"Problem Presentation in the Japanese Legal Profession in the 21st Century for The Supreme Court of California, U.S.A."

Problem presentation in the below 8 letters (7 academic papers) in 2018 ~ 2020 from Dr. Yukihisa SHIDA to the Japanese Legal Profession and 1 academic paper in 2019 from Dr. Yukihisa SHIDA to The Supreme Court of California.





California Woman of the Year (USA Today, March 2023)

Dr. Patricia Guerrero Chief Justice since January 2, 2023



Associate Justices

"Dr. Yukihisa SHIDA believes that this academic paper dated July 1, 2023 is useful not only for Japanese specialists in the legal field but also for the Supreme Court of California and American specialists in the legal field. Legal specialists will study three kinds of troubles in the Japanese legal profession of recent years on the academic homepage 'chairperson.jp'."

"This is a 'Problem Presentation on the Japanese Legal Profession' to The Supreme Court of California, U.S.A., regarding the following 7 papers and 1 paper that address troubles within the Japanese legal profession, in which I have been involved before the Covid-19 pandemic in recent years. I have visited Las Vegas 3 times, Los Angeles 3 times, and San Francisco once since 2018. It has been four years since I wrote the papers titled 'Interpretation of the academic paper 'Paper on June 21, 2019 (The Nagoya High Court, Japan)' and 'Paper on July 1, 2019 (The Tokyo High Court, Japan)' on July 1, 2019, for The Supreme Court of California, U.S.A. These 9 papers have been posted on the academic homepage 'chairperson.jp'."



To The Tsu Court, Japan

"Paper on October 21, 2018 (The Tsu Family Court, Japan)"

To The Nagoya High Court, Japan

"Paper on June 21, 2019 (The Nagoya High Court, Japan)"

"Paper on February 21, 2020 (The Nagoya High Court, Japan)"



To The Saitama Family Court, Japan

"Paper on May 1, 2019 (The Saitama Family Court, Japan)"

To The Tokyo High Court, Japan

"Paper on July 1, 2019 (The Tokyo High Court, Japan)"

"Paper on May 1,2020 (The Tokyo High Court, Japan)"

To The Supreme Court of California, U.S.A.

"Paper on July 1, 2019 (The Supreme Court of California, U.S.A.)"



To The Aichi Bar Association, Japan

"Paper on April 21, 2020 (Aichi Bar Association, Japan)"

"Paper on May 1, 2020 (Aichi Bar Association, Japan)"

The above 8 letters I sent to the Japanese legal community are related to the troubles outlined in A B and C below.

A

After the passing of my uncle, Shunichi SHIDA on March 7, 2015, my father, Shigeo SHIDA passed away on March 29, 2018. As a result, I became one of the parties involved in an inheritance trial concerning an estate worth approximately 350 million yen left by my late uncle. On October 15, 2018, during a mediation session at the Tsu Family Court in Mie Prefecture, one of the court-appointed mediators spoke loudly and unilaterally for about one minute, disregarding my attempts to intervene. This issue has caused a disruption in the progress of the mediation process, leading me to write a letter to the Tsu Family Court and the Nagoya High Court in Aichi Prefecture, Japan.

В

On January 11, 2019, for my mother, Ikuyo SHIDA who had dementia, the Saitama Family Court assigned a female lawyer from Tokyo as her guardian by the Saitama Family Court. However, I encountered difficulties in the guardianship proceedings for my mother involving the appointed female lawyer. As a result, I sent a letter to the Tokyo High Court to address this matter.

C

Following the passing of my mother, Ikuyo SHIDA on March 1, 2020, the female lawyer from Tokyo who served as her guardian appointed a former vice president (a male lawyer) of the Aichi Bar Association as the attorney representing my late mother in the aforementioned inheritance trial mentioned in A on November 25, 2019. The female attorney received guidance and instructions from the Saitama Family Court. However, the former vice president of the Aichi Prefecture Bar Association was deemed unsuitable to represent my late mother, Ikuyo SHIDA. Consequently, I sent a letter to the Aichi Bar Association regarding this matter.

