THE NAACP SUPPORTS BOTH ARTICLES OF IMPEACHMENT OF PRESIDENT DONALD J. TRUMP PASSED BY THE US HOUSE JUDICIARY COMMITTEE

CONTACT YOUR HOUSE MEMBER TO VOTE FOR RESOLUTION CITING TWO OFFENSES RELATING TO THE UKRAINE INVESTIGATION: ABUSE OF POWER AND OBSTRUCTION OF CONGRESS, FULL HOUSE VOTE EXPECTED THE WEEK OF 12/16/2019

THE ISSUE:
On December 12 - 13, 2019, the U.S. House of Representatives’ Judiciary Committee completed its “mark-up” of H. Res. 755, a resolution which contains two articles calling for the impeachment of Donald Trump. The final vote of the House Judiciary Committee to send the resolution forward was 23 yeas to 17 nays on both counts. The narrowly-tailored resolution began with a complaint about a July, 2019, phone call between President Trump and the President of Ukraine, Volodymyr Zelensky. H. Res. 755 calls for the impeachment of President Trump citing an abuse of power and the obstruction of a congressional investigation. A copy of the final resolution is attached.

The resolution states that “President Trump abused the powers of the Presidency by ignoring and injuring national security and other vital national interests to obtain an improper personal political benefit. He has also betrayed the Nation by abusing his high office to enlist a foreign power in corrupting democratic elections.” The resolution then goes on to cite numerous examples of the President directing the White House and other Executive Agencies and offices to “defy a lawful subpoena” for records relating to the investigation and for directing “current and former Executive Branch officials not to cooperate with the committees...”

The resolution is expected to come before the full House for a vote sometime during the week of 12/16/2019, before the Congress goes home for the year on 12/20/2019. If the full House ultimately votes in favor of impeachment, it does not mean that President Trump is removed from office. The evidence which led to the President’s impeachment is then sent to the full U.S. Senate, which is then Constitutionally obliged to hold a public trial. It is during this trial that key Members of the U.S. House serve as “managers,” presenting their case in which President Trump is allowed to defend himself. The Chief Justice of the U.S. Supreme Court, Justice John Roberts, oversees the trial, at the conclusion of which a final vote is taken by all U.S. Senators, who serve as the jury. If 2/3 of the Senators (or 66 out of 100) vote to impeach, then the President is removed from office. If fewer than 2/3 vote to impeach, President Trump remains in his current position.

Through more than a dozen witnesses, more than 35 hours of oral, public testimony, one thing is clear: President Trump placed his own personal political interests above the national interests of the United States, sought to undermine the integrity of the U.S. election process, and in doing so he endangered national security. That he encouraged foreign nationals to interfere in a domestic U.S. Presidential election is demonstrative of the fact that President Trump has no respect for the struggle that many of us have gone through to vote and rest assured that our vote counts. Moreover, he has consistently used the power of the Office of the President to conceal his conduct from the public and frustrate and obstruct the official, legal, House of Representatives inquiry. If he remains in office unscathed, there is scant evidence he will not continue to pursue these illegal activities. In a democracy, no man is above the law.
THE ACTION WE NEED YOU TO TAKE:
Contact your Representative and URGE HIM / HER TO VOTE TO IMPEACH PRESIDENT TRUMP ON BOTH COUNTS. To contact your Representative, you may:

✓ Make a Phone Call:
Call your Representative in Washington by dialing the Capitol Switchboard and asking to be transferred to his or her offices. The switchboard phone number is (202) 224-3121 (see message section, below).

✓ Write a Letter
To write a letter to your Representative, send it to:
The Honorable (name of Representative)
U.S. House of Representatives
Washington, D.C. 20515

✓ Send a Fax
If you would like to send a fax, call your Representative’s offices (through the Capitol switchboard) and ask for his or her fax number (you can use either the attached sample letter or the message box, below).

✓ Send an E-Mail
To send an email to your Representative, go to www.house.gov, and on the home page click “Representatives”. This will allow you to click your Representative either by state or by name. Click on your Representative and you will be directed to his / her web page, which will have instructions on how to send an e-mail. The homepage of www.house.gov also has a tool to help you identify who your Representative is.

