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**KINS Community Comment No. 8:**

Hello this is Gene Owens. Today's Community Comment is about the Law. What is the Law? Our Public Servants, Judges, Police Officers, County Supervisors, City Councils and other members of government are either voted into office or appointed; however, all Public Servants must take an Oath of Office to "*support and defend*" the California State and United States Constitutions. This Oath creates a body politic. Black's law Dictionary 10<sup>th</sup> Edition published in 2014 defines a body politic as: "*A group of people organized under a common authority.*" What is this "*common authority?*" The common authority is the California State Constitution and the United States Constitution which our Public Servants are required to take an Oath of Office to. These Constitutions are the Law. Nothing else is the Law. All statutes, codes, ordinances, rules or regulations made in pursuance of these Constitutions have the force of law but they are not law; this is the reasons they are called statutes, codes, ordinances, rules or regulations and not Law.

**California Civil Code Section 22** mandates: "*Law is a solemn expression of the will of the supreme power of the State.*" **California Civil Code Section 22.1** mandates: "*The will of the supreme power is expressed by the Constitution and by statutes.*" **Section 22.1 of the California Civil Code** mandates the law is the Constitution and that statutes follow the Constitution. The Constitution does not follow statutes. **California Civil Code Section 22.2** mandates: "*The common law of England, so far as it is not repugnant to or inconsistent with the Constitution of the United States, or the Constitution or laws of this State, is the rule of decision in all the Courts of this State.*"

Most Americans are aware that we the people are entitled to a "*Court of Law*." Black's Law Dictionary 10<sup>th</sup> Edition defines a Court of Law as: "*A court proceeding to the common law*." What is the common law? Again the answer to this question is the Constitution which is part of the common law in all states.

When our nation was founded there was a question of who shall rule—the People or the Government? Too much rule by the People is anarchy. Too much rule by the Government is tyranny. To solve this problem the Oath of Office was created. Under our Republic with rule by law no one is above the law especially Public Servants who are under Oath to obey the Law and are paid by we the people. The people must obey Constitutional Law and our Public Servants are under Oath of Office to support and defend Constitutional Law—not their opinions.

Opinions change with the times and are merely public standards not law. For example under Constitutional Law Women have always had the right to vote! Women have always had due process of law under the 5<sup>th</sup> Amendment and they have always had the "*retained right*" to vote under the 9<sup>th</sup> Amendment. We the People must study the Constitution we must understand it and we must demand due process of Constitutional Law. Americans are self-ruled individuals we are not sheepeople. Reach out and claim your Bill of Rights—which is not a bill of privileges. This is your time to take charge of your rights. Rights are private property owned by we the People.

This is Gene Owens for KINS radio, thank you