

Enemies of the State

By Michael LeMieux

Blacks Law Dictionary, Seventh Edition, defines enemy as: “*1. One who opposes or inflicts injury on another;*” and defines state as: “*The political system of a body of people who are politically organized; the system of rules by which jurisdiction and authority are exercised over such a body of people.*” There is also a separate definition for the term “federal state” which is a central government made up of member states. So in this article we will be focusing on enemies of the member states, which would be anyone who opposes or inflicts injury upon the states of the union or of such body of the people.

This opposition or injury can come from other member states, foreign entities, and an insurrection from within the state, or our own federal government (or) actors from within that government usurping unconstitutional and thus illegal control over that state or people usurping unconstitutional and thus illegal control over that state or people.

The wiki online encyclopedia describes enemy of the state as “*a person accused of certain crimes against the state, such as treason. Describing individuals in this way is **sometimes a manifestation of political repression.** For example, an authoritarian regime may purport to maintain national security by describing social or political dissidents as “enemies of the state.”* (Bold added) This definition is very useful as it can work both ways in our society, either by the federal government identifying persons, or from the people identifying those in government working beyond their scope of power.

If we look at the recently released documents identifying certain “right wing extremists” as having the potential to cause harm to the government and society they are in fact identifying members of our society as enemies of the state from the governments point of view and can be labeled as a “manifestation of political repression” as we hold differing political views from the current administration.

Recently more than 20 state legislatures have introduced or passed resolutions decrying the intrusions of the federal government into the lives of American citizens far beyond that allowed by the Constitution. The most recent resolution is from the state of Texas which cites in part: “*Today, in 2009, the states are demonstrably treated as agents of the federal government... Many federal laws are directly in violation of the Tenth Amendment to the Constitution of the United States...A number of proposals from previous administrations and some now pending from the present administration and from congress may further violate the Constitution of the United States...*”

We are not talking about some extremist view point but of sound minded state legislatures, lawyers, and governors. These are people practiced in the field of law and of constitutional learning stating that our federal government has and is in the process of inflicting injury, I would say oppression, upon the states and their people and have done so for quite some time.

In this article I will present some of what I have found as to whom and why this is occurring.

There has been a trend of late to demonize anyone with a position contrary to the radical left in our country led by our current administration. We have seen Department of Homeland Security documents warning of threats from people who display bumper stickers supporting opposition points of view such as parental rights, home schooling, the right to life (anti-abortion), Second Amendment, Tenth Amendment advocates, or even Constitutionals. We have even seen videos of federal “instructors” teaching law enforcement officers that our founding fathers were in fact terrorists.

All of these people have been identified as potential extremists that our government deems worthy of watching and equating all of us as if we espouse the same beliefs and potential to do harm as that of Timothy McVeigh who bombed the Oklahoma City federal building. This demonization of the patriot is exactly what we see in every instance before a central government begins to expand its power and size.

We have people like Janet Napolitano, and Hillary Clinton stating that we should not enforce our laws to protect our borders and that doing so is wrong. The first principle duty of our federal government is to protect this nation yet they allow millions of foreigners to invade our country through porous borders and jail those who attempt to enforce the law as a warning to any that would defy them, to toe the administrations line.

I, as has every public official, have sworn an oath to **“support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to same.”** Yet in October 2006 Sen. Arlen Specter (R-PA), chairman of the Senate Judiciary committee, stated: “I’m not going to support a bill that’s blatantly unconstitutional...” when discussing a bill dealing with enemy combatants. Yet shortly after making this statement he voted in favor of that very same bill. His justification was that it was now up to the courts to clean it up.

How can any congressman, sworn to uphold the Constitution, not look at every bill passed to ensure that what they are doing is constitutional. My first error may have been to assume that they even know what the Constitution says let alone understand the position of each bill that comes through; in fact most bills are not even read by the congressmen to begin with, yet they vote on those very same bills. More importantly, if they know a bill to be unconstitutional and they vote to pass that bill then they are in breach of their oath and by definition are “enemies of the state” for they are deliberately causing harm to the states of the Union and to the people they serve. And if they pass bills without reading and without knowing the constitutional standing of that bill then they are incompetent and should be removed from office.

Our country was established upon liberty and the rule of law with the Constitution as the basis for all federal law. We face a constant assault of illegal immigration, primarily from our southern border, which seems to be mostly ignored and in some cases encouraged by our central government.

In 1986 Senators McCain (R), Kennedy (D), and Specter (R), voted for S 1639 which would have turned criminals into U.S. Citizens by giving 3.4 million illegal immigrants amnesty and citizenship and increased the legal immigration numbers to 2 million annually. Luckily S. 1639 was defeated yet every couple of years we go through the same Washington two step and our representatives try and grant even more law breakers amnesty and citizenship that would increase the burden on the taxpaying citizenry.

We are taxed beyond constitutional limits, every aspect of our lives is monitored, licensed, regulated, and controlled by an unconstitutional all powerful central government. I say unconstitutional because the federal government is tasked with very limited and defined powers as listed in Article 1, Section 8 of the Constitution.

The Tenth Amendment clearly states that *“The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people.”* By my estimation nearly 75% of our current federal bureaucracy is operating outside its constitutional authority.

