



Pennsylvania Constitution Watch

P.O. Box 665

Wayne, PA 19087-0665

Tel: 610-449-2167

April 15, 1998

fax to: (717) 772-9869
Pennsylvania State Representative Jerry Birmelin (R-139)
Chairman, House Judiciary Committee
Subcommittee on Crime and Corrections

Re: Your Hearing April 15, 1998, Room 140 Main Capitol Bldg, 1 p.m., on J1521
Testimonial Statement from Pennsylvania Constitution Watch

Dear Representative Birmelin:

We received notice of your hearing too late to request testifying in person. Our following comments are directed to both remaining bar-driven proposed Pennsylvania constitutional amendments:

J1521. By Representatives Gannon, Schroder, Egolf, Serafini, Wogan, Saylor, Thomas, Dally, Melio, Trello, Ross, Platts and Civera. Printer's No. 1843.

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for trial by jury and waiver of this right.

and

J1520. By Representatives Gannon, Daley, Coy, Rubley, Boscola, Fargo, Lederer, Egolf, Benninghoff, Wogan, Travaglio, Dally, Thomas, Hennessey, Browne, Trello, Ross, Civera, Washington, Seyfert and Strittmatter. Printer's No. 1842.

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for bail.

Both of these proposed state constitutional amendments have been "hot" agenda items of the organized American bar for years, and are being deceptively foisted on Pennsylvanians and other states' citizens via disinformation from our supposed government servants and their willing partners in the major print and broadcast media.

Both of these proposed amendments are further evidence of our organized bar's longstanding leftist tilt to strip us of our God-given and previously constitutionally protected rights to life, liberty, and property. Articles to this effect are replete in major bar periodicals of today and yesterday, such as: the *ABA Journal*, the *American Lawyer*, the *National Law Journal*, and the *Legal Times* of Washington, D.C. The strongest statement about this leftward tilt was in 1947 by Harold R. McKinnon, "The Higher Law: Reaction has Permeated Our Legal Thinking," *The American Bar Association Journal*, XXXIII, No. 2 (February, 1947), p. 106f. Professor McKinnon said: "Pragmatism in American legal thought is already purely Nazi." I would say it is now communist as well.

The lead sponsors of both joint resolutions are officers of the judiciary, and obviously carrying out in Pennsylvania the perfidious agenda of the national bar to further strip our

sacred "Declaration of Rights," Article I of our Constitution of the Commonwealth of Pennsylvania. The leftist bar is clearly following the path set out by the philosophes and Jacobins of the French Revolution, the Nazis, the communists, and all other radical socialists: to end threats to their control of government from the middle class by driving God out of all public discourse, by destroying the traditional family, and by attacking private property rights. Leading jurists since the late Middle Ages have taught that law is a separate science not tied to religion, moral and political philosophy, and ethics. Today, all law schools I am familiar with teach directly against God's laws, yet expect us God-fearing citizens to respect them. Our Constitution was founded under God's laws, not the U.N. Charter on Human Rights, where rights are really privileges dispensed by humans—especially men and women in black robes.

For nearly forty years I have served this country as both a field-tested special warfare officer and as a disinformation spotting expert associated with the highest levels of the U.S. intelligence community. My doctorate is in applied political philosophy, and I have lectured on constitutional systems often in U.S. law schools and to senior foreign diplomatic and military personnel from developing countries. Why are so many American lawyers and judges working seditiously to destroy our God-given constitutional rule of law with the consent of us governed?

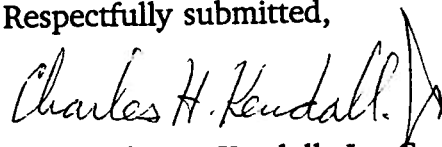
Regarding J1521, you and I both know that there is no legitimate reason for the state to have an equal right to a trial by jury, nor have any special say in whether a criminal defendant may waive his jury trial right. We the people are the principals who create the state as our agent, specifically to protect our God-given rights. Jury trials evolved in the Anglo-American system specifically to protect the accused individual from the immense power of the state. J1521 must be defeated.

Regarding J1520, this further stripping of our habeas corpus rights is being done in the guise of conforming to federal anti-terrorism laws. Mr. Birmelin, I am an expert in guerrilla warfare, anti-terrorism, and counter-intelligence, and both these federal and state laws are nothing less than means of implementing state-bar controlled tyranny—and increasingly state terrorism—to shut off peaceful dissent from your law-abiding, God-fearing citizen masters. J1520 must be defeated.

Unfortunately, "progressive" Republican lawyers seem to be leading this rights-stripping parade, including two of my fraternity brothers: former Governor Raymond P. Shafer, and former Pennsylvania Supreme Court Associate Justice Thomas W. Pomeroy, back in 1968. They should be ashamed of themselves, but are not.

Pennsylvania Constitution Watch is an unincorporated, non-partisan association formed last year to alert Pennsylvanians about continuing bar efforts to make us subjects rather than citizens. Thank you for accepting our written testimony today.

Respectfully submitted,



Dr. Charles H. Kendall, Jr., Co-founding Member
923 Old Manoa Road, Havertown, PA 19083
(610) 449-2167 or (610) 459-8474, fax: (610) 358-3432