

# Defeat COVID Mandates by restoring the Genuine Meaning of the “privileges and immunities” and “due process” clauses



By Publius Huldah

Someone asked me why I write on the US Constitution when the US Supreme Court won't enforce it.

This is why: Our Declaration of Independence recognizes the self-evident Truth that Rights come from God, and that they are unalienable. **Accordingly, there are certain areas of your life which are off-limits to government regulation – you have an “immunity” from governmental regulation of these areas.**

But since the federal and State governments are refusing to recognize our Rights, it falls on us to boldly step up to the plate and insist that our Rights be respected. You have no lawful, moral, or religious duty to submit to a government when it violates our Constitution and seeks to take from you the Rights *God* gave you.

Governments do *not* have constitutional authority to force you to take the COVID JAB.

And in this paper I show that the “privileges and immunities” and “due process” clauses of the US Constitution *prohibit* the federal, state, and local governments from requiring you to be “jabbed” or putting you into a concentration camp if they

assert that you are at “high risk” of getting infected [i.e., those who are 65 years of age or older.]

So Americans are going to have to man-up and assert their God-given Rights. But before you can do that, you must understand what your Rights are and what the Constitution says.

Our Constitution of 1787 is a glorious Document. But we didn't read it, we didn't adhere to its genuine meaning, and we permitted judges to redefine its terms. We must put a stop to that. The following draft[1] Resolution for State and local governments shows how, by restoring the genuine meanings of the “privileges and immunities” and “due process” clauses, we can defeat COVID tyranny.

## **Right to Freedom from COVID mandates – Model Resolution for State and local governments**

### **The Law**

WHEREAS, our **Declaration of Independence** is the Fundamental Act of our Founding and part of the Organic Law of our Land, and recognizes that our Rights come from the Creator God; that among these Rights are Life, Liberty, and the pursuit of Happiness; and further, that the purpose of government is to secure the Rights *God* gave us; and

WHEREAS, the **Constitution of the United States** is one of enumerated powers only; and We The People did not grant to the federal government power over the Country at Large to interfere in medical or health matters; to dictate that injections be administered to The People; to impose quarantines or “lock-downs” for real or pretended diseases; to establish internment (concentration) camps for the purpose of confining whomsoever the federal government wishes to confine; to require that The People wear devices such as face masks, or to obtain and carry internal passports; or to exercise any other such control over the sanctity of our persons; and

WHEREAS, the **First Amendment** of the Constitution of the United States provides,

“Congress shall make no law ... abridging the right of the people peaceably to assemble...”; and

WHEREAS, the **privileges and immunities clauses** of the Constitution of the United States provide:

“The Citizens of each State shall be entitled to all Privileges and Immunities of Citizens in the several States.” (Article IV, § 2)

“...No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States...” (§1 of the Fourteenth Amendment); and

WHEREAS, the **due process clauses** of the Constitution of the United States provide:

At the Fifth Amendment, that “No person shall...be deprived of life, liberty, or property, without due process of law...”; and

At §1 of the Fourteenth Amendment, that “...nor shall any State deprive any person of life, liberty, or property, without due process of law...”; and

WHEREAS, **Blackstone’s Commentaries on the Laws of England** set forth at Book I, Chapter I, pp 128-140 (J.B. Lippincott) [[link](#)] the common law definitions of “privileges” and “immunities”; and shows that “*immunities*” refers to those areas of personal liberty which are free from regulation and control by civil governments, to-wit:

- The God-given **Right of Personal Security** consists in a person’s legal and uninterrupted enjoyment of his life, his limbs, his body, his health, and his reputation – and specifically that a person has the Right to preserve his health from such practices as may prejudice or annoy it [p. 132 at 4.];

- The **God-given right of Personal Liberty** consists of an individual's right of locomotion, of changing situation, or moving his person to whatsoever place his own inclination may direct; that no person may be imprisoned or confined except pursuant to the lawful judgment of his equals; the right of *habeas corpus*; and the prohibition against excessive bail; and
- The **God-given Right of Property** consists of the absolute and inherent Right of an individual to the free use, enjoyment, and disposal of his acquisitions; and that no person may be divested of his property, but by the judgment of his peers; and

WHEREAS, "**due process of law**" is a term with a precise technical import going back to the Magna Charta; and means that a person's Life, Liberty or Property cannot be taken away from him *except by the judgment of his peers pursuant to a fair trial!* [See Raoul Berger's masterful work, "Government by Judiciary: The Transformation of the Fourteenth Amendment", at Part I, Chapter 11 "Due Process of Law" [link](#)]; and

WHEREAS, it is a fundamental Principle of Anglo/American Jurisprudence that when Framers of a Constitution or Statute use a term which has been defined at the Common Law, **that is the meaning to be assigned to the term in the Constitution or Statute** (United States v. Smith (1820) [link](#) ) & Raoul Berger's chapter on "Due Process" at p. 222]; and

**WHEREAS, the Constitution of the State of Ohio declares at Article I: Bill of Rights that**

"Section 1: Inalienable rights. All men are, by nature, free and independent, and have certain inalienable rights, among which are those of enjoying and defending life and liberty, acquiring, possessing, and protecting property, and seeking and obtaining happiness and safety."

