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Jim Pettit

Deputy Assistant Secretary of State for Overseas Citizens Services

US Department of State

2201 C St NW

Washington, DC 20520

January 15, 2018

RE: Human Rights Violation of American citizens, Andrea Wainer and her 5 children (Zoey, Aviva, Mylo, Ezra and Ruby) by Singapore Government Officials

Dear Mr. Pettit,

I am contacting you regarding the on-going failure of American Consulates overseas to respect and implement art. 71.1 & §10.735–215 CFR22; art. 2715a, 71.6 & 3904(1) of the 22USC; and 1700's & 1900's of 7FAM.

The refusal of American Consulates overseas to implement the afore mentioned guidelines and directives into the services that they provide to American women and children living overseas is in violation of US federal law (*Federal Tort Claims Act* and *Alien Tort Statute*) as well as international law ([*Gonzalez vs. USA*¹](#), 2011 and [*Gonzalez Carreno vs. Spain*²](#), 2014 – obligation to protect, and [*Avena, Mexico vs. USA*³](#) – right to consular notification, under art. 36 VCCR ‘*detained in any manner*’ ([*Abbott vs. Abbott*⁴](#) – ‘ne exeat’ determination) and ‘*interest of any minor... particularly where any guardianship or trusteeship is required*’ art. 5h of the Vienna Convention of Consular Relations, in conjunction with all of the human rights conventions and treaties of which the USA is signatory).

Please find enclosed a letter to the American Embassy in Singapore requesting that they assist the five American minor citizens and their mother whose rights have been continually violated in Singapore courts. In addition to the violation of the rights of these children and their mother, the non-custodial parent, Nicholas J. Rao, violated art. 3 of the Hague Convention on Child Abduction when he removed the 5 children from Singapore, and sent them to Malaysia on December 29, 2017 without the knowledge, permission, or consent of custodial parent, Andrea Wainer. This was after he had violated art. 3 of the Hague Convention on September 17, 2017, when Rao sent Zoey and Aviva to Indonesia unaccompanied to

¹ <http://www.law.columbia.edu/human-rights-institute/inter-american-human-rights-system/jessica-gonzales-v-us>

² http://www.womenslinkworldwide.org/files/gjo_amicus_brief_Simone_Cusack_angelagonzalez_en.pdf

³ https://en.wikipedia.org/wiki/Avena_case

⁴ https://en.wikipedia.org/wiki/Abbott_v._Abbott

stay with an unknown person, and again in December 2017 when her sent Mylo, Ezra and Ruby to Thailand without the knowledge, permission, or consent of Ms. Wainer. The judicial and extra-judicial manipulations of Nicholas J. Rao is exemplary of the problems within the courts, and why 70% of mothers involved in these cases are being forced to ‘abduct’ their own children, and are risking incarceration in efforts to assure their safety and security. Please see my Family Courts in Crisis (FCC) newsletters, “[Domestic Violence, International Divorce & the Obligation to Protect under International Law](#)”⁵.” “[Domestic Violence and the Hague Convention on International Child Abduction](#)”⁶,” which explains the issues at hand.

As you are aware from my previous correspondence and enclosed reports from the United Nations, Amnesty International, Save the Children, and a myriad of other organizations, family courts around the world are failing to protect victims of domestic abuse at rates of 75-95%, with the violation of the rights of women and children rampant within these courts (see [Family Courts in Crisis newsletter](#)⁷). However, even in full knowledge of the situation, American Consulates are refusing to defend the rights of American citizens in foreign courts. The fact that Consulates and the State Department are refusing to utilize their power and authority to protect the rights and interests of American citizens involved in foreign judicial systems; but are providing ample assistance and support to abusers who are pursuing victims across national borders is clearly *de facto* discrimination against women, and sustains and promotes violence against American women and children. State Department employees continually contend that these cases fall under ‘private law’. However, the violation of rights of American citizens by foreign public authorities, and/or their cover-up of human rights violations clearly falls under ‘public law’, and under the purview of the US Department of State and government.