"Unfortunately, the Tsu Family Court, the Saitama Family Court, the Nagoya High Court and the Tokyo High Court, as well as the Aichi Prefecture Bar Association, did not respond to my written request. Perhaps it is a limitation of the Japanese legal profession in the 21st century, but such a lack of attention in the legal profession is regrettable in the advanced nation of Japan."

"I don't mean to offend you, but thoughtful men often find themselves at a place removed from the realities of life." 「気分を害さないでいただきたいのですが、思慮深い人ほど時として現実世界から遠くにいます」



Chief Justice of the Supreme Court Mr. Saburo TOKURA





Minister: Mr. Ken SAITO

Japan Federation of Bar Association President: Mr. Motoji KOBAYASHI

"You got in trouble (because of money)."

[Refer: Hollywood movie "The Counselor"]

Why is there such a lack of a sense of tension prevailing in the practice of law in the Japanese legal profession?

- 1) In Japan, few individuals in the long line of Chief Justices of the Supreme Court, Ministers of Justice, and Presidents of the Japan Federation of Bar Associations hold doctoral degrees.
- 2) The number of lawyers is rapidly increasing in Japan in the 21st century, and the median annual income of lawyers has drastically decreased to about 7 million yen (50,000 US\$). As a result, there appears to be a growing focus on monetary attachment among lawyers.
- 3) Graduates of private Chuo University, where about 40% of undergraduates are of mediocre standing and mediocrity is prevalent, constitute the largest academic faction within the legal profession in Japan.

In addition to the aforementioned facts 1), 2) and 3), the following 4) and 5) can be cited as problems within the Japanese government in recent years.

- 4) Former Prime Minister Yoshihide SUGA concealed the fact that he was admitted to the second division (evening) of the law faculty at private Hosei University where he was considered a mediocre student, both before and after his tenure as prime minister. The Japanese mass media has perpetuated his "story" that he was considered a brilliant student at the first division of the law faculty.
- 5) Prime Minister Fumio Kishida personally intervened in personnel matters through nepotistic appointments made by the Prime Minister's Office. Despite facing criticism for engaging in a "mix of public and private" affairs, he appointed his eldest son, Shotaro KISHIDA, as secretary to the prime minister on October 2022. However, Shotaro KISHIDA was removed from office in June 2023 due to reports of misconduct, including using a government official car for personal sightseeing and shopping during overseas trips and hosting an inappropriate year-end party at the Prime Minister's residence. His actions clearly demonstrated a "mix of public and private" conduct as feared. Photos of the year-end party at the Prime Minister's official residence, organized by Shotaro KISHIDA, were widely circulated throughout Japan and were referred to as the "Part-time job terror" on a TV program in Japan. Despite the Kishida father's and son's betrayal of the taxpayers and the Japanese people through their "mix of public and private" actions, there has been no "reflection," "polite explanation," or "apology" to the public regarding the lack of ethical conduct by Shotaro KISHIDA since December 2022. Shotaro KISHIDA, Secretary to the Prime Minister, is reported to have said to his father, "My heart is broken," and Prime Minister Fumio KISHIDA has only staid, "I take my responsibility for the appointment very seriously."

[Reference: Academic Papers (E) "Paper on January 25, 2020 (Germany)" and "Paper on November 2, 2020 (Kagaya Spa Hotel, Japan)" on the Academic Homepage 'chairperson.jp'.]

