

UNITED STATES *v.* ROBEL.

gates to itself an independent judgment of the requirements of national security. These are matters about which judges should be wary. James Madison wrote:

"Security against foreign danger is one of the primitive objects of civil society. . . .

". . . The means of security can only be regulated by the means and the danger of attack. They will in fact be ever determined by these rules, and by no others. It is in vain to oppose constitutional barriers to the impulse of self-preservation. It is worse than in vain; because it plants in the Constitution itself necessary usurpations of power, every precedent of which is a germ of unnecessary and multiplied repetitions."³

³ The Federalist No. 41 (Cooke ed. 1961) 269-270.