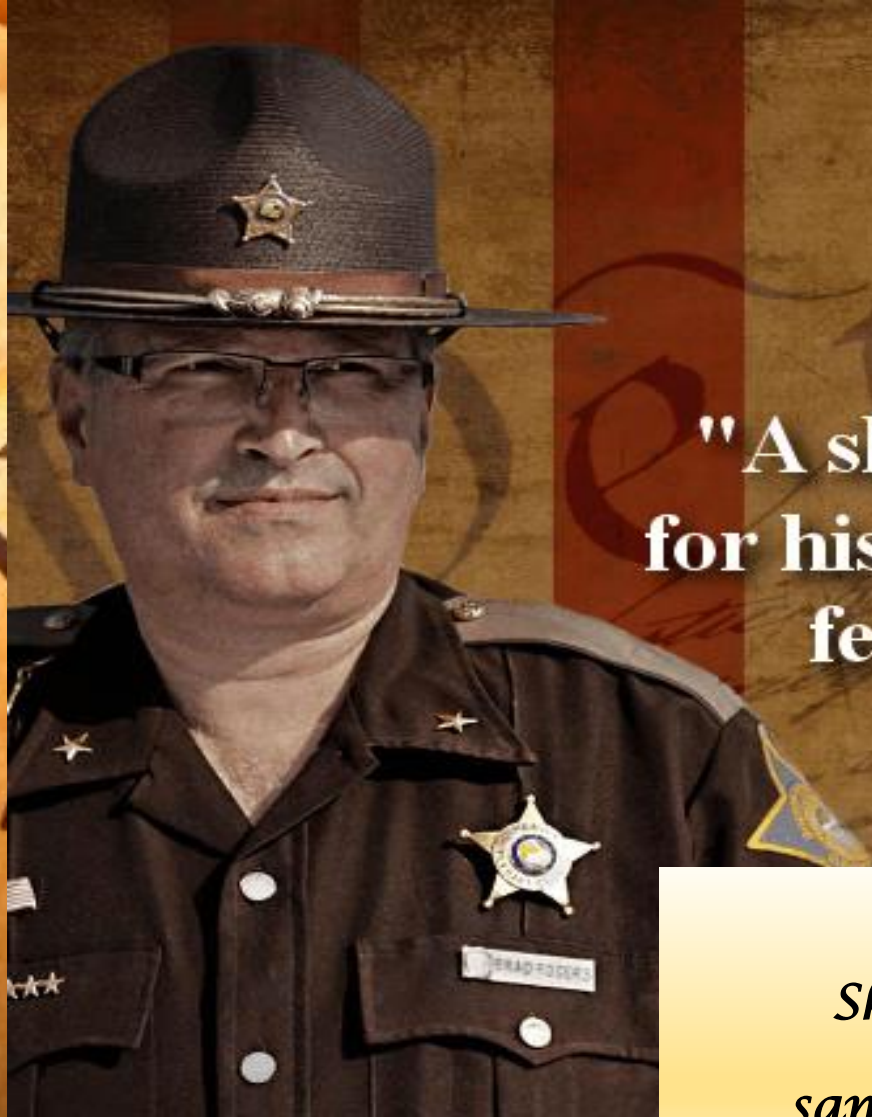


# *The Sheriff & The Citizen: America's Last Hope?*



**"A sheriff can and should interpose  
for his citizens against an overreach  
federal, state, or local government"**

**Sheriff Brad Rogers**

*Presented by*

*Shawn Matthews*

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# *The Sheriff & The Citizen*

*There is a God, the God of the Bible.*

*Our Rights come from Him.*

*The purpose of civil government is to secure our God-given rights.*

*Adapted from the Institute on the  
Constitution and the writings of  
Sheriff (Ret.) Richard Mack*

# *The Sheriff & The Citizen*

- **The Founding Fathers of America warned us that we would lose more freedoms from gradual encroachments by those in authority, than by sudden usurpations from any foreign enemy.**
- **The Founders knew what they were talking about, because:**
  - **The Tyrannical Monarch was fresh in their minds**
  - **A newly-won war for Independence had been hard fought.**

# *The Sheriff & The Citizen*

- **Today, people pay very little attention to history.**
  - **They don't know the U.S. Constitution.**
  - **They don't know the State Constitution.**
  - **They don't know the Bill of Rights.**
  - **They don't know how the Republican form of Government was intended to work.**
    - **(Most don't even know what form of government we even have)**
- **We have lost our way & our Republic has literally been flipped on its head.**

# *The Sheriff & The Citizen*

- **Through this ignorance, politicians, lobbyists, outside actors are pushing for policies and laws such as:**
  - **Defunding / Disbanding Law Enforcement**
  - **Universal Income / Welfare**
  - **Universal Health Care**
  - **Gun Confiscation**
  - **Censorship of Free Speech / Free Press / Free Religion**
  - **Redistribution of Wealth**
  - **Marxism / Socialism / Communism / Fascism**
  - **Etc. Etc. Etc.....**

# *The Sheriff & The Citizen*

- America is on the precipice of losing her soul, and the death of the greatest, most free nation on the face of the planet.

- Thomas Jefferson opined:

*“When all government shall be drawn to Washington as the center of power, it will render powerless the checks provided and will become as venal and oppressive as the government from which we separated.”*

- Who will stop this? Who has the authority to stand against a tyrannical government?

# *The Sheriff & The Citizen*

- **The Answer:**
  - **YOU**
  - **YOUR COUNTY SHERIFFS & COUNTY EXECUTIVES**
  - **YOUR STATE LEGISLATURE**
  - and... *YOUR COUNTY SHERIFF*
- **The County Sheriff is our nation's last line of defense, for the preservation and return to, fundamental and individual Liberty.**

# *The Sheriff & The Citizen*

- **How is a little ol' County Sheriff and a group of Citizens supposed to do this?**
- **This presentation will demonstrate this authority, which was established before the Constitution was written, and established in English Common Law.**
- **Prepare to be enlightened, red-pilled, awakened, REVITALIZED**



# *The Sheriff & The Citizen*

- How is a little ol' County Sheriff and a group of Citizens supposed to do this?
- One Case Study, demonstrating this authority:

**MACK v. UNITED STATES 521 U.S. 898 (1997)**

# *The Sheriff & The Citizen*

- **WHO IS SHERIFF RICHARD MACK:**

- Sheriff (Ret.) Richard Mack, of the Graham County Sheriff's Office, Arizona (1988-1996)
- Started his LEO Career in Provo, Utah in 1977, as a "meter-maid" working his way through college. At the Provo Police Department.
- During his career at Provo PD, he was intrigued by the foundational principles of America.
- He studied his Oath of Office.
- He studied the U.S. Constitution, which he swore an oath of uphold and defend.
- Moved to Safford, Arizona in 1988, ran for, and was elected as Sheriff of Graham County.
- Re-elected Sheriff in 1992 & 1994.

