

TO THE JUSTICES¹ OF THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

GRIEVANCE: NOTICE OF ARBITRARY JUDICIAL POWER & OPPRESSION

IN RE:

- Acts in violation of oaths, constitutions & laws
- Overthrow of the Rule of Law
- Courts of no lawful authority
- No redress of grievance at law or equity
- Irreparable harm to Tennesseans

“That government being instituted for the common benefit, the doctrine of non-resistance against arbitrary power and oppression is absurd, slavish, and destructive of the good and happiness of mankind.”

Tennessee Constitution, Article I, § 2, Doctrine of non-resistance.

“Individual rights protection is the only legitimate reason for government to exist . . . the duty of this court, as of every judicial tribunal, is limited to determining rights of persons or of property. . .”

Tyler v. Judges of Court of Registration, 179 U.S. 405, 409, 21 S. Ct. 206, 208, 45 L. Ed. 252 (1900) ; *see California v. San Pablo & T. R. Co.* 149 U. S. 308, 314, 37 L. Ed. 747, 749, 13 Sup. Ct. Rep. 876

“It is the duty of courts to be watchful for the constitutional rights of the citizen, and against any stealthy encroachments thereon. Their motto should be *obsta principiis*.” *Williams v. State*, 506 S.W.2d 193 (Tenn.Crim.App. 1973)

“Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them.” *Miranda v. Arizona*, 384 U.S. 436, 491 (1966)

“The Declaration of Rights hereto annexed is declared to be a part of the Constitution of this State and Shall never be violated on any pretence whatever. And to Guard against transgressions of the high Powers which we have delegated, we declare that everything in the Bill of Rights contained and every other right not hereby delegated is excepted out of the General Powers of Government and shall for ever [i.e. forever] remain inviolate.

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Hon. Jeffrey S. Bivins, Chief Justice, Supreme Court

USPS Certified Mail Return Receipt # _____

Hon. Cornelia A. Clark, Justice

USPS Certified Mail Return Receipt # _____

Hon. Sharon G. Lee, Justice

USPS Certified Mail Return Receipt # _____

Hon. Holly Kirby, Justice

USPS Certified Mail Return Receipt # _____

Hon. Roger A. Page, Justice

USPS Certified Mail Return Receipt # _____

Tennessee Constitution (1796), Art. 10, § 4; currently restated at Art. 11, § 16

Please take notice of the following facts and laws:

Aggrieved.

This notice is directed to each of the five Tennessee Supreme Court Justices listed in footnote 1 (hereinafter “JUSTICES”) by Lawrence County Tennessean, Arthur Hirsch (herein- after “Aggrieved”).

Notice by right.

Aggrieved, by giving notice, hereby exercises his constitutionally secured right and duty under the Tennessee Constitution, Declaration of Rights, Art. 1, § 2, to resist arbitrary judicial power and oppression.

“That government being instituted for the common benefit, the doctrine of non-resistance against arbitrary power and oppression is absurd, slavish, and destructive of the good and happiness of mankind.”

Tennessee Constitution, Article I, § 2, Doctrine of non-resistance.

Oath of office.

Upon the administration of the requisite judicial oath of office - solemnly sworn before God as witness - the JUSTICES acquired statutory judicial authority, which binds them to their duty to support both the state and federal constitutions, and serves as a guarantee to WE THE PEOPLE that their enumerated and unenumerated God-given, unalienable rights will be protected by the High Court. (see **Attachments A-E** – certified copies of JUSTICES’ Oaths of Office)

TCA 17-1-104. Oath of office. Before entering upon the duties of office, every judge and chancellor in this state is required to take an oath or affirmation to support the constitutions of the United States and that of this state, and to administer justice without respect of persons, and impartially to discharge all the duties incumbent on a judge or chancellor, to the best of the judge's or chancellor's skill and ability. The oath shall be administered in accordance with title 8 or any other applicable law.

Original intent.

