National Liberty Alliance

Monday Night Conference Call

June 6, 2016

Topic: Militia Part 6

Questions can be e-mailed to [questions@nationallibertyalliance.org](mailto:questions@nationallibertyalliance.org)

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Scripture Reading: Proverbs 19: 1-9

Brent will be speaking about militia

Brent is author of the book Excellence of the Common Law

and his website is commonlawyer.com

John would like to put to rest a rumor.

The assault is upon National Liberty Alliance

They are claiming that NLA is doing writ of habeas corpus improperly

They claim NLA should have gotten a number

John has told the individual that started this rumor that they didn’t understand how things worked

The number is something that we use off of the original case.

Writ of habeas corpus is not opening up a new case.

It is concerning an existing case.

It is generated from an existing case concerning due process.

When an individual does not have the opportunity to face his accuser, to face the affidavit, the sworn statement against him that has put that individual in jail , when that person does not have that option to be able to face that and be able to respond back to that, to rebut it , then he or she can file for a habeas corpus.

They petition the court for a habeas corpus.

John has not heard of a habeas corpus going forward in years.

The judge does not give it to them

So the grand jury has decided that the people will petition the grand jury for habeas corpus

The grand jury will acknowledge that petition and set forth the paperwork and send it to a federal judge.

We send it to the chief federal judge to hear the case and deal with it appropriately.

We also let him know that we are going to do judicial oversight on this case.

So we expect for him to do the right thing.

In every case they default.

And the law requires when a default happens the person to be set free.

Now they have done that

They have in a couple of cases.

Due process is not being given to the people

The people want due process

(9:48)

The judiciary is refusing then due process

That’s the case

So they’re making their own case.

The individual who is sending these rumors around is claiming that we should go out and buy a number.

First of all, why would a grand jury buy a number?

Because this is a due process concern, it is a violation of the Fifth Amendment, the unalienable right of the individual to have due process protected by the Fifth Amendment, because it falls under the Constitution it must go into the federal court. The federal court needs to hear the habeas corpus.

So it is moved over for the hearing of the habeas corpus , it is decided on, and then everything goes back or the case is thrown out, dismissed.

The federal judge doesn’t do his job and the state court or whatever court it is generated from isn’t doing their job.

And so the best we can do is file the paperwork and continue

We go through the default process.

We go through the contempt of court process

And now we just sit and wait at this point.

We got 28 cases

We got 18 cases that we are trying to work on

We are trying to work with someone to help us with the paperwork to get it printed up so we can get it out.

There are about 18 cases that are ready to go out but they have to be put in form and sent out.

We are doing our best to meet that as soon as we can.

We are not going to take on any new cases until we get through those 18 cases.

There is already a number

And if the federal court wants to apply a number then that is their business.

We have applied a number because we want to connect all of our cases and we are opening up a common law court. Where all of these other courts are generally speaking are being opened up as an administrative type court or under the rules of chancery. They are not operating under the rules of common law. So we file our paperwork and we give it a number

We also have the number of the original case That’s the important number.

(12:28)

And if the federal court wants to put a number on it then they should put a number on it because they have to be able to find their files.

Justice cannot be paid for

You cannot require a payment for justice

The only thing necessary for a prima fascia case is an affidavit from an injured party.

Whoever is bringing these rumors up are just trying to cause problems. They don’t know what they are talking about They don’t know how the process works.

(14:45) Gary read the questions

Question 1: To get himself out of a snafu King John conceded the whole of England and Ireland to the Pope perpetually in 1213

When the Magna Carta was established it broke the terms of the concession and forfeited all authority to the papacy

King John then claimed to annul the Magna Carta and on August 24, 1215 so did Pope Innocent the Third in a papal bull

In 1216 after King John’s passing the Magna Carta was claimed to have been re-enacted.

But unless it was by the pope, the only one with any recognized valid authority , it doesn’t seem to matter.

Has the Magna Carta and the common law upon which it is based just been a public fraud all this time supported by the people but lacking any official authority behind it?

