

Title:

Gun Control Is Not Constitutional

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Summary:

On October 18th [2000], a Texas jury found San Angelo physician Timothy Joe Emerson not guilty

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Article Body:

Gun Control Is Not Constitutional

Lee, Robert W. At Issue: Is Gun Ownership a Right? Kelly Doyle Greenhaven Press 2005
Viewpoint

On October 18th [2000], a Texas jury found San Angelo physician Timothy Joe Emerson not guilty
either. The judge also neglected to advise Dr. Emerson that he could face federal prosecution

Following a confrontation between the contentious couple at his office on November 16, 1998, M

On March 30th of [1999], Judge Sam R. Cummings of the U.S. District Court for the Northern Dis
from government. Why would the Founding Fathers add to such a list a collective right of govern

Judge Cummings' ruling is particularly significant since it is the first time a federal court

America's legacy of freedom

The historical record clearly supports Judge Cummings' analysis and opinion. The "collective"

David E. Young, editor of The Origin of the Second Amendment: A Documentary History of the Bil

America's legacy of freedom is heavily predicated on the right of individual citizens to keep

Keeping arms is a duty

The Revolutionary War itself was triggered when the British attempted to confiscate private ar

Following that initial skirmish, the British continued their march to Concord, but when they b

Fortunately, the colonists had refused to do so. In 1671, more than a century before Lexington
unconfiscated gun.

Today's anti-gun hysteria is in sharp contrast to the attitude of early American colonists reg

Writing in the Michigan Law Review for November 1983, attorney Don B. Kates further noted that

The intent of the Founders

Our country's Founders, though at odds with each other about many other matters, were united i

Years later, when the Constitution was considered, Henry further expressed his unequivocal sup

Thomas Paine, who voiced the colonists' demands for freedom in his famous pamphlet Common Sens

In a similar spirit, James Madison pointed out in The Federalist, No. 46, that "notwithstanding

On June 18, 1789, 10 days after James Madison proposed the Bill of Rights in the House of Representatives, the next article in their right to keep and bear their private arms." "In short," Halbrook

It is worth noting that Coxe sent a copy of his article, with a cover letter, to Madison, and

A fundamental right

Federalist Noah Webster (of dictionary fame), in a pamphlet aimed at convincing Pennsylvania

Thomas Jefferson also favored individual gun ownership. In the model state constitution he dra

False is the idea of utility that sacrifices a thousand real advantages for one imaginary or t
man may be attacked with greater confidence than an armed man. They ought to be designated as

According to a nephew, Jefferson was given a gun at age 10 and believed that every boy should

Throughout our history, young Americans have used firearms responsibly for recreation, hunting

The Second Amendment is absolute

It is important to note that the Second Amendment is absolute in its wording. While some inher
First Amendment, which states only that 'Congress shall make no law,' the Second Amendment pro

Adding further weight to that conclusion, Attorney Don B. Kates points out in his Michigan Law
for maintaining the public security and disable the people from performing their duty to the g

Steven Halbrook perceptively points out that if, for the sake of argument, we accept the moder
reads: "The enumeration in the Constitution of certain rights shall not be construed to deny o

Yet make no mistake about it, Halbrook maintains, "the intent of the state conventions that re

The lessons of history

History is replete with examples of would-be tyrants who have sought to disarm the people they

During the 20th century, totalitarian and authoritarian regimes have used gun registration rec

In Nazi Germany, as documented in "Gun Control": Gateway to Tyranny by Jay Simkin and Aaron Ze

And in his early years as Italy's Fascist ruler, Prime Minister Benito Mussolini, in a speech

Government oppression thrives when a people are disarmed. But when the people are armed, exact

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