

CASE SPOTLIGHT

The Tax Protestor Trap - And Resulting Nightmare

By Edward Snook
Investigative Reporter

United States of America – Has anyone ever told you that you aren't required to pay the Federal Income Tax? Did they show you Supreme Court cases, laws and possibly even bits and pieces of the IRS code?

Usually this "tax gospel" comes from very persuasive individuals who I refer to as "Tax Gurus" or in some instances "Tax Scam Artists". Some believe what they preach – others are intentionally preaching to make money. In either case those in power, our government, require all U.S. citizens to pay the federal income tax.

If you listened to the gospel and the message made sense, then like hundreds of thousands of other Americans, you probably stopped paying income taxes



Donna Kozak
(i.e. stopped filing a Form 1040). I am well aware that much of my readership will jump to the conclusion that I am pro-IRS – pro-current government. I am neither. I happen to be pro-good-clean-accountable government and our current government lacks many of these qualities.

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CORRUPTION SPOTLIGHT

Assessor Targeted by D.A. Nye County's Shadow Government

By Andrew Alberti
Investigative Reporter

Nye County, Nevada - Corruption has become the order of the day throughout our nation from top to bottom. One doesn't need to look too far to find it on all sides. Though corruption existed before, it gained momentum here in Nye County with a meeting in Pahrump, Nevada, three years ago, attended by Nye County District Attorney (DA) Brian Kunzi.

The discussion was to welcome him as the new DA, as well as to discuss prior corruption in the county and address questions regarding what lay in store for the future. During the discussion, Kunzi's phony, angry outbursts confirmed everyone's concerns. They got a blast of the man's real attitude regarding corruption. Today this writer has little doubt about DA Kunzi and certain other dirty Nye County officials.



Nye County Assessor Shirley Matson Nye County D.A. Brian Kunzi
Pictures courtesy of Horace Langford Jr./Pahrump Valley Times

NYE COUNTY ASSESSOR'S POSITION
During the election of 2010 for County Assessor, the incumbent, Sandra Musselman, signed on to run for re-election. Shirley Matson signed up as the challenger. As the deadline to withdraw from the election passed, names could not be removed from the ballot. Corrupt Nye County officials thought the incumbent Musselman was a shoe in. Then Nye County started offering early retirement buyouts for employees...employees now, mind you. Danelle Shamrell of

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Acquitted in 17 Minutes US~Observer Client "Not Guilty"

By Joseph Snook
Investigative Reporter

Gold Hill, OR. - Harassed, assaulted, hospitalized and arrested are just a few words used to describe what Daniel Young has endured - all while trying to protect his family on their own property. On February 21, 2013, almost 7 years after disputes with neighbors arose over the use of an easement, Dan Young was accused of "menacing, and recklessly endangering" his neighbor Kevin

Mayfield. Proclaiming his innocence, Dan and his family spent the next 10 months under severe stress, wondering, "will Dan be

locked up?" Describing why his neighbor would make false allegations against him, Dan stated that he has asked neighbors to refrain from using recreational vehicles (atv's, dirt bikes, etc.) on the easement, which is also part of Dan's property. According to Dan, some neighbors create hazards for his family and others when they turn blind corners at un-safe speeds, tearing up the driveway and creating "large amounts of dust." The charges



Dan and Susan Young

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Wrestling Champ O'Neil - Serial Rapist? Innocent Referee in Prison?

By Edward Snook
Investigative Reporter

Washington State – Back in 2006, Snohomish County, Washington was in a state of shock as local media published sensational headlines such as "Club-wrestling referee charged," and "Youth Referee Accused of Sexual Misconduct."

Eugene Brian Garvie of Lake Stevens, Washington was the wrestling referee named in the headlines. After accusations arose, he was arrested and jailed. Garvie was charged with 10 serious felony sex abuse crimes including "Rape Of A Child In The Second Degree" by



2004 match between Patrick O'Neil (left) and Steve Hegland

"Information" on May 11, 2006. Snohomish County Assistant District Attorney (DA) Mark Roe (currently Snohomish County District Attorney) filed the "Information" and reported three-time Washington State wrestling champion Patrick O'Neil was his primary

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NEWS ALERT



Grants Pass, Oregon is as Corrupt as Chicago?

By Bob Anderson

Grants Pass, OR - I'm a good citizen; I work hard, own a house and property and pay my taxes. Why then, did FBI Special Agents visit my private shop recently?

Retribution, pure and simple, an attempt to intimidate me because I utilize my First Amendment right to free speech by writing letters to the local newspaper, illuminating the morally bankrupt local government.



Bob Anderson

Special Agent Jeffery Gray from the Medford, Oregon FBI office explained that the official reason for the visit was that the FBI received a tip that I had threatened Grants Pass City Councilors. If they feel threatened it's because they know I may write the truth about their actions. They are threatened by the First Amendment. I was elected to the City Council. But after seeing the corruption I couldn't stomach it and resigned.

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IRS CASE SPOTLIGHT

U.S. vs Dehlinger Minns Takes Argument for Doctor to the 4th Circuit



Lawyer Michael Minns shaking hands with the judges of the 4th Circuit

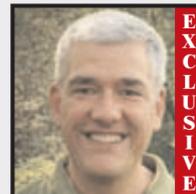
By Ron Lee
US~Observer

Back in the 1990's a nationwide tax-shelter and investment business named Anderson's Ark Associates (AAA) caught the Internal Revenue Service's (IRS) attention. Claiming that it was

nothing more than a tax-evasion-scheme, the IRS indicted all of those involved - including investors who didn't know it was a scam and whom had lost their investments. What then transpired has become the focus of several US~Observer investigative reports. With several successes at the hands of the winning most Lawyer in America against the IRS, Houston based Michael Minns, there is one final client that deserves vindication, Dr. Erik Dehlinger.

Dr. Dehlinger, a South Carolina emergency room surgeon,

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RECALL WALKER

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Further, this article is all about the current, enforced law (right or wrong) in this country. It is definitely not about what should be.

I am quite aware that the IRS has become the most dangerous terrorist organization on the planet to many, while they squander hundreds of millions of our hard earned tax dollars. I am fully aware that our government at all levels, operates so blatantly unconstitutional that it sickens me – yet our government is still our government. They make, interpret and enforce the laws as they see fit – right or wrong! They have absolute police power and to overlook this fact is to possibly face grave consequences.

This article is simply a factual warning to all people that if you stop paying the income tax or evade taxes, as our justice system calls it, there is a good chance at some point the IRS radar will find you.

Volumes have been written on the IRS and many volumes more could be written, so I won't add to that vast library. I am merely going to present the story of one wonderful and intelligent 67 year-old human being from Nebraska named Donna Kozak. I will factually explain how this educator got sucked into the Tax Protestor Trap and her Resulting Nightmare. Her one and only defense against the false charges leveled at her will be vividly clear when I finish.

THE DONNA KOZAK STORY

Donna Kozak is currently charged with nine felony crimes. Two counts pertain to tax crimes and seven counts pertain to filing false liens into the public record regarding an unrelated event. The US Attorney's Office via their indictment sums the tax charges up: "Beginning as early as 1997, and continuing until at least on or about December 13, 2012, in the District of Nebraska and elsewhere, the defendant, DONNA MARIE KOZAK, corruptly endeavored to obstruct and impede the due administration of the internal revenue laws by not filing federal individual income tax returns."

First off, Donna Kozak is completely incapable of "corruptly endeavoring" to do anything. In 1996, Donna was in her third of ten years of teaching adults English as a Second Language. According to witnesses, Donna is exceptionally academic and she is a wonderful Christian mother and wife.

At the time, Donna received a financial newsletter written by Geoff Benson of The Infinity Group Company. He wrote that the 16th Amendment had not been ratified. She then read The Law That Never Was by Bill Benson and Red Beckman as proof. Next, Donna Kozak heard G. Edward Griffin tell the history about the Federal Reserve, that it is a privately-owned corporation, owned by the wealthiest banking families in the world and that most aren't Americans. She immediately got and read Griffin's book, The Creature of Jekyll Island.

At this juncture Donna unknowingly fell right into the "Tax Protestor Trap" without even realizing it.



Irwin Schiff

absolutely factual and/or applicable today, while most of it wasn't; however, the fact remains that she attempted to adequately research the material and she believed the bulk of it based on the documentation.

In my thirty-plus years of exposing government waste, abuse and fraud I have never met anyone as patriotic or sincere as Donna Kozak. While many people oppose the IRS strictly on a financial basis or disgust of corruption, Donna's endeavors were somewhat different.

She recently shared a special moment with me that occurred in her life in 1966, after she had read and studied our Declaration of Independence – she stated, "I had been reading the Declaration and took every word seriously to heart. I told the Lord He could use me to help expose and dissolve the IRS if He so chose because I, also, as the Declaration signers, was mutually pledging my Life, Fortune (money), and sacred Honor to my country and this cause. So this began our road of not filing 1040s for the next 17 years."

Donna's husband spent 26 years of his life serving his country in the military, two of her sons have each served over 18 years so far in the military, and back then Donna began serving her country with her dedicated effort to send her government the message that they had gone completely astray and even more so, that she and her husband were not required to pay the federal income tax- that it was voluntary.

THE RESULTING NIGHTMARE

Donna Kozak had encounters with the IRS during her 17 year ordeal – the IRS would file liens, etc., and she would look for legal answers or methods to counter IRS actions, which she believed were completely wrong. This specific part of her journey led her to numerous individuals who I refer to as Tax Scam Artists.

She purchased an expensive Complex Trust from Roy Fritts and Rick Prescott who ran National Trust Services (NTS). When Fritts and Prescott's program fell apart, Donna researched the Redemption Process by Rice McLeod and others, but chose to use Barton Buhtz's UCC process. Unbeknownst to Kozak at the time, these were all tax-scams (illegal) according to the IRS.

These various programs only served to fuel the fire that was building between Donna Kozak and the Internal Revenue Service. These programs cost the Kozaks thousands of dollars and didn't work. In fact, they have never worked for anyone to my knowledge, confirming my reason for calling their creators

Being the educator that she is and having a political science degree background, Donna was fascinated. She began to study the history of the IRS, corporations, behind-the-scenes government, our monetary system, banking power, and much more with books and tapes by Irwin Schiff, Lynne Meredith, Peter Kershaw, Larry Burkett and many others. Donna's analytical mind was actually off the charts at this point. A portion of the material that Donna was digesting was

con-artists.

Eventually, Donna would meet Randy Due from Georgia, a self-proclaimed genius, on a mission to find the "Magic Bullet" with which to defeat the IRS's efforts to take down anyone with the mind-set that they are not required to pay the income tax. Due convinced Kozak that when public servants don't obey the law they need to have a lien filed against them in order to cause them to follow the law. Donna Kozak was ripe fruit, ready to be picked!

Due would eventually have Donna file some paperwork in federal court and the county public record in Nebraska, after he had convinced her that it would work with public servants, in an effort to help a Nebraska couple who had been indicted on federal tax charges. It didn't work and Donna was in turn charged with felony crimes for simply filing paper work that in her mind had nothing to do with her.

A year into her court case, Donna Kozak contacted the US~Observer.

When Donna called, it didn't take long for me to realize exactly what had happened to her as I had listened to similar

stories many times during my career. The main difference between Donna and the majority of others who have called me with IRS problems would be that she actually believed what she was doing was absolutely correct.

Donna's husband, who is intelligent enough to have served his country for 26 years and who now works for the United States Postal Service, still trusts in his wife's judgment

and I could see that I had my "work cut out for me." It took me hours of factual convincing to get Donna Kozak to see the reality of the fact that she was actually a victim in her struggle to do the right things regarding the IRS. Her attempts to be the perfect American, while she attempted to help her government that has run amok get back to a Constitutional Republic, were met with strong opposition.



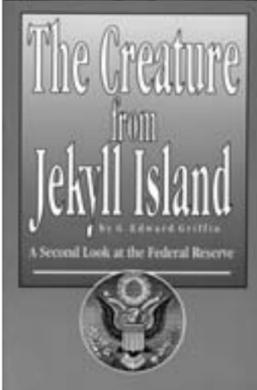
Finally on November 9, 2013, I was able to show Donna that while some of what she had been taught and had learned was true, most was not. After major surgery, she finally accepted the fact that her current government requires her to pay the income tax and that she had been scammed – over and over and over. Donna Kozak is currently in the process of preparing all of her past tax returns as required.

The US Attorneys and IRS officials involved in Donna Kozak's prosecution have the perfect chance to do what is right. They should realize that Donna Kozak cannot be a perpetrator and a victim simultaneously, and there is no question that both Donna and her husband have been victimized by some of the most persuasive, believable con-artists that have ever existed, regardless of their intentions.

Did Donna Kozak possess a good faith belief that she was not required to pay the federal income tax? There is no question that she did; in fact, there is not one bit of reasonable doubt regarding her beliefs. ★★★



G. Edward Griffin



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By Curt Chanler
Investigative Reporter

As an informed American and patriot, I have lived long enough to recognize and identify the ignored liberties and

rights of the American people by our government. Our founding fathers were students of common sense and history. They knew from the study of past civilizations the inherent nature of man. That inherent nature has shown when men have unregulated power and authority over other men they will always abuse that power.

The genius of our founders was that they identified the root cause of the failure and extinction of past governments. They developed a formula to prevent those failures in the future.

To prevent history from repeating its self, a Constitutional Republic was born. America is a Constitutional Republic by design and constitutional guarantee as stated in Article IV section 4 – Republican Government. “The United States shall guarantee to every State in this Union a Republican form of government.”

A Constitutional Republic guarantees the head of and other officials are democratically elected as representatives of the people, and must govern according to existing constitutional law. These laws limit government’s power over the people.

The creation of our Constitutional Republic was not a fluke. Our Founding Fathers knew that a pure Democracy was akin to the Monarchy from which the people had fought and died to free themselves.

Our founders believed that democracy in its pure form is a government system of mob rule where 51% of the population will dictate the fate and the rights of the other 49%.

Knowing this our founders chose a Democratic Representative system of Government also known as a “republican form.” A system of government that governs the people by constitutional law and not the tyranny of mob rule that many forms of democracy offered. Australia and the United Kingdom have a democratic system of government that allows the citizens to elect officials to represent them but not necessarily represent their wishes.

In the United States the people elect their representative, who must abide by constitutional law and the limitations it places on governments control over the people.

Republican Form of Government: It’s the Constitution Stupid, Part 2

All governments, Federal, State, County and City are created by the authority of the American people. As such they belong to the people and are to be obedient slaves not only to every word in the constitution, but the intent and spirit of its creators.

Let’s be very clear on this point, as a Constitutional Republic, no government or its representatives at any level can create a law or rule that exceeds the authority given to that branch of government by the constitution.

Equally important, the same constitutional standards apply when laws or rules are created that may restrict, impede or deny any citizen the rights constitutionally guaranteed by our Bill of Rights.

We the People

For the first time in history a blue print for freedom was created in the form of a constitution. As recipients of these protected freedoms, all we the people had to do was to be vigilant and actively participate in the republican process.

This would insure the safety of these freedoms, for all future generations to come.

In 1787, our founding fathers gave us the greatest gift mortal man could give their fellow man, the gift of freedom guaranteed by a written Constitution and a Bill of Rights.

Thomas Jefferson observed that the natural progress of things is for liberty to yield and government to gain ground. I believe a great example of that would be the Supreme Court claiming an authority and power to interpret the peoples Constitution.

In 1803, just sixteen years after the creation of our Constitution, the Supreme Court, in my opinion, used the court case Marbury vs. Madison as an instrument to claim the constitutional authority to interpret our Constitution.

I believe it is important to note: Nowhere in our constitution is the Supreme Court given authority to interpret our Constitution.

In fact it was no accident these powers were not put in the hands of nine unelected attorneys that would make up the Supreme Court. The major reason was the peoples justified contempt, mistrust and hatred of attorneys, judges and politicians.

History shows clearly the people of America did not ask our founders to protect us from government’s attorneys, judges and politicians. Instead they demanded protection through our Constitution’s Bill of Rights and the constitutional protections of a trial by jury.

There is a reason our founding fathers did not clearly announce the authority of our Supreme Court to interpret our Constitution in Article III of our Constitution.

Common sense dictates he who controls the interpretation of America’s Constitution, controls the law of the land, and therefore controls the United States of America and her people.

Our founders and the framers of our Constitution were extraordinary men. These Men had a vision for the future of this place called America and her people.

Just as important was their knowledge of history and the failures and success of past societies and their governments.

These men were driven in their quest to prevent anything like the King and his Star Chamber Courts to ever exist in America. Thus their mistrust and outright hatred of judges, attorneys and government officials was known far and wide.

They also shared Baron De Montesquieu’s theory of the three branches of government, Legislative, Executive and Judicial. They knew and understood that anyone given the duties of one of these offices shall not perform the duties of the other.

They realized when any one person or group of people possessed all three powers freedom would be lost and tyranny would rein supreme.

