

WHAT IS “LAW”?



*“Behold, I [God] will make My words in your mouth fire,
And this people wood,
And it shall devour them.*

***Behold, I will bring a [legislatively but not constitutionally foreign] nation [in the District of Columbia,
Washington D.C.] against you from afar,***

O [house of Israel \[Form #17.014\]](#)," says the LORD.

"It is a mighty nation,

It is an ancient nation,

A nation whose language [[legalese, Form #05.014](#)] you do not know,

Nor can you understand what they say [in their deceitful franchise “codes”].

Their quiver is like an open tomb;

They are all mighty [deceitful] men.

And they [and [the IRS, their henchmen, Form #11.302](#)] shall eat up your harvest and your bread,

Which your sons and daughters should eat.

They shall eat up your flocks and your herds;

They shall eat up your vines and your fig trees;

They shall destroy your fortified cities [and businesses and families],

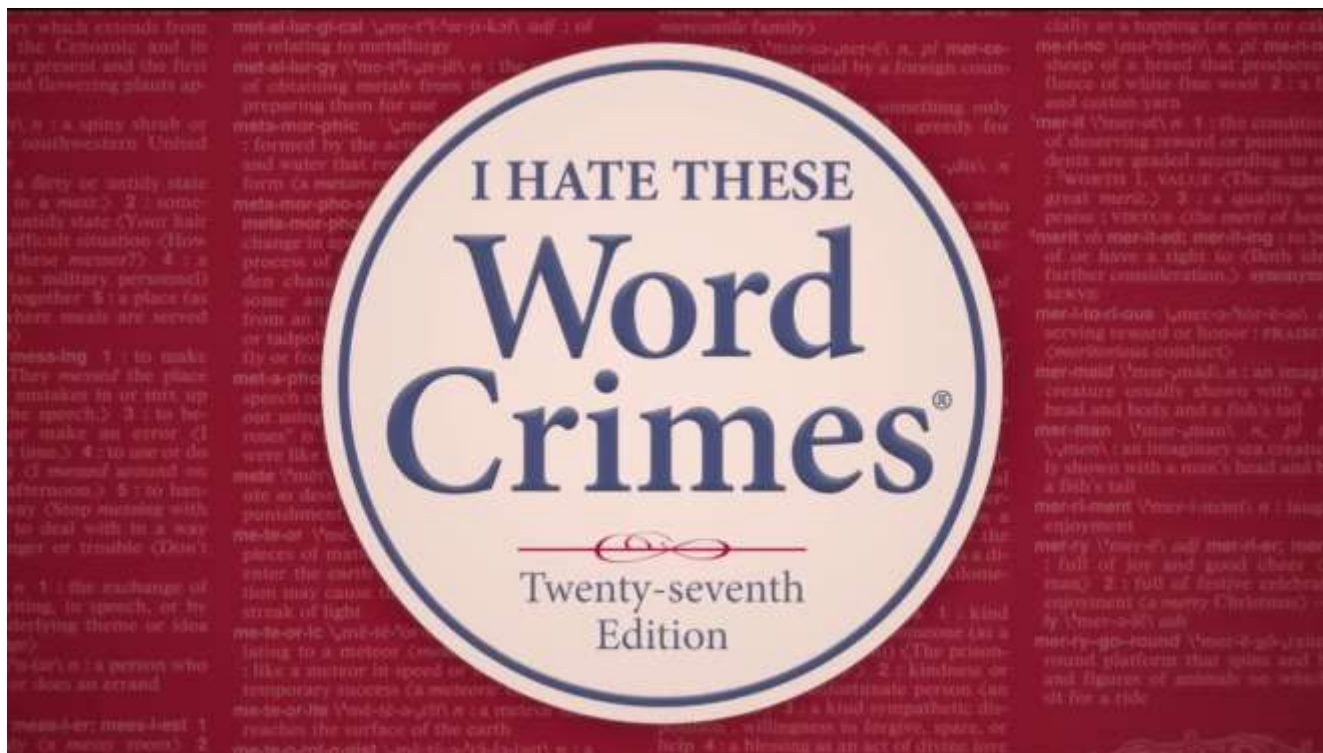
In which you trust, with the sword. “

[Jeremiah 5:14-17, Bible, NKJV]

“The power to create presumptions is not a means of escape from constitutional restrictions.”

[Bailey v. Alabama, [219 U.S. 219](#), 238, et seq., 31 S.Ct. 145; Manley v. Georgia, [279 U.S. 1](#), 5-6, 49 S.Ct. 215]

DEDICATION



The purpose of this document is to PREVENT:

(Lawyer) Word Crimes-by Weird Al Yankovic
<https://youtu.be/8Gv0H-vPoDc?list=RD8Gv0H-vPoDc>

“Dishonest [[unequal](#), [Form #05.033](#)] scales are an abomination to the Lord, but a just weight is His delight.”
[Prov. 11:1, Bible, NKJV]

“The great enemy of clear language is insincerity. When there is a gap between one's real and one's declared aims, one turns as it were instinctively to long words and exhausted idioms, like a cuttlefish spurting out ink.”
[[George Orwell](#), "Politics and the English Language", 1946; English essayist, novelist, & satirist (1903 - 1950)]

“Political chaos is connected with the decay of language... one can probably bring about some improvement by starting at the verbal end.”
[[George Orwell](#)]

“Political language... is designed to make lies sound truthful and murder respectable, and to give an appearance of solidity to pure wind.”
[[George Orwell](#)]

“Sometimes the first duty of intelligent men is the restatement of the obvious.”
[[George Orwell](#)]

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EXHIBIT: _____

“Judicial verbicide is calculated to convert the Constitution into a worthless scrap of paper and to replace our government of laws with a judicial oligarchy.”
[Senator Sam Ervin, during Watergate hearing]

“When words lose their meaning, people will lose their liberty.”
[Confucius, circa 500 B.C.]

“If a word has an infinite number of meanings [or even a SUBJECTIVE meaning], it has no meaning, and our reasoning with one another has been annihilated.”
[Aristotle, *Metaphysica* Book IV]

“Every nation, consequently, whose affairs betray a want of wisdom and stability, may calculate on every loss which can be sustained from the more systematic policy of their wiser neighbors. But the best instruction on this subject is unhappily conveyed to America by the example of her own situation. **She finds that she is held in no respect by her friends; that she is the derision of her enemies; and that she is a prey to every nation which has an interest in speculating on her fluctuating councils and embarrassed affairs.**

The internal effects of a mutable policy are still more calamitous. **It poisons the blessing of liberty itself. It will be of little avail to the people, that the laws are made by men of their own choice, if the laws be so voluminous that they cannot be read, or so incoherent that they cannot be understood; if they be repealed or revised before they are promulgated, or undergo such incessant changes that no man, who knows what the law is to-day, can guess what it will be to-morrow. Law is defined to be a rule of action; but how can that be a rule, which is little known, and less fixed?**

Another effect of public instability is the unreasonable advantage it gives to the sagacious, the enterprising, and the moneyed few over the industrious and uniformed mass of the people. Every new regulation concerning commerce or revenue, or in any way affecting the value of the different species of property, presents a new harvest to those who watch the change, and can trace its consequences; a harvest, reared not by themselves, but by the toils and cares of the great body of their fellow-citizens. **This is a state of things in which it may be said with some truth that laws are made for [benefit of] the FEW, not for the MANY.**

[Federalist Paper No. 62, James Madison]

“It has been frequently remarked, with great propriety, that a voluminous code of laws is one of the inconveniences necessarily connected with the advantages of a free government. **To avoid an arbitrary discretion in the courts, it is indispensable that they should be bound down by strict rules [of statutory construction and interpretation] and precedents, which serve to define and point out their duty in every particular case that comes before them;** and it will readily be conceived from the variety of controversies which grow out of the folly and wickedness of mankind, that the records of those precedents must unavoidably swell to a very considerable bulk, and must demand long and laborious study to acquire a competent knowledge of them.”

[Federalist Paper No. 78, Alexander Hamilton]

“What right have you [a government judge or legislator] to declare *My [God’s] statutes* [write *man’s vain law or any substitute for the common law*], or take *My covenant* [the Bible, Form #13.007] in your mouth, seeing you hate instruction and cast *My words behind you*? When you saw a thief, you consented with him, and have been a partaker with adulterers. You give your mouth to evil, and your tongue frames deceit. You sit and speak against your brother; you slander your own mother’s son. These things you have done, and I kept silent; you thought that I was altogether like you; but I will reprove you, and set them in order before your eyes. Now consider this, you who forget God, lest I tear you in pieces, and there be

none to deliver: Whoever offers praise glorifies Me; and to him who orders his conduct aright [and bases it on [God's laws](#)] I will show the salvation of God.

[Psalm 50:16-23, Bible, NKJV]

*“The coming of the lawless one [[government anarchy](#) created with [sovereign immunity](#)] is according to the working of Satan, with all power, signs, and lying wonders, and with all unrighteous deception among those who perish, because they did not receive the love of the truth, that they might be saved. **And for this reason God will send them strong delusion, that they should believe the lie, that they all may be condemned who did not believe the truth but had pleasure in unrighteousness.**”*

[2 Thess. 2:9-12, Bible, NKJV]

*“For the idols [civil rulers] speak **delusion**; The diviners envision lies, And tell false dreams; They comfort in vain. Therefore the people wend their way like sheep; They are in trouble because there is no shepherd [GOD, or a wolf pretending to BE a shepherd].”*

[Zech. 10:2, Bible, NKJV]

“Your prophets [[judges wearing black robes](#) as [priests of a civil religion](#)] have seen for you

False and deceptive visions;

They have not uncovered your iniquity,

To bring back your captives,

But have envisioned for you false prophecies and delusions.”

[Lamentations 2:14, Bible, NKJV]

“He who kills a bull is as if he slays a man;

He who sacrifices a lamb, as if he breaks a dog's neck;

He who offers a grain offering, as if he offers swine's blood;

He who burns incense, as if he blesses an idol.

Just as they have chosen their own ways,

And their soul delights in their abominations,

So will I [GOD!] choose their delusions,

And bring their fears on them;

Because, when I called, no one answered,

When I spoke they did not hear;

But they did evil before My eyes,

And chose that in which I [GOD!] do not delight.”

[Isaiah 66:3-4, Bible, NKJV]



Don't Drink the Government Kool-Aide, Like They Did at the Jim Jones Plantation
<http://famguardian.org/Subjects/Politics/Corruption/DrinkTheKoolaid.mp4>

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1 “*Shall the throne of iniquity, which devises evil by law, have fellowship with You? They gather together against*
2 *the life of the righteous, and condemn innocent blood. But the Lord has been my defense, and my God the rock*
3 *of my refuge. He has brought on them their own iniquity, and shall cut them off in their own wickedness; the*
4 *Lord our God shall cut them off.*”
5 [Psalm 94:20-23, Bible, NKJV]

6 “Law” as legally defined ISN'T **everything** the legislature passes, but only a VERY small subset. You are being systematically
7 LIED to by your public servants about this HUGELY IMPORTANT subject. Wise up! Don't drink their “Kool-Aide”.

8 **1 Introduction**

9 A VERY important thing to learn is what is the LEGAL definition of “law” and what classifies as “law” generally? This
10 memorandum of law contains some authorities on this subject derived from many different places on the Sovereignty
11 Education and Defense Ministry (SEDM) website.

12 To summarize the requirements to qualify as “law” in a governmental sense:

- 13 1. It must apply equally to ALL. It cannot compel INEQUALITY of treatment between any man or class of men.
- 14 2. It cannot do collectively what people individually cannot NATURALLY do. In other words, in the words of [Frederic](#)
15 [Bastiat](#), it aggregates the individual right of self-defense into a collective body so that it can be delegated. A single
16 human CANNOT delegate a right he does not individually ALSO possess, which indirectly implies that no GROUP of
17 men called “government” can have any more COLLECTIVE rights under the collective entity rule than a single human
18 being. See the following video on the subject.

19 *Philosophy of Liberty*, Family Guardian Fellowship

20 <http://famguardian1.org/Subjects/Freedom/Articles/PhilosophyOfLiberty.mp4>

- 21 3. It cannot punish a citizen for an innocent action that was not a crime or not demonstrated to produce measurable harm.
22 The ability to PROVE such harm with evidence in court is called “standing”.
- 23 4. It cannot compel the redistribution of wealth between two private parties. This is ESPECIALLY true if it is called a
24 “tax”.
- 25 5. It cannot interfere with or impair the right of contracts between PRIVATE parties. That means it cannot compel
26 income tax withholding unless one or more of the parties to the withholding are ALREADY public officers in the
27 government.
- 28 6. It cannot interfere with the use or enjoyment or CONTROL over private property, so long as the use injures no one.
29 Implicit in this requirement is that it cannot FAIL to recognize the right of private property or force the owner to
30 donate it to a PUBLIC USE or PUBLIC PURPOSE. In the common law, such an interference is called a “trespass”.
- 31 7. The rights it conveys must attach to LAND rather than the CIVIL STATUS (e.g. “taxpayer”, “citizen”, “resident”, etc.)
32 of the people ON that land. One can be ON land within a PHYSICAL state WITHOUT being legally “WITHIN” that
33 state (a corporation) as an [officer of the government or corporation \(Form #05.042\) called a “citizen” or “resident”](#).
34 See:
35 7.1. [Your Exclusive Right to Declare or Establish Your Civil Status, Form #13.008](#).
36 7.2. [Foundations of Freedom Course, Form #12.021, Video 4](#) covers how LAND and STATUS are deliberately
37 confused through equivocation in order to [KIDNAP people's identity \(Form #05.046\)](#) and transport it illegally to
38 federal territory.
39 (*“It is locality that is determinative of the application of the Constitution, in such matters as judicial procedure,*
40 *and not the status of the people who live in it.” [Balzac v. Porto Rico, 258 U.S. 298 (1922)]*)
41 8. It must provide a remedy AFTER an injury occurs. It may not PREVENT injuries before they occur. Anything that
42 operates in a PREVENTIVE rather than CORRECTIVE mode is a franchise. There is no standing in a REAL court to
43 sue WITHOUT first demonstrating such an injury to the PRIVATE or NATURAL rights of the Plaintiff or VICTIM.
44 9. It cannot acquire the “force of law” from the consent of those it is enforced against. In other words, it cannot be an
45 agreement or contract. All franchises and licensing, by the way, are types of contracts.
46 10. It does not include compacts or contracts between private people and governments. Rights that are INALIENABLE
47 cannot be contracted away, even WITH consent. See [Form #05.003](#).
48 11. It cannot, at any time, be called “voluntary”. Congress and even the U.S. Supreme Court call the IRC Subtitle a
49 “income tax” voluntary.
12 12. It does not include franchises, licenses, or civil statutory codes, all of which derive ALL of their force of law from your
13 consent in choosing a [civil domicile \(Form #05.002\)](#).

1 Any violation of the above rules is what the Bible calls “devises evil by law” in Psalm 94:20-23 as indicated at the beginning
2 of the previous section.

3 The ONLY thing we are aware of that satisfies ALL of the above criteria is:

- 4 1. The criminal law.
- 5 2. The common law, which is based on EQUITY AND EQUALITY of all parties.

6 Everything else only applies to a SUBSET of the society or class within society, and therefore does NOT apply equally to
7 all.

8 **“If the court sanctions the power of discriminating taxation, and nullifies the uniformity mandate of the**
9 **Constitution,” as said by one who has been all his life a student of our institutions, “it will mark the hour when**
10 **the sure decadence of our present government will commence.”** [. . .] The legislation, in the discrimination it
11 makes, is class legislation. **Whenever a distinction is made in the burdens a law imposes or in the benefits it**
12 **confers on any citizens by reason of their birth, or wealth, or religion, it is class legislation, and leads inevitably**
13 **to oppression and abuses, and to general unrest and disturbance in society [e.g. wars, political conflict,**
14 **violence, anarchy].”**
15 [Pollock v. Farmers’ Loan & Trust Co., 157 U.S. 429 (Supreme Court 1895)]

16 **“Where do wars and fights come from among you? Do they not come from your desires for pleasure [unearned**
17 **money or “benefits”, privileges, or franchises, from the government] that war in your members [and your**
18 **democratic governments]? You lust [after other people’s money] and do not have.** You murder [the unborn to
19 increase your standard of living] and covet [the unearned] and cannot obtain [except by empowering your
20 government to STEAL for you!]. You fight and war [against the rich and the nontaxpayers to subsidize your
21 idleness]. Yet you do not have because you do not ask [the Lord, but instead ask the deceitful government]. You
22 ask and do not receive, because you ask amiss, that you may spend it on your pleasures. **Adulterers and**
23 **adulteresses! Do you not know that friendship [statutory “citizenship”] with the world [or the governments of**
24 **the world] is enmity with God?** Whoever therefore wants to be a friend [STATUTORY “citizen”, “resident”,
25 “inhabitant”, “person franchisee] of the world [or the governments of the world] makes himself an enemy of
26 God.”
27 [James 4:4, Bible, NKJV]

28 All of your freedom and autonomy derives from **EQUALITY** [between YOU and the government in court], and therefore the only thing
29 that can be “law” in a truly and perfectly free society is the CRIMINAL law. We cover this extensively in [Form #05.033](#) and [Video 1](#)
30 [of our Foundations of Freedom Course, Form #12.021](#). Everything that produces INEQUALITY MUST be voluntary AND God
31 FORBIDS CHRISTIANS from volunteering in relation to governments or civil rulers!

32 **“I [God] brought you up from Egypt [slavery] and brought you to the land of which I swore to your fathers; and**
33 **I said, ‘I will never break My covenant with you. And you shall make no covenant [contract or franchise or**
34 **agreement of ANY kind] with the inhabitants of this [corrupt pagan] land; you shall tear down their**
35 **[man/government worshipping socialist] altars.’ But you have not obeyed Me. Why have you done this?**

36 **“Therefore I also said, ‘I will not drive them out before you; but they will become as thorns [terrorists and**
37 **persecutors] in your side and their gods will be a snare [slavery!] to you.’”**

38 So it was, when the Angel of the LORD spoke these words to all the children of Israel, that the people lifted up
39 their voices and wept.
40 [Judges 2:1-4, Bible, NKJV]

41 _____
42 **“You shall make no covenant [contract or franchise] with them [foreigners, pagans], nor with their [pagan**
43 **government] gods [laws or judges]. They shall not dwell in your land [and you shall not dwell in theirs by**
44 **becoming a “resident” or domiciliary in the process of contracting with them], lest they make you sin against Me**
45 **[God]. For if you serve their [government] gods [under contract or agreement or franchise], it will surely be a**
46 **snare to you.”**
47 [Exodus 23:32-33, Bible, NKJV]

48 SATAN’S MAIN SOURCE OF STRENGTH is tempting people to GIVE UP EQUALITY and rights in exchange for
49 privileges, franchises, or “benefits”. That’s what the serpent did in the garden and that’s what every government since then
50 has made a BUSINESS out of called a “franchise”.

1 "Again, the devil took Him [Jesus] up on an exceedingly high [[civil/legal status above all other humans](#)]
2 mountain, and showed Him all the kingdoms of the world and their glory. And he said to Him, "All these things
3 ["BENEFITS"] I will give You if You will fall down [BELOW Satan but ABOVE other humans] and worship
4 [serve as a PUBLIC OFFICER] me."

5 Then Jesus said to him, "Away with you, Satan! For it is written, 'You shall worship the Lord your God, and
6 Him only you shall serve.'"

7 Then the devil left Him, and behold, angels came and ministered to Him."
8 [Matt. 4:8-11, Bible, NKJV]

9 If you want a dramatization of the above temptation, watch the following video on our site:

[Devil's Advocate: Lawyers, SEDM](http://sedm.org/what-we-are-up-against/)
<http://sedm.org/what-we-are-up-against/>

10 All civil societies are based on compact and therefore contract. Since Christians cannot contract with secular governments or civil rulers,
11 they cannot become subject to man's [pagan civil franchise statutes](#) and may be governed only by the common law and God's law:

12 "Our government is founded upon compact. Sovereignty was, and is, in the people. It was entrusted by them,
13 as far as was necessary for the purpose of forming a good government, to the Federal Convention; and the
14 Convention executed their trust, by effectually separating the Legislative, Judicial, and Executive powers; which,
15 in the contemplation of our Constitution, are each a branch of the sovereignty. The well-being of the whole
16 depends upon keeping each department within its limits."
17 [Glass v. The Sloop Betsey, 3 U.S. 6, 3 Dall. 6, 1 L.Ed. 485 (1794)]

18 "There is but one law which, from its nature, needs unanimous consent. This is the social compact; for civil
19 association is the most voluntary of all acts. Every man being born free and his own master, no one, under any
20 pretext whatsoever, can make any man subject without his consent. To decide that the son of a slave is born a
21 slave is to decide that he is not born a man."
22 [The Social Contract or Principles of Political Right, Jean Jacques Rousseau, 1762, Book IV, Chapter 2]

23 "Then Haman said to King Ahasuerus, "There is a certain people [the Jews, who today are the equivalent of
24 Christians] scattered and dispersed among the people in all the provinces of your kingdom; their [CIVIL] laws
25 are different from all other people's [because they are God's laws!], and they do not keep the king's [unjust]
26 laws. Therefore it is not fitting for the king to let them remain. If it pleases the king, let a decree be written that
27 they be destroyed, and I will pay ten thousand talents of silver into the hands of those who do the work, to bring
28 it into the king's treasuries."
29 [Esther 3:8-9, Bible, NKJV]

30 "Those people who are not governed [ONLY] by GOD and His laws will be ruled by tyrants."
31 [William Penn (after whom Pennsylvania was named)]

32 "A free people [claim] their rights as derived from the laws of nature [God and His laws], and not as the gift of
33 [the [civil franchise statutes](#) enforced by] their chief magistrate [or any government law]."
34 [Thomas Jefferson: Rights of British America, 1774. ME 1:209, Papers 1:134]

35 **2 Law is a Delegation of authority from the true sovereign: The People¹**

36 What is the purpose of law? First, let's define it:

37 **Law.** That which is laid down, ordained, or established. A rule or method according to which phenomenon or
38 actions co-exist or follow each other. Law, in its generic sense, is a body of rules of action or conduct prescribed
39 by controlling authority [the "sovereign"], and having binding legal force. United States Fidelity and Guaranty
40 Co. v. Guenther, 281 U.S. 34, 50 S.Ct. 165, 74 L.Ed. 683. That which must be obeyed and followed by citizens
41 subject to sanctions or legal consequences is a law. Law is a solemn expression of the will of the supreme
42 [sovereign] power of the State. Calif. Civil Code, §22.

