

**WHY WE ARE APPEALING THE ONE CENT COUNTY SALES TAX RULING BY THE
ALABAMA STATE SUPREME COURT TO THE SCOTUS.**

Attached is our Writ of Certiorari filed with the Supreme Court of the United States (SCOTUS) in the Jefferson County Retroactive Amendment 14 Sales tax case. The questions presented to SCOTUS for review are as follows:

QUESTIONS PRESENTED FOR REVIEW

1. Does a constitutional amendment which repeals a 33-year-old voter approved constitutional limit on legislative powers, retroactive to the date the limit was first put into the State constitution, violate due process guaranteed individual citizens by the 14th amendment?
2. Does a retroactive constitutional amendment which reverses a judicial decision upholding a 33-year-old voter approved constitutional limit on legislative powers violate due process guaranteed individual citizens by the 14th Amendment?
3. Does the 14th Amendment due process clause bar the Alabama State legislature from validating its past violations of mandatory constitutional provisions protecting rights of citizens by sponsoring and having approved by voters a retroactive constitutional amendment repealing the mandatory constitutional provision?

I did not have enough money to have the Appendix typeset and printed which is over 100 pages and I am hopeful the Court will give us more time to get that printing done and consider this filing in substantial compliance. All documents submitted to SCOTUS must be typeset and not just reproduced on word processing. I advanced all costs so far on my credit card. The printer is standing by to typeset the Appendix but needs another \$4,500. And then if our writ is accepted we will need about \$10,000 to print the principal brief and stipulated appendix. We made the deadline which was yesterday June 15th--I still cannot believe we got this done. Listen: we had a strong, favorable and very brave opinion from Judge Graffeo in the District Court and I am happy that you stayed organized to keep this fight going. The Alabama Supreme Court's opinion was totally political, as you well now. It makes no legal sense. There have been a lot of cases where there is a rational justification for a retroactive change in a statute--but never in the history of U.S. jurisprudence has there been a retroactive repeal of a 30 year old constitutional provision approved by the voters from the date of its approval. The new voters may change the constitution to prospectively affect citizens' rights and legislative limits going forward. The new set of voters cannot vote to take away vested rights of the voters who originally approved Amendment 448 [Sec 71.01 32] years ago.] I think you have sent a message to the appropriate "powers that be" in Alabama that they may control all the jobs and wealth allocation, but you are not scared and you will continue to fight for your rights. As you also know SCOTUS only takes about 5% of the appeals brought to them. We now have a chance to be in that 5%.

**For donations to the Defense Fund, the account is still at any Wells Fargo Bank
and the account number is 217-464-3516**

Calvin