

INTERNATIONAL COURT OF JUSTICE

**APPLICATION
INSTITUTING PROCEEDINGS**

Mailed to the Registry of the Court
on 27 January 2025

**ALLEGED VIOLATIONS OF THE
INTERNATIONAL COVENANT ON ECONOMIC,
SOCIAL AND CULTURAL RIGHTS
AND
INTERNATIONAL CONVENTION ON THE ELIMINATION
OF ALL FORMS OF RACIAL DISCRIMINATION
(THE MOORISH REPUBLIC v. UNITED STATES OF AMERICA)**

I. THE CHIEF REPRESENTATIVE OF THE MOORISH REPUBLIC TO THE REGISTRAR OF THE INTERNATIONAL COURT OF JUSTICE

I SELF LAW AM MASTER

27 January 2025

On behalf of the Moorish Republic, and in accordance with Article 4, paragraph 1 of the U.N. Charter, I come to this Court. In accordance with Article 36, paragraph 1, 40, paragraph 1, and 41 of the Statute of the Court, and Articles 38, 73, 74, and 75 of the Rules of Court, I have the honor to notify the Court that the Moorish Republic is hereby presenting an Application and a request for provisional measures against United States of America (hereafter "USA") concerning the violations by United States of America of its own constitution, the Constitution for the United States of America, the Vienna Convention on the Law of Treaties, International Covenant on Civil and Political Rights and the International Convention on the Elimination of all Forms of Racial Discrimination.

The Moorish Republic consists of the unified posterity of the multitudes of dark complexioned nations of indigenous people whom the USA destroyed and enslaved during the colonization of North America. The USA labeled them as "negros", "blacks", "coloreds", however, contrary to popular fiction, we all did not come from Africa through slavery.

Since the end of government sanctioned slavery, the United States of America continues to hold Nationals of the Moorish Republic hostage, and in a stateless status, refusing to recognize our nationality, and forcing us into a feigned U.S. citizenship status. In spite of the fact that its own laws, decisions of its own supreme court, and its own official records prove that we are not U.S. citizens, the United States continues to hold us in a feigned U.S. citizen status. We respectfully request that you draw to the attention of the President and of the Court to the extreme urgency of the situation.

Finally, as indicated in the Application, in accordance with Article 40 of the Rules of Court, I hereby inform the Court that the undersigned is the Chief Representative of the Moorish Republic, and that the address for service to the Moorish Republic is Post Office Box 88062, Indianapolis, Indiana 46208, United States.

/signed/ Menes Ankh El,
Chief Representative of
The Moorish Republic

II. APPLICATION INSTITUTING PROCEEDINGS

I SELF LAW AM MASTER

I, Menes Ankh El, Chief Representative of the Moorish Republic, duly authorized by the Nationals of the Moorish Republic, have the honor to submit to the International Court of Justice, in accordance with Articles 36(1) and 40(1) of its Statute and Article 38 of its Rules, an Application Instituting Proceedings brought by the Moorish Republic against the United States of America (“USA”) in the following case.

I. Subject of the Dispute

1. The dispute between the Moorish Republic and USA specifically concerns two issues. The first aspect of the dispute specifically concerns the refusal of USA to recognize the human right of the Nationals of the Moorish Republic to have a nationality.

2. The second aspect of the dispute concerns the laws, court cases, and official records of USA which state that we, the Nationals of the Moorish Republic, are not citizens of USA. Nevertheless, USA continues to force us into a feigned U.S. citizen status.

3. The actions of USA constitute breaches of the Vienna Convention on the Law of Treaties signed April 24, 1970¹, International Covenant on Civil and Political Rights (ICCPR)² signed and ratified June 8, 1992, the International Convention on the Elimination of all Forms of Racial Discrimination (ICEFRD)³ signed and ratified October 21, 1994, and Article 73 of the U.N. Charter.

II. The Jurisdiction of the Court

4. The Court has jurisdiction in relation to the above dispute, and to rule on the claims submitted by the Moorish Republic, pursuant to Article 36(1) of the Statute of the Court.

