

Guale Nation 2014 report to the United Nations Universal Periodic Review of United States of America for the Second Cycle, Twenty Second Session of the UPR Human Rights Council

state@qualecountry.net, 912.376.9786, PO Box 60033, Savannah, MGA, 31420

Enforce Geneva Conventions and other Human Rights Instruments
where US occupies Guale Nation

The US violates the Guale Nation and US Constitutions as well as the UN UDHR, UN Charter, ICESCR, ICCPR, ICERD, CAT, CEDAW, CRC, CRPD, ICRMW, DRIP, CEDAW, Kyoto Protocol, Vienna Convention, Geneva Conventions, Law of the Sea, Convention against Transnational Organized Crime, Convention against Corruption, Convention against the Illicit Traffic in Narcotic Drugs and Psychotropic Substances, Counter-Terrorism Convention, anti-slavery agreements, anti-terrorist agreements, and a host of other international Human Rights agreements by continuing to occupy the Guale Nation through the legal sophistry of apartheid 'Indian Law'. This system of US law treats indigenous citizens differently than US citizens. 'Indian Law' did not consider indigenous citizens to be US citizens in name until 1924. Today there is controversy over whether indigenous citizens are in practice US citizens.

US 'Indian Law' says that indigenous citizens can be claimed, without their knowledge or consent by USBIA licensed corporations claiming to represent the indigenous citizens. These USBIA affiliated corporations convert collectively held indigenous blessings to individualized dollarized accounts, which the named beneficiary of the account need not even know exists and cannot necessarily access, all in accordance with US 'Indian Law'. This is a flagrant violation of Customary International Humanitarian Law Chapter 32 Rule 88 and the Geneva Conventions common Article 3, Third Geneva Convention, Article 16; Fourth Geneva Convention, Article 13, which prohibits discrimination in defining and practicing humane treatment.

The Guale Nation submission to the UPR was not accepted in 2010 despite being emailed before the deadline more than 20 times. Nevertheless the US to date has not entered into dialogue to address the human rights violations resulting from the occupation, though the Guale Nation has shared HR violation information and documents (including GN 2010 UPR report) with the US Mission to the UN. GN refers to the 2010 report to the OHCHR UPR Committee to review the serious human rights violations resulting from the US occupation of GN.

The USBIA casino racket affects many Indigenous Peoples (Yamasi, Creek, Cherokee, Seminole, Indigenous Peoples of the Americas) and African Peoples living with and neighboring GN. The USBIA casino racket targets, rapes, abducts, imprisons, tortures, and incapacitates indigenous children living with GN, who should be prepared to be our government. Further, adults and children who may be or are descended biologically

from Peoples indigenous to the Americas are targeted. GN has a long successful history of productive profitable societies valuing truth and merit as an alternative to the fraudulent oppression and economic depression that the US now brings GN with its colonial economy of consumption and destruction. Those living with GN are not allowed to learn of the merits of GN governance because of the USBIA casino racket, which dominates US media. Also, the US has lately labeled and hunted those promoting the jurisprudence, sustainability, or productivity of original nations as ‘terrorists.’ Thus the US actively prevents the safe discussion of the rights of those living with the GN to assert their human rights through the GN legal system.

This 2010 GN UPR report details a case study of how the US uses economic schemes to maintain a non-decision-making serving class who are generationally deprived of access to food, housing, safety, shelter, education, and health care despite their hard work and community service. The US oppresses all who question the colonial economy of extraction of resources from the community for export. Among those occupied by the US with GN, the poor, dark, uneducated, disabled, and marginalized are systematically disenfranchised and deprived of decision-making powers through many generations of European corruption of the law. European corruption of the law began when newcomers came to GN and claimed that their European heritage, color, religion, and culture made them superior to GN and Africans Europeans trafficked and impressed.

