National Liberty Alliance

Monday Night Conference Call

May 23, 2016

Topic: Militia Part 4

Questions can be e-mailed to questions@nationallibertyalliance.org

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Scripture Reading: Proverbs 24: 1-14

Brent will be speaking about militia

Brent is author of the book Excellence of the Common Law

and his website is commonlawyer.com

(0:09:32)

John handed it over to Brent

Brent has just been to Alaska talking about the duties of states and the duties of sheriffs to interpose themselves between the madness of the federal government and the states themselves, the people of the states.

Every office holder in America, state and federal, and the sheriff is included in that, have a duty to interpose themselves between a federal government that says your sons and daughters must share the same bathroom and shower room , they have a duty to impose themselves between the federal government’s draconian order to enforce such childish and dangerous stupidity. Twelve states have said “no”.

Every person is, as the ancient people used to say, a magistrate.

A magistrate is an office holder, someone who has a duty under the law.

Every office holder in America is required according to the terms of our Constitution to take an oath respecting the fundamental principles of our common law.

Our Constitution of the United States is a brief of common law government.

Chief Justice Taft of the U S Supreme Court said:

“The language of the Constitution cannot be interpreted safely except by reference to the common law. The Constitution, it’s language, said Chief Justice Taft, cannot be interpreted safely except by reference to the common law.”

Article 6 says that it is the supreme law of the land and that means due process. That is what our common law is. It is due process.

The sheriff figures into this, and the militia figures into this thing about standing between the madness of lawlessness and order. And liberty is only possible under the law of the True Law Giver. To God Himself, the Creator says James the apostle.

Grandville Sharp said “The common laws always required the people to be armed, and not only armed, but to be expert in arms” He said “To be sure the common law has always required the people to be armed and not only armed but to be expert in arms”

By the Constitution’s four militia clauses the fundamental common law called the fyrd , we call it today the militia, was put to writing and set forth in terms of American government.

Our Constitution further arranges duties under it’s militia clauses among four separate classes of men.

1. Congressmen
2. the separate office holders of the separate states of the Union
3. Presidents of the United States
4. individual members of the militia

Every able bodied man, not every able bodied person, but every able bodied man, between the ages of 20 and 45, is a member of the militia of the several states.

First our Constitution charges the Congress with providing rules for the separate states for calling forth the militia of the several states when called into service of the United States to execute the laws of the Union , to suppress insurrections, and repel invasions. There are only three reasons that the President of the United States may call for the militia of the several states or any part of them.

Number one : to execute the laws of the Union

Number two: to suppress insurrections

Number three: to repel invasions.

And Congress, our Constitution says, must put in place rules for governing the militiamen called into service of the United States . That is Article One Section 8, Clauses 15 and 16

Second, our Constitution reserves to the states the power to appoint officers of the militia of that state.

And second our Constitution gives to each state the authority of training the militia according to the discipline prescribed by Congress

Congress has the power to put forth the rules that govern the militia of the several states or any part of them that are called into the service of the United States not only by the President for one of the three reasons just mentioned.

Congress provides those rules and each state has the authority to put them in place and make them real.

There is a division of power here.

The foundation of common law is dispersion of power.

Each state has the common law responsibility to provide practical standards for it’s militia.

Third, our Constitution gives the President of the United States authority over any member of the state’s militia only when called into actual service of the United States

The President of the United States has no authority over militiamen of each of the several states unless and until he calls them into the service of the United States

Before that, they are under the authority of the governor of that state and only if he musters them.

(0:20:25)

The militia are nonmilitary people.

They live outside of the jurisdiction of martial law until they are mustered into service.

Congress has certain duties respecting the militia of the several states

Each of the states has a respective duty, namely the appointment of the officers of the militia of that state

The Constitution gives Presidents authority over any member of the militia only when called into service of the United States. Article 1 Section 8 Clauses 15-16

Our Constitution bars infringement upon the God-given individual right of each of the people

That phrase “the People” as used in our Constitution is the ancient way of saying the militia.

“The People” is lifted from the Old Testament.

The two duties of the militia are armed defense and jury duty.

Enemies foreign is armed defense

and Enemies domestic is jury duty

So the Constitution bars infringement upon the members of the militia to keep and to bear arms.

