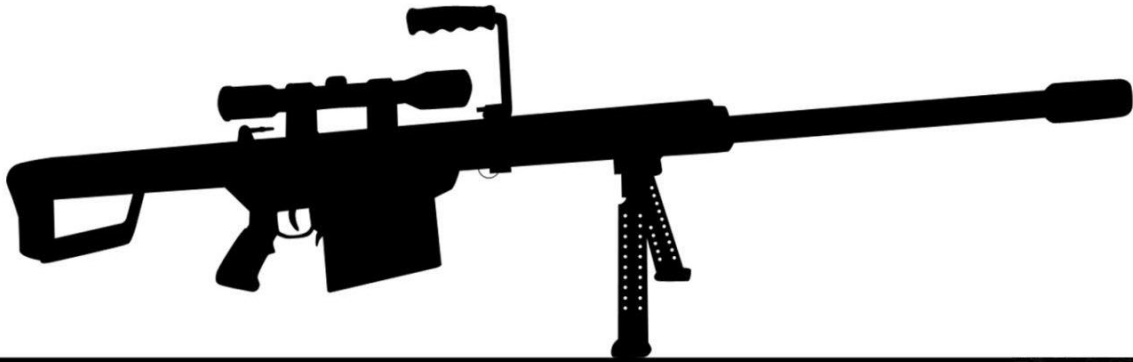


***WHY STATUTORY CIVIL LAW  
IS LAW FOR GOVERNMENT  
AND NOT PRIVATE PERSONS***

Last revised: 8/29/2015

**PRIVATE PROPERTY**

**IF YOU CAN READ THIS YOU  
ARE WITHIN RANGE**



*"Under basic rules of construction, statutory laws enacted by legislative bodies cannot impair rights given under a constitution. 194 B.R. at 925. "*  
*[In re Young, 235 B.R. 666 (Bankr.M.D.Fla., 1999)]*

*“What, then, is law? It is the collective [VOLUNTARY] organization of the individual right to lawful defense. Each of us has a natural right—from God—to defend his person, his liberty, and his property. These are the three basic requirements of life, and the preservation of any one of them is completely dependent upon the preservation of the other two. For what are our faculties [RIGHTS] but the extension of our individuality? And what is property but an extension of our faculties? If every person has the right to defend—even by force—his person, his liberty, and his property, then it follows that a group of men have the right to organize and support a common force to protect these rights constantly. Thus the principle of collective right—its reason for existing, its lawfulness—is based on individual right. And the common force that protects this collective right cannot logically have any other purpose or any other mission than that for which it acts as a substitute. Thus, since an individual cannot lawfully use force against the person, liberty, or property of another individual, then the common force—for the same reason—cannot lawfully be used to destroy the person, liberty, or property of individuals or groups.”*

*[The Law, Frederic Bastiat (1801-1850), p. 2;*

*SOURCE: <http://famguardian.org/Publications/TheLaw/TheLaw.htm>]*

*“What, then, is legislation? It is an assumption by one man, or body of men, of absolute, irresponsible dominion over all other men whom they call subject to their power. It is the assumption by one man, or body 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 of men, of a right to abolish outright all the natural rights, all the natural liberty of all other men; to make all other men their slaves; to arbitrarily dictate to all other men what they may, and may not, do; what they may, and may not, have; what they may, and may not, be. It is, in short, the assumption of a right to banish the principle of human rights, the principle of justice itself, from off the earth, and set up their own personal will, pleasure, and interest in its place. All this, and nothing less, is involved in the very idea that there can be any such thing as human [CIVIL] legislation that is obligatory upon those upon whom it is imposed.”*

*[Natural Law, Chapter 1, Section IV, Lysander Spooner;*

*SOURCE:*

*<http://famguardian.org/PublishedAuthors/Indiv/SpoonerLysander/NaturalLaw.htm>]*

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# 1 Introduction

The vast majority of Americans educated in public (e.g. “government”) schools in this deluded day and age graduate with no formal education about law. This:

1. Makes Americans functionally illiterate in society.
2. Renders them unable to personally enforce the protection of their Constitutional rights in court.
3. Destroys the ability of the average American to supervise the actions of:
  - 3.1. Public servants acting on his or her behalf within a representative government.
  - 3.2. Members of the legal profession in protecting their rights.
4. Undermines the democratic process by rendering the average American unable to judge the qualifications of candidates for public office, most of whom are lawyers.
5. Causes most Americans to blindly obey whatever anyone in the legal profession or the government says without question, and thereby creates a form of government called a “dulocracy”:

*“Dulocracy. A government where servants and slaves have so much license and privilege that they domineer.”  
[Black’s Law Dictionary, Sixth Edition, p. 501]*