These extraordinary men armed with the above knowledge and experience, fought for over ten years to create a Constitution and a Country that was the envy of the rest of the world. To believe they would then turn it all over to nine unelected government attorneys, is taking stupid to a new level.

You only have to look at the Supreme Court’s decision on Obama care to understand why our founders did not give the Supreme Court the authority to interpret our Constitution.

The people of the United States of 2013 have lost nearly all constitutional protections, taken for granted for the past 237 years. These protections were removed slowly, one by one, leaving our once great nation – a “nation of ignorant sheep.” People forgot true freedom long ago just like Thomas Jefferson predicted they would.

Will our freedoms ever return? Will government officials return to serving the people instead of ruling over them? It is doubtful, but not impossible.

The coming day when citizens of this country are unable to go to the grocery store and fill their carts, will be the day we all find out what changes are to take place. I can make the educated guess that none of us will ever live in a true Constitutional Republic again.

The fault for this tragedy will lie at the feet of the STUPID! ★



By Rob Pell

Vaccine use has skyrocketed in the last 30 years. Speak with virtually any medical doctor and they’re more than happy to provide a long list of reasons they think children should be vaccinated. Current American Academy of Pediatrics

recommendations state that children should receive 24 vaccine doses by the age of 15 months and 49 doses by age 6.

Included in those recommendations, the medical establishment even recommends that parents begin vaccinating their children the day they’re born for the disease Hepatitis B that is transmitted sexually or thru shared needle use. Who knows why? Because the misinformation surrounding vaccination is so extensive, many parents don’t even question whether or not they should vaccinate their child. However, parents should view these as very major decisions. The lifelong health and well-being of their child may depend on the critical decisions parents make in this area.

A logical look at disease and vaccine statistics may surprise many. Unfortunately, most people are not exposed to all the facts before they’re convinced to inject vaccines. In every mature decision we make in life we need to consider two things: The potential upside gain, if all goes well, verses the possible down-side risk.

To be as logical and clear as possible, let’s study this important subject in four basic parts:

- 1 History of vaccines
- 2 Effectiveness: Have vaccines been proven to work?
- 3 Safety: What are likely or potential unwanted side-effects?
- 4 With or without vaccines, natural ways to safely enhance immunity.
- 5 Conclusion

HISTORY OF VACCINES

The term vaccine comes from vacca, the Latin word for cow. In 1796 the first modern vaccine was created when diseased infectious material from cow pox, a disease affecting cow’s udders, was injected into humans to protect them from smallpox. Unfortunately deaths from smallpox rose dramatically about 20 years after the vaccine became compulsory.

In the US and England, the death rate from Pertussis (whooping cough) dropped from about 60 deaths per thousand in the mid-1800s to about 2 per thousand in the early 1950s, even before the Pertussis vaccine was used. Deaths from measles from the mid-1800s until the 1963 introduction of the measles vaccine fell at a nearly identical rate. In both cases, even before the introduction of the vaccines, the death rate from these diseases had already fallen approximately 97%.

According to international mortality statistics, in the 30 years before the first polio vaccine was invented, the polio death rate had already dropped about 50% in the US and England. However, in the year immediately following the introduction of the polio vaccine, the death rate from polio rose significantly.

Government statistics reported by the Associated Press in 1955, the year after the polio vaccine was invented and widely administered, stated the death rate from polio increased on

average, 530% in the states of Vermont, New Hampshire, Massachusetts, Connecticut and Rhode Island. Fortunately the rate later continued on the downward trend that began decades before the vaccine was introduced.

Polio has since essentially disappeared in the US and throughout Europe, even in the European countries that had no mass vaccination programs. Internationally respected pediatrician, Dr. Robert Mendelsohn believes that the disease simply ran its course.

The 1850s appear to be the turning point when death rates from many infectious diseases began to drop sharply. I think this is directly related to 2 important milestones. Based on groundbreaking research from Hungarian physician, Dr. Ignaz Semmelweis, and later confirmed by Luis Pasteur and Joseph Lister, doctors became aware of the life saving benefits of washing their hands between patients. Then around 1900, municipalities began disinfecting drinking water. When these 2 aspects of basic modern hygiene became the norm, data clearly demonstrates death rates from infectious diseases plummeted, long before most vaccines were introduced.



Research from 1913 Nobel Prize winner in medicine, Dr. Charles Richet, demonstrated that hay fever, asthma, anaphylactic shock and other inflammatory allergic reactions were often caused by reactions to undigested proteins in the bloodstream from injected vaccines. Ask your doctor if he/she has even heard of this groundbreaking, 100 year old research. Then ask them why they were never taught about Richet’s work in medical school. The answer is: because Big-Pharma doesn’t want it taught.

Some researchers now believe that trace proteins from peanut oil, a common ingredient in many vaccines, is the likely cause of, otherwise unexplained, deadly peanut allergies. This explains why children who have never before eaten peanuts can experience deadly reactions the first time they eat the food. It’s also totally consistent with Richet’s discoveries.

Like Richet’s Nobel winning research, unbiased studies from qualified researchers are desperately needed so the general public and medical communities can get accurate data on which to base informed vaccine decisions.

VACCINE EFFECTIVENESS, DO THEY WORK?

Because vaccines are used predominately on our children, most people assume that all vaccines have been subjected to thorough trials and rigorous studies proving that vaccines are effective and safe. Parents have wrongly been told, as demonstrated in the history portion above, that mass

vaccination campaigns ended multiple epidemics around the world.

However, taking the time to logically review pro-vaccine assertions, we find that they lack solid scientific backing. Not only has there never been a single long-term scientific study comparing the health and welfare of vaccinated to unvaccinated children, multiple examples can easily be found of vaccinated children acquiring the very illness they have been vaccinated against.

Even if parents find out about the risks of vaccines on their own, their doctors usually assure them that the risk is worth the almost certain, alleged benefit of freedom from infectious disease, that their child supposedly receives. However, time and again, vaccines have simply not worked against the diseases they are targeted to prevent.

A 1978 survey of 30 states showed that more than half of all children who contracted measles had been fully vaccinated. Sweden abandoned its whooping cough vaccine after it examined 5,140 cases of whooping cough in 1978 and found that 84 percent had been vaccinated three times. A 1990 Journal of American Medicine Association article stated, “Although more than 95 percent of school-aged children in the US are vaccinated against measles, large measles outbreaks continue to occur in schools and most cases occur among previously vaccinated children.” The medical literature is filled with example after example of the failure of vaccination to furnish protection against common childhood diseases.

Many laypeople and physicians look to the National Center for Disease Control (CDC) in Atlanta for definitive answers about health issues including answers to questions about vaccines. Below is a verbatim answer from the CDC website to the straightforward question:

How Effective Is The Flu Vaccine? This Answer Is Directly From The CDC Website: “At least two factors play an important role in determining the likelihood that flu vaccine will protect a person from flu illness: 1) characteristics of the person being vaccinated (such as their age and health), and 2) the similarity or “match” between the flu viruses the flu vaccine is designed to protect against and the flu viruses spreading in the community. During years when the flu vaccine is not well matched to circulating viruses, it’s possible that no benefit from flu vaccination may be observed. During years when there is a good match between the flu vaccine and circulating viruses, it’s possible to measure substantial benefits from vaccination in terms of preventing flu illness. However, even during years when the vaccine match is very good, the benefits of vaccination will vary across the population, depending on characteristics of the person being vaccinated and even, potentially, which vaccine was used.”

To sum up their answers: There is no way for a doctor or layperson to know if the flu shot being administered matches up with the flus that are actual threats in any given year. The years when it doesn’t match up, it will provide zero benefit.

CDC says scientific testing of flu shot effectiveness would be unethical. The CDC claim those years when the vaccine matches up with the actual flu threat, “it’s possible to measure substantial benefit”. Notice they don’t say benefit has been measured. The only way benefit could scientifically be measured would be with a placebo controlled double blind study, i.e., administer the vaccine to some while administering a placebo to a statistically similar control group. The CDC website states that studies of this type are not done because it would be unethical to deprive some people of the flu vaccine. Further, they don’t define the words substantial benefit. Would a substantial benefit be a 5, 10 or 60% reduction in flu cases? They don’t say and the intelligent among us are left guessing

In The News

Oregon Farmers May Go to Prison for Raw Milk Ads



By Joshua Cook

(BenSwann.com) - There is no free speech when it comes to advertising raw milk products in Oregon. In fact, those who violate this law may face possible jail time.

Most states in the country have significant restrictions on the sale of raw milk, and at first glance, Oregon's seem like some of the less extreme ones. Sales are outright illegal in 20 states, and though Oregon does not allow the retail sale of raw milk, it does allow small organic dairies - with three cows or fewer, only two of which can be lactating at any given time - to sell their product directly to consumers. The catch, however, is that these dairies are prohibited from advertising their product.

Christine Anderson filed a lawsuit on Tuesday in the hopes of changing that. She owns and runs Cast Iron Farm, a two cow dairy and has taken great pains to ensure the process creates the highest quality, safest milk possible, combining modern and traditional methods. The government's concern is that raw milk may carry harmful bacteria like salmonella and E. coli, but such hazards are usually a product of human milk processing, not the cow, itself. Anderson's process minimizes these risks.



Last year, the Oregon Department of Agriculture told Anderson she must remove the milk prices from her website, and as part of this, she has been unable to advertise sales when she has a surplus of milk and is forced to waste much of it, feeding it to her pigs. She also felt compelled to remove information about her milking, bottling and testing methods from her website, because they could also be construed as advertising. The irony of this, as her attorney has noted, is that this actually keeps consumers from accessing information which could help them make safer raw milk choices.

There are a growing number of Americans who consider raw milk to be much healthier than that

which is pasteurized.

The pasteurization process destroys proteins, enzymes and probiotics which many consider integral to digestive health. Digestive health has been increasingly linked to overall health, with allergies, infections and even autoimmune disease



Christine Anderson

being connected to digestive issues.

Another issue facing smaller farms is that big corporations like Monsanto and the milk lobby have millions of dollars to advertise their products. They control the public narrative and have the power of the mass media to essentially eliminate smaller competitors.

However, the public is waking up and are concerned about pasteurized milk products that may contain growth hormones. Many countries have already outlawed the artificial hormone rBGH used to inject milk cows in order to maximize production. Starbucks, Chipotle, and Ben and Jerry's state that their dairy products are rBGH-free. Concerns over chemicals, hormones, and drugs in pasteurized milk has helped raw milk sales. The trend to buy local

and natural foods continues to be a popular trend in the U.S.

Those in rural communities are fighting draconian laws and regulations imposed by politicians who are influenced by special interests and lobbyists. Farmers like Anderson are filing lawsuits while others are using jury nullification to stand up for their Constitutional rights.

According to the Minneapolis Star Tribune, "a Hennepin County jury found Alvin Schlangen not guilty of three misdemeanor counts of selling unpasteurized milk, operating without a food license and handling adulterated or misbranded food." Each count carried a maximum sentence of three months' imprisonment. ★★★

Armed Guard Saved Students' Lives In Arapahoe School Shooting

By AWR Hawkins

(Breitbart) - As the investigation into the shooting at Arapahoe High School continues, law enforcement officials stress that the presence of an armed guard in the school "was the key factor in preventing more deaths and injuries."

On December 13th, 18-year-old Karl Halverson Pierson brought a legally purchased shotgun into Arapahoe High with the intention of confronting librarian and debate coach Tracy Murphy.

Inside the school, Pierson fired multiple rounds - one fatally wounding a fellow student, another ending his own life.

According to The Christian Science Monitor, the



Karl Halverson Pierson

school's armed guard began running toward the sound of the shooter as soon as the first shots were fired. Arapahoe County Sheriff Grayson Robinson said that as a result of the guard's action, "the heavily-armed shooter realized he was about to be confronted by an armed officer and took his own life."

On December 21, 2012, the National Rifle Association's Wayne LaPierre responded to the heinous crime at Sandy Hook Elementary by stressing the need for armed guards in America's schools. Said LaPierre, "The only thing that stops a bad guy with a gun is a good guy with a gun."

Fortunately, there was a good guy with a gun in Arapahoe High School on December 13th.

★★★

Secession Movement Growing in Two Surprising States



By Kristin Tate

(BenSwann.com) - The "secession movement" is currently picking up steam in two unlikely states: Colorado and Maryland. Groups of residents in both states cite leftist agendas and high taxes as reasons for wanting to become independent.

On Friday night, a group called Western Maryland: A New State Initiative met to discuss the secession of Western Maryland. They say their mission is "to form a new state comprised of Maryland's five western counties."

The Washington Times reported, "People are feeling 'the pinch' of overbearing state regulations from the largely Democratic majority in Maryland. Western Maryland is a more conservative segment of the state, and their views are well reflected in their website which points to gun control regulations and high taxes

as the primary grievances of the citizenry."

Western Maryland's five counties, Allegany, Carroll, Frederick, Garrett, and Washington, only make up 11 percent of the state.

Some Colorado residents are also interested in seceding. Conservative citizens dislike the anti-gun legislation that plagues the state - some are also concerned by the fact that marijuana and gay marriage is legal.

After rural Colorado voters approved the secession idea, Democratic Gov. John Hickenlooper said, "We understand that some rural areas still feel under-represented and are not being heard. We remain committed to listening more and working with local communities all across Colorado."

Perk Odell, an 80-year-old and lifelong resident of rural Colorado, voted to secede. He said, "We can't outvote the metropolitan areas anymore, and the rural areas don't have a voice anymore."

If these citizens in rural Colorado were successful in seceding, their new state would be about the size of Vermont.

It is unlikely that either Maryland or Colorado's secession movements will be successful - in order to do this, the state legislatures would have to approve it and Congress would need to recognize the new, independent states. However, this growing movement does demonstrate a significant polarization of ideologies in America. ★★★

Hearings Demonstrate Absurdities of Asset Forfeiture

By Radley Balko
Huffington Post

Nashville, TN - Recently, the Tennessee State Legislature held hearings on "policing for profit," the catchy name the libertarian public interest law firm the Institute for Justice has given to the practice of civil asset forfeiture.

The hearings were inspired by some terrific reporting done by local television journalist Phil Williams over the last couple of years about how the practice is used and abused in central Tennessee. Basically, if you're carrying a large amount of cash, and someone from one of these task forces pulls you over, they feel they have the authority to take your money from you. It's then up to you to prove you earned it legitimately. The stops can quickly devolve into shakedown operations, in which a motorist is told he can face arrest, or he can give the police all of his money and go free.

Some of the exchanges between Tennessee lawmakers and personnel from the local drug task forces were downright surreal. A few excerpts from the testimony, via Newschannel 5:

Senators especially wanted to know about a traffic stop exposed by NewsChannel 5 Investigates where an agent from the 23rd took \$160,000 from a New York businessman, using federal seizure laws, even though the officer admitted on the video there was no evidence tying it to drug trafficking.

"I don't know honestly if we can, if we can't link it to drugs, it's still a currency violation," he told a fellow officer.

There's no such thing as "a currency violation." It isn't illegal to carry cash, even in large amounts. But of course, they took the money anyway. The head of the task force then offered a bizarre, implausible explanation for the seizure.

"I can tell you that money had terrorist ties overseas - I will tell you that," he told the subcommittee.

"Then why was it returned to him?" asked Sen. Brian Kelsey, a Germantown Republican who chairs the full Senate Judiciary Committee.

"The DEA returned it to them, we didn't," Hicks said. In fact, our investigation discovered that the U.S. Attorney's Office returned the man's cash more than a year later after investigators could not make any kind of a case.

"When they were pressed on it when there was a case pending in federal court, when it was put-up-or-shut-up time, they couldn't produce a single shred of

evidence to support these allegations," said the businessman's attorney, Olin J. Baker of Charlotte, N.C.

"At this point, they are making things up that's absolutely not true."

Not just "not true," but a preposterous, feeble attempt to justify an unjust practice by appealing to fear.

Task force director David Hicks then conceded that because the agents are funded by the money and property they seize from motorists and drug suspects, his cops "know that if the money dries up, then they don't have job."

It's great that Tennessee lawmakers are finally up in arms about this. But it's been going on for years. Even if you support the drug war, consider the incentives here: There's actually a greater incentive for police to target drivers leaving a large metropolitan area than the drivers entering one. Why? Because any member of a drug distribution networking entering a city is likely to be flush with drugs. Those leaving a city are likely to be

flush with cash. It's better for police to wait until the drugs are sold and out on the street. And, indeed, Williams' investigations have found exactly that: A driver is much more likely to be pulled over by the task force while driving in the lanes leading out of the city than the lanes leading into it.

I really encourage you to check out Williams' entire series on forfeiture in Tennessee. So much local TV news reporting is silly, sensationalist pap. Williams puts out top-shelf journalism, and not just on the forfeiture issue.

