



## Justice Manual Notes

### Republic Court System

1. No Miranda law from 1966 Supreme Court Miranda vs. Arizona
2. No life sentence- only 1,3,5,7yrs,death
3. No federal appeal- only to state supreme court
4. No tax courts
5. Judge to post oath behind bench
6. Judge to wear dark blue/black vest
7. No robe
8. Judges may carry firearms
9. Jury sentences, not judge
10. Judges can confer w/one another outside court
11. Judges to attend 2 conferences/month
12. Judge can have driver + armored car
13. No traffic courts
14. Judges take 1mo vacation + 1mo no court
15. Judges responsible for employees, people's safety/protection
16. Supreme Court to reverse DC + hold those people accountable

### Rules of Supreme Court

1. Court Clerk cannot be Councilor
2. Councilor need 3yr experience in Supreme Court
3. ~~Councilor cannot be Attorney~~ (see 14)
4. Councilor's and Attorney's oath
5. All process in the name of President
6. Councilor and Attorney take oath
7. No bar attorneys
8. Attorneys submit statement understanding 7.
9. Bail discharge in writing

10. Issues against state are served to gov+ attorney gen. w/60 day notice; may ex parte hearing by compliant (see 5)
11. writ of error to Court Clerk used to check procedures (see 8)
12. No court record shall be suffered by Court Clerk (see 1)
13. \$2000 was circa 1800 value
14. Councilor may act as Attorney (see 3)
15. May ex parte hear if defendant fails to appear (see 17)
16. (see 19, 43)
17. Intentional delays damage 10% of judgment
18. Unintentional delays damage 6%
19. Trial date same term if filed by the 6<sup>th</sup> day of that term, after 6<sup>th</sup> day then may have continuance
20. Damages begin on day of affirmance of judgment
21. Nonresidents of US pay security cost
22. If Supreme Court reverses a decision, lower court pays costs
23. No more than 2 Councilors per side
24. Rule 23 created during court set up
25. For further proof, commission may depose County + Supreme Court
26. County Judge will transfer paperwork to Supreme Court
27. New evidence submitted w/in 20days, commission transfers paperwork
28. In case of death, representative may be assigned
29. All parties must provide all evidence

## Operations and Procedures

1. Hours Mon-Fri, 9am-5pm except during court cases (-7pm) or holidays (Christmas/New Year vacation, Easter, 4th of July, Thanksgiving)
2. Special Hours during emergencies, nat'l crises, case overloads
3. Judges' functions – referee only, admit lawful evidence, excuse jurors, keep order, grant bail, close courtroom if necessary, regulate court time, no gifts, jury decisions stand, judge decides consequence if no jury
4. Bailiff keeps order, brings accused to court, gathers paperwork, knows docket, provides transcripts
5. Injured party files complaint to DA
6. DA determines if crime has occurred; builds case for Grand Jury
7. Grand Jury produces True Bill
8. Only direct witnesses for evidence-no hearsay
9. DA writes arrest warrant; signed by Judge

10. Bond hearing after arrest; court/jury selection dates set
  11. Discovery evidence tagged/numbered
  12. Councils set, trial jurors from pool (not from Grand Jury)
  13. The Trial – opening statements, prosecution's evidence 1st then defense
  14. Closing Arguments – prosecution 1<sup>st</sup>
  15. Jury deliberation – 12 agree or else hung jury
  16. Jury shows verdict to judge then reads aloud
  17. Jury decides sentence – to judge then reads aloud
  18. Judge thanks then releases jury
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### **What courts are NOT allowed to do**

1. Become a corporation
2. Become equal to a person
3. Act alone or differently than other courts
4. Double standard for some
  - a. Justice may excuse a compromised juror
  - b. Need standard justice instructions for juries
  - c. Need standard for sentences for juries
5. Go beyond constitution law or oath
6. Change hours except for weather or natl. emergency
7. Go beyond budget

### **Who may council? Guidelines?**

1. No current BAR attnys are allowed in court
2. 1 yr waiting period after being BAR member
3. Any other person who can speak
  - a. Immunity from false accusations
  - b. Bound by oath to follow the Constitution/follow the law
  - c. Correct others who begin to fall outside law
4. Keep Constitution as written
5. Judges in good standing cannot be charged from another jurisdiction
6. Charges on judge from w/in the Republic will initiate an investigation
7. No revenge charges

8. Must uphold oath of office
9. Republic will stand up for judges in good standing