

**UNITED NATIONS
HUMAN RIGHTS COMMISSION
UPR SUBMISSION UNDER GENERAL ASSEMBLY RESOLUTION 60/251**

**CHIEF :Nanya-Shaabu:El, :At-sik-hata Nation of Yamassee Moors
UPR SUBMISSION RE UNITED STATES OF AMERICA**

PART I – BACKGROUND

1. The At-sik-hata Nation of Yamassee Moors is an Indigenous [Sovereign & Tribal] Nation as Defined by Presidential Proclamation 7500 (See Letter to U.S. President George W. Bush – published at <http://tarite9.tripod.com/> and recognized as such by the Various Instrumentalities of the UNITED STATES (Federal Court for the Middle District of North Carolina) which includes the UNITED STATES OF AMERICA (see U.S. Secretary of State Document Number 06021440-3 of May 22 2006 – <http://naturalcredit.tripod.com>) United States Code Title 28 USC 1360 and whose land includes (but is not limited to) : Georgia, North Carolina, South Carolina, Alabama, Florida and Tennessee. We are the Indigenous Peoples of the aforementioned lands with the geographic coordinates: 33° 36' 36" North latitude; -84° 17' 17" West Longitude.
2. 1715 Yamassee Uprising and the Trail of Tears is a historical event, which has been acknowledged by the U.S. Congress passing the following Resolutions HJR-3(HJ 3 IH), HJR-194 & S. Con. Res 26, in which the U.S. Federal Government under the Command of U.S. President Andrew Jackson rounded up our peoples be they: Yamassee, Hichiti, Choctow, Cherokee, Moor, Olmec, Seminole, Yuchi, Washitaw and forced them to walk west to Oklahoma away from their traditional lands which were illegally & unlawfully usurped by the United States.
3. Prior to the Passing of the aforementioned U.S. Congressional Bills and the United Nations Declaration on the Rights of Indigenous Peoples, Our Nation has had the most resistance from the United States / United States of America in exercising our Right of Self-Determination. This despite the fact the United States / United States of America has passed Presidential Executive Orders(13107 – Implementation of Human Rights Treaties) and Presidential Proclamation (PP 7500) guaranteeing our right to exercise our Tribal Sovereignty and Self-Determination.
4. The 1857 U.S. Supreme Court Decision Sanford vs. Scott, known as the Dred Scott Decision, which has never been overturned, has made it clear that no descendant of Africans can be a Citizen of the United States of America. This current state of Affairs leaves those Descendants of “Africans /Moors”, who are unfamiliar with International Law, the United Nations second Decade of the World’s Indigenous Peoples and the fact that they can now self-identify themselves as Indigenous or Tribal, unable to have a Nationality or the ability to identify and claim their Indigenous Heritage in accord with House Joint Resolution 194.
5. The legal limbo created by the Dred Scott decision of 1857, coupled with the Jim Crow laws and the Christian Black Codes – 1794, which are still used to this day, has put the descendants of Africans living in America in a stateless position. This has caused these Descendents of Africans to rely on the United States courts which have a history of biased judgments and decisions against not only Africans but Native Americans as well.
6. There is documented evidence and historical facts that numerous African /Moor slaves were taken in as runaways from Europeans, became accepted into Native American / Indian Tribes or married into Indian / Native Tribes. Those African /Moor Slaves who were adopted by Native American / Indian Tribes

were protected by Native / Indian Tribes and had become family and part of the Native / Indian Tribes all over the United States of America. This would make the Africans / Moors & the Indians ethnically the same.

7. All over America many African-Americans claim not only their African heritage but Indian Ancestry as well. Many African-American families have Indian roots in any one of the various tribes in America such as: Cherokee, Choctaw, Yamassee, Yuchi, Seminole, Washitaw, Lumbee, Creeks etc.
8. HJR -194 in the 110th Congress 1st session on February 27 2007 acknowledges that African-Americans were stripped of their names and heritage.
9. July 8 2003 President George W. Bush acknowledged in a trip to Goree Island, Senegal, that slavery “*was one of the greatest crimes of history*”.
10. The U.S. House of Representatives (3) expressed: “ *its commitment to rectify the lingering consequences of the misdeeds committed against African-Americans under slavery and Jim Crow and to stop the occurrence of human rights violations in the future.*”
11. The North West Ordinance enacted by Congress in 1787, which begins with the Phrase, “ The utmost good faith shall always be observed toward the Indians”.