In other forfeiture news, the aforementioned Institute for Justice won an important battle last week when the IRS decided to halt its attempts to seize money from the owners of a small Michigan grocery store. The federal government had no evidence of any drug activity, but were still attempting to take \$100,000 because the owners were making bank deposits in increments less than \$10,000. The IRS considers that "structuring," or an attempt to get around federal laws that require banks to report any transactions over that amount. The grocery store owners pointed out that they made deposits when they did because if they are robbed or suffer a fire, their insurance policy doesn't cover cash amounts over \$10,000. The IRS backed down, but the Institute for Justice and the grocers are pressing on to challenge the constitutionality of such seizures without at least granting property owners a preliminary hearing.

★★★



Institute for Justice

Texas Prosecutor Enters Plea to Contempt for Misconduct in Wrongful Conviction

By Paul Cates
InnocenceProject.org

Austin, TX - Former Williamson County District Attorney Ken Anderson entered a plea to criminal contempt for deliberately withholding exculpatory evidence pointing to the innocence of Michael Morton, who was exonerated by DNA evidence in 2011 after serving 25 years for his wife's murder.



Ex-DA Ken Anderson

Anderson, who sent Governor Rick Perry a letter of resignation on September 23rd, will receive 10 days in Williamson County Jail, a \$500 fine, 500 hours of community service and will surrender his license to practice law. This marks an extremely rare instance, and perhaps the first time, that a prosecutor has been criminally punished for failing to turn over exculpatory evidence.

"Today's historic precedent demonstrates that when a judge orders a prosecutor to look in his file and disclose exculpatory evidence, deliberate failure to do so is punishable by contempt," said Barry Scheck, Co-Director of the Innocence Project, which is affiliated with Cardozo School of Law. "Every state and federal judge can issue such an order tomorrow and deter those few prosecutors who would otherwise deliberately violate their ethical and legal duties.

After suffering 25 years in prison as an innocent man, Michael Morton has courageously fought to hold Ken Anderson accountable and to prevent anyone from being victimized by similar misconduct. Today was an important first step." Morton spent 25 years in prison for his wife's murder, while the real perpetrator, Mark Alan Norwood, went unapprehended. Norwood, who was eventually convicted earlier this year of murdering Christine Morton, has been indicted for committing a similar murder of Debra Baker in Austin two-and-a-half years after the Morton murder.

After Morton was exonerated, the Innocence Project and pro bono counsel John Raley of Raley & Bowick in Houston, TX, filed a report calling for a Court of Inquiry to investigate whether Anderson engaged in criminal conduct by failing to turn over evidence to the trial court that pointed to Morton's innocence. In April, Judge Louis Sturns, who presided over a Court of Inquiry earlier this year, issued an opinion finding that there was probable cause to believe that Anderson was guilty of criminal contempt and concealment of official records for deliberately disobeying the trial judge's order to disclose exculpatory evidence at the request of the defense and ordered Anderson's arrest in the courtroom. The Innocence Project and its team conducted depositions of key witnesses and uncovered evidence showing that Anderson did not turn over a transcript of the victim's mother telling an investigator that Morton's 3-year-old son Eric had told her that Morton was not the attacker and other evidence pointing to a third party assailant. On the day before Morton's trial began in 1987, when Anderson was asked if he had anything favorable to disclose to the defense he responded that he did not.

In order to determine whether other people may have been wrongly convicted because of Anderson's misconduct, the Innocence Project has partnered with the Texas Criminal Defense Lawyers Association and the Innocence Project of Texas to coordinate an independent review of the cases that Anderson worked on during his tenure as Williamson County District Attorney. The groups will also review some of the cases handled by former prosecutor John Bradley, who fought efforts by the Innocence Project to secure the DNA testing that ultimately proved Morton's innocence. In Bradley's cases, the review will be limited to those

where Bradley opposed DNA testing. Williamson County District Attorney Jana Duty has also pledged her cooperation, by making the District Attorney's Office's case files available to the reviewers, and by providing access to any other law enforcement documents from the cases under review that might shed light on whether a wrongful conviction occurred. Duty has assigned First Assistant District Attorney Mark Brunner to serve as the liaison to the outside review process.

"When an individual prosecutor engages in an egregious act of misconduct, their superiors should allow for an audit of other cases handled by that prosecutor in a way that is independent, external, and transparent. The number of prosecutors who deliberately break the rules is small, but history shows they tend to be repeat offenders. What the new Williamson County prosecutor is doing today should become a best practice adopted by prosecutors across the country," added Scheck.

One of the reasons that the state was able to bring criminal charges against Anderson is because he intentionally violated a court order expressly directing him to turn over any evidence pointing to Morton's innocence. The order was prompted by Morton's trial lawyers who were suspicious when they learned that Anderson wasn't planning to call the lead investigator to testify in the case. As we now know, that investigator learned that Morton's 3-year-old son witnessed the crime and told his grandmother that Morton wasn't the perpetrator. The investigator also received evidence that the attack was committed by a third party intruder — a neighbor reported that she observed what appeared to be someone staking out the house and someone attempted to use the victim's credit card in San Antonio.

Morton was represented by Scheck and Innocence Project Senior Staff Attorney Nina Morrison, John Raley with Raley & Bowick in Houston, TX, and Gerry Goldstein and Cynthia Orr with Goldstein, Goldstein & Hilley in San Antonio, TX. ★★★

VINDICATION

Virginia court declares Johnathon Montgomery an innocent man

By Peter Dujardin
Daily Press

Hampton, VA - It's official: Johnathon Montgomery is an innocent man.

The Virginia Court of Appeals on Friday granted Montgomery a writ of actual innocence, meaning that three felony sexual assault convictions against him are forever wiped away.



Johnathon Montgomery

"We hold that Montgomery has met his burden ... of establishing that he is actually innocent of the crimes for which he is convicted," a three-member panel of the court wrote in a 16-page opinion. "Accordingly... this Court grants Montgomery's petition."

The court's decision comes a month after a hearing in which Attorney General Ken Cuccinelli strongly backed Montgomery's petition for innocence.

"We have come to the conclusion that not only has justice not been done, but an injustice has been done," Cuccinelli said at the time. His office's job, he pointed out, isn't to protect convictions, but "to seek the ends of justice."

At a trial in Hampton Circuit Court in 2008, Elizabeth Paige Coast, who was then 17, swore under oath that Montgomery had sexually assaulted her eight years earlier, when he was 14 and she was 10. Among other things, she claimed that he had forced her to perform oral sex.

Based on Coast's testimony, Montgomery was convicted of three felony sexual assault charges — forcible sodomy, aggravated sexual battery, and animate object sexual penetration. He was sentenced to 45 years behind bars, with 7.5 to serve.

But in October 2012, after Montgomery had served about four years, Coast, then working as a civilian employee at the police department, told a police officer friend that she lied at the trial. She explained that she made up the story of being sexually assaulted after her mother caught her looking at sexually explicit material online, using a fictitious assault as a way to explain her behavior. ★★★

Family of Criminals Want to Sue Hero Who Stopped Them



By Onan Coca

A disturbing but telling story is playing out in Pennsylvania. Two men robbed a local store, but were killed by a private citizen who confronted them before they could get away. Now the families of the criminals want to sue the man who stopped a crime, because he killed their loved ones.

It's not fair," said Virginia Medina, mother of 24-year-old William Medina, who police said robbed Krick's Korner store alongside 18-year-old Robert De Carr on Monday.

The two men were shot and killed by a private citizen while leaving the store, and family members want to see charges pressed.

"[William] had no right to lose his life over something that man could have called the police for," said Medina. "He took the law into his own hands and walked away scot-free."

"How about if people just start running around here, policing the city on their own? How much worse is it going to get?" said Peter Ratel, Medina's cousin.

The family members said they are hurt by comments suggesting the alleged robbers were "thugs."

According to Medina, William was "no big hard criminal" and was rather a family-man who loved his young daughter.

Robert De Carr was described similarly by his sister, Taylor De Carr.

"My brother was a good kid," she told 69 News.

While we may feel some empathy for the families of the deceased, the police report on the incident adds some facts to the case. The two masked robbers emerged from the store and were immediately confronted by the hero.

He told them to stop and wait for the police to arrive. At this point the masked thugs pulled their weapons to take aim at the innocent man. This is when he opened fire, killing the two criminals. Thanks to security camera footage and witnesses, the man won't be charged with a crime like these hoodlums' families want, nor can he be sued. Pennsylvania has something called the Castle Doctrine which prohibits the hero from being sued in civil court as well.

The families of the thugs may be hurting from their loss, but their reaction belies a greater problem in modern American culture. Culturally we have lost the ability to feel shame or understand responsibility. The families blame a passerby who was legally carrying a firearm (proving he has no criminal record) for trying to stop their relatives from committing a violent crime — instead of being angry with their kin for putting on masks, pulling guns, and violently attacking another person.

Moreover, the hero didn't shoot them as they exited the store. He warned them to stop and wait for police and these thugs chose to instead pull their guns to shoot him. The sister of one of the men said "My brother was a good kid." No, he wasn't. He was the type of evil person who could terrify someone else with the idea that they might die, just so he could steal their hard earned money. He was a bad man and as harsh and mean as it sounds, his death means that the community is safer.



We also apparently need to educate these folks on the purpose of the police. Generally, the police do not stop crimes, they investigate them and then punish them. It is up to us, the average citizen who may see the crime being committed, to STOP crime from happening. I don't think most people would advocate for vigilantism, but most of us do teach our children that when they see wrong being committed it's their responsibility to take action.

The man who killed these thugs is a hero, not for killing them, but for being willing to right the wrong that he saw happening. These thugs are dead, not because he got involved, but because they chose to commit a violent crime.

Stop making excuses and start taking responsibility. Our freedom, our liberty, is not some faraway idea that is out there for the government to protect — it's up to each of us to defend it. We should reward those who do, not defame them. ★★★

US-OBSERVER NOTE ON FALSE CHARGES:

False prosecutions are getting some well needed main-stream attention these days. Over the past 25 years, the US-Observer has been the lone voice exposing this rampant issue. Our clients, over 4,200 of them, have been vindicated of their false charges through the use of our services; an achievement no other group, lawyer or agency can claim.

In many cases, our clients haven't needed the use of expensive attorneys, as our investigations and publication are used to expose the truth to the world. It is this exposure that this otherwise beyond reproach system fears, and it works well.

We hope that every innocent victim of a false prosecution finds justice, and if you are facing false charges, please contact us.

541-474-7885
editor@usobserver.com

The President's Other Obamacare Lies

Millions losing their health insurance
is just the beginning



By Milton R. Wolf

(Washington Times) - There's just no way around this: President Obama looked America in the eye and lied. The president was so hellbent on "fundamentally transforming" the country with his health care takeover that he intentionally deceived you — he lied — not once or twice, but over and over again.

In 2010, the year Obamacare was signed into law, I wrote "Obamacare's Unkeepable Promises" in The Washington Times. These false promises were easily predictable and are finally now being exposed. It starts with nine words that are unmaking an American presidency.

"If you like your plan, you can keep it." — Barack Obama, June 2010

Already, 5 million Americans have lost their health insurance plans directly because of the president's law. By next year, as Obamacare starts tearing through employer-based insurance plans, that number will rise to between 50 million and 100 million Americans.

However, this was just one of Mr. Obama's egregious Obamacare lies. The list goes on.

"If you like your doctor, you will be able to keep your doctor.

Period." — Barack Obama, June 2010

How can you keep your doctor, though, if your doctor cannot keep his practice? As health insurance companies buckle under the weight of Obamacare, they are narrowing their provider networks in hopes of controlling costs.

This, of course, means that your doctor may no longer be allowed to participate in your plan. Other doctors are dropping or limiting Medicare and Medicaid, and some are even dropping out of all private insurance as well. Still others are leaving the practice of medicine altogether. You won't be able to keep them.

"I will not sign a [health care] plan that adds one dime to our deficits." — Barack Obama, September 2009

The president originally claimed Obamacare would reduce the deficit by \$100 billion in the first decade. Aiding and abetting this lie was Health and Human Services Secretary Kathleen Sebelius, who buried her own report that

showed Obamacare would cost \$400 billion more than promised in the first decade. It gets worse. The Government Accountability Office's long-term projection reveals Obamacare raises the deficit over \$1 trillion.

"I can make a firm pledge. Under my plan, no family making less than \$250,000 a year will see any form of tax increase. Not your income tax, not your payroll tax, not your capital-gains taxes, not any of your taxes." — Barack Obama, September 2008

Mr. Obama is now a Supreme Court-certified tax-raiser, which means his outright dishonesty has been validated by the high court as well. Despite the president's public assurances to the contrary, his administration argued and five Supreme Court justices agreed that the individual-mandate penalty — the linchpin of Obamacare — is not actually a penalty, but is in fact a tax. What's more, Obamacare contains 20 new or higher taxes on everything from pharmaceuticals and MRI scanners to tanning salons and the sale of your home.

"But what we will do is, we'll have the [Obamacare] negotiations televised on C-SPAN..." — Barack Obama, August 2008

Mr. Obama promised the most transparent administration in American history. He proclaimed that by airing the Obamacare negotiations, Americans would see who's really on their side. Indeed. Perhaps that's why Mr. Obama never intended to air these in the first place. C-SPAN founder and CEO Brian Lamb later explained that his television network would have broadcast the negotiations, but "He never asked us."



Perhaps the most disturbing of all: "I will never forget my own mother, as she fought cancer in her final months, having to worry about whether her insurance would refuse to pay for her treatment." — Barack Obama, August 2009

The depths of the president's dishonesty are fully revealed by his willingness to dishonor his own departed mother when he falsely claimed that her health insurance company attempted to cancel her policy. In actuality, Ann Dunham's employer-based policy not only paid for her hospital bills and cancer treatment in full, they afforded her care at prestigious institutions like Memorial Sloan Kettering and the Straub Clinic.

The deceit is breathtaking.

Obamacare is the most disastrous law of our lifetimes, one that was forced upon us in the most dishonest of ways in order to fundamentally transform America from the Land of the Free into a nation of dependents. The Obamacare days of reckoning have barely begun, and our only salvation now is to repeal this train wreck in its entirety and to be honest with Americans about what measures actually work: patient-centered, market-driven reforms.

Dr. Milton R. Wolf, a Washington Times columnist, is a radiologist and President Obama's cousin. He blogs at miltonwolf.com.



Kathleen Sebelius

How America's Judges Are Being Bought Out



By Marina Koren

(National Journal) - In recent years, some judicial elections have begun to look just like political campaigns, complete with attack ads, political action committees, and millions of dollars in fundraising for candidates. The financial involvement of special-interest groups in state Supreme Court races across the country has blurred the boundaries between money and politics and justice, alarming citizens and ethicists alike.

After all, such entanglement can portend corruption once judges reach the bench. But it's not the only recipe for conflict in the courtroom, according to a report released Wednesday by the Center for Public Integrity, a nonpartisan, investigative news organization.



receive, but not how much they're worth. In Montana, Utah, and Idaho, judges don't have to file any disclosure reports at all.

CPI's investigation into just three years of filings turned up some surprises. Some



When judges have a conflict of interest in a given case, they should recuse themselves. But sometimes that doesn't happen.

The personal finances of the 335 judges presiding in the states' highest courts, often shrouded in poor disclosure requirements, may influence rulings, CPI found, whether the justices know it or not. Appeals to decisions from a lower court to the U.S. Supreme Court are rare, unless there's a question of constitutional law.

Using input from judicial-ethics experts, CPI built a report card evaluating states' financial-reporting requirements for state Supreme Court judges. The grading system was based on a slightly tougher version of disclosure requirements for federal judges, which received a B.

The top scorers, California and Maryland, received C's. Six others got D's, and the rest, including the District of Columbia, failed.

Financial-reporting requirements for justices, the CPI report explains, vary wildly from state to state. Kentucky does not require its judges to disclose the names of companies in which they have a financial interest. Ohio asks about gifts the judges

judges had authored opinions favoring companies in which they owned stock. Others ruled on cases when their family members were receiving income from one of the parties involved, while some accepted gifts as lavish as a \$50,000 trip to Italy.

Of the 273 judges required to disclose stock holdings, just under 40 percent reported owning stock. Of the 201 judges who are required to disclose specific value of gifts, 82 percent reported receiving roughly \$279,000 in free stuff, about \$1,800 per judge.

All told, CPI found 35 examples of gifts, overlapping investments, and other conflicts that it deemed "questionable"—and it names names. These findings even came with, by the group's measure, poor disclosure practices and, in some cases, even worse enforcement of transparency. The majority of states penalize judges for errors or discrepancies in disclosure reports, from fines to jail time. Twelve states, however, rely on self-policing, using committees of the high-court judges themselves to dole out discipline.



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1 : an advocate of the doctrine of free will
2 a : a person who upholds the principles of individual liberty especially of thought and action

-Merriam-Webster

YOUR PERSONAL LIBERTY

Articles of Interest that first appeared on Personal Liberty Digest™ at Personalliberty.com

Articles on This Page
By Bob Livingston

What drives the culture of greed and immorality?

