

SOVEREIGNTY AND FREEDOM POINTS AND AUTHORITIES (VOLUME 1: Chapters 1 through 7)



Extracts from federal and state authorities establishing the jurisdictional authority of the federal and state governments with special attention to sovereignty, citizenship, federal taxation, and remedies for the innocent.



November 21, 2018
Version 1.01

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Sovereignty Education and Defense Ministry (SEDM)

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PREFACE

Litigation to fight corruption is time consuming and risk prone. Most people do not have time in their busy schedule to devote to disciplined and sustained litigation or lack the discipline to do accurate credible research. The most pressing problem in the freedom community is therefore to equip God's Gideon Army to fight government corruption efficiently, effectively, and to avoid being discredited or undermined in the process. The most frequent method for undermining these activities by corrupt government actors is to attack the authorities relied upon in pleadings and label inaccurate or erroneous authorities as the product of an idiot or deranged mind.

Points and Authorities

Points and authorities in general refer to the important points that are discussed in a case and the authorities that are relied on. A memorandum of points and authorities is often filed along with a motion, and brief in support of the motion. Points and authorities explain why the law authorizes the judge [should desire] to take the requested action. The term points and authorities comes from the fact that the legal discussion makes certain points followed by citations to legal authority (usually a court decision or statute) supporting each point. Basically this memorandum provides an outline of the various points or counts that plaintiff or defendant wishes to raise and the authorities for the same.

[USLegal.com: *Points and Authorities*; SOURCE: <https://definitions.uslegal.com/p/points-and-authorities/>]

This document is therefore intended to prevent malicious or slanderous accusations, protect the credibility of the freedom community, and to save tremendous amounts of time doing legal research so that more and better litigation can be accomplished and won in the fight against corruption.

This document contains quotes from the very people who are the instigators of the corruption this document fights. The best way to disarm your opponent is with his own statements and tactics. This is a fulfillment of the Sun Tzu proverbs of war:

"If you know the enemy and know yourself, you need not fear the result of a hundred battles. If you know yourself but not the enemy, for every victory gained you will also suffer a defeat. If you know neither the enemy nor yourself, you will succumb in every battle."

[Sun Tzu, *The Art of War*; SOURCE: https://www.goodreads.com/author/quotes/1771.Sun_Tzu]

This document is free and not protected by a "pay wall". While it is sorely needed and could potentially produce enormous revenue, we decided to offer it for free so that it will receive the widest possible dissemination and benefit from the widest audience of not our critics, but our members. We welcome your CONSTRUCTIVE feedback on how to improve this document or make it useful in the widest possible range of situations faced by freedom fighters. You may submit that feedback at the following location. You must be a Basic Member and be logged in to submit such feedback:

SEDM Forum 9.4: Errata reports

<https://sedm.org/forums/forum/9-sedm-ministry-members-only/94-errata-reports/>

This document is not intended as a marketing tool and it would not be trustworthy under God's law if the main motivation for producing it was filthy lucre:

And when Simon saw that through the laying on of the apostles' hands the Holy Spirit was given, he offered them money, saying, "Give me this power also, that anyone on whom I lay hands may receive the Holy Spirit."

But Peter said to him, "Your money perish with you, because you thought that the gift of God could be purchased with money! You have neither part nor portion in this matter, for your heart is not right in the sight of God. Repent therefore of this your wickedness, and pray God if perhaps the thought of your heart may be forgiven you. For I see that you are poisoned by bitterness and bound by iniquity."

Then Simon answered and said, "Pray to the Lord for me, that none of the things which you have spoken may come upon me."

[[Acts 8:18-24](#), Bible, NKJV]

The ULTIMATE way of studying and knowing your opponent is to study his own words and tactics. This document is intended

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Litigation Tool 10.018, Rev. 11-21-2018

as the ultimate codification and organization of such study.

This book started out several years ago as a simple project to identify and collect a few statements of legal import from the public record that might determine the veracity of the theory that the American governments are to have limited authority over the lives of the American people, and that the states of the Union and the federal government are separate, distinct, and foreign to each other and have separate and distinct sovereignties and jurisdictions. We originally thought we might find as many as thirty or forty citations in support of this understanding. As we reviewed various historical, legal, and otherwise authoritative documents, we were led from one source to another so that we soon had collected many more citations than what we had originally thought existed. As we continued to chase references, our total grew to more than 1700 citations-with no end in sight! Nearly all of these cites support some aspect of the theory that forms the basis of our investigation. And our investigation is not exhaustive by any means.