6. Renders only the most wealthy members of society who can afford legal representation as the only class of persons that the government will be legally obligated to respect the rights of.
7. Makes government into a state-sponsored religion.
8. Makes the legal profession into the equivalent of a state-sponsored “priesthood”. Attorneys are “deacons” of the government church.
9. Makes courts into state “church” buildings.
10. Makes court hearings and trials into religious worship ceremonies.
11. Makes judges into “priests” of a civil religion.
12. Causes Americans to obey laws that apply primarily to government “officers” and “employees” and do not pertain to them.
13. Encourages public servants to:
  - 13.1. Publish “codes” that aren’t “public law”, but rather “private law” that only applies to government employees and to illegally enforce these “codes” against private Americans who aren’t the proper subject.
  - 13.2. Mis-represent “private law” as “public law” in order to unlawfully expand their importance, power, revenues, and jurisdiction.

See:

*Requirement for Consent*, Form #05.003  
<http://sedm.org/Forms/FormIndex.htm>

14. Encourages public servants and members of the legal profession to engage in self-serving and prejudicial presumption in order to unlawfully expand their importance, power, revenues, and jurisdiction. See:

*Presumption: Chief Weapon for Unlawfully Enlarging Federal Jurisdiction*, Form #05.017  
<http://sedm.org/Forms/FormIndex.htm>

This concise memorandum of law will prove with evidence that nearly all civil laws, statutes, and “codes” passed by government:

1. Are “private law” that apply only to those who individually consent to act as “public officers” of the government.
2. Are not “public law” that applies to everyone equally.
3. Protect public rights and public franchises, rather than private rights and private property. In fact, in many cases they do not even acknowledge private rights or private human beings. Hence, “man”, “woman” are not defined, but “individual” is, meaning public officer.
4. Apply only on federal territory.
5. Are unenforceable outside of federal territory or against those not domiciled on federal territory.
6. Can be rendered inoperative against a private party and the average American in any court when properly challenged.

This document applies to any kind of government, whether it be municipal, state, or federal. We will use federal law in most cases to demonstrate our point, but the discussion applies to all types of governments.

This document deals ONLY with statutory civil law that requires domicile as a prerequisite in order to lawfully enforce. It DOES NOT propose that legislatures have no authority to enact criminal laws. The great line of demarcation between the Civil and the Criminal law is, in fact, consent of the governed. Civil law requires direct or indirect consent while criminal law does not. Sovereignty only affects civil jurisdiction, not criminal jurisdiction.

A third field of law, Penal law, seeks to confuse these two fields of law. Some in the legal field refer to this field as “quasi-criminal”. However, for the purposes of this document, Penal law is actually civil law that has a civil status prerequisite. It is a misnomer to call this field of law “criminal” because a predicate civil status is necessary in order to trigger its jurisdiction. An example would be the penal provisions of the Internal Revenue Code, which defines “person” as follows:

[TITLE 26 > Subtitle F > CHAPTER 75 > Subchapter D > § 7343](#)  
[§ 7343. Definition of term “person”](#)

*The term “person” as used in this chapter includes an officer or employee of a corporation, or a member or employee of a partnership, who as such officer, employee, or member is under a duty to perform the act in respect of which the violation occurs.*

The above “persons” are the only parties against whom the penal provisions of the Internal Revenue Code may be enforced. Those penal provisions can involve jail time, but they are a product of the predicate civil status of “person” defined above.

*predicate*

[verb *pred-i-keyt* adjective, noun *pred-i-kiit*]

**verb (used with object),** *pred-i-cat-ed, pred-i-cat-ing.*

1. *to proclaim; declare; affirm; assert.*

2. Logic.

*a. to affirm or assert (something) of the subject of a proposition.*

*b. to make (a term) the predicate of such a proposition.*

3. *to connote; imply:* His retraction predicates a change of attitude.

[Dictionary.com, definition of “predicate”, Downloaded 9/7/2020; SOURCE:  
<https://www.dictionary.com/browse/predicate>]

That “person” in 26 U.S.C. §7343 does NOT include ALL people or even all human beings. This is why the penal provisions of the Internal Revenue Code do not appear in Title 18 of the U.S. Code under “Crimes and Criminal Procedure”. Real criminal law applies equally to ALL who engage in the conduct prohibited, regardless of their predicate civil status. Thus, it DOES NOT qualify as “law”, which MUST apply equally to all, regardless of their consent OR their civil status. It is instead, a component of a voluntary civil franchise. Anything that produces inequality in the legal field must always be based on a voluntary civil franchise. For more on franchises, see:

[Government Instituted Slavery Using Franchises](#), Form #05.030

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

For more information on the “person” scam in the Internal Revenue Code, see:

[Policy Document: IRS Fraud and Deception About the Statutory Word “Person”](#), Form #08.023

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

## **2 Why equal protection implies that no government can have any more authority than a single man**

The Declaration of Independence asserts that all men are created equal.