# *The Issue: The Brady Handgun Violence Prevention Act*

- **The Brady Handgun Violence Prevention Act aka The Brady Bill (Amended The Gun Control Act of 1968):**
  - **Passed by Congress and signed into “LAW” by President William Jefferson Clinton in 1994.**
- **The Issues:**
  - **The laws enacted in the Brady Bill COMMANDED state & local law enforcement officers to conduct background checks on prospective handgun purchasers and to perform certain related tasks, which violate the Constitution.**
  - **To become a pawn for the Federal Government (10<sup>th</sup> Amendment).**
  - **The Bill promoted gun control (2<sup>nd</sup> Amendment Infringement).**

# *The Issue: The Brady Handgun Violence Prevention Act*

- **The issue was best described by Federal District Court Judge John Roll:**

***“Mack is this forced to choose between keeping his oath or obeying the act, subjecting himself to possible sanctions.”***

- **The Bill allocated zero funds for local and State LEOs to do the work necessary to enforce the bill.**
- **The Bill contained a provision to fine or arrest ANYONE, including LEOs, if they failed to comply with the law.**

# *The Argument: The Brady Handgun Violence Prevention Act*

## **THE ARUGMENT:**

**Congress created an Unconstitutional Gun Control Law, requiring a county LEO to enforce it, pay for it, and then threatened the LEO with penalty of arrest if he refused to comply and enforce it.**

# *The Issue: The Brady Handgun Violence Prevention Act*

- **Sheriff Mack was the first Sheriff in the nation to file a lawsuit to stop the Brady Bill, to end this governmental overreach and abuse of power.**
  - **Chief Law Enforcement Officer of a small county Sheriff's office.**
  - **He had no outside funding, PACs, or other groups to finance his lawsuit**
  - **One county Sheriff vs. The United States & Clinton Administration**

# *The Plaintiffs: The Brady Handgun Violence Prevention Act*

- **As the case proceeded, Sheriff Mack had six other Sheriff's from around the country sign on to the lawsuit:**
  - **Sheriff Koog, Texas**
  - **Sheriff Frank, Vermont**
  - **Sheriff Romero, Louisiana**
  - **Sheriff McGee, Mississippi**
  - **Sheriff Printz, Montana**
  - **Sheriff Anders, Wyoming**
- **Only 7 out of 3100 County Sheriffs in the United States stood against this Bill.**

# *The Issue: The Brady Handgun Violence Prevention Act*

- **The Petitioners: Sheriff Mack and Sheriff Printz ended up at the U.S. Supreme Court together on December 4, 1996.**
  - **The Sheriffs OBJECTED TO being pressed into Federal service, and contend that congressional action compelling state officers to execute federal laws is unconstitutional.**
  - **Under a separate provision of the GCA, any person who “knowingly violates the section of the GCA amended by the Brady Act, shall be fined under this title, imprisoned for no more than 1 year, or both.”**



# *The Ruling & Result: The Brady Handgun Violence Prevention Act*

- **SCOTUS RULED:**

- Federal Government could not commandeer state or county officers for federal bidding
- **MONUMENTAL RULING!**
- The ruling stated that the States were **“NOT SUBJECT TO FEDERAL DIRECTION.”**
- This is a 10<sup>th</sup> Amendment issue.

*“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”*

- Obviously a 2<sup>nd</sup> Amendment violation (but this was not argued b/c it's the Boogeyman)

# *The Ruling & Result: The Brady Handgun Violence Prevention Act*

- **SCOTUS RULED (continued):**

- In *New York v. U.S.*, 505 U.S. 144 (1992): “We have held, however, that state legislatures are not subject to federal direction.

- This prior case corroborated Justice Scalia’s, and the other Justices’ opinions

- **THE RESULT:**

- The Federal Government may not compel the States to enact or administer a federal regulatory program.

- State Law Enforcement Officer’s did not have to conduct background checks.

- Don’t you wish this State recognizes this fact?

# *The Ruling & Result: The Brady Handgun Violence Prevention Act*

- **More importantly this case proved:**

**LOCAL OFFICIALS HAVE THE RIGHT, THE POWER, AND THE DUTY, TO STAND AGAINST THE FAR REACHING INCURSIONS BY THE FEDERAL GOVERNMENT.**

# *The Dirty Little Secret*

- **FEDERAL GRANTS:**

- **The Government points to a number of federal statutes enacted within the past few decades that require the participation of state or local officials in implementing federal regulatory schemes.**
- **Some of these are connected to federal funding measures, and can perhaps be more accurately described as conditions upon the grant of federal funding than as mandates to the States.**

- **TO GET STATE/LOCAL COOPERATION:**

- **Federal Government takes our money in various taxation ways, sets some aside, and then bribes the states for “voluntary compliance” to go along with the program.**

- **A dirty, corrupt business**

# *Mack vs. United States*

- **Justice Antonin Scalia wrote for the majority of the Justices, stating:**
  - **“The Federal Government may not compel the states to enact or enforce a federal regulatory program.”**
  - **The Federal Government cannot compel local counties or officials to comply with their regulations.**

# *Mack vs. United States*

- **Understand: The States can choose to comply with the Federal Government's regulations or laws, VOLUNTARILY**
  - **This, far too often, is how business is done, and we are beholden to unconstitutional laws and regulations.**
- **This victory started a movement for each Sheriff in the United States to stand tall and protect the citizens of their counties and State**
  - **From ALL ENEMIES, FOREIGN & DOMESTIC.**
  - **This is proof that this is one of the ultimate checks and balance against a tyrannical government.**

# *The Plan To Fix America*

- **The Plan To Fix America:**

- **If we are to get America back to the way it is intended to operate like the Constitutional Republic that we were designed to be, we must rely on the Sheriffs of America.**
- **The Citizens, Sheriff's, local county councils, and State Legislatures must stand together and never tolerate Federal Government:**
  - **Intervention**
  - **Control**
  - **Meddling**
  - **Mandates**
  - **Criminal / Tyrannical Behavior**
  - **Bribery**

# *The Making Of America*

- **The Making Of America:**
  - **When the United States were founded, the framers of our new government devised the Constitution and Bill of Rights, specifically to LIMIT government, in order to prevent the recurrence of abuses from King George III, the British King.**
  - **Exhaustive & monumental efforts and research went into the development of a system of Government that would guarantee that those serving in government would not violate the rights of the citizens, by those serving at the federal level.**
  - **James Madison was the Father of the Constitution.**
  - **Maryland's current State Constitution reflects, reinforces, and strengthens the U.S. Constitution (written in 1867).**



# *The Making Of America*

## **The Making Of America (cont):**

- **James Madison and the other Founding Fathers developed the system to have numerous checks and balances which:**
  - **Limited the Central Government, by enumerating their powers**
  - **Installed horizontal and vertical barriers in order to maintain a Separation of Powers between the three branches of government; and between the State and Federal levels of government.**
  - **The intent: The citizens ruled the government;**
    - **Not the central government ruling the citizens**
- **This framework was to protect Individual Liberty, at all costs.**

# *Present Day America*

## **Fast Forward To Present Day America:**

- **Do you feel as if you have the freedom and liberty to run your life, your family, your career?**
- **How does our system of governance look now?**
  - **What kind of system is it? A Republic? A Democracy? Socialist?**
    - **A RepDemoSocioOligarchMobocracy?**
    - **The checks and balances have broken down.**
    - **The iron bulwarks of restraint have rusted and disintegrated.**

# *Present Day America*

## **How does our system of governance look now? (cont)**

- **We have a \$30 Trillion Dollar debt, Billions in interest payments, a bloated welfare state, etc. etc. etc**
- **We have a blend of Government, Corporations, and Media conspiring to work together to rob us of our God-Given freedoms of Life, Liberty, Property, and the Pursuit of Happiness.**
- **Tyranny ebbs ever closer to the shores of individual liberty with each passing minute.**
- **As Central Government grows larger, it causes State and Individual Liberty to shrink, meaning this is a Zero Sum Game.**

# *Monumental Problems*

- **The Founding Fathers imparted the Federal Government with:**
  - **Few, discreet, enumerated powers**
  - **This was to ensure that it was to prevent what our system has become today**
- **We now have a government that will:**
  - **Feed you for “free”**
  - **Educate you and your children for “free”**
  - **Protect you from your own stupidity for “free”**
  - **Freedom is not free; these programs are not free; those who work, foot the bill**

# *Monumental Problems*

- **This is contrary to a government, ran by moral, responsible people; who use the Constitutional framework to ensure Life, Liberty, Property, and The Pursuit of Happiness of all citizens, which should support:**
  - **Personal choice**
  - **Personal responsibility and accountability**
  - **Self determination**

