
Subject: Re: better qualified than....

Posted by [Manualblock](#) on Wed, 05 Oct 2005 20:41:53 GMT

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I'm sorry I am not sure what the situation is in Arkansas. How is it the Commerce Clause regulates abortion rights there? The issue with abortion is whether there is a privacy right implied in the language of the Constitution. Without beating a dead horse I think in a personal vein that if that is true than it would be unconscionable to allow the states to take that right away. So I think that would be the issue at hand. Interesting to see the arguments occurring this week on assisted suicide. Scalia asked if allowing Doctors to use opiates to end a life would lead Doctors to prescribe opiates for the Mentally Depressed in order to make them happy. That is why I am not a fan of the court at this time; due to silly questions like that. To tie your hands with proscriptions against ruling on anything not explicitly stated in the Constitution would seem disengenuous to me. Simply put; it seems that the Legislative power is there to accomplish anything the ruling party desires, consequently we have a Judiciary that can spread the cultural changes over a wide span.