43 The "law" of a state is to be found in its statutory and constitutional enactments, as interpreted by its courts, and,
44 in absence of statute law, in rulings of its courts. Dauer's Estate v. Zabel, 9 Mich.App. 176, 156 N.W.2d. 34, 37.
45 [Black's Law Dictionary, Sixth Edition, p. 884]

¹ Derived from: [Great IRS Hoax](#), Form #11.302, Section 3.3; <http://sedm.org/Forms/FormIndex.htm>.

1 In other words, the “sovereign” within any nation or state is the ruler of that state and makes all the rules and laws with the
2 explicit intention to provide the most complete protection for his, her, or their rights to life, liberty, and property. Different
3 political systems have different sovereigns. In England, which is a monarchy, the sovereign is the King so all laws are enacted
4 by Parliament by or through his delegated authority. In America, the “sovereign” is the People both individually and
5 collectively, “We the People”, who created government to protect their collective and individual rights to life, liberty and
6 property. Here is how the Supreme Court describes it:

7 *“Sovereignty itself is, of course, not subject to law, for it is the author and source of law; but **in our system, while***
8 ***sovereign powers are delegated to the agencies of government, sovereignty itself remains with the people, by***
9 ***whom and for whom all government exists and acts.”***
10 [*Yick Wo v. Hopkins, 118 U.S. 356; 6 S.Ct. 1064 (1886)*]

11 Because the People in America are the sovereigns, because we are all equal under the law, and because we have no kings or
12 rulers above us, and because all people have a natural, God given, inviolable right to contract, then the Constitution was used
13 as the vehicle by which the people got together to exercise their sovereignty and power to contract in order to delegate very
14 limited and specific authority to the federal government. Any act done and any law passed by the federal government which
15 is not authorized by the Constitution is unlawful, because not authorized by the written contract called the Constitution that
16 is the source of ALL of their delegated authority. Again, here is how the Supreme Court describes our system of government,
17 which it says is based on “compact”.

18 *“In Europe, the executive is synonymous with the sovereign power of a state...where it is too commonly acquired*
19 *by force or fraud, or both...In America, however the case is widely different. **Our government is founded upon***
20 ***compact [consent expressed in a written contract called a Constitution or in positive law]. Sovereignty was,***
21 ***and is, in the people.”***
22 [*Glass v. The Sloop Betsey, 3 (U.S.) Dall 6*]

23 Below is the legal definition of “compact” to prove our point that the Constitution and all federal law written in furtherance
24 of it are indeed a “contract”:

25 *“**Compact**, n. An agreement or contract between persons, nations, or states. Commonly applied to working*
26 *agreements between and among states concerning matters of mutual concern. A contract between parties, which*
27 *creates obligations and rights capable of being enforced and contemplated as such between the parties, in their*
28 *distinct and independent characters. A mutual consent of parties concerned respecting some property or right*
29 *that is the object of the stipulation, or something that is to be done or forborne. See also Compact clause;*
30 *Confederacy; Interstate compact; Treaty.”*
31 [*Black’s Law Dictionary, Sixth Edition, p. 281*]

32 Enacting a mutual agreement into positive law and which takes the form of a Constitution, then, becomes the vehicle for
33 proving the fact that the People collectively agreed and directly consented to allow the government to pass laws that will
34 protect their rights. When our federal government then passes laws or “acts”, the Congressional Record becomes the legal
35 evidence or proof of all of the elected representatives who consented to the agreement. Since we sent these representatives
36 to Washington D.C. to represent our interests, then the result is that we indirectly consented to allow them to bind us to any
37 new agreements or contracts (called statutes) written in furtherance of our interests. If the statute or law passed by Congress
38 will have an adverse impact on our rights, it can then be said that indirectly we consented or agreed to any adverse impact,
39 because the majority voted in favor of their elected representatives.

40 Public servants then, are just the apparatus or tool or machinery that the sovereign People use for protecting their life, liberty,
41 and property and thereby governing themselves. It is ironic that the most important single force that law is there to protect
42 from is disobedient public servants who want to usurp authority from the people. Our federal government essentially is
43 structured as an independent contractor to the sovereign states, and the contract is the Constitution. The Contract delegated
44 authority or jurisdiction *only* over foreign affairs and foreign commerce. There are a few very minor exceptions to this
45 general rule which we will discuss subsequently. As the definition above shows, the apparatus and machinery of government
46 is simply the “rudder” that steers the ship, but the Captain of the ship is the People individually and collectively. In a true
47 Republican Form of Government, the REAL government is the people individually and collectively, and not their public
48 servants.

49 Law is therefore the contractual method used by the sovereign for delegating his authority to those under him and for
50 governing and ruling the nation. Frederic Bastiat in his book *The Law*, further helps us define and understand the purpose of
51 law:

1 We must remember that law is force, and that, consequently, the proper functions of the law cannot lawfully
2 extend beyond the proper functions of force. When law and force keep a person within the bounds of justice, they
3 impose nothing but a mere negation. **They oblige him only to abstain from harming others. They violate neither**
4 **his personality, his liberty nor his property. They safeguard all of these. They are defensive; they defend equally**
5 **the rights of all.**²

6 So we can see that law is force and that it must apply equally to all if liberty is to be protected. If it applies unequally to one
7 class of persons over another, then it turns from being an instrument of liberty to an instrument of oppression and tyranny.

8 Many people think the purpose of law is to promote public policy. According to Bastiat, the purpose of law is to remedy
9 injustice after it occurs, and there is a world of difference between these two opposing views. The law, in fact, is only there
10 for public protection, but NOT for public advocacy of what some bureaucrat “thinks” would be good. Law is a negative
11 concept and not a positive concept. Law is there to provide remedy for harm AFTER an injury occurs, not to encourage or
12 mandate some FUTURE good. Even the Bible agrees with this conclusion, where the Apostle Paul says:

13 For the commandments, “You shall not commit adultery,” “You shall not murder,” “You shall not steal,” “You
14 shall not bear false witness,” “You shall not covet,” and if there is any other commandment, are all summed up
15 in this saying, namely, “You shall love your neighbor as yourself.”

16 **Love does no harm to a neighbor; therefore love is the fulfillment of the law.**
17 [Romans 13:9-10, Bible, NKJV]

19 “Do not strive with a man without cause, **if he has done you no harm.**”
20 [Prov. 3:30, Bible, NKJV]

21 Our interpretation of what the above scriptures are saying is that you should not confront, interfere with, strive, or oppose a
22 man unless he has done you some personal harm or is about to cause you harm and you want to prevent it. Your legal rights
23 define and circumscribe the boundary over which he cannot cross without doing you harm. The act of him doing you harm
24 is referred to as “evil”. The law is the vehicle for rebuking and correcting the evil and harm under such circumstances and
25 that is its **only** legitimate purpose. As we made plain in the introduction to Chapter 1, Christians are commanded in Eccl.
26 12:13-14 to “fear the Lord”, and “fearing the Lord” is defined in Prov. 8:13 as “hating evil”, which means eliminating and
27 opposing it at every opportunity. The process of acquiring knowledge about what is evil and hating evil is called “morality”,
28 and it is the purpose of parenting and every good government to develop and encourage morality in everyone in society.

29 “Of all the dispositions and habits which lead to political prosperity, Religion and morality are indispensable
30 supports. In vain would that man claim the tribute of Patriotism who should labour to subvert these great Pillars
31 of human happiness, these firmest props of the duties of Men and citizens. The mere politician, equally with the
32 pious man, ought to respect and to cherish them. A volume could not trace all their connections with private and
33 public felicity. Let it simply be asked, “where is the security for property, for reputation, for life, if the sense of
34 religious obligation desert the oaths which are the instruments of investigation in courts of justice?” And let us
35 with caution indulge the supposition that morality can be maintained without religion. Whatever may be conceded
36 to the influence of refined education on minds of peculiar structure, reason and experience both forbid us to
37 expect that national morality can prevail in exclusion of religious principle.”

38 [George Washington in his Farewell Address; SOURCE:
39 <http://famguardian.org/Subjects/LawAndGovt/History/GWashingtonFarewell.htm> ; See also George
40 Washington’s Farewell Address Presented by Pastor Garrett Lear,
41 <https://www.youtube.com/watch?v=6emyK7umXGg>]

42 Consequently, the purpose of the law from a spiritual and legal perspective is only to provide remedy for harm AFTER an
43 injury occurs, not to encourage or mandate some FUTURE good, “benefit”, or even civil political objective. Here is another
44 excerpt from Bastiat’s book, The Law, that explains this assertion:

45 **Law Is a Negative Concept**

46 The harmlessness of the mission performed by law and lawful defense is self-evident; the usefulness is obvious;
47 and the legitimacy cannot be disputed.

48 As a friend of mine once remarked, this negative concept of law is so true that the statement, the purpose of the
49 law is to cause justice to reign, is not a rigorously accurate statement. It ought to be stated that **the purpose of**

² The Law, Frederic Bastiat, 1850.

1 **the law is to prevent injustice from reigning.** In fact, it is injustice, instead of justice, that has an existence of its
2 own. Justice is achieved only when injustice is absent.

3 **But when the law, by means of its necessary agent, force, imposes upon men a regulation of labor, a method**
4 **or a subject of education, a religious faith or creed - then the law is no longer negative; it acts positively upon**
5 **people. It substitutes the will of the legislator for their own initiatives. When this happens, the people no longer**
6 **need to discuss, to compare, to plan ahead; the law does all this for them. Intelligence becomes a useless prop**
7 **for the people; they cease to be men; they lose their personality, their liberty, their property.**

8 Try to imagine a regulation of labor imposed by force that is not a violation of liberty; a transfer of wealth
9 imposed by force that is not a violation of property. If you cannot reconcile these contradictions, then you must
10 conclude that the law cannot organize labor and industry without organizing injustice.
11 [The Law, Frederic Bastiat, 1850; SOURCE: <https://famguardian.org/Publications/TheLaw/TheLaw.htm>]

12 Thomas Jefferson, one of our founding fathers, agreed with this philosophy when he said:

13 "With all [our] blessings, what more is necessary to make us a happy and a prosperous people? Still one thing
14 more, fellow citizens--**a wise and frugal Government, which shall restrain men from injuring one another**
15 **[prevent injustice, NOT promote justice], shall leave them otherwise free to regulate their own pursuits of**
16 **industry and improvement, and shall not take from the mouth of labor the bread it has earned. This is the sum**
17 **of good government, and this is necessary to close the circle of our felicities."**
18 [Thomas Jefferson: 1st Inaugural, 1801. ME 3:320]

19 The purpose of the law also *cannot* be to promote charity, because charity and force are incompatible. Promoting charity
20 with the law is promoting INjustice, which cannot be the proper role of law. Law should only be used to prevent injustice.
21 Here is Bastiat's perspective from The Law again:

22 **The Law and Charity**

23 You say: "There are persons who have no money," and you turn to the law, but the law is not a breast that fills
24 itself with milk. Nor are the lacteal veins of the law supplied with milk from a source outside the society. Nothing
25 can enter the public treasury for the benefit of one citizen or one class unless other citizens and other classes
26 have been forced to send it in. **If every person draws from the treasury the amount that he has put in it, it is**
27 **true that the law then plunders nobody. But this procedure does nothing for the persons who have no money.**
28 **It does not promote equality of income. The law can be an instrument of equalization only as it takes from**
29 **some persons and gives to other persons. When the law does this, it is an instrument of plunder.**
30 [The Law, Frederic Bastiat, 1850; SOURCE: <https://famguardian.org/Publications/TheLaw/TheLaw.htm>]

31 Another word for plunder is theft. Whenever the government or the people use the law as an instrument of theft, and the
32 government as a Robinhood, then the purpose of government turns from preventing injustice to:

- 33 1. Punishing success by making people who work harder and earn more pay a higher percentage of their income in taxes.
34 This discourages a proper work ethic.
- 35 2. Robbing the rich to give to those who have the most votes. This causes democracies to devolve into "mobocracies"
36 eventually, as low income persons vote for persons who will rob the rich and give them something for nothing. (We
37 already have this, in that older people vote consistently for politicians who will expand and protect their social security
38 benefits, which aren't a trust fund at all, but instead are a Ponzi scheme paid for by younger workers, moving money
39 from hand-to-mouth)."
- 40 3. An agent of organized extortion and lawlessness.
- 41 4. A destabilizing force in society that undermines public trust and encourages political apathy (voter participation is the
42 lowest it has been in years.. ever wonder why).

43 Here is what the Supreme Court had to say about this type of plunder:

44 "To lay with one hand the power of government on the property of the citizen, and with the other to bestow it on
45 favored individuals.. is none the less robbery because it is done under the forms of law and is called taxation.
46 This is not legislation. It is a decree under legislative forms."
47 [Loan Association v. Topeka, 20 Wall. 655 (1874)]

48 "A tax, in the general understanding of the term and as used in the constitution, signifies an exaction for the
49 support of the government. **The word [tax] has never thought to connote the**
50 **expropriation of money from one group for the benefit of another."**
51 [U.S. v. Butler, 297 U.S. 1 (1936)]

1 The U.S. Supreme Court in the landmark case of Pollock v. Farmers' Loan and Trust Co., 157 U.S. 429 (1895) said the
2 following regarding what happens when the government becomes a Robinhood and tries to promote equality of result rather
3 than equality of opportunity. We end up with class warfare in society done using the force of law and a mobocracy mentality:

4 *"The present assault upon capital is but the beginning. It will be but the stepping stone to others larger and
5 more sweeping, until our political contest will become war of the poor against the rich; a war of growing
6 intensity and bitterness.*

7 ...
8 *The legislation, in the discrimination it makes, is class legislation. Whenever a distinction is made in the burdens
9 a law imposes or in the benefits it confers on any citizens by reason of their birth, or wealth, or religion, it is class
10 legislation, and leads inevitably to oppression and abuses, and to general unrest and disturbance in society."*

11 Routine use of government as a means to plunder and rob from its people through taxation is the foundation of socialism.
12 Socialism, therefore, is a form of institutionalized or organized crime. Socialism is also incompatible with Christianity, as
13 discussed in Socialism: The New American Civil Religion, Form #05.016, Section 4.2. Social Security, Medicare,
14 Unemployment taxes and other government entitlement programs are examples of socialist programs which amount to
15 organized crime to the extent that participation in them is compulsory or mandatory. For all practical purposes in today's
16 society, participation in these programs is mandatory for the average employee. Therefore, our government has become an
17 organized crime ring that can and should be prosecuted under RICO laws ([18 U.S.C. §225](#)) for racketeering and extortion.

18 **3 How law protects the sovereign people: By limiting government power³**

19 The main purpose of law is to limit government power in order to protect and preserve, freedom, choice, and the sovereignty
20 of the people.

21 *"When we consider the nature and theory of our institutions of government, the principles upon which
22 they are supposed to rest, and review the history of their development, we are constrained to conclude
23 that they do not mean to leave room for the play and action of purely personal and arbitrary power.
24 Sovereignty itself is, of course, not subject to law, for it is the author and source of law; but in our
25 system, while sovereign powers are delegated to the agencies of government, sovereignty itself
26 remains with the people, by whom and for whom all government exists and acts. And the law is the
27 definition and limitation of power."*
28 [*Downes v. Bidwell*, 182 U.S. 244 (1901)]

29 An important implication of the use of law to limit government power is the following inferences unavoidably arising from
30 it:

- 31 1. The purpose of law is to define and thereby limit government power.
- 32 2. All law acts as a delegation of authority order upon those serving in the government.
- 33 3. You cannot limit government power without definitions that are limiting.
- 34 4. A definition that does not limit the thing or class of thing defined is no definition at all from a legal perspective and
35 causes anything that depends on that definition to be political rather than legal in nature. By political, we mean a
36 function exercised ONLY by the LEGISLATIVE or EXECUTIVE branch.
- 37 5. Where the definitions in the law are clear, judges have no discretion to expand the meaning of words. Therefore the
38 main method of expanding government power and creating what the supreme court calls "arbitrary power" is to use
39 terms in the law that are vague, undefined, "general expressions", or which don't define the context implied.
- 40 6. We define "general expressions" as those which:
 - 41 6.1. The speaker is either not accountable or [REFUSES to be accountable](#) for the accuracy or truthfulness or definition
42 of the word or expression.
 - 43 6.2. Fail to recognize that there are multiple contexts in which the word could be used.
 - 44 6.2.1. CONSTITUTIONAL (States of the Union).
 - 45 6.2.2. STATUTORY (federal territory).
 - 46 6.3. Are susceptible to two or more CONTEXTS or interpretations, one of which the government representative
47 interpreting the context stands to benefit from handsomely. Thus, "equivocation" is undertaken, in which they
48 TELL you they mean the CONSTITUTIONAL interpretation but after receiving your form or pleading, interpret
49 it to mean the STATUTORY context.

³ Source: Legal Deception, Propaganda, and Fraud, Form #05.014, Section 5; <http://sedm.org/Forms/FormIndex.htm>.

1 [equivocation](#)

2 *EQUIVOCATION, n. Ambiguity of speech; the use of words or expressions that are susceptible of a double*
3 *signification. Hypocrites are often guilty of equivocation, and by this means lose the confidence of their fellow*
4 *men. Equivocation is incompatible with the Christian character and profession.*
5 *[SOURCE: <http://1828.mshaffer.com/d/search/word,equivocation/>]*

6
7 *Equivocation ("to call by the same name") is an [informal logical fallacy](#). It is the misleading use of a term with*
8 *more than one [meaning](#) or [sense](#) (by glossing over which meaning is intended at a particular time). It generally*
9 *occurs with [polysemic](#) words (words with multiple meanings).*

10 *Albeit in common parlance it is used in a variety of contexts, when discussed as a fallacy, equivocation only*
11 *occurs when the arguer makes a word or phrase employed in two (or more) different senses in an argument*
12 *appear to have the same meaning throughout.*

13 *It is therefore distinct from (semantic) [ambiguity](#), which means that the context doesn't make the meaning of the*
14 *word or phrase clear, and [amphiboly](#) (or syntactical ambiguity), which refers to ambiguous sentence structure*
15 *due to [punctuation](#) or [syntax](#).*
16 *[Wikipedia topic: Equivocation, Downloaded 9/15/2015; SOURCE: <https://en.wikipedia.org/wiki/Equivocation/>]*

- 17 6.4. [PRESUME](#) that all contexts are equivalent, meaning that CONSTITUTIONAL and STATUTORY are equivalent.
18 6.5. Fail to identify the specific context implied.
19 6.6. Fail to provide an actionable definition for the term that is useful as evidence in court.
20 6.7. Government representatives actively interfere with or even penalize efforts by the applicant to define the context
21 of the terms so that they can protect their right to make injurious presumptions about their meaning.
22 7. Any attempt to assert any authority by anyone in government to add anything they want to the definition of a thing in
23 the law unavoidably creates a government of UNLIMITED power.
24 8. Anyone who can add anything to the definition of a word in the law that does not expressly appear SOMEWHERE in
25 the law is exercising a LEGISLATIVE and POLITICAL function of the LEGISLATIVE branch and is NOT acting as a
26 judge or a jurist.
27 9. The only people in government who can act in a LEGISLATIVE capacity are the LEGISLATIVE branch under our
28 system of three branches of government: LEGISLATIVE, EXECUTIVE, and JUDICIAL.
29 10. Any attempt to combine or consolidate any of the powers of each of the three branches into the other branch results in
30 tyranny.

