

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

[YOUR NAME HERE],

Plaintiff(s),

vs.

NATIONAL ARCHIVES AND RECORDS
ADMINISTRATION

Defendant(s).

Case No.:

**COMPLAINT FOR DECLARATORY,
INJUNCTIVE, AND OTHER RELIEF**

[YOUR NAME HERE]. brings this action against
Defendant National Archives and Records
Administration ("NARA") for declaratory, injunctive,
and other appropriate relief, and alleges as follows:

NATURE OF THE ACTION

1. This is an action under the Administrative Procedure Act, 5 U.S.C. § 706(2)(A), to compel NARA to correct its official records regarding the end date of Donald J. Trump's first presidential term.
2. NARA has failed to accurately document that Trump's presidency ended on January 6, 2021, when he was automatically disqualified from office under Section 3 of the 14th Amendment to the U.S. Constitution.
3. By maintaining January 20, 2021, as Trump's end date, NARA is perpetuating a constitutional violation, creating a false

1 historical record, and actively misleading the public in violation
2 of its statutory and constitutional duties.

- 3
- 4 4. NARA officials, including then-Archivist David S. Ferriero and
5 Deputy Archivist Debra Steidel Wall, were aware of the
6 constitutional implications of the January 6, 2021, insurrection
7 and the automatic disqualification provision of Section 3 of the
8 14th Amendment.
- 9
- 10 5. Despite knowledge that Congress did not remove Trump's
11 disqualification by a two-thirds vote in both houses, NARA
12 officials failed to act in accordance with their constitutional and
13 statutory responsibilities, thereby perpetuating a falsehood that
14 Trump's term lawfully concluded on January 20, 2021.
- 15
- 16 6. NARA has aggressively exercised its statutory authority in other
17 contexts, such as initiating contact with the Department of
18 Justice (DOJ) to enforce its mandate to recover presidential
19 records. This demonstrates that NARA is neither passive nor
20 powerless in enforcing its record-keeping responsibilities, yet in
21 this case, it deliberately failed to act.
- 22
- 23 7. The Supreme Court's ruling in Trump v. Anderson, decided on
24 March 4, 2024, further solidifies the evidentiary basis that
25 Trump engaged in insurrection, reinforcing the necessity for
26 NARA to reflect the lawful termination of his presidency on
27 January 6, 2021.
- 28
8. NARA's continued misrepresentation of the official record
constitutes aiding and abetting an insurrectionist by providing
"aid or comfort" to someone who was constitutionally
disqualified from office.

- 1 9. The failure to update the records actively legitimizes Trump's
2 continued authority beyond when he was legally disqualified,
3 perpetuating an unconstitutional act.
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6 **JURISDICTION AND VENUE**

- 7 10. This Court has jurisdiction under 28 U.S.C. § 1331 (federal
8 question jurisdiction) and 5 U.S.C. § 702 (APA review of agency
9 actions).
10

- 11 11. Venue is proper under 28 U.S.C. § 1391(e) because Defendant
12 NARA is a federal agency headquartered in Washington, D.C.,
13 and the events giving rise to this claim occurred in this district.

14 **PARTIES**

- 15 1. **Plaintiff [YOUR NAME HERE]** is a concerned, patriotic United
16 States of America citizen dedicated to ensuring accurate
17 government records and upholding constitutional
18 accountability in public administration. Plaintiff has a
19 substantial interest in this matter, having discovered
20 demonstrably incorrect information in records maintained by
21 the National Archives and Records Administration ("NARA").
22 As a taxpayer whose federal contributions support NARA's
23 operations, and as a citizen whose right to accurate
24 government information is protected under the Administrative
25 Procedure Act, 5 U.S.C. § 551 et seq., Plaintiff has standing to
26 bring this action. Defendant's failure to correct demonstrably
27 false information directly harms Plaintiff and the broader public
28 interest in maintaining accurate historical records.

2. **Defendant NARA** is an independent agency of the United States government responsible for preserving and maintaining historical and governmental records, including presidential records.
3. **David S. Ferriero**, former Archivist of the United States, and **Debra Steidel Wall**, Deputy Archivist, were responsible for ensuring the accuracy of presidential records but failed to take action consistent with constitutional mandates.

