



The Truth

The Truth Watch weekly newsletter

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“Then I commanded your judges at that time, saying, ‘Hear the cases between your brethren, and judge righteously between a man and his brother or the stranger who is with him.’” (Deuteronomy 1:16)

“A federal judge in Virginia has decided that she knows what is best for our nation instead of God and WE the People. It is time to start impeaching these godless judges.” –Dave



WE the People have once again been [told](#) by a judge that our votes and our wishes have no bearing. Worse, this federal judge in Virginia has openly decided that God has no bearing on how we live our lives in America. Sadly, she only ruled on the latter part as she sees is the norm in our land. Never mind she confused the Declaration of Independence with the US Constitution (that's just a small oversight), this judge believes her opinion is more important than that of both documents she confused and the will of the people.

One of the main reasons I supported and voted for Newt Gingrich in both the Florida primary and the general election was because of how he [intended](#) to deal with rogue judges.

The US Constitution (yes, I'm sure I don't mean the Declaration of Independence)

clearly gives Congress the power to appoint and dissolve federal judgeships as it sees fit. Obviously the man occupying 1600 Pennsylvania Avenue would veto such a move by Congress, nevertheless it would send a message to these rogues.

Ever since the US Supreme Court [ruled](#) that it had judicial review powers (which to this day I don't understand how they did that constitutionally), we have seen horrendous rulings from the bench. From *Madison v. Marbury* to the *Dred Scott* case to *Plessy v. Ferguson* and *Everson v The Board of Education* (to name just a few), the US Supreme Court and the lower courts have ruling by ruling destroyed our Constitution. This has been happening while the two other branches of service have set by twiddling their thumbs.

If we are to rescue our republic, then we must come to an understanding of what the separation of powers mean and how one branch can be stopped by the other two.

FROM THE FOUNDERS



The judiciary branch was designed to be the weaker of the three branches and was to cause no harm to the other branches. Some where through our history, Congress forgot about that design.

“There never can be danger that the judges, by a series of deliberate usurpations on the authority of the legislature, would hazard the united resentment of the body intrusted with it, while this body was possessed of the means of punishing their presumption, by degrading them from their stations. While this ought to remove all apprehensions on the subject, it affords, at the same time, a cogent argument for constituting the Senate a court for the trial of impeachments.” Alexander Hamilton, [Federalist #81](#).

Judge Arenda Wright Allen joins a long list of judges who should be impeached and thrown off the bench, never again to ravage our republic. Judicial activism was a grave concern for the anti-Federalists, particularly when it came to ruling against state governments:

Perhaps nothing could have been better conceived to facilitate the abolition of the state governments than the constitution of the judicial. They will be able to extend the limits of the general government gradually, and by insensible degrees, and to accommodate themselves to the temper of the people. Brutus, *Anti-Federalist Paper #82*

Sadly, Robert Yates, aka *Brutus*, knew better than most the possibility of judicial malfeasance and the urge to respond to populace instead of respecting the Constitution.

Most constitutional lawyers and judges are ignorant of the Constitution because they are taught constitutional law and not constitutional history. In the case of Judge Allen, she can't even get the Declaration of Independence and the US Constitution right.

Time to clean up our courts...

FROM THE PULPIT

“The judicial usurpation of politics is a fundamental threat to democracy and the rule of law. It cannot be allowed to continue. When the legislative and executive arms of government are effectively stymied and decimated by a growing, expansionist judiciary, then democracy as a whole comes under very real threat. Thus concerned citizens must become involved, and seek to work for reform.” Bill Muehlenberg, “The Threat of Judicial Activism” CultureWatch [Commentary](#), February 11, 2008.

One point of contention I would have with Mr Muehlenberg’s commentary is that “the legislative and executive arms of government” have been “effectively stymied and decimated.” This is only the case because both branches of government have willingly allowed their constitutional powers to be usurped.

The executive branch has the power to ignore all judicial rulings it deems unconstitutional. Should the legislative branch side with the judicial branch it has the power of the purse to force upon the executive to act. As a last result, Congress has impeachment powers.

Should the legislature agree with the executive and find the judicial ruling unconstitutional it can act to pass legislation that not only overturns the judicial ruling, but also disallows judicial review.

Either way, the Framers placed checks and balances to preclude one branch from overstepping its enumerated powers. Only God can be judge, lawgiver, and King:

“For the Lord is our Judge, the Lord is our Lawgiver, the Lord is our King; He will save us.” (Isaiah 33:22)

The Father of our Constitution, James Madison knew that fallen man could not be trusted with all three powers and wrote as much in [Federalist #51](#):

“But what is government itself, but the greatest of all reflections on human nature? If men were angels, no government would be necessary. If angels were to govern men, neither external nor internal controls on government would be necessary. In framing a government which is to be administered by men over men, the great difficulty lies in this: you must first enable the government to control the governed; and in the next place oblige it to control itself. A dependence on the people is, no doubt, the primary control on the government; but experience has taught mankind the necessity of auxiliary precautions.”

TO THE STREETS

Those “auxiliary precautions” have been left at the wayside by the executive and legislative branches of our government. The judiciary was originally designed to be the weakest and over time it has become the most powerful. They’ve only done what Congress and Presidents, and ultimately WE the People, have allowed and tolerated. It is long past time to reel in this renegade branch of government. Here are some suggestions on how we can begin this process:

1. [Read](#) all of Federalist #51, which is titled “The Structure of the Government Must Furnish the Proper Checks and Balances Between the Different Departments.” A full understanding of the intent behind the constitutional checks and balances is required before going forward.
2. [File](#) a complaint against Judge Arenda Wright Allen. Section 1 of the complaint form is your contact information. Section 2 is the judges name and the court name is the United States District Court for the Eastern District of Virginia, Norfolk Division. Section 3, check the box marked “Yes” and the case number is “2:13-cv-00395.” Mark “Neither” in the “were you a party or lawyer in the lawsuit” section. Section 4 mark “No.” Provide a brief statement on why you believe Judge Allen is guilty of judicial misconduct. Then sign and date and print out and send it to the appropriate address on the form.
3. [Contact](#) the Senate Judiciary Committee and file a complaint against Judge Allen for her unconstitutional ruling on Virginia law.
4. Call the House Judiciary Committee at 202-225-3951 and file your complaint against Judge Allen. You’re more than likely to get more satisfaction contacting this committee than the Senate’s.
5. Share these action steps with your friends, relatives, associates, and neighbors. There is power in numbers and the more attention we pay to this, the more attention it will get from our elected representatives.

If WE the People do not fight for our liberties and our God-given right to govern ourselves according to the rule of law, then who will?

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