North American History – Points of History.

12. Four Letters on American history, Published Nov. 17 1827 No.7 By. Prof. Rafinesque to Dr. J.H. M’Culloh of Baltimore where he states: “ To this day they speak and write of the Red men of America, while there is not a Red Man,(nor never was) in this continent. “ *To this day do they attempt to separate the American languages from all others, while their roots and structure are exactly like many in the Eastren Continent.*” Further “*it is sufficient to mention that there were in America, before Columbus came, nations and tribes of the following complexions: coppered, tawny, olive, dusky, white or pale yellow, dark brown and black; (but none red unless painted) and that all these complexions are also found in Asia, in Polynesia, and in Africa.*”
<http://www.sidneyrigdon.com/dbroadhu/PA/Phil1800.htm#011327>
13. 1836 Treaty of Marrakesh provided that Moors (Africans from Morocco Living)were to be treated as equal citizens of the United States of America. http://avalon.law.yale.edu/19th_century/bar1836t.asp
14. May 2004 issue of National Geographic call the Olmec “*The Mother culture of Meso-American Civilization.*” Page 71.

Right Under the Declaration to Claim Indigenous Rights

15. The United States of America / United States has consistently fought and resists, to this day, African-Americans claiming their Indigenous Status. We from the At-sik-hata Nation of Yamassee Moors in accord with International Law have declared and proclaimed our Indigenous Rights. Our documentation has been legally recognized, acknowledged certified, authenticated and confirmed as correct, yet we still face persecution, apartheid, genocide, rape and kidnapping for manifesting our Indigenous rights as we are entitled to by law. It is well known that Africans in America who claim their Indigenous Status as Native American / Indian are subjected to persecution, ridicule, discrimination, genocide, abuse and scorn as if that is not possible they could be Native American /Indian, yet Modern History is now unearthing and uncovering facts to prove the assumption by America to be contrary to archaeological evidence.

16. Congressional Record Page A 3220 of May 11 1955, mandates that the U.S. congress must promote Human Rights in these Five (5) fields of Endeavor: Civil, Political, Cultural, Economic & Social. The fact that this year the United States must submit a report to the HRC is evidence that the United States of America is grossly prejudicial, irresponsible, negligent, obstructive and tardy in following the Mandate as laid out by it own congress and its mandate as it is obligated to under the United Nations Charter, Articles 55 & 56.

Part II Submissions

The United States of America is deliberately violating its owns laws, Presidential Proclamations and Presidential Executive Orders, Treaties and International laws it has signed and resists African-Americans from claiming their Indigenous, Native American / Indian heritage and persecutes those African-Americans who do declare and Claim their Indigenous Rights in accord with International Law.

17. Definition of the United States of America: UNITED STATES OF AMERICA, INC.
Non-profit Delaware Corporation, Incorporation Date 4/19/89 File No. 2193946, : UNITED STATES OF AMERICA, INC. ,: Non-profit Delaware Corporation ,: Incorporation Date 4/19/89 ,: File No. 2193946 ; Entity Name: UNITED STATES OF AMERICA, INC. ,Entity Kind: CORPORATION , Entity Type: **RELIGIOUS NONPROFIT** ;Residency: DOMESTIC State: DE ; Status: VOID TAX INFORMATION Last Annual Report Filed: 1991 ; <http://www.state.de.us/corp/directweb.shtml>
18. Definition of the United States: (15) “United States” means—
(A) **a Federal corporation**; (B) an agency, department, commission, board, or other entity of the United States; or (C) an instrumentality of the United States.
http://cfr.law.cornell.edu/uscode/28/usc_sec_28_00003002----000-.html
19. **Domestic Definition of Genocide in United States - USC Title 18 Section 1091**
(a) **Basic Offense.**— **Whoever, whether in time of peace or in time of war, in a circumstance described in subsection (d) and with the specific intent to destroy, in whole or in substantial part, a national, ethnic, racial, or religious group as such— (1) kills members of that group; (2) causes serious bodily injury to members of that group; (3) causes the permanent impairment of the mental faculties of members of the group through drugs, torture, or similar techniques; (4) subjects the group to conditions of life that are intended to cause the physical destruction of the group in whole or in part; (5) imposes measures intended to prevent births within the group; or (6) transfers by force children of the group to another group; or attempts to do so, shall be punished as provided in subsection (b).** (d) **Required Circumstance for Offenses.**— **The circumstance referred to in subsections (a) and (c) is that— (1) the offense is committed within the United States; or (2) the alleged offender is a national of the United States (as defined in section 101 of the Immigration and Nationality Act (8 U.S.C. 1101)).** (e) **Nonapplicability of Certain Limitations.**— Notwithstanding section 3282 of this title, in the case of an offense under subsection (a)(1), **an indictment may be found, or information instituted, at any time without limitation.**