Former Australian Prime Minister Scott Morrison was ridiculed as "stupid, foolish, and idiotic" by the people of Australia. In contrast, former Japanese Prime Minister Yoshihide SUGA tries to maintain his position that "I am just as brilliant as graduates of the morning class (not evening class) of the law faculty at private Hosei University," same level as "dumb as a rock," as (former) President of the United States once said about a former state governor. Prime Minister Fumio KISHIDA's stance is that "I am responsible for the appointment, but I cannot be criticized for appointing my own eldest son (who is deemed stupid) as secretary to the prime minister." As a result, a Diet member has referred to him as a "Doting parent from an alternate dimension (*Ijigen*)." Therefore, both (former) Prime Minister Yoshihide SUGA and Prime Minister Fumio KISHIDA have faced the reputation in Japan for their lackluster performance. The most famous "Stupid son" in Japan, Shotaro KISHIDA, a graduate of private Keio University and former Secretary to the Japanese Prime Minister, was removed from the Prime Minister's office on June 1, 2023, due to public dissatisfaction, and it is said that he will be transferred to his hometown of Hiroshima city.

[Reference: Academic Papers (F) Paper on April 17, 2023 (Malaysia) and Paper on May 20, 2023 (Malaysia)]

Part-time Worker Terrorism: A scandal in which a part-time worker/employee commits an incorrect act in the workplace and its image is disseminated to the alternate dimension (*Ijigen-no*) level through social media.



"Stupid son and Doting parent" Mr. Shotaro and Fumio KISHIDA

"Mix of public and private" affairs in personnel affairs and work





The "Stupid son" standing in the position of the prime minister and taking a photo of the 2022 year-end party of Kishida's relatives.

On the steps of the Prime Minister's Office, where a commemorative photo was taken when newly appointed cabinet ministers are installed.

Japanese mass media has overemphasized national University of Tokyo and devoted to private Waseda University and private Keio University.

So commentator "T" on a TV program affiliated with a major newspaper company gave an explanation that Prime Minister's secretary Shotaro KISHIDA was praised as "excellent (*Yuushuu*)" as a graduate of private Keio University on June 5, 2023. However, this is a mistake. While he is "brilliant (*Shuusai*)" as a graduate of private Keio University, he is not "excellent" but rather "stupid."





Commentator "T'

For example, I observed policemen walking with their hands dangling at Narita International Airport since 2014. I also noticed Saitama Family Court staff (several security guards) chatting loudly in the entrance hall on November 13, 2018, while on security duty. Additionally, I encountered Metropolitan Police Department staff at the Tokyo Kanda Driver's License Center who displayed unprofessional behavior on June 13, 2022. On April 18, 2023, upon returning to Tokyo from Kuala Lumpur,

I handed my passport to a customs officer at Tokyo International Airport (Haneda Airport). Instead of receiving a proper "Hai (Yes)," the customs official replied with a casual "Ha~I (Ye~s)." And I overheard loud laughter from a male and a female officials about 10 meters away from me at the customs desk. They were wearing conspicuous "Special Alert" armbands. I promptly expressed my dissatisfaction to them, saying, "This is a customs checkpoint at an international airport, so please maintain



a professional demeanor." Furthermore, former Prime Minister Yoshihide SUGA, who concealed his admission to the evening class of the Faculty of Law at private Hosei University and Prime Minister Fumio KISHIDA who cannot clearly acknowledge the fact that his appointment of his son as the Secretary of the Prime Minister involved mixing personal and public interests. In a certain domestic public opinion survey conducted on mid-June, 2023, regarding Prime Minister Fumio KISHIDA's responsibility, 75% responded with "responsible," while 24% responded with "not responsible." It appears that both Yoshihide SUGA and Fumio KISHIDA have found themselves in a situation where they cannot criticize others for their lack of tension work. In other words, former and current Prime Ministers are unable to evaluate or reprimand court, police station, international airport, and customs officials for their lack of professionalism. This is fatal to any politician, whether in America or Japan. In fact, on May 27, 2023, I participated in a customer survey by American Express regarding the "AMEX event, One Day at the Louvre Museum" invitation for AMEX Card Holders.

[Reference: Academic Papers (B) "Paper on March 6, 2012 and May 23, 2014 (France)" and Academic Papers (F) "Paper on August 1, 2022 (U.S.A.)"]

