment of Iranian Risks Took Tricky Path"
19. On or about March 30, 2012, Defendant OBAMA ordered the release of classified intelligence assessments and documents that detail Israel's most sensitive military zones. Released were staging grounds (air base) and logistics in Azerbaijan where Israel Defense could easily strike Iran. Israel, a United States ally, had a secret relationship with Azerbaijan or at least, it had. Azerbaijan had granted Israel access to airbases in its territory along Iran's northern border for potential use in a military strike against Iranian nuclear facilities, a report published Wednesday in Foreign Policy magazine quoted senior US officials as saying. "The Israelis have bought an airfield," an official said, "and the airfield is called Azerbaijan." ... The Foreign Policy report by journalist Mark Perry, said the OBAMA administration believes the Jerusalem-Baku relationship is raising the risk of an Israeli strike on Iran. Senior U.S. officials have said that Israel's military expansion into Azerbaijan is complicating U.S. efforts to defuse Israeli-Iranian tensions. "We're watching what Israel is doing in Azerbaijan. And we're not happy about it," one official said.
20. On June 1, 2012, the New York Times documented in great detail, in an article titled "OBAMA Order Sped Up Wave of Cyberattacks Against Iran" the President's secret decision to accelerate cyber attacks on Iran's nuclear enrichment facilities with a

- computer virus that came to be known as Stuxnet. The author of the article, Mr. David Sanger, clearly states that former and current American government officials in the Obama Administration spoke to him but refused to do so on the record because they admitted that the program is both highly classified and parts of it are ongoing.
21. As a direct result of the release of classified information regarding the cyber attacks against Iran, the Iranian regime has launched, and will launch in the future, retaliatory cyber attacks on the United States and its allies.
 22. On or about October 17, 2012, Iranian hackers launched a campaign of cyber attacks against United States banks, specifically targeting Capital One Financial Corp. and BB&T Corp and openly defied United States warnings to halt. The attacks, which disrupted and harmed the banks' websites, showed the ability of the Iranian group to sustain its cyber assault on the nation's largest banks for a fifth week, even as it announced its plans to attack in advance.
 23. Kurt Tidd, the Vice Admiral of the United States Navy, said on October 4, 2012, in a sworn declaration in response to a Freedom of Information Act (FOIA) request, that "because the request may seek information related to military operations and intelligence activities conducted in coordination with other nations, acknowledging the existence or non-existence of records responsive to (the) request could reveal the nature and scope of the activities with these foreign nations, and would therefore invariably implicate foreign relations of the U.S. Any response by the DoD (i.e. U.S. Department of Defense) that would be seen as a confirmation or denial of its alleged involvement in the alleged cyber-attacks could raise questions with other countries about whether or not the DoD is operating clandestinely inside their borders.

Although it is known that DoD conducts military and intelligence operations in foreign nations, publicly disclosing a particular military or intelligence activity could cause the foreign government to respond in ways that would damage U.S. national interests.” (emphasis added).

24. Other recent articles, such as one published by the New York Times editorial titled “Secret ‘Kill List’ Proves a Test of OBAMA’s Principles and Will” divulged critical and classified information regarding U.S. plans to expand the secret drone campaign against terrorists in Yemen and the “Horn of Africa.”
25. John McCain, Senator from Arizona, who sits on the Senate Committee on Armed Services as a Ranking Minority Member as well as the Senate Committee on Homeland Security & Government Affairs, represented that “[t]here is no legitimate reason (for the information to be) out in the public domain,” adding that releasing the information “only harms our national security and the men and women sworn to protect it.”
26. Additionally, Senator McCain added that “our enemies now know much more than they even did the day before they came out about important aspects of the nation’s unconventional offensive capability and how we use them... Such disclosures can only undermine similar ongoing or future operations and, in this sense, compromise national security. For this reason, regardless of how politically useful these leaks may be to the President, they have to stop.”
27. Furthermore, Lindsey Graham, Senator from South Carolina, who sits on the Senate Subcommittee on Defense, Subcommittee on State, Foreign Operations, and Related Programs, and the Senate Committee on Armed Services, said in reference to the

numerous security leaks, “I don’t think you have to be Sherlock Holmes to figure out what is going on here. You’ve had three leaks of intelligence that paint the president as a strong leader... I don’t think it’s an accident that you have three stories within about 45 days that paint the Obama administration as being effective in the war on terror at our national security detriment... (and was perpetrated to) make the president look good” (in an election year).

28. As further evidence of this pattern of national security disclosures, more recently was the leak of information regarding an agreement between the United States and Iran, in principle, to one-on-one negotiations over Iran’s nuclear program. However, Senator Rob Portman set forth why this too is another national security leak: “[B]oth the White House and the Iranians have said it’s not true,” Portman said. “It sounds to me like (like) another example of a national security leak from the White House. You know, they’ve done a lot of that.” “The other thing that is interesting about this story is, if it’s accurate, is that it sounds like the U.S. is taking the position that we’re going to jettison our allies,” Portman said. “And as you know, there are talks going on right now, the P5-plus-1 talks [The P5-plus-1 refers to all the members of the UN Security Council, plus Germany]. The last thing we would want to do is abandon our allies in this, and to make it a one-on-one negotiation. In fact, some of those allies have actually been more forward leaning than we’ve been, to be sure these sanctions were tough and put in place.”