# *Alphabet Soup*

- **Alphabet Soup:**

- **The EPA, FCC, OSHA, Dept. of Education, FBI, CIA, DHS, INS, BATFE (ATF), HUD, BIA, SEC, CDC, The Federal Reserve, DEA, Forest Service, BLM, and the IRS**
  - **Agencies never meant to be, based on the specific enumerated powers explicitly listed in the U.S. Constitution.**
- **These bureaucratic institutions are now in charge of every aspect of our lives**
- **We have fallen asleep and become ignorant of what this country was supposed to be.**
- **It's time to wake up and take back our Liberty.**
- **Remember, the Federal Government cannot tell states what to do essentially.**

# *Alphabet Soup*

- **REMEMBER The Dirty Little Secret:**
  - **Federal Government obtains willing compliance through giving:**
    - Grants,
    - Money,
    - Projects,
    - Equipment,
    - Etc....
  - **Given to our State Legislatures and money and State/Local Law Enforcement Agencies to enforce Federal Unconstitutional Laws.**

# *The Bottom Line*

- **The Bottom Line:**
  - **America was founded as a Constitutional Republic**
  - **To have a Representative form of government at the State and Federal Level**
  - **The Federal government was given limited, explicit, enumerated powers**
  - **All confined within the four corners of the founding document:**
    - **The Unites States Constitution.**
      - **And the laws “in pursuance thereof”.**



# *The Oath or Affirmation*

- In order for the Founders to perpetuate the principles of the Constitution, they secured a proviso in Article VI, Paragraph 3, which states:
  - “...all executive and judicial officers, both of the United States and of the several States, shall be bound by oath or affirmation to support this Constitution...”
- **Oath & Affirmation:**
  - Any form of attestation by which a person signifies that he is bound in conscience to perform an act faithfully and truthfully; An affirmation of truth of a statement which renders one willfully asserting untrue statements punishable for perjury.

# *The Oath or Affirmation*

- Maryland Constitution: ARTICLE I: ***ELECTIVE FRANCHISE.***
  - **SEC. 9.** Every person elected, or appointed, to any office of profit or trust, under this Constitution, or under the Laws, made pursuant thereto, shall, before he enters upon the duties of such office, take and subscribe the following oath, or affirmation:
    - I, \_\_\_\_\_, do swear, (or affirm, as the case may be,) that I will support the Constitution of the United States; and that I will be faithful and bear true allegiance to the State of Maryland, and support the Constitution and Laws thereof; and that I will, to the best of my skill and judgment, diligently and faithfully, without partiality or prejudice, execute the office of \_\_\_\_\_, according to the Constitution and Laws of this State, (and, if a Governor, Senator, Member of the House of Delegates, or Judge,) that I will not directly or indirectly, receive the profits or any part of the profits of any other office during the term of my acting as \_\_\_\_\_ (*originally Article 1, sec. 6, renumbered by Chapter 681, Acts of 1977, ratified Nov. 7, 1978*).

# *The Oath or Affirmation*

- Oath of the Maryland State Police:
  - *I do solemnly swear that I will bear true faith and allegiance to the United States of America and to the State of Maryland; that I will serve honestly and faithfully to uphold and defend the Constitution of the United States of America and to the State of Maryland; that I will enforce the laws of the State of Maryland; and that I will obey the orders of the Governor and the Officers appointed over me according to the rules and regulations of the Maryland State Police.*

# *The Oath or Affirmation*

- Calvert County Sheriff's Office Manual, (Section 1-600) OATH OF OFFICE:
  - In addition to the oath prescribed in §2-104 of the Courts and Judicial Proceedings article of the Annotated Code of Maryland, every employee of the CCSO, before assuming sworn status, will take and subsequently abide by the following oath of office:
    - I, \_\_\_\_\_ do promise or declare that I will support the Constitution of the United States, and that I will be faithful and bear true allegiance to the State of Maryland, and support the Constitution and Laws thereof; and that I will to the best of my skill and judgment, diligently and faithfully, without partiality or prejudice, execute the office of DEPUTY SHERIFF according to the Constitution and laws of this state. And that I will not for lucre or malice delay any person applying to me for any business belonging to the office I officiate in, and that I will not directly or indirectly ask, take, exact, demand or receive from or charge to any such person to my own use any fee or reward whatsoever for any services I may do as deputy of the said office, and that in making out the office fees, I will not wittingly or willingly charge other or higher fees than are allowed by law.

# *The Oath & Affirmation*

- **Oath & Affirmation:**

- **Whether you like it or not, you have given your word through solemn oath, to:**
  - **Uphold;**
  - **Defend;**
  - **Support;**
  - **And Obey**
    - **The Constitution of the United States of America**

# *The Sheriff*

- **The Sheriff is a part of the Executive Branch of Government**
  - **The President, State Governors, County Executives, City Mayors, are all also in the Executive Branch**
  - **These entities are the executors of the law**
  - **What is The Supreme Law of the Land:**

• ***U.S. Constitution***

# *The Sheriff*

- **The Sheriff has a Supreme Duty & Responsibility to:**
  - **Protect & Defend the Constitution**
  - **NOTHING justifies any Peace Officer in the United States failing to keep his/her oath of office**
  - **Keeping the Oath is what keeps the Republic unique, effective, and free.**
  - **By Sheriff's doing their job with honesty and fidelity, and keeping this Sacred Oath will ensure America's survival**
  - **PROTECT THE CONSTITUTIONAL RIGHTS OF HIS CITIZENS!**

# *Erecting Barriers*

- **Erecting Barriers**

- **James Madison, the 4<sup>th</sup> President of the U.S., Founding Father, and Leading Authority and Expert of the United States Constitution said:**

***“We can safely rely on the disposition of the state legislatures to erect barriers against encroachments of the national authority.”***

- **It was anticipated by the Founders that State Legislatures would “erect barriers” against the overzealous acts of an out-of-control Federal & State Government .**
- **Town and County Government can do the same against the State Government.**
  - **This would further insulate Citizens from the usurpation of Liberty.**
  - **When Federal Government fails to do their duty, the power reverts back to the States.**



# *Erecting Barriers*

- **Erecting Barriers**

- In *Mack v. U.S.*, this point is reiterated clearly and enforces Madison's assertion:

***“The great innovation of this design was that our citizens would have two political capacities, one state and one federal, each protected from incursion by the other, a legal system unprecedented in form and design, establishing two forms of government, each with its own direct relationship, its own privity, its own set of rights and obligations to the people who sustain it and are governed by it”***

# *Erecting Barriers*

- **Reinforces Barriers Justice Scalia opined in Mack v. U.S.:**
  - ***“The local or municipal authorities form distinct and independent portions of the supremacy, no more subject, within their respective spheres, to the general authority is subject to them, within its own sphere.”***
  - **The Federal government must stay within their proper “sphere” and it’s our job to make sure that they abide.**

# *Erecting Barriers*

- **Reinforcing Barriers - Justice Scalia opined in Mack v. U.S.:**
  - **Justice Scalia emphasized this point:**
    - **“This separation of the two spheres is one of the Constitution’s structural protections of LIBERTY, a healthy balance of power between the States and the Federal Government will reduce the risk of tyranny and abuse from either front.”**
    - **Madison’s concept of a double security:**
      - *“Hence a double security arises to the rights of the people. The different governments will control each other, at the same time that each will be controlled by itself.”*
  - **Who is charged with safeguarding the people from the Federal Government when it refuses to control itself?**

# *The Structural Protections Of Liberty*

- **The Structural Protections Of Liberty:**

- The “Structural Protections of Liberty” is based on the notion and principle that the “different governments” (State & Federal) will keep each other in check – ensuring the Double Security, which Madison envisioned, to the rights of the people.

- To this point, in *Mack v. U.S.*, Justice Scalia made a monumental ruling in support of this concept and the 10<sup>th</sup> Amendment:

*“The power of the Federal Government would be augmented immeasurably if it were to impress into its service – and at no cost to itself – the police officers of the 50 States.”*

- Scalia made it clear that the Federal Government does not have the **POWER** or **AUTHORITY** to “impress” the police from the States to enforce federal laws and regulations.