To AMEX Japan (Customer Center),

On May 23, 2023, at around 7:00 p.m., I noticed a man responsible for the Louvre exhibition and a woman from AMEX staff dressed in black standing at the entrance of the Louvre exhibition in the National Art Center, Tokyo (Roppongi). As I entered, I realized I was the only guest and could hear their laughter reaching me. Concerned about the lack of professionalism, I approached another AMEX staff member present and politely requested, "Please do not do lack of tension work." It is important for us, as customers, that AMEX staff members maintain a level of professionalism, avoiding any resemblance to the incidents of "Stupid sons and Doting parent" that occurred at the Prime Minister's Office in Japan. I kindly ask for your cooperation in this matter.





Louvre Museum Exhibitions "Draw Love" March 1 – June 12, 2023 The National Art Center, Tokyo





President of AMEX Japan: Mr. Hiroyuki YOSHIMOTO

At AMEX Japan, there are employees who have a personality to speak about customers behind customer's backs using the Japanese phrase "Asoko-kara" (from the bottom)," "Koko-made" (To there)" and "(we) looked down upon (our customers)," etc. which are not displayed on the AMEX homepage. For President Hiroyuki YOSHIMOTO's information, "Asoko-kara" (from the bottom)" or Achira-san (He/She comes from a defferent area)" are so-called "discriminatory terms" that refer to the Higashikyonai area of Tsu City (my hometown), Mie Prefecture, Japan.

[Refer: Hollywood movie "District 9"]

As Dr. Patricia Guerrero, the Chief Justice of the Supreme Court of California, knows, the separation of powers is a fundamental principle in Japan. However, (former) Prime Minister Yoshihide SUGA and Prime Minister Fumio KISHIDA effectively exercise legislative power in the Diet as leaders of the ruling coalition party, the Liberal Democratic Party, which holds the majority in parliament. Consequently, in contemporary Japanese society, Prime Minister who has power over legislative and administrative domains faces the dilemma of being unable to adequately evaluate and guide the lack of diligence in the legislative and administrative domains. As of July 2023, there seems to be no apparent improvement or examination of the current situation regarding the judiciary and the bar association in Japan. Furthermore, Mr. Kohei NASU, a former Supreme Court judge, has documented misconduct in the legal and academic documents about the irregularities in the entrance examination of Tokyo Medical University which has garnered attention in the field of medical education in Japan and worldwide. However, Mr. Kohei NASU has yet to rectify his own errors in the legal and academic documents on Tokyo Medical University. It is essential to recognize that the recent three incidents have not significantly eroded public trust in the Japanese judiciary, and this does not imply complete dysfunction. Katsuyuki KAWAI, a former Minister of Justice (holding a Bachelor of Laws from private Keio University) who had pledged to "realize social justice," was arrested along with his wife Anri KAWAI, a former Diet Member (a graduate of private Keio University) on June 18, 2020, for violating the Public Offices Election Act through vote-buying. Currently, the husband remains in prison, while the wife reportedly attempted suicide at home on January 20, 2022, while on her probation. In the realm of administration, former Administrative Vice Minister of Land, Infrastructure, Transport and Tourism, Mr. Masaru Honda (Bachelor of Laws, National University of Tokyo), was reported in the media as having improperly intervened in the personnel affairs of the Airport Facilities Corporation. He said, "I deeply regret that my words and actions have caused great inconvenience to the company and its customers," and stepped down as chairperson of Tokyo Metro Co on May 23, 2023. [Reference: "The Afterword dated on January 26, 2022 (Japanese, English)" in "Chairperson 30th Anniversary Letter"]





(Former) Diet Member Katsuyuki and Anri KAWAI

While Katsuyuki and Anri KAWAI are "brilliant (*Shuusai*)" as graduates of private Keio University like former secretary to the prime minister Shotaro KISHIDA, they are not "excellent" and "elite," but rather "incarcerated" and "attempted suicide while on probation." 河合克行、杏里ご夫妻も岸田翔太郎元総理秘書官と同じく私立慶應大学、「秀才」の卒業生でみえますが、やはり「優秀」「エリート」にはなりません。「受刑者」と「執行猶予中の自殺未遂者」です。