5. Article 36(1) of the Statute of the Court provides in the relevant part that the Court’s jurisdiction: “comprises all cases which the parties refer to it and all matters specifically provided for in the Charter of the United Nations or in treaties and conventions in force”.

6. The present dispute concerns the application of the U.N. Charter and both of the International agreements at issue. The dispute has not been satisfactorily adjusted by

¹ United Nations, Treaty Series (UNTS), Vol. 1155, pg. 332, TIAS No. 18232

² United Nations, Treaty Series (UNTS), Vol. 999, pg. 171, TIAS No. 14668

³ United Nations, Treaty Series (UNTS), Vol. 660, pg. 1, TIAS No. 9464

diplomacy and there has been no agreement between the Parties to settle the dispute by any pacific means other than by its submission to the International Court of Justice.

III. The Facts

7. Prior to the European discovery and colonization of North America, several dark complexioned Nations of people were the sovereign of the North American continent. The European arrival in the Western Hemisphere was less than friendly. Within less than 20 years after their arrival in North America, the colonists began enslaving our ancestors⁴.

8. During the early years of the USA, our ancestors, were the Sovereign people whom “ordained and established” the Constitution for the United States of America.⁵ Through various cruel, violent, and diabolical means and measures, the USA stripped our ancestors of their lands, their nationalities, their cultures. The great majority of them were slaughtered or enslaved and branded as chattel property, labeled as “negros”, “blacks”, “coloreds”. Those who were not enslaved, were forced to assimilate.

9. For over 200 years, our ancestors suffered the most dehumanizing and depraved forms of government sanctioned slavery known to man, which included cannibalism, dismemberment, torture, murder, rape and sodomy of our men, women and children, forced incest and inbreeding. It is documented that their babies were used as bait to catch alligators until the early 1900’s.⁶ Our ancestors were even forced to torture and kill each other. Their families were repeatedly torn apart to be sold like livestock.

10. Even those who had been born free in non-slavery areas, risked being kidnapped and sold into slavery, with no one to save them. Those who had paid for their freedom were openly kidnapped and sold back into slavery. Free black performers were often tricked into traveling to do a show, but then sold into slavery.

11. Over 200 years of torture, and a concerted effort to destroy and suppress our history and culture erased our ancestors’ knowledge of themselves, leaving us, their descendants, with little to no culture or history. Throughout the time of slavery, our ancestors were indoctrinated

⁴ Blacks Before the Law in Colonial Maryland-msa.maryland.gov/msa/speccol/sc5300/sc5348/html/chap1.html

⁵ United States Senate Congressional Record, January 9, 1905, pg. 572, “The Men Who Ordained the Plan”, “The self-defining statement that “we, the people of the United States, do ordain this Constitution” referred to the other inhabitants of the State and Territories who, at that time, were racially distinguished from the people of the United States. They were the negro race, who were then held in slavery, and were so, recognized, in terms, by the Constitution, and Indian tribes, organized in separate but independent tribal governments...”

⁶ Snopes.com/news/2024/05/11/black-babies-alligator-bait-folklore/

into the false narrative that they all came from Africa. Merely being able to read meant certain death.

12. During the time of slavery, in the case of *Dred Scott v. John Sanford*⁷, the United States Supreme court held that “black” people were not citizens of the USA, and were not intended to be.

13. On June 19, 1865, open government sanctioned slavery in North America officially ended with the 13th amendment and a civil war. However, the amendment still allowed slavery for the punishment of crime, which enabled the “lawful” reenslavement our people for “crimes”.

14. The end of open slavery on North America created a nation of stateless people who, after over 200 years of slavery, were suddenly set loose with no knowledge of themselves, their families, or where they even came from. They had no land, money, food, education, or protection. The vast majority of them never learned to read or write due to threat of death.

15. They were still being hunted, tortured, and murdered en masse, and with impunity. The promise of up to 40 acres and a mule for the formerly enslaved was rescinded.⁸ Many of them had to go back to a state of servitude in order to survive. Those who did have land were murdered and their land taken.

