

UNITED STATES COURT OF APPEALS  
FOR THE SECOND CIRCUIT \_\_\_\_\_X

APRIL GALLOP, for Herself and as Mother  
and Next Friend of ELISHA GALLOP, a Minor,

Plaintiffs-Appellant,

Docket: 10-1241

vs.

DICK CHENEY, DONALD RUMSFELD,  
General RICHARD MYERS, U.S.A.F.  
(Ret.), and John Does Nos. 1– X, all in their  
individual capacities,

MOTION TO DISQUALIFY  
JUDGE JOHN M. WALKER

Defendants-Appellees.

\_\_\_\_\_X

Please take notice that pursuant to 28 USC §§455 (a) and (b)(5)(iii); 28 USC §§144 and upon the affirmation of William Veale, Appellant April Gallop hereby moves to disqualify Judge John M. Walker from the panel set to hear oral argument on her appeal on April 5, 2011 at 11AM in New Haven, Connecticut. The grounds upon which Appellant relies are the appearance of bias against Appellant due to the familial relationship between Judge Walker and individuals who are known by the Judge to have an interest that could be substantially affected by the outcome of the proceedings in the suit that is the subject of this appeal, two of the many John Does referred to in Appellant's Complaint.

Dated: April 4, 2011

\_\_\_\_\_  
/S/

William W. Veale

To: Alicia M. Simmons  
Assistant US Attorney  
86 Chamber Street  
New York, NY 10007  
By: ECF and personal delivery

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DICK CHENEY, DONALD RUMSFELD,  
General RICHARD MYERS, U.S.A.F.  
(Ret.), and John Does Nos. 1– X, all in their  
individual capacities,

AFFIRMATION IN SUPPORT  
OF MOTION TO DISQUALIFY

Defendants-Appellees.

\_\_\_\_\_ X

I, William W. Veale, hereby state under the penalty of perjury and declare that the foregoing is true and correct to the best of my knowledge and as to those matters asserted on information and belief, I believe them to be true.

1. I represent Appellant April Gallop in her appeal now pending before the United States Court of Appeal for the 2nd Circuit.
2. I am informed and believe that Judge Walker, assigned to the panel that will hear the oral argument in this appeal on April 5th, 2011 in New Haven, Connecticut, is a cousin of former President George W. Bush and of individuals named Wirt D. Walker III, and Marvin Bush.
3. Any trial of this case, and any discovery proceedings leading up to such a trial, will involve both former President George Bush, his brother Marvin Bush, and Wirt D. Walker III, all of whom will have to be deposed to learn of their respective connections to the events that are the subject of the allegations in the Complaint and particularly, any Amended Complaint which will include all of the factual assertions contained in the Appendix to the Response to the Motion to Dismiss.
4. It was the administration of former President George Bush whose vice president, secretary of defense, and chairman of the Joint Chiefs of Staff are accused, in the Complaint that is the subject of this appeal, of conspiring to commit mass murder and treason.
5. In addition to the responsibility of having chosen these three men to carry out his policies, former President Bush was the chief executive officer of the government, as alleged in the complaint, that has betrayed and played an essential, if unwitting, role in carrying out the aims of the conspiracy.
6. Every word and action of the former president will need to be investigated to determine the kind and quality of his participation.

7. I am informed and believe that Wirt D. Walker III is a cousin of former President George Bush. He is either a cousin or a brother of Judge Walker who has been assigned to hear this appeal.

8. I am informed and believe that Wirt D. Walker III was the CEO of Stratesec or Securacom, one or both of which companies were responsible for providing security for the World Trade Center in 2001.

9. It was a breach of security at the World Trade Center which allowed the explosives to be planted so that the buildings could be destroyed by controlled demolition after they were struck by aircraft on the morning of 9/11.

10. I am informed and believe that Marvin Bush, the brother of the former president, was an owner or director or executive of one of the companies, Stratesec or Securacom, that was responsible for the security of the World Trade Center in the years leading up to 2001.

11. Any judge ruling on this appeal will be required to consider the viability of a Complaint that alleges complicity or involvement in the most egregious crimes ever committed on American soil by members or close associates of the family of former President George Bush. Judge Walker is included in that group of people.

12. I declare that this application is made in good faith and pursuant to 28 USC §§455 (a) and (b)(5)(iii); and 28 USC §§144.

13. The herein application is made less than ten days before the hearing date because movant only learned the names of the panel of Judges on March 31, 2011.

14. No prior motion for the relief requested herein has been previously made.

Dated: April 4, 2011

\_\_\_\_\_  
/S/  
William W. Veale

UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT  
Thurgood Marshall U.S. Courthouse 40 Foley Square, New York, NY 10007 Telephone: 212-857-8500

MOTION INFORMATION STATEMENT

Docket Number(s): 10-1241 Caption [use short title] \_\_\_\_\_

Motion for: Disqualify a Judge Gallop v. Cheney

Set forth below precise, complete statement of relief sought:

Plaintiff/Appellant seeks an order disqualifying Judge John Walker from the panel of Judges  
set to hear the oral argument on 4/5/11 in this matter

MOVING PARTY: Gallop OPPOSING PARTY: Cheney et al  
 Plaintiff  Defendant  
 Appellant/Petitioner  Appellee/Respondent

MOVING ATTORNEY: William Veale OPPOSING ATTORNEY: Alicia Simmons, ALUSA  
[name of attorney, with firm, address, phone number and e-mail]  
2033 North Main Street, #1060 100 Church Street, New York, New York 10007  
Walnut Creek, CA 94596 alicia.simmons@usdcj.gov  
925-935-3987  
292929@msn.com

Court/Judge/Agency appealed from: US District Court, SDNY

Please check appropriate boxes:

Has movant notified opposing counsel (required by Local Rule 27.1):  
 Yes  No (explain): \_\_\_\_\_

Opposing counsel's position on motion:  
 Unopposed  Opposed  Don't Know

Does opposing counsel intend to file a response:  
 Yes  No  Don't Know

Is oral argument on motion requested?  Yes  No (requests for oral argument will not necessarily be granted)

Has argument date of appeal been set?  Yes  No If yes, enter date: \_\_\_\_\_

Signature of Moving Attorney: William Veale Date: 4/5/11

FOR EMERGENCY MOTIONS, MOTIONS FOR STAYS AND INJUNCTIONS PENDING APPEAL:  
Has request for relief been made below?  Yes  No  
Has this relief been previously sought in this Court?  Yes  No  
Requested return date and explanation of emergency: \_\_\_\_\_

Has service been effected?  Yes  No [Attach proof of service]

ORDER

IT IS HEREBY ORDERED THAT the motion is GRANTED DENIED.

FOR THE COURT:  
CATHERINE O'HAGAN WOLFE, Clerk of Court

Date: \_\_\_\_\_ By: \_\_\_\_\_