When Brent talks about Magna Carta he doesn’t say the Magna Carta

The reason Brent doesn’t do that Magna Carta never had a definite article in front of it never had “the” because Latin doesn’t have a definite article and the man who wrote Magna Carta, Stephen Langton , he is the man who gave us the chapter divisions of our Bibles, the man that drafted it, he was the chief draftsman, he wrote it in Latin

John had turned the whole country of England along with all the profits and lands and of course burdened all of the landholders in England with taxation from Rome and then Rome owned everything England became a feif That means it becomes a cash cow for Rome , for the foreign power of Rome

He had also promised the entire country of England would become Islamic

He promised that to the Sultan of Morocco who was Islamic

The Sultan of Morocco told King John I will give you all of the gold and silver that you want to mount war against the landholders of England and put them back in their place but you have to promise me that you will make all of England by official proclamation Islamic

He had indebted the entire country to the moneylenders of England

The Jewish people in England were the only ones by law at that time allowed to lend money to anybody in England because usury according to the Bible and according to the common law was against the law as it still is and should be.

They were give special dispensation to loan money to Englishmen

They were going to hell because they were not Christian anyway so they let them do it

And besides that we need the money.

King John had indulged himself in the interest rates annually for loans to the moneylenders in England were from 42 to 83 percent per year.

John had burdened all of the landowners of England

The situation was on the verge of bloody slaughtering war

The barons, the landholders, had made full preparation for war had fielded an army bigger than John’s

The pope had commissioned the invasion of England by Frenchmen, the French army, and the landowners of England were in dire set of straights to defend their holdings against everybody .

All the evils of the Evil Empire were crashing in on them.

Just as today the law that threatens us is Islamic law , Roman law, and pharisaical law

All three have always threatened the United States and do threaten today

Magna Carta has not been in effect by official proclamation in England.

And England kept trying to reach back and re-establish it and that created more bloodshed.

Magna Carta is an agreement most fundamentally between the crown of England and the landholders as to what is right and what is wrong, what is the law as it applies to them

The principles of Magna Carta throughout have not changed, will not change , and are incorporated in our United States Constitution even lifting it’s most fundamental language from Magna Carta, the phrase law of the land included in Article 6 of our Constitution that this Constitution shall be the supreme law of the land and that phrase law of the land is a phrase denoting common law due process

Our common law is due process

The thing that distinguishes us, and the Bible the same way, it is a matter of process, that is why the Bible talks about the Way, the path the course of our common law

Our common law is process

When Magna Carta was drafted the phrase “common law” had not yet come into use in England.

English became the official language of parliament during the thirteen hundreds.

The phrase common law then began to pick up steam

Before that it was called “ law of the land” or “ land law”

The Bible makes the land the most important thing and that is why our common law is called “land law” or “law of the land”

(24:12)

Common law is the binding law upon all men at all times because it is as Justice James Wilson of the US Supreme Court put it:

it is of origin divine.

It’s God’s law.

These principles, because they don’t change we call them law

That’s what law means.

“Law” is the old Danish word “ that which cannot change will not move for anybody”

The common law is in force

It is impossible that common law cannot be in force

It is the law of nature

The law of nature is not the natural law of St Thomas Aquinas

Thomism, the official doctrine of Islam

They call it by a different name of Romanism

They call it Thomism after St Thomas Aquinas and the law of Phariseeism , all three of those arose in their modern form at the same time from three men who were fully aware of one another and used the same methods and copied one another. They are just different names , different labels, the Evil Empire is good at changing labels and changing names and offering the same thing over and over again

Magna Carta is a great stepping stone down through history of our common law

Our Constitution is another solid one

(27:00)

Gary had another question but wanted to make a clarification in this e-mail question first.

This is from Jim.

Jim, your transcriptions are highly appreciated and they have been posted since 2015 on the NLA page if you go to the main page and click the Monday Night Call and go all the way to the bottom you will find all of the wonderfully appreciated transcriptions

They did not go unnoticed.

Jim had a question

If the NLA is not going to be doing habeas corpus , he has a brother-in-law who is in deep trouble with many constitutional violations

Should he do a habeas corpus himself for his brother-in-law?

(28:00)

John had done that previously using the procedure that Bill Thornton had put out as a next friend and bypassing the judge

Putting it in the judge’s hand with the order to hear the case and to expose of it judicially.

It took 30 days

It defaulted We put the default in Within 30 days they released the individual from prison with no reason

Since then we have done it through the grand jury and we got two people that were released from jail

We have done 28 habeas corpuses through the Unified United States Common Law Grand Jury.