Early in the collection process we decided to create a computer file that would contain some of the best statements as extracts from these sources. Many of the statements are so strongly and beautifully worded that we became convinced that they should be preserved in a new format for the benefit of those who love the historical understanding of freedom in America and especially for those who may not have ready access to the library resources of a metropolitan area. This document is the result of that effort. We have meticulously copied these authorities exactly as the issues have been stated in this document.

Our investigation shows that American society is drifting away from government by constitutional limitation and toward government by administrative privilege and franchises. Despite the constitutional requirement that all governments in America must be republic in form, and all officials must be democratically elected, in reality our governments are neither republics nor democracies. Except for a few rare instances, the American governments, both state and federal, function as dulocracies. From Black's Law Dictionary, Fourth Edition, a dulocracy is:

"a government where servants and slaves have so much license and privilege [franchises] that they domineer."

The Bible describes this inversion of political affairs where PUBLIC servants become rulers instead of servants:

*There is an evil I have seen under the sun,
As an error proceeding from the ruler:
Folly is set in great dignity,
While the rich sit in a lowly place.
I have seen servants on horses,
While princes walk on the ground like servants.
[Eccl. 10:5-7, Bible, NKJV]*

The Bible and the U.S. Supreme Court both describe EXACTLY, from a legal perspective, WHEN AND HOW you personally facilitate this inversion of public servants. It is done with loans of government property that have legal strings attached. This loan is what we call "government franchises" on our website. The word "privilege" in fact is synonymous with loans of property and the legal strings attached to the loan.

*"The rich rules over the poor,
And the borrower is servant to the lender."
[Prov. 22:7, Bible, NKJV]*

*"The State in such cases exercises no greater right than an individual may exercise over the use of his own property when leased or loaned to others. The conditions upon which the privilege shall be enjoyed being stated or implied in the legislation authorizing its grant, no right is, of course, impaired by their enforcement. The recipient of the privilege, in effect, stipulates to comply with the conditions. It matters not how limited the privilege conferred, its acceptance implies an assent to the regulation of its use and the compensation for it."
[Munn v. Illinois, 94 U.S. 113 (1876)]*

Curses of Disobedience [to God's Laws]

"The alien [Washington, D.C. is legislatively "alien" in relation to states of the Union] who is among you shall rise higher and higher above you, and you shall come down lower and lower [malicious destruction of EQUAL PROTECTION and EQUAL TREATMENT by abusing FRANCHISES]. He shall lend to you [Federal Reserve counterfeiting franchise], but you shall not lend to him; he shall be the head, and you shall be the tail.

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“Moreover all these curses shall come upon you and pursue and overtake you, until you are destroyed, because you did not obey the voice of the LORD your God, to keep His commandments and His statutes which He commanded you. And they shall be upon you for a sign and a wonder, and on your descendants forever.

“Because you did not serve [ONLY] the LORD your God with joy and gladness of heart, for the abundance of everything, therefore you shall serve your [covetous thieving lawyer] enemies, whom the LORD will send against you, in hunger, in thirst, in nakedness, and in need of everything; and He will put a yoke of iron [franchise codes] on your neck until He has destroyed you. The LORD will bring a nation against you from afar [the District of CRIMINALS], from the end of the earth, as swift as the eagle flies [the American Eagle], a nation whose language [LEGALESE] you will not understand, a nation of fierce [coercive and fascist] countenance, which does not respect the elderly [assassinates them by denying them healthcare through bureaucratic delays on an Obamacare waiting list] nor show favor to the young [destroying their ability to learn in the public FOOL system]. And they shall eat the increase of your livestock and the produce of your land [with “trade or business” franchise taxes], until you [and all your property] are destroyed [or STOLEN/CONFISCATED]; they shall not leave you grain or new wine or oil, or the increase of your cattle or the offspring of your flocks, until they have destroyed you. [Deut. 28:43-51, Bible, NKJV]

The problem with all such loans is that they can theoretically attach ANY condition they want to the loan. If the property is something that is life threatening to do without, then they can destroy ALL of your constitutional rights and you will have no remedy.

“But when Congress creates a statutory right [a “privilege” or “public right” in this case, such as a “trade or business”], it clearly has the discretion, in defining that right, to create presumptions, or assign burdens of proof, or prescribe remedies; it may also provide that persons seeking to vindicate that right must do so before particularized tribunals created to perform the specialized adjudicative tasks related to that right. FN35 Such provisions do, in a sense, affect the exercise of judicial power, but they are also incidental to Congress’ power to define the right that it has created. No comparable justification exists, however, when the right being adjudicated is not of congressional creation. In such a situation, substantial inroads into functions that have traditionally been performed by the Judiciary cannot be characterized merely as incidental extensions of Congress’ power to define rights that it has created. Rather, such inroads suggest unwarranted encroachments upon the judicial power of the United States, which our Constitution reserves for Art. III courts.”
[\[Northern Pipeline Const. Co. v. Marathon Pipe Line Co., 458 U.S. 50, 102 S.Ct. 2858 \(1983\)\]](#)

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

[. . .]

