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CRACKS IN THE CONSTITUTION - Ferdinand Lundberg
- Intentionally wide enough for truck passage -
(Consequences, and Remedies)

Our Constitution was written, in secrecy, mostly by five men, with a little help from seven others, of the seventy-four instructed by state legislatures merely to amend the Articles of Confederation. It was a coup d'etat, to centralize power among their class - largely affluent: "planters, bankers, merchants, ship-owners, slave-traders and slave-owners, smugglers, privateers, money-lenders, investors and speculators in land and securities. ...with few exceptions, what today would be called a Wall Street crowd;...It was thus the successful aim of the constitutional convention to freeze the socio-economic situation at the status quo ante the Declaration of Independence...except for...difficult processes permitting change. ...the general type of economic interest there represented, except for the one in chattel slavery...dominates the country politically to this day. The modern large corporation and bank represents the utmost institutional flowering of this system." (Except for the all-important monopolization of the earth itself, through gross underassessment of ground rent, permitting the hoarding and speculative pricing of this nature- and public-created value - in itself the greatest deprivation of natural right - free access to sites - and chief factor in most others)

"the Constitution is...almost exclusively, the special instrument of the politicians...under the Constitution, or despite it, the United States government may do without internal limitation, mainly through the chief executive, whatever it is...minded to do. ...Once in place this personnel, even in the face of a united hostile populace, cannot lawfully be disassembled except by improbable installments...all governments are governments of men, who write and interpret the laws...adhere to some, often violate others, trim and shade still others, as the self-serving circumstances of the moment seem to dictate...Were the United States a government of laws solely...it could be confined to a computer. Then at least the entire judiciary and much of the bureaucracy could be dismissed, supplanted by computer operators."

Taxation consumes over 40 % of U. S. income. (As did Roman taxation of the Middle East) There have been more than 4,000 formal attempts to amend the Constitution. Supreme Court interpretations fill over 400 large volumes. There are 134 volumes of federal statutes.(Mediation must replace them) The elected British Parliament can legislate as it pleases, and, with the Prime Minister and Cabinet, is readily removeable by the voters. Article I, Section 8, Sub-section 18 gives Congress power "'To make all laws which shall be necessary and proper for carrying into execution the foregoing powers, and all other powers vested by this Constitution in the Government of the United States, or any department or officer thereof.'" Congress is empowered to tax and borrow money without limit. "the new government turned out to be a tax-collecting and debt-creating machine without parallel." Sherman of Connecticut: "'The people,' he said...'should have as little to do as may be about the Government. They want (i. e. lack) information and are constantly liable to be misled.'...Mr. Butler thought an election by the people an impracticable mode." As did others. "The minority to be protected under the emerging Constitution was...the minority of the opulent." Sherman: "'No bill of rights ever yet bound the supreme power longer than the honeymoon of a newly married couple, unless the rulers were interested in preserving the rights.'" With many administrations, "it was as though nonexistent." Under the narrowest interpretations of the Constitution, under fanciful ones, and also surreptitiously, government does as it pleases. (Seizure of all good Indian lands, the best half of Mexico, Hawaii, the Philippines, Indonesia, two attempts on Canada, one on Indochina; indemnity, helping bankrupt China; our 85 % ownership of Latin American resources: some wages 5 ¢ a day; some \$ 3, with bread \$ 6 a loaf; copper miners on 500 calories a day; 60 % of Hondurans dying before age 5; starvation, torture and slaughter rampant; half of African slaves dying in ships and training, before vicious slavery, and continuing violence and deprivation (46 % of black men unemployed); all unemployment unnecessary; illegal, inhuman treatment of suspects, prisoners and asylum inmates. Legal justice requires economic justice, and public participation in its operation.)