26 of them people have not been released

You can try it

This is the most important thing that we can do

It makes the case

We hope to get traction through the media at some point

At some point something has got to give

They have a wall of resistance up

We have one or two people to talk to to get the habeas corpuses moving forward again.

We might have success with that this week.

Hopefully we have 18 to push forward and get that done

(33:00)

Question 3: When Justice Taney said that the local militia has the authority to enforce writs of habeas corpus against U S Army regulars, was Justice Taney referring to a standing army or to an army specifically raised for the war between the states?  Specifically, when did America begin having a standing army?

As far back as Madison’s War the War of 1812 the militia of the states were instrumental in fighting that war.

Going back to the Revolution, George Washington wanted an army that took an oath to the United States. He didn’t want to form militias from the colonies

He wanted a standing army for the duration of the war.

In our Constitution standing armies are not to be permitted except for a certain period of time to be funded as such.

By the time we got to the war between the northern and southern tiers of states the militias were still important there

Lincoln put out the call for each of the states to produce X number of men according to their populations to come and protect initially Washington DC

And the states responded

But things began to get blurry between the militia of the several states the blurry line began between them and army regulars.

(35:37)

During that war our Constitution was flipped upside down.

There were approximately 6,000 federal employees at the beginning of the war.

At the end of the war there were approximately 60,000 federal employees.

When “isms” become the war then no longer do you have enemies with bodies that you can fight and no longer are you out to conquer territory and if you are not out to conquer territory the war is a waste of human life

The militia continually starting with the war between the northern and southern tiers of the states became increasingly intensively blurred with the standing army

And what we do now with the standing army is unconstitutional

Congress is authorized to fund the standing army only for a certain period of time.

Ron Paul wrote a little book called “End the Fed”

The key to all of this is to stop the monopoly of issuing money that now exists

That’s an unlawful monopoly

As Justice Coke said, they are against the common law and against the liberty of the individual and a monopoly cannot exist without government force and violence

The standing army problem is all connected to the blurring of the distinctions between the standing army or the federal armed forces , the national armed forces, the militia of the several states .

(41:13) that concluded the e-mail questions.

John announced Brent Winters

Brent will be speaking about militia

Brent is author of the book Excellence of the Common Law

and his website is commonlawyer.com

The only remedy for the lawlessness we see is law.

Our militia of the several states as our Constitution puts it the militia of the several states is four clauses of our Constitution.

It is set for prominently in the Book called “Numbers” in the Bible.

The fourth book in the Bible is about martial law.

Which is really the law of the city.

But it is a book about it’s right jurisdiction.

We are common law the law of the land

The law of the city is martial law at heart.

It is the law of the Roman legions.

The law of the city is a martial law

But it has a proper use

(43:31)

And that proper use is to apply it to armed forces in the field and to sailors on ships at sea

And if it is confined to those two things, primarily, and foremost, it has a good use

But to apply it to people who are not members of the armed forces ,destroy, and ships at sea admiralty law is to destroy our freedoms

When the militia of the several states is called into duty, whether by the governor of the state of that militia or by the President of the United States in the national service unless a militiaman is called into duty once mustering occurs martial law applies to that man

He is no longer entitled to trial by jury

The first militia clause of our Constitution charges the Congress of the United States with providing rules for the separate states for calling forth the militia when called into the service of the United States and only can be done so for three reasons

to execute the laws of the Union

to suppress insurrections and repel invasions

for enforcing the laws of the United States and the reason for governing such part of them as may be employed in the service of the United States

Congress has the power to set forth those rules

It does not have the power to applying or enforcing them.

That is the first militia clause.

The second militia clause of our Constitution reserves to the states respectively, each one of them, alone, the appointment of officers of the militia of that state and the authority of training the militia according to the discipline prescribed by Congress

In the first militia clause it talks about that

The appointment of officers the federal government cannot do that according to our Constitution

Accordingly each state has the common law responsibility to provide practical standards for it’s militia

What kind of firearm and the amount of ammunition each member must provide himself .

And safely keep.

The level of training, discipline , and the skill he must himself attain.

The state legislature has the responsibility to set those standards.

The first militia clause concerns Congress

The second militia clause concerns the states respectively

The third militia clause of our Constitution gives the President of the United States authority over any member of a state militia only when called into actual service of the United States.