My mother used to say, "What we don't know can't hurt us." Well, poor mother! I have learned that the opposite is true.

It is what we don't know and are not aware of that has ruined our country, decimated our savings, undermined morality, killed our sons and daughters in foreign wars and maimed millions more, hollowed out U.S. industry, corrupted our morality, destroyed the rule of law and imposed fraudulent taxation. It has dehumanized the U.S. Congress into animalistic rubber-stamp lackeys who show contempt for the American people, their culture, their national symbols, their financial health and their faith.

Do the Congress, the President, the Supreme Court and the thousands of appointed bureaucrats have a loyalty or reverence for a deity? Yes, call it Federal Reserve and fiat.

It's a culture of the god of this world devouring whomever it may. It's a figurative and spiritual sacrifice by mammon. It is known in Christian history as Sodom and

Gomorrhah. Satan always rends himself. Self-destruction and revolution are at hand. Human depravity is in full expression.

It all goes back to the central bank(s) and its implosion of the financial and moral order. The central bank has corrupted the currency, creating a quicksand society.

All socialist fiat money States/countries transfer wealth and production to the State without payment. Of course, as in America today, this transfer takes place via the depreciation of paper money. The owner of the money printing press owns and controls all wealth and production.

President James A. Garfield said: "Whoever controls the volume of money in any country is absolute master of all industry and commerce."



This is the quiet understanding of reality among those who want the truth, no matter what it is.

Socialism has great appeal because it promises the masses something for nothing. Say, isn't this the definition of fiat? Fiat is a social drug, and it is terminal!

A common refrain from the left is that the financial collapse of 2008 was caused by free market capitalism. What a joke. There has been no free market in the U.S. in more than 100 years.

President Barack Obama, in his Kansas speech in December, resurrected this tired and worn theme once again. He said:

"...there is a certain crowd in Washington who, for the last few decades, have (sic) said, let's respond to this economic challenge with the same old tune. "The market will take care of everything," they tell us. If we just cut more regulations and cut more taxes — especially for the wealthy — our economy will grow stronger. Sure, they say, there will be winners and losers. But if the winners do really well, then jobs and prosperity will

eventually trickle down to everybody else. And, they argue, even if prosperity doesn't trickle down, well, that's the price of liberty.

Now, it's a simple theory. And we have to admit, it's one that speaks to our rugged individualism and our healthy skepticism of too much government. That's in America's DNA. And that theory fits well on a bumper sticker. But here's the problem: It doesn't work. It has never worked. It didn't work when it was tried in the decade before the Great Depression. It's not what led to the incredible postwar booms of the '50s and '60s. And it didn't work when we tried it during the last decade. I mean, understand, it's not as if we haven't tried this theory."

Ha! More Obama lies. He condemns trickle-down economics while endorsing the progressive faux trickle down of money printing and zero interest rates for the banksters: the direct cause of the growing disparity between the rich and poor. The reality is we haven't tried an unregulated free market for decades. The past 120 or so years have seen the growth of the regulatory state, where government manufactures a phony problem, regulates it, worsens it and then insists it must impose still more regulations.

The growth of the bureaucratic regulatory state is a detriment to innovation and business

Continued on page 10

Hospitals Are The New Prisons - Especially for Children

The medical police state has claimed another victim. This time it's a Maryland girl who has been kidnapped by Boston Children's Hospital, which has conspired with the courts to hold her prisoner and subject her to psychological and other treatments not approved by her parents.

Justina Pelletier, 15, was imprisoned and removed from her parents' custody nine months ago after she contracted the flu and was taken to the hospital. Her crime? Her parents, Lou and Linda Pelletier, had been following the treatment protocol suggested by her physicians.

Prior to entering Boston Children's Hospital in February, Justina lived a fairly normal life with her parents in West Hartford, Conn., despite suffering from mitochondrial disease, a genetic condition that has required several surgeries and continued medication prescribed by specialists. All of her specialists were licensed practitioners, including Tufts Medical Center specialist Mark Korson, M.D., her primary physician. Korson has 27 years' experience in the practice of medical genetics, clinical genetics, pediatric medical genetics and pediatric medicine, and he's board certified in clinical biochemical genetics, according to an online bio. Those are credentials that even the medical mafia usually respects.

But once in Boston Children's, a team of doctors — not including any of her own — questioned Korson's diagnosis and decided that rather than mitochondrial disease, Justina suffered instead from somatoform disorder — a mental disorder characterized by symptoms that suggest physical illness or injury.

Doctors took Justina off her medications and contacted Maryland's Department of Children and Families. Her parents were escorted out of the hospital. Within four days the Pelletiers had lost custody of their daughter, according to a FoxCT report.

The Pelletiers say they were accused by the hospital of "overmedicalizing" their daughter. "They were actually being accused of being too active in pursuing healthcare matters for their child," said Dean Hokanson, the clinical psychologist who has worked with Justina for the past five years and who testified in at least one of the court proceedings handling Justina's case.

The hospital refused to comment on the case,

but a document obtained by FoxCT shows that a Boston Children's physician wrote:

Due to concerns regarding Justina's regressive behavior changes around her family, the multiple medical procedures and care episodes she has been through ... and both parents' resistance towards recommended treatment plans for Justina ... a child protection team was convened.

Tufts' Medical Center wouldn't allow Korson to speak to the media. But FoxCT obtained an email sent from Korson to the Pelletier's attorney. In it Korson wrote:

I am dismayed. ... It feels like Justina's treatment team is out to prove the diagnosis at all costs. ... The team has demanded that Justina be removed from the home. ... This represents the most severe and intrusive intervention a patient can undergo ... for a clinical hunch.

The courts have sealed all documents in the case, a practice typical of the state when it is involved in unlawful and conspiratorial activity.

While Justina's case is getting some publicity, the medical mafia regularly kidnaps children from their parents in cases that don't draw media attention. Dr. Amel Karaa, who works at Massachusetts General Hospital, told FoxCT, "A lot of social cases have been reported where the children were taken away from their parents by social services and the hospital because the medical team thought that the parents were causing this (somatoform disorder) to their child." We have previously told you about similar instances involving other conditions in other states.

The Pelletiers are fighting DCF in court. DCF allows them one hour-long visit and two 20-minute phone calls to their daughter per week. Justina also manages to sneak out occasional messages to her parents hidden in origami artwork.

However prevalent the practice is currently, expect it to increase under Obamacare. When the state controls the diagnosis and treatment of disorders, medical tyranny will increase and submission to the prescribed protocols will be mandatory under threat of imprisonment — or worse

As I have told you before, there is little more dangerous than a government program designed help you. ★★★

Mass. Crime Lab Scandal Reveals Drug War Corruption

There is big money in the drug war for Federal agencies and State and local police forces.

I have told you before that the so-called war on drugs is a sham and a scam, and it corrupts Federal agencies and all police forces. American prisons and cemeteries are overflowing with victims of the faux drug war.

There are more than 2.4 million people in U.S. prisons. That's more than one out of every 100 Americans, and that number has more than quadrupled since 1980. The most serious charge against 51 percent of those in Federal prisons is a drug offense. In State prisons, one in five prisoners is being incarcerated over a drug offense.

There is now a breaking scandal in Massachusetts that reveals how corrupt the war on drugs actually is. Annie Dookhan, a chemist with the Massachusetts crime lab, has been caught conspiring with prosecutors in that State to falsify drug evidence by tampering with samples and intentionally forging signatures. As many as 40,000 cases may have had their evidence tainted by Dookhan.

Dookhan, who recently pleaded guilty to all 27 counts of altering drug evidence and obstructing justice that prosecutors had filed against her, was a crime lab chemist for nine years. Her tampered evidence has put thousands of innocent people behind bars, and thousands more have had their sentences lengthened based on her fake "evidence."

The Boston Globe published emails that demonstrated the cozy relationship Dookhan had with prosecutors. In one exchange with Norfolk Assistant District Attorney George

Papachristos (who resigned in October after the Globe disclosed his flirtatious friendship with Dookhan), the chemist apparently was more than willing to acquiesce to the

prosecutor's request to inflate the size of a marijuana sample so that its owners could be charged with trafficking. The emails also show Dookhan was prone to fabrications, repeatedly making up grandiose job titles for herself, such as "special agent of operations" for the FBI and other Federal agencies.

Following Dookhan's guilty plea, a second Massachusetts crime lab "chemist" has been fired after investigators determined she had fabricated her educational

credentials. Kate Corbett worked alongside Dookhan and testified as a "chemistry expert" in dozens of court cases that led to convictions — even though her degree is in sociology. Defense attorneys argue that as many 180,000 Massachusetts drug cases may be tainted by the two women's actions.

"I screwed up big time. I messed up. I messed up bad. It's my fault. I don't want the lab to get in trouble," Dookhan was reported as saying. Her "screwup" resulted in prosecutors and drug cops getting promotions and glowing headlines for drug convictions and their agencies getting an increasing pile of tax dollars while their wrongly convicted victims lost their families, their livelihoods and years of their lives.

And for that Dookhan is facing just three to five years in the pen while Papachristos has been cleared of any wrongdoing. The elected class are not interested in justice, and they always protect their own. ★★★



Annie Dookhan

Bob Livingston is an ultra-conservative American who has been writing a newsletter since 1969. Bob has devoted much of his life to research and the quest for truth on a variety of subjects. Bob specializes in health issues such as nutritional supplements and alternatives to drugs, as well as issues of privacy (both personal and financial), asset protection and the preservation of freedom. He is editor of Personal Liberty Digest™, www.Personalliberty.com - voted the number one Libertarian website, according to compete.com.

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COMMENTARY Your Right to Speak Out



By Judge Andrew Napolitano

“Almost Orwellian” -- that’s the description a federal judge gave earlier this week to the massive spying by the National Security Agency (NSA) on virtually all 380 million cellphones in the United States.

In the first meaningful and jurisdictionally grounded judicial review of the NSA cellphone spying program, U.S. District Court Judge Richard Leon, a George W. Bush appointee sitting in Washington, D.C., ruled that the scheme of asking a secret judge on a secret court for a general warrant to spy on all American cellphone users without providing evidence of probable cause of criminal behavior against any of them is unconstitutional because it directly violates the Fourth Amendment.

Readers of this page are familiar with the purpose of that Amendment and the requirements it imposes on the government. The Framers intended it to prevent the new government in America from doing to Americans what the British government had done to the colonists under the king.

The British government had used general warrants -- which are not based on individualized probable cause and do not name the place to be searched or the person or thing to be seized -- to authorize British soldiers to search the colonists wherever they

'Almost Orwellian' - why Judge Leon is right

pleased for whatever they wished to seize.

The reason for the Fourth Amendment requirement of individualized probable cause and specificity in the warrant is to prevent the very type of general warrant that the NSA has claimed is lawful. The reason for preventing general warrants is that they have become an instrument of tyranny.

It is against this well-known historical context that Leon engaged in his analysis of the feds who spy on us. This is truly the first jurisdictionally based judicial ruling on the cellphone aspect of the domestic spying that former NSA contractor Edward Snowden revealed last spring. Though the NSA and the Obama and Bush administrations have claimed that judges of the Foreign Intelligence Surveillance Court (FISC) not only found the NSA cellphone spying to be constitutional, but also authorized it, those judges were performing a statutory clerical function, not a constitutional jurisdictionally based judicial function.

The Constitution requires a case or controversy -- basically lawyers arguing against each other on behalf of clients whose interests are adverse -- in order to invoke the jurisdiction of federal courts. The FISC judges, who sit and sign in secret, do not do so under the Constitution, because they have no case or controversy before them. They have only the NSA before them. Leon was the first federal judge to rule on the constitutionality of NSA spying under the Constitution -- in the context of a litigant challenging the government and the government defending itself. And he found that spying to be in violation of the Constitution.

In his ruling, he dispatched with clarity the government’s argument that two Supreme

Court cases from the late 1970s and early 1980s, in which the court permitted evidence obtained from telephone billing data without a search warrant to be introduced in criminal cases, support the constitutionality of the NSA’s phone metadata collection. That was before the era of cellphones, and that was before the Supreme Court ruled that a search warrant is required to hunt electronically for marijuana plants in a home and to install and follow a GPS in a car. By ruling that two now-outdated Supreme Court cases are no longer controlling, he almost guaranteed that the high court will take this case.

The NSA was emasculated before Leon. Gone were the lies of Director of National Intelligence James Clapper, who stated under oath that the government does not spy on Americans. Gone was the bravado of NSA boss Gen. Keith Alexander, who claimed initially under oath that his spies stopped 52 terrorist plots and then mysteriously corrected himself and said they really stopped just three, but declined to identify the three. Gone was the if-we-don’t-do-this-we-all-will-die argument. Gone was the if-you-have-nothing-to-hide-you-have-nothing-to-fear nonsense that congressional NSA apologists have advanced.

In place of the political claptrap is the court’s

finding that not only is the NSA spying unconstitutional, but it doesn’t work. After hearing the NSA state its case, Leon wrote, “I have serious doubts about the efficacy of the metadata collection program as a means of conducting time-sensitive investigations in cases involving imminent threats of terrorism.” And he added an admonition that it doesn’t help the NSA’s case to be less than candid with the judge.

This was not a difficult case for the court. The government’s behavior was utterly indefensible. It was profoundly dismissive of the Constitution that federal employees have sworn to uphold. Leon wrote: “I have little doubt that the author of our Constitution, James Madison, who cautioned us to beware ‘the abridgement of freedom of the people by gradual and silent encroachments by those in power,’ would be aghast.”

Even though Madison would be aghast, surely the Obama administration will appeal this, and just as surely, appellate judges or Supreme Court justices will have the final say. But for now, we have the great satisfaction of knowing that an independent judiciary has saved our liberties from the tyranny of the majority. And this is a cause for great joy.

Andrew P. Napolitano, a former judge of the Superior Court of New Jersey, is the author of seven books on the U.S. Constitution, including, “Theodore and Woodrow: How Two American Presidents Destroyed Constitutional Freedom” (Thomas Nelson, 2012). ★★★



The wrong people decide who goes to prison

By Mark Bennett and Mark Osler

CNN Editor's note: Mark W. Bennett is a U.S. District Court judge in the Northern District of Iowa. Mark Osler is a professor of law at the University of St. Thomas in Minneapolis and previously served as a federal prosecutor in Detroit. Bennett was the sentencing judge and Mark Osler the lead counsel for the defendant in the 2009 case of Spears v. United States, in which the Supreme Court supported Bennett's reasoning in holding that sentencing judges could "categorically reject" harsh sentencing guidelines for crack cocaine.

(CNN) - Nearly 30 years ago, Congress embarked on a remarkable and ultimately tragic transformation of criminal law. Through the establishment of mandatory sentences and sentencing guidelines, discretion in sentencing was shifted from judges to prosecutors.

After the changes, prosecutors largely controlled sentencing because things like mandatory sentences and guideline ranges were determined by decisions they made.

This change ignored the fact that federal judges are chosen from the ranks of experienced members of the bar precisely because their long legal careers have shown the ability to exercise discretion.

It also ignored the contrasting truth that many federal prosecutors are young lawyers in their 20s and 30s who have little experience making decisions as weighty as determining who will be imprisoned and for how long.

The primary reason for the changes was well-intended, though: Members of Congress wanted more uniformity in sentencing. That is, they wanted a term of imprisonment to derive from the crime and the history of the criminal rather than the personality of the person wielding discretion.

After nearly 30 years, we know how Congress' experiment turned out, and the results are not good. Federal judges have been relatively lenient on low-level drug offenders when they have the discretion to go that way. Turning discretion over to prosecutors via mandatory sentences and guidelines not only resulted in a remarkable surge in incarceration, it does not seem to solve the problem of disparities.

Let's look at just one way that prosecutors exercise this discretion: the enhancement of narcotics sentences under 21 U.S.C. 851, or proceedings to establish prior convictions. These enhancements, at a minimum, double a drug defendant's mandatory minimum sentence and may raise the maximum possible sentence. They are based on criminal history and can apply when a drug defendant has a prior qualifying drug conviction, no matter how old. They were enacted as part of the War on Drugs. They

often make a huge difference in the sentence that results.

The 851 ruling applies, though, only if a prosecutor decides it should, and therein lies the rub. Federal judges are sometimes willing to vary from the drug sentencing guidelines because they are often too harsh, particularly for low-level drug offenders. Application of 851 enhancements by prosecutors robs judges of this discretion. Once the discretion shifted to prosecutors, the prison population skyrocketed.

And our analysis of the way these enhancements have been used reveals a deeply disturbing dirty little secret of federal sentencing: the stunningly arbitrary application of these enhancements by prosecutors within the Department of Justice.

The numbers tell the story. Our home states are fairly typical in their wild disparities: A federal defendant in Iowa is more than 1,056% likely to receive a 851 enhancement than one in Minnesota.

