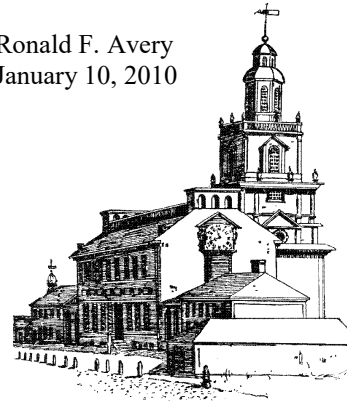


government do not have authority to correct it. But the poor people deprived of the principles of property (upon which their nation was built) by the most expensive “education” in the world paid for with unlawful taxes upon their property, continue to beg their tyrannical oppressors to fix their government and conform to the dissolved constitutions.

Secession Nullification Dissolution

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We see and hear very often now that the state of Texas should nullify the laws passed by the United States Congress, such as the Health Care Reform Act, that are unconstitutional and at best the Republic of Texas should secede from the union. There is a group called the Texas Nationalist Movement and I have been asked to join this group. Even Texas Governor Rick Perry has spoken of the potential of Texas to secede from the union. With all this talk at hand it would be good to really understand the implication and what the impact would be if these steps were taken.

Nullification would be the act of formally declaring an action taken by some government entity beyond its authority to be unlawful, unconstitutional and void from the time of its inception. There is a rally planned in Austin Texas on the south steps of the Capitol to pressure the governor of Texas, Rick Perry, to call a special session of the legislature to commence with the process of nullifying the Health Care Reform Act being passed by both houses of the US Congress.

Secession would be the act of the state of Texas leaving the United States of America and once again becoming a stand alone republic. The act of secession or the leaving of one entity from another entity implies that the entity leaving perceives of the existence of the entity from which it wants to separate from. Therefore, for Texas to secede from the United States of America, Texas is admitting that the US of A is a lawfully existing entity. Actually there are no provisions in the social contract forming the US of A that permits states to leave the union when ever they want for whatever reason they desire. But

Do not get the mistaken notion that it is us who are revolutionaries for the revolution is over and the rebels have overturned our nation from sitting in the offices of authority. And also do not think that it is we who dissolve the nation or state. We merely observe and declare what tyrants and usurpers have done. Patriots seek and build lawful governments where there are none. As wonderful as ours were they are no longer. Let not a dissolved unlawful government determine that global bankers shall rule Americans.



¹ **John Locke, *Locke - Two Treatises of Government*** ed., Peter Laslett (Cambridge University Press, 40 West 20th Street, New York, NY 10011-4211, USA) 407 <http://www.constitution.org/jl/2ndtreat.htm>

if there is no lawfully existing union one does not need to secede from it as there is nothing to secede from.

Just because the people elect US representatives, senators and presidents, etc. and hear them on television all the time does not mean that those representatives have real lawful authority or that the United States of America actually lawfully exists. Seeing this on television and the execution of wars and the collection of taxes only means that the “representatives” think they lawfully exist. But what they think or the people think has nothing to do with their lawful existence. That which determines lawful existence has nothing to do with the use of force or the passing of legislation by those who think they have authority.



Lawful existence is determined by the form of government the people have created and whether the government has conformed to that form except where permitted to change by permission of the people by amendment. If the governmental form of operation is different from that which the people prescribed by constituting documents and there is no amendment permitting the alteration then the government is dissolved and no person once under its authority has any obligation to follow any of the laws of the dissolved entity and are free to make a new one to their liking. Further, those in the offices of the dissolved government do not have authority to correct the dissolved government for those offices are also dissolved right along with the authority. Once dissolution occurs only the people may reconstitute a new lawful government to protect their property and those in the old dissolved government cannot lawfully participate in that effort.