The third militia clause concerns the President

The fourth militia clause concerns the People of the United States, the militia

(47:57)

The People means the militia. That is the old common law term taken from the older testament. If you go to the older testament , every time you see that phrase “the people” it refers to an armed band of men. In most cases it refers to the militia of Israel.

The fourth militia clause is different than the preceding three.

The first three militia clauses grant authority to three classes of people.

Congress, State Governors and Legislators, The President

All three of those groups, those classes of people these three militia clauses grant authority.

The fourth militia clause which we call the Second Amendment grants nothing.

It acknowledges a fundamental right.

A fundamental right is a right given direct to the individual from the Creator

Quoting Neal Smith: The only reason anybody has for taking your gun away, says Neal Smith , is to make you weaker than he is so he can do something to you that you would not allow him to do if he were equipped to prevent it.

If a right is given from God, it is a duty given from God, it is nondelegable and it cannot be removed as our Declaration of 76 says.

No man has the right to do wrong

The only fulfilling thing that man has is to fulfill his responsibilities before God. It is the chief end of man. And if you aren’t going outside of yourself then there will be no satisfaction in the end.

Amendment 2, that is the Second Amendment , bars the national government or any state government from interfering with any one of the people’s nondelegable right and duty to keep and bear arms

Our Second Amendment stands for security and freedom are possible at the same time only as each militiaman of each state fulfills his duty in accord with our Constitution’s four militia clauses

(56)

If the people of the United States fail to fulfill this fundamental duty of the Second Amendment the national government will gain an absolute monopoly of violent force and power and will evermore both dominate the states and oppress the people as is now seen.

The readiness of the militia of the several states is the supreme law of the land

Americans continue to ignore our common law first principles of our Constitution’s militia clauses at great peril to their freedom.

Neither the government nor the people can end the militia nor alter it’s fundamental right.

(1 hr)

Brent was available for questions

Caller 1: Robert from Illinois

There are two different Magna Cartas 1215 and 1225

What is the main difference?

It is not significant

Brent has forty hours of lectures on Magna Carta

It was reissued in 1225

The people of England often demanded that people filling the executive power of king reaffirm Magna Carta.

Magna Carta’s anniversary of 800 years was last year

Caller 2: Terry from Colorado

Terry got to page 318 Section 3.8.1 about divine right of kings Caller read part of the last paragraph

In the civil law tradition rulers rule instead of God.

Through the use of civil law’s inquisitional system these rulers labor to induce fear as a stabilizing ingredient of their rule and thus

the civil law plays out its principles to their logical conclusions

No self respecting American would ever allow another mere man to insert himself as another middleman between himself and his God.

Caller 3 Jeremiah from California

Habeas corpus has been turned into a statutory remedy because of the fact that the common law has been statutized right along side with regulations and codes. (1:17:47)

It is difficult to find the habeas remedy because statutes can contain common law remedies as well as other types of law remedies. This is case law This is from 1943

In habeas corpus proceeding to obtain release from custody after commitment for contempt petitioner cannot be discharged from custody if the facts showing jurisdiction appear on the record. Since writ of habeas corpus cannot be used as a basis for review as upon appeal.

Regarding habeas corpus is it a statutory remedy and still common law at the same time?

Our common law is not a list of laws It is a way of life It is a way of life that governs all of government including legislators and courts and executive branch of government

Habeas corpus is a creature a legislation Habeas corpus has a statutory remedy it was from the very beginning parliament came up with it and they put it in legislation it was before that time unknown and before that time and Magna Carta makes mention of this

makes much about it and guarantees it the common law principle is that jailing people, confining people to a boundary, as our common law says today, is false imprisonment

(1:20:45)

False imprisonment is against the law.

False imprisonment, wrongful imprisonment, unlawful imprisonment , is against the law of common law for this reason : because the covenants of God most fundamentally from the book of Genesis say our father, Grandpa Adam, and Grandma Eve, God told them and then repeated to Grandpa Noah after he emerged from the ark and repeated it again to David, He said be fruitful and multiply and fill the land

That means that you have to have freedom of bodily locomotion to get up and go where you want to go when the impulse hits you That’s why God gives you those impulses

God gave Abraham the urge to get up and get out. God impelled him to leave.