Nor are these Midwestern neighbors an anomaly. In the Northern District of Florida, prosecutors apply the enhancement 87% of the time, but in the bordering Middle District of Georgia, they are used in just 2% of relevant cases.

There is also breathtaking disparity within federal district within the same state (PDF). For example, in Florida, prosecutors in the Northern District apply the enhancement 87% of the time, but in the Southern District, it is used only 14% of the time. In the Eastern District of Tennessee, offenders are 3,994% more likely to receive an enhancement than in the Western District of Tennessee. In the Eastern District of Pennsylvania, a defendant is 2,257% more likely to receive the enhancement than in the Middle District of Pennsylvania. The disparities are startling.

In August, Attorney General Eric Holder announced steps to establish more discipline within the Department of Justice in how this discretion is used. It is a promising step but only that: a step. It is unclear how firm the attorney general is willing to be in tracking and constraining the use of this kind of discretion by prosecutors in different areas.

The larger lesson, and the more important one, is that after nearly 30 years, we still have gross and tragic disparities in federal sentencing, with the added burden of too many people put in prison, caused by mandatory sentencing and harsh sentencing guidelines.

Tentative steps at reform will not be enough. It is time for a radical rethinking of the project as a whole and a recognition that this grand experiment in shifting discretion to prosecutors has failed.

★★★

Where is the Person of Principle?



By Lorne Dey

Is cowardice and narcissism the price for material prosperity? Jesus asked the question: “What will a man give in exchange for his soul?” Will an individual today give his or her soul in exchange for anonymity and material prosperity? In America today it seems there are plenty who will take just about anything in exchange for those two possessions including their principles, if some had any to begin with.

A person of principle seems to be a damn rare commodity these days.

Where are people of principle in law enforcement? During Obama’s most recent manufactured government crisis called the sequester cuts, officials within the National Park Service claimed they were just following orders when they broke their oaths of office and willfully followed unlawful edicts from Obama to close national parks and other government facilities and make life as miserable as possible for vets and other U.S. citizens. What did they get in return for their part in the lawlessness — the privilege to keep their jobs?

Where is the politician of principle? Conservatives mistakenly thought that since Republicans controlled the U. S. House of Representatives we had some safeguard against Obama and the other Democrats and their Marxist policies. Boy, were we fooled as a majority of Republicans regularly cave to Obama’s nation-killing agenda.

In my state of Colorado, I live within the congressional district of Mike Coffman, a gulf war veteran who I thought was a conservative and a safe bet for not giving in to Obama. But Mr. Coffman sold out his constituents and his country when he voted, along with the liberal Republicans in the House of Representatives, for pretty much everything the power-crazed rabble in the Democratic Party wanted. What did Mr. Coffman exchange his soul and

principles for? More power? More money? More favor from those above him that could further his career in politics in any way and at any cost just like his other complicit Republican comrades?

Sadly, for liberty, what Coffman did is all too common in both the House and Senate anymore. Where our founding fathers risked all to resist the evil of their day, our modern politicians prostitute themselves by getting in bed with evildoers in order to bolster and increase their holdings and prestige.

I also foolishly thought that since Supreme Court Chief Justice John Roberts was known to be a conservative judge and could hopefully be counted upon to uphold the Constitution, Obamacare would be struck down. We all know how that went. What did Justice Roberts trade his soul for?

Where are the people of principle in any profession these days?

There don’t seem to be many even in our so-called Christian churches. I personally know several professed followers of Christ who voted for Barack Obama in the 2008 election even though ministries like Focus on the Family, then headed by Dr. James Dobson exposed him as a God and Bible hater at least 6 months before the election.

A Christian church that my wife and I have been attending is between pastors. The board of elders have a found a pastor whom they are going to ask to fill the position. I talked with one of the elders about if it had been determined how much the church was prepared to offer this new pastor in terms of salary. The elder commented that whatever it was, it was going to have to include at least \$24,000 a year to pay for Obamacare for the new pastor and his family of five. Even my own church appeared to have every intention of just going along with the evil within its midst in order to get along and not have their good 501(c)3 status with the government compromised. So where is the Christian of principle?

Are you a person of principle? What will you give in exchange for your soul? Is there a line in this life that you will not cross even in order to preserve your position, money, and/or possessions? Is this short, temporary life too dear to you? Do you lack a fear of death and ultimately standing before a righteous God who will ask you to make an account of your life one day in the fast approaching future?

Now, in probably this nation’s darkest hour since its inception, we desperately need good people of integrity who will risk all in every profession to stand by their principles and resist the evil at their doorstep.

★★★

"Congress has not unlimited powers to provide for the general welfare but only those specifically enumerated. ... A wise and frugal government...shall not take from the mouth of labor the bread it has earned."
 -Thomas Jefferson

COMMENTARY

The Jobs Report Is A Phony



By Wayne Allyn Root
 PersonalLiberty.com

Hello, I'm Wayne Allyn Root (WAR) for Personal Liberty. I am a small-businessman at ground zero. I don't need Barack Obama, the Fed, economists or the media to tell me how the economy is doing. I live it. And I'm telling you, we're all being lied to. The economy is not getting better; it's getting worse.

Back in late 2007 and early 2008, I publicly predicted (numerous times) that we were entering the deepest recession since the 1929 Great Depression. At the exact moment I wrote about this, Fed Chairman Ben Bernanke was testifying in front of Congress that the economy was fine, we were not in recession, and there was little threat of a serious economic decline. It turned out he was dead wrong about everything. A small-businessman always knows.

In my national bestselling book, *The Ultimate Obama Survival Guide*, I predicted all of this: the decline of the economy, the death of jobs, the disaster of Obamacare and the murder of the middle class. It's all happening in front of our very eyes.

Here's what I know. We have a jobs disaster. The numbers are sobering. Yet the mainstream media is reporting the November jobs report as if "happy days are here again." Every media headline reports a "fantastic jobs report." And, establishment D.C. Republicans are so dumb, they accept government manipulated numbers as "fact."

The truth is it's all a lie. Obama propaganda. A massive cover-up. A Ponzi scheme aided and abetted by the Obama-adoring, Kool-Aid-drinking mainstream media.

First, are the numbers real? We recently found out in that in the run-up to the 2012 Presidential election, Census Bureau employees purposely reported hundreds of thousands of new jobs that did not exist. They created a false narrative that the economy was

improving to fraudulently re-elect Obama. What makes you think that's not still happening?

Why would you believe the jobs report from the same government that told you: "If you like your health insurance, you can keep it," "Obamacare will make your insurance rates go down" and, more recently, "The Obamacare website is fixed." All lies.

Why would you believe anything coming from an Obama Administration so corrupt that it sent the Internal Revenue Service to intimidate a Stage 4 cancer victim within days of his appearance on FOX News criticizing Obamacare.

But let's assume the 7 percent November unemployment number the national media has made its headline is accurate. Why isn't the media also reporting the government's own U6 figure of 13.2 percent? U6 measures unemployment combined with underemployment, a statistic that every expert agrees is the more accurate picture of true unemployment. If a Republican were President, the 13.2 percent figure would be trumpeted in every headline.

But this is only the start of the Ponzi scheme. Assuming that more than 200,000 new jobs were created in November, why don't the media report on what kinds of jobs are being created? Are these jobs that pay enough to live a middle-class lifestyle and feed your family, or crummy part-time jobs that don't even allow employees to eat without receiving food stamps? The answer, of course, is the latter.

Once analyzed in detail, November's jobs numbers will undoubtedly be exactly the same as the rest of 2013. Respected economist and author John Lott reported recently that 96 percent of the jobs created in this Obama economy since January are crummy part-time jobs.

Respected billionaire businessman and publisher Mort Zuckerman disagrees. He says 88 percent of the jobs created this year under Obama are crummy part-time jobs.

No matter which figure you believe, the Obama "recovery" is a mirage. This economy is doing well only if you want a job at McDonalds.

Even worse for taxpayers, of the jobs government claims to have created, almost half are government jobs.

Folks, Obama is using your taxpayer money to create government jobs that actually hurt the economy and raise your taxes. Your typical government employee collects more money in retirement than they made while working.

Every government job is a gigantic net loss for taxpayers. This is a disaster. This is one of the major factors for how America wound up \$17 trillion in debt — with a massive unfunded liability for government employee pensions. We desperately need private-sector jobs, not government jobs.

But this is no mistake. Obama is brilliant. He

guaranteeing (due to competition) nothing but low-wage jobs for decades to come.

Lastly, the biggest media scam of all is allowing Obama to report unemployment as "improving," when the major reason for an improved unemployment number is due to people dropping out of the labor force to go on welfare, food stamps and disability. In

October, a record 932,000 people simply stopped looking for work.

That's what causes each month's "drop" in unemployment. It isn't jobs; it's lost souls giving up because it's impossible to find a job in Obama's America, or because it pays more to sit at home collecting welfare.

Facts don't lie:

Along with the U6, the real unemployment number that matters is the Labor Force Participation Rate. It is at the lowest level since the 1970s.

The population of America has increased by 16 million in the past 7 years, but there are 1.1 million fewer people working.

More Americans now receive entitlements than work full time.

More Americans are on food stamps than there are people in Spain or Greece.

The 46 million Americans in poverty is twice as large a number as the population of Syria.

The truth is America is experiencing an "Obama Great Depression." Obama is the greatest jobs killer in U.S. history. And things will only get worse from here. Or did you think a bad economy with no jobs would get better now that Obamacare has been unleashed on the Nation? Obama has attacked business with \$1.8 trillion in new regulations for 2014, massive new Obamacare taxes and dramatic increases in the cost of health insurance. And, to top it off, millions of individuals and small businesses are losing their insurance altogether. And in the midst of this, you thought the economy would improve? You believed the lies, fabrications and manipulations coming from this Administration? I have a bridge to sell you in Brooklyn.

Things are getting worse, not better. But Obama, the Fed, government economists and the Obama-adoring mainstream media can't tell you the truth. Otherwise, we'd have rioting, unrest and perhaps even revolution in the streets. So they just keep lying and denying, while sending out government checks like candy to soothe the masses.

So the greatest Ponzi scheme in world history continues unabated.



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Continued from page 1 • Acquitted in 17 Minutes...

against Dan alleged that he attempted to run his neighbor over with his vehicle several times while his neighbor was jogging. Kevin Mayfield stated that Dan called him a, "F---ing Pu--y" while attempting to run him over. Kevin stated that he sustained "multiple injuries," which included many scratches from having to "jump into blackberry bushes," and an "injured knee."



Jamie L. Hazlett

Several deputies responded to the scene including Jackson County Deputy Ettinger who testified, "no photos were taken of Kevin's injuries." Deputy Ettinger also stated that he, "didn't visit" the alleged crime scene. Deputy Ettinger didn't take any photos whatsoever. According to testimony, Deputy Ettinger didn't even include all of Kevin's alleged injuries in his report. Deputy Ettinger couldn't recall seeing any scratches, torn clothing or anything else that would suggest that Kevin, "jumped into blackberry bushes," to avoid being struck by Dan's vehicle.

Shortly after speaking with Kevin, Deputy Ettinger went to the Young home and informed Dan's daughter that he was there to, "arrest Dan." All the deputy apparently needed was an accusation.

Disputes regarding Dan and his property, which has an easement have often led to what Dan described as a "deliberate disregard for his rights , as well as wrongful arrests by Jackson County Sheriffs." Instead of doing what hasn't worked in the past, Dan found the US-Observer and sought our help. We investigated and published on the case prior to Dan's trial. We did what mainstream media should do, but rarely does - a full investigation.

The facts of this case were simple, but not simple enough for the D.A.'s office to realize that prosecuting Dan was not only an injustice, but a major waste of tax dollars. Instead, the prosecution relied on one man's testimony vs. another.

On December 11, 2013 Dan faced his

accuser in court. Dan's attorney, Jamie Hazlett, was very direct. Hazlett tactfully exposed the mistakes by the Sheriff's Dept. She also did exceptionally well while questioning Kevin Mayfield. As Dan testified, some jurors showed body language that suggested they could tell what really happened. After several hours, the defense and prosecution rested. The jury deliberated for approximately 17 minutes before Dan was informed that a verdict had been reached.

Judge Ravassipour, who was appointed in September by Governor Kitzhaber announced, "Not guilty" on both counts.

After exiting the courthouse, one juror stated, "It didn't take much to read between the lines."

Kevin is still Dan's neighbor and from what has been reported, this dispute is likely to continue.

Dan and his wife Susan stated that, "gun-shots" have been "blasted" towards their home from the direction of Kevin Mayfield's house. Susan continued, "I can hear the bullets whistling through the trees at night."

Due to their lost faith in law enforcement, the Young family now carries video recording devices every time they travel on their own property to protect themselves from false allegations.

Numerous attempts to communicate with Kevin Mayfield were unsuccessful - until trial. Kevin insisted that Dan was "crazy" as he signaled with his finger in a circular motion next to his head. Kevin did say that he, "could understand" Dan's fear for safety when people are using off-road vehicles on the easement at unsafe speeds. Kevin has not yet contacted this reporter post trial.

Dan recently retired and will enjoy this new year as a free man without the stress of jail hanging over his head.

To read our previous article regarding this incident, please visit usobserver.com and search for Dan Young or Kevin Mayfield in the "yahoo search tab." ***

Continued from page 1 • U.S. vs Dehlinger...

invested with AAA and lost. Dr. Dehlinger even appeared on the Government's victim list. Nonetheless, Dr. Dehlinger was charged with income tax evasion - during years where AAA's main planner Tara La Grand actually produced the Dr.'s tax returns. He signed those returns because as Dr. Dehlinger said, "She said it was legal. I relied on her."

AAA sought to protect itself and its planners and hired an attorney by the name of Scott Engelhard, who also ended up representing Dr. Dehlinger.

And that's what this case is really about... conflict; conflict of interest; the conflict that comes when an attorney (Englehard) testifies against his own client (Dr. Dehlinger) and



Lawyer Michael Minns

Doctor's case.

LAWYER MICHAEL MINNS ARGUES BEFORE THE 4TH CIRCUIT

At the October 30, 2013, 4th Circuit Court of Appeals hearing Lawyer Michael Minns stood in the middle of the conflict by responding to Judge Davis' question, "What lawyer, frankly, in his or her good mind would ever have called Ms. La Grand as a witness?"

Minns responded immediately, without hesitation, "Well, I definitely would have, and I did subpoena her. And, I also put planners on during the trial in Seattle where we won acquittals in all counts. And, I



Lawyer Michael Minns in front of the 4th Circuit

Cartoon by Art Lien, CourtArtist.com

keeps the only people who could testify for the Doctor off the stand. It's the conflict that arises when your own attorney essentially puts you in prison.

But, the greatest conflict comes when someone champions the cause of the innocent and stands up and says enough is enough - as is the case of Michael Minns fighting for Dr. Dehlinger and his right to have had a fair trial. It's something Minns contends could not have happened with Englehard as the Doctor's attorney, especially because he also represented Tara La Grand, who even though she has been accused of being a perjurer, was not allowed to testify in the

definitely would have put her on in this case because she said they all believed it [AAA] was legitimate."

Minns went on to point out that there really was conflict, all the way through this case and that Dr. Dehlinger could not have received a fair trial.

Two of the three judges seemed critical of the argument for Dr. Dehlinger, but all three judges, Gregory, Motz and Davis, seemed put off by the government argument.

According to Michael Minns, the decision could go either way.

Continued from page 1 • Grants Pass, Oregon...

To alert the public, anything I've said or written about Grants Pass City government officials since, has been out in the open, in the public domain, usually in published letters to the local newspaper or letters to the official City Hall email.

Back in 2006 or 2007 I did go beyond that when I reported the Grants Pass City government to the Secretary of State for violating state laws. They routinely held their annual Grants Pass City Council planning session far outside City limits at a luxury lodge. That made it nearly impossible for local citizens to attend and listen or participate. State government officials immediately recognized the illegality and forced Grants Pass to cease and desist.

In 2010 the Grants Pass City Manager, Assistant Manager & Police Chief were found guilty of violating state election laws for illegally influencing a public vote on a safety levy tax increase. When the 3 went to Salem to appeal, I wrote a letter to the City Council protesting the use of my tax dollars towards their defense. I documented a pattern of behavior that made me feel they weren't worth defending.

Shortly thereafter I received an email from Police Chief Henner insisting that I: "cease and desist" speaking about him or the "next communication will be from my (his) lawyer". I forwarded his benign threat to the Secretary of State.

When former Mayor Mike Murphy appointed City Councilors in a secret back-room deal with no public input or media observers, I paid for a full page newspaper ad exposing his brazen flaunt of the democratic process.

Last year when a former strip club DJ, Mark Gatlin, allegedly turned Christian and ran for City Council, I dug onto my own pocket again and paid for a citywide postcard mailing warning voters of his background.

In several open letters published in local newspapers I have been critical of the lack of real work and huge overcompensation that the City's Fireman's union has reportedly managed to extract from the citizens under the complicit eye of Joe Henner.

