

jlac...@deltacountymi.org  
<jlacarte@deltacountymi.org>  
unread,

Jun 29, 2021, 11:51:31 AM (3 days ago)



to madcm

Good morning!

I recently had an Informal hearing for an expired plate. The Defendant's plate expired in January of 2020. The Defendant stated that traveling freely, is the exercise of one of our most basic rights and that all individuals have the right to travel. He went on and on how despite actions of police and local courts, higher courts have ruled that American citizens have a right to travel without state permits. While I can certainly dive in and research this, I am interested to know if any of you have dealt with something similar to this. I feel as though he must obey the Michigan Vehicle Code. Do you agree?

--

Jeana LaCarte

94th District Court Magistrate/Sobriety Court Case Manager

310 Ludington Street, Escanaba, MI 49829

[\(906\)789-5123](tel:9067895123)



james brennan

<jamesbrennanlaw64@gmail.com>

unread,

Jun 29, 2021, 11:56:49 AM (3 days ago)



to Jonathan Morse

My immediate response is that driving is a privilege not a right. If he wants to travel freely, go ahead just don't drive. Lol

Sounds like a sovereign nation want to be. Have fun.



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**Greenfelder, Kent**

<kgreenfelder@saginawcounty.com>

unread,

Jun 29, 2021, 11:56:52 AM (3 days ago)



to madcm@googlegroups.com

I agree with you; I just had a defendant that claimed to be a citizen of a sovereign state. I held anyone traveling on our roads must obey our laws.

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**From:** [ma...@googlegroups.com](mailto:ma...@googlegroups.com) <[ma...@googlegroups.com](mailto:ma...@googlegroups.com)> on behalf of Jeana LaCarte <[jlac...@deltacountymi.org](mailto:jlac...@deltacountymi.org)>

**Sent:** Tuesday, June 29, 2021 11:51:29 AM

**To:** madcm <[ma...@googlegroups.com](mailto:ma...@googlegroups.com)>

**Subject:** Expired Plate Question



--



**robert**

<robert@rjmoradlaw.com>

unread,

Jun 29, 2021, 12:00:43 PM (3 days ago)



to madcm@googlegroups.com

I would agree. If he is traveling on roads, he needs to obey the laws.

Robert J. Morad

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**Sandra Aspinall**

<mrsaspinall@gmail.com>

unread,

Jun 29, 2021, 12:01:18 PM (3 days ago)



to madcm@googlegroups.com

I agree with Magistrate Brennan. Plus the constitutional right to free travel is more about the right to settle in another state. The case law is about people moving to a state and then requesting public benefits and not being able to be denied them - not the right to violate laws and drive around with no license and no plate.



--



vhelder

<vhelder@miottawa.org>  
unread,  
Jun 29, 2021, 12:22:33 PM (3 days ago)



to madcm@googlegroups.com

MCL 257.255 provides that a person shall not operate a vehicle required to be registered under this act unless a valid registration plate issued for the is attached to and displayed on the vehicle. In my opinion, there isn't any dispute that the respondent was operating the vehicle and it doesn't matter if considers it traveling. I use the same analysis when a person raises that defense when operating without a valid license or is charged with DWLS.

**From:** [ma...@googlegroups.com](mailto:ma...@googlegroups.com) <[ma...@googlegroups.com](mailto:ma...@googlegroups.com)> **On Behalf Of** Sandra Aspinall  
**Sent:** Tuesday, June 29, 2021 12:01 PM  
**To:** [ma...@googlegroups.com](mailto:ma...@googlegroups.com)  
**Subject:** Re: Expired Plate Question

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skane

<skane@montcalm.us>

unread,

Jun 29, 2021, 1:20:43 PM (3 days ago)



to madcm@googlegroups.com

Would find him responsible. Sounds like a meritless "Sovereign Citizen" defense.

*Shannan M. Kane*

Attorney Magistrate/  
Court Administrator

64B District Court

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**From:** [ma...@googlegroups.com](mailto:ma...@googlegroups.com) <[ma...@googlegroups.com](mailto:ma...@googlegroups.com)> on behalf of Vern Helder

<[vhe...@miottawa.org](mailto:vhe...@miottawa.org)>

**Sent:** Tuesday, June 29, 2021 12:22 PM

**To:** [ma...@googlegroups.com](mailto:ma...@googlegroups.com) <[ma...@googlegroups.com](mailto:ma...@googlegroups.com)>

**Subject:** RE: Expired Plate Question



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jbpahl0824

<jbpahl0824@gmail.com>

unread,

Jun 29, 2021, 11:27:29 PM (2 days ago)



to MADCM

I would tell this person (and I have) I equate the common law "right to travel" with the notion you can walk anywhere you want. But when you get behind the wheel of a motor vehicle, you must obey the Michigan Vehicle Code.

Jim

55th

On Tue, Jun 29, 2021 at 11:51 AM Jeana LaCarte <[jlac...@deltacountymi.org](mailto:jlac...@deltacountymi.org)> wrote:

□