



**Volume 1 Number 8**

**June 14, 2005**

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### **NEBRASKA AG APPEALS MARRIAGE AMENDMENT RULING**

Nebraska Attorney General Jon Bruning has filed an appeal aimed at restoring his state's defense of marriage amendment. We applaud his wise and courageous move.

As we disclosed in previous reports, on May 12, Federal District Court Judge Joseph F. Bataillon declared the amendment – enacted by a statewide vote of over 70% -- in violation of the United States Constitution. Bataillon ruled that by defining marriage as the union of a man and a woman, the amendment deprived homosexuals of participation in the political process.

Don't try to understand this "reasoning." The rationale is a lame excuse for an activist judge to legislate from the bench. Same-sex couples couldn't marry before the amendment was enacted, and couldn't marry after the amendment passed. It was meant to protect marriage from judicial assault – in other words, to protect the institution from someone like Judge Bataillon. (Under this amendment, every citizen of Nebraska has the same access to marriage. It's only the perversion of marriage that's prohibited.)

The AG is appealing that unconstitutional interpretation of the Constitution to the St Louis-based 8th U.S. Circuit Court of Appeals. In the meantime, Bataillon's ruling should be an impetus to the Federal Marriage Amendment – and judges like Bataillon should be removed. Ultimately, an amendment to the federal constitution is the only way to protect marriage from judicial autocrats.

### **PLANNED PARENTHOOD PROTECTS STATUTORY RAPISTS**

Planned Parenthood claims that it works to protect the rights of women. (By facilitating the killing of unborn children?) A move by the attorney general of Indiana exposes the group's hypocrisy.

Don't underage women have a right not to be exploited by adult males? Not according to Planned Parenthood. The Indiana AG is seeking the records of girls under 14 years of age who have visited Planned Parenthood clinics. The objective – to discover which of them have been raped by an adult (sex with an individual below the age of consent is, by definition, statutory rape).

Statistically, most adolescent women who are sexually active are having sex with an adult. One study found that in 60% of births to girls who are under-aged, the father is an adult. A California study showed that when a junior-high-school girl gives birth, on average, the father is nearly 7 years older.

The only way to stop this is to punish it. In most cases, neither the girls nor their parents complain, the adult male is never prosecuted, the expense of raising the child is borne by taxpayers, and the problem continues to snowball.

And Planned Parenthood is fighting the attorney general's effort tooth and nail. From its perspective, nothing must be allowed to stand in the way of adolescent sexuality – even when it involves 13-year-olds being used by adults.

The attorney general of Indiana is to be commended for his efforts to address a serious social problem. Our thanks to National Review editor Rich Lowry for bringing this to our attention.

(<http://nationalreview.com/lowry/lowry200506030803.asp>)

As for Planned Parenthood, what can you say about activists who put ideology ahead of the welfare of minors?

## **SIGN THE IMPEACH JUDGE BATAILLON PETITION**

Judicial tyranny must be addressed one activist judge at a time. Readers are urged to go to <http://www.stopactivistjudges.org> and sign the petition calling on Congress to impeach and remove from office U.S. District Court Judge Joseph F. Bataillon for his “naked attempt to substitute his judgment for that of the state's voters.”

I'll be in Washington, D.C. most of this week speaking with members of Congress on how we can move impeachment forward. If you've had enough of liberal judges short-circuiting the democratic process – if you're ready to say “Enough is Enough!” -- I implore you to sign the impeachment petition of the Judeo-Christian Council for Constitutional Restoration and pray for our success in Washington. I'll give you a full report in the next issue of The Rick Scarborough Report.

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Help us fight the Judicial War on Faith - Get involved by following the action items above and by forwarding this alert to your friends and family. Your financial contributions are always appreciated. [Click here to contribute.](#) Dr. Rick Scarborough is the president of [Vision America](#) and acting chairman for the [Judeo-Christian Council for Constitutional Restoration.](#)

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