# *The Structural Protections Of Liberty*

- **The Structural Protections Of Liberty:**
  - **However, the Federal Government would be “augmented immeasurably” if the police from the 50 States, willingly went along with or allowed the Federal Government to do whatever it wanted.**
  - **The Point: We do not have a **LAWFUL OBLIGATION** to go along with them.**
    - **The Supreme Court ruled repeatedly in Mack v. U.S., that State Legislatures are not subject to Federal direction.**
    - **It is up to us to erect barriers against Federal and/or State encroachments to protect the God-given Rights of We The People**
    - **For if we don’t do this, then what are we but Tyrants ourselves.**
  - **How does the Federal Government get this kind of compliance from State Legislatures and LEO Agencies then, and weaken these barriers?**

# *No Excuses*

- **No Excuses:**

- **During the infamous Nuremburg trials, in which Nazi officers were tried for the murder of thousands of innocent people during World War II, the soldiers who committed these heinous acts used as their defense in court:**

- **“I was just following orders.”**

- **The court found them all guilty and maintained “following orders” was no justification for committing such atrocities.**

# *No Excuses*

- **No Excuses:**

- **How many times have you heard this from Sheriffs Deputies, State Police Officers, Bailiffs, and Sheriffs?**
  - **We as cops often say: “Hey, I don’t make the laws, I just enforce them.”**
  - **Show me the statute that says: “All laws must be enforced, no matter how stupid, tyrannical, unconstitutional they are.”**
  - **The essence of Tyranny is the blind enforcement of unconstitutional laws.**
  - **Law Enforcement Officers are not puppets for the courts or legislatures.**
  - **Thomas Jefferson drives this point home:**
    - **Laws are “tools of the tyrant.”**

# *No Excuses*

- **No Excuses:**

- **LEO that violate the oath of office for a judge or legislature is still a violation!**
- **The County Sheriff cannot even violate this Oath even if his constituents DEMAND IT!**
- **If every citizen in the county votes to violate the rights of just one citizen, the Sheriff must stand with the one citizen to protect his liberty.**



# *A Numbers Game*

- **A Numbers Game:**
  - **Why do we have people arrested and falsely accused of crimes they did not commit?**
  - **Why are inmates getting released b/c the Freedom Project found through DNA evidence 20 years later, that the inmate was exonerated?**
  - **Government officials mistakenly send people to prison all of the time. Granted it is the exception, not the rule – Thank God!**
  - **Why do you hear of police officers and prosecutors lying to secure a guilty conviction using false witnesses and fabricated evidence?**

# *A Numbers Game*

- **A Numbers Game:**

- **Why do citizens not fight back in court, when they are law-abiding citizens, and get arrested for carrying a handgun on them or in their car, which is a God-Given right?**
  - **We tell them to get a good lawyer and fight it in court.**
  - **What if they can't afford the premier Matlock lawyer, who does his due diligence to uncover evidence that exonerates his client?**
- **If the guy just fought this up the chain in the legal system, he will win.....maybe?**
  - **District Court**
  - **Circuit Court**
  - **Special Court of Appeals**
  - **The Nth Circuit Court of Appeals**
  - **The Supreme Court**
  - **Costs: Time! Money! Freedom! A Hardworking Caring Attorney!**
- **It's easier to just plea it out in court and try to make it go away.**

# *A Numbers Game*

- **A Numbers Game:**

- **It's a numbers game.**
- **It's a “secure a conviction” game.**
- **And, it's a game played by equally constitutionally ignorant police, prosecutors, defense attorneys, and judges.**
- **And it's a “You don't know, what you don't know” game.**
- **The Reality: YOU'RE rolling the dice, with many unknown variables in the mix.**

## *Samuel Adams*

*“If ye love wealth better than liberty, the tranquillity of servitude better than the animating contest of freedom, go home from us in peace. We ask not your counsel or your arms. Crouch down and lick the hands which feed you. May your chains set lightly upon you, and may posterity forget that ye were our countrymen”*

*- Samuel Adams*

# *The High Sheriff*

- **Enter The High Sheriff:**
  - **Who is the Sheriff, and how is it that he is the Supreme Law Enforcement Officer of the county?**
  - **Historical Review: The Office of the Sheriff dates back over 1,000 years.**
    - **During that time, the basic role of the Sheriff has not changed.**
    - **He was charged with the maintenance of Law and Order and the Preservation of “Domestic Tranquility”**
    - **In the early stages of the 11<sup>th</sup> Century, the King of England would appoint a representative called a “Reeve” to keep the peace in the “shire” or the county.**

# *The High Sheriff*

- **The High Sheriff:**

- **The Shire Reeve (Keeper of The County), or Sheriff, as it is known today, has always been the Chief Law Enforcement Officer (CLEO) in the county.**
- **The King originally appointed the Sheriff, now he is appointed by The People, via election.**

# *The High Sheriff*

- **The High Sheriff:**

- **This is the most important aspect of the Sheriff's Authority**

- He is elected by, for, and of the People.

- He is NOT appointed.

- He is NOT a bureaucrat.

- He does not report to the town manager, city council, or county council.

- He reports **DIRECTLY** to the **PEOPLE** and is accountable to them alone.

- For a Sheriff to allow a violation of the rights of the people would be a dereliction of the highest order.

# *The High Sheriff*

- The High Sheriff is ELECTED BY WE THE PEOPLE
- What about the other LEO Heads??:
  - The State Police Chief/ Superintendent
    - Appointed by the Governor
  - The County Police Chief
    - Appointed by the County Executive
  - The City Police Chief
    - Appointed by the City Mayor
  - The Town Police Chief
    - Appointed by the Town Council/Mayor
- *These LEO's are not accountable to the people. Only accountable to their masters.*



# *The High Sheriff*

- **These LEO's are not accountable to the people. Only accountable to their masters.**
- **Why does this matter?**
- **Example:**
  - **The Name Your Party (NYP) Legislature passes bad unconstitutional laws**
  - **The NYP Governor appoints his NYP State/County/City/Town Police Chief**
  - **The Police Chief decides he should enforce the bad "law" – gun confiscation**
  - **The State Police Officers must abide to the Chief or face termination**
  - **Officers come to your door and confiscate your firearms.**
  - **They are further incentivized by getting Federally funded lickies and chewies (Equipment / Toys) for doing Federal bidding.**
- **Who can stop Federal & State encroachments on our Liberty?**
  - **The High Sheriff! The Last Hope for your Freedoms**

# *The Power Of The High Sheriff*

- **The Power Of The High Sheriff:**

- **The Sheriff does not have to “go along to get along.”**

- **The Sheriff has the power to:**

- **Preserve the Peace (Conservator of the Peace (COP))**

- **To Enforce the Laws**

- **Arrest and Commit felons to jail**

- **Execute all processes directed to him**

- **Attend trial courts of record**

# *The Power Of The High Sheriff*

- **The Sheriff has the power to (cont):**
  - Execute and carry out mandates, orders, and directions of the court
  - Call out the Posse or Militia to support his efforts to keep the peace in his county
  - To create a Posse of Citizens for the same purpose.
  - Not enforce unconstitutional Federal, State, Local laws.
  - Arrest any LEO that intends to violate the rights of his citizens.
- **Is the Highest Law Enforcement Official in the County:**
  - Trumps State, Town, Local, and Federal LEO.
  - It's his way or the highway.
- **Do we expect the Tyrants to see the error of their ways and stop the problems they have caused?**

# Maryland Office of The Sheriff

- **Maryland Office of The Sheriff:**

- **Vested in the Maryland Constitution (Article IV, Section 44).**
  - **Maryland's Constitution does not list the duties and responsibilities of a Sheriff.**

- **ARTICLE IV, SEC. 44:**

- There shall be elected in each county and in Baltimore City one person, resident in said county or City, above the age of twenty-five years and for at least five years preceding his election a citizen of the State, to the office of Sheriff. He shall hold office for four years, until his successor is duly elected and qualified, give such bond, exercise such powers and perform such duties as now are or may hereafter be fixed by law. In case of vacancy by death, resignation, refusal to serve, or neglect to qualify or give bond, or by disqualification or removal from the County or City, the Governor shall appoint a person to be Sheriff for the remainder of the official term.
- The Sheriff in each county and in Baltimore City shall receive such salary or compensation and such expenses necessary to the conduct of his office as may be fixed by law. All fees collected by the Sheriff shall be accounted for and paid to the Treasury of the several counties and of Baltimore City, respectively (*amended by Chapter 845, Acts of 1914, ratified Nov. 3, 1914; Chapter 786, Acts of 1945, ratified Nov. 5, 1946; Chapter 55, Acts of 1953, ratified Nov. 2, 1954; Chapter 681, Acts of 1977, ratified Nov. 7, 1978*).