False imprisonment hampers against the covenant of God

Every three months, every quarter, justices were sent throughout the land of England to go to every jail and to examine every prisoner’s jailing to see if it was lawful. And if it wasn’t lawful then the man was released on the spot.

That wasn’t working so well after awhile.

Finally parliament said we are going to pass legislation and we will claim that there is a new writ now. And it is called the writ of habeas corpus. Habeas corpus means we have the body. Writ means a command in writing from a greater to a lesser authority. From a judge to a jailer.

The jailer is ordered to bring the body.

We don’t need a statute for habeas corpus because our Constitution has put it in writing.

Habeas corpus in the United States Constitution applies only to the federal courts. It doesn’t apply to the state courts in California

And in California they are free to do what they want.

There is nothing in our Constitution that says that California even has to have habeas corpus.

California is a common law jurisdiction.

Therefore it does have habeas corpus.

The legislature of every state, the Congress of the United States has a duty to do everything that they do according to the course of the common law. And to not pass anything in law that does not undergird and enforce the common law tradition because our Constitution of the United States is a brief of common law government and anything that the legislature does that is against the common law is not law at all.

The legislature of Utah has done away with the common law.

If they have done away with the common law then trial by jury no longer exists in Utah.

But that’s not true

The legislature is putting into law things that they don’t comprehend.

False imprisonment is against the law of God.

You don’t find prisons at all in the Bible.

They were put in the ward before trial but not after trial.

Caller 4 Mary from Massachusetts

Today we are in a unique situation

We don’t have people co-operating

Especially the sheriff and everybody that we need to make this happen.

Where does that leave us?

That leaves us with personal responsibility

If I am serving on the jury and the law that I am suppose to enforce , if it isn’t lawful, I have a duty to interpose myself.

Governors of states have a duty to interpose themselves between the people of their respective states and the madness of the federal government and just simply say “No”

State attorney generals have that duty

Sheriffs , locally, have that duty.

County council members have that duty.

Pastors of churches have that duty.

Elders and deacons, Moms and Dads have that duty.

Fathers and Mothers have a duty to say “No”

“No I am not going to participate in your madness”

As for the Second Amendment, if you are a member of the militia , make sure you have a military grade weapon. If you are a male between the ages of 20 and 45 it is your duty at your own expense to obtain a military grade weapon and some ammunition and complete a good safety and marksmanship course if you are a male.

If you are a female you have an option if you want to arm yourself.

Males have a duty to do so.

Get a copy of Brent’s book Militia of the Several States Constitution, Our Constitution’s Answer To It’s Enemies Foreign and Domestic

You can get it at Amazon.com type in Brent Allan Winters

John thanked Brent

Gerard took over the mic

Caller 5 Linda Massachusetts

Caller told Mary from Massachusetts to look up under Committees of Safety under Massachusetts, she is Linda. Please call her The New Hampshire meeting happens on Wednesday

Caller 6 Pamela

How is it going about speaking at the Sheriffs’ Convention?

Gerard sent a late e-mail telling them that they wanted to go

He told them at we are willing to speak on the power and the authority of the sheriff.

There was no response

It is in Minneapolis

At this time Gerard will not be able to do it.

If we had the funds to do it and they asked us then we would do everything we could to get there.

They already have their agenda picked out.

Gerard will check his e-mail to see if they answered.

Caller believes that this would be a great opportunity.

There is something outrageous going on in Pennsylvania

They are making a law to help victims of crime

But they want restitution instead of going to the victims to go to the common law

Why should the state benefit from victims of crime?

The whole premise of what they are doing is to make the state the injured party

It only stands to reason that they are going to keep on overreaching and overreaching

The whole system is broke

Caller mentioned what Karen Hudes is doing the get the U N out of the United States

She wants UN troops out of the United States

(1:58:00)

Caller 7: Robert from Illinois

Is there anything that we need to know as members of NLA in regard to the strategies that we are moving forward

There were rumors of a US Marshal threatening us.

Some people have pulled away

When we sent people around to inquire about what they did with our paperwork

The marshal said If you threaten the court then we will come out and arrest you.

That shows that he is working for a corporation.

They need to make judges feel secure in their little world.

When a person gets sent to jail, the longer the sentence the more money he gets in his retirement account.

The average person doesn’t know that.

