

**NYC Initiative Petition to Amend NYC Charter – under § 37, New York Municipal Home Rule Law**

I, the undersigned, do hereby state that I am a resident of and a registered and qualified voter in New York City, that my present place of residence is truly stated opposite my signature hereto, and that I do hereby sign this Petition, as set forth below and on the two additional pages, to enable the contents of this Petition (or an approved summary) to be submitted to the electors of New York City at a general election.

<b>Date</b>	<b>Name of signer (signature required) (printed name may be added)</b>	<b>Residence</b>	<b>Enter NYC County</b>
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In witness where, I have hereunto set my hand, the day and year placed opposite my signature.

<b>Signature:</b> .....	.....
<b>/ /09 Printed Name:</b> .....	<b>ZIP</b> ..... .....

**Petition to Create a NYC Independent Commission with Subpoena Power to Conduct a Comprehensive and Fact-Driven Investigation of All Relevant Aspects of the Tragic Events of September 11, 2001 And Issue a Report.**

**WHEREAS**, many New York City voters believe that there remain many unanswered questions critical to establishing the truth about all relevant events leading up to, during and subsequent to the tragic attacks occurring on September 11, 2001 (“9/11”), and

**WHEREAS**, no prior investigation by any New York City agency or any other governmental entity has resulted in the citizens being provided with those critical answers or information necessary to establish the truth about those tragic events, and

**WHEREAS**, New York City and its citizens, residents, workers, homeowners and businesses have been injured far greater than any other city or area in the United States.

**[Note: The Petition is continued on Pages 2-3.]**

**Complete ONE of the Following:**

**(1) STATEMENT OF WITNESS**

I, (name of witness) \_\_\_\_\_ state: I am a duly qualified voter of the City of New York and I am also duly qualified to sign the Petition. I now reside in New York City at (residence address) \_\_\_\_\_ . The individual whose name is subscribed to this Petition sheet containing 1 signature, on each page of the Petition, subscribed the same signature on this and the succeeding pages 2, and 3 of the Petition in my presence on the date above indicated and identified himself / herself to be the individual who signed this sheet.

I understand that this statement will be accepted for all purposes as the equivalent of an affidavit and, if it contains a material false statement, shall subject me to the same penalties as if I had been duly sworn.

\_\_\_\_\_/\_\_\_\_\_/2009 \_\_\_\_\_  
**Date** **Signature of Witness**

**WITNESS IDENTIFICATION INFORMATION:** The required information for the witness named above must be completed prior to filing with the board of elections in order for this petition sheet to be valid.

County, New York City: \_\_\_\_\_

**(2) NOTARY PUBLIC OR COMMISSIONER OF DEEDS**

On the date above indicated before me personally came the New York City voter whose signature appears on this Petition sheet containing 1 signature who signed same on this and the succeeding pages, 2, and 3 of this Petition in my presence and who being by me duly sworn, said that the foregoing statement made and subscribed by him/her, was true.

\_\_\_\_\_/\_\_\_\_\_/2009 \_\_\_\_\_  
**Date** **Signature and Official Title of Officer Administering Oath**

**THE FOLLOWING IS HEREBY DESIRED AND APPROVED AS AN INITIATIVE FOR ADOPTION OF A LOCAL LAW TO AMEND THE NEW YORK CITY CHARTER, TO BE PRESENTED TO VOTERS OF THE CITY OF NEW YORK AT A GENERAL ELECTION OF VOTERS:**