16. In midst of all of the carnage and confusion, in 1868, the USA began deceiving our ancestors into believing that the ratification of the 14th amendment to the USA constitution automatically made them into U.S. citizens with the same constitutional protections as the colonial state citizens. However, unbeknownst to the colonial population and our ancestors, the amendment was never properly ratified thus making it void.⁹

17. The deceit also lies in their concealment of the fact that the amendment merely gave our ancestors the opportunity to apply for U.S. citizenship.¹⁰ The immigration and

⁷ “We think...that they [black people] are not included, and were not intended to be included, under the word “citizens” in the Constitution, and can therefore claim none of the rights and privileges which that instrument provides for and secures to citizens of the United States. On the contrary, they were at that time [of America’s founding] considered as a subordinate and inferior class of beings who had been subjugated by the dominant race, and, whether emancipated or not, yet remained subject to their authority, and had no rights or privileges but such as those who held the power and the Government might choose to give them.” *Dred Scott v. John Sanford*, 60 U.S. at 404-405, 19 How. 393, 15 L.Ed. 691 (1857)

⁸ www.History.com/news/40-acres-mule-promise

⁹ United States House Congressional Record, June 13, 1967, pg. 15641, “The 14th Amendment – Equal Protection Law or Tool of Usurpation

¹⁰ “No one doubts that the Amendment, as soon as it was promulgated, applied to persons of African descent born in the United States, wherever the birthplace of their parents might have been; and yet, for two years afterwards, there was no statute authorizing persons of that race to be naturalized.” *United States v. Wong Kim Ark*, 42 L.ed 890, 169 US 649 (1898).

naturalization laws for those of African descent or nativity were not ratified until 1870¹¹, and not divulged to our ancestors, deliberately leaving us in a stateless status. There are several U.S. Supreme court cases which determined that voluntary application for naturalization must be made like any other foreigner seeking U.S. citizenship¹².

18. There have been several successful “black” communities to exist. However, most were destroyed out of sheer jealousy.¹³ Nearly, every successful community that our ancestors built was eventually burned to the ground by the real U.S. citizens, with most of the population of the community being murdered or driven away.¹⁴ The only evidence that the communities existed is found on a few plaques. There are mass graves containing hundreds of bodies spread across North America.

19. These lies were being told while the USA was using our people as unwitting human test subjects. They were being injected with syphilis and other diseases to observe the long term effects. They were given placebos when they thought they were getting a cure.¹⁵

20. Blatant lies, enforced ignorance, deliberate mis-education, violence, and fear has mislead our people, as well as the world, into believing that we all came from Africa and that we are U.S. citizens with protections of the U.S. constitution. Entire systems of mis-education were developed to keep our children ignorant of their true history.

21. Those lies and mis-education prompted the civil rights movements of the 1950’s, 60’s, and 70’s, which spawned such leaders such as Martin Luther King, Malcolm X, and other such leaders who fought and died attempting to integrate into a system that we were not a part of. Public lynching and burnings by white mobs continued well into the 1960’s.¹⁶ Our people were attempting to enforce constitutional rights that we do not have. Our men were forced into the military of a corporation to fight wars that they had nothing to do with.

¹¹ “An act adopted by the first Congress [March 26] 1790 made “free white persons” only eligible for citizenship. 1 Stat 103, 1 C 3. Later acts have extended eligibility of aliens to citizenship to the following group: in [July 14] 1870, “aliens of African nativity and ... persons of African descent,” 16 Stat 254, 256; c 254, 18 USCA § 142, 7 FCA title 7, § 142; in [Oct. 15] 1940, “descendants of races indigenous to the Western Hemisphere,” 54 Stat 1137, 1140, c 876, 8 USCA § 907, 2 FCA title 8, § 907; in [Dec. 17] 1943.” *Takahashi v. Fish and Game Commission*, 92 L.ed 1478, 334 US 410 (1948)

¹² “The allegiance of an individual is not to be transferred from one sovereign to another except by his own consent and by his own acts; these principles are applicable both to the inhabitants of ceded or conquered territory and to immigrants.” Wharton, *Conflict Law* §75; *Elk v. Wilkins*, 112 US 94, 28 L.Ed. 643, 5 S.Ct. Rpt. 41

