

The Sovereign Citizen Movement

Otherwise known as Constitutionalists.



What On Earth Is A Sovereign Citizen/Constitutionalist?

- A. Crazy Person?
- B. Difficult Defendant?
- C. Someone who has a unique understanding of the law.

Why People Believe

- "Some people believe with great fervor preposterous things that just happen to coincide with their self-interest." Judge Frank Easterbrook, *Coleman v. CIR* (7th Cir 1986) 791 F2d 68 at 69



Origins Of The Movement

- The movement started under the Posse Comitatus movement of the 1970s and 80s, not to be confused with the Posse Comitatus Act (18 U.S.C § 1385) of 1878.
- It was later modified to include other theories about the law and their role in it.



Major Beliefs

- A person who signs for a license (from driver to fishing) or any government document becomes a 14th Amendment citizen. This person then loses all constitutional protections and is enslaved to the state.
- Because the US went off the gold standard in 1933, we went “bankrupt” and the government both secretly pledged all US citizens as collateral for the national debt as well as set up a secret account with money for each citizen.



What Happens At Birth

- You become three entities:
 - A Corporation
 - A Representative of the Corporation, sometimes known as a “third party intervener” or “third party representative”
 - A person, sometimes also known as a flesh and blood man, a free man, or a flesh and blood man created by God.
- The way to tell the three entities apart is how the names are capitalized.

The Strawman

- Whether they believe you are two or three entities at birth, a common trait is that the name in all capital letters or corporation is a fictional person known as a straw-man.
- If a person files or fills out an array of documents they can become a free (sovereign) citizen once again.



Commonly Filed Motions

MY NAME IS IN ALL CAPS

- The Claim: "I am John Doe. You have JOHN DOE written on form. That is a corporation/fictitious person/strawman and not me."
- Arizona Rules of Court have requirements on filing of motions but full capitalization of names is not one of them.
- Historically, the only reason for capitalization is for emphasis due to the history of typography in court filings.
- Currently with computer technology and the internet, it is merely a convenience for the Judge and clerks to have something in all caps since it is easy to see. (Or laziness.)



You Charged A Corporation, Not Me.

- Since the belief is that humans are born free and upon issuance of a birth certificate (a negotiable instrument in their minds) a fictional person is created and is a corporation instead of a flesh and blood being, they are just showing up as surety.
- Since some birth certificates have ALL CAPS for the name of the baby, this confirms that the state has made a straw-man.
- Due to many court documents have names in ALL CAPS, it is not them that is facing the charges but the fictitious corporation.



Corporations Continued

- There are three ways to capitalize a name:
- ALL CAPITAL LETTERS signifies the strawman or corporation that is not a flesh and blood person.
- all lower case letters signifies the actual flesh and blood man, sometimes referred to as a free man on the land or man created by god.
- The First Letter In Each Word capitalized indicates the third party intervener or representative of the corporation.



Continued-Corporations

- See both the Arizona Rules of Court and The Bluebook: A Uniform System of Citation.
- Capitalization of a name has no legal significance. There is nothing in the Rules of Court that attach any significance to use of all caps. At most it assists the parties in seeing important sections of court documents quickly.

Distinguishing Characteristics Of A Corporation

- Requires filing of articles of incorporation and has certain protections built in that a human has. ARS § 10-302.A
- Has certain requirements to remain in effect from filing fees to having an address/statutory agent.
- Immortal- as all personal rights die with the person; and, as the necessary forms of investing a series of individuals...with the same identical rights, would be very inconvenient...it has been found necessary, when it is for the advantage of the public to have any particular rights kept on foot and continued, to constitute artificial persons, who may maintain a perpetual succession, and enjoy a kind of legal immortality. *Blackstone's Commentaries on the Laws of England, Book 1, Chapter 18.*

**NO MATTER HOW TEMPTING IT IS
DO NOT ASK THEM TO PROVE
IMMORTALITY RIGHT THERE-THEY
MAY ACTUALLY TRY.**

Even if it is very funny.