Kidnapping and Genocide by the United States of America

20. The Kidnapping in November 14 2007 of Clan mother :Diani-Naja:Bey-El - <http://kidnapped.tripod.com> by the State of Georgia / Fulton County Georgia and its Public Officials. The kidnapping and forced displacement of Chief :Nanya-Shaabu:El on May 22 2006 in the State of North Carolina by forcibly removing him from his land [in the State of Georgia] and place him in another area [Alberta, Canada] on Great Turtle Island By U.S. Immigration / I.C.E. with the Knowledge (Title 42 USC § 1986) from the U.S. Department of State back in 2004 that he is in fact an American Indian Born in Canada possessing 50 percentum of the blood of the American Indian Race (INA § 289.1-3, Title 8 USC § 1359). See: <http://tarite9.tripod.com>. These are obvious examples of the genocide carried out by the

United States of America and their Public Officials and shows America's total disregard for their own laws and International laws. See: Title 18 USC § 1091 – Genocide and <http://indigenous9.tripod.com> .

21. Sovereign – as defined by **DHS Manual - Department of Homeland Security Domestic-extremism-Manual**. (U) **black nationalism** (U//FOUO) A term used by *black separatists to promote the unification and separate identity of persons of black or African American descent and who advocate the establishment of a separate nation within the United States*. Note – the United Nations Declaration on the Rights of Indigenous Peoples, see articles 2, 3, 4, is in obvious conflict with the DHS definition.
22. Black Codes. (usu. Cap.) Hist. 1. Antebellum state laws enacted to regulate slavery. 2. Laws enacted shortly after the Civil War in the ex-Confederate states to restrict the liberties of the newly freed slaves to ensure a supply of inexpensive agricultural labor and to maintain white supremacy. See the Black Codes of 1865.
23. **Traffic**, N.: 1. *Commerce; trade; the sale or exchange of such things as merchandise, bills and money*. 3. People or things being transported along a route. Black's Law Dictionary – Eighth Edition page 1534. **Slavery**: 1. *A Situation in which one person has absolute power over the life, fortune, and liberty of another*. Black's Law Dictionary – Black's Law Dictionary – Eighth Edition page 1422.
24. **Kidnapping**: *At common law, the crime of forcibly abducting a person from his or her own country and send the person to another. This offense amounted to false imprisonment aggravated by moving the victim to another country*. Black's Law Dictionary – Eighth Edition page 886.
25. **Respectus** - in old English & Scotch Law: *respite, delay, continuance of time; postponement*.
26. A Clearly Defined Definition of Terms of what the United States of America means by their commitments to the Conventions, Rule of law and respect of International Law and Human Rights, should be clearly presented, explained, disclosed and revealed by the Member State.
27. Therefore Nationality and Ethnicity of our Nation cannot be coerced, defined or manipulated by the United States of America as it is a corporation which does not exist, except, in the contemplation of law.
28. We have the inherent right to classify or re-classify ourselves, nationalize ourselves and claim our historical legacy, due to the state of citizen-less / stateless limbo, and the systematic and systemic, deliberate , threat, duress and coercion being conducted by the federal foreign corporation and religious corporation known as the U.S. and the U.S.A., respectively. UNDRIP, HJR-194 , JHR-3 (HJ 3 IH) and S. Con. Res 26 establishes in law, directly from the U.S. Congress and the U.S. Senate, to allow us to not only claim our Indigenous identity, but to fully express it as such in accord with the United Nations Charter, UNDRIP , All International Instruments and Domestic Laws.
29. The United States of America's history and record of continually dishonoring, disregarding and refusing to abide by the International commitments and domestic laws it claims to have full respect for , would land any other C.E.O. of a Corporation in Jail for a numerous violations of law. The U.S. and its arsenal of corporate financial lobbyists, appears to make certain that it will not be held accountable, nor be held to account, for its past and present deeds of genocide, apartheid, rape, forced displacement, ethnic cleansing and cultural annihilation conducted against our nation on our land.
30. The United States of America, a religious corporation, wants to still perpetuate its Religious Christian ideology on our Nation. We are the Descendants of the original Indigenous People / Inhabitants on this land mass known as Turtle Island / Land of the Frogs / Egypt of the West (coined by U.S. President Abraham Lincoln). The admission that the U.S.A. is a religious corporation leaves to be desired whether