THE MESSAGE

• Through more than a dozen witnesses, more than 35 hours of oral, public testimony, one thing is clear: President Trump placed his own personal political interests above the national interests of the United States, sought to undermine the integrity of the U.S. election process, and in doing so he endangered national security.

• Moreover, he has consistently used the power of the Office of the President to conceal his conduct from the public and frustrate and obstruct the official, legal, House of Representatives inquiry.

• The fact that he encouraged foreign nationals to interfere in a domestic U.S. Presidential election is demonstrative that President Trump has no respect for the struggle that many of us have gone through to vote and rest assured that our vote counts.

• If he remains in office unscathed, there is scant evidence he will not continue to pursue these illegal activities.

• In a democracy, no man is above the law.

THANK YOU FOR YOUR ATTENTION TO THIS IMPORTANT MATTER!!!

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Sample Letter

(date)

The Honorable ___________________________
United States House of Representatives
Washington, D.C. 20515

RE: PLEASE VOTE IN SUPPORT OF IMPEACHING PRESIDENT DONALD J. TRUMP, VOTE FOR H. RES. 755

Dear Representative ________________________________:

As your constituent, I have very carefully kept current on the impeachment inquiry of President Donald J. Trump. It is therefore not lightly that I say, after more than a dozen witnesses and 35 hours of open, public hearings, as well as a scathing report from the House Intelligence Committee, in coordination with the Committees on Oversight & Reform and Foreign Affairs that I urge you to support impeachment.

It is clear that President Trump placed his own personal political interests above the national interests of the United States, sought to undermine the integrity of the U.S. election process, and in doing so he endangered national security. Moreover, he has consistently used the power of the Office of the President to conceal his conduct from the public and frustrate and obstruct the official, legal, House of Representatives inquiry. That he encouraged foreign nationals to interfere in a domestic U.S. Presidential election is demonstrative of the fact that President Trump has no respect for the struggle that many of us have gone through to vote and rest assured that our vote counts.

Moreover, if he remains in office untouched, there is scant evidence he will not continue to pursue these illegal activities. Please vote to impeach President Trump. In a democracy, no man is above the law.

Sincerely,

(sign and print your name and remember to include your address)
**HOW THEY VOTED: MEMBERS OF THE HOUSE JUDICIARY COMMITTEE**

Below is a list of how every Member of the House Judiciary Committee voted on H. Re. 755, articles of impeachment of President Donald J. Trump

<table>
<thead>
<tr>
<th>MEMBER</th>
<th>VOTE</th>
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<tbody>
<tr>
<td>Chairman Jerrold Nadler (NY)</td>
<td>YES</td>
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<tr>
<td>Zoe Lofgren (CA)</td>
<td>YES</td>
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<td>Sheila Jackson Lee (TX)</td>
<td>YES</td>
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<tr>
<td>Steve Cohen (TN)</td>
<td>YES</td>
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<tr>
<td>Hank Johnson (GA)</td>
<td>YES</td>
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<td>Ted Deutch (FL)</td>
<td>YES</td>
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<td>Karen Bass (CA)</td>
<td>YES</td>
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<tr>
<td>Cedric Richmond (LA)</td>
<td>YES</td>
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<tr>
<td>Hakeem Jeffries (NY)</td>
<td>YES</td>
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<tr>
<td>David Cicilline (RI)</td>
<td>YES</td>
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<tr>
<td>Eric Swalwell (CA)</td>
<td>YES</td>
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<tr>
<td>Ted Lieu (CA) ** Did not vote due to heart surgery on 12/11/19**</td>
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<tr>
<td>Jamie Raskin (MD)</td>
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<td>Pramila Jayapal (WA)</td>
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<td>Val Demmings (FL)</td>
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<td>Lou Correa (CA)</td>
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<td>Mary Gay Scanlon (PA)</td>
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<td>Sylvia Garcia (TX)</td>
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<td>Joe Neguse (CO)</td>
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<td>Lucy McBath (GA)</td>
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<td>Greg Stanton (AZ)</td>
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<td>Madeleine Dean (PA)</td>
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<td>Jim Sensenbrenner (WI)</td>
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<td>Steve Chabot (OH)</td>
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<td>Louie Gohmert (TX)</td>
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<td>Jim Jordan (OH)</td>
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<td>Ken Buck (CO)</td>
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<td>John Ratcliff (TX)</td>
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<td>Martha Roby (AL)</td>
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<td>Matt Gaetz (FL)</td>
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<td>Guy Reschenthaler (PA)</td>
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<td>Ben Cline (VA)</td>
<td>NO</td>
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<tr>
<td>Kelly Armstrong (ND)</td>
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<tr>
<td>Greg Steube (FL)</td>
<td>NO</td>
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</tbody>
</table>
AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H. RES. 755
OFFERED BY MR. NADLER OF NEW YORK