- **Where does The Sheriff's authority, duties, and powers come from then?**

- **ENGLISH COMMON LAW AS IS WAS WRITTEN ON JULY 4<sup>TH</sup> 1776**
- **OTHER HISTORICAL PRACTICES CARRIED FORTH FROM BRITAIN**

# *Political Correctness*

- **So how do we get our great Republic back:**
  - **Not by putting another Democrat, Libertarian, Green Party, Republican President in office.**
  - **We must start at home, in our own counties, and in our own “spheres”.**
  - **We must erect the barriers and keep those at bay who would confiscate our Liberty.**

# *The Real Criminals - A Look At The IRS*

## • **The Real Criminals**

- **In 1998, several IRS employees blew the whistle.**
- **Congress decided that they had to put on a dog and pony show (Public Televised Congressional Hearing) to take the political heat off of the Federal Government.**
- **During the hearings, several IRS employees testified under oath that the IRS routinely fabricated evidence against American citizens who they knew were not financially capable of defending themselves from the relentless, ruthless, and overpowered IRS.**
  - **One employee testified: “If the American people knew all that was going on inside the IRS, there would be a revolt tomorrow.”**
  - **Another employee was shrouded in anonymity behind a screen with a muffled voice.**
    - **This only happened one time in history – When a former Cossa Nostra mafia member testified)**
  - **Many of the IRS victims had been ruined for life, some went to prison, and others moved abroad, others committed suicide.**

# *The Real Criminals - A Look At The IRS*

## **The Real Criminals**

### **The Result:**

- **After all of these violations of law and public trust, the IRS employees were ordered to be more “user friendly” and open on Saturdays.**
- **So was justice done in this case?**

# *The Real Criminals*

- **The Real Criminals**

- **The IRS should have never been in existence in the first place.**
- **There should be no tax on incomes.**
- **The 16<sup>th</sup> Amendment, which authorized Congress to tax incomes, was never properly ratified by the States, under the Constitution.**
- **The IRS conducts random audits of citizens and fills prisons with “tax evaders.”**
- **It also likes to target groups of people, depending on who the President is...**
  - **Conservative Tea Party Groups**
- **No other police agency is allowed to conduct audits of the citizenry.**
  - **If this was an appropriate police procedure, then police could just look around their communities and audit citizens for dealing drugs, abusing their children, or stealing from the grocery store.**
  - **This police abuse is specifically forbidden in our Bill of Rights...but the IRS makes its living doing just that.**



# Tyranny

- **Tyranny –**

- **Dominance through threat of punishment and violence, oppressive rule, abusive government, cruelty and injustice.**
- **The Declaration of Independence mentions tyranny and the long chain of abuses from King George III.**
- **The key point of the Declaration:**
  - *“That whenever any form of government becomes destructive of these ends, it is the right of the people to alter or to abolish it, and to institute new government...But when a long train of abuses and usurpations, pursuing invariably the same object evinces a design to reduce them under absolute despotism, it is their right, it is their duty, to throw off such government, and to provide new guards for their future security.”*
- **The solemn point:**
  - **We are way off course, and the Federal, State, and Local governments, and even worse, The People, don't recognize the Constitution as the compass to guide ourselves and our country.**

# *The Wrong Remedy*

- **The Wrong Remedy:**

- **So what do we do to remedy this wrong?**
- **Hire a good Constitutional Lawyer and sue the pants off of the government?**
  - **Until your run out of money, time, patience, denied justice.**
  - **Pen a *strongly worded* letter to your Congressman and Senator?**
    - **Falls on deaf and uncaring ears.**
  - **Fire off a belligerent email, tweet, Facebook Post, Instagram.....blah blah blah**
  - **Send a Petition to the White House with a million of your closest friends?**
  - **Have a sudden and violent Revolution to take back the country...**
    - **Only to be led astray as some bad actor(s) fill the vacuum and installs their own tyranny in place.**

# *The True Remedy*

## **The True Remedy:**

- **Go Local:**
  - **Petition / Elect Sheriff's that know the Constitution, their powers and authority, and will protect your liberties.**
  - **The Sheriff can stop the abuse, end the tyranny, restore the Constitution.**
  - **The Sheriff is the Supreme Keeper of the Peace, he is the People's Protector, and the Last Line Of Defense against a Tyrannical Government.**

# *The True Remedy*

## **The True Remedy:**

- **Go Further:**
  - **Teach your local county executives these principles and educate them on the Constitutions (U.S. & State)**
  - **Teach yourself, your neighbors, your friends, your family these principles, for they are the way to keep your liberties secure.**
  - **Question your State and Local officials and legislatures.**
  - **Be active not Apathetic.**
    - **This is already happening in other States**

# *Wyoming Sheriffs Walking Tall*

## **Wyoming Sheriffs Walking Tall:**

- **There are several examples of Sheriffs and local governments standing against federal encroachment.**
- **In 1997, the Sheriff of Nye County informed federal agents who came into confiscate cattle from a local rancher, Wayne Hague, that if they tried to take the cows that he would arrest them.**
  - **The cattle stayed right where they belonged.**
- **The Sheriffs of Wyoming then made a policy that ALL federal agents would have to check with them before they could make arrests, serve papers, or confiscate property within their respective county jurisdictions of Wyoming.**
- **This should be the law throughout the land and it is the necessary CHECK and BALANCE, as well as a BARRIER against federal government intrusion.**

# Wyoming Sheriffs Walking Tall

## Wyoming Sheriffs Walking Tall:

- For federal officers to come into the county and take over in any respect is the epitome of usurpation and he who is the rightful steward of the county, needn't tolerate such usurpations, whatsoever.
- The SHERIFF does not need anyone's permission to fulfill his Constitutional Duties and keep his solemn OATH to protect WE THE PEOPLE!
- Not a Judge, States Attorney, DOJ, FBI, or The United States President.
- Congress does not hire a Sheriff; they cannot fire a Sheriff; and they cannot tell a Sheriff what to do.
- THE SHERIFF ANSWERS TO YOU, THE CITIZEN!

# *The Concept Of Interposition*

## **The Concept Of Interposition:**

- **Definition:**

- The doctrine that a State may reject a federal mandate that it considers to be encroaching on its rights.