COUNT ONE

(50 U.S.C. § 421(a) - Disclosure of Information Identifying a Covert Agent(s))

THE GRAND JURY FURTHER CHARGES:

29. Paragraphs 1 through 28 of the General Allegations are realleged here.
30. In or about August 2010 through May 2012, Defendant OBAMA received confidential information regarding the whereabouts of Osama bin Laden as well as various possible avenues in which American soldiers could use to pursue Osama bin Laden, whereupon on May 1, 2011 (May 2 Pakistan local time) SEALs Team Six shot and killed Osama bin Laden.
31. Over the next several days, information was released at the direction of Defendant OBAMA and his Administration, specifically through Defendant BIDEN, that the SEALs Team Six special forces soldiers shot and killed Osama bin Laden.
32. Defendant BIDEN was acting at the direction of and in accordance with Defendant OBAMA'S directive.
33. As a direct result of the divulgence of this information, an Afghanistan militant group shot down a helicopter containing 30 Americans, including members of the same elite SEALs Team Six that killed Osama bin Laden.
34. Furthermore, due to other leaks by Defendant OBAMA and Biden and their agents, the identity of Shakil Afridi, the Pakistani doctor cooperating with the Central Intelligence Agency, was made public. As a result, Afridi was arrested and sentenced to thirty-three years in prison by a Pakistani judge.
35. The information leaked was done so intentionally and wantonly without regard to, or concern for, the national security of the United States and whose only purpose was to

bolster and promote Defendant OBAMA's and Defendant BIDEN's political agendas, and harm U.S. national security.

36. Defendants herein, having had authorized access to classified information that identifies covert agents, intentionally disclosed information identifying such covert agents to individuals not authorized to receive classified information, knowing that the information disclosed so identified such covert agents and that the United States government was taking affirmative measures to conceal such covert agents intelligence relations to the United States; in that defendants disclosed the identity of the covert SEALs Team Six in violation of Title 50, United States Code, Section 421(a).

COUNT TWO

(18 U.S.C. § 793(d) - Disclosure of National Defense Information to attendees of the Anniversary of the Atlantic Council)

37. Paragraphs 1 through 36 of the General Allegations are realleged here.
38. The attendees at Washington's Ritz Carlton Hotel to mark the 50th Anniversary of the Atlantic Council were not persons entitled to receive information related to national defense.
39. Defendant BIDEN was acting at the direction of and in accordance with Defendant OBAMA's directive when disclosing aforementioned classified information.
40. The information leaked was done so intentionally and wantonly without regard to, or concern for, the national security of the United States and whose only purpose was to bolster and promote Defendant OBAMA's and Defendant BIDEN's political agendas, and harm U.S. national security.

41. Defendants herein, lawfully having had access to and been entrusted with information relating to the national defense, namely, the identity of the elite SEALs Team Six, which information the possessors had reason to believe could be used to the injury of the United States and to the advantage of any foreign nation or interest, willfully communicated and transmitted, caused to be communicated and transmitted, and attempted to communicate and transmit and cause to be communicated and transmitted, the same to the attendees of the dinner marking the 50th Anniversary of the Atlantic Council, persons not entitled to receive it, in violation of Title 18, United States Code, Section 793(d).

COUNT THREE

(18 U.S.C. § 793(d) - Disclosure of National Defense Information to editor and authors of the New York Times)

42. Paragraphs 1 through 41 of the General Allegations are realleged here.
43. The editors and the author of New York Times article titled “U.S. Faces a Tricky Task in Assessment of Data on Iran” James Risen were not persons entitled to receive information related to national defense.
44. Information was leaked by or on behalf of, or at the direction of, Defendant OBAMA and Defendant BIDEN.
45. The information leaked was done so intentionally and wantonly without regard to, or concern for, the national security of the United States and whose only purpose was to bolster and promote Defendant OBAMA’s and Defendant BIDEN’S political agendas, and harm U.S. national security.

46. Defendants herein, lawfully having had access to and been entrusted with information relating to the national defense, namely, the release of classified national security information disclosing the nation's sources and methods of our intelligence agents, and military capabilities, which information the possessors had reason to believe could be used to the injury of the United States and to the advantage of any foreign nation or interest, willfully communicated and transmitted, caused to be communicated and transmitted, and attempted to communicate and transmit and cause to be communicated and transmitted, the same to the editor of the New York Times and James Risen are persons not entitled to receive it in violation of Title 18, United States Code, Section 793(d).