"Injustice for all: 'Citizens' Justice Department' - Practices, here, abroad
Replaces biased, corporines, sadistic, unaffordable adversary law

90 acts of Congress were voided in whole or part, from 1865 to 1970, most by Republican Court appointees, favoring "Robber Barons." Since 1809, 796 state statutes and 93 local ordinances have been voided, state legislation largely socially ameliorative. In 1833, the Court ruled that the Bill of Rights bound only the federal government, resulting in free resort to local harassment of individuals. The Court has reversed itself 143 times. The 14th Amendment was claimed to exempt corporations from regulation. "Most members of the Supreme Court have been career politicians...placed on the Court because of their personal or political connections to some President or because of their known adherence to some point of view." The "rights of persons," in application meant mainly corporations, until much later. From 1899 to 1937, 184 of 212 cases in which state legislation was held unconstitutional, for not protecting the rights of persons, involved corporations. "The Court held that the Thirteenth and Fourteenth Amendments merely forbade invasion by the states of civil rights," leaving open discrimination in all private facilities. Contradictions with regard to work and wage regulations, among men, women and children, and combinations in restraint of trade, among trade unions and industry were without logic. We have a government of casuists.

"There have been at least 125 instances" of unauthorized presidential military action. Numerous books describe our government's lawlessness. 2360 laws have been vetoed; only 92 overrides. Numerous secret illegal presidential actions are unknown. Every statute adds to the executive's power, as he must enforce it. He often withholds appropriated funds. Executive Orders average 64 a year. Unlike treaties, they don't require Congressional approval, and can't be repealed. There are 2.9 million civilian government employees, and about 7 million civilians on the pay-roll; with the armed forces, 10 million. "the President heads the biggest lobby group in or out of government. ...Most Congressmen are mainly interested in...votes in their home territories and money contributions to support reelection campaigns. These latter come mainly from corporations...A considerable number...have also been interested in building personal estates, by means both legal and illegal. ...corruption in the state courts is comparatively 'oceanic'... "There can be no doubt that John Adams regarded a constitution of the United States as forming a government more properly to be classed among monarchical than among democratic republics, an idea suggested, at the outset by Patrick Henry'" Some emergencies require illegal presidential action, but most are self declared, which permit any action the president pleases, open or secret. "the President is a one-man legislator." Espionage and harassment of groups or individuals, serious or merely eccentric, may cover anything not pork-barrel politics.

(In Order to eliminate the basic problem, of unemployment, inability to support one's self, in the occupation and business structure of one's choice, at one's skill level, receiving the equivalent of one's production, in safe, ethical work; make theft, prostitution, taxes on production, two wage earners per family, and more than a four-hour work day unnecessary; minimize violence, vandalism, arson, rape, wars, terrorism, dissipation, domestic and foreign exploitation; enable the public to end monopoly and government thievery, judicial, police and prison sadism, food and environmental damage, and menace to all life on earth, we must assess the full ground rent, providing the community with the value which it and nature created; adequate for federal, state and local revenue, with complete free social services, and a refund to each family; absorbing the basis of sale price, creating virtually free sites, and so surplus work and residential opportunities. Voting boycotts of Congressmen refusing to block other legislation, until full ground rent is assessed, will enable the public to effect these and other improvements, through their ability to refuse undesirable work. Ombudsmen must supervise government and business, so that activists can advise on political and work boycotts. Our unethical and unpayable national debt, and similar Third World debts must be cancelled. Noncompulsory must replace slave schooling - no unneeded or unwanted learning, poor and lying teaching, tremendous expense, aimless frustration. With surplus work, no labor taxes or monopoly pricing, marriage is possible when biologically ready, ending a plethora of social problems. Legal philosophy: Complete freedom, limited only by the equal freedom of others - no sumptuary laws. Representative mediation of domestic and international differences, with restitution in money, not to exceed reasonable ability to pay, must replace detention and war. The vainglory of territorial or industrial empire, to be milked of its resources, slave labor or tax base, must be replaced with the satisfaction of unexploitive accomplishment. Legal, economic or military action against the unemployed and impoverished, at home or abroad, is gross hypocrisy and sadism.)

Current Gzar, H.R.H. Ronald D. "Make my day."