

IN THE
SUPREME COURT OF THE UNITED STATES

AMICUS CURIE
IN FAVOR OF
O CENTRO ESPIRITA UNIAO DO VEGETAL
DOCKET #04-1084

APPENDIX A

AFFIDAVIT-5

Northern Lights Church,
Rev. David Jack,
P.O. Box 392,
Altaville, California

Affidavit

I, Rev David A. Jack, am a resident of Angels Camp, Calaveras County, California. My mailing address is PO Box 392, Altaville, California. My date of birth is November 1, 1942. Any other contact information is listed on the signature line below.

I affirm under penalty of perjury as defined in the laws of the United States and (the State of Residence) that the following Affidavit is true and complete to the best of my ability.

I am making this statement for the purpose of notifying the Supreme Court of the United States of Plain Errors of fact and law contained in the decisions under review by this Court in *Gonzalez vs. O Centro Espirita Uniao Do Vegetal*, docket Number 04-1084 as set forth in the Amicus Curie Brief to which this Affidavit is attached.

I am making this statement for the purpose of supporting the O Centro Espirita Uniao Do Vegetal Church in the decisions of the lower courts that interpret the Religious Freedom Restoration Act of 1993 - 42 U.S.C. sec. 2000bb et al - to mean that a sincere act of religious exercise that is substantially burdened by a federal law must be justified at trial by government proofs of the facts of a threat to public health and safety of such magnitude as to support a compelling interest on the part of government to regulate the act of religious exercise. Further, I support the interpretation of RFRA that is applied to the O Centro Espirita Uniao Do Vegetal Church to mean that the government must make the fact proofs that the least restrictive means of regulation has been used to regulate the sincere act of religious exercise that is found to cause a compelling interest on the part of government to regulate it. I support the interpretation of RFRA to mean that RFRA applies to the drug laws, provides a means of exemption from the drug laws for sincere religious exercise, and provides exemptions from international treaties affirmed by the United States Senate and otherwise effective upon my actions as a citizen of the State of California, member of the United States of America.

I now state for the record under penalty of perjury that:

I sincerely use Cannabis, in my religious exercise.

I am substantially burdened by the federal drug laws that restrict my growing, possession, use, transfer and acquisition of Cannabis for my sincere religious exercise.

I have found that my use of Cannabis enables me to come to a greater understanding of my status as a human being faced with decisions about the morality of my acts and the acts of others.

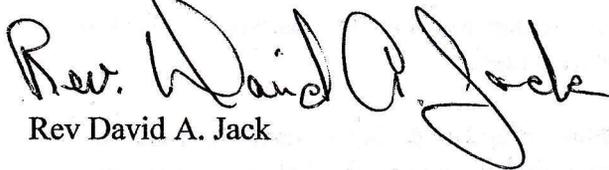
I have found that my use of Cannabis enables me to exert greater control over my human nature in body, spirit, psychology, family interaction, social interaction, economic interaction, political interaction, community interaction, and my fundamental interaction with the Creator of All.

Further I wish to inform this Court that it is my belief that Cannabis has stopped the rapid growth of my brain tumor through the Gnosis of the Holy Spirit.

I respectfully request that the Supreme Court of the United States affirm the interpretation of RFRA that is made in the Amicus Curie Brief to which this Affidavit is attached.

I affirm under penalty of perjury that the aforesaid statement is true and complete to the best of my ability as indicated by my signature below on the date indicated.

Respectfully,

A handwritten signature in black ink that reads "Rev. David A. Jack". The signature is written in a cursive style with a large, looped "D" and "A".

Rev David A. Jack

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Date: August 17, 2005