COUNT FOUR

(18 U.S.C. § 793(d) - Disclosure of National Defense Information to editor and authors of the New York Times)

47. Paragraphs 1 through 46 of the General Allegations are realleged here.
48. The editor and the authors of New York Times article titled "U.S. War Game Sees Perils of Israeli Strike Against Iran," Mark Mazzetti and Thom Shanker, were not persons entitled to receive information related to national defense.
49. Information was leaked by or on behalf of, or at the direction of, Defendant OBAMA and Defendant BIDEN.
50. The information leaked was done so intentionally and wantonly without regard to, or concern for, the national security of the United States and whose only purpose was to bolster and promote Defendant OBAMA's and Defendant BIDEN'S political agendas, and harm U.S. national security.

51. Defendants herein, lawfully having had access to and been entrusted with information relating to the national defense, namely, the release of classified national security information disclosing the nation's sources and methods of United States intelligence agents, and military capabilities, which information the possessors had reason to believe could be used to the injury of the United States and to the advantage of any foreign nation or interest, willfully communicated and transmitted, caused to be communicated and transmitted, and attempted to communicate and transmit and caused to be communicated and transmitted, the same to the editor of the New York Times and Mark Mazzetti and Thom Shanker, who are persons not entitled to receive it in violation of Title 18, United States Code, Section 793(d).

COUNT FIVE

(18 U.S.C. § 793(d) - Disclosure of National Defense Information to editor and authors of the New York Times)

52. Paragraphs 1 through 51 of the General Allegations are realleged here.

53. The editor and the author of New York Times article titled "Obama Order Sped Up Wave of Cyberattacks Against Iran," David Sanger, were not persons entitled to receive information related to national defense.

54. Information was leaked by or on behalf of, or at the direction of, Defendant OBAMA and Defendant BIDEN.

55. The information leaked was done so intentionally and wantonly without regard to, or concern for, the national security of the United States and whose only purpose was to bolster and promote Defendant OBAMA's and Defendant BIDEN's political agendas, and harm U.S. national security.

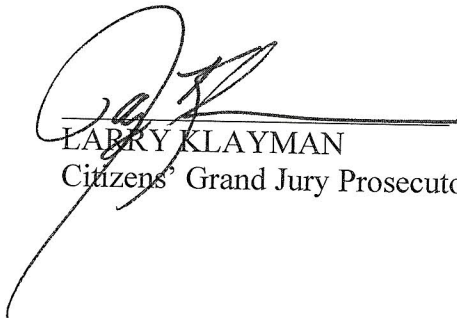
56. Defendants herein, lawfully having had access to and been entrusted with information relating to the national defense, namely, the release of classified national security information disclosing the nation's sources and methods of our intelligence agents, and military capabilities, which information the possessors had reason to believe could be used to the injury of the United States and to the advantage of any foreign nation or interest, willfully communicated and transmitted, caused to be communicated and transmitted, and attempted to communicate and transmit and cause to be communicated and transmitted, the same to the editor of the New York Times and David Sanger, who are persons not entitled to receive it in violation of Title 18, United States Code, Section 793(d).

COUNT SIX

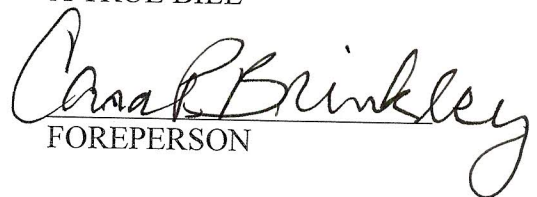
(18 U.S.C. § 793(d) - Disclosure of National Defense Information to Editor and Authors of the New York Times)

57. Paragraphs 1 through 56 of the General Allegations are realleged here.
58. The editor and the author of New York Times article titled "Secret 'Kill List' Proves a Test of Obama's Principles and Will" Jo Becker and Scott Shane were not persons entitled to receive information related to national defense.
59. Information was leaked by or on behalf of, or at the direction of, Defendant OBAMA and Defendant BIDEN.
60. The information leaked was done so intentionally and wantonly without regard to, or concern for, the national security of the United States and whose only purpose was to bolster and promote Defendant OBAMA's and BIDEN's political agendas, and harm U.S. national security.

61. Defendants herein, lawfully having had access to and been entrusted with information relating to the national defense, namely, the release of classified national security information disclosing the nation's sources and methods of our intelligence agents, and military capabilities, which information the possessors had reason to believe could be used to the injury of the United States and to the advantage of any foreign nation or interest, willfully communicated and transmitted, caused to be communicated and transmitted, and attempted to communicate and transmit and cause to be communicated and transmitted, the same to the editor of the New York Times and Jo Becker and Scott Shane, who are persons not entitled to receive it in violation of Title 18, United States Code, Section 793(d)



LARRY KLAYMAN
Citizens' Grand Jury Prosecutor

A TRUE BILL

FOREPERSON

10/29/12