¹³ www.Zinnedproject.org/collection/massacres-us/

¹⁴ www.britannica.com/topic/list-of-race-riots-and-massacres-in-the-United-States

¹⁵ Tuskegee Experiment: The Infamous Syphilis Study, June 13, 2023, available at: www.history.com/news/the-infamous-40-year-tuskegee-study

¹⁶ www.naacp.org/find-resources/history-explained/history-lynching-america

22. Today, the overwhelming majority of the “black” people of North America still believe that they are U.S. citizens, while all of us still suffer blatant police brutality, institutional racism, wrongful incarceration, mass incarceration, gentrification, mis-education and under-education of our children, systematic dismantling of our communities and family units, the poisoning of our food and water, and suppression of our cultural and economic development. There is even the admitted and documented introduction of narcotics, by agents of USA, into our communities as a counter-measure to our development.¹⁷

23. Since, 1913, we have been asserting our nationality and status as a nation separate from USA. However, the mis-education, under-education, and a lack of knowledge on the workings of international law, customs, and standards has led to several misunderstandings and mistakes in our journey of actually finding out who and what we are, and how to organize and free ourselves from our oppressors.

24. The bulk of our attempts at freedom were made through the courts of the USA. Our attempts to enforce their laws are many times met with violence. A large stifling factor in our unity, development, and growth is the USA’s refusal to abide by its own statutes, rules, and codes.

25. USA uses the main media outlets to spread propaganda, misinformation and lies. This keeps our people in a state of fear and confusion towards our own people who know the truth, are trying to stand and free

IV. Challenge to U.S. Citizenship

26. On July 8, 2024, I, the Chief Representative of the Moorish Republic, initiated an action in the United States District court for the Southern District of Indiana/Indianapolis division against USA, challenging the U.S. citizen status that the USA continues to force upon me my people.¹⁸

27. On July 29, 2024, the court dismissed the action without notice or reason and without responding to the suit. The court’s order merely stated that “Today, the court dismissed this action. In doing so, the court resolved all the outstanding issues of this case. Consequently, the court now issues final judgment in favor of the Defendant and against the plaintiff.”

28. The dismissal of the suit without response is example of USA’s refusal to abide by its own rules when it pertains to growth of our culture.

¹⁷ www.eji.org/news/nixon-war-on-drugs-designed-to-criminalize-black-people/

¹⁸ Menes Ankh El v. United States of America, Case No. 1:24-cv-1124, United States District Court for the southern district of Indiana, Indianapolis Division

V. Birthright Claim to the Land of North America

29. The colonial USA originated as several European chartered corporations. The original citizenry were nationals of various European nations who were here as traders or sent here to work the land as indentured servants.

30. The European nationals slaughtered the indigenous ancestral nations of the Moorish Republic. The 48 colonial United States of America were created through the slaughter, destruction, and enslavement the ancestors of the Moorish Republic, the original indigenous sovereign nations of North America.

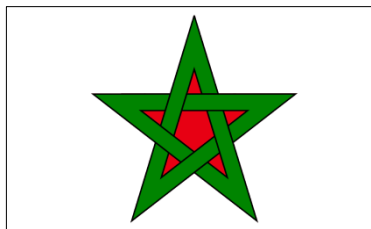
31. When the European nationals expatriated from their respective nations, they chose no nationality for themselves. Today, all of the progeny of the original colonists are still European by lineage and pedigree. They lack a nationality and remain foreign to the lands of North America.¹⁹ They hold no valid birthright claim to any of the land of North America.

32. They have tried to usurp the geographical name “American”. However, other than the Canadians, they are the only group of people on the entire American continent who are not Americans. They are and will always be Europeans.

33. The USA has only ever existed on paper. As a foreign fictional entity, the USA holds no valid claims to any of the lands of North America. The USA is no such thing as a U.S. national. There are only citizens of the USA Corporation. They only hold the land through force, deceit, violence and trickery.

34. The Moorish Republic Nation is the posterity of the original sovereign nations of North America. We hold first birthright claim to all of the lands of North America which are occupied by USA and the several United States of America through force.