The original intent of the framers of the 1796 Tennessee Constitution, with respect to the absolute and unequivocal protection of the Peoples’ rights from overreaching “transgressions” of the “high Powers” of government, is clearly stated in unambiguous language in Article 10, § 4, and is currently restated at Article 11, § 16, *to wit*

“The Declaration of Rights hereto annexed is declared to be a part of the Constitution of this State and **Shall never be violated on any pretence whatever.** And to Guard against transgressions of the high Powers which we have delegated, **we declare that everything in the Bill of Rights contained and every other right not hereby delegated is excepted out of the General Powers of Government and shall for ever [i.e. forever] remain inviolate.** (Emphasis added)

Tennessee Constitution (1796), Art. 10, § 4; currently restated at Art. 11, § 16

Constitutionally secured rights not to be abrogated.

The Supreme Court of the United States (hereinafter “SCOTUS”) has ruled that WE THE PEOPLES’ constitutionally secured rights are exempt from rules and legislative meddling that would nullify them.

“Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them.” *Miranda v. Arizona*, 384 U.S. 436, 491 (1966)

Only legitimate reason for governments/courts to exist.

America’s organic law document, The Declaration of Independence, states, and SCOTUS has held, that individual rights protection (NOT group/collective rights!), is the only legitimate reason for government/courts to exist.

“WE hold these Truths to be self-evident, that all Men are created equal, that they are endowed by their **Creator with certain unalienable Rights**, that among these are **Life, Liberty and the Pursuit of Happiness—That to secure these Rights, Governments are instituted among Men, deriving their just powers from the consent of the governed.** . . .” (Emphasis added) *The Declaration of Independence*, 1776

“Individual rights protection is the only legitimate reason for government to exist . . . the duty of this court, as of every judicial tribunal, is limited to determining rights of persons or of property. . .”
Tyler v. Judges of Court of Registration, 179 U.S. 405, 409, 21 S. Ct. 206, 208, 45 L. Ed. 252 (1900) ; *see California v. San Pablo & T. R. Co.* 149 U. S. 308, 314, 37 L. Ed. 747, 749, 13 Sup. Ct. Rep. 876

“It is the duty of courts to be watchful for the constitutional rights of the citizen, and against any stealthy encroachments thereon. Their motto should be *obsta principiis*.”
Williams v. State, 506 S.W.2d 193 (Tenn.Crim.App. 1973)

JUSTICES’ breach of oaths and duty.

JUSTICES breached their oaths of office and duty to support the Constitution by issuing nine (9) Orders containing numerous “emergency” rules, drastically choking down courthouse and court room accessibility and proceedings, and violating rights, all on the specious and constitutionally prohibited pretense of China virus mitigation.

- Isaiah 10:1 “Woe unto them that decree unrighteous decrees, and that write grievousness which they have prescribed;” (KJV)
- Micah 2:1 “Woe to them that devise iniquity, and work evil upon their beds! when the morning is light, they practise it, because it is in the power of their hand.” (KJV)

Judicial abuse - rights violated under color of law.

JUSTICES have refused to abide by the Tennessee Constitution, Art. XI, § 16 cited above, which clearly prohibits such treacherous judicial acts by stating,

“The Declaration of Rights hereto annexed is declared to be a part of the Constitution of this State and **Shall never be violated on any pretence whatever.** . . . we declare that everything in the Bill of Rights contained and every other right not hereby delegated is **excepted out of the General Powers of Government and shall for ever [i.e. forever] remain inviolate.**”

In reality, said rules are an unprecedented judicial coup and overthrow of the constitutionally secured rights of WE THE PEOPLE OF TENNESSEE—which JUSTICES swore to protect—namely, the (1) **Right of due process**: Tenn. Constitution, Art. 1, § 8; U.S. Constitution, Amendments V & XIV, (2) **Right of open court**: Tenn. Constitution, Art. 1, § 17, (3) **Right to speedy trial**: Tenn. Constitution, Art. 1, §§ 9, 17, (4) **Right of conscience**: Tenn. Constitution, Art. 1, § 3 (conscientious religious exemption from mask wearing disallowed), (5) **Right to constitutional trial by jury**: Tenn.

Constitution, Art. 1, § 6, (6) **Right of remedy for injury (redress)**: Tenn. Constitution, Art. 1 § 17, and (7) **Right of assembly**: Tenn. Constitution, Art. 1, § 23.