6. The Court will not pass upon the constitutionality of a statute at the instance of one who has availed himself 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. Parrot Silver & Copper Co., 244 U.S. 407, 411, 412, 37 S.Ct. 609, 61 L.Ed. 1229; St. Louis Malleable Casting Co. v. Prendergast Construction Co., 260 U.S. 469, 43 S.Ct. 178, 67 L.Ed. 351.](#)

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. 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. 1108.](#)

[\[Ashwander v. Tennessee Valley Authority, 297 U.S. 288, 56 S.Ct. 466 \(1936\)\]](#)

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

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

James Madison, whose notes were used to draft the Bill of Rights, predicted this perversion of the Constitutional design, when he said the following:

"With respect to the words general welfare, I have always regarded them as qualified by the detail of powers connected with them. To take them in a literal and unlimited sense would be a metamorphosis of the Constitution into a character which there is a host of proofs was not contemplated by its creator."

"If Congress can employ money indefinitely to the general welfare, and are the sole and supreme judges of the general welfare, they may take the care of religion into their own hands; they may appoint teachers in every State, county and parish and pay them out of their public treasury; they may take into their own hands the education of children, establishing in like manner schools throughout the Union; they may assume the provision of the poor; they may undertake the regulation of all roads other than post-roads; in short, every thing, from the highest object of state legislation down to the most minute object of police, would be thrown under the power of Congress.... Were the power of Congress to be established in the latitude contended for, it would subvert the very foundations, and transmute the very nature of the limited Government established by the people of America."

"If Congress can do whatever in their discretion can be done by money, and will promote the general welfare, the government is no longer a limited one possessing enumerated powers, but an indefinite one subject to particular exceptions."

[James Madison. House of Representatives, February 7, 1792, On the Cod Fishery Bill, granting Bounties]

The term "general welfare" as used above is, in fact, the basis for the entire modern welfare state that will eventually lead to a massive financial collapse and crisis worldwide.¹ Anyone who therefore supports such a system is ultimately an anarchist intent on destroying our present dysfunctional government and thereby committing the crime of Treason:²

Socialism: The New American Civil Religion, Form #05.016
<https://sedm.org/Forms/05-MemLaw/SocialismCivilReligion.pdf>

The Bible also describes how to REVERSE this inversion, how to restore our constitutional rights, and how to put public servants back in their role as servants rather than masters. Note that accepting custody or "benefit" or loans of government property in effect behaves as an act of contracting, because it accomplishes the same effect, which is to create implied "obligations" in a legal sense:

*"For the Lord your God will bless you just as He promised you; **you shall lend to many nations, but you shall not borrow**; you shall reign over many nations, but they shall not reign over you."*
 [Deut. 15:6, Bible, NKJV]

*"The Lord will open to you His good treasure, the heavens, to give the rain to your land in its season, and to bless all the work of your hand. **You shall lend to many nations, but you shall not borrow.**"*
 [Deut. 28:12, Bible, NKJV]

"You shall make no covenant [contract or franchise] with them [foreigners, pagans], nor with their [pagan government] gods [laws or judges]. They shall not dwell in your land [and you shall not dwell in theirs by becoming a "resident" or domiciliary in the process of contracting with them], lest they make you sin against

¹ For details on the devastating political effects of the modern welfare state, see: *Communism, Socialism, Collectivism Page*, Section 10: Welfare State, Family Guardian Fellowship, https://famguardian.org/Subjects/Communism/Communism.htm#Welfare_State.

² In the landmark case of *Steward Machine Co. v. Davis*, 301 U.S. 548 (1937) legalizing social security, the U.S. Supreme Court had the following to say about the treason of inverting the relationship of the states to the federal government:

*"If the time shall ever arrive when, for an object appealing, however strongly, to our sympathies, the dignity of the States shall bow to the dictation of Congress by conforming their legislation thereto, when the power and majesty and honor of those who created shall become subordinate to the thing of their creation, I but feebly utter my apprehensions when **I express my firm conviction that we shall see 'the beginning of the end.'**"*
 [Steward Machine Co. v. Davis, 301 U.S. 548, 606 (1937)]

Me [God]. For if you serve their [government] gods [under contract or agreement or franchise], it will surely be a snare to you."
 [Exodus 23:32-33, Bible, NKJV]

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

"Therefore I also said, 'I will not drive them out before you; but they will become as thorns [terrorists and persecutors] in your side and their gods will be a snare [slavery!] to you.'"

