



Pennsylvania State Police

1800 Elmerton Avenue
Harrisburg, Pennsylvania 17110

Response for Criminal Record Check

THE CERTIFICATE IS ONLY VALID FOR VOLUNTEER PURPOSES. THE PENNSYLVANIA STATE POLICE DOES NOT AUTHORIZE THIS FORM FOR ANY OTHER USE

**TONIA SCOTT
4110 WINCHESTER WAY
BUSHKILL PA 18324**

TELEPHONE (570) 994-1931

TO WHOM IT MAY CONCERN:

THE PENNSYLVANIA STATE POLICE DOES HEREBY CERTIFY THAT:

Name: Scott, Tonia
Date of Birth: [REDACTED]
Social Security #: xxx-xx-[REDACTED]
Sex: F
Race: American Indian
Date of Request: 09/01/2015 10:18 AM
Purpose of Request: Volunteer

Maiden Name and/or Alias (1) (2)
(3) (4)

***** HAS NO CRIMINAL RECORD IN PENNSYLVANIA BASED ON A CHECK BASED ON THE ABOVE IDENTIFIERS - REFER TO CONTROL #R14665533 *****

THE RESPONSE IS BASED ON A COMPARISON OF DATA PROVIDED BY THE REQUESTER AGAINST INFORMATION CONTAINED IN THE FILES OF THE PENNSYLVANIA STATE POLICE CENTRAL REPOSITORY ONLY. PLEASE CONFIRM IDENTIFIERS PROVIDED. POSITIVE IDENTIFICATION CANNOT BE MADE WITHOUT FINGERPRINTS THE PENNSYLVANIA STATE POLICE RESPONSE DOES NOT PRECLUDE THE EXISTENCE OF CRIMINAL RECORDS, WHICH MIGHT BE CONTAINED IN THE REPOSITORIES OF OTHER LOCAL, STATE, OR FEDERAL CRIMINAL JUSTICE AGENCIES.

THE INFORMATION ON THIS CERTIFICATION FORM CAN BE VALIDATED BY ACCESSING THE PENNSYLVANIA ACCESS TO CRIMINAL HISTORY (PATCH) RECORD CHECK STATUS SCREEN (<https://epatch.state.pa.us/RCStatusSearch.jsp>) AND SUBMITTING A STATUS CHECK REQUEST THAT CONTAINS THE FOLLOWING - SUBJECT'S NAME (EXACTLY AS INITIALLY ENTERED), CONTROL NUMBER AND DATE OF REQUEST. PATCH WILL FIND AND DISPLAY THE CORRESPONDING RECORD CHECK REQUEST. DETAILS ON THE REQUEST CAN BE VIEWED BY CLICKING ON THE CONTROL NUMBER. YOU WILL BE ABLE TO VERIFY IF THIS REQUEST WAS SENT OUT AS A NO RECORD OR RECORD RESPONSE BY THE PENNSYLVANIA STATE POLICE.

QUESTIONS CONCERNING THIS CRIMINAL RECORD CHECK SHOULD BE DIRECTED TO THE PATCH HELP LINE TOLL FREE AT 1-888-QUERY-PA (1-888-783-7972).

Certified by:

DISSEMINATED BY: SYSTEM
09/01/2015 10:18 AM

Lieutenant Kevin J. Deskiewicz, Director
Criminal Records and Identification Division
Pennsylvania State Police

4110 Winchester Way

Bushkill, Pennsylvania

May 3, 2016

VIA ELECTRONIC FILING

Rosemary Chiavetta, Secretary

Pennsylvania Public Utility Commission

Commonwealth Keystone Building

400 North Street, 2nd floor

Harrisburg, Pennsylvania

RE: **Tonia' Scott v. Pennsylvania "American" Water Company**

Docket number C-2016-2529902

Dear Secretary Rosemary Chiavetta,

Enclosed is a Pennsylvania State documentation which identity my ethnicity as American Indian and international treaties in support of my request of Pennsylvania "American" Water Company and First Energy/ Met-Ed Company board membership.

1. **The Constitution of the United States, Article. VI. - Debts, Supremacy, Oaths, Section 2,** *'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".*
2. Definition of key terms used in the United Nation Treaty Collection.

The term "**declaration**" is used for various international instruments. (a) **A declaration can be a treaty** in the proper sense. A significant example is the **Joint Declaration between the United Kingdom and China on the Question of Hong Kong of 1984.**

3. The **Vienna Convention on the Law of Treaties** requires that the United States of America fulfill its obligations incurred thereunder.