This claim of European superiority was only embraced by Europe. Original Nations of the Americas with whom GN had treaties before euro-contact and African nations known after euro-contact did not accept this European superiority claim. The European superiority claim has no basis in the laws of the Americas. The majority of the world has consistently through every historical era, rejected the claim of European superiority as a legal argument. US does not have a right to annex or claim GN or the blessings and Peoples living with GN based on any precedent related to European superiority and/or the inferiority of Original Nations. Thus those Peoples living with GN generationally oppressed by the US, including those descended from illegal trafficked and impressed Africans, as well as those global refugees of US foreign policy, have a right to redress US oppression under GN law. The US has not responded to the GN assertion that the US occupies our land. The US has not demonstrated to the UN that it in fact has lawful ‘title’ to GN blessings.

In order for the Human Rights rule of law to prevail, GN calls on the UPR Committee to recommend that the US join multilateral dialogue with GN and other Original Nations where the US occupies, to comply with HR instruments, including the Geneva Conventions. This recommendation could lead to an end of development-related conflict as all Peoples oppressed by US occupation of GN work toward peace and reconciliation with stakeholders and surviving descendants of the illegally trafficked, imprisoned, and enslaved Peoples, and other indigenous Peoples. Working together, Peoples

generationally oppressed by the US occupation of GN can increase the progressive nature of all tax systems, reform the US penal system to conform to international HR instruments—including the right to food and health care, end violence against women and children—including systematic rape and slavery, develop energy plans to expand access through sustainable development to mitigate climate change, promote collectively held and stewarded access to natural blessings, and end monopolies by private companies of collectively managed and stewarded natural blessings, especially water.

In the interest of international peace, GN asks the UPR Committee to recommend that the US engage in a peace processes with GN to end the violence that prevents southeast Indigenous Peoples from accessing the blessings of our land that provide for our food, health, education, and shelter, etc.

We ask the UPR Committee to recommend that the US end apartheid 'Indian Law' which relegates indigenous citizens to an inferior class of citizenship. When the US abolishes apartheid 'Indian Law' it will end the legalized slavery of indigenous women and children who are systematically raped, impregnated, tortured, beaten, drugged, incapacitated, and disabled by international crime organizations appropriating our identities in accordance with US law through the USBIA casino racket.

US occupation of GN, based solely in the myth of European superiority has no legal merit. GN laws must be recognized to supersede US law if the rule of law is to be applied in the Americas. As the US sees that the UN hesitates to apply the rule of law to the Americas, and that the UN specifically excludes the application of the rule of law to the first 'Americans', the US has increased the perversity and boldness of its human rights violation where it occupies GN. As the UPR is part of the OHCHR, GN expects the UPR Committee to require the US to end its apartheid 'Indian Law' and the torture, rape, slavery, and imprisonment that 'Indian Law' legalizes HR violations for the US. An end to 'Indian Law' will enable the next step toward HR implementation of sharing the benefits of GN law with the millions of newcomers living with our lands, as it will free GN leaders from systematic slavery, rape, torture, and imprisonment. The end of US 'Indian Law' will protect future GN leaders from rape, torture, slavery, and imprisonment and may allow them to attend universities where Indigenous Peoples are respected instead of being blocked from universities that desecrate sacred sites, dig up our ancestors, and use hate speech to degrade our Peoples, cultures, and ancestors as mascots.

An end to US apartheid 'Indian Law' will free original nations to strengthen government in anticipation of significant changes expected where the US occupies. Institutionalized US corruption that appropriated the blessings of Original Nations now paralyzes US attempts at government as the US looks for new places to colonize. Millions of tons of

weapons, explosives, biological/nuclear devices could be released to hundreds of millions of neglected US citizens and global refugees fighting over disappearing natural blessings of food, water, and energy near GN.

Guale Nation asks UPR to review Article 1 of UDHR: "All human beings are born free and equal in dignity and rights. They are endowed with reason and conscience and should act towards one another in a spirit of brotherhood." US apartheid 'Indian Law' must end if peace is to be pursued where the US occupies GN: from Turtle Mound to once-called Kiawah River on the coast and inland in the fall between Augusta and Lake Tohopekaliga. GN is a human government that may spare misery for millions of humans living with GN in the future if our right and responsibility to manage human interaction with our ecosystems is enforced via the rule of international law and human rights. GN expects the UPR Committee to recommend the US occupation government end its application of apartheid 'Indian Law' with GN because this apartheid violates all UN Human Rights instruments, including the Geneva Conventions.