Upon the recent announcement of Henner's planned retirement, I wrote a letter criticizing his management style and lack of scruples.

Today, someone connected to the Grants Pass City government sent the FBI to rattle my cage. I don't rattle. I grew up in Chicago and the corruption and moral decay in Grants Pass government and politics is nothing I haven't seen before.

Editor's Note: Bob Anderson is an example of a citizen who stands against corruption on the local level by demanding accountability. Thank you, Bob, for not rattling.

Bob may be reached by emailing bob@usobserver.com.

Continued from page 7 • What drives the culture of greed and immorality?

expansion and causes malinvestment of capital to comply with and/or attempt to avoid the oppressive bureaucracy. A whole industry of parasitic lawyers and accountants has sprung up in response, as business owners make every effort to keep from running afoul of the regulators and tax man. We are required to get "professional help" because we can't understand the system. Both lawyers and accountants work for the government (the system), but you pay them. They have a vested interest in pleasing the system at your expense. They must worship at the feet of the altar of mammon or be disbarred or decertified. Whatever they tell you conforms to the system.

The "fix" also comes through the government's determination of winners and losers through the crony/fascist system that selects favored industries and societal segments to reward with government largess and special dispensations to the detriment of other industries and segments and liberty. Regardless of which political party is in power, the system never changes. The only difference is which groups get the choicest seats at the table of power. At the head of the table are always the bankers.

The coming hyperinflation that we envision is a product of fiat socialism/fascism. It is not, or will not



be, a failure of the free market or capitalism.

Government printing-press money distorts economic reality and dilutes morality. Financial speculation rises with the increased quantity of paper money and the general work ethic deteriorates. The something-for-nothing mentality pervades society.

Paper money promotes the "quick buck" syndrome like narcotics peddling, and hookers on the streets. (Hookers, incidentally, were widespread in the Weimar Republic in Germany in 1923 because they had to sell their bodies for food for themselves and their families.) The social order visibly deteriorates. The morality of the stable gold standard gradually changes to the amorality of fiat. Few people see the cause and effect and the politicians try to legislate human behavior. They always fail as the system is overrun with jails and prisons.

Fiat promotes an illusory reality where non-substance such as financial speculation and gambling replaces the substance of industrial production and long-term value. When consumption surpasses income as the government and the politicians promote, distorted human emotions replace stable behavior. Social breakdown increases and real values are forgotten.

Paper money expands consumption way beyond income. This eventually guarantees debt collapse and social breakdown. The foundation of the household collapses and the middle class is destroyed.

When the people accept numbers on green strips of paper or computer symbols for money, they accept illusion for reality. They accept non-substance for substance.

Real money (gold and silver) comes from the earth and human production. It is no illusion.

Mother: Healthy Teenage Son Died After Routine Flu Shot

(Fox News) - A heartbroken Utah mother shared her story on Fox and Friends following the death of her 19-year-old son.

Chandler Webb became severely ill the day after receiving his first ever flu shot in October. Lori Webb said her son started vomiting and shaking, so she took him to a hospital in Salt Lake City.

One day later he fell into a coma and was taken off life support after 28 days.

Webb now questions whether the routine vaccine was responsible for the death of her son, who was set to depart on a mission for the Church of Jesus Christ of Latter-day Saints.

She says doctors tested her son for many diseases, even rabies, but didn't consider that the flu vaccination could have been a factor until "the very end."

Webb said there's "no doubt" in her mind that if they had focused on the flu vaccine from the start that her son would still be alive.

"It was a nightmare. No family should have to go through that," she told Elisabeth Hasselbeck.

"He was so healthy. He was pure. He



Chandler Webb and his Mother, Lori

should have been able to fight the flu. I wish he would have gotten the flu rather than this vaccination," said Webb.

About 130 million Americans receive the flu vaccine each year and serious side effects are considered extremely rare.

According to the Salt Lake Tribune, Utah health officials are aware of the case, but would not comment on the cause of death or whether there is an investigation taking place. The state has never recorded a death as being caused by the flu vaccine. ★★★

Continued from page 3 • Vaccines, What Your Doctor Won't Tell You

what they might be implying.

The CDC website further states: "In general, the flu vaccine works best among healthy adults and children older than 2 years of age. Reduced benefits of flu vaccine are often found in studies of young children (e.g., those younger than 2 years of age) and older adults (e.g., adults 65 years of age and older)."

They have to say in general, because they have no definitive studies. But it's ironic that people most at risk from serious flu complications, the elderly and the very young, are the ones who can expect the least benefit. And any possible benefit would only occur during years when the vaccine and the flu are a match. But, since for so-called ethical reasons, they won't do any truly scientific testing, we'll never know if any of their theories have any validity at all.

Let's look at another so-called authoritative source, The National Network for Immunization Information, and read their answer to the simple question: Because of better hygiene and sanitation, hadn't diseases already begun to disappear before vaccines were introduced?

Answer directly from their website: "No, they had not begun to disappear. In the 20th century, infectious diseases began to be better controlled because of improvements in hygiene and sanitation (clean water and pest control). However, the incidence of vaccine-preventable diseases only began to drop dramatically after the vaccines for those diseases were licensed and began to be used in large numbers of

children"

Their answer directly contradicts all official public health data available, which clearly demonstrates that many diseases that vaccines were created to eliminate had already been reduced by 97% before the vaccines were even invented. Plus, after reading their answer, any thinking person would have to ask the question: Why would improvements in hygiene and sanitation improve all diseases except those that are "vaccine-preventable". Their assertions don't pass a basic sniff test and are equal parts asinine, sad and possibly criminal, if we traced their funding sources.

The experts have confusing, convoluted answers inconsistent with accepted historical data. But rather than accept the possibility that the system of vaccination could be seriously flawed, the medical industry simply calls for "booster" shots and re-vaccination, without any solid, long-term studies to see whether immunity is actually achieved and, if so, for how long.

So if you are trying to do your own risk/reward analysis about whether or not to vaccinate, are you really sure what the reward is? The CDC certainly isn't and they claim it would be unethical to do scientific studies to find out.

Editor's Note: Part 2 of this article, which includes vaccine safety and natural methods to enhance immunity, will appear in the next edition of the US-Observer. ★★★

Continued from page 1 • Assessor Targeted by D.A. ...

the Nye County Human Resources Office determined that Musselman, an elected official, was considered to be an employee eligible for the early buyout package. Musselman took the buyout and due to the election rules, could not remove her name from the ballot, but come hell or high water she was going to take the buyout. Do Nye County citizens consider this corrupt? So now, we have a withdrawn candidate on the ballot, but not running, who was about to get a little taxpayer bonus.



Sandra Musselman

THE ATTACK

Challenger Shirley Matson won the election. That's when the trouble started as Ms. Matson's opposition didn't want her to be in that position. Almost immediately Kunzi and other county officials proceeded to harass Assessor Matson. They have orchestrated attack, after attack, after attack.

Shortly after her election, forged checks appeared that looked like the Assessor's checks, even to sequencing of the numbers, leaving Ms. Matson with questions about the integrity of the account. Several states contacted the Assessor's office asking if certain checks were valid. They were all written for \$3,200.00 each. The total checks amounted to more than \$24,000. It had all the appearances of an inside job, especially coming so soon after the election. Newly elected Assessor Shirley Matson, suspecting something suspicious, innocently called DA Brian Kunzi and requested an investigation. The checks had Matson's name (superimposed) on them and immediately those who opposed Matson started accusing her. I have received information that the Nye County Sheriff's Office, the Federal Bureau of Investigation (FBI) and other law enforcement attempted to appear to investigate this matter, but the investigation went nowhere, except that it was used to launch a concerted effort to publicly attack assessor Matson and destroy her. Evidently, if you forge checks you get a free pass. Could it be that all of these high-power law enforcement agencies were simply used by Kunzi and some inside power-brokers in Nye County to start the attack on Matson? What is Kunzi and his cohorts worried about? What don't they want Matson to uncover?

IT GETS WORSE

An ethics complaint was filed against Shirley Matson. She was never advised by Kunzi, who represents the elected officials and employees, that she should notify the county insurer of her plight. Instead, Kunzi participated in the complaint against Shirley. She personally paid all expenses for her defense to the TUNE OF \$45,000. The insurer should have defended her. After the fact, Shirley now knows she should have had access to the insurance. She is currently and rightly so, requesting coverage from her insurer, but the insurer is refusing to cover her costs. Adding insult to injury, the Pahrump Valley Times (PVT) newspaper ignored the facts and brutally attacked Ms. Matson. Editor Matt Ward reportedly inserted words in news stories written by his reporters, then conveniently left his name out. He allegedly came up with headlines like, "Package-gate" in an obvious effort to publicly trash Assessor

Shirley Matson, as he has slithered around Pahrump, Nevada, like a snake on its belly. Would you consider this good journalism? It's beginning to appear that DA Brian Kunzi is the snake-charmer.

THE CROOKS ARE RUNNING SCARED

The bulk mailing machine for all the Nye County offices in Pahrump so happened to be in the Assessor's office. An employee in

Ms. Matson's office reported that Matson removed a letter from the mail stack but had no idea why. Within hours, Kunzi, accompanied by Nye County Assistant Sheriff Rick Marshall, two FBI agents, a federal Marshall and others beat it over to Shirley's office where she was questioned about stealing mail having to do with confidential information relating to evidence about a criminal complaint being sent to the Clark County Grand Jury. To make things look good, the PVT was called to be there. According to sources, PVT editor Matt Ward and his photographer had been alerted and were waiting outside of the Assessor's office. This is corruption at its worst, it is possibly criminal in nature and I have no doubt whatsoever that DA Kunzi orchestrated it. They had exclusive information along with a picture of the Assessor being met at her office entrance.

There were accusations flying everywhere but none substantiated. The FBI and Kunzi had no interest in the check fraud attempted against county funds, but showed exceptional interest in a piece of mail addressed to the FBI, left at the Assessor's office and personally delivered to the post office by Shirley Matson. The question is, who brought this letter to the Assessor's office? How in the world was Kunzi ready to attack Matson within hours of her delivering the envelope to the Post Office? The person who allegedly called to report that Matson had the envelope, also reported that Matson had taken the disk and copied it to her home computers. Kunzi's corruption squad confiscated Matson's home computers. They made sure that the local newspaper reported all this to the public so they would think that Matson was crooked, when nothing could be further from the truth.

KUNZI HAS NO SHAME?

Nye County Human Resources manager, Danelle Shamrell, received a request from Jolyne Zimmerman, an employee in Shirley Matson's department. Shamrell then sent correspondence ordering the publicly elected Ms. Matson to refrain from any communication with her employee Jolyne Zimmerman who was on medical leave. What does Ms. Matson's employee know that Shamrell et al. want to keep secret? This is not only a clear violation of county policy, to have a county employee (Shamrell) order-around an elected official (Matson); it's a perfect example of Kunzi's involvement, plus his turning a blind eye. Or, could Kunzi's eyes have been open all along?

US-OBSERVER BONE OF CONTENTION

Nevada has a law equal to the Federal Freedom of Information Act called Nevada Public Records Act (NPR). It's based upon the premise that all records are open to the



Pamela Webster

public unless declared confidential by law. NRS 239 states confidentiality defaults in favor of disclosure. Requirements for disclosure "must be construed liberally", according to the act, while exemptions allowing confidentiality must be "construed narrowly".

Human Resource's records are determined to be public records with Social Security numbers and medical information to be treated as confidential. A public records request by this reporter was refused three times. The fourth request only succeeded in a redacted copy of all 39 applications to the position of Assistant County Manager. The public has a vested interest in the selection process, the qualifications and who gets hired and why. To hide this information under protection, as DA Kunzi has done, is to cause grave concern and suspicion about more rampant corruption in Nye County.

An investigative reporter for the US-Observer and believe it or not the editor himself, Edward Snook, requested these copies without redaction and both were refused outright. Kunzi's condescending response to Mr. Snook infuriated Snook to the point that he informed Kunzi that he was being a "smart ass", which of course he was. The US-Observer will now pursue this charade with a vengeance, dragging Kunzi and all his corrupt cohorts in complicity into "the court of public opinion" by informing all Nye County citizens of this allegedly sordid, filthy, corrupt District Attorney who needs to be replaced before he wrecks two cars like his corrupt, drunken forerunner Robert S. Beckett did.

All of this is important because it pertains to a reported blatant scheme to place an existing Nye County Commissioner into the position of Assistant County Manager, paving the way for the late Commissioner Joni Eastley to ascend to the throne of county manager some day. This entire gig was all orchestrated by most of the Nye County Officials right out in plain sight. Can you believe even during Board of County Commissioner meetings! They took a vote on it (Eastley's acceptance) on December 18, 2012. It failed, so they turned around on January 5, 2013 and passed it after questions were addressed to Kunzi about legality and Eastley having no qualifications. Kunzi

blessed it and the rest is history. You gotta hand it to em, they got corruption down to a science. If you look up there by Nye County Manager Pam Webster's throne you'll see Joni Eastley smugly sitting on her right hand side.

ETHICS COMPLAINT

A state ethics complaint was filed about the hiring process of Eastley and the

Commission never held a public hearing. If you violate hiring practices in Nye County and the DA favors a certain individual, there are no consequences. How peachy! Citizens have complained about past hiring practices, but it's a waste of time in Nye County as long as Kunzi is involved and the whole county is incestuously connected by families. Nye County--a taxpayer funded family operated business! There is no question about corruption in Nye County...it's pervasive!

Edward Snook's Note: DA Brian Kunzi has slandered Shirley Matson, who I consider to be a very fine human being and an honest, outstanding public servant. In my opinion, Kunzi is no better than his predecessor, DA Robert Beckett. The only difference I see is that he hasn't started drunken driving yet and he hasn't been arrested in front of Heidi Fleiss's House.

The US-Observer sincerely hopes that the citizens of Nye County, Nevada wake up and put a stop to District Attorney Brian Kunzi's corrupted bullying. My personal message to Kunzi: Brian Kunzi, you are indeed a bully and you will find our future relationship to be far more challenging than the one you have had with Assessor Shirley Matson. Prepare yourself to reimburse Shirley Matson the \$45,000 that was withheld from her through political chicanery.

It's truly amazing that the all-important District Attorney of Nye County, Nevada finds it necessary to beat-up on a helpless woman. What isn't amazing is the fact that DA Brian Kunzi is almost frantic in his efforts to destroy Shirley Matson. Kunzi appears to be hiding some things that are extremely important (damning) and rest assured, we will find out exactly what they are...

If supposed "Public Servants" like Kunzi possessed any real intelligence they would simply do what is right. Sadly, and at their own demise, they rarely do so. In other words, "a leopard can't change its spots." Kunzi will never be able to say he wasn't given the opportunity.

Anyone with information on Kunzi and his Nye County Cabal is urged to contact Andrew Alberti at 775-513-6056 or email to, andrew@usobserver.com. ★★★



Joni Eastley

A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed.



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City settles: pays \$38,000 to gun rights group

By Examiner Staff

(Examiner.com) - The Bellevue-based Second Amendment Foundation finally received its holiday going-away gift from the City of Seattle and soon-to-be-ex-Mayor Mike McGinn's administration, the \$38,000 settlement check from SAF's successful lawsuit over public records access, announced by this column several days ago.

SAF's attorney Miko Tempksi took delivery of the check, noting that it hadn't been necessary to take the same action against King County and Executive Dow Constantine's office.

"We made the same records request to King County," he recalled, "and the county was willing and able to be open to the public. It seemed like Seattle thought they were above it all."

SAF Special Projects Director Phil Watson, who had made the original records request seeking all documents, including e-mails, related to the city's gun buyback almost 11

months ago, noted that SAF is not the only entity that had problems with the city under the McGinn administration. As reported earlier, the Seattle Times also had to sue over public records, but that was aimed at the police department.

Still, both actions cost the city money, which would not have been spent had McGinn's office been more thorough.

"The real losers," Watson observed, "are the people of Seattle."

McGinn has had other problems. Recall earlier this year when the Seattle Times revealed the bike-riding mayor and former environmental activist to have allegedly sat on a report about coal trains for more than a month. It took a public records request from the newspaper to get McGinn to disclose the contents of the report, which Lauri Hennessey, spokeswoman for the Alliance for Northwest Jobs & Exports, said he was "clearly not eager to release..."

"He asked for this report," she told the newspaper at the time. "He didn't like what

this report said, so he just put it away."

The New York transplant, who has been in the Northwest for a couple of decades, became known as "Mayor McSchwinn" for his bicycle advocacy. That he was vocally anti-gun and supported such notions as eroding the state's model pre-emption act did not earn him any friends in the firearms community. His administration's stubbornness about the attempt to ban firearms in park facilities strengthened, rather than hurt, the preemption law.

McGinn's gun buyback, which even Washington Ceasefire's Ralph Fascitelli advised against, was not the mayor's only political misstep. He forced a public vote on the underground tunnel in 2011 and suffered politically for it. This was after he had vetoed the city council's plan to move forward on the tunnel project months earlier.