35. Our Constitution is the Moorish Republic Constitution. Our flag is the Moorish Republic flag, as shown below:



¹⁹ “The children of enemies, born in a place within the dominions of another sovereign, then occupied by them by conquest, are still aliens.” U.S. v. Wong Kim Ark, 169 US 649; 42 L.Ed 890 (1898)(citing Inglis v. Sailors’ Snug Harbor, 28 US 3 Pet. 99)

VI. The Vienna Convention on the Law of Treaties

36. Article VI, clause 2 of the Constitution for the United States of America, states that states that treaties are also the law of the land.²⁰

37. On January 27, 1980, the United States signed the Vienna Convention on the Law of Treaties.²¹ According to part II, §1, Article 11, of the convention, the USA has expressed its consent to be bound by the treaties that it has signed, exchanged, ratified, or any other means if so agreed.²²

V. Breaches of the International Covenant on Civil and Political Rights and International Covenant on the Elimination of all Forms of Racial Discrimination

38. There are approximately 41 million of our people who think that they are “black” people and U.S. citizens because of the fraud, treachery, deceit, and violence committed by USA. The USA has been in violation of all of the human rights treaties and declarations since it has signed them. Since 1868, USA has been holding a nation of people hostage and in a stateless status to maintain control of our land.

39. On June 8, 1992, USA ratified the International Covenant on Civil and Political Rights. Part I, Article 1, Sec. 1, states as follows:

“All peoples have the right of self-determination. By virtue of that right they freely determine their political status and freely pursue their economic, social and cultural development.”

40. On October 21, 1994, USA ratified the International Convention on the Elimination of all Forms of Racial Discrimination (ICEFRD)²³. Part I, Article 1, Sec. 1, states as follows:

“In this Convention, the term "racial discrimination" shall mean any distinction, exclusion, restriction or preference based on race, colour, descent, or national or ethnic origin which has the purpose or effect of nullifying or impairing the recognition, enjoyment or exercise, on an equal footing, of human rights and fundamental freedoms in the political, economic, social, cultural or any other field of public life.”

²⁰ “This Constitution, and the laws of the United States which shall be made in Pursuance thereof; and all treaties made, or which shall be made, under the authority of the United States, shall be the supreme law of the land; and the judges in every state shall be bound thereby, any thing in the constitution or laws of any state to the contrary notwithstanding.”

²¹ United Nations, Treaty Series (UNTS), Vol. 1155, Pg. 331, TIAS No. 18232

²² “The consent of a State to be bound by a treaty may be expressed by signature, exchange of instruments constituting a treaty, ratification, acceptance, approval or accession, or by any other means if so agreed.”

²³ United Nations, Treaty Series (UNTS), Vol. 660, pg. 1, TIAS No. 9464

VI. Judgment Requested

41. On the basis of the foregoing, and while reserving the right to supplement, amend or modify the present Application in the course of further proceedings in the case, the Moorish Republic respectfully request the Court to adjudge, order and declare that:

- a. The USA, since signing and ratifying the treaties at issue, has been in violation of various provisions of those treaties.
- b. The USA shall immediately begin work with the Moorish Republic government to enact legislation recognizing the Moorish Republic nation and Moorish Republic government as indigenous to North America.
- c. The USA shall immediately begin work with the Moorish Republic government to enact legislation recognizing the Moorish Republic nation and Moorish Republic government as a nation and government separate and autonomous from the USA and the several United States of America.
- d. The USA shall immediately begin to finance the organization and development of the Moorish Republic government without interference.
- e. The USA shall immediately begin work with the Moorish Republic government to enact legislation to finance the Cultural, Social, and Economic growth of the Moorish Republic Nation.
- f. The USA shall immediately begin work with the Moorish Republic government to enact legislation which returns all lands of North America to the Moorish Republic nation and government.
- g. The USA shall ensure that no steps shall be taken to circumvent the decision to be given by the Court in the present case and will give guarantee of non-repetition of the Human Rights treaties at issue.

(Signed) Menes Ankh El,
Chief Representative of
the Moorish Republic