

U.S. Constitutional Collapse and the Death of Democracy in America

FOR IMMEDIATE RELEASE

Date: 2025-10-09

Location: Kentuckiana — near Louisville, Kentucky

(in *“The Criminal Commonwealth”*)

Synchronized Silence, Systemic Violence, and Abuse:

U.S. Constitutional Collapse and the Death of Democracy in America

By J.R. Fouts (Illuminating Injustice)

“I’ve defied death despite every odd stacked against me.

The sound of silence is deafening—and it demands to be heard.

This is an ongoing survival story, and I need journalistic support before it’s too late.”

Overview

For more than a decade, I’ve lived through the unraveling of the systems meant to protect Americans with disabilities.

Tens of thousands of pages of medical, judicial, and digital records show an unbroken chain of ongoing egregious civil-rights violations, continuous medical endangerment, and complete judicial obstruction across four federal circuits at the district and appellate levels.

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Federal Cases and Filings

- *Fouts v. Commonwealth of KY et al.*, 3:24-CV-09325-AMO (CAND-San Francisco – Aracelli Martinez-Olguin) – Closed without ruling on emergency motions and injunctions.
- *Fouts v. Commonwealth of KY et al.*, transferred w/o Due Process to WDKY 25-CV-00033-BJB-RSE (WDKY-Benjamin Beaton and Magistrate Judge Regina S. Edwards) – Unlawfully Sealed Dockets 43, 56-2, and Docket 8 in San Francisco was even temporarily restricted.
- *Emergency Writ of Mandamus* (2nd Cir., July 19 2025) – Not acknowledged or docketed.
- *Emergency Writ of Mandamus* (9th Cir., Jan 10 2025 – Refuses Writ of Mandamus sent via email as ADA Accommodation, and later refused written/mailed Writ of Mandamus
- *Emergency Writ of Mandamus* (6th Cir., Feb. 2025 – from district court case 25-CV-00033-BJB-RSE – assigned case 25-5144 – not even assigned a judge for several months, and forced unnecessary interlocutory appeal used as a shell 25-5155)
- *Supplemental Memorandum on Structural Abuse under VAWA Principles* (Jan 10 2025)
- Across these cases, official records show: sealed dockets inaccessible to the plaintiff; court notices stating “Notice will not be electronically sent to Plaintiff”; and “Restricted” exhibits that violate FRCP 77(d) and Fourteenth-Amendment due-process rights.

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Additional federal dockets show systemic tampering:

3:24-CV-09325-AMO (CAND – SF)

25-CV-00033-BJB-RSE (WDKY)

25-5144 & 25-5155 (6th Cir. Appellate)

25-CV-00884 / 00844 (DDC) – irregularly assigned with 2 case numbers and – Clerk’s office refused to answer questions - transferred to WDKY without due process or even notice (Tanya Chutkan)

25-CV-0P204-CHB (Claria H. Boom) & 25-CV-00204-CHB (WDKY, improperly transferred and flagged “prisoner”)

25-CV-05274 (SDNY, Judge Laura Swain) – John R. Fouts v. United States et. al. – improperly transferred to WDKY without notice or due process

25-CV-05295 (S.D.N.Y., Judge Laura Swain) — *John R. Fouts v. Executive Office of the United States of America* (FOIA action for unlawful withholding of records requested February 2025). The case was improperly transferred without notice or due process to the District of Columbia in June 2025, where it has remained unassigned and inactive under Case No. 25-CV-02288, in continuing violation of FOIA and related CFR provisions governing timely judicial review and agency response.

3:25-CV-45-JHM – Joseph H. McKinley – Senior Judge – WDKY – Number assigned to case transferred from SDNY without due process (25-CV-05274 Fouts v. United States et. al.) – all motions denied, no due process, judicial enforcement of ADA violations.

In none of these cases were defendants ever served, summonses were never issued, no jury was ever formed despite my explicit request for them (as plaintiff in all cases), no hearings have ever been held — yet every motion I filed was ignored or denied.

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This is not justice; it is Constitutional collapse and the death of democracy.

Evidence and Impact

Medical evidence ignored

- July 28 2025 lab values:
 - B1 < 6 µg/L,
 - B2 < 5 µg/L,
 - Ferritin 14.7 ng/mL,
 - Copper 61 µg/dL.
- Despite these critical results, Norton Healthcare ended Copper infusions without continuity of care, Baptist refused to even establish contact despite receiving referrals for hematology/oncology and/or orders from multiple other physicians for medically necessary iron / copper / and vitamins due to severe depletion, UK Healthcare, despite receiving orders from multiple physicians and/or referrals has refused to schedule infusions, University of Louisville read my email over 100 times and refused to return calls to me and my physicians preventing access to all infusions – I remain without critical and medically necessary care due to retaliation, complex care and disability discrimination, reckless endangerment and willful depraved indifference to human life.

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- *Dr Jordan Vaughn's letter (Jan 31 2025):*

“Abrupt displacement would pose a severe risk to his health... I strongly advocate for reasonable accommodations to maintain stable housing.”