That means loaded guns.

(22:30)

Amendment 2 is the fourth of the four militia clauses

Amendment 2 bars the national government or any state government from interfering any one of the people’s inalienable right and duty to keep and bear arms

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

The supreme law of the land Article 6

The supreme law of the land means due process

(33:35)

The militia is to be regular . That is the words of our Constitution.

Commerce is also to be regular

Regular means ready

The regular militia is like a minuteman militia and it is always ready.

Regular means always ready.

The Second Amendment says: The right to keep and bear arms shall not be infringed.

That means to keep and carry a loaded gun

Commerce is to be regular. That means it is never to stop flowing. Always moving.

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

Next week Brent will expound and break down the first militia clause which says:

Clause 15. The Congress shall have Power To provide for calling forth the Militia to execute the Laws of the Union, suppress Insurrections and repel Invasions.

Clause 16. The Congress shall have Power To provide for organizing, arming, and disciplining, the Militia, and for governing such Part of them as may be employed in the Service of the United States, reserving to the States respectively, the Appointment of the Officers, and the Authority of training the Militia according to the discipline prescribed by Congress.

Article 1 Section 8 Clauses 15 and 16

We will talk about that next time.

Brent was available for questions:

Caller 1: Eric from Georgia

Brent was talking about the people being the militia

The translation of “the people” from old common law is the militia

Does this imply that only the militia can carry arms

To avoid confusion, you are not saying that only the militia can bear arms.

Brent responded: The Second Amendment says the right of the people to keep and bear arms shall not be infringed.

We are a gun culture. People don’t have the right to carry guns and don’t know how to use them , they die often.

The British government went so far as to try to kill off the entire population of the colonies with small pox during the course of our war of separation. The vicious brutality

The guns were nothing compared to what they were trying to do.

Every person in America is assumed to have that right. We have never regulated it until very recently.

Guns are very dangerous pieces of equipment.

But to disallow people from carrying them as an alternative is unthinkable.

By reading history, we read about what happened in Europe before and during the war, we read about what happened to the Armenian people, 1.5 million of them slaughtered immediately after they were disarmed. A peace loving, quiet, intelligent Christian nation.

Our forefathers’ understanding of the militia is from the Old Testament of the Bible.

(46 min)

Caller 2: Jeremiah from California

Regarding the militia clause of the United States Constitution, you said that it applies to all of the states, is that including states that were admitted into the Union, post civil war or ever after the thirteen colonies ?

The Supreme Court of the United States has recently ruled and in the ruling they assume, and rightly assume, that the militia clauses apply to the entire United States.

All the jurisdiction the Constitution gives the United States authority to operate within the Constitution , our Supreme Court has recognized, and rightly so.

That’s why we have three branches of government, because the courts are not the final word on anything and never have been.

(1 hr)

Caller 3: David from Missouri

Caller complimented Brent for being so wise and asked for the name of Brent’s book on the militia.

The name of the book is: The Militia of the Several States, Our Constitution’s Answer to It’s Enemies Foreign and Domestic

You can get that book at Amazon.com

Type in Brent Allan Winters and all of Brent’s books will come up.

The only one that doesn’t come up is The Winter’s Annotated Bible.

The militia book is on Amazon.com

You can also find it at commonlawyer.com

Caller is working on the Committee of Safety in the state of Missouri

He has no sheriff in his town and the other sheriff does not have the qualifications that John talks about.

John responded that a lot of the sheriffs just don’t have the knowledge.

They have the same problem that we had

They need to learn.

We need to convince them to take a look at things

We will address some of these problems once we get to the other side of things.

The plan is to get to the other side and then make sure that we establish sheriffs for counties that don’t have them.

We try to educate.

Most sheriffs seem to be reasonable but they are confused.

They don’t understand the knowledge of their authority

We will do our best to give it to them.

At nationallibertyalliance.org/cos you will find a 35 page paper to give to the sheriff

Caller 4: G G no response

Caller 5 Eric from Georgia will get back later

Caller 6 Carla from Virginia (1:08:03)

She joined National Liberty Alliance a couple of weeks ago.

She gets called daily for legal advice.

Now that she has joined the Committee of Safety, what is the first thing she should do in going about gathering people in the state of Virginia?