Tempksi, a Seattle resident until a few days ago, observed, "We appreciate that this \$38,000 will go to fight for gun rights rather than another unused bike lane." ★★★

Top Five Pro-Gun Moments in 2013

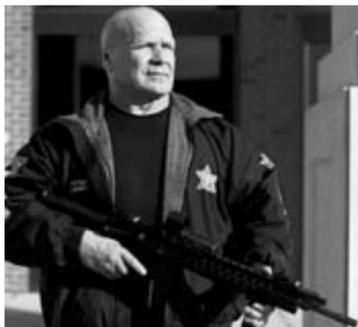
By Awr Hawkins

(Breitbart) - Despite the never ending gun control push by the Obama administration, Senate Democrats, and gun control organizations during 2013, there were huge pro-gun moments.

Breitbart News has compiled what we believe were the top five from 2013.

Number five on the list is the lopsided win NRA-backed Virginia delegates secured over delegates backed by Michael Bloomberg and Mayors Against Illegal Guns (MAIG) on November 5. Out of 67 delegate races, NRA-backed candidates won 65.

Number four on the list is the signal Chambersburg, PA, residents sent on November 5 when they voted Mayor and MAIG-member Pete Lagiovane (D) out of office and replaced him with Darren Brown (R). Throughout the campaign season Brown assured voters that one of his first acts as Mayor will be to get Chambersburg "off the [MAIG] list."



Sheriff Denny Peyman

Number three is the way sheriffs throughout the country stood against gun control and literally refused to enforce new gun laws. This started with Jackson County Kentucky Sheriff Denny Peyman who spoke up in January during the intense federal gun control push following Sandy Hook. Said Peyman, "My office will not comply with any federal action which violates the United States Constitution or the Kentucky Constitution which I swore to uphold."

Throughout the year Peyman's sentiments were echoed by hundreds of sheriffs throughout the country. They were most recently re-emphasized by Weld County, Colorado, Sheriff John Cooke who made clear that his office has not and will not enforce Colorado's new gun control laws.

Number two in our top five list is the successful Colorado recall movement that tossed state senators John Morse (D-Colo. Springs) and Angela Giron (D-Pueblo) out of office for heaving gun control upon

Coloradans.

The September 10th recalls drew people from all demographics, including many of the young voters whom the Obama campaign once targeted and energized to support Obama. The success of the recalls sent a signal that the people want politicians to leave their guns alone.

The number one pro-gun moment in 2013 was the April 17 defeat of Senator Joe Manchin's (D-WV) gun control bill. Democrats' efforts to get that bill passed were shameless, relentless, and unsuccessful.

They were outsmarted and outmaneuvered by the NRA and a passionate, pro-gun citizenry that ultimately proved more effective than Democrat talking points or Bloomberg's billions." ★★★

House Extends Plastic Gun Ban Without Roll Call Vote

By Awr Hawkins

(Breitbart) - Using a procedure that prevents constituents from knowing which Republicans voted in favor of a ban on plastic guns, the House extended the Undetectable Firearms Act for another ten years.

The original bill was passed in 1988—the height of the anti-Glock/plastic gun frenzy—and has twice been renewed since then.

According to The Hill, the extension bill was sponsored by Rep. Howard Coble (R-NC), who claimed the bill had "overwhelming bipartisan support."

Democrats were eager to support an extension of the ban. At the same time, they believe the ban needs to be updated "to take into account technology that allows plastic weapons and weapon parts to be produced on 3D printers."

Rep. Steve Israel (D-NY) says the law ought to require that "essential gun parts... include some metal component." ★★★

California Politicians Pushing "Gun Control" ... For Toy Guns

By Kristin Tate

(Benswann.com) - "A toy should look like a toy. It should not look like a lethal weapon," California State Senator Noreen Evans recently said.

Evans is co-author of a new California bill that would place strict requirements on the manufacturing and sale of imitation guns. Many have likened it to a ban.

If the legislation passes, all fake guns (including BB, pellet and airsoft guns) will be required to meet certain standards in California. More specifically, they would need to be translucent or brightly colored.

The bill's supporters claim that such requirements would prevent toys from being mistaken for real firearms.

The proposed legislation comes shortly after a few incidents where cops mistook fake firearms for real ones.

A few weeks ago, a Michigan cop shot a teen holding an imitation gun. The cop allegedly thought the realistic-looking toy was a large-caliber handgun.

And last month in California, an officer shot and killed a 13-year-old boy who had a BB gun that was mistaken for an assault rifle.

As it currently stands, laws ban California citizens from carrying imitation rifles in public unless they meet specific color requirements. The new bill would make these rules even more strict, by banning the making and sale of

"toys" that do not meet such guidelines.

The bill, which will be officially proposed in January, is co-authored by Evans and Senator Kevin de Leon. The legislation's co-sponsors are state Assembly members Wes Chesbro, Marc Levine, and Mariko Yamada.

De Leon said the restrictions could help "law enforcement to make rational, wise, split-second decisions when they are in that type of situation."

Critics of the bill, however, argue that the new rules could become pointless if criminals catch on and start painting their real guns bright colors.

What do you think? ★★★



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Get involved & send YOUR comments or concerns to the Editor
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Citizens take law into own hands after cash-strapped Oregon county guts sheriff's office



North Valley Crime Watch members checking a home

By Stephanie McNeal

(FOX News) - When budget woes reduced the sheriff's department in one rural Oregon county to a bare-bones force, residents decided to take matters into their own hands -- creating armed patrol groups in defiance of local officials.

Their decision has raised safety concerns with the county government, which would prefer residents instead hike their own taxes to fund the hiring of trained deputies. But despite the risks, the move stands as a unique, some would say innovative, response to one of the country's most severe local budget crunches.

The government in Josephine County, where nearly 70 percent of the land is owned by the U.S. government, had long relied on federal timber subsidies to pay the bills. When the feds terminated the funds, county officials scrambled to pass a May 2012 tax levy to make up a nearly \$7.5 million budget shortfall.

However, the county's residents voted against the levy, and as a result the Josephine County Sheriff's Office was gutted. The major crimes unit closed, dozens of prisoners were released from the county jail and the department reduced operations to Monday-Friday, eight hours a day.

The Sheriff's Office then issued a press release announcing their deputies would only be responding to what they deemed “life-threatening situations.”

Ken Selig -- who was the longest-serving law enforcement officer in all three local agencies

when he was forced to retire from the department due to cuts -- told FoxNews.com he found the sheriff's declaration unacceptable. And he felt compelled to guard his community's vulnerable members.

“Who else is going to protect you when your government can't?” Selig said.

Selig and his friend Pete Scaglione formed the North Valley Community Watch, a county-wide organization

dedicated to helping citizens in non-life-threatening situations, primarily property crimes. It is one of a handful of community groups that have formed since the cuts. Without a robust Sheriff's Office, their mission is broader than the typical neighborhood watch group.

Not only did the Sheriff's Office narrow its scope to “life-threatening” situations, but it even encouraged people who felt unsafe to relocate. “... the Sheriff's Office regretfully advises that, if you know you are in a potentially volatile situation (for example, you are a protected person in a restraining order that you believe the respondent may violate), you may want to consider relocating to an area with adequate law enforcement services,” the original release stated.

Selig's community watch group, looking to fill in the law enforcement cracks, now meets once a month to discuss crime and teach its approximately 100 members about personal safety. The group also has a trained “response team,” which consists of 12 people who will respond to the scene of a reported non-life-threatening situation if called.

Though the “response team” members do carry legal firearms, Selig said the team's main goal is to provide a deterrent presence, and that none of them have ever fired a shot. He said those

involved in his group believe there is no substitute for well-trained law enforcement, but they feel they have no other choice but to protect their community.

“We believe responsible citizens doing responsible things make it hard for criminals to do irresponsible things,” he said.

Selig believes politics are behind the county government's decision to not funnel what funds they do have toward law enforcement. He says the county government seems to be pressuring the citizens to pass an additional tax hike they cannot afford.

“The key is to get the funding somewhere where the local people can get the services they need,” Selig said.

However, Josephine County Commissioner Keith Heck said residents of the county that opposed the tax levy need to realize there is no fat to cut.

Heck said the county has tried to live within the bounds of its fiscal realities, but citizens need to realize the options for paying for law enforcement are limited. “The county coffers are at the bottom of the barrel,” he said.

Heck said though he supports neighborhood watch groups and citizens being vigilant in their community, the rise of increasingly “aggressive” community watch groups make him worried the situation could escalate to violence. Watch groups have been under increasing scrutiny nationally ever since the George Zimmerman case in Florida.

“These things seem good on the PR side but fail a little in the reality side,” Heck said.

Heck said the only real solution is for the county citizens to approve more funds.

“There is this little shimmer out there of some giant Santa that is going to come and drop all this money on us because we are well-meaning folks,” he said. “The sleigh is broken, the deer are dead, it's not going to happen. We have to figure out how we are going to solve this problem.”

★★★

\$350,000 settlement in Oklahoma DHS lawsuit

By Nolan Clay

(NewsOK.com) - Oklahoma is paying \$350,000 to settle a federal lawsuit that blamed DHS for a 6-year-old girl's death.

The girl's mother, Christina Marie Potter, sued the Oklahoma Department of Human Services after Alexis Morris died on Sept. 25, 2009. Potter now has the last name of Wiggins.

In the lawsuit, she alleged DHS workers failed to remove her daughter and her son, Jordan Morris, from their abusive stepmother's home despite repeated reports of problems there.

“I couldn't save her, and they didn't even try,” the mother said in tears in an interview with The Oklahoman in 2011.

The stepmother, Jennifer Jimenez, 31, is now in prison for abusing both Alexis and Jordan.

An Oklahoma City federal judge last week approved the settlement of the lawsuit.

“Despite reports of abuse and pleas for assistance from reliable sources such as the children's day care teachers, schoolteachers, counselors, school superintendent and even the children themselves, the ... child welfare specialists forced Alexis and J.M. to remain in

the violent and hostile home and suffer repeated beatings and abuse at the hands of Jimenez,” the mother's attorneys told the judge in June.

The children's father, David Morris, obtained custody of them in October 2007.

Alexis and Jordan lived in Shawnee with their father, their stepmother and two of the stepmother's children.

There were 17 referrals to the DHS office in Pottawatomie County concerning Alexis and Jordan in the almost two years they were in their father's custody, according to testimony at the stepmother's trial.

A DHS worker from another county, who reviewed the referrals after Alexis died, testified they were not truly investigated.

The lawsuit alleged a Pottawatomie County DHS worker failed to properly investigate complaints because she is a close friend of Morris' sister. The lawsuit identified Morris' sister as a DHS worker herself at the time.

The Oklahoma Commission on Children and Youth, an oversight agency, found 25 violations of DHS policies and procedures when it



Alexis Morris

conducted a review after Alexis' death, according to the lawsuit.

Before settling, DHS attorneys told the judge: “The DHS employees were within the scope of their employment and followed agency protocol and policy in their investigations, relying heavily on law enforcement's investigation and interviews with the children.”

★★★

Duke Lacrosse Accuser Found Guilty of Murder



Crystal Mangum



Ex-DA Mike Nifong

By Joseph Snook
Investigative Reporter

Editor's Note: The US-Observer has been successful in winning well over 4,000 cases to date. A great majority of our criminal cases were created by corrupt or incompetent cops lying or repeating lies on their official police reports and/or by vindictive, conscious-less prosecutors acting as if they are above the law. These vile prosecutors withhold exculpatory evidence from defense teams representing innocent defendants and they lie and turn away from truth and fact.

Ex-Durham County District Attorney Mike Nifong was one such prosecutor. The US-Observer investigated and published on the Duke Lacrosse false prosecution as it occurred in 2006. He got exactly what he deserved, just as Crystal Mangum finally got what she deserved.

They both tried to destroy an innocent group of Duke University lacrosse players. Mangum is in prison and Nifong has been disbarred and disgraced. This is complete Vindication at its best.

DURHAM, N.C. -

Crystal Mangum, who made national headlines in 2006 for falsely accusing three Duke lacrosse players of rape was found guilty Friday, November 22 of 2nd Degree Murder.

Mangum stabbed boyfriend Reginald Daye with a kitchen knife in 2011 during an argument. Daye, 46 died 10 days later from complications due to the wound. Mangum claimed “self-defense” for stabbing Daye. She stated that he “dragged her by her hair” and threatened to “pour hot water on her face” and make it so no man would want her.

Mangum stated the argument was about her flirting with other men.

Before dying, Daye admitted to dragging Mangum by her hair, but insisted he was attempting to get away when she stabbed him.

Mangum was sentenced to 14 years and two months in prison, with a maximum of 18 years.

Daye's relative, Tracey Daye-Wilson (cousin) was relieved by the verdict. “We are just so overwhelmed. I thank God the jury made the correct decision, and we are just very happy.”

In 2006, Mangum claimed she was gang-raped by a group of Duke lacrosse players at a party where she was hired as a stripper. The case made national headlines when the former Duke lacrosse coach was fired and the remainder of the games for the season were cancelled by the University. Prosecutors later dismissed the charges against the lacrosse players.

The “Lacrosse Prosecutor”, Ex-Durham County District Attorney Mike Nifong resigned as District Attorney, was disbarred and found guilty of criminal contempt and lost a civil suit brought by the falsely accused lacrosse players. Nifong eventually filed for Bankruptcy. Nifong “was disbarred for more than two dozen violations of the state's rules of professional conduct during his prosecution of the lacrosse case,” according to WRALNews.

Superior Court Judge W. Osmond Smith III sentenced Nifong to ONE DAY in jail. Smith said Nifong, “willfully made false statements” to the court when he stated that he gave all results from a critical DNA test to the lacrosse player's defense.

Crystal Mangum will be eligible for parole when she is 49 years old.

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West Palm Beach corruption and cover-up - Judge Kastrenakes Brady Violation Ruling Postponed

By Joseph Snook
Investigative Reporter

Editor's Note: Due to the constant and significant amount of US-Observer subscribers and others inquiring about the on-going Jamie Clark Post-Conviction case in West Palm Beach, Florida we are providing this update. The information below brings the public up to date on this travesty of justice. We will be publishing further once Judge Kastrenakes makes his ruling.

West Palm Beach, Florida - On October 13, 2006, Jamie Clark was involved in an automobile accident that tragically ended the life of Lucy Miller. Miller, 85 years of age, made a u-turn that experts and witnesses say caused the accident.



Rabbi Marci Bloch

Rabbi Marci Bloch, the only eye-witness other than Jamie Clark and the deceased Lucy Miller, stated, "I had a moment of wanting to say, 'Don't go...What are you doing! ...It was almost like there wasn't enough judgment in the turn, because it was... I... I... never have made that turn," when referring to Lucy Miller pulling directly in front of Mr. Clark.

In 2012, Jamie Clark's Defense discovered new evidence (vehicle diagnostic or "black



Judge John Kastrenakes

box" reports from Lucy Miller's vehicle), which was not made available or provided to Clark's defense prior to his conviction in 2011. The evidence was found as his new defense searched through the state's old file. This evidence, according to experts, scientifically shows that Jamie Clark was not at fault, and substantiates eye-witness Marci Bloch's statement.

Now, over seven years after the accident, Judge John Kastrenakes is set to rule on a Brady Violation which was rightfully remanded to him by the 4th District Court of Appeals in March of 2013.

WHAT IS A BRADY VIOLATION?

"Brady disclosure consists of exculpatory or impeaching information and evidence that is material to the guilt or innocence or to the punishment of a defendant. The term comes from the U.S. Supreme Court case, Brady v.

Maryland,[1] in which the Supreme Court ruled that suppression by the prosecution of evidence favorable to a defendant who has requested it violates due process. Following Brady, the prosecutor must disclose evidence or information that would prove the innocence of the defendant or would enable the defense to more effectively impeach the credibility of government witnesses. Evidence that would serve to reduce the defendant's sentence must also be disclosed by the prosecution." --Wikipedia

Prosecutors and Defense Experts argued the validity of the newly discovered evidence in front of Judge Kastrenakes in August of 2013.

Judge Kastrenakes who was originally set to rule by November 15, 2013 has asked for an extension, and is set to rule on the Brady Violation by January 18, 2014.

Locked up since September 15, 2011, Jamie Clark will remain in prison awaiting an answer from Judge Kastrenakes that should allow him to receive a new trial.