JUSTICES have abused their authority and have shown contempt for the Constitution, the rule of law, and WE THE PEOPLE OF TENNESSEE they serve. They knew or should have known that **EVEN IN AN EMERGENCY, THE AUTHORITY OF GOVERNMENT IS NOT UNFETTERED. THE CONSTITUTION CANNOT ACCEPT THE CONCEPT OF A “NEW NORMAL” WHERE THE BASIC LIBERTIES OF WE THE PEOPLE OF TENNESSEE CAN BE SUBORDINATED TO OPEN-ENDED EMERGENCY MITIGATION MEASURES.**

There is no functioning rule of law any longer, and most likely, will never return again, because the “scamdemic” is predicted to last for many years to come. Rather, with the fall of the American constitutional republic, the courts are operating under arbitrary authoritarian rule by force and not by the rule of law.

JUSTICES failed to investigate first.

The JUSTICES failed, as sworn guardians of the Peoples’ rights, to do their own investigation of executive branch grounds for claims of emergency! disaster! pandemic! *before* issuing the aforesaid unprecedented restrictive and unconstitutional rules. They believed and supported the governor’s unconstitutional executive orders without first checking out the facts.

It is evident that the governor refused to perform his duty under T.C.A. 68-5-104 which required him to identify the alleged coronavirus infectious agent. Instead, he claimed presumptively (though never proven) the flu virus to be SARS-COV-2 and its transmission agent called Covid 19

“It is the duty of the local health authorities, on receipt of a report of a case, or suspected case, of disease declared to be a communicable, contagious, or one which has been declared by the commission of health to be subject to isolation or quarantine, to confirm or establish the diagnosis, to determine the source or cause of the disease etc.”

Evidence of “pandemic” hoax available to JUSTICES.

There is a large body of credible scientific evidence available online (though viciously suppressed and censored by Big Pharma’s media & tech watchdogs) that JUSTICES had a duty to investigate and research which reveals the truth about the so-called “pandemic,” *e.g.*

- that numerous expert virologists have declared that the SARS CoV-2 Wuhan virus is a man-made, BIOWEAPON;
- that the W.H.O. declared a PANDEMIC when less than 100,000 people were “infected” worldwide, of which 80,000 in China (Wuhan) alone, violating its own definitions;
- that suddenly, after the declaration of a state of emergency in all Western states, the “pandemic” in China basically DISAPPEARS!;
- that thousands of medical doctors in the U.S. and Europe have debunked the media hyped severity of COVID-19 calling it the biggest HOAX in world history;
- that the 2020 seasonal influenza-like China flu, which was hyped as a “pandemic,” was

PREPLANNED² for decades, along with deadly mRNA vaccines as followup, for population reduction;

- that COVID-19 coronavirus has never been scientifically isolated-scam documented at (<https://www.bitchute.com/video/WGbYHJcMbz8>)(<https://www.bitchute.com/video/GYQJTJ7Vdhud/>);
- that unethical research on bat coronaviruses was funded by top scientists from the US government, Dr. Francis Collins and Dr. Anthony Fauci of the National Institutes of Health (NIH). The research was banned by the Obama Administration in October 2014, but was soon criminally taken off-shored to China with grants coming from the NIH (over \$3.5 million of taxpayers' money went to Wuhan virology lab);
- that the unreliable and ineffective PCR testing is required as a diagnostic tool in all states, yet the manufacturer clearly says that it DOES NOT DETECT THE VIRUS – but no one in the media says anything about it (China now promoting anal swab tests);
- that there are NO UNIQUE SYMPTION for COVID 19 - pretended symptoms are identical to those of the ordinary seasonal flu;
- that hospital “overcrowding” in Tennessee and other states from coronavirus is false; records show low patient occupancy; is fear mongering propaganda;
- that COVID-19 has an EXTREMELY LOW MORTALITY RATE, even when compared to seasonal flu;
- that COVID 19 recovery rate is 99.8%;
- that there are fewer deaths in 2020 than in previous years, with such a “pandemic”!!!;
- that alleged death count from COVID-19 are highly exaggerated and fraudulent due to