Yukihisa SHIDA (M.D., Ph.D., Mie University, Japan) Doctor and Chairperson of Sports — the fastest pace in history Member of the Roppongi Hills Club, Japan



Mr. Masaru HONDA
(Former) Administrative Vice Minister of the
Ministry of Land, Infrastructure, Transport and Tourism

近年私が関わりました日本の法曹界との Trouble、以下 8 通の Letter 及び 1 通の Paper に関する The Supreme Court of California, U.S.A.宛「日本の法曹界の問題提示」で、「Paper on July 1, 2019 (The Supreme Court of California, U.S.A.)」以来 4 年目の The Supreme Court of California, U.S.A.宛 Paper 記載になります。2018 年以降は私、Las Vegas 4 回、San Francisco 1 回、Los Angeles を 2 回出張で訪れていまして今月 2023 年 7 月も Los Angeles (及び Las Vegas) に出張予定です。

上記私から日本の法曹界への8通の文書送付は、下記 A B C の Trouble によるものです。

A

私の叔父、志田俊一さんが 2015 年 3 月 7 日永眠後、2018 年 3 月 29 日に私の父親、志田成男が永眠しまして、志田俊一叔父さんの 3 億 5 千万円程の父親の兄弟姉妹 6 人によります遺産相続裁判に関して私が遺産相続の当事者の 1 人となりました。そして 2018 年 10 月 15 日に津家庭裁判所にて行われました調停の場(調停委員 2 名と私の 3 名)で、調停委員が調停を進めるに当たり、裁判所が選任した調停委員 2 名のうち 1 名が私の制止にも関わらず 1 分程一方的に大声でご自身の主張を話されました。そのため調停委員によります調停の進行に問題が生じまして、津家庭裁判所及び名古屋高等裁判所に文書をお送りしています。

В

私の母親 志田いく代が認知症となり、2019 年 1 月 11 日埼玉県家庭裁判所にて東京都の女性弁護士一人を後見人として選任されましたが、女性弁護士による後見人手続きにおいて Trouble となりまして、東京高等裁判所に文書をお送りしています。

C

2020年3月1日に私の母親、志田いく代が永眠後、埼玉県家庭裁判所の指導、指示の元、志田いく代の後見人である東京都内の弁護士事務所、女性弁護士により、上記 A の遺産相続裁判における(故)志田いく代の代理人弁護士として2019年11月25日愛知県弁護士会元副会長(男性弁護士)が選任されました。しかし愛知県弁護士会元副会長は(故)志田いく代の代理人弁護士として不適任と考えられましたため、愛知県弁護士会宛に文書をお送りしています。

以上、私と日本の法曹界との間でそれぞれ相容れない内容の3件のTroubleですが、残念ながら三重県津市家庭裁判所、さいたま家庭裁判所、名古屋高等裁判所、東京高等裁判所の各裁判所、愛知県弁護士会は、共に私からの文書での申し入れに対するご回答を一切されず、私から拝見しますとそれぞれのTroubleには裁判所、弁護士会共にご対応いただけませんでした。21世紀日本の法曹界の限界なのかもしれませんが、この様な法曹界の緊張感のない法務(仕事)は、先進国日本では遺憾に思われます。

ではなぜ日本の法曹界におきまして、この様な緊張感のない法務がまかり通っているのでしょうか。

- 1) 日本では歴代の最高裁判所長官、法務大臣、日本弁護士連合会会長は、博士号を持ってみえる人が少ない
- 2) 21 世紀弁護士が日本国内で急増し、弁護士の年収中央値が 700 万程度と激減。お金への執着心が向上してみえる
- 3) 学部生の4割が凡才で、凡才が支配的な空気の私立中央大学卒業生が、日本の法曹界で最大学閥