They don’t have an oath to the Constitution any more.

Or at least they don’t acknowledge that.

Caller just spent 15 days in the county jail for the matter about when the judge committed fraud and changed the date when caller went in on a pretrial. The judge committed fraud.

Caller wants to go back and countersue in the federal court.

Caller inquired where NLA is regarding his habeas corpus.

You never get justice from the state court

And we are not getting justice from the federal court

They are not following the Constitution

Caller is concerned as to if he will be able to get his habeas corpus soon so he can read it in court.

Gerard cautioned that they may hold him in contempt

Caller has completed everything and is just waiting for it to be mailed.

(2:17:20)

Caller 8 Karen Hudes

We are talking about failed currency. And there is something we can do before it fails. And that is exchange it.

It was suggested to go to gold and silver and barter.

It will make things easier for the transition if we are not dependent upon that.

People are not informed to ask for it.

What John F Kennedy was doing We have the gold It’s in the World Bank at IMF

It is in a big trust And she is the overseer mandate trustee for that trust

Caller needs for National Liberty Alliance to educate it’s people so that we can access that.

People have to understand where we are right now

Our Constitution is not in effect

We got this World Bank in IMF They have declared the United States in interregnum now

(**1:**  the time during which a throne is vacant between two successive reigns or regimes

**2:**  a period during which the normal functions of government or control are suspended

**3:**  a lapse or pause in a continuous series)

Caller has been dealing with the adjutant generals which are the National Guard. Caller requested that the UN get any foreign troops out of the United States.

She also requested that she could see the accounts of this trust.

We are not that far from being able to switch our currency.

People have got to know where we are.

The Federal Reserve Note is not constitutional

Our Constitution is not in effect

If the Federal Reserve Note crashes before we have exchanged our currency for treasury dollars backed by the gold that belongs to the United States then we will be into World War III

The fact that we are armed is not going to help us

Ronald Reagan printed Treasury Dollars and they are in a bank account in Switzerland

Caller wants the National Guard to allow us to print the Treasury Dollars from our Bureau of Printing and Engraving in Texas

It is our right to have constitutional currency

And replace the federal reserve notes before we go down the tubes.

The treasury dollar would be there on an interim basis and then we would mint the gold and that would replace the treasury dollar.

If people knew the way things are supposed to be they would understand that we should have gold and silver as currency and not fiat dollars that is a fundamental principle of this country that we haven’t followed.

The Constitution is not in effect because they are not following any of it.

Education is a very important step People need to understand what this is about

Reagan and Kennedy got shot for it

They were ahead of their time

(2:37:20)

Caller 9 : Kansas Jan

Caller inquired Did Karen request that the foreign troops be removed from our country?

She asked that the UN take them out but she is working with the National Guard.

Gerard unmutted Karen and asked who is going to enforce the removal of the foreign troops?

Karen copied the adjutant general for Maryland and said that she was speaking on behalf of the National Guard.

She didn’t say that you couldn’t use the National Guard.

Karen said that she was speaking on behalf of the National Guard

She didn’t say that you can’t speak on their behalf

Are the troops here to protect the federal reserve note?

Absolutely, how are you going to force that on the people?

We can’t allow martial law or anything like that.

Every time a police officer pulls you over , that is kind of a martial law thing right there, is it not?

They declared martial law back in 1870 something and every president has extended it since then.

The average person should know that we are under martial law

Martial law is when you take over a country that you are fighting with and you put martial law in when you are establishing a new government

These are admiralty courts under martial law

Caller 10: Elvia

What can we do to exchange the fiat money that we have for lawful money?

You can exchange federal reserve notes for gold and silver

Karen is talking about something bigger than that.

Save up some silver and put it in your safe.

Caller inquired about Hughes v Hayes and Judge Prudenti

Last year in 2015 you mentioned that there was a time that you had a conversation with a judge in New York about when they switched from common law to not-common-law.

There was a vote and a majority.

This was a New York court ruling.

It was about 5 to 3

The three judges that wrote the dissentinging opinion actually called it treason

They called it unconstitutional

We wrote back and said We are the People and we agree with these three judges and we don’t care what the other four judges said and you are in dishonor You are all in treason.

After that they stopped talking to us They didn’t want to answer us any more.

Gerard will try to find it and sent it to Elvia