The best thing to do if you are going to build a Committee of Safety in your county is to get the documentation, there is a lot of help at the National Liberty Alliance webpage, and go through that and learn how to put a committee together. Local liberty groups already have experience in putting together a committee. There is Roberts Rules of Order. NLA has a lot of instructional sheets. Leadership in NLA can help you.

Caller has a case that has been going on for seven years.

The corruption in Virginia is ridiculous.

There is a medical fraud ring in Virginia.

Caller is trying to expose it , little by little, as far as her case.

There is a judge that has been a judge for 40 years. What do you do when you find out that this judge has been involved in a scandal. He is basically selling children to the highest bidder.

This is a problem coming up across the nation.

It is a very serious problem.

It is a very difficult problem to deal with.

The day of justice is coming if we are successful.

All we got to do is continue to do the right thing and at some point in time justice will come.

Until then, it is a tough uphill battle.

For you to try to approach something like that would be very difficult.

You would probably lose. You may end up in jail.

Work with the people in your neighborhood. Work for justice.

If we can move into the courts then we can bring these people to justice.

Caller talked about her personal case.

Be careful when you go into these courts. They will find you for contempt.

It’s tough. Get more knowledge . Get ready for the other side. Work to get to the other side.

The other side is finally getting into the courts and getting justice into the court.

It is an uphill battle and we can only reach it when we hit critical mass.

Caller 7 Jan from Michigan

$50,000 judgment on him today. They want him to pay their legal fees on a case they created on him.

International property maintenance code violations and international fire code violations which are all unlawful. They are legal but they are unlawful.

It’s the township

COS (committees of safety) is not going to happen in his township in time to help him.

Caller wants to contact Brent

Caller has filled out the contact information at Brent’s website.

Brent will follow up and see what he can do

John thanked Brent and we hope he will be back next week.

Gerard took control.

Gerard had a bad connection and so John took control until Gerard got back.

Caller 8: Fred from California

(1:24:09)

Dave was trying to contact a group called Bikers Against Child Abuse.

Fred had sent that link out to members of NLA

Dave was telling Fred that in Missouri, the city that he is speaking of, has seceded from the county.

The city seceded from the county. The county has no jurisdiction in the city.

The city established a sheriff in name only without the power of an elected constitutional sheriff. This is what Dave was trying to communicate. He is very confused as to what to do.

John does not know if the city has any authority to rip themselves apart from a county.

John has never heard of that before.

John will try to find time to investigate this.

Caller 9: Jeremiah from California

Gerard was back on the call

Is the City’s Civil Grand Jury closely related to the common law?

(1:32:30)

Even the way they are picking the juries is a problem

You can’t have government picking juries

You are suppose to pick them at random through the community

If the government is picking them in order to adjudicate government things of course the government is going to pick jurors sympathetic to it’s cause

That is the problem

The only way they are related is if they could only pick a nonbiased jury or grand jury and they let them exercise their right of nullification that’s the only way they would come close to a common law grand jury

We could guarantee that it happened every time if they adopted the common law way

The judge would not instruct the jury that they are going to rule on the law and the facts as he gives them and they are not allowed to rule on the law they are only allowed to rule on the facts

Can we sue the members of the grand jury if they fail to act on an information that the citizens give?

Can the Committee of Safety begin to sue those people individually for not moving when they should have moved on an Information?

John does not see any way that could happen.

These people are being duped themselves.

They think they are doing their duty. They are sold a bill of goods

Does the Committee of Safety have to be authorized by the state?

It’s a people thing We the People

Caller 10: Eric from Georgia

On the Common Law Advisory Committee page there is a library. If you click on the Common Law Advisory Committee. It’s got a book of legal maxims.

One maxim of interest

It is the office of the judge to ensure the jury on points of law

John interceded

John spoke with leadership and that needs to come down

There were some books that were put up mistakenly

That should have been taken down

Caller 11 Gary (1:49:29)

Someone mentioned that Fayette County, Illinois was a nonexistent county

That is a county in Illinois and there was a person listed for a contact person for that Committee of Safety

There is a Fayette County

The phone number is nonexistent

Caller 12: Pamela

Are you still going to the Annual National Sheriffs’ Convention?

We were never directly invited.

We were going to put in an application to be a speaker.