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

Following the above commandments requires not signing up for and quitting any and all government benefits and services you may have consensually signed up for or retained eligibility for. All such applications and/or eligibility is called "special law" in the legal field.

"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]

We also prove that all such "special law" is not "law" in a classical sense, but rather an act of contracting, because it does not apply equally to all. It is what the U.S. Supreme Court referred to as "class legislation" in Pollock v. Farmers' Loan and Trust in which they declared the first income tax unconstitutional:

"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 four thousand dollars 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 [e.g. wars, political conflict, violence, anarchy]. 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. But the objectionable legislation reappears in the act under consideration. It is the same in essential character as that of the English income statute of 1691, which taxed Protestants at a certain rate, Catholics, as a class, at double the rate of Protestants, and Jews at another and separate rate. Under wise and constitutional legislation every citizen should contribute his proportion, however small the sum, to the support of the government, and it is no kindness to urge any of our citizens to escape from that obligation. If he contributes the smallest mite of his earnings to that purpose he will have a greater regard for the government and more self-respect 597*597 for himself feeling that though he is poor in fact, he is not a pauper of his government. And it is to be hoped that, whatever woes and embarrassments may betide our people, they may never lose their manliness and self-respect. Those qualities preserved, they will ultimately triumph over all reverses of fortune."
 [Pollock v. Farmers' Loan & Trust Co., 157 U.S. 429 (Supreme Court 1895)]

To realistically apply the above biblical prohibitions against contracting with any government so as to eliminate the reversal of roles and destroy the duocracy, see:

[Path to Freedom](https://sedm.org/Forms/09-015), Form #09.015
<https://sedm.org/Forms/09-015>

Section 5 of the above document in particular deals with how to eliminate the dulocracy. Section 5.6 also discusses the above mechanisms.

The idea of a present day dulocracy is entirely consistent with the theme of our website, which is the abuse of government franchises and privileges to destroy PRIVATE rights, STEAL private property, promote unhappiness, and inject malice and vitriol into the political process, as documented in:

[Government Instituted Slavery Using Franchises](https://sedm.org/Forms/05-030), Form #05.030
 FORMS PAGE: <https://sedm.org/Forms/FormIndex.htm>
 DIRECT LINK: <https://sedm.org/Forms/05-MemLaw/Franchises.pdf>

The U.S. Supreme Court and the Bible both predicted these negative and unintended consequences of the abuse of government franchises, when they said:

*“Here I close my opinion. I could not say less in view of questions of such gravity that they go down to the **very foundations of the government**. If the provisions of the Constitution can be set aside by an act of Congress, where is the course of usurpation to end?”*

*The present **assault upon capital** [THEFT! and WEALTH TRANSFER by unconstitutional CONVERSION of PRIVATE property to PUBLIC property] is but the beginning. **It will be but the stepping stone to others larger and more sweeping**, until our political contest will become war of the poor against the rich; a war of growing intensity and bitterness.”*

[Pollock v. Farmers’ Loan & Trust Co., 157 U.S. 429, 158 U.S. 601 (1895), hearing the case against the first income tax passed by Congress that included people in states of the Union. They declared that first income tax UNCONSTITUTIONAL, by the way]

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

[James 4:4, Bible, NKJV]

The “foundations of the government” spoken of above are PRIVATE property, separation between public and private, and equality of treatment and opportunity, which collectively are called “legal justice”, as we point out on our opening page:

Our ministry accomplishes the above goals by emphasizing:

*12. The pursuit of **legal “justice”** (Form #05.050), which means **absolutely owned private property** (Form #10.002), and **equality of TREATMENT and OPPORTUNITY** (Form #05.033) under **REAL LAW** (Form #05.048). The following would be INJUSTICE, not JUSTICE:*

*12.1 Outlawing or refusing to recognize or enforce **absolutely owned private property** (Form #12.025).*

12.2 Imposing equality of OUTCOME by law, such as by abusing taxing powers to redistribute wealth. See Form #11.302.

12.3 Any attempt by government to use judicial process or administrative enforcement to enforce any civil obligation derived from any source OTHER than express written consent or to an injury against the equal rights of others demonstrated with court admissible evidence. See Form #09.073 and Form #12.040.

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12.4 Offering, implementing, or enforcing any [civil franchise \(Form #05.030\)](#). This enforces superior powers on the part of the government as a form of inequality and results in religious idolatry. This includes making justice into a civil public privilege ([Form #05.050, Section 13](#)) or turning CONSTITUTIONAL PRIVATE citizens into STATUTORY PUBLIC citizens engaged in a public office and a franchise ([Form #05.006](#)).

