

Petitioner: Martin Lynch  
We the People Court Services  
Legislative Committee Chairman – AZFR  
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IN THE SUPREME COURT  
  
STATE OF ARIZONA

PETITION to Amend Rules of Procedure for ) Supreme Court  
the Juvenile Court - Restore Due Process ) Petition Number  
 ) R-22-xxxx  
 )  
\_\_\_\_\_ )

**To the Honorable Chief Justice Brutinel of the Arizona State Supreme Court,**

¶1 **Justice Clarence Thomas of the United States Supreme Court writes that not a single child taken from a Parent by DCS is done so LAWFULLY.**

See attached article by Justice Thomas. He likens the current system of “DEFERENCE” to the Dred Scott decision of 1857 when SCOTUS declared that Slavery is legal and black people have no Rights.

¶2 The Chief Administrative Officer of the Court has expressed dismay that **taking Children from Parents has the same Due Process as a parking ticket.** The Parents of Children, confiscated by the Government for no reason, they also express dismay, sometimes indignation. It is obvious to any reasonable person that when a bureaucrat who is not elected or accountable in any way, tells the Judge what to do and the Judge “follows orders” every single time, that is a Kangaroo Court with no credibility. It’s laughable. (Not for the Parents)

¶3 One obvious solution is for the Courts themselves to have juries make the final decision. Some say “Juries are not allowed”. This argument is not new. See Federalist 83 Paragraphs 2 and 3 (**attached**). Hamilton explains how the Founders intended Juries to be applied in “Civil Courts”. Hamilton declares the false notion of “prohibition” as a “**Contemptable Fallacy**”, and “**that which is not prohibited is allowed**”.

¶4 **Proposed Solution:** Restore Due Process as the Court is required to do by the 14<sup>th</sup> Amendment Clause 1 and the Supremacy Clause, Art 6 Clause 2. Effective and efficient application of Juries **have been devised and can be simply copied.** The new processes are much better than those options described by Hamilton in paragraph 19 of Federalist 83 – see “4 Eastern States”. No Legislation is necessary. The Chief Justice may amend the Juvenile Court Rules of Procedure at any time via signature on Administrative Order.

¶5 **2004 Historical Precedent:** See attached report. Juries were used in AZ Juvenile Courts for one year. 87% of the Parents who asked for a Jury got their kids back. The fallacy that Juries are not allowed is proven to be demonstrably false. Currently, if a Juvenile Case makes it to the Termination hearing, the Parents lose 99.7% of those cases. But again, these are not real cases. They are show trials, fake and a sham. We can do better, so why don't we do that?

Sincerely,  
/s/ Martin Lynch

**January 10, 2022**