I trust that the State Department will cease and desist from its complicity to human rights violations perpetrated against American citizens and take appropriate actions to assure that the American Consulate in Singapore complies with the letter and spirit of US federal law and State Department guidelines in assuring the prompt return of Zoey, Aviva, Mylo, Ezra and Ruby to their mother, Andrea Wainer, the custodial parent. Donald Trump won his bid for presidency with a promise to “drain the Swamp”, because ‘The Swamp’ desperately needs draining of all of the ‘seat-warming’ incompetent civil servants that permeate it. In the past decade, I have been documenting the elevated level of incompetence, negligence, stupidity, and ‘game-playing’ of American civil servants within the US government (State Department, White House, and Congress in relation to violence against women (VAW) as human rights violations⁸), on top of all the Spanish civil servants implicated in my own case.

My own case, Wilcox vs. Spain, challenges the defense of the Spanish government in [Gonzalez Carreno vs. Spain](#)⁹, which claimed “judicial error and a failure to exhaust domestic remedies.” What I demonstrate in my case against the Spanish judicial system and government is that ‘judicial errors’ are not errors at all, but rather intention, illegal manipulations of misogynistic and discriminatory lawyers, in collusion with ‘game-playing’ and ‘seat-warming’ civil servants. The fact that the ‘games’ of lawyers, judges, and court-personnel, coupled with the cover-up of these illegal ‘games’ by civil servants within regulatory agencies,

⁵ <http://warondomesticterrorism.com/wp-content/uploads/2014/05/FCC-10-13-The-Emperors-New-Clothes-ENG.pdf>

⁶ <http://warondomesticterrorism.com/wp-content/uploads/2014/05/FCC-9-13-Domestic-Violence-the-Hague-Convention-on-Intl.-Child-Abductions-ENG.pdf>

⁷ www.warondomesticterrorism.com/category/fcc_newsletters/

⁸ See reports , [Family Courts in Crisis](#)⁸, [Domestic Violence in Societies & the Courts](#)⁸, [Failure of Family Court to Protect Child Victims of Sexual Abuse](#)⁸, [Domestic Abuse – A Human Rights Violations the Duty to Protect & Due Diligence](#)⁸, as well as my presentation [Violence Against Women \(VAW\) as Human Rights Violations](#)⁸ at the Battered Mothers Custody Conference (BMCC).

⁹ http://www.womenslinkworldwide.org/files/gjo_amicus_brief_Simone_Cusack_angelagonzalez_en.pdf

are systemic and ‘done all the time’, instead of absolving implicated actors, are rendering them guilty of crimes against humanity as defined by art. 7 of the Roma Statutes, and I quote,

Article 7

Crimes against humanity

1. For the purpose of this Statute, ‘crime against humanity’ means any of the following acts when committed as part of a widespread or systematic attack directed against any civilian population, with knowledge of the attack:

- (a) **Murder;***
- (b) **Extermination;***
- (c) **Enslavement;***
- (d) **Deportation or forcible transfer of population;***
- (e) **Imprisonment or other severe deprivation of physical liberty in violation of fundamental rules of international law;***
- (f) **Torture;***
- (g) **Rape, sexual slavery, enforced prostitution, forced pregnancy, enforced sterilization, or any other form of sexual violence of comparable gravity;***
- (h) **Persecution against any identifiable group or collectivity on political, racial, national, ethnic, cultural, religious, **gender** as defined in paragraph 3, or other grounds that are universally recognized as impermissible under international law, in connection with any act referred to in this paragraph or any crime within the jurisdiction of the Court;***
- (i) **Enforced disappearance of persons;***
- (j) **The crime of apartheid;***
- (k) **Other inhumane acts of a similar character intentionally causing great suffering, or serious injury to body or to mental or physical health.***

Thank you in advance for your time and consideration.

Sincerely,



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Founder – Safe Child International
Founder – War on Domestic Terrorism