Not only would the above be INJUSTICE, it would outlaw HAPPINESS, because the right to absolutely own private property is equated with “the pursuit of happiness” in the Declaration of Independence, according to the U.S. Supreme Court. See [Form #05.050](#) for the definition of “justice”. [Click here](#) to view a video on why all franchises produce selfishness, unhappiness, inequality, and ingratitude.
[SEDM Website Opening Page; SOURCE: <http://sedm.org>]

Too many public servants have assumed absolute authority over the people they are supposed to serve. This REVERSAL of roles and making the SERVANTS into the MASTERS was never the intent of the Founding Fathers who established the American governments as republics where the rights of the people are to be paramount and the sovereignty of the governments are limited by the rights of the people. Sovereignty in America is not based on the same premise as sovereignty in Europe. Sovereignty in Europe was based on the notion of the Divine Right of Kings where the king's sovereignty was absolute and the people were his subjects. Sovereignty in America is based on the notion that citizens are endowed by the Creator with unalienable rights and then lend their permission to the governments to carry out certain, limited responsibilities on their behalf. In a republican form of government, the government is never allowed to overstep its authority or trample on the rights of the citizen no matter how egalitarian the political arguments may be.

Jesus Himself also emphasized that public SERVANTS should never become RULERS or have superior authority to the people they are supposed to SERVE when He said the following.

*“You know that the rulers of the Gentiles [unbelievers] lord it over them [govern from ABOVE as pagan idols] , and those who are great exercise authority over them [supernatural powers that are the object of idol worship]. **Yet it shall not be so among you; but whoever desires to become great among you, let him be your servant [serve the sovereign people from BELOW rather than rule from above]. And whoever desires to be first among you, let him be your slave—just as the Son of Man did not come to be served, but to serve, and to give His life a ransom for many.**”*
[[Matt. 20:25-28](#), Bible, NKJV]

Notice the word “ransom for many” in the above. This is an admission that Jesus acknowledges that cunning public servant lawyers have KIDNAPPED our legal identity from the protection of God’s law and that legal identity has been transported to a legislatively foreign jurisdiction, the District of Criminals. We exhaustively prove this with evidence in the following memorandum of law:

[Government Identity Theft, Form #05.046](#)
<https://sedm.org/Forms/05-MemLaw/GovernmentIdentityTheft.pdf>

Jesus also states in Matt. 20:25-28 that it is the DUTY and obligation of every Christian to fight this corruption of our political system. The Holy Bible is our Delegation of Authority to do precisely this, in fact, and to restore God to His proper role as the ruler of ALL nations and ALL politicians and the only rightful Lawgiver of all human law. That delegation of authority is described in:

[Delegation of Authority Order from God to Christians, Form #13.007](#)
<https://sedm.org/Forms/13-SelfFamilyChurchGovnce/DelOfAuthority.pdf>

This book is a compilation of extracts from many sources dealing with the role of the American governments in American society. The extracts are taken from both federal and state authorities establishing the jurisdictional authority of the federal and state governments with special attention to sovereignty, citizenship, federal taxation, and remedies for the innocent. These quotations span the entire time of the American experience and represent the fundamental understanding that serves as the basis for the American legal system. The majority of the quotations are from the United States Supreme Court, other federal courts, and the state supreme courts and other state courts of record. (We have also relied heavily on California statutes since we both live in California. Those who live in some other state will have to search the statute books in that jurisdiction to find similar statutes.) The quotations do not originate with any particular political party or political movement, but represent the fundamental nature of the American legal system from the beginning of American society to the present. And because we have been careful to quote the exact wording, including the apparent mistakes, none of what is presented in this book represents the opinions of

anyone outside of some official capacity or learned legal scholars.

In some instances, bureaucrats have argued against the notion that the individual could rely on these fundamental rights against the government, thus creating the impression that these sources should be classified as frivolous or "top secret". We have facetiously placed those words on the cover of this book. Fortunately, all of the sources quoted herein are part of the public record. And they must be part of the public record because it is the fundamental right of the people of America to both know what their governments are doing and to control their governments for the benefit of the individual as well as society. Honest government cannot operate in secret.

This document is a research tool to assist the reader in learning more about the history and limited authority of the American governments.

"The only thing new under the sun is the history you do not know."
[SEDM]

We submit this material to the reader carefully preserved in the original words with virtually no comments of our own, but with liberal cross-references to other citations, and three indexes for researching the original citations, topics of interest, and terms. Hopefully, this will assist in researching issues of interest and allow the reader to arrive at one's own conclusions based upon what the "authorities" have stated from the beginning of the American experience through to the present. We believe this research demonstrates the time-worn notion that there is a seamless web of the law.