- Coming between, mediation

- **The Sheriff interposes against unconstitutional laws, thus protecting the citizens.**

- **The State interposes against the Federal Government, for the same.**

- **The Sheriff interposes against the Federal Government**

# America's System - How It Is Intended

The Citizen



The Sheriff



The State



The Several States



The Federal Government





# America's System - Federal Usurpation

The  
Citizen



The  
Sheriff



The  
State



The Several  
States



The Federal Government



# America's System - Federal / State Usurpation: Our Current Situation

The Citizen



The Sheriff



The State



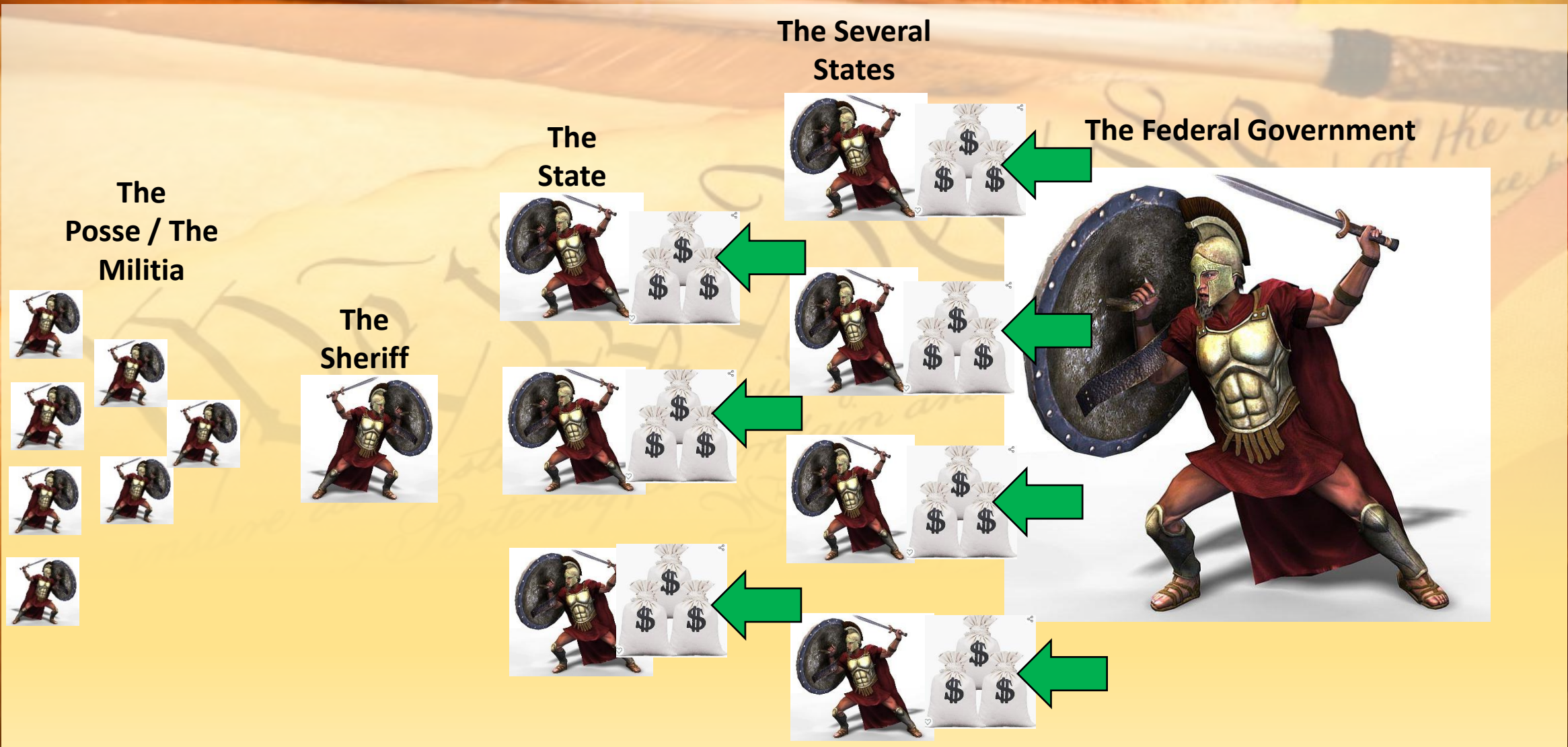
The Several States



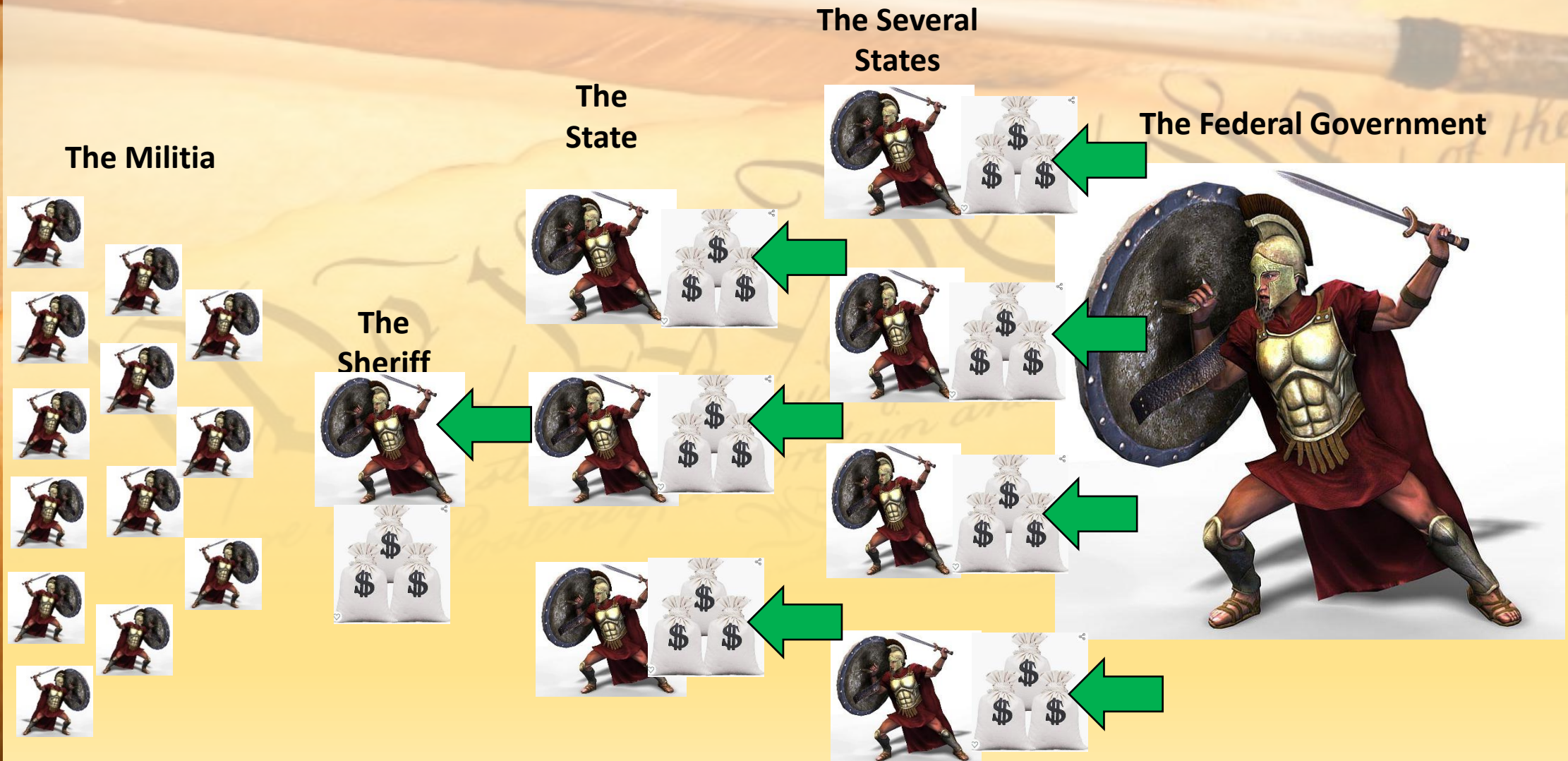
The Federal Government



# America's System - A Diagram: Federal & State Usurpation



# America's System - Revolution



# *Know Your Rights*

## **Know Your Rights!:**

- **Be careful:** Police around the country will go as far as the courts will let them, using **Case Law / Case Precedent**, and sometimes even further.
- **This saying applies:**
  - *“If you don’t know your rights, then you don’t have them.”*
  - **Thomas Jefferson’s Warning:**
    - *“If a people expect to be ignorant and free, they expect what never was and what will never be.”*

# *Know Your Rights*

**What if We The People – instilled in Police Training Centers and Academies to teach:**

- **The United States Constitution;**
- **The State Constitution**
- **The Role of The Sheriff and The Citizen**
  - **The Truth: We don't learn these**
  - **We only focus on the Rights that are dealt with in policing (4<sup>th</sup>, 5<sup>th</sup>, 6<sup>th</sup>, 14<sup>th</sup> Amendments).**
- **In Maryland, the People have the right to regulate the police**
- **Write your police chiefs, Sheriffs, State Police Superintendent.**

# Who Do We Need To Look Out For

## Stay Vigilant:

- You're only as good as your own education.
- You don't know what you don't know.
- The people we place "in charge" are just as ignorant of these principles as the rest of us. This goes for:
  - The President
  - The U.S/State Senator
  - The U.S/State Congressman
  - The Judge
  - The Governor
  - The Jury
  - The Police Officer / Deputy
  - The Citizens
  - All of us
- This is why we are in the situation we are in. These principles are a lost art and people have not taken the time to seek them out and understand them
- **But NOW YOU HAVE THE KNOWLEDGE**
  - And I want you to take it further!!