"The United States of America is a member of the United Nations, and is bound by the Charter of the United Nations to promote and protect the Rights of Indigenous Peoples."

4. **'The American Declaration of the Rights and Duties of Man' (Adopted by the Ninth International Conference of American States** Bogota, Colombia, 1948 at Article 5, Article 17, Article 26)

"The United States of America is required to obey the requirements of the **Declaration on the Principles of International Law** and to obey the principles of international law enumerated therein."

5. "In Supreme Court case **Murdock v. Penn. 319 US 105**, "No state shall convert a liberty into a privilege, license it, and attach a fee to it".

6. **1962 GENERAL ASSEMBLY RESOLUTION ON PERMANENT SOVEREIGNTY OVER NATURAL RESOURCES (GAR 1803)** to wit: *Bearing in mind its resolution 1515(XV) of 15 December 1960, in which it recommended that the sovereign right of every State to dispose of its wealth and its natural resources should be respected,*

*Nationalization, expropriation or requisitioning shall be based on grounds or reasons of public utility, security or the national interest which are recognized as overriding purely individual or private interests, both domestic and foreign. In such cases the owner shall be paid appropriate compensation, in accordance with the rules in force in the State taking such measures in the exercise of its sovereignty and in accordance with international law." **Article (4)***

The right of peoples and nations to permanent sovereignty over their natural wealth and resources must be exercised in the interest of their

*national development and of the well-being of the people of the State concerned. **Article (1)***

*The free and beneficial exercise of the sovereignty of peoples and nations over their natural resources must be furthered by the mutual respect of States based on their sovereign equality. **Article (5)***

*Violation of the rights of peoples and nations to sovereignty over their natural wealth and resources is contrary to the spirit and principles of the Charter of the United Nations and hinders the development of international co-operation and the maintenance of peace. **Article (7)***

*Foreign investment agreements freely entered into by or between sovereign States shall be observed in good faith; States and international organizations shall strictly and conscientiously respect the sovereignty of peoples and nations over their natural wealth and resources in accordance with the Charter and the principles set forth in the present resolution. **Article (8)***

7. Declaration on the Granting of Independence to Colonial Countries and Peoples, Adopted by General Assembly resolution 1514 (XV) of 14 December 1960. *to wit: Recognizing that the peoples of the world ardently desire the end of colonialism in all its manifestations,*

Convinced that the continued existence of colonialism prevents the development of international economic co-operation, impedes the social, cultural and economic development of dependent peoples and militates against the United Nations ideal of universal peace,

Affirming that peoples may, for their own ends, freely dispose of their natural wealth and resources without prejudice to any obligations arising out of international economic co-operation, based upon the principle of mutual benefit, and international law,

*Believing that the process of liberation is irresistible and irreversible and that, in order to **avoid serious crises**, an **end must be put to colonialism** and all practices of **segregation and discrimination** associated therewith,*

Convinced that all peoples have an inalienable right to complete freedom, the exercise of their sovereignty and the integrity of their national territory,

Solemnly proclaims the necessity of bringing to a speedy and unconditional end colonialism in all its forms and manifestations;

*All armed action or repressive measures of all kinds directed against dependent peoples shall cease in order to enable them to exercise peacefully and freely their right to complete independence, and the integrity of their national territory shall be respected. **Article (4)***

*Immediate steps shall be taken, in Trust and Non-Self-Governing Territories or all other territories which have not yet attained independence, to transfer all powers to the peoples of those territories, without any conditions or reservations, in accordance with their freely expressed will and desire, without any distinction as to race, creed or colour, in order to enable them to enjoy complete independence and freedom. **Article (5)***

*Any attempt aimed at the partial or total disruption of the national unity and the territorial integrity of a country is incompatible with the purposes and principles of the Charter of the United Nations. **Article (6)***

*All States shall observe faithfully and strictly the provisions of the Charter of the United Nations, the Universal Declaration of Human Rights and the present Declaration on the basis of equality, non-interference in the internal affairs of all States, and respect for the sovereign rights of all peoples and their territorial integrity. **Article (7)***

**United Nations Declaration on the Rights of Indigenous Peoples,
September 13, 2007: to wit**

“Considering also that treaties, agreements and other constructive arrangements, and the relationship they represent, are the basis for a strengthened partnership between indigenous peoples and States”

“Recognizing also the urgent need to respect and promote the rights of indigenous peoples affirmed in treaties, agreements and other constructive arrangements with States”