上記1)~3)の事実がありますが、それ以外に近年日本政府の問題としまして下記4)5)が挙げられます。

- 4) 菅義偉 前総理大臣は、日本の Mass Media も巻き込み総理就任前より総理辞任後の現在も自身の私立法政大学二部(夜間)法学部(凡才)入学の学歴 をひた隠しにしてみえる
- 5) 岸田文雄 総理大臣は、総理官邸の縁故採用として自らが人事に介入され、「公私混同」の人事との批判を押し切って総理大臣の権限で長男岸田翔太郎 を総理秘書官に 2022 年 10 月任命されました。しかしながら長男岸田翔太郎総理大臣秘書官は「海外出張で、公用車を使って観光地巡りとショッピング三昧」「総理官邸で不適切な忘年会開催」のひどい仕事ぶりが報道され、やはり「公私混同」の勤務をしてみえるとの理由で 2023 年 6 月更迭されました。岸田翔太郎総理秘書官が撮られ日本中で供覧された総理官邸での忘年会の写真は、TV 番組で「(日本で有名な) バイトテロ」とも解説されています。岸田親子の「公私混同」の結果、税金並びに日本国民を裏切る形になられたにも関わらず、父親兼任命責任者でみえる岸田文雄総理並びに岸田翔太郎(元) 総理秘書官からは、岸田翔太郎総理秘書官の 2022 年 12 月からの緊張感のない勤務についての「反省」、国民への「丁寧な説明」「お詫び」もなく、岸田翔太郎総理秘書官は父親に「(私の) 心が折れた」と話されたと伝えられ、岸田文雄総理におかれても「任命責任を重く受け止めます」と述べられるに留まっています。

Scott Morrison・Australia (前) 首相は Australia 国民から「あほ」「バカ」「間抜け」と揶揄されてみえましたが、日本の菅義偉(前)総理は「私は法政大学昼間(一部)の法学部卒業生と同じ秀才」とのお立場を貫かれ様としてみえまして、米国(元)大統領が某米国(元)州知事に言われた「とてつもないバカ」 Level。岸田文雄総理はご自身が介入された総理秘書官の人事に対して「(任命責任は重く受け止めますが) 自らの長男を総理秘書官に当てた私の人事は公私 混同であった、とのご批判は当たりません」とのお立場でみえ、他の国会議員から「異次元の親バカ」との呼び声高くいらっしゃいます。それゆえ菅義偉(前) 総理、岸田文雄総理共に、緊張感のおありになる仕事ぶりとの評価は、日本国内でほぼ聞かれていません。なお日本一有名な「バカ息子」岸田翔太郎(元) 総理秘書官は、国民からの芳しくない評判により 2023 年 6 月 1 日更迭となられ、地元広島へ左遷となる模様です。

例えば、成田空港の警官に対して両手をぶらぶらさせながら談笑して巡回してみえる 2014 年までみられた勤務に対して、2018 年 11 月 13 日に さいたま家 庭裁判所の職員(警備員数名)の玄関 Hall に響く雑談をしながらの勤務(警備)に対して、また 2022 年 6 月 13 日には警視庁の悪い Business Manner の女性 職員に対して注意をさせていただています。そして 2023 年 4 月 18 日には Kuala Lumpur から日本へ帰国時、東京国際空港(羽田空港)到着時、私から税 関職員に Passport をお渡しした時に税関職員から(「はい」ではなく)「はーい」とのご返事が聞かれ、10m 程離れた税関 Desk 前の職員男女二人から大きな 笑い声が聞こえて来ました。腕には「特別警戒」の目立つ腕章を巻いてみえまして、税関職員にその場で私から「国際空港の税関ですから、緊張感のある お仕事をなさって下さい」とご注意申し上げています。しかし自らの凡才(法政大学法学部二部入学)をひた隠しにされ、あたかも秀才(法政大学法学部一部入学)のごとくの言動がみられる菅義偉(前)総理と「公私混同」との批判に対してその事実を明確に認められない岸田文雄総理では、「他の誰かを、緊張感のない仕事」と批判出来ない状況に陥ってみえます。ちなみに 2023 年 6 月中旬に行われたある国内世論調査では、岸田文雄首相の責任について「責任がある」が 75%、「責任はない」は 24%でした。すなわち菅義偉(前)総理並びに岸田文雄総理大臣では、裁判所、警察、国際空港、税関(財務省)の職員に対しても「緊張感のない勤務」との評価、指導がお出来になれません。これは America でも日本でも政治家としては致命的でいらっしゃいます。実際 2023 年 5 月 27 日に、American Express の「AMEX Event、Louvre 美術館展 One day・Museum」AMEX Card Holder ご招待に関する顧客アンケート調査へ以下回答させていただきました。