31 *"When the legislative and executive powers are united in the same person, or in the same body of magistrates,*
32 *there can be no liberty; because apprehensions may arise, lest the same monarch or senate should enact*
33 *tyrannical laws, to execute them in a tyrannical manner.*

34 *Again, there is no liberty, if the judiciary power be not separated from the legislative and executive. Were it*
35 *joined with the legislative, the life and liberty of the subject would be exposed to arbitrary control; for the judge*
36 *would be then the legislator. Were it joined to the executive power, the judge might behave with violence and*
37 *oppression [sound familiar?].*

38 *There would be an end of everything, were the same man or the same body, whether of the nobles or of the*
39 *people, to exercise those three powers, that of enacting laws, that of executing the public resolutions, and of*
40 *trying the causes of individuals.*

41 [. . .]

42 *In what a situation must the poor subject be in those republics! The same body of magistrates are possessed,*
43 *as executors of the laws, of the whole power they have given themselves in quality of legislators. They may*
44 *plunder the state by their general determinations; and as they have likewise the judiciary power in their hands,*
45 *every private citizen may be ruined by their particular decisions.*
46 *[The Spirit of Laws, Charles de Montesquieu, 1758, Book XI, Section 6;*
47 *SOURCE: http://fmguardian.org/Publications/SpiritOfLaws\sol_11.htm]*

48 **4 Authorities on "law"**

49 *"True Law is right reason [in agreement with Nature](#), it is of universal application, unchanging and everlasting;*
50 *it summons to duty by its commands and averts from wrong-doing by its prohibitions. And it does not lay its*
51 *commands or prohibitions upon good men in vain, although neither have any effect upon the wicked. It is a sin to*

1 try to alter this law, nor is it allowable to try to repeal a part of it, and it is impossible to abolish it entirely. We
2 cannot be freed from its obligations by Senate or People, and we need not look outside ourselves for an expounder
3 or interpreter of it. And there will not be different laws at Rome or at Athens, or different laws now and in the
4 future, but one eternal and unchangeable law will be valid for all times and all nations, and there will be one
5 master and one rule, that is God, for He is the author of this law, its promulgator, and its enforcing judge.”
6 [Marcus Tullius Cicero, 106-43 B.C.; SOURCE: <http://sedm.org/disclaimer.htm>]

7 “Power and law are not synonymous. In truth, they are frequently in opposition and irreconcilable. There is
8 God’s Law from which all equitable laws of man emerge and by which men must live if they are not to die in
9 oppression, chaos and despair. Divorced from God’s eternal and immutable Law, established before the founding
10 of the suns, man’s power is evil no matter the noble words with which it is employed or the motives urged when
11 enforcing it. Men of good will, mindful therefore of the Law laid down by God, will oppose governments whose
12 rule is by men, and if they wish to survive as a nation they will destroy the [de facto] government which attempts
13 to adjudicate by the whim of venal judges.”
14 [Marcus Tullius Cicero, 106-43 B.C.; SOURCE: <http://sedm.org/disclaimer.htm>]

15 “Of liberty I would say that, in the whole plenitude of its extent, it is unobstructed action according to our will.
16 But rightful liberty is unobstructed action according to our will within limits drawn around us by the equal rights
17 of others [Form #05.033]. I do not add ‘within the limits of the law,’ because law is often but the tyrant’s will,
18 and always so when it violates the [PRIVATE] right of an individual.”
19 [Thomas Jefferson to Isaac H. Tiffany, 1819, From: Thomas Jefferson on Politics and Government, Section 1.2;
20 SOURCE: <http://famguardian.org/Subjects/Politics/ThomasJefferson/jeff0100.htm>]

21 “I cannot subscribe to the omnipotence of a State Legislature, or that it is absolute and without control; although
22 its authority should not be expressly restrained by the Constitution, or fundamental law, of the State. The people
23 of the United States erected their Constitutions, or forms of government, to establish justice, to promote the
24 general welfare, to secure the blessings of liberty; and to protect their persons and property from violence. The
25 purposes for which men enter into society will determine the nature and terms of the social compact; and as they
26 are the foundation of the legislative power, they will decide what are the proper objects of it: The nature, and
27 ends of legislative power will limit the exercise of it. This fundamental principle flows from the very nature of our
28 free Republican governments, that no man should be compelled to do what the laws do not require; nor to refrain
29 from acts which the laws permit. There are acts which the Federal, or State, Legislature cannot do, without
30 exceeding their authority. There are certain vital principles in our free Republican governments, which will
31 determine and over-rule an apparent and flagrant abuse of legislative power; as to authorize manifest injustice
32 by positive law; or to take away that security for personal liberty, or private property, for the protection whereof
33 of the government was established. An ACT of the Legislature (for I cannot call it a law) contrary to the great
34 first principles of the social compact, cannot be considered a rightful exercise of legislative authority. The
35 obligation of a law in governments established on express compact, and on republican principles, must be
36 determined by the nature of the power, on which it is founded. A few instances will suffice to explain what I
37 mean. A law that punished a citizen for an innocent action, or, in other words, for an act, which, when done,
38 was in violation of no existing law; a law that destroys, or impairs, the lawful private contracts of citizens; a
39 law that makes a man a Judge in his own cause; or a law that takes property from A. and gives it to B: It is
40 against all reason and justice, for a people to entrust a Legislature with SUCH powers; and, therefore, it cannot
41 be presumed that they have done it. The genius, the nature, and the spirit, of our State Governments, amount to
42 a prohibition of such acts of legislation; and the general principles of law and reason forbid them. The Legislature
43 may enjoin, permit, forbid, and punish; they may declare new crimes; and establish rules of conduct for all its
44 citizens in future cases; they may command what is right, and prohibit what is wrong; but they cannot change
45 innocence into guilt; or punish innocence as a crime; or violate the right of an antecedent lawful private contract;
46 or the right of private property. To maintain that our Federal, or State, Legislature possesses such powers, if
47 they had not been expressly restrained; would, in my opinion, be a political heresy, altogether inadmissible in
48 our free republican governments.”
49 [Calder v. Bull, 3 U.S. 386 (1798)]

50
51 “To lay, with one hand, the power of the government on the property of the citizen, and with the other to bestow
52 it upon favored individuals to aid private enterprises and build up private fortunes, is none the less a robbery
53 because it is done under the forms of law and is called taxation. This is not legislation. It is a decree under
54 legislative forms.

55 Nor is it taxation. ‘A tax,’ says Webster’s Dictionary, ‘is a rate or sum of money assessed on the person or
56 property of a citizen by government for the use of the nation or State.’ ‘Taxes are burdens or charges imposed
57 by the Legislature upon persons or property to raise money for public purposes.’ Cooley, Const. Lim., 479.

58 Coulter, J., in Northern Liberties v. St. John’s Church, 13 Pa.St. 104 says, very forcibly, ‘I think the common
59 mind has everywhere taken in the understanding that taxes are a public imposition, levied by authority of the
60 government for the purposes of carrying on the government in all its machinery and operations—that they are
61 imposed for a public purpose.’ See, also Pray v. Northern Liberties, 31 Pa.St. 69; Matter of Mayor of N.Y., 11
62 Johns., 77; Camden v. Allen, 2 Dutch., 398; Sharpless v. Mayor, supra; Hanson v. Vernon, 27 Ia., 47; Whiting v.
63 Fond du Lac, supra.”

1 [Loan Association v. Topeka, 20 Wall. 655 (1874)]

2
3 "Law. That which is laid down, ordained, or established. A rule or method according to which phenomenon or
4 actions co-exist or follow each other. Law, in its generic sense, is a body of rules of action or conduct prescribed
5 by controlling authority, and having binding legal force. United States Fidelity and Guaranty Co. v. Guenther,
6 281 U.S. 34, 50 S.Ct. 165, 74 L.Ed. 683. That which must be obeyed and followed by citizens subject to sanctions
7 or legal consequences is a law. Law is a solemn expression of the will of the supreme power of the State.
8 Calif.Civil Code, §22.

9 The "law" of a state is to be found in its statutory and constitutional enactments, as interpreted by its courts, and,
10 in absence of statute law, in rulings of its courts. Dauer's Estate v. Zabel, 9 Mich.App. 176, 156 N.W.2d. 34, 37."
11 [Black's Law Dictionary, Sixth Edition, p. 884; SOURCE:
12 <http://famguardian.org/TaxFreedom/CitesByTopic/law.htm>]

13
14 **What Is Law?**

15 What, then, is law? It is the collective organization of the individual right to lawful defense.

16 Each of us has a natural right – from God – to defend his person, his liberty, and his property. These are the three
17 basic requirements of life, and the preservation of any one of them is completely dependent upon the preservation
18 of the other two. For what are our faculties but the extension of our individuality? And what is property but an
19 extension of our faculties?

20 If every person has the right to defend – even by force – his person, his liberty, and his property, then it follows
21 that a group of men have the right to organize and support a common force to protect these rights constantly.
22 Thus the principle of collective right – its reason for existing, its lawfulness – is based on individual right. And
23 the common force that protects this collective right cannot logically have any other purpose or any other mission
24 than that for which it acts as a substitute. Thus, since an individual cannot lawfully use force against the person,
25 liberty, or property of another individual, then the common force – for the same reason – cannot lawfully be used
26 to destroy the person, liberty, or property of individuals or groups.

27 Such a perversion of force would be, in both cases, contrary to our premise. Force has been given to us to defend
28 our own individual rights. Who will dare to say that force has been given to us to destroy the equal rights of our
29 brothers? Since no individual acting separately can lawfully use force to destroy the rights of others, does it not
30 logically follow that the same principle also applies to the common force that is nothing more than the organized
31 combination of the individual forces?

32 If this is true, then nothing can be more evident than this: The law is the organization of the natural right of lawful
33 defense. It is the substitution of a common force for individual forces. And this common force is to do only what
34 the individual forces have a natural and lawful right to do: to protect persons, liberties, and properties; to
35 maintain the right of each, and to cause justice to reign over us all.

36 **The Complete Perversion of the Law**

37 But, unfortunately, law by no means confines itself to its proper functions. And when it has exceeded its proper
38 functions, it has not done so merely in some inconsequential and debatable matters. The law has gone further
39 than this: it has acted in direct opposition to its own purpose. The law has been used to destroy its own objective:
40 It has been applied to annihilating the justice that it was supposed to maintain; to limiting and destroying rights
41 which its real purpose was to respect. The law has placed the collective force at the disposal of the unscrupulous
42 who wish, without risk, to exploit the person, liberty, and property of others. It has converted plunder into a right,
43 defense into a crime, in order to punish lawful defense.

44 How has this perversion of the law been accomplished? And what have been the results?

45 The law has been perverted by the influence of two entirely different causes: stupid greed and false philanthropy.
46 Let us speak of the first.

47 **A Fatal Tendency of Mankind**

48 Self-preservation and self-development are common aspirations among all people. And if everyone enjoyed the
49 unrestricted use of his faculties and the free disposition of the fruits of his labor, social progress would be
50 ceaseless, uninterrupted, and unailing.

1 *But there is also another tendency that is common among people. When they can, they wish to live and prosper*
2 *at the expense of others. This is no rash accusation. Nor does it come from a gloomy and uncharitable spirit. The*
3 *annals of history bear witness to the truth of it: the incessant wars, mass migrations, religious persecutions,*
4 *universal slavery, dishonesty in commerce, and monopolies. This fatal desire has its origin in the very nature of*
5 *man – in that primitive, universal, and insuppressible instinct that impels him to satisfy his desires with the least*
6 *possible pain.*

7 **Property and Plunder**

8 *Man can live and satisfy his wants only by ceaseless labor, by the ceaseless application of his faculties to natural*
9 *resources. This process is the origin of property.*

10 *But it is also true that a man may live and satisfy his wants by seizing and consuming the products of the labor of*
11 *others. This process is the origin of plunder.*

12 *Now since man is naturally inclined to avoid pain – and since labor is pain in itself – it follows that men will*
13 *resort to plunder whenever plunder is easier than work. History shows this quite clearly. And under these*
14 *conditions, neither religion nor morality can stop it.*

15 *When, then, does plunder stop? It stops when it becomes more painful and more dangerous than labor.*

16 *It is evident, then, that the proper purpose of law is to use the power of its collective force to stop this fatal*
17 *tendency to plunder instead of to work. All the measures of the law should protect property and punish plunder.*

18 *But, generally, the law is made by one man or one class of men. And since law cannot operate without the sanction*
19 *and support of a dominating force, this force must be entrusted to those who make the laws.*

20 *This fact, combined with the fatal tendency that exists in the heart of man to satisfy his wants with the least*
21 *possible effort, explains the almost universal perversion of the law. Thus it is easy to understand how law, instead*
22 *of checking injustice, becomes the invincible weapon of injustice. It is easy to understand why the law is used by*
23 *the legislator to destroy in varying degrees among the rest of the people, their personal independence by slavery,*
24 *their liberty by oppression, and their property by plunder. This is done for the benefit of the person who makes*
25 *the law, and in proportion to the power that he holds.*

26 *[The Law, Frederic Bastiat, 1850; SOURCE: <http://famguardian.org/Publications/TheLaw/TheLaw.htm>]*

27

28 *“**No man in this country is so high that he is above the law.** No officer of the law may set that law at defiance*
29 *with impunity. All the officers of the government, from the highest to the lowest, are creatures of the law and are*
30 *bound to obey it. It is the only supreme power in our system of government, and every man who by accepting*
31 *office participates in its functions is only the more strongly bound to submit to that supremacy, and to observe*
32 *the limitations which it imposes upon the exercise of the authority which it gives,” 106 U.S., at 220. “Shall it be*
33 *said... that the courts cannot give remedy when the Citizen has been deprived of his property by force, his estate*
34 *seized and converted to the use of the government **without any lawful authority, without any process of law, and***
35 ***without any compensation,** because the president has ordered it and his officers are in possession? **If such be***
36 ***the law of this country, it sanctions a tyranny which has no existence in the monarchies of Europe, nor in any***
37 ***other government which has a just claim to well-regulated liberty and the protection of personal rights.” 106***
38 *U.S., at 220, 221.*

39 *[United States vs. Lee, 106 U.S. 196, 1 S. Ct. 240 (1882); SOURCE:*
40 *<http://famguardian.org/TaxFreedom/CitesByTopic/law.htm>]*

41

42 *We must remember that law is force, and that, consequently, the proper functions of the law cannot lawfully*
43 *extend beyond the proper functions of force. When law and force keep a person within the bounds of justice, they*
44 *impose nothing but a mere negation. **They oblige him only to abstain from harming others. They violate neither***
45 ***his personality, his liberty nor his property. They safeguard all of these. They are defensive; they defend equally***
46 ***the rights of all.***

47 *[The Law, Frederic Bastiat, 1850; SOURCE: <http://famguardian.org/TaxFreedom/CitesByTopic/law.htm>]*

48 --- 49 **Law Is a Negative Concept**

50 *The harmlessness of the mission performed by law and lawful defense is self-evident; the usefulness is obvious;*
51 *and the legitimacy cannot be disputed.*

1 As a friend of mine once remarked, this negative concept of law is so true that the statement, the purpose of the
2 law is to cause justice to reign, is not a rigorously accurate statement. It ought to be stated that **the purpose of**
3 **the law is to prevent injustice from reigning.** In fact, it is injustice, instead of justice, that has an existence of its
4 own. Justice is achieved only when injustice is absent.

5 **But when the law, by means of its necessary agent, force, imposes upon men a regulation of labor, a method**
6 **or a subject of education, a religious faith or creed – then the law is no longer negative; it acts positively upon**
7 **people. It substitutes the will of the legislator for their own initiatives. When this happens, the people no longer**
8 **need to discuss, to compare, to plan ahead; the law does all this for them. Intelligence becomes a useless prop**
9 **for the people; they cease to be men; they lose their personality, their liberty, their property.**

10 Try to imagine a regulation of labor imposed by force that is not a violation of liberty; a transfer of wealth
11 imposed by force that is not a violation of property. If you cannot reconcile these contradictions, then you must
12 conclude that the law cannot organize labor and industry without organizing injustice.
13 [*The Law, Frederic Bastiat, 1850; SOURCE: <http://famguardian.org/TaxFreedom/CitesByTopic/law.htm>]*

14 **5 Why all man-made law is religious in nature**⁴

15 A fascinating book on the subject of Biblical Law entitled *The Institutes of Biblical Law* by Rousas John Rushdoony
16 irrefutably establishes that all law is religious, and that it represents a covenant between man and God which is characterized
17 as divine revelation. When we consider that government is founded exclusively on law, government itself then becomes a
18 religion to implement or execute or enforce divine revelation. When government abuses the authority delegated by God
19 through God's law, then it also becomes a false religious cult. This exposition will set the stage for section 7 later, which
20 establishes that our present day government is nothing but a cult surrounding the false religion it created with its own unjust
21 law because this law has become a vain substitute and an affront to God's Law found in the Bible. Here are some very
22 insightful quotes from pp. 4-5 of that wonderful book:

23 **Law is in every culture religious in origin. Because law governs man and society, because it establishes and**
24 **declares the meaning of justice and righteousness, law is inescapably religious, in that it establishes in practical**
25 **fashion the ultimate concerns of a culture. Accordingly, a fundamental and necessary premise in any and**
26 **every study of law must be, first, a recognition of this religious nature of law.**

27 **Second, it must be recognized that in any culture the source of law is the god of that society. If law has its**
28 **source in man's reason, then reason is the god of that society. If the source is an oligarchy, or in a court,**
29 **senate, or ruler, then that source is the god of that system.** Thus, in Greek culture law was essentially a
30 religiously humanistic concept,

31 *In contrast to every law derived from revelation, nomos for the Greeks originated in the*
32 *mind (nous). So the genuine nomos is no mere obligatory law, but something in which an*
33 *entity valid in itself is discovered and appropriated...It is "the order which exists (from time*
34 *immemorial), is valid and is put into operation."⁵*

35 *Because for the Greeks mind was one being with the ultimate order of things, man's mind was thus able to discover*
36 *ultimate law (nomos) out of its own resources, by penetrating through the maze of accident and matter to the*
37 *fundamental ideas of being. As a result, Greek culture became both humanistic, because man's mind was one with*
38 *ultimacy, and also neoplatonic, ascetic, and hostile to the world of matter, because mind, to be truly itself, had*
39 *to separate itself from non-mind.*

40 **Modern humanism, the religion of the state, locates law in the state and thus makes the state, or the people as**
41 **they find expression in the state, the god of the system.** As Mao Tse-Tung has said, "Our God is none other than
42 the masses of the Chinese people."⁶ In Western culture, law has steadily moved away from God to the people (or
43 the state) as its source, although the historic power and vitality of the West has been in Biblical faith and law.

44 **Third, in any society, any change of law is an explicit or implicit change of religion. Nothing more clearly**
45 **reveals, in fact, the religious change in a society than a legal revolution. When the legal foundations shift from**
46 **Biblical law to humanism, it means that the society now draws its vitality and power from humanism, not from**
47 **Christian theism.**

48 Fourth, no disestablishment of religion as such is possible in any society. A church can be disestablished, and a
49 particular religion can be supplanted by another, but the change is simply to another religion. Since the

⁴ Source: *Great IRS Hoax*, Form #11.302, Section 4.4.9.

⁵ Hermann Kleinknecht and W. Gutbrod, *Law* (London: Adam and Charles Black, 1962), p. 21

⁶ Mao Tse-Tung, *The foolish Old Man Who Removed Mountains* (Peking: Foreign Languages Press, 1966), p. 3.

1 foundations of law are inescapably religious, no society exists without a religious foundation or without a law-
2 system which codifies the morality of its religion.

3 **Fifth, there can be no tolerance in a law-system for another religion. Toleration is a device used to introduce**
4 **a new law-system as a prelude to a new intolerance. Legal positivism, a humanistic faith, has been savage in**
5 **its hostility to the Biblical law-system and has claimed to be an "open" system. But Cohen, by no means a**
6 **Christian, has aptly described the logical positivists as "nihilists" and their faith as "nihilistic absolutism."⁷**
7 **Every law-system must maintain its existence by hostility to every other law-system and to alien religious**
8 **foundations or else it commits suicide.**

9 In analyzing now the nature of Biblical law, it is important to note first that, for the Bible, law is revelation. The
10 Hebrew word for law is torah which means instruction, authoritative direction.⁸ The Biblical concept of law is
11 broader than the legal codes of the Mosaic formulation. It applies to the divine word and instruction in its totality:

12 ...the earlier prophets also use torah for the divine word proclaimed through them (Is. viii.
13 16, cf. also v. 20; Isa. xxx. 9 f.; perhaps also Isa. i. 10). Besides this, certain passages in
14 the earlier prophets use the word torah also for the commandment of Yahweh which was
15 written down: thus Hos. viii. 12. Moreover there are clearly examples not only of ritual
16 matters, but also of ethics.

17 Hence it follows that at any rate in this period torah had the meaning of a divine instruction,
18 whether it had been written down long ago as a law and was preserved and pronounced
19 by a priest, or whether the priest was delivering it at that time (Lam. ii. 9; Ezek. vii. 26;
20 Mal. ii. 4 ff.), or the prophet is commissioned by God to pronounce it for a definite situation
21 (so perhaps Isa. xxx. 9).