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● **EVENT 201.** In October, 2019, six months before the so-called Covid-19/China flu “pandemic” outbreak, billionaire eugenicist, Bill Gates, organized a series of four role-playing simulations (rehearsals/drill) of a coronavirus pandemic with very high-ranking participants. “EVENT 201,” as it was called, held in New York, was a simulation of a coronavirus pandemic conducted by the Bill & Melinda Gates Foundation, the World Economic Forum and Johns Hopkins University. Videos were posted documenting the exercise. But Gates now denies such an exercise ever took place. Participants from the private and public sectors (including Chinese communist) were presented with a scenario, not unlike the one that has unfolded in reality, and discussed what needed to be done. There are official videos of the four meetings and a best-of-video scenario presentation and discussion by the participants, who are members of a pandemic control council in the role play. The video on control of public opinion (i.e., propaganda) is the most interesting one, as it helps to put in perspective the efforts in this regard, which we are currently experiencing. And the Chinese participant, the head of the Chinese Centre for Disease Control (Chinese Communist Party), muses about ways to counter “rumors” that the virus is man-made.

● January 11, 2017. During a forum on pandemic preparedness at Georgetown University, **Dr. Anthony F. Fauci, MD**, director of the National Institute of Allergy and Infectious Diseases, said there is “**no doubt**” **Donald J. Trump will be confronted with a surprise infectious disease outbreak during his presidency**. [How did he know that a “surprise” was coming ??]

● Eugenicist billionaire, Bill Gates, stated at 2010 TED (Ted Talks) Conference, “The world today has 6.8 billion people... that’s headed up to about 9 billion. Now if we do a really great job on new vaccines [e.g. deadly Pfizer and Moderna COVID-19 vaccines], health care, reproductive health services, we could lower that by perhaps 10 or 15 percent.” (Note: The apple does not fall far from the tree. William Henry Gates, Sr. was head of International Planned Parenthood Federation and advocate of abortion genocide for population reduction. http://www.pbs.org/now/transcript/transcript_gates.html)

monetary rewards incentives for intentional mis-diagnosis;

- that the COVID-19 threat was being deliberately inflated and exaggerated, and fears stoked and exploited, both for political gain and to justify the placement of more and more powers in the hands of the state in the name of stopping these threats. That is the core formula of authoritarianism — to place the population in a state of such acute fear that it acquiesces to any assertion of power which security state agencies and politicians demand and which they insist are necessary to keep everyone safe.
- that low-cost, SAFE REMEDIES for the China flu without side effects are available, but are being suppressed by Big Pharma, *e.g.*, Vit. D3, Vit. C, Zinc, Selenium, Ivermectin, hydrochlorquine;
- that the notion of “ASYMPTOMATIC TRANSMISSION” appears for the first time in the history of medicine;
- that CDC documents show that MASKS are worthless in preventing virus spreading (see *Emerging Infectious Diseases* - www.cdc.gov/eid - Vol. 26, No. 5, May 2020. Also, see March 5, 2021 CDC report re. ineffective mask wearing);
- that masks are considered “medical treatment,” but there’s no INFORMED CONSENT;
- that required mask wearing is a demonic OCCULT INITIATION RITUAL (see *Encyclopedia Britannica*, “Masks” <https://www.britannica.com/art/mask-face-covering/The-wearing-of-masks>) – also occult initiation rituals include stay-at-home isolation, social distancing, symbolic hand washing, etc.;
- that historic photos reveal that during slavery African slaves were forced to wear masks as to symbolically mark them as not having a voice and to be owned and under the control of another person, bringing them into SUBMISSION;

Rules are contrary to the Word of God.

Covid court rules are contrary to the eternal Word of God in every respect, and are anti-christ, anti-God, anti-scripture, anti-natural law, anti-constitution, anti-humanity, and anti-Declaration of Independence. JUSTICES, by their Covid rules, unconstitutionally “interfere” with the rights of conscience, *e.g.* Aggrieved. For example, the claim and exercise of an individual’s constitutionally protected rights of conscience (Art. 1, § 3 Freedom of worship³) by a Christian for religious exemption from mask wearing, is not recognized or permitted in Lawrence County courts. Jail is threatened for non-compliance.⁴ Therefore, litigants who, for their sincerely held religious beliefs—based on Holy Scripture—are flatly denied due process, and are thus barred from their right to participate in open public court proceedings (*not* private “zoom” conferences) in their struggle for justice. Bible texts which prevents disciples of Christ from complying with any and all coronavirus rules include, but are not limited to, the following texts – all read in the KJV, i.e., King James Version:

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“That all men have a natural and indefeasible right to worship Almighty God according to the dictates of their own conscience. . . **that no human authority can, in any case whatever, control or interfere with the rights of conscience.** . . .” (Emphasis added) Art. 1, § 3.