# *The Plan To Restore the Republic*

## **THE PLAN:**

### **1. Learn**

- These principles
- The U.S. Constitution
- The State Constitution
- The Bible

### **2. Gather Support**

- Encourage others to educate themselves
- Identify Unconstitutional issues & laws being pushed at the Federal & State Level
- Meet with like-minded citizens and develop a list of questions and criteria for your ideal Sheriff and County Elected Officials



# *The Plan To Restore the Republic*

## **THE PLAN:**

### **3. Hold a Town Hall w/ your Sherriff & Elected Officials (or Candidates)**

- Ask them these questions to see if they know their authority.
- See if they have backbone to stand against Constitutional encroachments
- If they will, THEN GOOD! If not, say GOODBYE to them

### **4. Find & Support Candidates for these Local Offices that believe in these principles.**

### **5. Spread the word to other Counties and States.**

- Gathers support from other counties, Sheriff's, and County Councils to stand united against State and Federal Government.

# *Questions to Ask Your Sheriff's*

## **Questions To Ask You Sheriff's:**

- **Do you consider yourself a Constitutional Sheriff? Describe your authority and duties.**
- **What things will you do to protect the rights of the citizens in your county?**
- **Are you familiar with the Constitutional Sheriff & Peace Officer's Association (CSPOA)?**
- **Are you familiar with Sheriff Richard Mack?**
- **Will you stand against the Federal Government and its Federal LEO agents if they try to perform an unconstitutional act, such as gun confiscations, etc.?**

# *Questions to Ask Your Sheriff's*

## **Questions To Ask You Sheriff's:**

- **Will you enforce mask laws? Will you shut down businesses? Will you enforce State Government edicts to force people to stay in their homes?**
- **Do you believe in upholding your Oath of Office to Support and Defend the Constitution of the United States and the Constitution of the State?**
- **What is the concept of Interposition?**
- **Where do our Rights come from? Who can limit those rights? When can they be limited?**

# *Questions to Ask Your Sheriff's*

## **Questions To Ask You Sheriff's:**

- **What will you do if a State Law Enforcement or Federal Law Enforcement Entity came into the county to enforce Unconstitutional Laws (Pretended Legislation)?**
- **Do you believe in building a Posse of able bodied, trained, and vetted citizens within the county?**
- **What is your plan if ANTIFA, BLM, or any other organizations were rioting in one of our towns or communities? How do you plan to protect citizens with your agency?**
- **Do you believe in a 2<sup>nd</sup> Amendment Sanctuary? If so, what is a true 2<sup>nd</sup> Amendment Sanctuary?**

# *Questions to Ask Your Sheriff's*

## **Questions To Ask You Sheriff's:**

- **Will you commit to educating your Deputies on the full U.S. Constitution, Maryland Constitution, and Duties & Authority of a County Sheriff, in their academy and in-service training?**
- **Will you work to educate other Sheriff's within the State on standing against State and Federal Unconstitutional Laws, being or attempted to being passed by the respective legislatures?**
- **Will you continue to keep LEOBR disciplinary procedures as policy?**

# *The Founders' Final Word*

## *The Founders' Final Word:*

- At the end of the Declaration of Independence, the Founding Fathers made each other a pledge for all to see and witness for generations to come. It reads:
  - “And for the support of this Declaration, with a firm reliance on the protection of Divine Providence, we mutually pledge to each other our lives, our fortunes, and our sacred honor.”
- These men put their lives on the line for American Liberty and the future of their country.
- They were marked as traitors by the King, punishable by death.
  - And some of them were caught and killed.
  - They made this pledge to We The People!

# *The Founders' Final Word*

## *The Founders' Final Word:*

- **Sheriff's (or any public official) should not make their oaths of office lightly.**
- **We owe it to the people to keep their liberty safe and protected.**
- **Standing for freedom and principle has always been a radical thing to do.**
- **The Founding Fathers were radicals, who believed in guns, God, and Freedom.**

# Apathy

## Apathy:

- *The world is a dangerous place to live, not because of the people who are evil, but because of the people who don't do anything about it.”*  
-Albert Einstein
- *The only thing necessary for the triumph of evil, is for good men to do nothing.*  
-Edmund Burke
- *Freedom is the sure possession of those alone who have the courage to defend it.*



# James Madison

- **James Madison's Thoughts During the Virginia Ratification Debates, June 1788 (quoted from Miracles & Massacres, written by Glenn Beck):**
  - **Patrick Henry's words echoed in Madison's head:**
    - *Virtue will slumber; the Constitution could not hold it up; the wicked are continually watching. Consequently, you will be undone.*
  - **Madison then wondered:**
    - *What if taxation became oppressive?*
    - *What if the States became impotent in the face of an ever-growing central government?*
    - *What if foreign treaties endangered our freedoms and crushed our sovereignty?*
    - *What if our government moved so far away from the principles that we had agreed on that it could no longer pay the interest of its legal debts?*
    - *What if privacy was no longer respected?*
    - *What if the press was not independent and was an instrument for the State.*
  - **Then Madison heard the words of James Monroe:**
    - *There are no limits pointed out. They are not constrained or controlled from making any law, no matter how oppressive.*
    - This caused Madison great trepidation.
  - **Madison then thought:**
    - *No, these things could never happen. This Constitution and the Bill of Rights would hold such tyranny at bay. Not even in 300 years, could these iron bulwarks, we have erected, fail to protect our hard-fought Liberty.*