However, there are a few cases, certainly less than 100 of those we could find, that seem to be somewhat in conflict with the historical theme that the American governments have limited authority, and that the states of the Union and the federal government are separate and distinct governments and have separate and distinct sovereignties and jurisdictions. The reader should be aware that the cites presented herein are merely the citations that deal with the issues under investigation. Throughout American history the truth about the fundamental nature of American society and the rights and responsibilities of the American people have occasionally been marred and distorted by perverted teachings shrouded in the most egalitarian language. This has been done even by those who claim to know the truth and sometimes even by those whose responsibility it is to interpret the law. This misinformation shows disrespect for and works against the people and against the best and highest ideals of a free society. It is the reader's responsibility to carefully determine whether or not the context for any particular citation applies to one's own circumstance.

We entered this investigation with a high respect for the words of history and the American legal system, and this research confirms that the American legal system, when properly used, has worked in favor of the individual and against the bureaucracies of the governments. This document is our contribution in helping to educate Americans who wish to rely on their unalienable, God given, common-law rights as opposed to some governmentally granted, administrative privilege. In writing this book it is our intention to help make a difference in the lives of those who struggle against a monolithic bureaucracy gone sour on the American dream. We believe that those who serve the people must be required to obey the law, for beyond the line of due process and law lies the domain of usurpation and tyranny. We believe that the greatest need in the world today is that individuals should choose to do what is right simply because it is the right thing to do even though taking a stand for the truth may cost one some suffering and sacrifice. One of the lessons of history is that freedom is costly and that each generation must be prepared to meet the cost of preserving freedom.

We gratefully acknowledge the vision of the following people and organizations in the production of this document:

1. Charles V. Darnell, DhSc., who contributed several of the cites in this book. He is author of the following:

<i>The Fundamental Nature of the Federal Income Tax</i> , Form #05.035 https://sedm.org/LibertyU/FundNatureOfFIT.pdf

2. Gerald Allan Brown, Ed.D. He is author of the following:

<i>The Legal Basis for the Term "Nonresident Alien"</i> , Form #05.036 https://sedm.org/Forms/05-MemLaw/LegalBasisForTermNRAlien.pdf

3. Robert E. Schaefer who helped us begin our search for truth in this field of knowledge.
4. Robert F. Huntsman who through his vision and invaluable research assistance, helped in locating many of the citations contained in this document.
5. Sovereignty Education and Defense Ministry (SEDM), which:
 - 5.1. Provided several quotes in Section 4.

Sovereignty and Freedom Points and Authorities

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 Litigation Tool 10.018, Rev. 11-21-2018

5.2. Provided the entire content of section **Error! Reference source not found.**, which originated from the following document:

Famous Quotes About Rights and Liberty, Form #08.011

<https://sedm.org/Forms/08-PolicyDocs/FamousQuotes.pdf>

6. Family Guardian Fellowship, whose citizenship research is found in section 3.1 and derives from the following document on their website:

Why You are a “national”, “state national”, and Constitutional but not Statutory Citizen, Family Guardian Fellowship

<https://famguardian.org/Publications/WhyANational/WhyANational.pdf>

Without their assistance the scope of this book would not be nearly so broad nor as complete.

This document is a work in progress. We would appreciate your generous donations in order that it can be maintained, improved, and reach the widest possible audience. You can make your donations at the link below:

<https://sedm.org/product/donation/>

EXPLANATION OF GENERAL FORMAT

This document is a reference work intended to be used as a tool for serious study of the issues of sovereignty, citizenship, rights of individuals, construction of law, the role of administrative regulations, federal taxation, and some remedies for the innocent. The reader should be aware of the following considerations:

1. Quotes are presented in chronological order within each chapter. Each quote is preceded by a number, an abbreviated name of the quote, and the decision date or publication date. The quote is followed by the complete or proper citation.
2. Quotes are rendered as true to their original form as humanly possible. Errors in the original quotations were reproduced in this document followed with the notation: [sic]. However, if the reader should find any error, we would be grateful to be informed of any such mistake.
3. Brackets [] are used to indicate additions, alterations or comments we have made with respect to any citation. However, in some instances the original reports used brackets in their writing and when this occurs, this use was expressly noted for the sake of clarity.
4. Occasionally the court includes citations to other cases or authorities in its opinion. These have sometimes been omitted for the sake of brevity, which has been so noted by stating [cites omitted].
5. At the time the cases were reviewed and the quotes extracted, these cases were all shepardized to the fullest extent possible and stand as current ruling case law. For those cases that have been overruled, it is so noted at the end of the case with a reference as to which case overruled that case. However, anyone who might rely on any citation from this book is encouraged to shepardize each case to determine whether any particular decision of the court has been subsequently overruled or reversed.
6. Since this document is fraught with "legal terms and meanings" it behooves the reader to not accept the common meaning of any term used herein, even though the court often instructs the reader to do so. As the meaning of a term may change with time and the particular bias of the interpreter (e.g., legislator, administrator, or judge) the wise reader will stop and discover the legal meaning of each term used. This may be accomplished through the use of the word in context, using dictionaries or court cases where judges have "determined" the legal meaning of a word or phrase. Specialized indexing resources are provided in this document to assist the reader in discovering such meanings. Such definitions are listed in the Index at the end of the document under the "DEFINITIONS" section.
7. We have removed copy protection from the document so that you can cut and paste quotes into your own legal pleadings. To facilitate this process, we have also removed the line numbers found in most of our other documents so that they don't contaminate the cut and paste process and create needless extra effort for you as a result in preparing your own legal pleadings using quotes from this document.

Special indexes and features:

1. Definitions of key terms are listed in the Index under "DEFINITIONS".
2. *Bracketed references* - provides additional references to the reader to supplemental material relevant to the present quotation.

Readers wishing to validate or verify the authorities appearing in this document may use the following free resources:

1. *SEDM Litigation Tools Page*, Section 1.9: Reference
<https://sedm.org/Litigation/LitIndex.htm>
2. *State Legal Resources*
<http://famguardian.org/TaxFreedom/LegalRef/StateLegalResources.htm>
3. *State Income Taxes*
<http://famguardian.org/Subjects/Taxes/Research/StateIncomeTaxes.htm>
4. *State Vehicle Codes*
<http://famguardian.org/Subjects/Freedom/Rights/Travel/StateVehCodeLaws.htm>
5. *Legal Research Sources*
<https://famguardian.org/TaxFreedom/LegalRef/LegalResrchSrc.htm>

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Litigation Tool 10.018, Rev. 11-21-2018

6. *SEDM Jurisdiction Database*, Litigation Tool #09.003
<https://sedm.org/Litigation/09-Reference/SEDMJurisdictionsDatabase.pdf>
7. *SEDM Jurisdiction Database Online*, Litigation Tool #09.004-requires Member Subscription account
(<https://sedm.org/participate/member-subscriptions/>)
<https://sedm.org/sedm-jurisdiction-online/>

Those wishing to locate an affordable legal research service can find an itemized list and description of the major services at the bottom of the following page:

Legal Research Sources

<https://famguardian.org/TaxFreedom/LegalRef/LegalResrchSrc.htm>

The above page is the most comprehensive and complete list of legal research sources we have found anywhere on the Internet. We recommend bookmarking it and making sure that your browser opens the above page automatically as a fixed tab whenever you start up your browser. That is what we do.

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1 DEFINITIONS OF KEY TERMS

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

1. [Foundations of Freedom Course, Form #12.021, Video 4: Willful Government Deception and Propaganda](https://www.youtube.com/watch?v=hPWMfa_oD-w)
2. [Legal Deception, Propaganda, and Fraud, Form #05.014](https://sedm.org/Forms/05-MemLaw/LegalDecPropFraud.pdf)
3. [Presumption: Chief Weapon for Unlawfully Enlarging Federal Jurisdiction, Form #05.017](https://sedm.org/Forms/05-MemLaw/Presumption.pdf)
4. [The Beginning of Wisdom is to Call Things By Their Proper Names](https://youtu.be/FXZSEHVtWOE), Stefan Molyneux
5. [Mirror Image Rule](http://www.youtube.com/embed/j8pgbZV757w)

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

1. [Oreilly Factor, April 8, 2015](http://famguardian1.org/Mirror/Famguardian/20150408_1958-The_O'Reilly_Factor-Dealing%20with%20slanderous%20liberals%20biblically-Everett%20Piper.mp4), John Piper of the Oklahoma Wesleyan University
2. [Overcoming the World 2014 Conference: Against the World](https://sedm.org/Media/Ligioneer-OvercomingTheWorld2014-Against%20the%20World-15-24-Language.mp4), Ligonier Ministries. [Click here](#) for original source, minutes 15-24.
3. [Kingdom Bible Studies, Lesson 1: WHO'S WHO?-The Correct Meaning of Names](https://sheldonemrylibrary.famguardian.org/BibleStudyCourses/KBS-1.pdf), Sheldon Emry Memorial Library
4. [Kingdom Bible Studies, Lesson 2: WHO's WHO?-Understanding Word Meanings](https://sheldonemrylibrary.famguardian.org/BibleStudyCourses/KBS-2.pdf), Sheldon Emry Memorial Library
5. [Words are Our Enemies' Weapons, Part 1](http://sheldonemrylibrary.famguardian.org/CassetteTapedMessages/1976/7603a.mp3), Sheldon Emry
6. [Words are Our Enemies' Weapons, Part 2](http://sheldonemrylibrary.famguardian.org/CassetteTapedMessages/1976/7603b.mp3), Sheldon Emry
7. [Roman Catholicism and the Battle Over Words](https://youtu.be/uxmEK1RGJQc), Ligonier Ministries
8. [The Keys to Freedom](https://youtu.be/rYIDRxDU5mw), Bob Hamp