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“The claim and exercise of a constitutional right cannot be converted into a crime.” *Miller v. United States*, 230 F.2d 486, 490 (5th Cir. 1956)

Matthew 4:4, 24:31, 25:34-41, 46, 28:19, 20; Mark 16:15; John 10:10, 12, 13, 16; Acts 2:42, 46; Romans 12:2, 10, 11; 2 Corinthians 3:18; Ephesians 1:10, 3:15, 4:4-6, 13; Colossians 1:20, 21; II Thessalonians 2:1, 3:10, 5:21; 1 Timothy 5:8; Hebrews 10:25; James 1:27; Exodus 23:1, 2, 7; Deuteronomy 8:3; Psalms 1:1, 91:3, 6, 10, 112:7, 8, 133:1, 147:2; Proverbs 1:23, 4:14-16, 27, 15:13, 25:23, 27:17; Ecclesiastes 5:9, 18, 8:1; Isaiah 5:20, 10:1,2; Micah 2:1, 3:2, 3, 15.

- “Whether it be right in the sight of God to hearken unto you more than unto God, judge ye.” Acts 4:19 (KJV)
- “We ought to obey God rather than men.” Acts 5:29 (KJV)
- “Thou shalt not follow a multitude to do evil.” “Keep thee far from a false matter.” Exodus 23, 2, 7(KJV)
- “Therefore, to him that knoweth to do good, and doeth it not, to him it is sin.” James 4:17 (KJV)

WE THE PEOPLE OF TENNESSEE must now appeal to heaven for righteous judgment and justice. The eternal Word of God condemns evil laws and oppression:

- Isaiah 5:20 “Woe unto them that call evil good, and good evil; that put darkness for light, and light for darkness; that put bitter for sweet, and sweet for bitter!” (KJV)
- Isaiah 10:1 “Woe unto them that decree unrighteous decrees, and that write grievousness which they have prescribed;” (KJV)
- Micah 2:1 “Woe to them that devise iniquity, and work evil upon their beds! when the morning is light, they practise it, because it is in the power of their hand.” (KJV)
- Micah 3:1-3 “Is it not for you to know judgment? Who hate the good, and love the evil; who pluck off their skin from off them, and their flesh from off their bones; Who also eat the flesh of my people, and flay their skin from off them; and they break their bones, and chop them in pieces, as for the pot, and as flesh within the caldron.” (KJV)
- Isaiah 3:15 “What mean ye that ye beat my people to pieces, and grind the faces of the poor? saith the Lord God of hosts.” (KJV)
- Luke 11:45 “And he said, **Woe unto you** also, ye **lawyers!** for ye lade men with burdens grievous to be borne, and ye **yourselves** touch not the burdens with one of **your** fingers.”
- Luke 11:52 “**Woe unto you, lawyers!** for ye have taken away the key of knowledge: ye entered not in yourselves, and them that were entering in ye hindered.”

No remedy at law or equity.

The God-given rights of WE THE PEOPLE OF TENNESSEE have been abrogated by a corrupt, non-functioning and unrecognizable legal system,⁵ which extends all the way up to and including the U.S. Supreme Court. Therefore, there is no rule of law, no redress/relief for wrongs and injury done, no justice and no legitimate jurisdictional authority in the courts. Unconstitutional orders are void *ab initio*⁶. Truth has fallen in the streets. Arbitrary rule by force is the “new norm” where “might makes right,”