*“Considering that the rights affirmed in treaties, agreements and other constructive arrangements between States and indigenous peoples are, in some situations, matters of **international concern**, interest, responsibility and character,”*

*“Bearing in mind that nothing in this Declaration may be used to deny any peoples their right to self-determination, exercised in conformity with **international law**,”*

*Indigenous peoples, in exercising their right to self-determination, have the right to autonomy or self-government in matters relating to their internal and local affairs, as well as ways and means for financing their autonomous functions. **Article 4***

*Indigenous peoples have the right to maintain and strengthen their distinct political, legal, economic, social and cultural institutions, while retaining their right to participate fully, if they so choose, in the political, economic, social and cultural life of the State. **Article 5***

*States shall provide effective mechanisms for prevention of, and redress for:
(b) any action which has the aim or effect of dispossessing them of their lands, territories or resources- **Article 8 (2)***

*Indigenous individuals have the rights to life, physical and mental integrity, liberty and SECURITY of person- **Article 7 (1)***

*States shall provide effective mechanisms for prevention of, and redress for:
(b) any action which has the aim or effect of dispossessing them of their lands, territories or resources- **Article 8 (2)***

Indigenous individuals have an equal right to the enjoyment of the highest attainable standard of physical and mental health. STATES SHALL take the necessary steps with a view to achieving progressively the full realization of

*this right- **Article24 (2)***

*Indigenous peoples have the right to maintain and strengthen their distinctive spiritual relationship with their traditionally owned or otherwise occupied and **used lands, territories, waters and coastal seas and other resources** and to uphold their responsibilities to future generations in this regard. **Article 25***

*Indigenous peoples HAVE THE RIGHT TO THE LANDS, territories and RESOURCES which they have traditionally owned, occupied or otherwise USED OR ACQUIRED- **Article 26 (1)***

*Indigenous peoples HAVE THE RIGHT TO OWN, USE, develop and control the LANDS, territories and RESOURCES that they possess by reason of traditional ownership or other traditional occupation or use. AS WELL AS THOSE WHICH THEY HAVE OTHERWISE ACQUIRED. - **Article 26 (2)***

*States shall give legal recognition and protection to these lands, territories and resources. Such recognition shall be conducted with due respect to the customs, traditions and land tenure systems of the indigenous peoples concerned. **Article 26 (3)***

*States shall establish and implement, in conjunction with indigenous peoples concerned, a fair, independent, impartial, open and transparent process, giving due recognition to indigenous peoples' laws, traditions, customs and land tenure systems, to recognize and adjudicate the rights of indigenous peoples pertaining to their lands, territories and resources, including those which were traditionally owned or otherwise occupied or used. Indigenous peoples shall have the right to participate in this process. **Article 27***

*Indigenous peoples have the **right to redress**, by means that can include restitution or, when this is not possible, just, fair and equitable compensation, for the lands, territories and resources which they have traditionally owned or otherwise occupied or used, and which have been*

*confiscated, taken, occupied, used or damaged without their free, prior and informed consent. **Article 28 (1)***

*Unless otherwise freely agreed upon by the peoples concerned, compensation shall take the form of lands, territories and resources equal in quality, size and legal status or of monetary compensation or other appropriate redress. **Article 28 (2)***

*Indigenous peoples have the right to the conservation and protection of the environment and the productive capacity of their lands or territories and resources. States shall establish and implement assistance programmes for indigenous peoples for such conservation and protection, without discrimination. **Article 29 (1)***

*Indigenous peoples have the right to determine and develop priorities and strategies for the development or use of their lands or territories and other resources. **Article 32 (1)***

*States shall consult and cooperate in good faith with the indigenous peoples concerned through their own representative institutions in order to obtain their free and informed consent prior to the approval of any project affecting their lands or territories and other resources, particularly in connection with the development, utilization or exploitation of **mineral, water or other resources. Article 32 (2)***

*States shall provide effective mechanisms for just and fair redress for any such activities, and appropriate measures shall be taken to mitigate adverse environmental, economic, social, cultural or spiritual impact. **Article 32 (3)***

Indigenous peoples have the right to the recognition, observance and enforcement of treaties, agreements and other constructive arrangements concluded with States or their successors and to have States honour and respect such treaties, agreements and other constructive arrangements. **Article 37 (1)**

Nothing in this Declaration may be interpreted as diminishing or eliminating the rights of indigenous peoples contained in treaties, agreements and other constructive arrangements. **Article 37 (2)**

