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September 22, 2007

Office of the Clerk
U.S. Court of Appeals
Post Office Box 193939
San Francisco, CA 94119-3939

Re: *Newdow v. Congress*, Case No. 06-16344

Dear Sir or Madam:

Pursuant to Fed. R. App. P. 28(j) and Circuit Rule 28-6, Plaintiff-Appellant submits this supplemental authority regarding the State Department's *International Religious Freedom Report 2007* (hereafter "IRFR"), released on 9/14/07.

IRFR repeatedly highlights our nation's "commitment to religious freedom," IRFR-I,¹ and notes that "freedom of religion is a fundamental human right." *Id.* It states that our officials will "**provide a voice for the voiceless**," *id.*, and that it will address "**the full range** of religious freedom violations." *Id.* IRFR, we are told, reflects "our dedication to work towards the day when **all persons** enjoy this cherished human right." *Id.* Interestingly, the Report speaks nowhere of our nation's "history [which] presupposes the existence of God." Brief of Intervenor/Appellee Pacific Justice Institute at 13. Rather, "our country's historic commitment to religious freedom," IRFR-I, is underscored.

¹ "IRFR-I" refers to the Report's "Introduction," accessed on September 21, 2007 at <http://www.state.gov/g/drl/rls/irf/2007/90079.htm>. All emphases are added.

Devoted to “adherents of **all religious** traditions and **beliefs**,” IRFR-ES,² the Report speaks of “protection for religious freedom **in the broadest sense**,” *Id.* After all, our government feels “it is critical that governments foster an environment of **respect** and tolerance **for all people**.” *Id.* Thus, IRFR decries “policies that favor majority religions and disadvantage minority religions,” *id.*, and the effects of “historical dominance by the majority religion and a bias against new or minority religions.” *Id.*

“The right to religious freedom can be abused in many ways both blatant and subtle,” says the Report. *Id.* In view of this (and the foregoing), one need not wonder what IRFR would say about a country that uses an exclusionary religious assertion as its sole official motto. Opening Brief at 43. Thus, it is doubtful that a motto in Afghanistan claiming “In Islam We Trust” or a Russian motto claiming “We Deny God’s Existence” would be approved by IRFR. On the contrary – except, perhaps, for the obvious hypocrisy involved – it is clear that such blatant discriminatory claims would be found on IRFR’s list of infractions.

Respectfully submitted,

Michael Newdow, *in pro per*
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² “IRFR-ES” refers to the Report’s “Executive Summary,” accessed on September 21, 2007 at <http://www.state.gov/g/drl/rls/irf/2007/90080.htm>. All emphases are added.

CERTIFICATE OF SERVICE

CASE NO. 06-16344

I HEREBY CERTIFY that on this 22nd day of September, 2007, true and correct copies of Plaintiff's letter of Supplemental Authority regarding the State Department's *International Religious Freedom Report 2007*, released on 9/14/07, were delivered by e-mail to the following individuals:

Lowell Sturgill (lowell.sturgill@usdoj.gov)
Theodore Charles Hirt (theodore.hirt@usdoj.gov)
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Pursuant to Ninth Circuit Rule 25-3.3, the undersigned has received a completed and signed Form 13 (Consent to Electronic Service) from counsel for each of the parties.

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