

PUBLIC SUMMARY AND CONSTITUTIONAL NOTICE

For Inclusion in County Record of Cherokee County

Presented to: Cherokee County Board of Commissioners

Presented by: Steven Butler, Civil Rights Advocate

Date: 11/04/2025

Subject: Constitutional and Procedural Compliance of State and Local Officials

Steven Butler, a Civil Rights Advocate, appeared before the Cherokee County Board of Commissioners at the Cherokee County Administrative Complex, located at 1130 Bluffs Parkway, Canton, GA to provide public notice pursuant to the **United States Code and Rules of Civil Procedure**, as well as **United States Supreme Court Rules 17 and 20**. These procedural safeguards affirm that all governmental and judicial actions must be properly constituted and executed in compliance with the Constitution of the United States.

The notice asserts that state and local officials are constitutionally bound to uphold federal supremacy and cannot rely on or enforce any state statute that conflicts with the Constitution. The speaker identified a key violation in Georgia's criminal charging process, which allows prosecution by information instead of indictment, contrary to **Clause 1 of the Fifth Amendment**, which requires a grand jury indictment for capital or otherwise infamous crimes.

Constitutional Foundations

Fifth Amendment, Clause 1 – Grand Jury Requirement: Protects citizens from prosecution without grand-jury review. Charging by information circumvents this constitutional safeguard.

Article I, Section 10 – Contract Clause: Prohibits states from impairing contracts. Public officials' oaths of office create a binding contractual duty to support the U.S. Constitution. Any state law or policy compelling violation of that oath impairs this obligation.

Fourteenth Amendment – Privileges or Immunities Clause: Prevents states from enacting or enforcing laws that abridge the rights of U.S. citizens. The Bill of Rights defines these minimum privileges.

Emoluments Principle: Compensating or funding officials who act in violation of the Constitution constitutes an unlawful emolument and a form of public corruption.

Purpose of Notice

This statement serves as formal notice to the Cherokee County Board of Commissioners that continuing to fund or authorize officials who act contrary to constitutional guarantees may constitute participation in unlawful acts. The speaker respectfully urges the Board to examine **Amendment V, Clause 1**, and direct all public officers to act in full conformity with the Supreme Law of the Land (**Article VI**, U.S. Constitution).

A similar notice was recently served on October 30, 2025, to the State of **Georgia Senate Public Safety Committee** by Civil Rights Advocate and Litigator, Tanawah Downing.

Any county official who, after receiving notice of such violations, knowingly conceals or fails to report them may themselves be subject to federal prosecution under **18 U.S.C. § 4**, **Misprision of Felony**.

Respectfully Submitted,
Civil Rights Advocate

CC (via mail or certified mail):

Judge David L. Cannon Jr.
Judge M. Anthony Baker
Judge Shannon Wallace
Judge Jennifer L. Davis
Sheriff Frank Reynolds
District Attorney Susan K. Treadaway