# HERE WE ARE, 233 YEARS LATER: The Bulwarks Are Failing

THE BATTLE OF ATHENS, 1946

## EX-GIs BATTLE FOR THE BALLOT

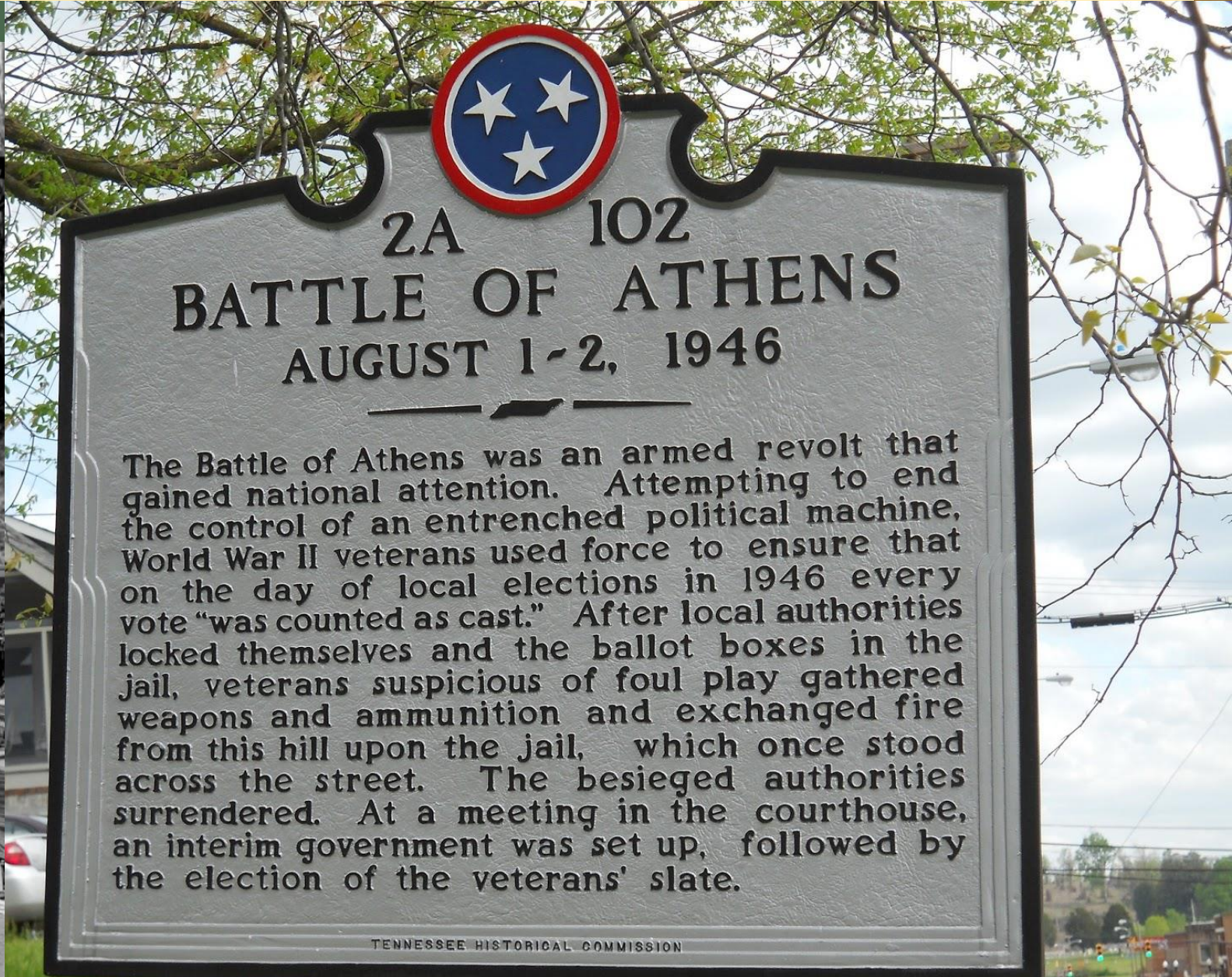
In 1946, a group of WWII veterans overthrew a political machine in the small community of Athens, Tenn., to take back their local government with the support of local VFW members.

BY KELLY GIBSON



Three ex-servicemen fire at the Athens, Tenn., jail where McMinn County deputies were holed-up on election night, Aug. 1, 1946.

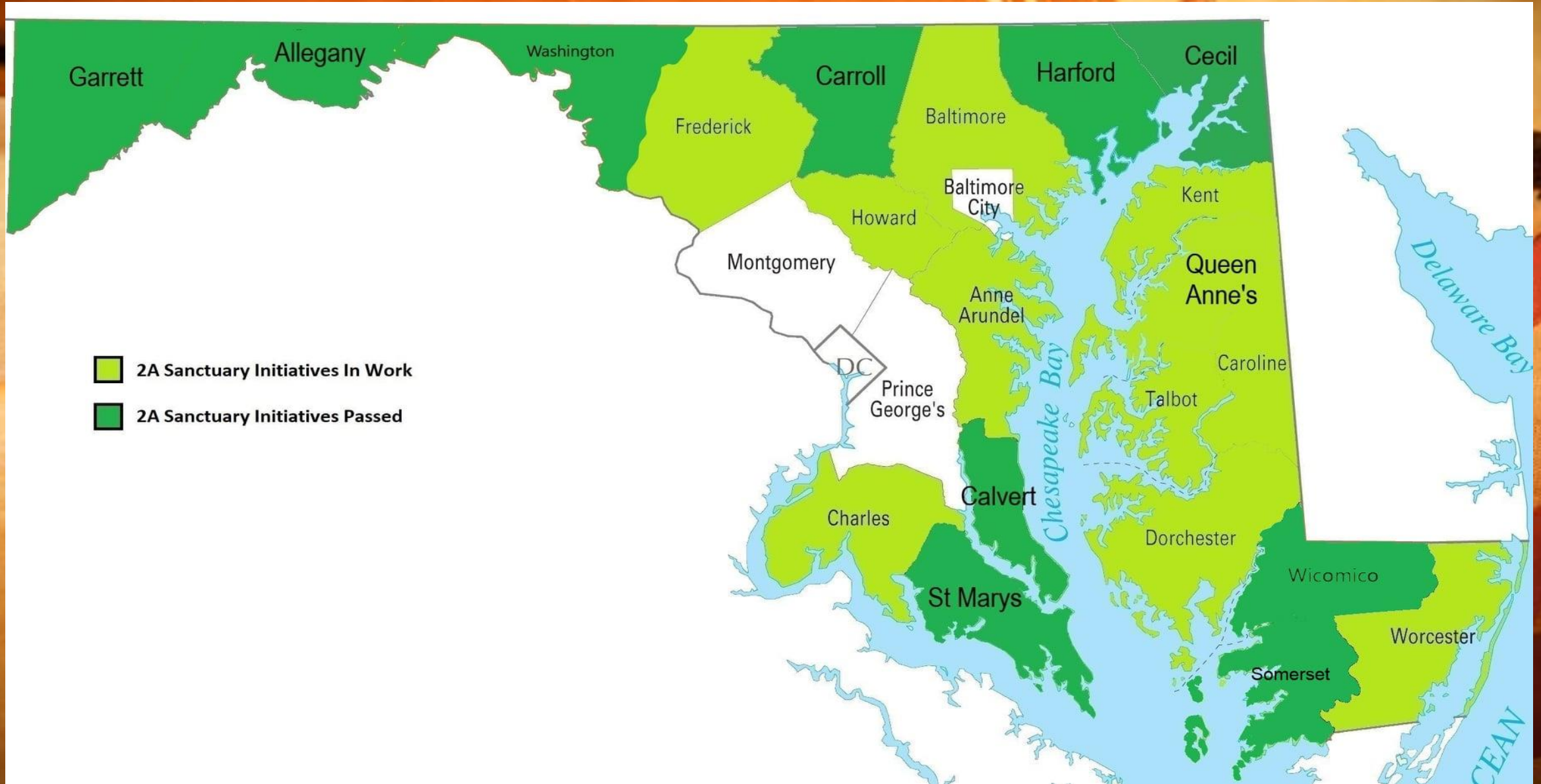
A crowd mills around the McMinn County Jail in Athens, Tenn., in the morning following a night of gunfire. WWII vets continued their armed watch to ensure order prevailed.



The Battle of Athens was an armed revolt that gained national attention. Attempting to end the control of an entrenched political machine, World War II veterans used force to ensure that on the day of local elections in 1946 every vote "was counted as cast." After local authorities locked themselves and the ballot boxes in the jail, veterans suspicious of foul play gathered weapons and ammunition and exchanged fire from this hill upon the jail, which once stood across the street. The besieged authorities surrendered. At a meeting in the courthouse, an interim government was set up, followed by the election of the veterans' slate.

TENNESSEE HISTORICAL COMMISSION

# *What do 2A Sanctuary Resolutions Mean?*



**Whatever WE THE PEOPLE and our County Sheriffs want them to mean**

# Resources

- **The Institute On The Constitution (IOTC)**
  - [www.theamericanview.com](http://www.theamericanview.com) (Pasadena, Maryland)
- **Constitutional Sheriffs & Peace Officer's Association (CSPOA)**
  - [www.cspoa.org](http://www.cspoa.org)
- **The U.S. Constitution**
- **The Maryland Constitution**
  - <https://msa.maryland.gov/msa/mdmanual/43const/html/const.html>

*ALWAYS REMEMBER:*

*There is a God, the God of the Bible.*

*Our Rights come from Him.*

*The purpose of civil government is*

*to secure our God-given rights.*