Minor Defects On Complaint

- "A name need not be correctly spelled in an indictment, if substantially the same sound is preserved." *Faust v United States* 163 U.S. 452 (1896)
- The extreme technical precision of pleadings in criminal cases has long been unnecessary in this state. *State ex rel. Purcell v. Superior Court, In and For Maricopa County* 111 Ariz. 418, 531 P.2d 541 Ariz. 1975
- If there is a question of the person before you being the proper Defendant, an ID hearing is appropriate.

Arraignment Dates

- Arizona Rules of Criminal Procedure govern when arraignments are to be held-
- Rule 14.1
- a. In General. Except as provided in sections (b), (c), and (d), these time limits shall apply: (1) for defendants in custody, an arraignment shall be held within 10 days after the filing of an indictment, information, or complaint.; (2) for defendants not in custody, an arraignment shall be held within 30 days after the filing of an indictment, information, or complaint.

Continued...

- If the date falls outside those time frames, *State v Vassar* 111 Ariz. 487, 533 P.2d 544 Ariz. 1975 covers those situations.
- “In absence of any sanction prescribed in rule providing that arraignment shall be held no later than ten days after filing of an indictment, information or complaint, it is necessary that actual prejudice from delay be shown.”

This Is An Admiralty Court! You Have No Authority Over Me!



Sovereign Citizens Believe Gold Fringe on the Flag

Signifies an Admiralty Law Courtroom.

- A 1925 Attorney General's Opinion (34 Op. Atty. Gen 483) states: "The fringe does not appear to be regarded as an integral part of the flag, and its presence cannot be said to constitute an unauthorized additional to the design prescribed by statute. An external fringe is to be distinguished from letters, words, or emblematic designs printed or superimposed upon the body of the flag itself. Under the law, such additions might be open to objection as unauthorized; but the same is not necessarily true of the fringe."
http://www.armystudyguide.com/content/army_board_study_guide_topics/flags/about-the-gold-fringe-on-shtml
- *United States v Mackovich*, 209 F.3d 1227, 1233-1235, fn (9th Cir. 2000)

Continued

- Admiralty Courts are federally created under 28 USC § 1333:
- The district courts shall have original jurisdiction, exclusive of the courts of the States, of:
- (1) Any civil case of admiralty or maritime jurisdiction, saving to suitors in all cases all other remedies to which they are otherwise entitled.
- (2) Any prize brought into the United States and all proceedings for the condemnation of property taken as prize.

What About That 1959 Executive Order?

- A 1959 Executive Order was issued to state the dimensions and specifications of the flag.
- Nothing changed with fringe-it was not addressed. There were two and the second one took effect on July 4, 1960.
- <http://www.archives.gov/federal-register/codification/executive-order/10834.html>



Why Admiralty Law?

- Sovereign Citizens or Constitutionals believe that the government has instituted admiralty law in order to make slaves of the people.
- Where they get this is unknown, but they will often cite irrelevant sections of the admiralty law as if it were applicable to their cases.
- The belief is that admiralty law is being used to usurp the law set out by the Founding Fathers by which all men are free, the common law.

• Source: Southern Poverty Law Center



The Only Legal Court Is A Common Law Court.

- Once Upon A Time in America there was a utopia that had based the government on common law (a “de jure” government) but it was subverted with the current one.
- Since we no longer have a legitimate government, upon writing various different things on court documents (usually their name with peculiar punctuation and adding sui juris at the end), they free themselves from state and federal jurisdiction and no longer have to obey our laws. This procedure is known as either redemption or asseveration.



The Basis Of US/Arizona Law

- We have constitutional law, statutory law, administration regulations and...common law AKA case law.
- The US is heir to the English system that was based on common law (starting in 1189, anything prior is time immemorial.)
- Our state utilizes the Uniform Commercial Code (1952) and the Model Penal Code (1962) to help harmonize our statutes with other states.
- Fun fact-Louisiana still uses the Napoleonic Code.