— Filed in **3:25-cv-00033-BJB-RSE** – **completely ignored**

Ongoing Administrative Retaliation

- Kentucky CHFS imposed an illegal \$3,500 annual cap on 1915(c) Medicaid-waiver services.

“Arbitrary cost limits violate § 1915(c), 42 CFR § 441.302(a), and the ADA and Olmstead decision.” — Email to case-manager Sibal Khakiyeva (Oct 17 2024)

- When I objected, CHFS forced a “Corrective Action Plan,” then revoked benefits, making having a medicaid waiver pointless – I refused to sign away my rights then, and I still refuse today – it is not legal to use weaponized government forms for unlawful coercive action.

Ongoing Federal and State Neglect

- OCR Complaint #644425 (HHS Oct 7 2025) accepted, then met with silence – Investigators posed as “Olmstead Act Violation Investigators” but in reality were noted as Attorney Advisors for Office of Medicare Hearings and Adjudication OMHA (Avni Jagarlapudi later replaced without explanation by Amelia Colomb) and OS OCR/DO Management Analyst (James Toews) with supervisor Mordecai Simha. Now Jagarlapudi and Toews no longer even appear in the HHS directory.

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These “investigators” never even opened or read most correspondence. However, retaliation increased dramatically under their watch, and escalation continues to this day.

- SNAP discontinued as retaliation for exercising and asserting rights just before Thanksgiving 2024 – even before that – zero medical expenses considered despite thousands of dollars shown with extensive receipts, backup, mileage maps, office visit proof, and more – all medical mileages denied – CHFS/DCBS stated pre-hearing that no medical expenses would be considered – and to this day they do not honor medical expenses appropriately.
- Wrongful garnishment of SSA Title II SSDI – for money I do not owe (for fraudulent statements).
- I have had to pay for thousands in medical expenses that Medicaid covers – despite having Medicaid – I am refused reimbursement.
- *Federal Enforcement Demand* (Oct 8 2025) delivered to **HHS-OIG, DOJ-OIP, CMS, CISA, NSA, USDA OIG**, and over 100 newsrooms – opened 365 times.

Verified delivery via Mailsuite: 2:06 AM–5:18 PM Oct 8 2025
— zero responses.

hhstips@oig.hhs.gov

CMS OPOLE FOIA

FOIARequest@hhs.gov

OIP@usdoj.gov

+292 contacts

2025-10-08 FEDERAL ENFORCEMENT DEMAND – SY...

Sent on Oct 8, 2025 at 2:06 AM

365 opens

Last open on Oct 9, 2025 at 2:12 PM

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Judicial Concealment

- N. District of California San Francisco and Western District of Kentucky docket entries 8 (temporarily restricted for unknown reasons) and 43 and 56-2 marked “Restricted,” excluding plaintiff access – “plaintiff will not be served”.
- PACER records for *3:25-cv-00033-BJB-RSE* and *3:24-cv-09325-AMO, 25-5144, 25-CV-05274, 3:25-CV-450-JHM, and others* show missing motions, attachments, and docket references.

The Human Cost – Permanent Irreversible Neurological Damage (Including brain damage and multi-system organ damage) - Ongoing

Loss of medical care → progressive irreparable neuropathy and respiratory decline along with multiple organ system involvement.

Loss of housing → forced homelessness/displacement despite “protections” under ADA, VAWA, 1915c, Section 504, Olmstead Act, and Mainstream Voucher protections themselves – Forcibly displaced with known medical fragility – known by HUD, PIH, FHEO, LMHA, Gov. Andy Beshear, and others.

Loss of judicial access → no remedy – in 4 federal circuits at district and appellate and even in state court in Kentucky.

Every avenue for redress has become a mechanism of retaliation that continues.

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Medical Retaliation and Institutional Obstruction

University of Kentucky (UK)

- **NeuroQuant (2022)** showed cortical/subcortical atrophy (2nd–9th percentile) – done outside UK at Northwest Radiology in Indianapolis area prior to becoming a patient but ignored wrongfully by UK.
- **Transcranial Doppler (2024)** showed low flow bilaterally in ICA termini and right P1 PCA — never disclosed to me – I had to bring this up after reviewing the result.
- **MRI (Aug 27 2024)** ordered by headache clinic - revealed *new diffuse involutinal changes*; **spinal MRIs (2023–24)** confirmed tumors at T7–T8 and L2, with no second opinions or follow-ups allowed at any institutions.
- **Dr Gregory Jicha** has attempted to classify the objective findings as psychiatric in nature – this is not supported by any testing nor by any current medical literature. He re-coded neurological findings as psychiatric; CMS then retro-denied the previously approved FDG-PET scan, suggesting UK altered diagnostic codes and has tried to forcibly falsify my medical records retroactively. The objective evidence shows severe, progressive neurovascular-immune disease for which I am being denied care and cost time that may lead to the end of my life – I do not consent. He refuses to answer any questions, provide any guidance, and provide any referral for second opinion.
- UK continues to block all records access for me and my child (JAF), invoked FERPA and HIPAA as a way to withhold records – they have

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inverted these protective laws in unlawful ways without any accountability or consequence, and mis-gendered me repeatedly as “Ms. Fouts” even after requesting correction.