AMEX Japan (Customer Center) 御中

2023年5月23日午後7時頃、国立新美術館(六本木)Louvre 展入口に黒服を着た男性(Louvre 美術館展の担当者)と女性(AMEX 担当者)がお二人で立ってみえました。私入場時には Guest 私一人でありましたが、私のところまでお二人同士の変な笑い声が響いて来まして、その場で他の AMEX の Staff に「緊張感のないお仕事はお止め下さい」とご注意申し上げています。AMEX さんが国立新美術館において、日本の総理官邸にて「バカ息子」「親バカ」と揶揄されてます親子と同じく、緊張感のおありにならない仕事では困ります。よろしくお願いいたします。

AMEX Japan(吉本浩之社長)では、顧客に対して陰で「あそこから」「ここまで」「見下ろし」などと話される性格の 社員がみえまして、「あそこから(の顧客)」「ここまで(の顧客)」「(顧客を) 見下し」などの日本語 Phrase は AMEX の Homepage には出してみえません。私の故郷三重県津市では、「あそこから」「あちらさん」などの隠語は、 「津市東橋内地区」を示すいわゆる「差別用語」になります。 Chief Justice of Supreme Court of California、Dr. Patricia Guerrero が知ってみえます様に、日本では三権分立が建て前ですが、日本の行政の長である菅義偉(前)総理大臣並びに岸田文雄総理大臣は、国会議員の過半数をしめる連立最大与党、自由民主党総裁として国会での立法の権限も事実上有してみえます。従いまして現代の日本社会は、三権(立法、行政、司法)のうち実質立法と行政二権の強大な権力を持つ内閣総理大臣兼政権与党総裁が、現状立法、行政の二つの領域において緊張感のない仕事を評価、指導出来ないという、何とも悩ましい事態になっています。今月 2023 年 7 月時点におきましても裁判所、弁護士会の問題点について、日本の法曹界が現状を検証、改善されるご様子はなく、元最高裁判所判事(裁判官)として仕事をされました那須弘平弁護士におかれましても、日本そして世界の医学教育界で注目を浴びています私立東京医大の不正入試についての法律、学術文書記述の中で、私立東京医大と共に自らの誤植を未だ修正してみえません。一方ただし今回の 3 件の Trouble により、日本の司法への信頼が大きく揺らぎ、機能していない訳ではありません。「社会の正義を実現していく」と公約してみえた河井克行 元法務大臣(私立慶應大学法学学士)は、2020 年 6 月 18 日、公職選挙法違反(買収)にて妻の河井杏里(元)国会議員(私立慶應大学ご出身)と共に逮捕されました。現在夫は刑務所で受刑中、妻は執行猶予中の自宅で 2022 年 1 月 20 日自殺未遂事件が報道されています。また行政においても本田勝元 元国土交通事務次官(国立東京大学法学士)が、自身が行った空港施設株式会社への人事介入が不適切との報道を受け、「自らの言動が、会社やお客様に多大な迷惑をかけたことを深く反省している」と述べられ、2023 年 5 月 23 日東京地下鉄株式会社 会長を自ら退任されました。