

WANTED

Proof of Federal Jurisdiction

REWARD \$5,000

To the first person who can prove that Our Federal government has jurisdiction
over all marijuana manufactured or possessed in the United States.

U.S. Supreme Court case law cite with page number required

The famous Wickard v. Filburn (1942) case, **relied on** by our U.S. Attorneys, Federal judges and Supreme Court Justices to **claim** jurisdiction under the interstate commerce clause, actually says **quite the opposite** :

It is of the essence of regulation that it lays a restraining hand on the self-interest of the regulated and that advantages from the regulation commonly fall to others. ... the Government gave the farmer a choice which was, of course, designed to encourage cooperation and discourage non-cooperation. It is hardly lack of due process for the Government to regulate that which it subsidizes.- Wickard (317 US 111,129-131)

Because Filburn was accepting benefits (subsidy prices for his wheat), he was liable for the agency's penalties, as he was in violation of the program **regulations**. Were any of the "others", those farmers who did NOT register to receive benefits, prosecuted under commerce clause powers? Of course not, they grew all the wheat they wanted.

The fraudulently applied holdings of the Wickard case have been used by our government again and again since 1942 to extend their jurisdiction into every area of our lives. The most notorious achievement of this fraud is the Controlled Substance Act of 1970, in which our government claimed jurisdiction over all drugs via commerce holdings from Wickard. War was then declared on certain drugs and still continues, with no end in sight.

In 2004 Attorney Allison Margolin **challenged** Federal jurisdiction with a motion to dismiss charges (U.S. v. Landa), in which she stated:

The precedent upon which the federal government's ability to govern interstate commerce, Wickard v. Filburn, is premised upon the fact that the plaintiff in that case registered in a federal program. ...the Wickard basis of jurisdiction is inapplicable here.

Similar motions by others are currently in our Federal District Courts, our Ninth Circuit Court of Appeals, and in our Supreme Court. These defendants are also non-registrants, not accepting benefit from FDA, DEA or any Federal agency or program for substances. **To this day, no Federal judge has ruled on these motions or even addressed this issue, never mind citing an authority establishing Federal jurisdiction over non-registrants.**

The People's **right to due process** can only be upheld through court rulings; failure to rule is a **deprivation of the People's right to due process of law**. **Pretending** there is an authority establishing jurisdiction is a **deprivation of rights under color of law** US Criminal Code, § 242, calls for prison sentences for "whoever" is in violation. Does "whoever" include judges and attorneys, as well as our defense attorneys who standby and silently witness the crime?

We must remember always that **accusation is not proof**, and that conviction depends upon evidence and **due process of law**. We will not walk in **fear**, one of another. We will not be driven by **fear** into an age of unreason, if we dig deep in our history and our doctrine, and remember that we are not descended from **fearful** men, not from men who **feared** to write, to speak, to associate, and to defend causes that were for the moment unpopular. – Edward R. Murrow

Send Reward Claim to: Common Sense Law, Post Office Box 6528, Santa Rosa, CA 95406

- for a mailed response include SASE. Email: commonsenselaw@yahoo.com Download poster and other articles from website www.commonsenselaw.com

The Reward is held by Common Sense Law and Associates in trust, and was first published in February 2006..

*As contributions continue by individuals, desiring resolution of this issue, the Reward Amount has exceeded \$5,000. The Reward is subject to a 30-day notice of withdrawal posted on the website. **Please Pass this on.** Reward Marijuana csl2006-11-22.doc.*

Dear Federal Prisoner:

We are offering this Wanted Poster that you may have a chance to resolve this issue and to claim the Reward. The Reward was first published in February 2006 and to date there have not been any claims submitted. We know of five Federal defendants who have filed the motion to dismiss for lack of jurisdiction, and not one of these motions has been ruled on. If you are unable to find the government's jurisdiction, you might want to send a copy of the poster to:

your Attorney, your prosecuting attorney, and your Judge

to see if they can find the authority establishing Federal jurisdiction over **non-registrants**.

There are only three possibilities. Either

- * they can cite the authority, which would resolve the issue and uphold our **right to due process**, as well as earn them the reward;
- * they agree that there is no federal jurisdiction over **non-registrants**; or
- * they don't respond, which can only indicate **their** continued participation in this **fraud**, which is a deprivation of your **right**

Silence can only be equated with fraud

when there is a legal and moral duty to speak or when an inquiry left unanswered would be intentionally misleading. U.S. v. Tweel, 550 F. 2d. 297, 299.

to due process of law.

Pretending there is a law that establishes jurisdiction is a **crime** at 18 USC Section 242. This crime has a victim with injuries and damages. If you are a victim, it is up to you to respond, or say nothing, and continue suffering the **deprivation of your rights** along with the other 100,000 Federal Drug War prisoners.

You might consider contacting some of the many groups that claim to advocate for prisoners' rights but maintain their silence regarding this fraud.

Due Process of law:

to have the right of controverting, by proof, every material fact... **If any question of fact or liability be conclusively presumed against him, this is not due process of law.**
– Blacks Law Dictionary

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And you may consider filing a Motion to Dismiss for Lack of Agency Jurisdiction for you own case, modeled after that filed by Attorney Allison Margolin. Your friends and relatives can download this motion from <http://www.commonsenselaw.com/Articles.htm> as a packet with instructions, print, make copies and mail it to you and other prisoners. We hope you will **pass this on to others** who have had their **rights violated** When a number of prisoners, with support from others, start challenging jurisdiction and exposing this fraud, won't the system falter and begin changing? Until then, it will be "business as usual" as our government continues to build prisons for those not in line with the party politics. Unite with us to spread the light of this truth!

Color of Law: The appearance, without the substance, of a legal right. An action done with the apparent authority of law but actually in contravention of law.
– Law Dictionary, 4th Ed., Stephen H. Gifis.

United States Code

Title 18--Crimes and Criminal Procedure
Chapter 13 - **Civil Rights**

Statute 242. Deprivation of rights under color of law

Whoever, under **color of any law**, statute, ordinance, regulation, or custom, willfully subjects any person in any State ... to the **deprivation of any rights**, ... secured or protected by the Constitution or laws of the United States, ... shall be fined under this title or imprisoned not more than one year, or both; and... if such acts include the use, ... or threatened use of a dangerous weapon, ... shall be fined ... or imprisoned not more than ten years, or both; and if death results from the acts committed ... or if such acts include kidnapping ..., shall be fined ... or imprisoned for any term of years or for life, or both, or may be sentenced to death.