



LINDSEY GRAHAM

UNITED STATES SENATOR, SOUTH CAROLINA



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[This is a re-submission of an email I attempted to send to your unmonitored email address 8 days ago.]

Dear Members of Congress,

Judicial Review is an unenumerated power of the Judicial Branch; it is not exclusive and final. The Legislative Branch is clearly the final arbiter of law. As outlined below, the Congress is empowered to enact/overrule all decisions of the Judiciary. Without doubt, the Constitution makes Congress the ultimate source of law (not the U.S. Supreme Court); the fact that Congress does not traditionally enact legislation to counter or clarify U.S. Supreme Court decisions does not negate its power to do so.

Congress possesses Constitutional authority to clarify and revise or reverse decisions of the U.S. Supreme Court (even when those decisions exceed normal Federal oversight); this is due to the explicit Constitutional authority delegated to Congress over ALL POWERS (legislative and otherwise).

In support it is stated:

[The Necessary and Proper Clause:]

[Article I - Section 8:]

The Congress shall have Power ... To make all Laws which shall be necessary and proper for carrying into Execution the foregoing Powers, and all other Powers vested by this Constitution in the Government of the United States, or in any Department or Officer thereof.

...necessary and proper for carrying into Execution ... and ALL OTHER POWERS vested by this Constitution in the Government of the United States

[including judicial review - i.e. Constitutional Review & amendment of judicial review to conform to legislative intent.]

[Article III - Section 2:]

...the Supreme Court shall have appellate jurisdiction, both as to law and fact, with such exceptions, and under such regulations as the Congress shall make.

...such regulations as the Congress shall make.

[i.e. opens Constitutional review to regulation by Congress.]

[Worst-case interpretation would require a legal code titled "Review of Law" that outlines the courts powers of judicial review and the Congress' powers to refine and revise those decisions.]

*presently, the Judicial Branch of government is largely unchecked with massive corruption related to "protection of the Judiciary"; individual rights are being eroded and destroyed via Judicial interpretations that are clearly incompatible with law and basic Constitutional Rights (to support judicial/police powers and privileges).

**The Congress is the ultimate guardian of individual rights but has largely abrogated the role to the U.S. Supreme Court with a result that the public generally supports the Judiciary and blames the Congress for injustice that originates with the Judiciary (but is uncorrected by the Congress).

Please address the corruption of the Judiciary within this country before it grows beyond control; the protests and riots related to Ferguson and NY are inevitable indirect symptoms of injustice (regardless of the distracting media debates about police abuses, racism, et cetera which are only direct symptoms of injustice). This should be a win-win for Congress as reform and individual rights are universal positives.

Thank you for your time.

Sincerely,

Joey Berry
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P.S. I again implore you to aid me in getting a special prosecutor to investigate judicial corruption within N.C. which extends to some degree to the U.S. Supreme Court (and throughout the Federal and State Justice Systems).

Characters remaining:

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