

PUBLIC SUBMISSION

| |
|-----------------------------------|
| As of: April 02, 2010 |
| Received: March 30, 2010 |
| Status: Posted |
| Posted: April 02, 2010 |
| Category: NA |
| Tracking No. 80acbf15 |
| Comments Due: May 28, 2010 |
| Submission Type: Web |

Docket: DOS-2010-0045

Notice of Request for Public Comments; 60-Day Notice of Proposed Information Collection: Forms DS-4138, Request for Escort Screening Courtesies; DS-4139, Photograph and Signature Card; & DS-4140, Application for OFM Web Site Account; Foreign Diplomatic Services Applications, OMB Collection Number 1405-0105

Comment On: DOS-2010-0045-0001

Agency Information Collection Activities; Proposals, Submissions, and Approvals: Request for Escort Screening Courtesies, Photograph and Signature Card, Application for OFM Website Account, etc.

Document: DOS-2010-0045-0002

Comment on DOS_FRDOC_0001-DRAFT-0042

Submitter Information

Name: Dr. Paul Maas Risenhoover

Address:

27-1 Yu Nung Rd 5th Fl 1-2, 5A3

Tainan, allied American Formosa Trust territory, US, Taiwan, 70164

Email: ilovelibby@gmail.com

Phone: 698-310-3160

Organization: Robin Hood International Human Rights Legal Defense Fund

Government Agency Type: Federal

Government Agency: DOS

General Comment

Steve Maloney,

Managing Director Bureau of Diplomatic Security, Office of Foreign Missions, U.S. Department of State.

U.S. Department of State, Diplomatic Security,

Office of Foreign Missions, 2201 C Street, NW., Room 2238, Washington, DC 20520.

Re: Title of Information Collection: Request for Escort

Screening Courtesies., OMB Control Number: 1405-0105, DS-4138, DS-4139, DS-4140

via email OFMInfo@state.gov

Dear Steve,

Neither

Form DS-4138 (Request for Escort Screening Courtesies) is the means by which the U.S. Department of State (DOS) will adjudicate requests for assignment of a DOS representative to escort eligible senior officials of foreign governments through the airport security screening process. The request will be used to review for entitlement to the courtesy, the specific airport to be advised, and the assignment of a DOS escort.,

nor

Form DS-4139 (Photograph and Signature Card) is the means by which the Department obtains a photograph and/or signature for use in the productions of an identification card, a sales tax exemption card, or DOS driver license when applications are submitted electronically (thru e-Gov) for foreign mission personnel and their dependents., indicate whether the Forms may be used by the Taiwan authorities under the authority of the Taiwan Relations Act.

Whether the head of government of the Taiwan authorities enjoys head of state immunity entry privileges, seems quite uncertain under the Taiwan Relations Act, and the US Supreme Court

is yet to decide its current docketed case on immunity of formerly sovereign governments officials who have moved into exile abroad, analogous to the situation of the Chinese exile government permitted by the United States to reside in the allied American Formosa Trust territory (see *Cheng Fu Sheng v Rogers*).

Without such guidance the Taiwan authorities do not know how to process their applications for head of state immunity for the exile Republic of China President when transiting the contiguous or other insular United States territories from Taiwan, and US persons are unable to determine whether the DOS Diplomatic Security Service

would be proper officers to seek judicial writs or relief to for ensuring service of subpoenas etcetera on the Taiwan President when transiting the United States, for example, in the matter now before the Ninth Circuit US Court of Appeals No. 10-70464, or the *TCRLO v KMT* gold bonds lawsuit,

or genocide and war crimes claims against the Taiwan President as KMT Chairman for the admitted murder under color of US authority of native Formosans during the 228 genocide and White Terror martial law period, for which the

KMT and ROC have authorized more than one billion US dollars in ex gratia payments to date.

Respectfully,

Dr. Paul Maas Risenhoover

Robin Hood International Human Rights Legal Defense Fund

27-1 Yu Nung Rd. 5th Fl. 1-2, 5A3, East District, Tainan City 70164, allied American Formosa Trust territory, USA