Redemption/Asseveration

- If you get a Form 1099-OID, this means they believe not only have they declared their freeman status, they also get access to money. From \$630,000 to 20,000,000 in a secret government account.
- Their filing this also frequently comes with Accepted For Value (sometimes written in red)
- There also might be a UCC-1 form.
- Giving up your citizenship is governed by 8 U.S.C. § 1481 and Arizona courts are not included.

I Never Signed Any Contract! So You Have No Authority Over Me!



Social Contracts In The US

- The concept of a social contract dates as far back as Socrates "For, after having brought you into the world, and nurtured and educated you, and given you and every other citizen a share in every good that we had to give, we further proclaim and give the right to every Athenian, that if he does not like us when he has come of age and has seen the ways of the city, and made our acquaintance, he may go where he pleases and take his goods with him...*he who has experience of the manner in which we order justice and administer the State, and still remains, has entered into an implied contract that he will do as we command him.*" Crito by Plato 360 BCE

Continued

- Essentially: [The social contract] can be reduced to the following terms: *Each of us puts his person and all his power in common under the supreme direction of the general will; and in a body we receive each member as an indivisible part of the whole.* Jean-Jacques Rousseau's *Du contrat social* (1762)
- When you reside in the US, you have given your consent to abide by the US laws and when you live in Arizona, you have given the same consent for the Arizona laws.

Okay-But You Do Not Nave Jurisdiction Over Me!



Where does your Court's Jurisdiction come from anyway?

- The Court has jurisdiction over your case as noted in the Constitution of Arizona, Article 6, Sections 1, 32.C, ARS § Title 22, Chapter 3, Articles 1 and 2.
- The State Constitution was approved after a constitutional convention on December 9, 1910 as ordered by the US Congress, acting under their authority granted by the US Constitution (as approved by the Congress of the Confederation on September 17, 1787 under Article 13 of the Articles of Confederation and going into effect on March 4, 1789) Article 4, Section 3, in the Concurrent Resolution of March 1910-11 36 Stat. 557-579, Section 19.



I Have A Sovereign Right Travel Upon The Roadways

- <http://thecountyguard.org/right-2-drive-handout.html>
- The Interstate Highway System is owned and operated by the states individually and are required by Federal Law to have a department of transportation if they receive aid from the Federal Government for highways. 23 USC § 302
- Our current ADOT was created in 1974, succeeding AZ Highway Department and AZ Department of Aeronautics. ARS § 28-331.A



You Can Travel On The Roads But...

- ARS § 28-3151 Driver license requirement. A. Unless exempt pursuant to this chapter, a person shall not drive a motor vehicle or vehicle combination on a highway without a valid driver license and proper endorsement as prescribed by this chapter.



No Way, MVD Is A Private Entity!

The Arizona State Constitution provides for the State Legislature to enact laws under Article 4, Part 1, Section 1.(1) and (14). The Department of Transportation was created by the State Legislature acting under their authority derived from the Arizona State Constitution and therefore the Department is not a private entity but rather a part of the government of the State of Arizona. See also 23 USC § 302



The Problem With Money.

- Frequently a person will say they need to go and get gold coins because that is the only legal method of payment.
- *Knox v. Lee*, 79 U.S. 457 (1871) is the main case on paper money. It held essentially “Congress has the power to emit bills of credit and to make them receivable in payment of debts to itself, and to make them fit for use for those who choose to use them for commercial purposes.” From summary of *Knox v. Lee*, 79 U.S. 457 (1871) Written by Joel A. Sumner, Esq., LL.M.



Money Money Money

- *Knox* also points out that Congress may pass laws making coins out of whatever metal they want. That means there is no reason for the US to have gold coins.
- You also sometimes get a Bill Of Exchange that draws on that fictional account they think exists.



Words Have Magic!



What Are They Talking About With Words Being Magical?

- Frequently the plain meaning of a word is ignored or treated extremely literally.
- “Statute’s language, where clear and unequivocal, controls statute’s meaning unless it leads to absurd or impossible results...Where statute’s language is subject to different interpretations, court is free to consult other sources of legislative intent such as statute’s context, historical background, consequences, spirit and purpose.” *Lowing v. Allstate Ins. Co.* 176 Ariz. 101, 859 P.2d 724 Ariz.,1993.