the true intent of the U.S.A. is Peace or really another ploy, based on its past actions, to slowly wipe out our people. This is in total contradiction to Presidential Proclamation 7500, Congressional record page A 3220 and Presidential Executive Order 13107

Conclusion

31. In addition with the Aforementioned Presidential documents noted the Papal Bulls, 'Doctrine of Discovery', Christina Black Codes, the Indian Act and related instruments in use by the United States of America, it appears that these corporations are saying or agreeing to abide by what is sanctioned and which they have endorsed on paper as their honorable intention to conduct themselves accordingly and appropriately, however, upon further investigation and examination the U.S.A. privately are still conducting the practices that have been long established albeit in a less obvious manner.
32. We have declared ourselves Indigenous & Tribal and Claim our Indigenous rights as we are entitled to in accord with HJR-194 and HJR-3. We still face an uphill battle in the United States of America. We who have declared and claim our Indigenous rights face, skepticism, ridicule and scorn for daring to declare themselves Indigenous although the congressional records and apologies from the U.S. Congress allow us to do so, since in America's legal system we are looked upon as not having a legal or lawful status/citizenship. We of the At-sik-hata Nation of Yamasee Moors are not citizens the United States of America (a Religious Corporation) and as such are entitled to full protection in accord with the constitutional rights and the International rights we are entitled to. Our declaration of our Indigenous rights puts us in conflict mostly and consistently with the: U.S. Courts, the U.S. government and the local, state U.S. government agencies.

Recommendations (Relief Sought).

33. For the United States of America to adopt, assimilate, incorporate and implement the UNDRIP Declaration domestically and to that the state therein are made aware of the legal responsibility of obedience to the United Nations Declaration on the Rights of Indigenous Peoples.
34. For the United States of America to Immeadiately incorporate domestically its legal obligations to honor and protect tribal Sovereignty as defined by Presidential Proclamation 7500 and Presidential Executive Order which is in accord with Articles 2,3,4 of the United Nations Declaration on the Rights of Indigenous Peoples.
35. For the United States of America to teach the unbiased education and truthful knowledge of the origins of the Native Americans / Indians in the Americas.
36. For the HRC to hold United States of America accountable and to compensate, restitute, and answer to the various instruments, treaties and International Law related to the Indigenous Peoples in America(sic), which we Call Great Turtle Island, Atlan, Amexem, Land of the Frogs, Egypt of the West and forthwith correct its failure to honor said documents and its lack of obedience.

This Presentment has been Honorably Tendered. U.C.C. § 1-308 All Rights Reserved. UNILOS Art. 19.

Chief :Nanya-Shaabu:El

At-sik-hata Nation of Yamasee Moors

53° 34' 00" N. Lat; 113° 31' 00" W. Long [GD STN MAIN, EDMONTON AB T5J 2G8]

780-271-9199 Email: truenative9@yahoo.com kemit19@gmail.com