*Indigenous peoples have the right to have access to financial and technical assistance from States and through international cooperation, for the enjoyment of the rights contained in this Declaration. **Article 39***

*Indigenous peoples have the right to access to and prompt decision through just and fair procedures for the resolution of conflicts and disputes with States or other parties, as well as to effective remedies for all infringements of their individual and collective rights. Such a decision shall give due consideration to the customs, traditions, rules and legal systems of the indigenous peoples concerned and international human rights. **Article 40***

*The United Nations, its bodies, including the Permanent Forum on Indigenous Issues, and specialized agencies, including at the country level, and States shall promote respect for and full application of the provisions of this Declaration and follow up the effectiveness of this Declaration. **Article 42***

*Nothing in this Declaration may be interpreted as implying for any State, people, group or person any right to engage in any activity or to perform any act contrary to the Charter of the United Nations or construed as authorizing or encouraging any action which would dismember or impair, totally or in part, the territorial integrity or political unity of sovereign and independent States. **Article 46 (1)***

Indigenous American Indian, Tonia Scott is an Aboriginal/ Indigenous American Indian within the meaning of the description of the **Draft Declaration of the Inter-American Declaration of the Rights of Indigenous Peoples** at Article 1 Definition:

"In this Declaration Indigenous Peoples are those who embody historical continuity with societies which existed prior to the conquest and settlement of their territories by Europeans..."

According to the **Congressional House Resolution 331**; Congress has acknowledged that Indigenous American Indian, Tonia Scott direct "**bloodline**" ancestors (the **Haudenosaunee** Nation) developed the political system that formed the original thirteen colonies into one republic and that their principles were incorporated into the United States Constitution. The same United States Constitution that contracts the sovereignty of the United States Corporation and its colonists- agents, representatives and officers from the Indigenous American people.

Pennsylvania "American" Water Company and First Energy/ Met-Ed Company are sub-corporations of the United States Corporation. Therefore all corporate obligations are unilateral. As to wit, *"The constitution of the United States, and acts of congress made in conformity to it the constitution of the state in which a corporation is located, and acts of the legislature, constitutionally made, together with the common-law as there accepted, are of superior force to any by-law; and such by-law, when contrary to either of them, is therefore void, whether the charter authorizes the making of such by-law or not; because no legislature can grant power larger than they themselves possess. 7 Cowen's R. 585; Id. 604 5 Cowen's R. 538. Vide, generally, Aug. on Corp. ch. 9; Willc. on Corp. ch. 2, s. 3; Bac. Ab. h. t.; 4 Vin. Ab. 301 Dane's Ab. Index, h. t., Com. Dig. h. t.; and Id. vol. viii. h. t."*

Therefore, as the United States Supreme Court rules the following to wit, "The Constitution of these United States is the **Supreme Law of the Land**. Any law, that is repugnant to the Constitution, is null and void of law." See **Pennsylvania v. Nelson**, 350 U.S. 497 (1956). So shall its sub-corporations follow and enact.

United Nations and the Rule of Law, to wit:

"For the United Nations, the rule of law refers to a principle of governance in which all persons, institutions and entities, public and private, including the State itself, are accountable to laws that are publicly promulgated, equally enforced and independently adjudicated, and which are consistent with

international human rights norms and standards. It requires, as well, measures to ensure adherence to the principles of **supremacy of law**, equality before the law, accountability to the law, fairness in the application of the law, separation of powers, **participation in decision-making**, legal certainty, avoidance of arbitrariness and procedural and legal transparency."


<http://www.un.org/en/ruleoflaw/index.shtml>

Please be advised, since the heirs are the same as the ancestors and the public utility violators are the agents, representatives and officers of the United States Corporation; if these violators fail to acknowledge, confirm and enforce the United States Constitution and Treaties with the Indigenous American people. Such action would in turn jeopardize, violate, revoke and terminate the United States constitutional/ contractual sovereignty with the Indigenous American people.

Please inform the above public utility violators of such infringements before the situation implies that the constitutional sovereignty of the United States is void and terminated from the Indigenous American people, due to the violators actions.

If further information is needed, please contact me at the above address.

Sincerely,

A handwritten signature in cursive script that reads "Tonia Scott". The ink is black and the signature is fluid and connected.

Tonia' Scott, Authorized Representative

In Propria Persona: **Haudenosaunee Nation**

cc: Michael A. Gruin