

A Multicultural Conservative Nationalist Jurisprudence? *Trumpism and Puerto Rico*

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The Nationalist Conservative Movement

NATIONAL CONSERVATISM

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National Conservatism: A Statement of Principles

The following statement was drafted by Will Chamberlain, Christopher DeMuth, Rod Dreher, Yoram Hazony, Daniel McCarthy, Joshua Mitchell, N.S. Lyons, John O'Sullivan, and R.R. Reno on behalf of the Edmund Burke Foundation. The statement reflects a distinctly Western point of view. However, we look forward to future discourse and collaboration with movements akin to our own in India, Japan, and other non-Western nations. Signatories' institutional affiliations are included for identification purposes only, and do not imply an endorsement on the part of any institution other than the Edmund Burke Foundation.

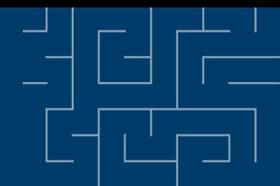
We are citizens of Western nations who have watched with alarm as the traditional beliefs, institutions, and liberties underpinning life in the countries we love have been progressively undermined and overthrown.

We see the tradition of independent, self-governed nations as the foundation for restoring a proper public orientation toward patriotism and courage, honor and loyalty, religion and wisdom, congregation and family, man and woman, the sabbath and the sacred, and reason and justice. We are conservatives because we see such virtues as essential to sustaining our civilization. We see such a restoration as the prerequisite for recovering and maintaining our freedom, security, and prosperity.

We emphasize the idea of the nation because we see a world of independent nations—each pursuing its own national interests and upholding national traditions that are its own—as the only genuine alternative to universalist ideologies now seeking to impose a homogenizing, locality-destroying imperium over the entire globe.

Drawing on this heritage, we therefore affirm the following principles:





Resident Commissioner Jennifer González-Colón



National Conservative Statement of Principles

- 2. Rejection of Imperialism and Globalism.** We...oppose transferring the authority of elected governments to transnational or supranational bodies.
- 3.** We recommend the **federalist principle**, which prescribes a delegation of power to the respective states or subdivisions of the nation so as to allow greater variation, experimentation, and freedom.
- 10. Race.** No person's worth or loyalties can be judged by the shape of his features, the color of his skin...The nationalism we espouse respects, and indeed combines, the unique needs of particular minority communities and the common good of the nation as a whole.

Reihan Salam, Manhattan Institute: For Multicultural Conservatism



Justice Gorsuch and the Insular Cases

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

UNITED STATES OF AMERICA,
Plaintiff,
v.
JOSE LUIS VAELO-MADERO
Defendant.

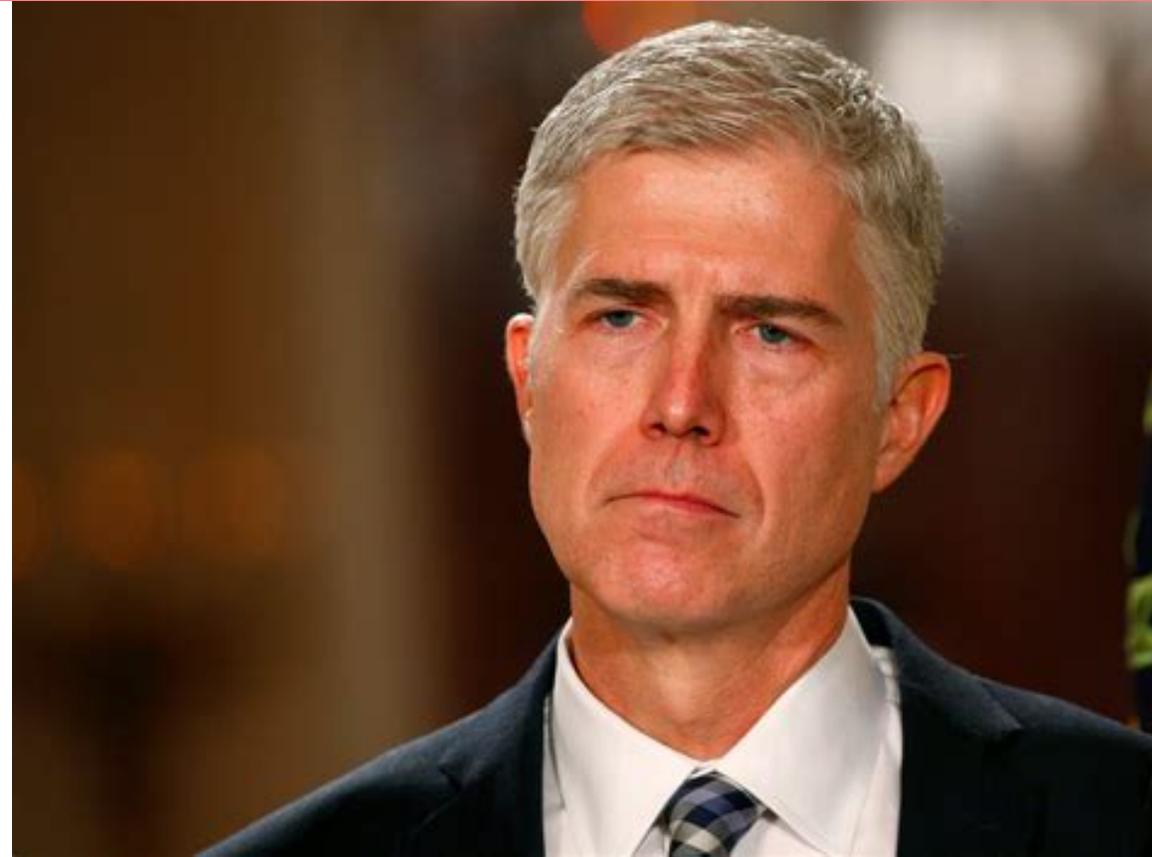
CASE NO. 17-2133 (GAG)

JUDGMENT

Pursuant to the Court's Opinion and Order at Docket No. 97, judgment is hereby entered
DISMISSING the instant action in favor of defendant Jose Luis Vaello-Madero.
SO ORDERED.
In San Juan, Puerto Rico this 4th day of February, 2019.

s/ Gustavo A. Gelpi
GUSTAVO A. GELPI
United States District Judge

Certified to be a true & exact copy of the document,
or an authorized electronic docket entry on file
FRANCES RIOS DE MORAN, CLERK
U.S. District Court for the
District of Puerto Rico
By: *[Signature]*
Date: FEB 04 2019



The Gorsuch Concurrence:

“It is past time...to admit what we know to be true: The Insular Cases have no foundation in the Constitution and rest instead on racial stereotypes.”

Fitisemanu v. United States



Why Overturn the Insular Cases?

- Trust in the Supreme Court is at an all-time low
- Court does not wish to appear partisan
- Court does not wish to appear to uphold racism
- Court does want to uphold “original public meaning” of constitutional provisions
- Distinction between “incorporated” and “unincorporated” territories—not part of “original public meaning” of territories clause

Consequences of Overturning the Insular Cases?

Article IV: “The Congress shall have Power to dispose of and make all needful Rules and Regulations Respecting the Territory or other Property belonging to the United States.

Article I, sec. 8: “The Congress shall have Power To lay and collect Taxes, Duties, Imposts and Excises...but all Duties, Imposts and Excises shall be uniform throughout the United States.”

Conclusion: Toward Multicultural or Multinational Democracy?