Strike all that follows after the resolving clause and insert the following:

1 That Donald John Trump, President of the United States,
2 is impeached for high crimes and misdemeanors and that
3 the following articles of impeachment be exhibited to the
4 United States Senate:
5 Articles of impeachment exhibited by the House of
6 Representatives of the United States of America in the
7 name of itself and of the people of the United States of
8 America, against Donald John Trump, President of the
9 United States of America, in maintenance and support of
10 its impeachment against him for high crimes and mis-
11 demeanors.

12 ARTICLE I: ABUSE OF POWER
13 The Constitution provides that the House of Rep-
14 resentatives “shall have the sole Power of Impeachment”
15 and that the President “shall be removed from Office on
16 Impeachment for, and Conviction of, Treason, Bribery, or
17 other high Crimes and Misdemeanors”. In his conduct of
18 the office of President of the United States—and in viola-
tion of his constitutional oath faithfully to execute the office of President of the United States and, to the best of his ability, preserve, protect, and defend the Constitution of the United States, and in violation of his constitutional duty to take care that the laws be faithfully executed—Donald J. Trump has abused the powers of the Presidency, in that:

8 Using the powers of his high office, President Trump solicited the interference of a foreign government, Ukraine, in the 2020 United States Presidential election. He did so through a scheme or course of conduct that included soliciting the Government of Ukraine to publicly announce investigations that would benefit his reelection, harm the election prospects of a political opponent, and influence the 2020 United States Presidential election to his advantage. President Trump also sought to pressure the Government of Ukraine to take these steps by conditioning official United States Government acts of significant value to Ukraine on its public announcement of the investigations. President Trump engaged in this scheme or course of conduct for corrupt purposes in pursuit of personal political benefit. In so doing, President Trump used the powers of the Presidency in a manner that compromised the national security of the United States and undermined the integrity of the United States democratic
process. He thus ignored and injured the interests of the Nation.

President Trump engaged in this scheme or course of conduct through the following means:

(1) President Trump—acting both directly and through his agents within and outside the United States Government—corruptly solicited the Government of Ukraine to publicly announce investigations into—

(A) a political opponent, former Vice President Joseph R. Biden, Jr.; and

(B) a discredited theory promoted by Russia alleging that Ukraine—rather than Russia—interfered in the 2016 United States Presidential election.

(2) With the same corrupt motives, President Trump—acting both directly and through his agents within and outside the United States Government—conditioned two official acts on the public announcements that he had requested—

(A) the release of $391 million of United States taxpayer funds that Congress had appropriated on a bipartisan basis for the purpose of providing vital military and security assistance to Ukraine to oppose Russian aggression and
which President Trump had ordered suspended;
and

(B) a head of state meeting at the White House, which the President of Ukraine sought to demonstrate continued United States support for the Government of Ukraine in the face of Russian aggression.

(F) Faced with the public revelation of his actions, President Trump ultimately released the military and security assistance to the Government of Ukraine, but has persisted in openly and corruptly urging and soliciting Ukraine to undertake investigations for his personal political benefit.

These actions were consistent with President Trump’s previous invitations of foreign interference in United States elections.

In all of this, President Trump abused the powers of the Presidency by ignoring and injuring national security and other vital national interests to obtain an improper personal political benefit. He has also betrayed the Nation by abusing his high office to enlist a foreign power in corrupting democratic elections.