1. The title of this local law is "Act to Create a Temporary Independent Commission to Investigate 9/11".
2. An independent, temporary New York City commission (the "Commission") is hereby created to conduct a comprehensive, fact-driven investigation into the events that took place on 9/11, as well as to thoroughly examine related events before and after the attacks, including any activities attempting to hide, cover up, impede or obstruct any investigation into these 9/11 events, following wherever the facts may lead. The Commission shall publish one or more reports of their findings.
3. The Commission shall include Dr. William Pepper (international attorney and author), Lorie Van Auken (9/11 widow, representative of 9/11 victims families), Dr. Edgar Mitchell (Apollo 14 astronaut), Lincoln Chafee (former U.S. Senator), Mike Gravel (former U.S. Senator), Ed Asner (actor/activist), Ralph Schoenman (political scientist), Thomas Gumbleton (Roman Catholic Bishop), and others to be appointed by majority vote of the Commission members to bring the Commission up to as many as 15 members, and to fill any vacancies thereafter from nominees proposed by any member of the Commission. The Commission shall have a duty to maintain the number of Commissioners at no less than nine and to fill vacancies promptly.
4. The Commission shall act by majority vote, adopt its own Rules of Procedure and shall choose its Chairman, Vice Chairman, Treasurer and Secretary.
5. The Commission shall have the power to place witnesses under oath, issue subpoenas for documents and testimony, take and record testimony, and to apply to the appropriate federal, state, out-of-state or foreign courts for the issuance of subpoenas, Letters Rogatory, or Applications for Mutual Assistance, for service upon persons, corporations, agencies or other entities beyond the subpoena power granted to the Commission.
6. The Commission shall have authority to act up to a maximum period of 5 years from the date of their creation by the voters of New York City unless delayed by legal or administrative procedure, in which case the investigation shall continue until matters are resolved.
7. The Commission shall have a budget not to exceed \$10,000,000 per year for the conduct of its investigation and related activities. Financing shall be entirely drawn from private contributions. No public funds shall be requested or accepted. Four prominent citizens have pledged substantial matching fund contributions. In addition, pledges of specific contributions from wealthy private individuals are being obtained with payment subject to enactment of the Initiative by the voters of New York City. A substantial five figure seed money fund has been established as of January 2008, and a world wide internet fund raising campaign has been launched. Celebrity parties, concerts and other fund raising events and activities are also being planned to take place throughout the months of the Petition drive. Cumulatively, these sources will provide for the funding of the investigation. The work of the Commission will commence upon the expected realization of the full funds specified in our anticipated budget.
8. Commission disbursements shall require the signatures of at least two Commissioners serving under the Treasurer on the Commission's Finance Committee which shall consist of a total of three Commissioners appointed by the Commission. The Commission's finances and accounts shall be audited each year by an independent public accounting firm appointed by the Commission.
9. The Commission will also endeavor to consider the effects of the 9/11 attacks on the health and well being of police, firefighters, the enormous numbers of other first responders, local residents and others affected, and examine ways and means of alleviating the health care crisis which afflicts many of the above through the enforcement of their right to health care services and compensation.
10. As a law-enforcement agency, the Commission shall have the right not to publicly disclose activities of a secret or confidential nature and shall have the duty of recording the taking of testimony by film or video, and the duty of providing an opportunity for C-SPAN and other television networks, stations and programs to broadcast Commission proceedings on a live or other basis.
11. Each Commissioner shall be paid a base annual salary of \$100,000, plus reimbursement of out-of-pocket expenses actually incurred on behalf of the Commission, lodging, and transportation expenses to and from a Commissioner's residence outside of New York City.
12. Commissioners may come from any part of the world and shall not be required to maintain a residence in New York State.
13. The Commissioners are not required to devote 100% or substantially all of their time to the work of the Commission and it is expected that Commissioners will be able to continue with non-conflicting activities.
14. The Commission by a majority vote shall have the right, to seek indictments in any relevant Court located in the City of New York, or elsewhere and, at its discretion, to work with existing prosecutorial agencies or to seek the appointment of a special prosecutor under Section 701 of the New York County Law.
15. The Commission as a temporary investigative office of New York City shall during its lifetime enjoy the same immunities, privileges and prosecutorial discretion granted under law to elected prosecutors.
16. No New York City employee, past or present, shall have the right to avoid testifying before the Commission based on any prior agreements not to disclose or testify with any officials or agencies of New York City or other governmental agency; the Commission has the power to maintain secrecy and confidentiality of testimony or other disclosures where appropriate.

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(Name)

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17. The Commission shall have the power to hire and fire clerical and other employees, attorneys, accountants, paralegals, experts, consultants and others in performance of their respective duties.

18. The Commission shall have the power to enter into contracts; and to create and enforce its rules.

19. This law shall be construed liberally to enable the Commission to conduct an independent investigation into 9/11, and issue one or more reports on the Commission's investigation, and create one or more websites to provide public information about the work of the Commission.

20. If any provision of this law is held to be unconstitutional or invalid for any reason, the remaining provisions shall be in no manner affected thereby but shall remain in full force and effect.

Additional information about this Petition, the Initiative Process, the individuals involved, and copies for download are available at [www.nyccan.org](http://www.nyccan.org).

**WHERE TO MAIL THE ORIGINAL SIGNED PETITION**

**Please mail the Petition (as signed by 2 NEW YORK CITY registered voters; or 1 NEW YORK CITY registered voter and a NYS notary public) to:**

**NYC CAN  
1173A Second Avenue, Suite 155  
New York, NY 10065**

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**(Name)**

**[End of petition]**