



Feedback via the Judicial Candidate Survey 2020 [#59]

1 message

EmailMeForm <burst@emailmeform.com>

Tue, Jan 14, 2020 at 10:06 PM

Reply-To: burst@emailmeform.com

To: kbyrne@cincinnatirighttolife.org

Check that you have read and understand the following: Surveys may be submitted by mail, email, or online. Upon submission, this survey will be posted to our website and published in the CRTL News Bulletin as public information. We will redact your contact information before posting to our website. The completed survey is required for endorsement consideration. Direct questions to KByrne@CincinnatiRighttoLife.org

Name*: Mrs. Heather Cady

Phone*: 513-320-3301

Email: hlee.cady@gmail.com

Web Site: www.HeatherCady.org

Facebook URL: HeatherCadyforProbateJudge

Position and District Sought*: Judge of Butler County Probate Court, Ohio

Are you an incumbent for this office?*: NO

Have you previously held an elected position?*: NO

:

: Butler County Republican Party, Family First, and Right to Life of Greater Cincinnati

: 1) Protection of life through adoption and
2) Protection of our disabled and elderly population through guardianships and mental health hearings

1. Which former U.S. president's political philosophy best matches your own?: Ronald Reagan

Comments - Question 1: Reagan was a conservative Republican who appealed to the nation for family values and conservative morality. He was a Christian and had four children (one of which was adopted). Reagan worked hard for a constitutional amendment to ban abortion. Reagan also appointed Sandra Day O'Connor (First Female justice), Anthony Kennedy and Antonin Scalia.

2. Which U.S. Supreme Court Justice's legal philosophy best matches your own?: Justice Gorsuch

Comments - Question 2: Justice Neal Gorsuch is an advocate for all religious rights and believes that human life is intrinsically valuable and that intentional killing is always wrong! He authored the book "Future of Assisted Suicide and Euthanasia" which examines the ethical and legal issues

raised by assisted suicide and euthanasia and is the most comprehensive argument against their legalization. He protects religious liberties, writing that the law "doesn't just apply to protect the popular religious beliefs: it does perhaps its most important work in protecting unpopular religious beliefs, vindicating this nation's long-held aspiration to serve as a refuge of religious tolerance."

3. Rate your judicial philosophy regarding the U.S. Constitution on a scale of 1-10 with "living/evolving document" being 1 and "strict constructionist" being a 10.: 8

Comments - Question 3: A Judge should always have a commitment not only to the Constitutional originalism, but to textualism. The idea that evidence of legislative history and Congressional intent are far less important than the plain meaning of the words chosen by a legislature when drafting the laws. While case law should always be considered, it is the laws that a Judge should follow and not "legislate from the bench".

4. In Roe v. Wade, 410 U.S. 113 (1973), the U.S. Supreme Court recognized a "right to privacy" under the Constitution that includes abortion. The Constitution does not include this right.: Agree

Comments - Question 4: This was a judicial expansion of the constitution that was not the plain meaning of the words chosen. When the court ruled that the constitutional right to privacy "is broad enough to encompass a woman's decision whether or not to terminate her pregnancy" was never written or intended in the written word of the Constitution.

5. Judges should refrain from "legislating from the bench." The translation of public policy into law and the creation, extension, modification or limitation of citizens' rights (and governmental authority) are properly within the province of the legislative, not judicial, branch of government.: Agree

Comments - Question 5: There are three branches of government: Executive, Legislative and Judicial for a VERY important reason.

6. An unborn child is biologically human at every stage of his or her biological development, beginning at fertilization.: Agree

Comments - Question 6: The error in the legal system is to try and interpret at what stage of development the cells become "vital". They are vital at inception.

7. The law should be applied to pro-life demonstrators in the same manner as is applied to environmental, anti-war and labor demonstrators.: Agree

Comments - Question 7: The law should always be applied with equality. If parties are to be treated differently, then the law should allow for the exceptions.

8. There is no provision in the current Ohio Constitution intended to require the use of public funds for abortion.: Agree

Comments - Question 8: There is NO provision in the Ohio Constitution intended to require the use of public funds for abortion.

9. The judiciary does not possess the authority to expand the definition of marriage to include anything but one man and one woman.: Agree

Comments - Question 9: The judiciary has no authority to expand or create

laws. This is the authority of the legislative branch and the authority to pass new legislation by democracy.

10. The law protects individuals' and organizations' rights of conscience from being forced to participate in abortion or other practices contrary to their moral or religious convictions.: Agree

Comments - Question 10: *Burwell v. Hobby Lobby*, First Amendment of the Constitution and Religious Freedom Restoration Act.

11. Laws, regulations, or ordinances that restrict individuals' and organizations' rights of conscience are unconstitutional.: Undecided

Comments - Question 11: The Bill of Rights. Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press, or the right of the people to peaceably to assemble... The Supreme Court has declared freedom of "belief or conscience" an absolute right, meaning that the government may not interfere with it except in extenuating circumstances. In such instances, courts must consider both the government's interest in taking a particular action and the religious rights affected by that action.

12. Laws that require businesses or religious organizations to work for or provide services to gay, lesbian, bisexual and transgender persons despite these entities' religious or moral objections are unconstitutional.: Undecided

Comments - Question 12: *Burwell v Hobby Lobby*, closely held businesses or religious organizations should always have the freedom of "belief and conscience". However, unlike religious belief, religious conduct occasionally must yield to government. Courts must consider both the governments' interest in taking a particular action and the religious rights affected by the action. For example, a court cannot override a competent adult's decision to refuse a blood transfusion based on a religious belief. However, the government may intervene if parents refuse a life saving transfusion for their child. In such cases, the courts have ruled that the government's interest in saving the minor's life outweighs religious liberty.

13. List all organizations to which you have contributed time or money in the past four years.: St. John's Catholic Church - West Chester, OH
Mother Teresa Catholic Elementary School - Liberty Twp., OH
Bishop Fenwick High School - Middletown, OH
Ohio Association of Magistrates
Butler County Bar Association
Butler County Republican Party