22 Thus what is objectively essential in torah is not the form but the divine authority.⁹

23 The law is the revelation of God and His righteousness. There is no ground in Scripture for despising the law.
24 Neither can the law be relegated to the Old Testament and grace to the New:

25 The time-honored distinction between the OT as a book of law and the NT as a book of
26 divine grace is without grounds or justification. Divine grace and mercy are the
27 presupposition of law in the OT; and the grace and love of God displayed in the NT events
28 issue in the legal obligations of the New Covenant. Furthermore, the OT contains evidence
29 of a long history of legal developments which must be assessed before the place of law is
30 adequately understood. Paul's polemics against the law in Galatians and Romans are
31 directed against an understanding of law which is by no means characteristic of the OT as
32 a whole.¹⁰

33 There is no contradiction between law and grace. The question in James's Epistle is faith and works, not faith and
34 law.¹¹ Judaism had made law the mediator between God and man, and between God and the world. It was this
35 view of law, not the law itself, which Jesus attacked. As Himself the Mediator, Jesus rejected the law as mediator
36 in order to re-establish the law in its God-appointed role as law, the way of holiness. He established the law by
37 dispensing forgiveness as the law-giver in full support of the law as the convicting word which makes men
38 sinners.¹² The law was rejected only as mediator and as the source of justification.¹³ Jesus fully recognized the
39 law, and obeyed the law. It was only the absurd interpretations of the law He rejected. Moreover,

40 We are not entitled to gather from the teaching of Jesus in the Gospels that He made any
41 formal distinction between the Law of Moses and the Law of God. His mission being not
42 to destroy but to fulfil the Law and the Prophets (Mt. 5:17), so far from saying anything in
43 disparagement of the Law of Moses or from encouraging His disciples to assume an
44 attitude of independence with regard to it, He expressly recognized the authority of the
45 Law of Moses as such, and of the Pharisees as its official interpreters. (Mt. 23:1-3).¹⁴

⁷ Morris Raphael Cohen, *Reason and Law* (New York: Collier Books, 1961), p. 84 f.

⁸ Ernest F. Kevan, *The Moral Law* (Jenkintown, Penna.: Sovereign Grace Publishers, 1963) p. 5 f. S.R. Driver, "Law (In Old Testament)," in James Hastings, ed., *A Dictionary of the Bible*, vol. III (New York: Charles Scribner's Sons, 1919), p. 64.

⁹ Kleinknecht an Gutbrod, *Law*, p. 44

¹⁰ W.J. Harrelson, "Law in the OT," in *The Interpreter's Dictionary of the Bible*, (New York: Abingdon Press, 1962), III, 77.

¹¹ Kleinknecht an Gutbrod, *Law*, p. 125.

¹² *Ibid.*, pp. 74, 81-91.

¹³ *Ibid.*, p. 95.

¹⁴ Hugh H. Currie, "Law of God," in James Hastings, ed., *A Dictionary of Christ and the Gospels* (New York: Charles Scribner's Sons, 1919), I, 685.

1 With the completion of Christ's work, the role of the Pharisees as interpreters ended, but not the authority of the
2 Law. In the New Testament era, only apostolically received revelation was ground for any alteration in the law.
3 The authority of the law remained unchanged.

4 St. Peter, e.g. required a special revelation before he would enter the house of the
5 uncircumcised Cornelius and admit the first Gentile convert into the Church by baptism
6 (acts 10:1-48) --a step which did not fail to arouse opposition on the part of those who
7 "were of the circumcision" (cf. 11:1-18).¹⁵

8 The second characteristic of Biblical law is that it is a treaty or covenant. Kline has shown that the form of the
9 giving of the law, the language of the text, the historical prologue, the requirement of imprecations and
10 benedictions, and much more, all point to the fact that the law is a treaty established by God with His people.
11 Indeed, "the revelation committed to the two tables was rather a suzerainty treaty or covenant than a legal code."¹⁶
12 The full covenant summary, the Ten Commandments, was inscribed on each of the two tables of stone, one table
13 or copy of the treaty for each party in the treaty, God and Israel.¹⁷

14 The two stone tables are not, therefore, to be likened to a stele containing one of the half-
15 dozen or so known legal codes earlier than or roughly contemporary with Moses as though
16 God had engraved on these tables a corpus of law. The revelation they contain is nothing
17 less than an epitome of the covenant granted by Yahweh, the sovereign Lord of heaven and
18 earth, to his elect and redeemed servant, Israel.

19 Not law, but covenant. That must be affirmed when we are seeking a category
20 comprehensive enough to do justice to this revelation in its totality. At the same time, the
21 prominence of the stipulations, reflect in the fact that "the ten words" are the element used
22 as pars pro toto, signifies the centrality of law in this type of covenant. There is probably
23 no clearer direction afforded the biblical theologian for defining with biblical emphasis
24 the type of covenant God adopted to formalize his relationship to his people than that given
25 in the covenant he gave Israel to perform, even "the ten commandments." Such a covenant
26 is a declaration of God's lordship, consecrating a people to himself in a sovereignly
27 dictated order of life.¹⁸

28 This latter phrase needs re-emphasis: the covenant is "a sovereignly dictated order of life." God as the sovereign
29 Lord and Creator gives His law to man as an act of sovereign grace. It is an act of election, of electing grace
30 (Deut. 7:7 f.; 8:17; 9:4-6, etc.).

31 The God to whom the earth belongs will have Israel for His own property, Ex. xix. 5. It is
32 only on the ground of the gracious election and guidance of God that the divine commands
33 to the people are given, and therefore the Decalogue, Ex. xx. 2, places at its forefront the
34 fact of election.¹⁹

35 In the law, the total life of man is ordered: "there is no primary distinction between the inner and the outer life;
36 the holy calling of the people must be realized in both."²⁰

37 The third characteristic of the Biblical law or covenant is that it constitutes a plan for dominion under God. God
38 called Adam to exercise dominion in terms of God's revelation, God's law (Gen. 1:26 ff.; 2:15-17). This same
39 calling, after the fall, was required of the godly line, and in Noah it was formally renewed (Gen. 9:1-17). It was
40 again renewed with Abraham, with Jacob, with Israel in the person of Moses, with Joshua, David, Solomon
41 (whose Proverbs echo the law), with Hezekiah and Josiah, and finally with Jesus Christ. The sacrament of the
42 Lord's Supper is the renewal of the covenant: "this is my blood of the new testament" (or covenant), so that the
43 sacrament itself re-establishes the law, this time with a new elect group (Matt. 26:28; Mark 14:24; Luke 22:20;
44 1 Cor. 11:25). The people of the law are now the people of Christ, the believers redeemed by His atoning blood
45 and called by His sovereign election. Kline, in analyzing Hebrews 9:16, 17, in relation to the covenant
46 administration, observes:

47 ...the picture suggested would be that of Christ's children (cf. 2:13) inheriting his universal
48 dominion as their eternal portion (note 9:15b; cf. also 1:14; 2:5 ff.; 6:17; 11:7 ff.). And
49 such is the wonder of the messianic Mediator-Testator that the royal inheritance of his

¹⁵ Olaf Moe, "Law," in James Hastings, ed., *Dictionary of the Apostolic Church* (New York: Charles Scribner's Sons, 1919), I, 685.

¹⁶ Meredith G. Line, *Treaty of the Great King, The Covenant Structure of Deuteronomy: Studies and Commentary* (Grand Rapids: William B. Eerdmans, 1963), p. 16. See also J.A. Thompson: *The Ancient Near Eastern Treaties and the Old Testament* (London: The Tyndale Press, 1964).

¹⁷ Kline, *op. cit.*, p. 19.

¹⁸ *Ibid.*, p. 17.

¹⁹ Gustave Friedrich Oehler, *Theology of the Old Testament* (Grand Rapids: Zondervan, 1883), p. 177.

²⁰ *Ibid.*, p. 182.

1 sons, which becomes of force only through his death, is nevertheless one of co-regency
2 with the living Testator! For (to follow the typographical direction provided by Heb.
3 9:16,17 according to the present interpretation) Jesus is both dying Moses and succeeding
4 Joshua. Not merely after a figure but in truth a royal Mediator redivivus, he secures the
5 divine dynasty by succeeding himself in resurrection power and ascension glory.²¹

6 The purpose of God in requiring Adam to exercise dominion over the earth remains His continuing covenant
7 word: man, created in God's image and commanded to subdue the earth and exercise dominion over it in God's
8 name, is recalled to this task and privilege by his redemption and regeneration.

9 The law is therefore the law for Christian man and Christian society. Nothing is more deadly or more derelict
10 than the notion that the Christian is at liberty with respect to the kind of law he can have. Calvin whose classical
11 humanism gained ascendancy at this point, said of the laws of states, of civil governments:

12 I will briefly remark, however, by the way, what laws it (the state) may piously use before
13 God, and be rightly governed by among men. And even this I would have preferred passing
14 over in silence, if I did not know that it is a point on which many persons run into dangerous
15 errors. For some deny that a state is well constituted, which neglects the polity of Moses,
16 and is governed by the common laws of nations. The dangerous and seditious nature of
17 this opinion I leave to the examination of others; it will be sufficient for me to have evinced
18 it to be false and foolish.²²

19 Such ideas, common in Calvinist and Lutheran circles, and in virtually all churches, are still heretical nonsense.²³
20 Calvin favored "the common law of nations." But the common law of nations in his day was Biblical law, although
21 extensively denatured by Roman law. And this "common law of nations" was increasingly evidencing a new
22 religion, humanism. Calvin wanted the establishment of the Christian religion; he could not have it, nor could it
23 last long in Geneva, without Biblical law.

24 Two Reformed scholars, in writing of the state, declare, "It is to be God's servant, for our welfare. It must exercise
25 justice, and it has the power of the sword."²⁴ Yet these men follow Calvin in rejecting Biblical law for "the
26 common law of nations." But can the state be God's servant and by-pass God's law? And if the state "must exercise
27 justice," how is justice defined, by the nations, or by God? There are as many ideas of justice as there are
28 religions.

29 The question then is, what law is for the state? Shall it be positive law, after calling for "justice" in the state,
30 declare, "A static legislation valid for all times is an impossibility." Indeed!²⁵ Then what about the commandment,
31 Biblical legislation, if you please, "Thou shalt not kill," and "Thou shalt not steal"? **Are they not intended to valid**
32 **for all time and in every civil order? By abandoning Biblical law, these Protestant theologians end up in moral**
33 **and legal relativism.**

34 Roman Catholic scholars offer natural law. The origins of this concept are in Roman law and religion. For the
35 Bible, there is no law in nature, because nature is fallen and cannot be normative. Moreover the source of law is
36 not nature but God. There is no law in nature but a law over nature, God's law.²⁶

37 **Neither positive law [man's law] nor natural law can reflect more than the sin and apostasy of man: revealed**
38 **law [e.g. ONLY THE BIBLE] is the need and privilege of Christian society. It is the only means whereby man**
39 **can fulfill his creation mandate of exercising dominion under God. Apart from revealed law [the BIBLE!],**
40 **man cannot claim to be under God but only in rebellion against God.**
41 *[The Institutes of Biblical Law, Rousas John Rushdoony, 1973, The Craig Press, Library of Congress Catalog*
42 *Card Number 72-79485, pp. 4-5, Emphasis added]*

43 To summarize the findings of this section:

- 44 1. The purpose of law is to describe and codify the morality of a culture. Since only religion can define morality, then all
45 law is religious in origin.

²¹ Kline, *Treaty of the Great King*, p. 41.

²² John Calvin, *Institutes of the Christian Religion*, bk. IV, chap. XX, para. Xiv. In the John Allen translation (Philadelphia: Presbyterian Board of Christian Education, 1936), II, 787 f.

²³ See H. de Jongste and J.M. van Krimpen, *The Bible and the Life of the Christian*, for similar opinions (Philadelphia: Presbyterian and Reformed Publishing Co., 1968), p. 66 ff.

²⁴ *Ibid.*, p. 73.

²⁵ *Ibid.*, p. 75.

²⁶ The very term "nature" is mythical. See R.J. Rushdoony, "The Myth of Nature," in *The Mythology of Science* (Nutley, N.J.: The Craig Press, 1967), pp. 96-98.

- 1 2. In any culture, the source of law becomes the god of that society. If law is based on Biblical law, then the God of that
- 2 society is the true God. If it becomes the judges or the rulers, who are at war with God, then these rulers become the god
- 3 of that society.
- 4 3. In any society, any change of law is an explicit or implicit change of religion.
- 5 4. The disestablishment of religion in any society is an impossibility, because all civilizations are based on law and law is
- 6 religious in nature.
- 7 5. There can be no tolerance in a law system for another religion. All religious systems eventually seek to destroy their
- 8 competition for the sake of self-preservation. Consequently, governments tend eventually to try to control or eliminate
- 9 religions in order to preserve and expand their power.
- 10 6. The laws of our society must derive from Biblical law. Any other result leads to “humanism”, apostasy, and mutiny
- 11 against God, who is our only King and our Lawgiver.
- 12 7. Humanism is the worship of the “state”, which is simply a collection of people under a democratic form of government.
- 13 By “worship”, we mean obedience to the dictates and mandates of the collective majority. The United States is NOT a
- 14 democracy, it is a Republic based on individual rights and sovereignty, NOT collective sovereignty.
- 15 8. The consequence of humanism is moral relativism and disobedience to God’s laws, which is sin and apostasy and leads
- 16 to separation from God.

17 **6 The result of violating God’s laws or putting man’s laws above God’s laws is slavery, servitude, and captivity**²⁷

18 The Bible vividly describes what happens when the people choose to disregard God’s laws and follow only the laws of men

19 or of governments made up of men. The result of disregarding God’s laws and substituting in their place man’s vain laws is

20 slavery, servitude, and captivity for any society that does this. The greater the conflict or deviation between man’s laws and

21 God’s laws, the more severe the punishment and oppression and wrath will be that God will inflict:

22 *But to the wicked, God says:*

23 **“What right have you to declare My statutes [write man’s vain law], or take My covenant [the Bible] in your**

24 **mouth, seeing you hate instruction and cast My words behind you? When you saw a thief, you consented with**

25 **him, and have been a partaker with adulterers. You give your mouth to evil, and your tongue frames deceit. You**

26 **sit and speak against your brother; you slander your own mother’s son. These things you have done, and I kept**

27 **silent; you thought that I was altogether like you; but I will reprove you, and set them in order before your eyes.**

28 **Now consider this, you who forget God, lest I tear you in pieces, and there be none to deliver: Whoever offers**

29 **praise glorifies Me; and to him who orders his conduct aright I will show the salvation of God.”**

30 *[Psalm 50:16-23, Bible, NKJV]*

31 Below is an excerpt from the Bible that illustrates the point we are trying to make in this section, found in 2 Kings 17:5-23.

32 The governments described below that violated God’s laws and thereby alienated themselves from God consisted of kings,

33 but today’s equivalent is our politicians, who by law should be *servants* but who through extortion under the color of law in

34 illegally enforcing income taxes, have made themselves into the equivalent of kings.

35 **Israel Carried Captive to Assyria**

36 ⁵ Now the king of Assyria went throughout all the land, and went up to Samaria and besieged it for three years.

37 ⁶ In the ninth year of Hoshea, the king of Assyria took Samaria and carried Israel away to Assyria, and placed

38 them in Halah and by the Habor, the River of Gozan, and in the cities of the Medes.

39 ⁷ **For so it was that the children of Israel had sinned against the LORD their God, who had brought them up out**

40 **of [slavery in] the land of Egypt, from under the hand of Pharaoh king of Egypt; and they had feared other gods,**

41 **and had walked in the statutes of the nations whom the LORD had cast out from before the children of Israel,**

42 **and of the kings of Israel, which they had made.** ⁹ Also the children of Israel secretly did against the LORD their

43 God things that were not right, and they built for themselves high places in all their cities, from watchtower to

44 fortified city. ¹⁰ They set up for themselves sacred pillars and wooden images ¹¹ on every high hill and under every

45 green tree. ¹¹ There they burned incense on all the high places, like the nations whom the LORD had carried away

46 before them; and they did wicked things to provoke the LORD to anger, ¹² **for they served idols [governments and**

47 **laws and kings], of which the LORD had said to them, “You shall not do this thing.”**

48 ¹³ Yet the LORD testified against Israel and against Judah, by all of His prophets, every seer, saying, **“Turn from**

49 **your evil ways, and keep My commandments and My statutes, according to all the law which I commanded**

50 **your fathers, and which I sent to you by My servants the prophets.”** ¹⁴ Nevertheless they would not hear, but

51 **stiffened their necks, like the necks of their fathers, who did not believe in the LORD their God.** ¹⁵ And they

²⁷ Source: *Great IRS Hoax*, Form #11.302, Section 4.4.11.

1 rejected His statutes and His covenant that He had made with their fathers, and His testimonies which He had
2 testified against them; they followed idols, became idolaters, and went after the nations who were all around
3 them, concerning whom the LORD had charged them that they should not do like them.¹⁶So they left all the
4 commandments of the LORD their God, made for themselves a molded image and two calves, made a wooden
5 image and worshiped all the host of heaven, and served Baal.¹⁷And they caused their sons and daughters to pass
6 through the fire, practiced witchcraft and soothsaying, and sold themselves [through usurious taxes] to do evil
7 in the sight of the LORD, to provoke Him to anger.¹⁸Therefore the LORD was very angry with Israel, and
8 removed them from His sight; there was none left but the tribe of Judah alone.

9 ¹⁹Also Judah did not keep the commandments of the LORD their God, but walked in the statutes of Israel
10 which they made.²⁰And the LORD rejected all the descendants of Israel, afflicted them, and delivered them
11 into the hand of plunderers, until He had cast them from His sight.²¹For He tore Israel from the house of David,
12 and they made Jeroboam the son of Nebat king. Then Jeroboam drove Israel from following the LORD, and made
13 them commit a great sin.²²For the children of Israel walked in all the sins of Jeroboam which he did; they did not
14 depart from them,²³until the LORD removed Israel out of His sight, as He had said by all His servants the
15 prophets. So Israel was carried away from their own land to Assyria, as it is to this day.

16 Therefore, the surest way to incur the wrath of God against you is to disregard or violate His Laws, or to put the
17 commandments and laws and governments of men above obedience to His sacred laws. We must have our priorities straight
18 or we may dishonor God and violate the first four commandments of the Ten Commandments, which require us to love and
19 trust and honor God above and beyond any earthly government. If we put man's laws above God's laws on our priority list,
20 then we are committing idolatry toward a man-made thing called government.

21 The *Great IRS Hoax*, Form #11.302, Section 4.17 describes a few examples where the modern day vain laws of our
22 government conflict with God's laws. These conflicts of law force us into the circumstance where we must make a choice
23 in our obedience and allegiance. The choice of which of those two we should obey when there is such a conflict ought to be
24 quite evident to those who have read the passage above.

25 **7 Abuse of Law as Religion**²⁸

26 Religion is legally defined as follows:

27 ***"Religion.** Man's relation to Divinity, to reverence, worship, obedience, and submission to mandates and*
28 *precepts of supernatural or superior beings. In its broadest sense includes all forms of belief in the existence of*
29 *superior beings exercising power over human beings by volition, imposing rules of conduct, with future*
30 *rewards and punishments. Bond uniting man to God, and a virtue whose purpose is to render God worship*
31 *due him as source of all being and principle of all government of things. Nikulnikoff v. Archbishop, etc., of*
32 *Russian Orthodox Greek Catholic Church, 142 Misc. 894, 255 N.Y.S. 653, 663."*
33 *[Black's Law Dictionary, Sixth Edition, p. 1292]*

34 According to the above definition, every system of religion is based on:

- 35 1. The existence of a superior being.
- 36 2. Faith in the superior being.
- 37 3. Obedience to the laws of that superior being. This is called "worship".
- 38 4. The nature of the superior being as the basis for the "government of all things".
- 39 5. Supreme allegiance to the will of the superior being.

40 Principles of law can be abused to create a counterfeit state-sponsored religion which imitates God's religion in every
41 particular. To see the full extent of how this has been done and all the symptoms, see *Socialism: The New American Civil*
42 *Religion*, Form #05.016, Section 14.2. Right now, we will summarize how the above elements of religion can be "simulated"
43 through abuse of the legal system by your covetous public servants:

- 44 1. Government franchises can be created which make those in government superior in relation to everyone else for all those
45 who participate. People are recruited to join the church by being compelled to participate in these franchises because
46 they are deprived of basic necessities needed to survive if they don't.
- 47 2. "Presumption" can be used as a substitute for religious faith. A presumption is simply a belief that either is not or cannot
48 be supported by legally admissible evidence.

²⁸ Adapted from: *Socialism: The New American Civil Religion*, Form #05.016, Section 11.2.2; <http://sedm.org/Forms/FormIndex.htm>.

- 1 3. Fear of punishments administered under the “presumed” but not actual authority of law can be used to ensure obedience
- 2 toward and therefore “worship” of the superior being.
- 3 4. The superior being is the government, and thereby that superior being is the basis for the “government of all things”.
- 4 5. Allegiance to the government is supreme because very strong punishments follow for those who refuse obedience
- 5 because their OTHER God forbids it.

6 This section will focus on steps 1 and 2 above, which is how presumption and law are abused to create a religion that at least
7 “appears” to most people to be a legitimate government function.