All Crime Is Commercial

Title 27 § 72.11 of the CFR

- “*Commercial crimes.* Any of the following types of crimes (Federal or State): Offenses against the revenue laws; burglary; counterfeiting; forgery; kidnapping; larceny; robbery; illegal sale or possession of deadly weapons; prostitution (including soliciting, procuring, pandering, white slaving, keeping house of ill fame, and like offenses); extortion; swindling and confidence games; and attempting to commit, conspiring to commit, or compounding any of the foregoing crimes. Addiction to narcotic drugs and use of marihuana will be treated as if such were commercial crime.”



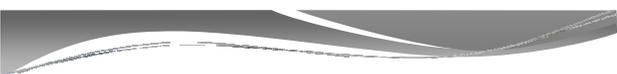
The US Is A Corporation=All Governments Are Corporations

- 28 USC § 3002(15):“United States” means— (A) a Federal corporation; (B) an agency, department, commission, board, or other entity of the United States; or (C) an instrumentality of the United States.
- But like all legal definitions, it is limited to that particular part of the Statute.



U.S. v. Perkins, 163 U.S. 625 (1896)

- This case is usually cited as NY re: Merriam 36 N.E. 505 1441 S. o.1973, 14 L. Ed. 287.
- Merriam left his estate to the United States Government.
- The issue was whether New York could collect an inheritance tax.
- The New York inheritance tax statute specifically exempted estates that pass to corporations.



Perkins Cont.

- The Court found that the tax was not a tax on the United States, so the question became whether the United States was a corporation under the meaning of the Statute.



US v Perkins:

- “[T]he United States are not one of the class of corporations intended by law to be exempt [citation omitted] from taxation. What the corporations are to which the exemption was intended to apply are indicated by the tax laws of New York, and are confined to those of a religious, educational, charitable, or reformatory purpose. We think it was not intended to apply it to a purely political or governmental corporation...” *Id. at 631*



LET’S TALK SOCIAL SECURITY



The Way It Works

- Taxes are taken from you and put in a trust account.
- That trust account sends out payments to those who qualify.
- Eventually you stop making payments and they start paying you.
- New payments are compensated for by new payees.
- Each participant is assigned a number that verifies their participation.



The Way They Think It Works

- The government declared bankruptcy in 1933 and used the social security numbers as collateral.
- The government does not exist as we know it and its sole function is to discharge the debt from his bankruptcy.
- Your SSN is an account number where you can access the value of your collateral by using the routing number on the back of the card.
- Translation= Easy Money



Why Does This Matter?

- Anyone who uses this account as collateral is committing fraud.
- Anyone who attempts to purchase items based on notes from this account is committing forgery and theft.
- We are seeing these cases.



Miscellaneous



You Never Know When Someone Will Try to Apply This

- BAR stands for British Accreditation Registry.
- All Bar associations are derived from English law and anyone who is a member has sworn an oath to the crown of England.
- England guaranteed the bankruptcy collateral.
- The Titles and Nobility Amendment means we are illegal government lawyers.



Miscellaneous Continued

- All lawyers have taken a secret oath to uphold the bankruptcy.
- Lawyers exist to transfer rights of defendants to the State.
- Red ink has meaning.
- My name is hearsay.
- The 1864 election was illegal.



Miscellaneous Continued

- A civil flag was created at the same time as the flag we all know, which is a military flag. The civil flag had vertical stripes. The elimination of the civil flag from history coincides with a military takeover of the government.
- Only those who live in a territory have to pay taxes.
- The State of Arizona is a legal fiction.

Why Go To Such Effort?





Helpful websites

- <http://www.splcenter.org/get-informed/intelligence-report/browse-all-issues/2010/fall/sovereign-idioticon-a-dictionary-of-the>
- <http://openjurist.org/>
- <http://evans-legal.com/dan/tpfaq.html>