I invite all who are reading this to look up Article 1, Section 8 of the Constitution and read through the list of powers assigned to the federal government and link which powers authorize the following organizations:

- Department of Education
- Bureau of Alcohol, Tobacco, Firearms, and Explosives
- Drug Enforcement Agency
- Food and Drug Administration
- Federal Department of Labor
- Department of Transportation
- Department of Agriculture
- Department of Health and Human Services
- Department of Housing and Urban Development
- Department of the Interior
- Commodity Futures Trading Commission
- Corporation for National and Community Service
- Environmental Protection Agency
- Equal Employment Opportunity Commission
- Farm Credit Administration
- Federal Communications Commission
- Federal Deposit Insurance Corporation
- Federal Labor Relations Authority
- Marine Mammal Commission
- National Endowment for Humanities/Arts
- Occupational Safety and Health Administration
- Peace Corps
- Securities and Exchange Commission
- Small Business Administration
- Department of Energy

- Federal Reserve System
- US Department of Commerce
- Department of Social Security
- Welfare Department
- Etc, etc, etc.

The closest anyone will come will be the commerce clause which reads “*To regulate Commerce with foreign Nations, and among the several States, and with the Indian Tribes.*” Many will say “there it is, it says to regulate commerce among the several States”. Blacks Law Dictionary 2nd edition defines commerce among the states as: “Commerce *among* the states cannot stop at the external boundary line of each state, but may be introduced into the Interior!” (Gibbons v. Ogden, 9 Wheat. 194, 6 L. Ed. 23.) This means that the role of the federal government, in commerce among the states, was to ensure fair access to commerce between ALL the states. Basically to be referee amid the states to keep a level and fair playing field for the free market.

Logically speaking; if there is no constitutional authority for the existence of these and other federal agencies then the laws they enforce under their agencies are likewise unconstitutional. A prime example is the 2nd Amendment that the Supreme Court has affirmed as an individual right.

If we have a “right” yet must ask permission to exercise that right then it is no longer a right but has been converted into a privilege and privileges can be revoked. The 2nd Amendment forbids the federal government from infringing on this right yet we have over 20,000 gun laws; I call this an extreme infringement.

Just as in physics, where every action has an equal and opposite reaction, so it is in government. Each and every expansion in governmental power is taken at an equal and opposite contraction of liberty, for government is enacted by force. As an example: how many people would volunteer to give away 50 percent of their wages? If the federal government said tomorrow “We will cease to withhold taxes from your pay check or demand payment on April 15th of each year and henceforth will only ask you to voluntarily submit to the government 50% of all your income each year.” Would you do it? Of course not! We comply with the existing tax law, even though we know it is criminal, because if we do not we will be visited by men with guns that will take our property, take our money, and put us in jail. These very same actions performed by private individuals would land them in jail for racketeering.

Prior to 1913 there were no personal income taxes and when Congress tried to enact such they were told it was unconstitutional. So for the first 125 years of our countries existence we did not pay personal federal income taxes. The reason is quite simple; if it is determined that the federal government has a certain power then the extent of that power is unlimited. If they have the power to tax you at 10 percent then they can tax you at 100 percent, it is only a matter of degrees.

As government expands liberty contracts; it is settled that money is property; your time and talent are also your property. The ability to tax is the ability to destroy and to have the power to tax a right is the ability to destroy that right and it is therefore unconstitutional because all rights are protected from government infringement, see the 9th Amendment.

I had intended to go through the voting records of our public servants and provide you the names of those that I would place on my “enemies of the state” list. But as I researched more and more I have found that out of the hundreds of public representatives only a handful would remain off the list.

The easy ones I have already mentioned: Ted Kennedy, Arlin Specter, John McCain, and I would add our current screecher of the House Nancy Pelosi, and Barney Franks and many others all racing head long to support Barack Obama’s socialistic/fascist nationalizing of private industry in America. And as I have already stated; any government that deems it can do something by any percentage deems it has the power to do it at 100 percent. So in this regard the NY Times was right on the money when they stated “We are all socialists now;” at least from the governments point of view.

In my estimation any representative that votes for a bill that does any of the following is an enemy of the state:

- Any bill that is unconstitutional
- Without reading and knowing what is in the bill
- That reaches within the borders of the states of the union, without that states permission
- Takes money from one group of citizens who has earned it to give to another who has not
- That infringes upon any right of any citizen
- That attempts to increase the power of government beyond its constitutional scope
- That refuses to answer Petitions for Redress of Grievance from its citizens
- That usurps states rights or blackmails states into compliance
- That attempts to nationalize state and local police agencies by coercion

So who do we hold accountable for the mess of our current government? Would it be the Senate or the House of Representatives? How about our Usurper in Chief Barack Obama? Really we have only us to blame. Our complacency and apathy have allowed these evil men to have their way with us. Each time they pushed the weight of government a little further to encroach on our liberties we moved back. Each time they passed more legislation, more regulations, more stipulations, more infringing unconstitutional mandates, we moved further back until we have realized that we have become our own worst enemy.

We created a government to protect the nation but it is the patriot that protects the people FROM the government. It is time we all become patriots!

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