8 Before you can fool people using the process above, you must first dumb them down from a legal perspective. This is done
9 by removing all aspects of legal education from the public school and junior college curricula so that only “priests” of a civil
10 religion called “attorneys” will even come close to knowing the truth about what is going on. This will bring the population
11 of people who know down to a small enough level that they can easily be targeted and controlled by those in the government
12 who license and regulate them without the need for police power, guns, or military force. The legal field is so lucrative and
13 most lawyers are so greedy that economic coercion alone is sufficient to keep the limited few who know the truth “gagged”
14 from sharing it with others, lest their revenues dry up.

15 *“The mouth which eats does not talk.”*
16 *[Chinese Proverb]*

17 After you have dumbed down the masses, the sheep in the general public are easy to control through carefully targeted
18 deception and propaganda for which the speakers are insulated from liability for their LIES.

- 19 1. The IRS has given itself free reign to literally lie to the public with impunity in their publications:

20 *Internal Revenue Manual*
21 [Section 4.10.7.2.8 \(05-14-1999\)](#)
22 *IRS Publications*

23 *IRS Publications, issued by the Headquarters Office, explain the law in plain language for taxpayers and their*
24 *advisors. They typically highlight changes in the law, provide examples illustrating Service positions, and include*
25 *worksheets. **Publications are nonbinding on the Service and do not necessarily cover all positions for a given***
26 ***issue. While a good source of general information, publications should not be cited to sustain a position.***

- 27 2. IRS allows its agents to use pseudonyms other than their real legal name so that they are protected from accountability
28 if they misrepresent the truth to the public. See:

Notice of Pseudonym Use and Unreliable IRS Records, Form #04.206
<http://sedm.org/Forms/FormIndex.htm>

- 29 3. Federal courts have given the IRS license to lie on their phone support, and in person. See:

Federal Courts and the IRS’ Own IRM Say IRS is NOT RESPONSIBLE for Its Actions or its Words or For Following
Its Own Written Procedures, Family Guardian Fellowship
<http://famguardian.org/Subjects/Taxes/Articles/IRSNotResponsible.htm>

- 30 4. Even the federal courts themselves routinely lie with impunity, because they are accountable to no one and the IRS
31 doesn’t even listen to the courts below the U.S. Supreme Court anyway: Judges control the selection of grand juries and
32 they abuse this authority to choose sheep who will do what they are told and never indict the judge himself because they
33 are too ignorant, lazy, and uneducated to think for themselves and take a risk.

34 *Internal Revenue Manual*
35 [4.10.7.2.9.8 \(05-14-1999\) Importance of Court Decisions](#)

36 1. *Decisions made at various levels of the court system are considered to be interpretations of tax laws and may*
37 *be used by either examiners or taxpayers to support a position.*

38 2. *Certain court cases lend more weight to a position than others. A case decided by the U.S. Supreme Court*
39 *becomes the law of the land and takes precedence over decisions of lower courts. The Internal Revenue Service*
40 *must follow Supreme Court decisions. For examiners, Supreme Court decisions have the same weight as the*
41 *Code.*

1 3. Decisions made by lower courts, such as Tax Court, District Courts, or Claims Court, are binding on the
2 Service only for the particular taxpayer and the years litigated. Adverse decisions of lower courts do not require
3 the Service to alter its position for other taxpayers.

4 Now that those in government who run the system have a license to lie with impunity, next you pass a “code” that has the
5 FORM and APPEARANCE of law, but which actually ISN’T law. The U.S. Supreme Court referred to such a “code”, when
6 it said:

7 “To lay, with one hand, the power of the government on the property of the citizen, and with the other to bestow
8 it upon favored individuals to aid private enterprises and build up private fortunes, is none the less a robbery
9 because it is done under the forms of law and is called taxation. This is not legislation. It is a decree under
10 legislative forms.

11 Nor is it taxation. ‘A tax,’ says Webster’s Dictionary, ‘is a rate or sum of money assessed on the person or
12 property of a citizen by government for the use of the nation or State.’ ‘Taxes are burdens or charges imposed
13 by the Legislature upon persons or property to raise money for public purposes.’ Cooley, Const. Lim., 479.”
14 [Loan Association v. Topeka, 20 Wall. 655 (1874)]

15 In that sense, the law itself also becomes a vehicle for propaganda focused solely on propagating false presumptions and
16 beliefs about the liabilities of the average American toward the government. To the legal layman and the average American
17 however, such a ruse will at least “look” like law, but those who advance it know it isn’t. Only a select few “priests” of the
18 civil religion at the top of the civil religion who set up the fraud know the truth, and these few people are so well paid that
19 they keep their mouths SHUT.

20 There are many ways to create a state sponsored “bible” that looks like law and has the forms of law. For instance, you can:

- 21 1. Create a franchise agreement that “activates” or becomes legally enforceable only with your individual and explicit
22 consent in some form. In that sense, the code which embodies this private law behaves just like a state sponsored bible:
23 It only applies to those who BELIEVE they are subject to it. The self-serving deception and propaganda spread by the
24 legal profession and the government are the main reason that anyone “believes” or “presumes” that they are subject to
25 it.
- 26 2. Codify the codes pertaining to a subject into a single title in the U.S. Code and then REPEAL the whole darned thing,
27 but surround the language with so much subtle legalese that the REPEAL will be undetectable to all but the most highly
28 trained legal minds.
- 29 3. Enact the code into something *other* than “positive law”. This makes such a code “prima facie evidence”, meaning
30 nothing more than a “presumption” that is NOT admissible as evidence of an obligation in a court of law.

31 “Prima facie. Lat. At first sight on the first appearance; on the face of it; so far as can be judged from the first
32 disclosure; presumably; a fact presumed to be true unless disproved by some evidence to the contrary. State ex
33 rel. Herbert v. Whims, 68 Ohio.App. 39, 38 N.E.2d. 596, 499, 22 O.O. 110. See also Presumption.”
34 [Black’s Law Dictionary, Sixth Edition, p. 1189]

35 Now let's apply the above concepts to show how ALL THREE have been employed to create a civil religion of socialism
36 using the Internal Revenue Code.

37 First, we establish that the Internal Revenue Code is an excise tax which applies to those engaged in an activity called a “trade
38 or business”. 26 U.S.C. §7701(a)(26) defines this activity as “the functions of a public office”. The nature of this franchise
39 is exhaustively described in the memorandum below:

The “Trade or Business” Scam, Form #05.001
FORMS PAGE: <http://sedm.org/Forms/FormIndex.htm>
DIRECT LINK: <https://sedm.org/Forms/05-MemLaw/TradeOrBusScam.pdf>

40 Even the courts recognize that the Internal Revenue Code is a private law franchise agreement, when they said that it only
41 pertains to franchisees called “taxpayers”:

42 “The revenue laws are a code or system in regulation of tax assessment and collection. They relate to taxpayers,
43 and not to nontaxpayers. The latter are without their scope. No procedure is prescribed for nontaxpayers, and no
44 attempt is made to annul any of their rights and remedies in due course of law. With them Congress does not
45 assume to deal, and they are neither of the subject nor of the object of the revenue laws...”
46 [Long v. Rasmussen, 281 F. 236 (1922)]

What Is “Law”?

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Form #05.048, Rev. 4/5/2017

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EXHIBIT: _____

1 “Revenue Laws relate to taxpayers [officers, employees, and elected officials of the Federal Government] and
2 not to non-taxpayers [American Citizens/American Nationals not subject to the exclusive jurisdiction of the
3 Federal Government]. The latter are without their scope. No procedures are prescribed for non-taxpayers and
4 no attempt is made to annul any of their Rights or Remedies in due course of law.”
5 [Economy Plumbing & Heating v. U.S., 470 F.2d. 585 (1972)]

6 Based on the above article, the nature of the Internal Revenue Code as a franchise and an excise tax is carefully concealed by
7 both the IRS and the courts in order so that people will not know that their express consent is required and exactly how that
8 consent was provided. If they knew that, they would all instantly abandon the activity and cease to be “taxpayers” or lawful
9 subjects of IRS enforcement.

10 Next, we note that the entire Internal Revenue Code was REPEALED in 1939 and has never since been reenacted. You can
11 see the amazing evidence for yourself right from the horse's mouth below:

Revenue Act of 1939, 53 Stat. 1, Exhibit #05.027
<http://sedm.org/Exhibits/ExhibitIndex.htm>

12 Below is the text of the repeal extracted from the above:

13 *Internal Revenue Code of 1939, Chapter 2, 53 Stat 1*

14 **Sec. 4. Repeal and Savings Provisions.**—(a) *The Internal Revenue Title, as hereinafter set forth, is intended to*
15 *include all general laws of the United States and parts of such laws, relating exclusively to internal revenue, in*
16 *force on the 2d day of January 1939 (1) of a permanent nature and (2) of a temporary nature if embraced in said*
17 *Internal Revenue Title. In furtherance of that purpose, all such laws and parts of laws codified herein, to the*
18 *extent they relate exclusively to internal revenue, are repealed, effective, except as provided in section 5, on the*
19 *day following the date of enactment of this act.*

20 *(b) Such repeal shall not affect any act done or any right accruing or accrued, or any suit or proceeding had or*
21 *commenced in any civil cause before the said repeal, but all rights and liabilities under said acts shall continue,*
22 *and may be enforced in the same manner, as if said repeal had not been made; nor shall any office, position,*
23 *employment board, or committee, be abolished by such repeal, but the same shall continue under the pertinent*
24 *provisions of the Internal Revenue Title.*

25 *(c) All offenses committed, and all penalties or forfeitures incurred under any statute hereby repealed, may be*
26 *prosecuted and punished in the same manner and with the same effect as if this act had not been passed.*

27 *Sec. 5. Continuance of Existing Law.*—*Any provision of law in force on the 2d day of January 1939 corresponding*
28 *to a provision contained in the Internal Revenue Title shall remain in force until the corresponding provision*
29 *under such Title takes effect.*
30 [Revenue Act of 1939, 53 Stat. 1, Section 4, emphasis added]

31 The above repeal is also reflected in 26 U.S.C. §7851:

32 [TITLE 26](#) > [Subtitle F](#) > [CHAPTER 80](#) > [Subchapter B](#) > § 7851
33 [§ 7851. Applicability of revenue laws](#)

34 (a) *General rules*

35 *Except as otherwise provided in any section of this title—*

36 (1) *Subtitle A*

37 (A) **Chapters 1, 2, 4,⁽¹⁾ and 6 of this title [these are the chapters that make up Subtitle A] shall apply only with**
38 **respect to taxable years [basically calendar years] beginning after December 31, 1953, and ending after the**
39 **date of enactment of this title,** and with respect to such taxable years, chapters 1 (except sections 143 and 144)
40 and 2, and section 3801, of the Internal Revenue Code of 1939 are hereby repealed.

41 Note the key word “**and ending after the date of enactment of this title**”. That word “and” means that the taxable year
42 must both begin after December 31, 1953 AND end after enactment of the title into law. The Internal Revenue Code was
43 enacted into law on August 16, 1954.

44 [Code of Federal Regulations]

1 [Title 26, Volume 1]
2 [Revised as of April 1, 2006]
3 From the U.S. Government Printing Office via GPO Access
4 [CITE: 26CFR1.0-1]
5 [Page 5-9]
6 TITLE 26--INTERNAL REVENUE
7 CHAPTER I--INTERNAL REVENUE SERVICE, DEPARTMENT OF THE TREASURY
8 PART 1 _INCOME TAXES--Table of Contents
9 Sec.1.0-1 Internal Revenue Code of 1954 and regulations.

10 (a) Enactment of law.

11 The Internal Revenue Code of 1954 which became law upon enactment of Public Law 591, 83d Congress,
12 approved August 16, 1954, provides in part as follows: . . .

13 Therefore, only calendar years BOTH beginning after December 31, 1953 AND ending after August 16, 1954 are included,
14 which means only in the calendar year 1954 is the Internal Revenue Code, Subtitle A enforceable. If they had meant otherwise
15 and had meant the code to apply to all years beyond 1954, they would have said “OR” rather than “AND”.

16 Next, we will look at how the Internal Revenue Code consists of nothing more than simply a “presumption” that is not
17 admissible as evidence in any legal proceeding. 1 U.S.C. §204 lists all of the titles within the U.S. Code. Of Title 26, it says
18 that Title 26, the Internal Revenue Code, is “prima facie evidence”:

19 [1 U.S.C. §204: Codes and Supplements as evidence of the laws of United States and District of Columbia; citation](#)
20 [of Codes and Supplements](#)

21 Sec. 204. - Codes and Supplements as evidence of the laws of United States and District of Columbia; citation of
22 Codes and Supplements

23 In all courts, tribunals, and public offices of the United States, at home or abroad, of the District of Columbia,
24 and of each

25 State, Territory, or insular possession of the United States -

26 (a) United States Code. -

27 **[1] The matter set forth in the edition of the Code of Laws of the United States current at any time shall,**
28 **together with the then current supplement, if any, establish prima facie [by presumption] the laws of the United**
29 **States, general and permanent in their nature, in force on the day preceding the commencement of the session**
30 **following the last session the legislation of which is included:**

31 **[2] Provided, however, That whenever titles of such Code shall have been enacted into positive law the text**
32 **thereof shall be legal evidence of the laws therein contained, in all the courts of the United States, the several**
33 **States, and the Territories and insular possessions of the United States.**

34 Of “prima facie”, Blacks’ Law Dictionary says:

35 **“Prima facie.** Lat. At first sight on the first appearance; on the face of it; so far as can be judged from the first
36 disclosure; **presumably; a fact presumed to be true unless disproved by some evidence to the contrary.** State ex
37 rel. Herbert v. Whims, 68 Ohio.App. 39, 38 N.E.2d. 596, 499, 22 O.O. 110. See also Presumption.”
38 [Black’s Law Dictionary, Sixth Edition, p. 1189]

39 1 U.S.C. §204 establishes a presumption and it is a statute. That means it establishes a “statutory presumption”. The U.S.
40 Supreme Court has held that “statutory presumptions” are unconstitutional and that they are superseded by the presumption
41 of innocence:

42 **“The principle that there is a presumption of innocence in favor of the accused is the undoubted law, axiomatic**
43 **and elementary, and its enforcement lies at the foundation of the administration of our criminal law.”**
44 **[Coffin v. United States, 156 U.S. 432, 453 (1895)]**
45

46 **“It is apparent, this court said in the Bailey Case (219 U.S. 239, 31 S. Ct. 145, 151) 'that a constitutional**
47 **prohibition cannot be transgressed indirectly by the creation of a statutory presumption any more than it can**
48 **be violated by direct enactment. The power to create presumptions is not a means of escape from**
49 **constitutional restrictions.”**

What Is “Law”?

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1 [Heiner v. Donnan, [285 U.S. 312](#) (1932)]

2 Evidence that is “prima facie” means simply a presumption. The following rules apply to presumptions:

- 3 1. The accused is presumed to be innocent until proven guilty with evidence.
- 4 2. Only evidence and facts can convict a person.

5 **“guilt must be proven by legally obtained evidence”**

- 6 3. A “presumption” is not evidence, but simply a belief akin to a religion.

7 *A presumption is an assumption of fact that the law requires to be made from another fact or group of facts found*
8 *or otherwise established in the action. **A presumption is not evidence.** A presumption is either conclusive or*
9 *rebuttable. Every rebuttable presumption is either (a) a presumption affecting the burden of producing evidence*
10 *or (b) a presumption affecting the burden of proof. Calif.Evid.Code, §600.*

11 *In all civil actions and proceedings not otherwise provided for by Act of Congress or by the Federal Rules of*
12 *Evidence, a presumption imposes on the party against whom it is directed the burden of going forward with*
13 *evidence to rebut or meet the presumption, but does not shift to such party the burden of proof in the sense of the*
14 *risk of nonpersuasion, which remains throughout the trial upon the party on whom it was originally cast. Federal*
15 *Evidence Rule 301.*

16 *See also Disputable presumption; inference; Juris et de jure; Presumptive evidence; Prima facie; Raise a*
17 *presumption.*

18 [*Black’s Law Dictionary, Sixth Edition, p. 1185*]

- 19 4. Beliefs and opinions are NOT admissible as evidence in any court.

20 *Federal Rules of Evidence*
21 *Rule 610. Religious Beliefs or Opinions*

22 **Evidence of the beliefs or opinions of a witness on matters of religion is not admissible** for the purpose of
23 *showing that by reason of their nature the witness’ credibility is impaired or enhanced.*

24 [*SOURCE: <http://www.law.cornell.edu/rules/fre/rules.htm#Rule610>*]

- 25 5. Presumptions may not be imposed if they injure rights protected by the Constitution:

26 (1) [8:4993] **Conclusive presumptions affecting protected interests:** *A conclusive presumption may be defeated*
27 *where its application would impair a party’s constitutionally-protected liberty or property interests. In such*
28 *cases, conclusive **presumptions have been held to violate a party’s due process and equal protection***
29 *rights.* [Vlandis v. Kline (1973) [412 U.S. 441](#), 449, 93 S.Ct. 2230, 2235; Cleveland Bd. of Ed. v. LaFleur (1974)
30 *[414 US 632](#), 639-640, 94 S.Ct. 1208, 1215-presumption under Illinois law that unmarried fathers are unfit*
31 *violates process]*

32 [*Federal Civil Trials and Evidence, Rutter Group, paragraph 8:4993, p. 8K-34*]

- 33 6. Presumptions are the OPPOSITE of “due process” of law and undermine and destroy it:

34 **“If any question of fact or liability be conclusively be presumed [rather than proven] against him, this is not**
35 **due process of law.”**

36 You can read more about the above in our memorandum below:

Presumption: Chief Weapon for Unlawfully Enlarging Federal Jurisdiction, Form #05.017

FORMS PAGE: <http://sedm.org/Forms/FormIndex.htm>

DIRECT LINK: <https://sedm.org/Forms/05-MemLaw/Presumption.pdf>

37 Consequently, it is unconstitutional for a judge to allow any provision of the Internal Revenue Code to be cited as legal
38 evidence of an obligation. The only thing that can be cited is the underlying revenue statutes from the Statutes At Large,
39 because the code itself is a presumption. That approach doesn’t work either, however, because 53 Stat. 1, Section 4 above
40 repealed those statutes also. Therefore, there is no law to which is admissible as evidence of any obligation and therefore:

- 41 1. The entire Internal Revenue Code is nothing but a system of beliefs and presumptions unsupported by evidence.

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- 1 2. Any judge that elevates such a presumption to the level of evidence is enacting law into force, and no judge has legislative
- 2 powers. This is a violation of the separation of powers doctrine.
- 3 3. All judicial proceedings involving the Internal Revenue Code amount to nothing more than church worship services or
- 4 inquisitions for those who “believe” the code applies to them.
- 5 4. If the judge allows the government to cite a provision of the I.R.C. against a private litigant without providing legally
- 6 admissible evidence from the Statutes at Large which ARE positive law, he is engaging in an act of religion and belief
- 7 without any evidentiary support and which CANNOT be supported.
- 8 5. Anyone criminally convicted under any provision of the Internal Revenue Code is nothing more than a political prisoner
- 9 or a person who is a heretic against the state sponsored religion.

10 The mechanisms for the state sponsored religion are subtle, but all the elements are there. We will examine all of these
11 elements in the following chapters because they are extensive.

12 **8 Civil statutes are not “law” as defined in the Bible²⁹**

13 In his wonderful course on justice and mercy that we highly recommend, Pastor Tim Keller analyzes the elements that make
14 up “justice” from both a legal and a biblical perspective.

Doing Justice and Mercy-Pastor Tim Keller
<http://sedm.org/doing-justice-and-mercy-timothy-keller/>

15 At 19:00 he begins covering biblical justice and introduces the subject by quoting Lev. 24:22:

16 *“You shall have the same law for the stranger and for one from your own country; for I am the LORD your God.”*
17 *[Lev. 24:22, Bible, NKJV]*

18 The above scripture may seem innocuous at first until you consider what a biblical “stranger” is. In legal terms, it means a
19 “nonresident”. A “nonresident”, in turn, is a transient wanderer who is not domiciled in the physical place that he or she is
20 physically located. To have the SAME law for both nonresident and domiciliary means they are BOTH treated equally by
21 the government and the court. This scripture therefore advocates equality of protection and treatment between nonresidents
22 and domiciliaries. We cover the subject of equality of protection and treatment in:

Requirement for Equal Protection and Equal Treatment, Form #05.033
FORMS PAGE: <http://sedm.org/Forms/FormIndex.htm>
DIRECT LINK: <https://sedm.org/Forms/05-MemLaw/EqualProtection.pdf>

23 The legal implications of Lev. 24:22 is the following:

- 24 1. A biblical “stranger” is called a “nonresident” in the legal field.
- 25 2. A biblical stranger is therefore someone WITHOUT a civil domicile in the place he is physically located.
- 26 3. The Bible says in Lev. 24:22 that you must have the SAME “law” for both the stranger and the domiciliary.
- 27 4. The civil statutory code acquires the “force of law” only upon the consent of those who are subject to it. Hence, the
- 28 main difference between the nonresident and the domiciliary is consent.
- 29 5. The only type of “law” that is the SAME for both nonresidents and domiciliaries is the common law and the criminal
- 30 law, because:
- 31 5.1. Neither one of these two types of law requires consent of those they are enforced against.
- 32 5.2. Neither one requires a civil domicile to be enforceable. A mere physical or commercial presence is sufficient to
- 33 enforce EITHER.

