



NATIONAL PRESS BUILDING  
WASHINGTON, D. C.

# AMERICAN LIBERTY LEAGUE BULLETIN

VOLUME I

JUNE 15, 1936

NUMBER 11

## THE APPROACHING SHOWDOWN

"It has become so clear that it no longer requires argument that the so-called New Deal cannot continue under the Constitution of the United States."

The foregoing sentence is quoted from the August, 1935, issue of the Bulletin of the American Liberty League. Time has brought abundant proof of the accuracy of that statement.

In eight instances important New Deal laws have been held by the Supreme Court to be unconstitutional. In two other instances administrative acts of the New Deal have been held by the Supreme Court to constitute an unconstitutional application of important laws.

The Judicial branch of the Government in passing upon New Deal legislation has indicted the Roosevelt administration on the following grounds:

1 -- For attempting to delegate practically unlimited Legislative power to the Executive, thereby throwing out of balance our constitutional system which provides for the distribution of powers among the three coordinate branches -- Legislative, Executive and Judicial.

2 -- For attempting to exert Federal authority in fields reserved by the people through the Constitution to State governments, thereby seeking to destroy our system of dual sovereignty which is the foundation of local self-government.

3 -- For attempting to encroach upon individual liberties guaranteed by the Bill of Rights.

4 -- For attempting to pervert the taxing power into an instrument of coercion to promote social and economic control and experimentation.

But despite a series of stinging rebukes from the Nation's highest tribunal, the New Deal is unrepentant. That perhaps is the most sinister aspect of the situation. The phrase oft repeated in high official quarters, "I must read all of the opinions," and the emphasis placed by New Deal spokesmen upon the dissenting opinions of members of the Supreme Court constitute a clear attempt to impair the legal effect of the formal decisions of our highest Court. Such tactics amount in effect to an attempt on the part of one coordinate branch of government to destroy the people's faith in the integrity of another coordinate branch.

Supreme Court decisions have made it obvious that the key measures of the New Deal constitute integrated parts of an attempt to set up a new form of government.

The time is rapidly approaching when the people will be called upon to choose between their Constitution and the New Deal.