"Section 3: Right to assemble. The people have the right to

assemble together, in a peaceable manner, to consult for the common good; to instruct their Representatives; and to petition the General Assembly for the redress of grievances.”

“Section 20: Powers reserved to the people. This enumeration of rights shall not be construed to impair or deny others retained by the people; and all powers, not herein delegated, remain with the people.”

### **Violations by the federal government of The Law**

**WHEREAS**, under the pretext of protecting the public from the allegedly dangerous COVID disease, the Center for Disease Control and Prevention of the federal government has been involved in the development and administration of a so-called “vaccine”; but that there is considerable evidence that such are not “vaccines” in the traditional sense of the word – but are injections designed to alter human DNA and replace it with a man-made DNA, and to destroy our God-given immune systems; and further that “COVID vaccines” have resulted in many deaths and disabilities among injected persons and are expected to result in a great many more deaths among injected persons in the coming years; and

**WHEREAS**, also under the pretext of protecting the public from the allegedly dangerous COVID disease, the Center for Disease Control and Prevention has made plans [[here](#) & [here](#)] to relocate selected Persons against their wills to internment (concentration) camps which are now, with the connivance of certain State governments, being set up throughout the Country; and

**WHEREAS**, the Center for Disease Control and Prevention is an unconstitutional federal agency which is not authorized by our Constitution to exist; accordingly all of its actions are unauthoritative, void, and of no force; and

**WHEREAS**, by these above-described acts, the federal government has usurped powers not delegated, and hence its acts are not

law, but are altogether unauthoritative, void, and of no force; and

**WHEREAS**, such acts are also unconstitutional as in violation of the right of free assembly within the meaning of the First Amendment to the US Constitution; and

**WHEREAS**, such acts also deprive Citizens of their God-given Immunities from civil government's regulation of their Persons and Personal Liberty, and deprive them of their God-given Right to the free use and enjoyment of their Property – all in violation of Article IV, §2, US Constitution; and

**WHEREAS**, such acts also deprive Citizens of life, liberty and property without due process of law in violation of the Fifth Amendment to the US Constitution.

### **III. State and local governments**

WHEREAS, certain “private” businesses have been seeking to bring about the forced injections of Citizens with the so-called “COVID vaccine” by threatening to fire such Citizens unless they submit to the injection; and further, that for State and local governments to permit such tyranny violates that Principle, set forth in our Declaration of Independence, that the purpose of government is to secure the rights God gave us (which governments are to do by protecting us from those who seek to take our rights away from us); and that just as civil governments may not lawfully deprive The People of their God-given Rights and Liberties, neither may private persons or businesses; and

WHEREAS, for the State or any local government to impose lockdowns, mandate social distancing, order the closures of churches and selected businesses, and impose limitations on crowd sizes, would unlawfully restrict the Rights of The People to freely assemble; and that in the State of Ohio, such would violate Article I, Sections 1 and 3 of the Declarations of Rights set forth in the State Constitution; and

WHEREAS, for the state or local governments to cooperate with the unconstitutional federal agency known as the "Center for Disease Control and Prevention", in its unlawful and tyrannical plan to incarcerate in internment (concentration) camps, Citizens against their wills, would unlawfully deprive the Citizens of Ohio of their Rights of free association and free assembly; and would also trespass on their Immunities against civil government's control of their persons within the meaning of **§ 1 of the Fourteenth Amendment**; and would also deprive Ohio Citizens of life, liberty and property without due process of law, also in violation of § 1 of the Fourteenth Amendment; and

For the state or local government to mandate the wearing of face masks also violates the God-given Right of Personal Liberty.

NOW, THEREFORE, BE IT RESOLVED:

1. That all acts of the federal government described herein above in Part II are unconstitutional and are unauthoritative, void, and of no force.
2. That all acts of State and local governments described herein above in Part III would also be unconstitutional and unauthoritative, void, and of no force; and that this body [identify whether it's the State legislature or a County or municipal governmental body] will vigorously oppose all such unlawful acts.
3. That this body intends to vigorously uphold the Right of the Citizens to be free from the requirement of forced injections, mask wearing, social distancing, lock-downs; and will not permit Ohio Citizens to be relocated against their wills to the internment (concentration) camps now being planned by the unconstitutional federal agency known as the Center for Disease Control and Prevention.

It is so RESOLVED, this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

Signatures, etc.

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Endnote:

**[1]** This is a draft Resolution suggested by me for consideration by State and local governments – I used Ohio to illustrate that States must consult their own State Constitutions in addition to our federal Constitution.