34 The conclusion is therefore inescapable that the only way the nonresident and the domiciliary can be treated EXACTLY
35 equally in a biblical sense is if:

- 36 1. The only type of "law" God authorizes is the criminal law and the common law. This means that God Himself defines
- 37 “law” as NOT including the civil statutes or protection franchises.

²⁹ Source: *Why Domicile and Becoming a “Taxpayer” Require Your Consent*, Form #05.002, Section 10.3; <https://sedm.org/Forms/FormIndex.htm>.

2. Anything OTHER than the criminal law and common law is not "law" but merely a compact or contract enforceable only against those who individually and expressly consent. Implicit in the idea of consent is the absence of duress, coercion, or force of any kind. This means that the government offering civil statutes or "protection franchises" MUST:
 - 2.1. NEVER call these statutes "law" but only an offer to contract with those who seek their "benefits".
 - 2.2. Only offer an opportunity to consent to those who are legally capable of lawfully consenting. Those in states of the Union whose rights are UNALIENABLE are legally incapable of consenting.
 - 2.3. RECOGNIZE WHERE consent is impossible, which means among those whose PRIVATE or NATURAL rights are unalienable in states of the Union.
 - 2.4. RECOGNIZE those who refuse to consent.
 - 2.5. Provide a way administratively to express and register their non-consent and be acknowledged with legally admissible evidence that their withdrawal of consent has been registered..
 - 2.6. PROTECT those who refuse to consent from retribution for not "volunteering".
3. The civil statutory code may NOT be created, enacted, enforced, or offered against ANYONE OTHER than those who LAWFULLY consented and had the legal capacity to consent because either abroad or on federal territory, both of which are not protected by the Constitution. Why? Because it is a "protection franchise" that DESTROYS equality of treatment of those who are subject to it. We cover this in Government Instituted Slavery Using Franchises, Form #05.030.
4. Everyone in states of the Union MUST be conclusively presumed to NOT consent to ANY civil domicile and therefore be EQUAL under ALL "laws" within the venue.
5. Both private people AND those in government, or even the entire government are on an equal footing with each other in court. NONE enjoys any special advantage, which means no one in government may assert sovereign, official, or judicial immunity UNLESS PRIVATE people can as well.
6. Anyone who tries to enact, offer, or enforce ANY civil statutory "codes" and especially franchises is attempting what the U.S. Supreme Court calls "class legislation" that leads inevitably to strife in society:

"The income tax law under consideration is marked by discriminating features which affect the whole law. It discriminates between those who receive an income of \$4,000 and those who do not. It thus vitiates, in my judgment, by this arbitrary discrimination, the whole legislation. Hamilton says in one of his papers (the *Continentalist*): 'The genius of liberty reprobates everything arbitrary or discretionary in taxation. It exacts that every man, by a definite and general rule, should know what proportion of his property the state demands; whatever liberty we may boast of in theory, it cannot exist in fact while [arbitrary] assessments continue.' *1 Hamilton's Works* (Ed. 1885) 270. **The legislation, in the discrimination it makes, is class legislation. Whenever a distinction is made in the burdens a law imposes or in the benefits it confers on any citizens by reason of their birth, or wealth, or religion, it is class legislation, and leads inevitably to oppression and abuses, and to general unrest and disturbance in society.** It was hoped and believed that the great amendments to the constitution which followed the late Civil War had rendered such legislation impossible for all future time."
 [Pollock v. Farmers' Loan and Trust Co., 157 U.S. 429 (1895)]

7. Any attempt to refer to the civil code as "law" in a biblical sense by anyone in the legal profession is a deception and a heresy. They are LYING!
8. The only proper way to refer to the civil statutory code is as "PRIVATE LAW" or "SPECIAL LAW", but not merely "law". Any other description leads to deception.

"Private law. That portion of the law which defines, regulates, enforces, and administers relationships among individuals, associations, and corporations. As used in contradistinction to public law, the term means all that part of the law which is administered between citizen and citizen, or which is concerned with the definition, regulation, and enforcement of rights in cases where both the person in whom the right inheres and the person upon whom the obligation is incident are private individuals. See also Private bill; Special law. Compare Public Law."
 [Black's Law Dictionary, Sixth Edition, p. 1196]

"special law. One relating to particular persons or things; one made for individual cases or for particular places or districts; one operating upon a selected class, rather than upon the public generally. A private law. A law is "special" when it is different from others of the same general kind or designed for a particular purpose, or limited in range or confined to a prescribed field of action or operation. A "special law" relates to either particular persons, places, or things or to persons, places, or things which, though not particularized, are separated by any method of selection from the whole class to which the law might, but not such legislation, be applied. *Utah Farm Bureau Ins. Co. v. Utah Ins. Guaranty Ass'n*, Utah, 564 P.2d. 751, 754. A special law applies only to an individual or a number of individuals out of a single class similarly situated and affected, or to a special locality. *Board of County Com'rs of Lemhi County v. Swensen*, Idaho, 80 Idaho 198, 327 P.2d. 361, 362. See also Private bill; Private law. Compare General law; Public law."
 [Black's Law Dictionary, Sixth Edition, pp. 1397-1398]

1 9. Anyone who advocates creating, offering, or enforcing the civil statutory code in any society corrupts society, usually
2 for the sake of the love of money. In effect, they seek to turn the civil temple of government into a WHOREHOUSE.
3 Justice is only possible when those who administer it are impartial and have no financial conflict of interest. The
4 purpose of all franchises is to raise government revenue, usually for the “benefit” mainly of those in the government,
5 and not for anyone else.

6 *“As expressed otherwise, the powers delegated to a public officer are held in trust for the people and are to be*
7 *exercised in behalf of the government or of all citizens who may need the intervention of the officer.* ³⁰
8 **Furthermore, the view has been expressed that all public officers, within whatever branch and whatever level**
9 **of government, and whatever be their private vocations, are trustees of the people, and accordingly labor under**
10 **every disability and prohibition imposed by law upon trustees relative to the making of personal financial gain**
11 **from a discharge of their trusts.** ³¹ **That is, a public officer occupies a fiduciary relationship to the political**
12 **entity on whose behalf he or she serves.** ³² **and owes a fiduciary duty to the public.** ³³ **It has been said that the**
13 **fiduciary responsibilities of a public officer cannot be less than those of a private individual.** ³⁴ *Furthermore,*
14 *it has been stated that any enterprise undertaken by the public official which tends to weaken public confidence*
15 *and undermine the sense of security for individual rights is against public policy.* ³⁵
16 [63C American Jurisprudence 2d, Public Officers and Employees, §247 (1999)]

³⁰ State ex rel. Nagle v. Sullivan, 98 Mont. 425, 40 P.2d. 995, 99 A.L.R. 321; Jersey City v. Hague, 18 N.J. 584, 115 A.2d. 8.

³¹ Georgia Dep’t of Human Resources v. Sistrunk, 249 Ga. 543, 291 S.E.2d. 524. A public official is held in public trust. Madlener v. Finley (1st Dist), 161 Ill.App.3d. 796, 113 Ill.Dec. 712, 515 N.E.2d. 697, app gr 117 Ill.Dec. 226, 520 N.E.2d. 387 and revd on other grounds 128 Ill.2d. 147, 131 Ill.Dec. 145, 538 N.E.2d. 520.

³² Chicago Park Dist. v. Kenroy, Inc., 78 Ill.2d. 555, 37 Ill.Dec. 291, 402 N.E.2d. 181, appeal after remand (1st Dist) 107 Ill.App.3d. 222, 63 Ill.Dec. 134, 437 N.E.2d. 783.

³³ United States v. Holzer (CA7 Ill), 816 F.2d. 304 and vacated, remanded on other grounds 484 U.S. 807, 98 L.Ed. 2d 18, 108 S.Ct. 53, on remand (CA7 Ill) 840 F.2d. 1343, cert den 486 U.S. 1035, 100 L.Ed. 2d 608, 108 S.Ct. 2022 and (criticized on other grounds by United States v. Osser (CA3 Pa) 864 F.2d. 1056) and (superseded by statute on other grounds as stated in United States v. Little (CA5 Miss) 889 F.2d. 1367) and (among conflicting authorities on other grounds noted in United States v. Boylan (CA1 Mass) 898 F.2d. 230, 29 Fed.Rules.Evid.Serv. 1223).

³⁴ Chicago ex rel. Cohen v. Keane, 64 Ill.2d. 559, 2 Ill.Dec. 285, 357 N.E.2d. 452, later proceeding (1st Dist) 105 Ill.App.3d. 298, 61 Ill.Dec. 172, 434 N.E.2d. 325.

³⁵ Indiana State Ethics Comm’n v. Nelson (Ind App), 656 N.E.2d. 1172, reh gr (Ind App) 659 N.E.2d. 260, reh den (Jan 24, 1996) and transfer den (May 28, 1996).

QUESTION FOR DOUBTERS: If the analysis in this section is NOT accurate, then why did God say the following about either rejecting or disobeying His commandments and law or replacing them with man-made commandments and statutes, such as we have today?:

Israel Carried Captive to Assyria

5 Now the king of Assyria went throughout all the land, and went up to Samaria and besieged it for three years. 6 In the ninth year of Hoshea, the king of Assyria took Samaria and carried Israel away to Assyria, and placed them in Halah and by the Habor, the River of Gozan, and in the cities of the Medes.

7 For so it was that the children of Israel had sinned against the Lord their God, who had brought them up out of the land of Egypt, from under the hand of Pharaoh king of Egypt; and they had feared other gods, 8 and had walked in the statutes of the nations whom the Lord had cast out from before the children of Israel, and of the kings of Israel, which they had made. 9 Also the children of Israel secretly did against the Lord their God things that were not right, and they built for themselves high places in all their cities, from watchtower to fortified city. 10 They set up for themselves sacred pillars and wooden images[a] on every high hill and under every green tree. 11 There they burned incense on all the high places, like the nations whom the Lord had carried away before them; and they did wicked things to provoke the Lord to anger, 12 for they served idols, of which the Lord had said to them, "You shall not do this thing."

13 Yet the Lord testified against Israel and against Judah, by all of His prophets, every seer, saying, "Turn from your evil ways, and keep My commandments and My statutes, according to all the law which I commanded your fathers, and which I sent to you by My servants the prophets." 14 Nevertheless they would not hear, but stiffened their necks, like the necks of their fathers, who did not believe in the Lord their God. 15 And they rejected His statutes and His covenant that He had made with their fathers, and His testimonies which He had testified against them; they followed idols, became idolaters, and went after the nations who were all around them, concerning whom the Lord had charged them that they should not do like them. 16 So they left all the commandments of the Lord their God, made for themselves a molded image and two calves, made a wooden image and worshiped all the host of heaven, and served Baal. 17 And they caused their sons and daughters to pass through the fire, practiced witchcraft and soothsaying, and sold themselves to do evil in the sight of the Lord, to provoke Him to anger. 18 Therefore the Lord was very angry with Israel, and removed them from His sight; there was none left but the tribe of Judah alone.

19 Also Judah did not keep the commandments of the Lord their God, but walked in the statutes of Israel which they made. 20 And the Lord rejected all the descendants of Israel, afflicted them, and delivered them into the hand of plunderers, until He had cast them from His sight. 21 For He tore Israel from the house of David, and they made Jeroboam the son of Nebat king. Then Jeroboam drove Israel from following the Lord, and made them commit a great sin. 22 For the children of Israel walked in all the sins of Jeroboam which he did; they did not depart from them, 23 until the Lord removed Israel out of His sight, as He had said by all His servants the prophets. So Israel was carried away from their own land to Assyria, as it is to this day.

[2 Kings 17:5-23, Bible, NKJV]

1 The above analysis is EXACTLY the approach we take in defining what "law" is in the following memorandum:

What is "law"?, Form #05.048
<http://sedm.org/Forms/FormIndex.htm>

2 **9 Too much law causes crime!**

3 *"The more corrupt the state, the more numerous the laws."*
4 *[Tacitus, Roman historian 55-117 A.D.]*

5 Yes, that's right. I, being of sound mind and aging body, do solemnly acclaim and justly affirm that I am a criminal. And, if
6 I do my job correctly, by the time you finish reading this you will realize that not only are you a criminal also, but that it is
7 almost impossible NOT to be a criminal in modern society; and, what you should do about it.

8 My premise is simply that government, not only at the federal level but in particular at the state and local level, has grown so
9 gorged and bloated that it has become virtually impossible for any of us to remain "law-abiding citizens." In order to be law-
10 abiding, one must first know and understand the law.

11 *"All persons in the United States are chargeable with knowledge of the Statutes-at-Large....[I]t is well*
12 *established that anyone who deals with the government assumes the risk that the agent acting in the government's*
13 *behalf has exceeded the bounds of his authority,"*

Now I ask you, in today’s society how many people really know, let alone understand or even READ, "the law?" Moreover, how many policemen really know or, more importantly, understand the law? Do the lawyers and judges, who are charged with the protection of America’s most sacred document, even understand the law? Judging from the number of appealed judgments these days, it would appear that even these "protectors of justice" are unable to effectively untangle the thicket of jurisprudence created by the endless loads of fertilizer produced by the various legislatures.

Just the number of laws one would have to read and familiarize themselves with in order to become adequately knowledgeable makes the task near to impossible. It would literally be a full time and lifetime job to read and learn ALL laws and there would be no time left to have a REAL life! Why, we would all have to go to law school just to get to a proper starting point of understanding the law. Last year, in North Carolina alone, 519 new laws were passed by the General ASSEMBLY. Sixty new laws took affect in the Old North State on January 1st of this year. Add these to the tens of thousands of laws already on the books and you begin to see the enormity of the endeavor to properly understand justice and how its principles are to be applied. And that is just in one state, folks. I wonder how many "new" laws have been instituted where you live this year?

Still skeptical? Take an afternoon and go to the nearest law library. Even the name "law library" should send a chill down any thinking person’s spine. I am not talking about a corner of your local public library where you’ll find a shelf or two stocked with reference books about a particular subject. No, I mean a whole library devoted to cataloging all the things you and I are not allowed to do. Whole rooms filled wall-to-wall and floor-to-ceiling with a seemingly endless array of laws, statutes, and regulations. Shelf next to shelf, volume upon volume, and page after page, creating a twisting, turning maze of decisions, rulings and appeals. This is where you go when you seek comprehension of the chains that fetter your pursuit of happiness. Have a seat and look around at what you must learn if you really want to be an honest, up-standing, law-abiding citizen.

“It poisons the blessing of liberty itself. It will be of little avail to the people, that the laws are made by men of their own choice, if the laws be so voluminous that they cannot be read, or so incoherent that they cannot be understood; if they be repealed or revised before they are promulgated, or undergo such incessant changes that no man, who knows what the law is to-day, can guess what it will be to-morrow. Law is defined to be a rule of action; but how can that be a rule, which is little known, and less fixed?”

“It has been frequently remarked, with great propriety, that a voluminous code of laws is one of the inconveniences necessarily connected with the advantages of a free government. To avoid an arbitrary discretion in the courts, it is indispensable that they should be bound down by strict rules [of statutory construction and interpretation] and precedents, which serve to define and point out their duty in every particular case that comes before them; and it will readily be conceived from the variety of controversies which grow out of the folly and wickedness of mankind, that the records of those precedents must unavoidably swell to a very considerable bulk, and must demand long and laborious study to acquire a competent knowledge of them.”
[Federalist Paper No. 78, Alexander Hamilton]

Government has simply made it too easy to break the law for us not to be criminals. I mean, you are required to have a license or permit to do practically everything. That means that you must go to a bureaucrat somewhere and ask their permission before you proceed or you become a criminal. If you want to drive to work, you must first have a paper from the State that says you are allowed to operate a statutory “motor vehicle”, meaning a vehicle used in interstate commerce to effect transportation for hire. If you want to improve your home, you are required to go downtown and stand before your elected rulers and beg their indulgence and literally pay them a bribe so that you can add that patio or finish your basement. If you want to get a job to support your family, you cannot do so without a number supplied by the benevolent nannies that soil the seats of CONgress. How long does this list have to be before you realize that if you have to ask permission to do everything, not only will you eventually slip up and become a criminal, but you have also ceased to be free? With every new law enacted another little piece of liberty dies.

The Thirteenth Amendment outlaws INVOLUNTARY servitude, meaning slavery. That means you own yourself.

“Every man has a natural right to the fruits of his own labor, is generally admitted; and no other person can rightfully deprive him of those fruits, and appropriate them against his will...”
[The Antelope, 23 U.S. 66, 10 Wheat 66, 6 L.Ed. 268 (1825)]

If in fact you own your own body and all the fruits of your labor, then they are PRIVATE property that cannot be licensed or regulated by the government without THEM getting YOUR permission. That is the legal definition of “ownership” itself.

1 The fact that they DON'T ask for such permission can only be explained by the fact that you must have volunteered. But
2 how?

3 Ownership. Collection of rights to use and enjoy property, including right to transmit it to others. Trustees of
4 Phillips Exeter Academy v. Exeter, 92 N.H. 473, 33 A.2d. 665, 673. The complete dominion, title, or proprietary
5 right in a thing or claim. The entirety of the powers of use and disposal allowed by law.

6 *The right of one or more persons to possess and use a thing to the exclusion of others. The right by which a thing
7 belongs to someone in particular, to the exclusion of all other persons. The exclusive right of possession,
8 enjoyment, and disposal; involving as an essential attribute the right to control, handle, and dispose.*

9 **Ownership of property is either absolute or qualified. The ownership of property is absolute when a single
10 person has the absolute dominion over it, and may use it or dispose of it according to his pleasure, subject only
11 to general laws. The ownership is qualified when it is shared with one or more persons, when the time of
12 enjoyment is deferred or limited, or when the use is restricted. Calif. Civil Code, §§678-680.**

13 *There may be ownership of all inanimate things which are capable of appropriation or of manual delivery; of all
14 domestic animals; of all obligations; of such products of labor or skill as the composition of an author, the
15 goodwill of a business, trademarks and signs, and of rights created or granted by statute. Calif. Civil Code, §655.*

16 *In connection with burglary, "ownership" means any possession which is rightful as against the burglar.*

17 *See also Equitable ownership; Exclusive ownership; Hold; Incident of ownership; Interest; Interval ownership;
18 Ostensible ownership; Owner; Possession; Title.
19 [Black's Law Dictionary, Sixth Edition, p. 1106]*

20
21 **"PROPERTY. Rightful dominion over external objects; ownership; the unrestricted and exclusive right to a
22 thing; the right to dispose of the substance of a thing in every legal way, to possess it, to use it and to exclude
23 every one else from interfering with it. Mackeld. Rom. Law, § 265.**

24 *Property is the highest right a man can have to anything; being used for that right which one has to lands or
25 tenements, goods or chattels, which no way depends on another man's courtesy. Jackson ex dem. Pearson v.
26 Housel, 17 Johns. 281, 283.*

27 *A right imparting to the owner a power of indefinite user, capable of being transmitted to universal successors
28 by way of descent, and imparting to the owner the power of disposition, from himself and his successors per
29 universitatem, and from all other persons who have a spes successions under any existing concession or
30 disposition, in favor of such person or series of persons as he may choose, with the like capacities and powers as
31 he had himself; and under such conditions as the municipal or particular law allows to be annexed to the
32 dispositions of private persons. Aust. Jur. (Campbell's Ed.) § 1103.*

33 **The right of property is that sole and despotic dominion which one man claims and exercises over the external
34 things of the world, in total exclusion of the right of any other individual in the universe. It consists in the free
35 use, enjoyment and disposal of all a person's acquisitions, without any control or diminution save only by the
36 laws of the land. 1 Bl. Comm. 138; 2 Bl. Comm. 2, 15.**

37 *The word is also commonly used to denote any external object over which, the right of property is exercised. In
38 this sense it is a very wide term, and includes every class of acquisitions which a man can own or have an interest
39 in. See Scranton v. Wheeler, 179 D.S. 141, 21 Sup.Ct. 48, 45 L.Ed. 126; Lawrence v. Hennessey, 165 Mo. 659,
40 65 S.W. 717; Boston & L. R. Corp. v. Salem & L. R. Co., 2 Gray (Mass.), 35; National Tel. News Co. v. Western
41 Union Tel. Co., 119 Fed. 294, 56 C. C. A. 198, 60 L.R.A. 805; Hamilton v. Rathbone, 175 U.S. 414, 20 Sup.Ct.
42 155, 44 L.Ed. 219; Stanton v. Lewis, 26 Conn. 449; Wilson v. Ward Lumber Co. (C. C.) 67 Fed. 674.*

43 *—Absolute property . In respect to chattels personal property is said to be "absolute" where a man has, solely
44 and exclusively, the right and also the occupation of any movable chattels, so permanent, but may at some times
45 subsist and not at other times; such for example, as the property a man may have in wild animals which he has
46 caught and keeps, and which are his only so long as he retains possession of them. 2 Bl. Comm. 389.—Real
47 property . A general term for lands, tenements, and hereditaments; property which, on the death of the owner
48 intestate, passes to his heir. Real property is either corporeal or incorporeal. See Code N. Y. § 462 — Separate
49 property . The separate property of a married woman is that which she owns in her own right, which is liable
50 only for her own debts, and which she can encumber and dispose of at her own will.—Special property. Property
51 of a qualified, temporary, or limited nature; as distinguished from absolute, general, or unconditional property.
52 Such is the property of a bailee in the article bailed, of a sheriff in goods temporarily in his hands under a levy,
53 of the finder of lost goods while looking for the owner, of a person in wild animals which he has caught. Stief v.*

1 Hart, 1 N.Y. 24; Moulton v. Witherell, 52 Me. 242; Eisendrath v. Knauer, 64 111. 402; Phelps v. People, 72 N.Y.
2 357.
3 [Black's Law Dictionary, Second Edition, p. 955]

4 Why, then, do you need "permission" from anyone, including a government, to use property and exclude all others from
5 using, controlling, or benefitting from the property, if you have absolute ownership over it? The answer is you don't, unless
6 you are physically present **AND** domiciled where there are no constitutional rights, which means either abroad or on federal
7 territory not within any constitutional state. See:

Unalienable Rights Course, Form #12.038

FORMS PAGE: <https://sedm.org/Forms/FormIndex.htm>

DIRECT LINK: <https://sedm.org/LibertyU/UnalienableRights.pdf>

8 Perhaps nothing exemplifies my point more so than a personal experience I had several years ago. I was invited by a friend
9 to accompany him on a fishing expedition to one of the local lakes owned by the county where we both reside. Being the
10 careful individual that I am, I researched the laws concerning wildlife management, as well as, the regulations adopted by the
11 county. I found that if I only fished using live bait, the law did not require that I obtain a fishing license as long as I remained
12 in the county of my residence. I was very pleased with myself that I had found a way to save a few bucks on what promised
13 to be an enjoyable outing.