Some think that for a government to be dissolved it has to bear no resemblance whatsoever to that which it once was. This is incorrect. The change of only one law that does not conform to the constituting documents renders the entity dissolved. There is



unjust and unreasonable would require the support of the most direct, explicit affirmative declaration of such intent.” (brackets inserted). In spite of this reversal by the very same court the Judiciary decided to adopt Hosner instead of McMullen in violation of Article

16 Section 48 allowing the adoption of common law prior to the constitution of 1876, if not repugnant. This case was repugnant to the constitution and was not able to be adopted under same article.

Then in 1969 the Texas Congress under Preston Smith passed the “Texas Tort Claims Act” which waived some of its “presumed absolute sovereign immunity” without reference to where the State had obtained such immunity to harm the people of Texas without judicial recourse.

“Absolute Sovereign Immunity” in Texas means: The presumed right to harm, even unto death, the citizen and take, steal, destroy or convert their property of every kind with or without intention unless waived by statute (Texas Tort Claims Act of 1969) or by Congressional Resolution prior to suit. This is the law of today. It is the adoption of ancient monarchical common law which is repugnant to our constitution and changes the form of the State of Texas as prescribed by the people in Article 1 Section 2, 13, 17, 19, 29 and Article 2 Section 1, Article 16 Section 48 and Article 17. This has been challenged in court and affirmed by the highest court in Texas changing the form of the State of Texas from a protector of property, its only lawful purpose, to a fiction that has seized all the property including the people to harm them at will without recourse. You may read all about this challenge to unlawful doctrine of “absolute sovereign immunity” at www.PostWTC.com/frame-3.html

Therefore, we see that the people do not have a lawful government in what was once called the “United States of America.” And we see that those in the state and federal

or number of men, amongst them, can have authority of making laws that shall be binding to the rest. When any one, or more, shall take upon them to make laws, whom the people have not appointed so to do, they make laws without authority, which the people are not therefore bound to obey; by which means they come again to be out of subjection, and may constitute to themselves a new legislative, as they think best, being in full liberty to resist the force of those, who without authority would impose any thing upon them. Every one is at the disposure of his own will, when those who had, by the delegation of the society, the declaring of the public will, are excluded from it, and others usurp the place, who have no such authority or delegation.¹

John Locke mentioned five ways to dissolve government from within but it was not a comprehensive list nor was it meant to be. All five ways he mentioned changed the form of government prescribed by the people without consent of the people.

However, we have another problem with the idea of secession. Secession also presumes that the entity that wants to secede also lawfully exists. If we apply the same principles of property that we applied to the United States of America we find that the state of Texas is also dissolved by the passing of laws, statutes, resolutions and judicial rulings changing the form of government without permission of the people by amendment.

Article 1 Section 13 of the Texas Constitution says: "All courts shall be open, and every person for an injury done him, in his lands, goods, person or reputation, shall have remedy by due course of law." but in 1847 the first Supreme Court of Texas in Hosner v. DeYoung 1847 WL 3503 (Tex.) said that no one can sue the state of Texas without its permission. This case did not cite a single authority of any kind. The ruling was an unlawful proclamation. It was essentially overruled by the same court in McMullen v. Hodge 1849 WL 4062 (Tex.) when the court said: "It would be in the power of such convention [constitutional] to take away or destroy individual rights, but such an intention would never be presumed; and to give effect to a **design so**



no magical or arbitrary "critical mass" threshold to cross in order for government to be dissolved from within by those in the offices of that government. In the case of the United States of America there are at least 10 major changes in the form prescribed by the United States

Constitution without amendment of which any one of them would dissolve it:

1. The use of paper currency in violation of Article 1 Section 10;
2. The funding and maintenance of a federal standing army for more than two years after the completion of a declared war in violation of Article 1 Section 8 Power 11;
3. The holding of "Office of Profit or Trust" in a foreign government, Chairman of the "United Nations" Security Council by "President Obama" without the "Consent of Congress" in violation of Article 1 Section 9;
4. The membership of the "United States of America" in the "United Nations," which abrogates sovereignty.
5. The prosecution of military combat in Iraq and Afghanistan by "President Bush" and "President Obama" without a *declaration of war* by Congress in violation of Article 1 Section 8 Power 10.
6. A Congressional Resolution giving the power to the President to execute a war is abrogation of the congressional power to declare war and a usurpation of that power by the President and it illustrates full acquiescence in this usurpation by congress;
7. The Federal "Gun Control Act of 1968" banning the sale of military weapons and machine guns to US Citizens without approval of the Attorney General and all such acts and laws in violation of the Second Amendment;
8. The power to seize property and business records without

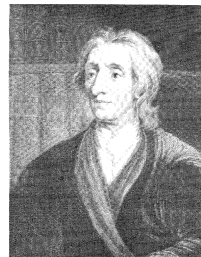
first obtaining a warrant as provided in the so-called “Patriot Act” in violation of Article IV of the US Constitution;

9. The existence of and operation of the Federal Department of Education implementing the Elementary and Secondary Education Act of 1965 and the No Child Left Behind (NCLB) program without any such powers enumerated in the “Constitution of the United States” in violation of the Tenth Amendment;
10. The so-called unlimited “Bank Bail-out” with the so-called “Troubled Asset Relief Program” (TARP) starting with approximately 800 billion dollars, changes every person in the “several States” and their posterity into bank slaves in violation of the Tenth Amendment and the laws of nature’s God;
11. The institution and existence of a banking monopoly known as the “Federal Reserve” consisting of a handful of private banks or any “central bank” to issue unconstitutional paper currency or any other form of currency of the said Union in violation of Article 1 Section 8 Power 4 and the Tenth Amendment.

Obviously the United States of America is dissolved by changes in its form without permission of the people, i.e., by amendment. This now presents the problem of secession. If Texas or any other state takes the path of secession they admit that the United States of America lawfully exists and is in conformity to its constitution and that the particular state merely wants to leave the lawfully existing entity. Secession breaths life into something that is dead and the state becomes the entity that breaches the social contract assuming the evil role. The proper way to deal with the situation before us is for the state or states to declare the dissolution of the United States of America by the miscarriages of those who sat in the seats of its authority. A declaration of dissolution places the evil in the correct place. The state is not trying to leave a good lawfully existing entity. The state is merely saying it has become the victim of tyrants and usurpers who have dissolved the government they once formed. Under the dissolution path, the social contract is breached by the US of A

who assumes the evil role not the state or people.

Do not get this confused with violations of the constitution by the officers or representatives that do not change the form of the operation of the government. Many violations of the constitution occur that do not dissolve the state or union of states. A federal marshal that beats up somebody without cause commits an unconstitutional act which can be tried in court and corrected but the marshal did not change the form of government by his actions. But a change in form by the passage of an act, law or resolution or by judicial rulings that changes the form of operation dissolves the entity. This principle of dissolution is not a new idea but was written by John Locke in 1689 in his Second Treatise of Government which all of our founders knew and built our federal and state constitutions upon:



Sec. 212. Besides this over-turning from without, governments are dissolved from within,

First, When the legislative is altered. Civil society being a state of peace, amongst those who are of it, from whom the state of war is excluded by the umpirage, which they have provided in their legislative, for the ending all differences that may arise amongst any of

them, it is in their legislative, that the members of a commonwealth are united, and combined together into one coherent living body. This is the soul that gives form, life, and unity, to the common-wealth: from hence the several members have their mutual influence, sympathy, and connexion: and therefore, when the legislative is broken, or dissolved, dissolution and death follows: for the essence and union of the society consisting in having one will, the legislative, when once established by the majority, has the declaring, and as it were keeping of that will. The constitution of the legislative is the first and fundamental act of society, whereby provision is made for the continuation of their union, under the direction of persons, and bonds of laws, made by persons authorized thereunto, by the consent and appointment of the people, without which no one man,