- **Kentucky AG Office** granted UK an extension and delayed its decision until **Oct 17 2025 on open records appeal**, ignoring explicit warnings of life-threatening danger immediately denying my request for expedition of appeal. UK and the Kentucky AG remain in direct violation of HIPAA, FERPA, KORA (Kentucky Open Records Act), and others.
- Refused to allow complaints against providers, removed 44+ attachments from EEO complaint, refused inclusion of my spiritual beliefs in my record, refused to provide transparency, and refused to include all ADA Accommodations.
- Demonstrates ongoing **state-sponsored record falsification/fraud, escalating retaliation, and further reckless endangerment.**

University of Louisville (U of L)

- Terminated care Sept 2025 for “loss of confidence” when the provider office is the one who caused the loss of confidence by denying medically necessary emergency care for which I am still seeking help.
- Canceled and/or refused infusions in a pattern very similar to the Norton pattern.
- Repeatedly ignored ADA accommodation requests.

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Norton Healthcare

- **Global dismissal (June 11 2025)** by General Counsel Julie McDonnell → no appeal or continuity-of-care, no due process under false listing of ‘harassment’ which can be easily disproven by review of MyChart messages.
- **24 hours after ADA/OCR filings** → termination of all treatment.
- Continues to refuse correction of a **fraudulent CPS report**, closed as unsubstantiated but still weaponized to justify discrimination and warrantless baseless surveillance, and to obstruct medical care for myself and my child causing extreme defamation of character and damages and misrepresentation of facts. As an example, I had had to take out an EPO on an ex-girlfriend who suffered from severe mental illness yet the report inverted facts and claimed it was the other way around while at the same time including the actual EPO which showed that I took it out against her for protection.

Baptist Health

- Compliance staff opened dozens of emails acknowledging falsified records for my child with proof including objective medical irrefutable evidence with gold start testing methods – yet issued no corrections (zero) or responses → constructive denial.

Associates in Dermatology

- CEO Al Appel demanded redundant release forms despite valid universal authorizations (Oct 2025).
- Records still withheld; communication cut off.

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Baptist & U of L Pediatrics — Jackie Fouts

- PCP dropped JAF (my child) (Dec 2024) after refusing to correct false notes and denying her diagnosis of **cyclic vomiting syndrome** — recognized since 2021 across Norton, Baptist, and U of L, and without continuity of care in a time of crisis – the disbelief likely stemmed from the falsified and fraudulent CPS report – all corrections denied – amendments – denied, addendum – denied...
- As of Oct 2025 she still has no primary care provider.

Corporate Entities

- **Allstate/State Farm, Amazon, ASUS, Affirm, Adobe, Microsoft, Apple, Samsung, Google, T-Mobile, and others** — all formally notified of fraud, surveillance/compromise – third party verified, and warranty breaches; none acted → Magnuson-Moss and consumer-protection violations – CFPB refused to act despite reporting.
- **Walgreens / CVS Caremark** unable to supply *Cupric Chloride*; offered no covered substitute.
- **Medicare** refuses coverage of *Cupric Chloride*, *Thiamine*, and other medically necessary care without process in place for this situation.

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Call to Action and Verification

Requesting Nationwide and International Coverage

For alerting the public of danger...

For personal and child protection...

For ensuring access to medically necessary care...

For rare medical conditions...

For upholding constitutional rights, and...

For enforcement of law and prosecution and indictment of all involved in wrongdoing immediately...

To prevent anyone else from enduring as much suffering and harm as I have continued to experience...

How Journalists Can Verify

1. Check my archive at <https://archive.org/details/@jfouts1979> [Note: I have been prevented from uploading for months, and that finally changed this week].
2. PACER search for 3:25-cv-00033-BJB-RSE (W.D.Ky.) and 3:24-cv-09325-AMO (N.D.Cal.) – don't believe meta data, however, as it has been fraudulently manipulated – ensure you check actual PACER listings of dockets.
3. Confirm HHS OCR Complaint #644425 (filed Oct 7 2025).

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4. Review Dr Vaughn letter (Jan 31 2025) and lab values (July 28 2025).
5. Check Mailsuite delivery logs for *Federal Enforcement Demand* (Oct 8 2025).
6. Examine Archive.org public files and MyChart correspondence as noted above.
7. I am glad to send any information you may request as my safety and my child's likely depends on your coverage of this tragedy.

Prepared October 2025 in Kentuckiana —

“The Criminal Commonwealth”

Verified court and agency filings available upon request.

Contact and Evidence Availability

J.R. Fouts – [Illuminating Injustice](#)

Email: illuminatinginjustice@thecriminalcommonwealth.org

HIPAA-compliant fax 604-641-2805

To ensure deliverability when responding – please consider utilizing both fax and email channels (due to ongoing compromise)

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Tens of thousands of pages of evidence available upon request.

See <https://archive.org/details/@jfouts1979> for a large subset.

Additional materials available upon request

*Upload privileges to Archive.org were suspended for months and only
recently restored (this week).*

**Available for interview — written communication via email or fax only
(ADA accommodations).**