14 However, the day was not to go unspoiled. Not long after we had launched our boat and found what we thought looked like
15 a promising spot, we were approached by a game warden. I remained unconcerned as we chatted and I proudly showed him
16 that I was only using live bait and therefore required no state sanction. He asked for proof of my residence, which I supplied
17 via business cards and a recent tax bill that I was going to pay on my way home. It was then that he informed me that I was
18 in violation of state law. I was beginning to protest that I was in full compliance of the wildlife management code when the
19 warden told me he was not referring to the wildlife code. It was then that I learned I was in violation of state law for appearing
20 in public and not possessing a picture ID. At that moment, the veil was lifted from my eyes as my day of personal
21 enlightenment dawned.

22 I realized that every time I set foot off of my own property, I became a criminal. I violate the law each and every time I take
23 a leisurely stroll around my neighborhood. In almost half a century on this earth, I have never been arrested, much less
24 convicted of a crime; and yet, all I have to do to become a criminal in the eyes of the State is leave home! Why? Because I
25 do not have a snapshot of myself, taken by a state-sanctioned bureaucrat, in my pocket when I go out in public. I must ask
26 you, am I really free? Are you really free? Are your papers in order? Are you a criminal? And even if you have such papers,
27 don't they really evidence a public office that you don't lawfully serve in ANYWAY, so why do you need them? See:

Why Statutory Civil Law is Law for Government and Not Private Persons, Form #05.037

FORMS PAGE: <https://sedm.org/Forms/FormIndex.htm>

DIRECT LINK: <https://sedm.org/Forms/05-MemLaw/StatLawGovt.pdf>

28 There are laws regulating everything from what color you can and cannot paint your house to what kind of sex in which two
29 consenting adults are allowed to engage. Why is it like this? Crime is big business, that's why. In fact, **crime is government's**
30 **biggest industry!**

31 Surprised to see me say that? It really isn't all that odd when you consider that the State derives revenue on both sides of the
32 law. Remember, all those licenses and permits you are required to obtain are accompanied by fees. While on the flip side,
33 every breach of the never-ending, self-perpetuating, always-growing bureaucracy carries a fine. You are forced to pay in
34 order to abide by the law so you can avoid having to pay for breaking the law.

35 Therefore, as the beast has grown, it has become the State's own self interest that drives legislators to constantly search for
36 new sources of revenue. That's why 519 laws were passed in my home state last year. That is why 500 new laws will probably
37 be passed this year, and again next year, and again the year after that. The only way a government can realize greater income
38 than it does today is either by accelerating tax increases; or, by creating new ways for us to become criminals and providing
39 the appropriately-priced bounties required to avoid becoming criminals. THAT, in FACT, is why they call every new "law"
40 they pass a "bill": They want more money from you! That is also why, when they want to "accuse" you of a crime, they call
41 it "charging you" with a crime: They want to "charge" you more money. Why not just call it "alleging" or "accusing" rather

1 than "charging"? It's not a coincidence! So you see, every new law not only nibbles away at your freedom while further
2 gorging an already bloated beast Bureaucracy, it also becomes a new source of revenue for the State.

3 So, we are left with the question, "What can be done about it?" Take my advice, do yourself a favor and educate yourself. Do
4 a little digging and find out all the different options made available to you, by your friends in government, for becoming a
5 criminal. Then perhaps we will see the emergence of what is needed to reverse the encroachment of the law: Remove your
6 domicile and politically and legally DISASSOCIATE with the state. Thomas Jefferson talked about why this is necessary
7 and even made it your DUTY to do so in his famous Declaration of Independence:

8 *"But when a long train of abuses and usurpations, pursuing invariably the same Object evinces a design to reduce*
9 *them under absolute Despotism, **it is their right, it is their duty, to throw off such Government, and to provide***
10 ***new Guards for their future security.**"*
11 *[Declaration of Independence, Thomas Jefferson, 1776]*

12 The procedure for LAWFULLY disassociating are found in:

<p><i>Path to Freedom</i>, Form #09.015, Section 2 DIRECT LINK: https://sedm.org/Forms/09-Procs/PathToFreedom.pdf FORMS PAGE: https://sedm.org/Forms/FormIndex.htm</p>

13 After you have legally and politically disassociated, you are absolved of:

- 14 1. Any and all attempts to enforce civil statutes against you.
15 2. The need to have a "residence".
16 3. The need to subsidize the state with income taxes or fines.
17 4. The need to carry FAKE permission from the state called an "ID" to leave your home as a public officer and do
18 business as such state civil officer.

19 Those who exercise their First Amendment right to civilly, legally, and politically disassociate from "the collective" called
20 "the state" are referred to in this capacity as any one of the following:

- 21 1. "non-resident non-persons"
22 2. "nonresidents".
23 3. "transient foreigners".
24 4. "stateless persons".
25 5. "in transitu".
26 6. "transient".
27 7. "sojourner".
28 8. "civilly dead".

29 After you civilly disassociate, then maybe they will begin to treat you with respect as the "customer" that you really are who
30 has a right to NOT "do business" with them. That customer is called a STATUTORY "citizen" or "resident". For more
31 details on "non-resident non-persons", see:

- 32 1. *Why Domicile and Becoming a "Taxpayer" Require Your Consent*, Form #05.002
33 DIRECT LINK: <https://sedm.org/Forms/05-MemLaw/Domicile.pdf>
34 FORMS PAGE: <https://sedm.org/Forms/FormIndex.htm>
35 2. *Non-Resident Non-Person Position*, Form #05.020
36 DIRECT LINK: <https://sedm.org/Forms/05-MemLaw/NonresidentNonPersonPosition.pdf>
37 FORMS PAGE: <https://sedm.org/Forms/FormIndex.htm>

38 Finally, remember that the solution to this conundrum is NOT to run for political office and become further enfranchised in
39 order to reform the system. This would only further expand the power of the state over you beyond the franchises you
40 ALREADY ILLEGALLY participate in. See:

<p><i>Government Instituted Slavery Using Franchises</i>, Form #05.030 FORMS PAGE: https://sedm.org/Forms/FormIndex.htm DIRECT LINK: https://sedm.org/Forms/05-MemLaw/Franchises.pdf</p>

What Is "Law"?

Copyright Sovereignty Education and Defense Ministry, <http://sedm.org>
Form #05.048, Rev. 4/5/2017

1 **10 How to Prevent Abuses or Misuses of the Word “Law” by Government Workers**

2 This section is a defense against the following fraudulent tactics by those in government:

- 3 1. *Foundations of Freedom Course, Form #12.021, Video 4: Willful Government Deception and Propaganda*
4 https://www.youtube.com/watch?v=hPwMfa_oD-w
- 5 2. *Legal Deception, Propaganda, and Fraud, Form #05.014*
6 <http://sedm.org/Forms/05-MemLaw/LegalDecPropFraud.pdf>
- 7 3. *Presumption: Chief Weapon for Unlawfully Enlarging Federal Jurisdiction, Form #05.017*
8 <http://sedm.org/Forms/05-MemLaw/Presumption.pdf>

9 The biblical reason for this section is explained in the following videos:

- 10 1. *Oreilly Factor*, April 8, 2015–John Piper of the Oklahoma Wesleyan University
11 http://famguardian1.org/Mirror/Famguardian/20150408_1958-The_OReilly_Factor-Dealing%20with%20slanderous%20liberals%20biblically-Everett%20Piper.mp4
- 12 2. *Overcoming the World 2014 Conference: Against the World* (OFFSITE LINK)-Ligonier Ministries. Click here for
13 original source, minutes 15-24.
14 <http://sedm.org/Media/Ligonier-OvercomingTheWorld2014-Against%20the%20World-15-24-Language.mp4>
- 15 3. *Words are Our Enemies’ Weapons, Part 1* (OFFSITE LINK)-Sheldon Emry
16 <http://sheldonemrylibrary.famguardian.org/CassetteTapedMessages/1976/7603a.mp3>
- 17 4. *Words are Our Enemies’ Weapons, Part 2* (OFFSITE LINK)-Sheldon Emry
18 <http://sheldonemrylibrary.famguardian.org/CassetteTapedMessages/1976/7603b.mp3>
- 19 5. *Roman Catholicism and the Battle Over Words* (OFFSITE LINK)-Ligonier Ministries
20 <https://youtu.be/uxmEK1RGJQc>
- 21 6. *The Keys to Freedom* (OFFSITE LINK)-Bob Hamp
22 <https://youtu.be/rYIDRxDU5mw>

24 The legal purpose of these definitions is to prevent GOVERNMENT crime using words:

25 Word Crimes -Weird AI Yankovic
<https://youtu.be/8Gv0H-vPoDc>

26 [. . .]

27 **SEDM: DISCLAIMER/LICENSE AGREEMENT**

28 **4. MEANING OF WORDS**

29 The term “law” is defined as follows:

30 *“True Law is right reason in agreement with Nature, it is of universal application, unchanging and everlasting;
31 it summons to duty by its commands and averts from wrong-doing by its prohibitions. And it does not lay its
32 commands or prohibitions upon good men in vain, although neither have any effect upon the wicked. It is a sin to
33 try to alter this law, nor is it allowable to try to repeal a part of it, and it is impossible to abolish it entirely. We
34 cannot be freed from its obligations by Senate or People, and we need not look outside ourselves for an expounder
35 or interpreter of it. And there will not be different laws at Rome or at Athens, or different laws now and in the
36 future, but one eternal and unchangeable law will be valid for all times and all nations, and there will be one
37 master and one rule, that is God, for He is the author of this law, its promulgator, and its enforcing judge.”
[Marcus Tullius Cicero, 106-43 B.C.]*

38 *“Power and law are not synonymous. In truth, they are frequently in opposition and irreconcilable. There is
39 God’s Law from which all equitable laws of man emerge and by which men must live if they are not to die in
40 oppression, chaos and despair. Divorced from God’s eternal and immutable Law, established before the founding
41 of the suns, man’s power is evil no matter the noble words with which it is employed or the motives urged when
42 enforcing it. Men of good will, mindful therefore of the Law laid down by God, will oppose governments whose
43 rule is by men, and if they wish to survive as a nation they will destroy the [de facto] government which attempts
44 to adjudicate by the whim of venal judges.”
45 [Marcus Tullius Cicero, 106-43 B.C.]*

1 “Law” is defined to EXCLUDE any and all civil statutory codes, franchises, or privileges in relation to any and all
2 governments and to include ONLY the COMMON law, the CONSTITUTION (if trespassing government actors ONLY are
3 involved), and the CRIMINAL law.

4 *The Court developed, for its own governance in the cases confessedly within its jurisdiction, a series of rules*
5 *under which it has avoided passing upon a large part of all the constitutional questions pressed upon it for*
6 *decision. They are:*

7 [. . .]

8 **6. The Court will not pass upon the constitutionality of a statute at the instance of one who has availed himself**
9 **of its benefits.** [FN7 Great Falls Mfg. Co. v. Attorney General, 124 U.S. 581, 8 S.Ct. 631, 31 L.Ed. 527; Wall v.](#)
10 [Parrot Silver & Copper Co., 244 U.S. 407, 411, 412, 37 S.Ct. 609, 61 L.Ed. 1229; St. Louis Malleable Casting](#)
11 [Co. v. Prendergast Construction Co., 260 U.S. 469, 43 S.Ct. 178, 67 L.Ed. 351.](#)

12 [FN7 Compare Electric Co. v. Dow, 166 U.S. 489, 17 S.Ct. 645, 41 L.Ed. 1088; Pierce v. Somerset Ry., 171 U.S.](#)
13 [641, 648, 19 S.Ct. 64, 43 L.Ed. 316; Leonard v. Vicksburg, etc., R. Co., 198 U.S. 416, 422, 25 S.Ct. 750, 49 L.Ed.](#)
14 [1108.](#)
15 [\[Ashwander v. Tennessee Valley Authority, 297 U.S. 288, 56 S.Ct. 466 \(1936\)\]](#)

16
17 *Municipal law, thus understood, is properly defined to be “a rule of civil conduct prescribed by the supreme*
18 *power in a state, commanding what is right and prohibiting what is wrong.”*

19 [. . .]

20 *It is also called a rule to distinguish it from a compact or agreement; **for a compact is a promise proceeding***
21 **from us, law is a command directed to us.** *The language of a compact is, “I will, or will not, do this”; that of a*
22 *law is, “thou shalt, or shalt not, do it.” It is true there is an obligation which a compact carries with it, equal in*
23 *point of conscience to that of a law; but then the original of the obligation is different. **In compacts we ourselves***
24 **determine and promise what shall be done, before we are obliged to do it; in laws, we are obliged to act without**
25 **ourselves determining or promising anything at all.** *Upon these accounts law is defined to be “a rule.”*
26 *[Readings on the History and System of the Common Law, Second Edition, Roscoe Pound, 1925, p. 4]*

27
28 *“The words “privileges” and “immunities,” like the greater part of the legal phraseology of this country, have*
29 *been carried over from the law of Great Britain, and recur constantly either as such or in equivalent expressions*
30 *from the time of Magna Charta. For all practical purposes they are synonymous in meaning, and originally*
31 *signified a peculiar right or private law conceded to particular persons or places **whereby a certain individual***
32 **or class of individuals was exempted from the rigor of the common law.** *Privilege or immunity is conferred upon*
33 *any person when he is invested with a legal claim to the exercise of special or peculiar rights, authorizing him to*
34 *enjoy some particular advantage or exemption. ”*
35 *[The Privileges and Immunities of State Citizenship, Roger Howell, PhD, 1918, pp. 9-10;*
36 *SOURCE:*
37 http://famguardian.org/Publications/ThePrivAndImmOfStateCit/The_privileges_and_immunities_of_state_c.pdf
38 *]*

39 *See Magill v. Browne, Fed.Cas. No. 8952, 16 Fed.Cas. 408; 6 Words and Phrases, 5583, 5584; A J. Lien,*
40 *“Privileges and Immunities of Citizens of the United States,” in Columbia University Studies in History,*
41 *Economics, and Public Law, vol. 54, p. 31.*

42
43 *“What, then, is [\[civil\] legislation](#)? It is an [assumption \[presumption\]](#) by one man, or body of men, of absolute,*
44 *irresponsible dominion [because of abuse of [sovereign immunity](#) and the [act of “CONSENT”](#) by calling yourself*
45 *a “citizen”] over all other men whom they call subject to their power. It is the assumption by one man, or body*
46 *of men, of a right to subject all other men to their will and their service. It is the assumption by one man, or body*
47 *of men, of a right to abolish outright all the natural rights, all the natural liberty of all other men; to make all*
48 *other men their slaves; to arbitrarily dictate to all other men what they may, and may not, do; what they may,*
49 *and may not, have; what they may, and may not, be. It is, in short, the assumption of a right to banish the [principle](#)*
50 *of human rights, the [principle of justice itself](#), from off the earth, and set up their own personal will [society of*
51 *men and not law], pleasure, and interest in its place. All this, and nothing less, is involved in the very idea that*
52 *there can be any such thing as [human \[CIVIL\] legislation](#) that is obligatory upon those upon whom it is imposed*
53 *[and ESPECIALLY those who never expressly consented in writing].”*

1 [Natural Law, Chapter 1, Section IV, Lysander Spooner;
2 SOURCE: <http://famguardian.org/PublishedAuthors/Indiv/SpoonerLysander/NaturalLaw.htm>]

3 The above methods of REMOVING the protections of the common law and the constitution from the INALIENABLE rights
4 [rights that CANNOT lawfully be given away, even WITH consent] that are protected by them has been described by the
5 U.S. Congress as the ESSENCE of [communism](#) itself! This is especially true when you add games with legal words of art to
6 remove even the STATUTORY limitations upon the conduct of the government. See [Legal Deception, Propaganda, and](#)
7 [Fraud, Form #05.014](#).

8 [TITLE 50](#) > [CHAPTER 23](#) > [SUBCHAPTER IV](#) > Sec. 841.
9 [Sec. 841. – Findings and declarations of fact](#)

10 *The Congress finds and declares that the Communist Party of the United States [consisting of the IRS, DOJ, and*
11 *a corrupted federal judiciary], although purportedly a political party, is in fact an instrumentality of a conspiracy*
12 *to overthrow the [de jure] Government of the United States [and replace it with a de facto government ruled by*
13 *the judiciary]. It constitutes an authoritarian dictatorship [IRS, DOJ, and corrupted federal judiciary in*
14 *collusion] within a [constitutional] republic, demanding for itself the rights and [FRANCHISE] privileges*
15 *[including immunity from prosecution for their wrongdoing in violation of Article 1, Section 9, Clause 8 of the*
16 *Constitution] accorded to political parties, but denying to all others the liberties [Bill of Rights] guaranteed by*
17 *the Constitution [Form #10.002]. Unlike political parties, which evolve their policies and programs through*
18 *public means, by the reconciliation of a wide variety of individual views, and submit those policies and programs*
19 *to the electorate at large for approval or disapproval, the policies and programs of the Communist Party are*
20 *secretly [by corrupt judges and the IRS in complete disregard of, Form #05.014, the tax franchise “codes”,*
21 *Form #05.001] prescribed for it by the foreign leaders of the world Communist movement [the IRS and Federal*
22 *Reserve]. Its members [the Congress, which was terrorized to do IRS bidding by the framing of Congressman*
23 *Trafficant] have no part in determining its goals, and are not permitted to voice dissent to party objectives. Unlike*
24 *members of political parties, members of the Communist Party are recruited for indoctrination [in the public*
25 *FOOL system by homosexuals, liberals, and socialists] with respect to its objectives and methods, and are*
26 *organized, instructed, and disciplined [by the IRS and a corrupted judiciary] to carry into action slavishly the*
27 *assignments given them by their hierarchical chieftains. Unlike political parties, the Communist Party [thanks*
28 *to a corrupted federal judiciary] acknowledges no constitutional or statutory limitations upon its conduct or upon*
29 *that of its members [ANARCHISTS!, Form #08.020]. The Communist Party is relatively small numerically, and*
30 *gives scant indication of capacity ever to attain its ends by lawful political means. The peril inherent in its*
31 *operation arises not from its numbers, but from its failure to acknowledge any limitation as to the nature of its*
32 *activities, and its dedication to the proposition that the present constitutional Government of the United States*
33 *ultimately must be brought to ruin by any available means, including resort to; force and violence [or using*
34 *income taxes]. Holding that doctrine, its role as the agency of a hostile foreign power [the Federal Reserve*
35 *and the American Bar Association (ABA)] renders its existence a clear present and continuing danger to the*
36 *security of the United States. It is the means whereby individuals are seduced [illegally KIDNAPPED via*
37 *identity theft!, Form #05.046] into the service of the world Communist movement [using FALSE information*
38 *returns and other PERJURIOUS government forms, Form #04.001], trained to do its bidding [by FALSE*
39 *government publications and statements that the government is not accountable for the accuracy of, Form*
40 *#05.007], and directed and controlled [using FRANCHISES illegally enforced upon NONRESIDENTS, Form*
41 *#05.030] in the conspiratorial performance of their revolutionary services. Therefore, the Communist Party*
42 *should be outlawed*

43 The above corruption of our Constitutional Republic by the unconstitutional abuse of franchises, the violation of the rules of
44 statutory construction, and interference with common law remedies was described by the U.S. Supreme Court as follows:

45 *“These are words of weighty import. They involve consequences of the most momentous character. I take leave*
46 *to say that if the principles thus announced should ever receive the sanction of a majority of this court, a*
47 *radical and mischievous change in our system of government will be the result. We will, in that event, pass*
48 *from the era of constitutional liberty guarded and protected by a written constitution into an era of legislative*
49 *absolutism.*

50 *Although from the foundation of the Government this court has held steadily to the view that the Government of*
51 *the United States was one of enumerated powers, and that no one of its branches, nor all of its branches combined,*
52 *could constitutionally exercise powers not granted, or which were not necessarily implied from those expressly*
53 *granted, [Martin v. Hunter, 1 Wheat. 304, 326, 331](#), we are now informed that Congress possesses powers outside*
54 *of the Constitution, and may deal with new territory, 380*380 acquired by treaty or conquest, in the same*
55 *manner as other nations have been accustomed to act with respect to territories acquired by them. In my*
56 *opinion, Congress has no existence and can exercise no authority outside of the Constitution. Still less is it*
57 *true that Congress can deal with new territories just as other nations have done or may do with their new*
58 *territories. This nation is under the control of a written constitution, the supreme law of the land and the only*
59 *source of the powers which our Government, or any branch or officer of it, may exert at any time or at any*
60 *place. Monarchical and despotic governments, unrestrained by written constitutions, may do with newly*
61 *acquired territories what this Government may not do consistently with our fundamental law. To say otherwise*
62 *is to concede that Congress may, by action taken outside of the Constitution, engraft upon our republican*

institutions a colonial system such as exists under monarchical governments. Surely such a result was never contemplated by the fathers of the Constitution. If that instrument had contained a word suggesting the possibility of a result of that character it would never have been adopted by the People of the United States. The idea that this country may acquire territories anywhere upon the earth, by conquest or treaty, and hold them as mere colonies or provinces — the people inhabiting them to enjoy only such rights as Congress chooses to accord to them — is wholly inconsistent with the spirit and genius as well as with the words of the Constitution.

