

## HAS MARTIAL RULE BEEN IN EFFECT ALL ALONG...?

Posted By: hobie <[Send E-Mail](#)>

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*In Response To: [FWIW: EO'S ARE FOR Corp US EXECUTIVE BRANCH](#) (hobie)*

Found at top of Team Law's Historical Outline page, here:

<http://www.teamlaw.org/HistoryOutline.htm>

Martial Law is declared by President Lincoln on April 24th, 1863, with General Orders No. 100; under martial law authority, Congress and President Lincoln institute continuous martial law by ordering the states (people) either conscribe troops and or provide money in support of the North or be recognized as enemies of the nation; this martial law Act of Congress is still in effect today. This martial law authority gives the President (with or without Congress) the dictatorial authority to do anything that can be done by government in accord with the Constitution of the United States of America. This conscription act remains in effect to this very day and is the foundation of Presidential Executive Orders authority; it was magnified in 1917 with The Trading with the Enemy Act (Public Law 65-91, 65th Congress, Session I, Chapters 105, 106, October 6, 1917). and again in 1933 with the Emergency War Powers Act, which is ratified and enhanced almost every year to this date by Congress. Today these Acts address the people of the United States themselves as their enemy.

Next question: Was martial rule legally and lawfully declared, and can it be legally/lawfully continued for all this time?

"No," according to C. J. Taney, who told Lincoln in *ex parte Merryman* that he could not prosecute "the War Between the States" via declaration of martial rule. He needed a declaration of war from Congress instead. Lincoln ignored him and up-and-did it anyway.

Likewise any authority for declaring martial rule conceives of it as a temporary measure, one that would end when the 'emergency' was over.

HOWEVER, a different question is, "Can Corp US run its show any way it wants to, including by 'martial rule'?" That answer's probably (arguably) "yes." But I think it would not be done via repeated extension of Lincoln's original action, which (apart from Taney's contention that it was unconstitutional) was undertaken prior to the creation of Corp US and would have "expired" by then anyway.

This does, however, suggest the reason for 'adjusting' the Trading with the Enemies Act to include "citizens" as "enemies", as a sleight-of-hand to 'legitimize' martial rule. In effect, Corp US is "the North" and we, all, are "the South" under that thinking.

--hobie