Wherefore President Trump, by such conduct, has demonstrated that he will remain a threat to national security and the Constitution if allowed to remain in office,
and has acted in a manner grossly incompatible with self-
governance and the rule of law. President Trump thus
warrants impeachment and trial, removal from office, and
disqualification to hold and enjoy any office of honor,
trust, or profit under the United States.

ARTICLE II: OBSTRUCTION OF CONGRESS

The Constitution provides that the House of Rep-
representatives “shall have the sole Power of Impeachment”
and that the President “shall be removed from Office on
Impeachment for, and Conviction of, Treason, Bribery, or
other high Crimes and Misdemeanors”. In his conduct of
the office of President of the United States—and in viola-
tion of his constitutional oath faithfully to execute the off-
lice of President of the United States and, to the best of
his ability, preserve, protect, and defend the Constitution
of the United States, and in violation of his constitutional
duty to take care that the laws be faithfully executed—
Donald J. Trump has directed the unprecedented, categor-
ical, and indiscriminate defiance of subpoenas issued by
the House of Representatives pursuant to its “sole Power
of Impeachment”. President Trump has abused the pow-
er of the Presidency in a manner offensive to, and subver-
sive of, the Constitution, in that:

The House of Representatives has engaged in an im-
peachment inquiry focused on President Trump’s corrupt
solicitation of the Government of Ukraine to interfere in
1 the 2020 United States Presidential election. As part of
2 this impeachment inquiry, the Committees undertaking
3 the investigation served subpoenas seeking documents and
4 testimony deemed vital to the inquiry from various Executive
5 Branch agencies and offices, and current and former
6 officials.

7 In response, without lawful cause or excuse, President Trump directed Executive Branch agencies, offices,
8 and officials not to comply with those subpoenas. President Trump thus interposed the powers of the Presidency
9 against the lawful subpoenas of the House of Representatives, and assumed to himself functions and judgments
10 necessary to the exercise of the "sole Power of Impeachment" vested by the Constitution in the House of Rep-
11 resentatives.

16 President Trump abused the powers of his high office
17 through the following means:

18 (1) Directing the White House to defy a lawful
19 subpoena by withholding the production of docu-
20 ments sought therein by the Committees.

21 (2) Directing other Executive Branch agencies
22 and offices to defy lawful subpoenas and withhold
23 the production of documents and records from the
24 Committees—in response to which the Department
25 of State, Office of Management and Budget, Depart-
ment of Energy, and Department of Defense refused
to produce a single document or record.

(3) Directing current and former Executive
Branch officials not to cooperate with the Commit-
tees—in response to which nine Administration offi-
cials defied subpoenas for testimony, namely John
Michael "Mick" Mulvaney, Robert B. Blair, John A.
Eisenberg, Michael Ellis, Preston Wells Griffith,
Russell T. Vought, Michael Duffey, Brian McCor-
maek, and T. Ulrich Brechbuhl.

These actions were consistent with President
Trump's previous efforts to undermine United States Gov-
ernment investigations into foreign interference in United
States elections.

Through these actions, President Trump sought to
arrogate to himself the right to determine the propriety,
scope, and nature of an impeachment inquiry into his own
conduct, as well as the unilateral prerogative to deny any
and all information to the House of Representatives in the
exercise of its "sole Power of Impeachment". In the his-
tory of the Republic, no President has ever ordered the
complete defiance of an impeachment inquiry or sought
to obstruct and impede so comprehensively the ability of
the House of Representatives to investigate "high Crimes
and Misdemeanors". This abuse of office served to cover
up the President's own repeated misconduct and to seize
and control the power of impeachment—and thus to nul-
ify a vital constitutional safeguard vested solely in the
House of Representatives.

In all of this, President Trump has acted in a manner
contrary to his trust as President and subversive of con-
stitutional government, to the great prejudice of the cause
of law and justice, and to the manifest injury of the people
of the United States.

Wherefore, President Trump, by such conduct, has
demonstrated that he will remain a threat to the Constitu-
tion if allowed to remain in office, and has acted in a man-
nner grossly incompatible with self-governance and the rule
of law. President Trump thus warrants impeachment and
trial, removal from office, and disqualification to hold and
enjoy any office of honor, trust, or profit under the United
States.