



1.4.2 De Facto and De Jure

Now that it has been established how a planned societal change is brought about, we can better address the issue of the **unlawful governments** that are now present in *the republics*. First, you must understand the precise difference between **de facto** and **de jure**. Simply put: *de facto* is not according to law; and, *de jure* is according to law. The legal definitions²⁵ are as follows:

DE FACTO: In fact (of fact),²⁶ as distinguished from “de jure”, by right.

DE JURE: By right; by lawful right; rightfully; complying with the law in all respects; valid in law. [*i.e.*, constitutional; in conformity with the law of nations]

To apply the above definitions of *de facto* and *de jure*, you must first be aware that after the Civil War (*so-called*) the federal government gained dominion (*it conquered and controlled*) over all states in **guise** of the Union. A governmental system *de facto* was then created by the passage of the **Fourteenth Amendment**. The amendment **stealthily** and **politically fabricates** all several States in the Union to be **quasi-political subdivisions** of the “United States”.²⁷

The **crucial factor** is that the **Fourteenth Amendment naturalizes all** Americans to be *citizens and nationals of the United States* at birth.²⁸ Under the **stealthy operations of law**, the **Fourteenth Amendment** (in essence) **negates** all *state nationalities de jure* — that is *being of right*.

The following is what transpired with the implementation of the **Fourteenth Amendment**:

1. It usurps the political sovereignty of all the republics, which translates into:
2. The nations or countries of America, as secured by the original constitutional premises, are ultimately destroyed,
 - It has **stolen** the *political allegiance* of people and assigns it to a *de facto* federal government (the *United States*), and installs them by **stealth** into a political Democracy, verses a Republic government in fact; and,
3. It puts the land of people in **quasi-joint tenancy** with the government (*feudalism*).²⁹

25 Black's Law Dictionary, Sixth Edition Deluxe

26 See definition of “in fact”. Also see definition of “government de facto”. The use of ‘in fact’ in the definition of “de facto” is **misleading**. It should say “of fact” as parenthesized above. Intentional?... You be the judge.

27 The *de facto* “United States” became a sovereign power. In reference thereof, a passage out of Tony Brown's Book “Empower the People”, although Mr. Brown did not go into legal detail (*as TRA does*), **made reference to secret societies being pleased** about the *re-colonization* of the *republics* after the *Civil War*, which stands to reason, as these political subdivisions are referred to as: Colonies, under the color of law (*per* 14th Amendment). Title 1 U.S. Code § 2: a “county” is a parish or any other equivalent subdivision of a State **OF** the *United States*.

28 **NATURALIZATION CLAUSE.** The **Fourteenth Amendment** to the U.S. Constitution, Section 1, provides that all persons born or naturalized in the United States, and subject to the jurisdiction thereof, *are* citizens of the United States, and of the State wherein they reside. —*Black's Law*. See also Title 8 USC § 1101(a)(22). Definitions. The term “national of the United States” *means*: (A) A citizen of the United States, or (B) A person who, though not a citizen of the United States, owes permanent allegiance to the United States. [Latter, (B), relates that a citizen of the United States owes permanent allegiance to the United States too. Does not mean a person as defined by 1101(a)(21). See Title 8 USC § 1408 for a person as described in (B)] **National of the U.S. = Communist**

29 “The ultimate ownership of all property is in the State; individual so-called “ownership” is only by virtue of Government, *i.e.*, law, amounting to mere user; and use must be in accordance with law and subordinate to the necessities of the State. The fact that citizens, at a given time may prefer specie to currency, or vice versa,

The [bracketed] is LB's commentary / extrapolation.

SIMPLY PUT: This is **dicta** that is established by the Communist Manifesto. This wonderful 160 year old plot mandates the elimination of nationalities, countries and ownership of property.³⁰

De facto government(s) will be further discussed later herein; but for now take notice that:

1. The federal and state governments are not your “constitutional” governments.
2. As a matter of law they are not governments “IN FACT”,³¹
3. They are, as a matter of law INSURGENT.³²

Actually, they are military style governments... or, in other words: an Insurgent Democracy.

Not so much a definition, but rather the hallmarks or indicators of an insurgent government.

1.4.3 Insurgent Governments

As defined by the United States Supreme Court,³³ the *legal description* that is attached to the insurgents’ governmental system under the Fourteenth Amendment is as follows:

GOVERNMENT DE FACTO: A government *of fact*.³⁴

Points 1 & 2 are LB's paraphrases / rewording from: *Thorington v Smith*, 75 US 1 (1868)

1. A government actually **exercising** power and control, as opposed to the true and lawful government; a government not established according to the constitution of the nation, or not lawfully entitled to **recognition** or supremacy, but which has nevertheless **supplanted** or displaced the government de jure.

2. A government deemed unlawful, or **deemed** wrongful or unjust, which, nevertheless, receives presently habitual **obedience** from the bulk of the community.

3. There are several degrees of what is called “de facto government”. Such a government, in its highest degree, assumes a character very closely resembling that of a lawful government.

Text in green direct from: *Thorington v Smith*, 75 US 1 (1868)

- This is when the usurping government expels the regular authorities from their customary seats and functions, and establishes itself in their place, and so becomes the actual government of a country.
- The distinguishing characteristic of such a government is that adherents to it in war against the government de jure do not incur the penalties of treason; and, under certain limitations, obligations assumed by it in behalf of the country or otherwise will, in general, be respected by the government de jure when restored.

LB's innuendo / insinuation.

4. Such a government might be more aptly denominated a “government of paramount force”, being maintained by active military power against the rightful authority of an established and lawful government; and obeyed in civil matters by private citizens.
5. They are usually administered directly by military authority, but they may be administered, also, by civil authority, supported more or less by military force.

The above is not just a general definition. In its **dictum**, the court **actually described the current insurgent governmental system**. It is recommended that you study the content of its dissertation and compare it with what will be put forth in explanatory evidence in this treatise. Particulars of

cannot prevent Congress from enacting those laws which it deems necessary to the maintenance of a proper monetary system. –from: *Contracts Payable in Gold*. Senate Resolution No. 62 (April 24, 1933)

30 See “Fee Simple” and “Property Tax”. Constitutional land ownership is under freehold, thus not taxable.

31 **IN FACT**. Actual, real; as distinguished from implied or inferred. *Resulting from the acts of parties, instead of from the act or intendment of law.* [i.e., the *de jure* Constitution] –*Black’s Law Dictionary, Sixth Edition Deluxe*

32 **BELLIGERENTS**. A body of *insurgents* who by reason of their *temporary organized government* are regarded as conducting lawful hostilities. –*Ballentine’s Law Dictionary*. See *state governments* defined in **Title 18 USC § 11**.

33 From the case *Thorington v Smith*, 75 US 1 (1868), the definition found in *Black’s Law Dictionary* (*now removed*)

34 Government “*of fact*” not “*in fact*”. Definition source: *Black’s Law Dictionary, Sixth Edition Deluxe*