FACTUAL ALLEGATIONS

4. On January 6, 2021, then-President Donald J. Trump engaged in insurrection against the United States by inciting a violent attack on the U.S. Capitol in an effort to prevent the certification of the Electoral College results.
5. Section 3 of the 14th Amendment disqualifies from office any person who has "engaged in insurrection or rebellion" against the United States, unless Congress removes the disability by a two-thirds vote in both houses.
6. Section 3 is self-executing, meaning Trump's disqualification occurred automatically on January 6, 2021, requiring no additional legislative or judicial action to take effect.
7. Despite this, NARA continues to list January 20, 2021, as the official end date of Trump's presidency, knowingly misrepresenting the constitutional reality.
8. The Supreme Court in *Trump v. Anderson* (2024) did not invalidate Section 3's self-executing nature but merely ruled

1 that individual states lacked authority to enforce it for federal
2 officeholders through ballot disqualification. This ruling further
3 confirmed the constitutional basis for recognizing Trump's
4 disqualification.

- 5 9. By failing to revise its records, NARA is actively participating in
6 an effort to defraud the public by creating a knowingly false
7 and unconstitutional historical record.
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13 CLAIMS FOR RELIEF

14 **COUNT I: VIOLATION OF THE ADMINISTRATIVE PROCEDURE** 15 **ACT (APA)** 16

- 17 10. NARA's failure to correct Trump's official term end date is
18 "arbitrary, capricious, an abuse of discretion, or otherwise not
19 in accordance with law" under 5 U.S.C. § 706(2)(A).

20 **COUNT II: FRAUDULENT MISREPRESENTATION AND** 21 **CONSPIRACY TO DEFRAUD THE PUBLIC** 22

- 23 11. NARA officials, including Ferriero and Wall, knew or should
24 have known that maintaining an inaccurate presidential term
25 record would mislead the public and violate the U.S.
26 Constitution.
27 12. The continued publication of **January 20, 2021**, as Trump's
28 term end date constitutes **a material misrepresentation**

1 designed to deceive the public and official institutions about
2 the lawful transition of presidential power.

3 13. By acting in concert to uphold this false record, NARA officials
4 engaged in **a conspiracy to defraud the public** by
5 suppressing legally binding constitutional facts.

6
7 **COUNT III: VIOLATION OF SECTION 3 OF THE 14TH**
8 **AMENDMENT**

9 14. The New Mexico case (Griffin's removal) establishes a legal
10 precedent that January 6 was an insurrection and that
11 participants can be disqualified.

12 15. NARA's failure to update its records provides "aid or comfort"
13 to an insurrectionist, violating Section 3.

14 16. The refusal to correct the record legitimizes Trump's authority
15 beyond when he was legally disqualified, perpetuating an
16 unconstitutional act.

17 **PRAYER FOR RELIEF**
18

19 WHEREFORE, Plaintiff requests that this Court:

20 A. Declare that NARA's failure to correct Trump's end date violates
21 the Administrative Procedure Act and the U.S. Constitution;

22 B. Order NARA to correct its records to reflect January 6, 2021, as
23 Trump's last day in office;

24 C. Declare that NARA's continued misrepresentation of the
25 presidential term constitutes fraudulent misrepresentation and a
26 conspiracy to defraud the public;
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1 D. Award Plaintiff its costs and reasonable attorneys' fees under
2 applicable law;

3 E. Grant such other relief as the Court deems just and proper.
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5 **Respectfully submitted,**

6 [Attorney Name]

7 [Bar Number]

8 [Address]

9 [Phone]

10 [Email]

11 Attorney for Plaintiff
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1 **MEMORANDUM OF LAW IN SUPPORT OF STANDING**

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3 Plaintiff [YOUR NAME HERE] has standing to bring this action
4 because:

5 1. **Injury-in-Fact:** The public has a constitutional right to accurate
6 presidential records, and NARA’s false reporting undermines
7 public understanding of constitutional governance.

8 17. **Causation:** NARA’s actions directly cause harm by distorting
9 historical and legal truth.

10 18. **Redressability:** A court order compelling NARA to correct the
11 record would remedy this injury.

12
13 19. **Public Interest:** The accurate recording of presidential terms is
14 a matter of significant public interest.

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19 DATED: [Today’s Date]
20 *(Sign name in blue or black ink)*

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22 _____
23 YOUR NAME

24 In Pro Per
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