[Downes v. Bidwell, 182 U.S. 244 (1901), Justice Harlan, Dissenting]

Civil statutory codes, franchises, or privileges are referred to on this website as “private law”, but not “law”. The word “public” precedes all uses of “law” when dealing with acts of government and hence, refers only to COMMON law and CRIMINAL law that applies equally to everyone, regardless of [their consent](#). Involvement in any and all “private law” [franchises or privileges](#) offered by any government ALWAYS undermines and threatens sovereignty, autonomy, and [equality](#), turns government into an [unconstitutional civil religion](#), and [corrupts even the finest of people](#). This is explained in:

Government Instituted Slavery Using Franchises, Form #05.030

FORMS PAGE: <https://sedm.org/Forms/FormIndex.htm>

DIRECT LINK: <http://sedm.org/Forms/05-MemLaw/Franchises.pdf>

Any use of the word “law” by any government actor directed at us or any member, if not clarified with the words “private” or “public” in front of the word “law” shall constitute:

1. A criminal attempt and conspiracy to recruit us to be [a public officer called a “person”, “taxpayer”, “citizen”, “resident”, etc.](#)
2. A solicitation of [illegal bribes called “taxes”](#) to treat us “AS IF” we are a public officer.
3. A [criminal conspiracy to convert PRIVATE rights into PUBLIC rights](#) and to violate the Bill of Rights.

The protection of PRIVATE rights mandated by the Bill of Rights BEGINS with and requires:

1. ALWAYS keeping PRIVATE and PUBLIC rights separated and never mixing them together.
2. Using unambiguous language about the TYPE of “right” that is being protected: PUBLIC or PRIVATE in every use of the word “right”. The way to avoid confusing PUBLIC and PRIVATE RIGHTS is to simply refer to PRIVATE rights as “privileges” and NEVER refer to them as “rights”.
3. Only converting PRIVATE rights to PUBLIC rights with the express written consent of the HUMAN owner.
4. Limiting the conversion to geographical places where rights are NOT unalienable. This means the conversion occurred either abroad or on government territory not within the exclusive jurisdiction of a Constitutional state. Otherwise, the Declaration of Independence, which is organic law, would be violated.
5. Keeping the rules for converting PRIVATE to PUBLIC so simple, unambiguous, and clear that a child could understand them and always referring to these rules in every interaction between the government and those they are charged with protecting.
6. Ensuring that in every interaction (and ESPECIALLY ENFORCEMENT ACTION) between the government both administratively and in court, that any right the government claims to civilly enforce against, regulate, tax, or burden otherwise PRIVATE property is proven ON THE RECORD IN WRITING to originate from the rules documented in the previous step. This BURDEN OF PROOF must be met both ADMINISTRATIVELY and IN COURT BEFORE any enforcement action may be lawfully attempted by any government. It must be met by an IMPARTIAL decision maker with NO FINANCIAL interest in the outcome and not employed by the government or else a criminal financial conflict of interest will result. In other words, the government has to prove that it is NOT stealing before it can take property, that it is the lawful owner, and expressly HOW it became the lawful owner.
7. Enforcing the following [CONCLUSIVE PRESUMPTION](#) against [government jurisdiction](#) to enforce unless and until the above requirements are met:

“All rights and property are PRESUMED to be EXCLUSIVELY PRIVATE and beyond the control of government or the CIVIL statutory franchise codes unless and until the government meets the burden of proving, WITH EVIDENCE, on the record of the proceeding that:

1. A SPECIFIC formerly PRIVATE owner consented IN WRITING to convert said property to PUBLIC property.
2. The owner was either abroad, domiciled on, or at least PRESENT on federal territory NOT protected by the Constitution and therefore had the legal capacity to ALIENATE a Constitutional right or relieve a public servant of the fiduciary obligation to respect and protect the right. Those physically present but not necessarily domiciled in a constitutional but not statutory state protected by the constitution cannot lawfully alienate rights to a real, de jure government, even WITH their consent.

3. If the government refuses to meet the above burden of proof, it shall be **CONCLUSIVELY PRESUMED** to be operating in a PRIVATE, corporate capacity on an EQUAL footing with every other private corporation and which is therefore NOT protected by official, judicial, or sovereign immunity."

For a detailed exposition on the mandatory separation between PUBLIC and PRIVATE as indicated above, please see the following course on our site:

Separation Between Public and Private Course, Form #12.025
 FORMS PAGE: <http://sedm.org/Forms/FormIndex.htm>
 DIRECT LINK: <https://sedm.org/LibertyU/SeparatingPublicPrivate.pdf>

[SEDM Disclaimer, Section 4: Meaning of Words; SOURCE: <http://sedm.org/disclaimer.htm>]

11 **Summary of Criteria for determining whether an enactment is “law” or merely a private law franchise**

Based on the previous discussion, below is a list that readers can use to determine whether an enactment being enforced against them is “law” or merely a private law franchise. If you find any of the characteristics below apply to the statute being enforced, then it is voluntary and private law and you can use it to circumvent enforcement:

Table 1: Characteristics that make an enactment private law

#	Characteristic	Reason	Example(s)
1	The government exempts itself from enforcement	Equal protection and equal treatment requirement. Statutes that don't apply equally to all are called “class legislation” and franchises are the main method to implement class legislation. See Form #05.030.	Can assert sovereign immunity to exempt self or has done so in the past.
2	The enactment only pertains to a specific class or group of people such as “taxpayers”, “public officers”, “citizens”, “residents”	Equal protection and equal treatment requirement. Statutes that don't apply equally to all are called “class legislation” and franchises are the main method to implement class legislation. See Form #05.030.	The Internal Revenue Code only pertains to “taxpayers” per 26 U.S.C. §7701(a)(14) and not everyone is a statutory “taxpayer”. Vehicle Code only pertains to “drivers” and you have to volunteer to become a “driver” to be subject to it.
3	Enforcement authority depends on civil domicile	Equal protection and equal treatment requirement. Domicile is voluntary and cannot be compelled. See Form #05.002.	Court cases involving the enactment are dismissed against nonresident parties who are physically present in the territory protected by the court.
4	The enactment generates revenues that the government redistributes to other private parties	Taxing powers cannot authorize wealth redistribution. Taxing authority requires tax revenues to be paid ONLY to the government and not private citizens or ordinary people. See <i>Loan Association v. Topeka</i> , 87 U.S. (20 Wall.) 655 (1874).	Social Security, Medicare, and the Income Tax all transfer wealth between people.
5	The enactment punishes an activity for which there is no injured party.	Law cannot punish innocence as a crime. Innocence means no injured party.	Seat belt tickets under the Vehicle Code. IRS penalties.
6	The statute abuses the police force to collect revenue.	Policemen cannot engage in civil enforcement, including penalty enforcement. All penalties are civil/penal. Revenue Collection or profiting from crime gives the police a criminal financial conflict of interest. See Form #12.022.	Speeding tickets.
7	Parties have unequal rights or privileges against each other under the terms of the enactment.	Equal protection and equal treatment requirement.	Government can collect “taxes” but citizens cannot collect fees for their services to the government that they also call “taxes” by the same enforcement mechanisms such as liens, levies, penalties, etc. They are put in jail if they attempt imitating the government's revenue collection techniques even if they follow the government's same procedures.
8	The enactment compels a surrender of some constitutionally protected right	Constitutional rights are unalienable, which means you ARE NOT ALLOWED by law to give them up, even with your consent. The is called the Unconstitutional Condition Doctrine by the U.S. Supreme Court. See Form #05.030.	State Department or Department of Motor Vehicles (DMV) compel you to obtain a Social Security Number to get a USA Passport or Driver License respectively. DMV penalizes those not engaged in the use of the public roadways for hire to obtain a driver license. See Form #10.012 and Form #06.010 respectively

#	Characteristic	Reason	Example(s)
9	The enactment interferes with the right to contract of two parties by inserting the government into the middle of the contract or assigning a civil status to one or more of the parties that carries obligations.	Governments are established to protect your right to contract or not contract. If you can't remove the government from the contract or from involvement with EITHER or BOTH parties, then you don't have a right to contract.	Federal Investment in Real Property Transfer Act (FIRPTA) rules that turn the Buyer against the Seller for real estate sales. See Form #05.028. Financial institutes that compel you to choose a civil status under the tax code such as "U.S. person" or "foreign person" in order to open a PRIVATE account as a PRIVATE human. See Form #09.001.
10	The statute claims the right to compel you to do anything.	The Thirteenth Amendment prohibits involuntary servitude. Therefore, they must procure your consent and you must be physically located in a place NOT protected by the Constitution so that you were able to alienate an otherwise INALIENABLE right. See Form #12.038.	IRS fraudulently claims the authority to compel you to file a tax return or puts you in jail. See Form #05.009. The only place they can do this is on federal territory not protected by the Constitution.

1 On a bigger scale, remember that according to the Declaration of Independence all JUST powers derive from the CONSENT
2 of the governed.

3 *"We hold these truths to be self-evident, that **all men are created equal, that they are endowed by their Creator***
4 ***with certain unalienable Rights**, that among these are Life, Liberty and the pursuit of Happiness.--That to secure*
5 *these rights, Governments are instituted among Men, deriving their just powers from the consent of the governed,*
6 *--"*
7 *[Declaration of Independence]*

8 *"Unalienable. Inalienable; incapable of being aliened, that is, sold and transferred."*
9 *[Black's Law Dictionary, Fourth Edition, p. 1693]*

10 This means that:

11 1. You must FIRST consent to be CIVILLY governed by choosing a CIVIL domicile. See:

Why Domicile and Becoming a "Taxpayer" Require Your Consent, Form #05.002

FORMS PAGE: <http://sedm.org/Forms/FormIndex.htm>

DIRECT LINK: <https://sedm.org/Forms/05-MemLaw/Domicile.pdf>

12 2. Even those consenting to be civilly governed by choosing a civil domicile cannot alienate constitutionally protected
13 rights that are unalienable. Hence, the waiver of constitutional rights cannot result from choice of civil domicile.³⁶

14 3. If the government claims that you alienated a constitutional right, then they have the burden of proving that:

15 3.1. You were physically present where constitutional rights DO NOT apply, because all such rights attach to LAND,
16 and not the status of the people ON the land.³⁷

17 3.2. You were either abroad or on federal territory not protected by the constitution at the time you consented.

18 4. Every instance where consent is procured, it must be done LAWFULLY. The presence of duress renders any attempt
19 to procure consent INVALID. For details on what constitutes lawfully procured consent, see:

Requirement for Consent, Form #05.003

FORMS PAGE: <http://sedm.org/Forms/FormIndex.htm>

DIRECT LINK: <https://sedm.org/Forms/05-MemLaw/Consent.pdf>

20 5. If you indicate the existence of duress every time they try to enforce in your administrative record, then they have no
21 enforcement authority and are usually committing crime as a consequence. See:

Affidavit of Duress: Illegal Tax Enforcement by De Facto Officers, Form #02.005

FORMS PAGE: <http://sedm.org/Forms/FormIndex.htm>

DIRECT LINK: <https://sedm.org/Forms/02-Affidavits/AffOfDuress-Tax.pdf>

22 6. In the presence of duress, they are acting outside the lawful delegated authority, and as such:

23 6.1. They are Buyers of your private property and your time.

24 6.2. As the Merchant SELLING your private property to them, you can place any condition and any price upon the
25 sale.

26 6.3. To regulate THEIR conduct during the STEALING or procurement of your private property, all you have to do is
27 produce legal evidence that they were noticed of the terms and conditions, and they instantly become enforceable

³⁶ See: *Requirement for Consent*, Form #05.003, Section 7: Things you CANNOT Lawfully Consent To; <https://sedm.org/Forms/05-MemLaw/Consent.pdf>.

³⁷ "It is locality that is determinative of the application of the Constitution, in such matters as judicial procedure, and not the status of the people who live in it." [Balzac v. Porto Rico, 258 U.S. 298 (1922)]

under the U.C.C. against them as the BUYER.³⁸

6.4. To give them notice of the obligations attaching to the use or possession of your private property, you can use the following as an example:

Injury Defense Franchise and Agreement, Form #06.027
FORMS PAGE: <http://sedm.org/Forms/FormIndex.htm>
DIRECT LINK: <https://sedm.org/Forms/06-AvoidingFranch/InjuryDefenseFranchise.pdf>

7. If they claim that you can't impose duties upon them by the method in the previous step, then under the concept of equal protection and equal treatment, then THEY can't offer or enforce their franchises EITHER. This mechanism is the SAME mechanism they use to recruit franchisees to begin with! Fight fire with fire! See:

Government Instituted Slavery Using Franchises, Form #05.030
FORMS PAGE: <http://sedm.org/Forms/FormIndex.htm>
DIRECT LINK: <https://sedm.org/Forms/05-MemLaw/Franchises.pdf>

The presence of duress, penalties, or coercion renders any consent invalid and conveys no rights to the government. Likewise, any attempt to procure consent to alienate any inalienable right is unlawful and conveys no rights to the government. See:

1. *Unalienable Rights Course*, Form #12.038
<http://sedm.org/Forms/FormIndex.htm>
2. *Enumeration of Inalienable Rights*, Form #10.002
<http://sedm.org/Forms/FormIndex.htm>

It constitutes criminal financial conflict of interest for the government to do anything for profit, or to profit financially from crime. Any attempt to do so turns the government into a thief and a Robinhood and transforms the PUBLIC trust into a SHAM trust. The following video powerfully explains why:

How Much Criminalization Will You Tolerate From Your Government-Freedom Taker
<https://youtu.be/EZTMKfTP6P0>

12 Resources for Further Research

1. *The Law*, Frederic Bastiat
<https://famguardian.org/Publications/TheLaw/TheLaw.htm>
2. *Why All Man-Made Law is Religious in Nature* (OFFSITE LINK) -Family Guardian
<http://famguardian.org/Subjects/LawAndGovt/ChurchVState/WhyAllManmadeLawRelig.htm>
3. *What is "law"?*, Nike Insights
<https://nikeinsights.famguardian.org/forums/topic/what-is-law/>
4. *What is "Justice"?*, Form #05.050 -the purpose of law is to effect "justice" as legally defined. Do YOU know what justice means?
FORMS PAGE: <http://sedm.org/Forms/FormIndex.htm>
DIRECT LINK: <https://sedm.org/Forms/05-MemLaw/WhatIsJustice.pdf>
5. *The Purpose of Law*-Family Guardian Fellowship
<https://famguardian.org/Subjects/LawAndGovt/Articles/PurposeOfLaw.htm>
6. *The Institutes of Biblical Law*, Rousas John Rushdoony-the most authoritative book ever written on the significance and impact of biblical law upon modern society. This is our FAVORITE book.
<https://chalcedon.edu/store/42255-the-institutes-of-biblical-law-set>
7. *Sovereignty*, Rousas John Rushdoony-describes the impact that God's sovereignty and God's law was intended to have on the daily affairs of the Christian and of modern society. This was the last book ever written by Rushdoony and he was writing it on the day he died. His son published it posthumously in 2007, six years after his death in 2001 and 4 years after SEDM was established in 2003. We found this book in 2017, and we find it AMAZING and even prophetic that the conclusions of this book follow EXACTLY the theme and mission of this ministry, which we forged 2 years after Rushdoony's death and four years before the book was first published.
ORDER: <https://chalcedon.edu/store/39925-sovereignty>
READ FREE: <https://www.scribd.com/document/54737934/Sovereignty>
ORDER FOR LOGOS BIBLE SOFTWARE: <https://www.logos.com/product/22871/sovereignty>

³⁸ See: *Path to Freedom*, Form #09.015, Section 5.6: Merchant or Buyer?; <https://sedm.org/Forms/09-Procs/PathToFreedom.pdf>.

- 1 8. *Famous Quotes About Rights and Liberty*, Form #08.001, Sections 4 and 16
2 FORMS PAGE: <http://sedm.org/Forms/FormIndex.htm>
3 DIRECT LINK: <http://sedm.org/Forms/08-PolicyDocs/FamousQuotes.pdf>
- 4 9. *Four Law Systems*, Form #12.039
5 FORMS PAGE: <http://sedm.org/Forms/FormIndex.htm>
6 DIRECT LINK: <http://sedm.org/LibertyU/FourLawSystems.pdf>
- 7 10. *Requirement for Equal Protection and Equal Treatment*, Form #05.033
8 FORMS PAGE: <http://sedm.org/Forms/FormIndex.htm>
9 DIRECT LINK: <http://sedm.org/Forms/05-MemLaw/EqualProtection.pdf>
- 10 11. *Government Instituted Slavery Using Franchises*, Form #05.030
11 FORMS PAGE: <http://sedm.org/Forms/FormIndex.htm>
12 DIRECT LINK: <http://sedm.org/Forms/05-MemLaw/Franchises.pdf>
- 13 12. *Sovereignty Forms and Instructions Online*, Form #10.004, Cites by Topic: “law”
14 FORMS PAGE: <http://sedm.org/Forms/FormIndex.htm>
15 DIRECT LINK: <http://famguardian.org/TaxFreedom/CitesByTopic/law.htm>
- 16 13. *Common Law Practice Guide*, Litigation Tool #10.013
17 <http://sedm.org/Litigation/LitIndex.htm>
- 18 14. *Authority and the Politics of Power* (OFFSITE LINK)-Nike Research
19 <http://nikeinsights.famguardian.org/forums/topic/authority-and-the-politics-of-power/>
- 20 15. *It's an Illusion* -John Harris. The REAL meaning of what the de facto government calls “law”
21 <http://sedm.org/its-an-illusion-a-lecture-in-law-by-john-harris/>
- 22 16. *Why We Must Personally Learn, Follow, and Enforce the Law* -SEDM
23 <http://sedm.org/home/why-we-must-personally-learn-follow-and-enforce-the-law/>
- 24 17. *Philosophy of Law*-Wikipedia
25 https://en.wikipedia.org/wiki/Philosophy_of_law
- 26 18. *Sovereignty, Chapter 22: What is Law?*-Rousas John Rushdoony, p. 129
27 <https://www.scribd.com/document/54737934/Sovereignty>
- 28 19. *The Law is No More* (OFFSITE LINK) – Pastor John Weaver
29 <https://www.youtube.com/watch?v=5vQitQtqfA>
- 30 20. *The Necessity of God's Law in Society* (OFFSITE LINK) -Pastor John Weaver
31 <https://youtu.be/wA6Mo4Ewg74>
- 32 21. *How Much Criminalization Will You Tolerate From Your Government?*-Freedom Taker
33 <https://youtu.be/EZTMKfTP6P0>
- 34 22. *The Government Mafia* (OFFSITE LINK) -Clint Richardson
35 <http://famguardian1.org/Mirror/SEDM/Media/MafiaGovt.mp4>
- 36 23. *Illegal Everything* (OFFSITE LINK)-John Stossel
37 <https://www.youtube.com/watch?v=nBiJB8YuDBQ>
- 38 24. *Buried in Law* (OFFSITE LINK) -John Stossel, Fox News, 7-24/2014
39 <https://youtu.be/B-xjjNurU50>
- 40 25. *Westlaw Keycites Under Key 15AK417: Force of Law*-court cases demonstrating how to prove if a regulation has the
41 force and effect of law
42 <https://famguardian.org/Subjects/LawAndGovt/ChallJurisdiction/ForceOfLaw-Keycite15AK417-20090122.pdf>