Possibly we were invited and we dropped the ball.

It is probably in June or July

Caller 13: Ron Southern California

He was taken out of his house by force a month ago.

He has two active court cases going on, both state and federal appellate courts.

They are trying to sell his house

They are claiming that two different banks own his house at the same time.

This is more of that fraud

You don’t want to do an appeal

Forget the court case. The whole process needs to be thrown out.

You need to go after them for violating your unalienable right of due process

They didn’t give you due process

They did a nonjudicial foreclosure

They took your property without giving you due process

And they did it without the sheriff

They have failed to give you your due process

So you go after the individuals

The house is paid for

The sheriff has underlings and you never get to speak to the sheriff

It has been paid off since 2011

And they are coming back and saying that caller owes them money

Caller has no contract with them

Go to the federal court for violating your right of due process

You got to go after them and say this is a conspiracy. This is fraud.

Caller has been working on this since 2008

NLA has stuff written up that you can read concerning that

(2:10:37)

Caller 14: Richard from Virginia

Jurist Handbooks have been sold out.

Do you have an estimation as to when you will have them?

We bought quite a few at one time. Possibly 50,000. We are out of money and can’t afford to do it.

We did have some help on the original purchase.

Until we get the funds to buy 50,000 we are not able to do it

We were trying to work something out with some individuals that would do the site for us and sell different things like T shirts and caps and bumper stickers and I D cards and business cards and maybe they may take on the booklets also.

We haven’t been able to work out a deal.

You can print the jurist handbook out and make copies.

Caller 15: Curtis from Virginia

Cases are being pulled in and are operating under statutory law

And any time you are going against organizations such as CPS, they are getting funding through the federal government, that funding is being shared by the state, you are not going to get justice.

They need to know how to file under common law and how to invoke the common law court

You don’t want to file a complaint because that is statutory

Keep it one page, a couple of lines and stop. Use simple words

Be simple. Don’t pull in their statutes. You don’t need to know anything about statutes.

You don’t need to know federal rules of procedure.

Carl Lentz does short simple papers

Caller 16: Michigan Tim

Since many of our people are falsely in prison what would happen if there was a collapse of government and the Department of Corrections, what would happen to all of those prisoners?

It depends on where they are and who the warden is.

A guard in all good conscience should just open the door and let them walk.

We hope the collapse doesn’t happen before we get them out.

It’s up to the people to police that. The local people.

It’s up to the churches too.

It requires a leader in each community.

It’s all speculation.

Caller 17: Linda

Where should she put a brochure that outlines basic water, food, toiletries and gathering as a group information just to let them be aware.

We used to put fliers in the post office

Fliers in the town hall.

Sometimes it’s not too expensive to put an ad in the PennySaver.

Get your library and announce a public meeting. You got to call people.

Advertize the meeting and catch the people’s curiosity to get them there.

If you have something that you think NLA should disseminate out then send it to us to look at.

Caller 18: North Carolina Detrick

He was going through the U S Attorney’s Manual.

There is Title 9 on the Grand Juries

You also have the United States Style Manual

In the United States Style Manual they are talking about capitalization

Caller 19: Harley

Talk to people about the Committees of Safety.

Look him up under Earth Geek on YouTube

Caller 20: Rhonda from Washington

She is set to have her first Committee of Safety meeting this Sunday.

She gave a Common Law Grand Jury Handbook to a district judge

He said it was a very good booklet but …

He said that there was misinterpretation of a few laws

She asked him, “common law or statutory?”

He didn’t know where to go from there.

Caller 21: Ann from New Mexico

The Sheriffs’ Convention is in Minneapolis, Minnesota on June 24 - 29

Even when she goes to the dog park she is handing out information about the Committee of Safety

Ann is directing people to the National Liberty Alliance website.

She has paperwork that she will send to Linda so that John can review it.

Ann’s call dropped

Caller 22: Pamela

Pamela found the e-mail and she found the recording where Gary asked John if he would be interested in speaking at the National Sheriffs’ Association Convention

Go to the recording for 15-10-12 (October 12, 2015) at 43 minutes you can hear the invitation to speak at the convention

John does not believe that we filled out the application. And it had to be approved.

We will see if we can fill in the application and if there is still time to have it approved.

In the recording Gary said “I got the form”