The legal purpose of these definitions is to prevent [GOVERNMENT crime](#) using words:

[Word Crimes](https://youtu.be/8Gv0H-vPoDc), Al Yankovic

The definitions in this section are MANDATORY in any interaction between either the government or any of its agents or officers and any agent or member of this ministry. The reasons why this MUST be the case are described in:

[Path to Freedom, Form #09.015, Sections 5.3 through 5.8](https://sedm.org/Forms/09-Procs/PathToFreedom.pdf)

An itemized list of definitions found in this document is located later in the Section **Error! Reference source not found.** Index under the heading "DEFINITIONS".

For a frequently updated online reference tool that defines all key terms used in this document from in a legal context, see the following:

[Sovereignty Forms and Instructions Online](#), Form #10.004, Cites by Topic

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<https://famguardian.org/TaxFreedom/FormsInstr-Cites.htm>

As far as definitions pertaining to our website, the following definitions of terms appears in our Disclaimer, Section 4³:

1.1 Human

The word "human" means a man or woman above the age of majority, which we regard as 18 years of age. Anyone below the age of 18 is considered a "child" rather than a "human".

1.2 “Should”, “Shall”, “Must”, “We Recommend”

All use of the words "should", "shall", "must", or "we recommend" on this website or in any of the interactions of this ministry with the public shall mean "may at your choice and discretion". This is similar to the government's use of the same words. See [Legal Deception, Propaganda, and Fraud, Form #05.014](#), Sections 12.4.13, 12.4.17, 12.4.19, and 12.4.26 for further details.

1.3 Private

The word "[private](#)" when it appears in front of other entity names such as "[person](#)", "[individual](#)", "business", "[employee](#)", "[employer](#)", etc. shall imply that the entity is:

1. In possession of absolute, exclusive ownership and control over their own labor, body, and all their property. In Roman Law this was called "[dominium](#)".
2. On [an EQUAL rather than inferior relationship to government in court](#). This means that they have no obligations to any government OTHER than possibly the duty to serve on jury and vote upon voluntary acceptance of the obligations of the civil status of "citizen" (and the [DOMICILE](#) that creates it). Otherwise, they are entirely free and unregulated unless and until they INJURE the equal rights of another under the common law.
3. A "nonresident" in relation to the state and federal government.
4. Not a PUBLIC entity defined within any state or federal statutory law. This includes but is not limited to statutory "person", "individual", "taxpayer", "driver", "spouse" under any under any civil statute or franchise.
5. Not engaged in a public office, "trade or business" (per 26 U.S.C. §7701(a)(26)). Such offices include but are not limited to statutory "person", "individual", "taxpayer", "driver", "spouse" under any civil statute or franchise.

*"PRIVATE PERSON. An individual who is not the incumbent of an office."
[Black's Law Dictionary, Fourth Edition, p. 1359]*

6. [Not consenting](#) to contract with or acquire any public status, public privilege, or public right under any state or federal franchise. For instance, the phrase "private employee" means a common law worker that is NOT the statutory "employee" defined within 26 U.S.C. §3401(c) or 26 C.F.R. §301.3401(c)-1 or any other federal or state law or statute.
7. Not sharing ownership or control of their body or property with anyone, and especially a government. In other words:
 - 7.1. Ownership is not "qualified" but "absolute".
 - 7.2. There are not moieties between them and the government.
 - 7.3. The government has no usufructs over any of their property.
8. Not [subject to civil enforcement or regulation of any kind](#), except AFTER an injury to the equal rights of others has occurred. Preventive rather than corrective regulation is an unlawful taking of property according to the Fifth Amendment takings clause.
9. Not "privileged" or party to a franchise of any kind:

"PRIVILEGE. "A right, power, franchise, or immunity held by a person or class, against or beyond the course of the law. [. . .] That which releases one from the performance of a duty or obligation, or exempts one from a liability which he would otherwise be required to perform, or sustain in common [common law] with all other

³ See: [SEDM Disclaimer](#), Section 4, <https://sedm.org/disclaimer.htm>.