

# NOTICE

## Notice to Agent is Notice to Principal and Notice to Principal is Notice to Agent

**Notice to:** Governor Doug Ducey  
1700 W. Washington Street  
Phoenix, AZ 85007-2808  
engage@az.gov  
602-542-4331

**Created under authority and the power of the People, Demand for:**

**CORRECTIVE ACTION IN THE FORM OF CLOSING THE ARIZONA/MEXICO BORDER TO ILLEGAL ALIENS & ARREST OF ALL ILLEGAL ALIENS RESIDING IN THE STATE OF ARIZONA IMMEDIATELY.**

**Name (Man or Woman giving Notice):** \_\_\_\_\_

This document is being given as notice to ALL ELECTED OFFICIALS whose job it is to protect the People and uphold their oath to protect its citizenry and secure the Border from invasion. Illegal aliens have been crossing over the unsecured and secured portion of the Arizona/Mexico border at an increasing rate since February 2021.

Please take notice that it's the right of the people to frequently teach the government officials and their agents that we may keep a free government:

Text of Arizona Constitution Article II Section 1:  
Fundamental Principles; Recurrence to

"A frequent recurrence to **fundamental principles is essential to the security of individual rights** and the **perpetuity of free government.**" [Emphasis added by Highlight]

Please take further notice that government officials are here to protect the individual rights of the people, and have no authority to act outside of the constitutional purpose for their creation [see Article 2 Section 2 of Arizona Constitution] as state below:

Text of Section 2:  
Political Power; Purpose of Government

**All political power is inherent in the people, and governments derive their just powers from the consent of the governed, and are established to protect and maintain individual rights.**" [Emphasis by Highlight added]

**Whereas**, we the People and citizens of Arizona demand strict enforcement of our immigration laws that protect the citizens and legal residence of Arizona, protect American jobs, save billions that we spend to educate, medicate and incarcerate illegal aliens, and the lives and injury caused to Americans daily, and we recognize the inherent authority of the Sovereign state of Arizona as provided in the U.S. Constitution and the Constitutional right of the people to **expect protection** from those who break our laws, and

**Whereas**, Article IV Section 4 of the U.S. Constitution states that, "*The United States shall guarantee to every State in this Union a Republican form of Government, and shall protect each of them against invasion,*" and

**Whereas**, the states are guaranteed a REPUBLICAN form of government. This means the states are sovereign in their own spheres, and by self-evident logic, have the right to pass any laws deemed necessary to protect their citizens against any form of crime or economic loss. Regardless of any border issues, Arizona's legislators have the right and the duty, on behalf of their constituents, to protect Arizona and its legal residents, and

**Whereas**, The State has the inherent authority, and I would argue duty, to enforce federal immigration laws. Federal courts have consistently held that the local law enforcement has the authority to investigate and make arrests for violations of federal law, including immigration law. (See Gonzalez v. City of Peoria, 722 F.2d 468 (9th Cir. 1983) and United States v. Santana – Garcia, 264 F.3d 1188 (10th Cir. 2001), and

**Whereas**, 8 USC Sec. 1325 (ILLEGAL ENTRY) "All officers whose duty it is to enforce criminal laws shall have authority to make arrests for a violation of any provision of this section" (affirmed US v Perez-Gonzalez 2002 Fed App 0360, 6<sup>th</sup> Circ.), and

Arizona Constitution Article 2 Section 3(B)

"...B. To protect the people's freedom and to preserve the checks and balances of the United States Constitution, this state may exercise its sovereign authority to restrict the actions of its personnel and the use of its financial resources to purposes that are consistent with the constitution by doing any of the following:..."

**Whereas**, 8 USC Sec. 1644 ("No local ordinance, rule, or measure shall stop law enforcement officers from enforcement of this section," affirmed Southern District Court of NY, US v Rudy Guiliani, and

**Whereas**, there is no law or provision that prevents the states from enforcing border security, arresting illegal aliens, or deporting illegal aliens. Both federal and Arizona laws forbid sanctuary policies, states that have an international border have inherent power to defend their citizens against any threats coming from that border and entering into the state's sovereign territory. There are no limitations on this power in the Constitution, and Amendments 9 and 10 confirm this, and

Please take further notice that the above constitutional provision shows two separate statutes, firstly, the people, which we know have all political power, who's freedoms must be protected and not diminished. Secondly, the state does have sovereign authority.

**Whereas**, each Constitutionally elected County Sheriff has authority and duty that is exceeded by NONE. Within the state's territory, the Constitutionally-elected Sheriff is the supreme law enforcement authority. (See *Anderson on Sheriffs*) Federal enforcement cannot supersede or interfere with this common law power, and

**Whereas**, SB1070 made it clear, no more catch and release and local law enforcement is compelled to enforce our immigration laws: ARS 11-1051 Cooperation and assistance in enforcement of immigration laws; indemnification.

Let it be known Supreme Court case TANZIN et al v. TANVIR et al No. 19-71 argued October 6, 2020 – decided December 10, 2020 permits litigants, when appropriate to obtain money damages against federal officials in their individual capacities. Pp. 3-9. (See, e.g., Memphis Community School Dist. V. Strachura, 477 U.S. 299,305-306 Pp. 3-5.) Let it be further known, Congress' definition of "government" includes state and local officials.

**Therefore**, by the power guaranteed to the People by the US Constitution Article 4 Section 4 we put into check government overreach and demand proof that all activity has ceased transporting and housing illegal aliens in hotels and houses located in the State of Arizona and all illegal aliens have been treated according to ARS 11-1051. We expect a reply of the corrective action and proof thereof as described above within 7 days to the email provided below.

Autograph of member: \_\_\_\_\_

Email: \_\_\_\_\_

Date: \_\_\_\_\_

**cc:**

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