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Tennessee found to be the 3rd most corrupt state in the Union according to University of Chicago research
<https://www.forbes.com/sites/niallmccarthy/2020/02/19/the-most-corrupt-states-in-america-infographic/>
<https://www.statista.com/chart/20877/federal-corruption-convictions-per-10000-inhabitants/>
<https://www.washingtonpost.com/blogs/govbeat/wp/2014/01/22/the-most-corrupt-states-in-america/>
Sen. Brian Kelsy: TN is a corrupt state needing judicial reform
<http://knoxblogs.com/humphreyhill/2014/06/30/sen-brian-kelsy-tn-corrupt-state-needing-judicial-reform/>

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●Judgments entered. . . in **violation of due process of law**, must be set aside, *Jaffe and Asher v. Van Brunt*, S.D.N.Y.1994. 158 F.R.D. 278. (Emphasis added)

• An order that exceeds the jurisdiction of the court is void. . . (See *Rose v. Himely* (1808) 4 Cranch 241, 2 L ed 608;

and “the ends justifies the means.”

- *If the foundations be destroyed, what can the righteous do?” Ps.11:3.*

Irreparable injury.

JUSTICES’ Covid rules have cause irreparable injury to many Tennessee citizens by restricting constitutionally secured freedoms of WE THE PEOPLE.

- “It has long been established that the **loss of constitutional freedoms**, for even minimal periods of time, unquestionably constitutes **irreparable injury**.” *Elrod v. Burns*, 427 U.S. 347, 373 (1976) (plurality opinion) (citing *New York Times Co. v. United States*, 403 U.S. 713 (1971)). *Caneisha Mills, et al., v. District of Columbia* No. 08-7127, U.S. Court of Appeals for the District of Columbia, July 10, 2009 (Emphasis added)

Return to constitutional courts.

Aggrieved pleads with JUSTICES to end the current treacherous abuse of power by vacating void, unconstitutional rules/orders issued without jurisdiction immediately.⁷ Give liberty back to WE THE PEOPLE OF TENNESSEE. Be known in future history as “heros” and not as “tyrants.” Release the People from the grip of oppression. Honor your oaths of office. Join the restore-the-constitution movement started by South Dakota, Florida, Montana, Mississippi, Texas, and others states that have lifted all “scamdemic” mandates and returned society back to the “old normal.” Tennessee should do the same. You can peacefully set Tennessee’s judicial system back on sound constitutional footing if you will.

- “*He hath shewed thee, O man, what is good; and what doth the Lord require of thee, but to do justly, and to love mercy, and to walk humbly with thy God?*” Micah 6:8
- “[W]hat doth the Lord thy God require of thee, but to fear the Lord thy God, to walk in all his ways, and to love him, and to serve the Lord thy God with all thy heart and with all thy soul,” Deuteronomy 10:12
- “*Let us hear the conclusion of the whole matter: Fear God, and keep his commandments: for this is the whole duty of man. For God shall bring every work into judgment, with every secret thing, whether it be good, or whether it be evil.*” Ecclesiastes 12:13, 14

Pennoyer v. Neff (1877) 95 US 714, 24 L ed 565; *Thompson v. Whitman* (1873) 18 Wall 457, 21 L ed 897; *Windsor v. McVeigh* (1876) 93 US 274, 23 L ed 914; *McDonald v. Mabee* (1917) 243 US 90, 37 Sct 343, 61 L ed 608.

- Judgment is a void judgment if court that rendered judgment . . . **acted in a manner inconsistent with due process**, Fed. Rules Civ. Proc., Rule 60(b)(4), 28 U.S.C.A., U.S.C.A. Const.Amend. 5 - *Klugh v. U.S.*, 620 F.Supp. 892 (D.S.C. 1985). (Emphasis added)

- A void judgment is one which, from its inception, is and **forever continues to be absolutely null**, without legal efficacy, ineffectual to bind the parties or to support a right, of no legal force and effect whatever, and incapable of enforcement in any manner or to any degree - *Loyd v. Director, Dept. of Public Safety*, 480 So. 2d 577 (Ala. Civ. App. 1985). (Emphasis added)

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- “[A] court must vacate any judgment entered in excess of its jurisdiction.” (*Lubben v. Selective Service System Local Bd. No. 27*, 453 F.2d 645 (1st Cir. 1972).

End of Notice

By _____

Arthur Jay Hirsch

Lawrenceburg, Tennessee

cc: Gov. Bill Lee

Herbert Slatery, III, attorney general

others