The US-Observer asks that our readers please send their prayers and regards to Jamie and his family. His Mother and Father, who have dedicated



Jamie Clark

many years to proving Jamie's innocence, have struggled greatly with their health. Under severe stress, Jamie's Mother fell down a flight of stairs causing a severe ankle fracture which required surgery. Jamie's Father, who expected to be reunited with his son this November, recently suffered a near life-ending heart attack, which has left him hospitalized on four separate occasions. You

can reach out to Jamie's friends and family through Facebook at: <http://www.facebook.com/jcla67>

The tragic events of October 13, 2006 will never be forgotten. This miscarriage of justice,



Prosecutor Dave Aronberg

that former West Palm Beach Assistant Prosecutor Ellen Roberts is responsible for, has cost the Clark family much more than words can describe. Now, Florida State Prosecutor Dave Aronberg and his assistant prosecutors are fighting to keep Jamie in prison. Jamie Clark deserves justice. Please reach out to Jamie and his family with your support. A list of people to contact will be made available on the Jamie Clark Deserves Justice Facebook page.

Please visit www.usobserver.com and do a site search for the full history of the Clark case. ★★★

What do JOGO Commissioner Cheryl Walker and Barack Obama have in common?

By NWV Staff Writer
NewsWithViews.com

Almost a year ago, the newly sworn-in commissioners Cheryl Walker and Keith Heck decided to dramatically change the power of the government bureaucracy in Josephine County by resurrecting a package of proposed County ordinances that had been smoldering on the shelves in the office of Legal Counsel. These ordinances had the potential to transform Josephine County into a Planning Code Enforcement Police State. Walker and Heck did everything they legally could to prevent the people from voting on this. In spite of their efforts to prevent it, the ordinances quickly went to referendum. During the course of the referendum campaign a crusty old veteran of the D-Day invasion addressed the Board of Commissioners at their weekly business session and declared that Walker and Heck ought to be arrested, kept on bread and water for 30 days, tarred and feathered, and then be run out of town on a rail. When the election results were in, it was clear that Walker and Heck were completely out of touch with the constituents they were chosen to represent. Asked by Walker to approve the ordinances, nearly 50% of the voters turned out to vote. Thanks to Attorney Jack Swift, the Oregon Republican party, their chairman Art Robinson for their effort in defeating Walker's Police State ordinances. Nearly 80% chose to vote "NO". There immediately arose a loud call for a recall.

Voters are wondering what is the state of the recall activity? An elected representative can make an error of judgment. He or she can misinterpret the will of their constituents. They are human. To his credit, confronted with the election results, Heck acknowledged his mistake and recognized the will of the people. That is not the case with Cheryl Walker and therein lies a problem.

When the Board of Commissioners were first publicly challenged about the desirability of these ordinances, Commissioner Hare withdrew his initial support in deference to



Commissioner Cheryl Walker

that public opposition. Walker and Heck instead lectured the crowd that they had been chosen to rule - that by virtue of election they had been given a mandate to exercise their will, even over public opposition. Cheryl Walker has never changed that position. This is an unacceptable and dangerous attitude for an elected official in a representative government.

Simply based on her lack of understanding of the position she holds, Cheryl Walker is incompetent and unfit to hold the job. Commissioner Walker wanted to transform Josephine County the same way President Barack Obama is transforming America.....Removing one freedom at a time. Of far greater public concern, however, is Walker's utter lack of understanding of the duties of her position. Walker has not been chosen to rule the people. She was chosen to represent them. She is an agent of the people, not their ruler. An agent is responsible for his principals and being an agent entails a host of fiduciary duties and loyalties - something Walker would understand if she had spent more than six months in law school. An agent cannot be loyal and true if the agent lies about

those principals she is supposed to represent.

In the course of the fight over the planning police ordinances, Walker consistently lied to the public. Challenged on the need for the ordinances, Walker claimed there were 50 public nuisance cases tied up in court litigation and some 300 in an enforcement backlog. She lied. Court records disclosed 2 active nuisance cases and department records disclosed not a single enforceable nuisance complaint for the entire year of 2012. Confronted with the facts, Walker claimed the opposition was lying. She claimed that fines under the ordinances were not payable to the departments issuing the complaints. She denied that fines for land use violations could run to twice the value of one's property. Cheryl Walker did nothing but tell lie after lie about the entire scheme of regulation. She undertook the legislation without public consultation. She attempted to slide them into law by way of hiding them behind appealing titles without disclosing their terms to the public. Exposed, she lied again. The entire exercise was a breach of fiduciary duty on her part.

Cheryl Walker abused the public trust and her position. In the course of debate, she took sides as a commissioner, then took the podium and used County documents to argue as a citizen. She took County photographs from County files and used them in paid advertisements opposing the referendum. Moreover, she has repeatedly stated that her concern in the matter arises from a personal problem she has with a particular neighbor. She would saddle all of Josephine County property owners with a draconian regulation simply to solve her own personal problem rather than resolve her problem in court on her own.

CHERYL WALKER CANNOT BE TRUSTED

In the face of overwhelming public opposition to her ordinances, Cheryl Walker isn't even repentant. She has not withdrawn her position on having planning police. There is nothing to prevent her from attempting to enact these obnoxious ordinances once again next month. She could once again attempt to enact them by title only and who would know? All she has to do change the titles to fool the voters. Cheryl Walker has proven herself unfit for office. She has breached her fiduciary duties. She is perfectly capable and apparently willing to do so again. In the circumstances, recall would seem the only means for the voters to protect themselves.

NewsWithViews.com/southernoregon.htm has determined that a recall committee has been formed. It is being headed up by James Dittmer, Bruce Smith and its treasurer Jim Rafferty of Selma. They report that a campaign to gather signatures for a recall of Cheryl Walker will begin just as soon as the holidays are behind us and the weather improves. Dittmer, Smith and Rafferty were stalwarts in the referendum campaign and very effective

in managing a vast grass roots effort. Anyone interested in helping the recall is encouraged to contact them or NewsWithViews. Josephine County cannot afford three more years of Cheryl Walker's lies.

You can be a "Recall Cheryl Walker" volunteer by helping us with a financial donation or by lending your support to this volunteer effort by gathering signatures. Please call Bruce Smith at 541-659-0373, go to w4acg.com or send an e-mail to CSPP@w4acg.com to get involved.

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Continued from page 1 • Wrestling Champ O'Neil - Serial Rapist?...

witness.

Garvie was accused of “grooming” and then molesting wrestlers. He was also accused of placing pornographic pictures of under-aged males on his computer. Komo News stated, “A local youth wrestling referee has allegedly admitted to police that he gave teenage boys (wrestlers) drugs in exchange for sex. And Investigators say there could be as many as 50 victims and witnesses from the past twenty years.” These lies destroyed Garvie’s reputation and decimated his family. Eugene Brian Garvie was instantly judged as guilty before the “Court of Public Opinion.”

DA Mark Roe fueled the public’s outcry as he feathered his own political bed with this manufactured criminal case. Little did the public and local press know that neither Roe nor the police had any legitimate evidence to back up their serious felony charges. The police and prosecutor provided absolute lies to the media to enhance their trumped-up case against Garvie, while ignoring crucial evidence regarding Garvie’s innocence.

Garvie’s family immediately hired an attorney who reportedly charged them \$6,000.00. Brian’s father stated, “Brian called me from jail and asked me to hire another attorney named Crowley. Brian heard that Crowley was the best criminal attorney, so I retained him for \$30,000.00. This was the biggest mistake I have ever made... I should have stayed with Brian’s original attorney.” Both Brian and his dad have stated that all Crowley did was make repeated attempts to get Brian to accept a plea bargain.

For many months Garvie maintained his innocence as he attempted to get his many wrestling friends to assist him during his false prosecution. However, due to the public outrage over the case, “the lack of communication with his attorney and being completely deserted by most of his wrestling friends, Garvie caved-in. Out of fear and desperation Garvie accepted a completely fraudulent plea-bargain on May 24, 2007.

Eugene Brian Garvie was sentenced to over 13 years in prison. However, under Washington State’s “Indeterminate Sentence Review Board” (ISRB) statutes, Garvie actually received a possible Life sentence. Garvie must admit to crimes he adamantly denies – he must convince the Board that he was guilty and sorry for his actions or he remains in prison for an INDETERMINATE period of time. Like many other innocent defendants who are prosecuted in Washington State, Garvie had no idea he was possibly receiving the life sentence. Ironically, a possible life sentence is “exactly what his own attorney and the prosecutor used to coerce him into the plea agreement he accepted.”

The US-Observer has confirmed that there are many people convicted of sex crimes, who claim their innocence in Washington State, who have far surpassed their maximum sentence. This practice is draconian, wrong and cruel and unusual punishment, as well as being clearly unconstitutional. Please keep in mind that the US-Observer only deals with innocent people who have been falsely charged or convicted. If Washington State is going to give people life in prison for convictions on sex crimes, they should not subversively cloak the life sentence with the ISRB.

THREE-TIME WRESTLING CHAMPION ACCUSED OF MULTIPLE RAPES AND CONSPIRACY

On January 15, 2011, I traveled to Marysville, Washington and met with two of the wrestlers that Brian Garvie had been friends with in 2003-2006. I had received the allegation that then, Sedro Woolley High School wrestling champion Patrick O’Neil had molested one of these wrestlers. I told this young, exemplary man that I would withhold his name from future articles I might write if he was honest with me regarding O’Neil raping or molesting him or attempting to do so. I then asked him if O’Neil had violated him sexually and he nodded his head up and down, confirming his yes answer. This young man is now in his 20’s, married, has children of his own, is a successful businessman and is from

an outstanding family. He is the only wrestler to come clean with me to date; the rest of O’Neil’s alleged victims have avoided me like the plague, which tells me they have plenty to hide.

I include this information mainly because the issue of a young wrestler raping his teammates is a filthy subject and very embarrassing for the person who was molested. In my world, these facts make this witness’s admission very compelling.

The other young man at the meeting was and is to this day equally impressive. He has stated to me on numerous occasions that Garvie could never have committed any of the crimes he was accused of and that he was very aware of the accusations that O’Neil had raped and or molested numerous other wrestlers. This fine young man also informed me that he attempted to tell the police and DA Mark Roe this information during their initial “investigation”, but they refused to listen.

I almost published an article after this meeting, however, due to the subject matter and the ages of those involved, I set my article aside and kept digging.

MORE OVERWHELMING EVIDENCE OF GARVIE’S INNOCENCE

Knowing that the state’s allegations of sex-abuse relied heavily upon the reports from one specific evening, and that only Brian Garvie, Patrick O’Neil and Steven Atter were present that night, I focused on locating and speaking with Atter. I had stopped pursuing O’Neil personally as he had already avoided me on several occasions.

On November 7, 2013, following an in-depth 3-year investigation, the US-Observer obtained a tape-recorded interview with 23-year-old Steven Atter of Marysville, Washington accusing three-time Washington State wrestling champion Patrick O’Neil of Rape. Atter, who wasn’t a wrestler, stated that O’Neil drugged him and then raped him. Atter stated that the night this occurred was the one and only night he was with O’Neil at the home of wrestling referee Eugene Brian Garvie, and that Garvie was passed out in his bed by himself. According to witnesses, Brian Garvie



Brian Garvie



Patrick O'Neil as a young, winning wrestler

took Oxycotin for pain relief, resulting from severe knee damage, and he was often incapacitated from the drugs required to relieve the pain. O’Neil also stands accused of dropping additional drugs in Garvie’s beverage, after Garvie had already taken his pain medication.

Investigators allegedly found pornographic pictures on Garvie’s computer – pictures of Garvie allegedly engaged in sexual activity with then 13-year-old Steven Atter. According to Garvie, “I was never able to see the pictures, and I never placed any illegal porn on my computer.” Steven Atter stated, “Brian didn’t have a camera and he was out-cold. Patrick was the one with the camera and he was taking pictures the night he drugged and raped me.” I should note that Atter stressed to me that he was well aware of these facts and that it wasn’t until much later in the evening that his memory failed him.

Steven Atter has absolutely no motive whatsoever to lie about what happened; in fact most young men would be afraid to come forward and cross the cops and prosecutors in Snohomish County, Washington. Further, it is vividly clear to this reporter why Garvie never saw the alleged pictures – they have to show that he was not cognizant during the time O’Neil allegedly took them.

When I asked Atter why he was coming forward years after the incident he stated, “The

authorities don’t have anything against me now. I have had some trouble with the law because of that night and Patrick getting me involved with drugs, but that is behind me now and Brian Garvie is innocent – he shouldn’t be in prison. Brian did nothing but help me when I was down and out.”

After continued, “After that night I was in juvenile and two men in suits came to see me. I tried to tell them that Brian didn’t do anything to me and that Patrick raped me, but they wouldn’t listen. They threatened me and basically told me I was going to go to court and admit that Brian abused me. They said I was intoxicated and that I couldn’t remember - but I did remember.”

O’NEIL’S FRIEND MAKES RECORDED STATEMENTS

One of the young wrestlers who was close to both Garvie and O’Neil was Tyson Metz. Witnesses informed me that O’Neil had molested Metz on different occasions, but that they were still good friends. I tried to interview Metz several times during the past few years and he refused to speak with me.

Then the bombshell - Realizing that Metz was close to Brian Garvie, I instructed Garvie to have as many conversations with Metz as possible about O’Neil and his alleged sex abuse during prison phone conversations between the two. I knew these calls would be recorded. After much obstruction by individuals running the Washington State Prison - Stafford Creek Corrections Center, and their superiors at the state level, I finally received transcripts of calls between Tyson Metz and Brian Garvie.

Keep in mind as you read the following transcribed conversations that Metz and O’Neil are unbelievably still seeing each other...

Mr. Garvie: I know. But you also, just like me, try to protect Patrick even still.

Tyson: Yeah

Mr. Garvie: You ask him, let him know what’s going on because you still kind of care for the kid.

Tyson: Yeah, exactly.

Mr. Garvie: I mean, it’s the same shit I did, you know. And I’m not mad at you about it. I didn’t want to put you in that spot and so I didn’t really talk to you about it.

Tyson: Yeah.

Tyson: And I’ve had to protect him (Patrick O’Neil) several times and it sucks.

Mr. Garvie: You had to, too?

Tyson: Yeah, well, you know about that, like, that kid.

Mr. Garvie: Yeah. Do you know what happened with Gilbertson?

Tyson: What?

Mr. Garvie: Well, Patrick did some of the things – did some of the things – shit to Gilbertson.

Tyson: Oh, yeah, he told me about that - that-

Mr. Garvie: And then -

Tyson: - Gilbertson caught him -

Mr. Garvie: Wow.

Tyson: - and wasn’t happy with it.

Mr. Garvie: That was the first time.

Tyson: He’s done it to -

Mr. Garvie: Huh?

Tyson: He’s told me he’s done it to a lot of – like,

over 100 people.

Mr. Garvie: That was a number. He gave me-

Tyson: Yeah.

Mr. Garvie: - a list of names that would blow your mind, but -

Tyson: Yeah.

Mr. Garvie: - it’s dumb because he sat there and, I mean, he cried about Gilbertson and everything else. So he had me go talk to Gilbertson, you know. I patched things over and we talked about it. You know, the next time Patrick went in bed with him, what’s he do?



Tyson Metz (left) and “friend”

Tyson: He’d what?

Mr. Garvie: I kind of – I mean, Patrick asked me to kind of fix things with Gilbertson with him.

Tyson: Uh-huh.

Mr. Garvie: And, well, the next time Patrick and Gilbertson were together, what happened?

Tyson: The same thing?

Mr. Garvie: Yeah.

ANOTHER ALARMING EXCERPT!

Tyson: Yeah, I didn’t – I didn’t – I woke up really regretting that night... I don’t understand the, like, why it happened. I realized that a pill or something dropped in my drink.

Mr. Garvie: Right.

Tyson: And -

Mr. Garvie: Right. See, Patrick’s done that to other people. I mean, there’s a couple things that I know about that are really bad...

For clarification and to assure everyone involved that I am dead serious, the wrestler referred to as “Gilbertson” in the transcribed phone conversations is Johnny Gilbertson, a team-mate of O’Neil when O’Neil was allegedly raping him and many others.

I called Johnny Gilbertson’s dad on October 14, 2013 and informed him about the accusations contained in this article. I told him that I wasn’t about to let Garvie remain in prison because he is innocent and that the parents of the wrestlers who were allegedly raped needed to come forward. Mr. Gilbertson and the parent of another wrestler both said they would speak with their sons. It has been well over two months and I haven’t heard anything from them – this is exactly like all the wrestlers who knew the truth about O’Neil and Brian Garvie and deserting their friend Brian Garvie when he was falsely charged with the dirty crimes of molestation. I have sat and asked myself over and over - What kind of human beings are these people? Don’t any of them have a conscience?

WHAT WILL PROSECUTOR MARK ROE DO WITH THIS INFORMATION?

Because of Roe’s involvement in this travesty of justice I assume he will attempt to ignore it. He will soon find that he can’t and he will try to make excuses and or lies to cover this mess up. This won’t work either. In order to save his career and overly elevated reputation I would suggest that he open a new investigation immediately. I can provide him all the evidence he needs in order to file a Post Conviction Relief Motion (in the interest of justice) to dismiss the false charges against Eugene Brian Garvie. He should then get him out of prison immediately and see that he’s compensated for the years he has wrongfully spent in prison.

In our next edition I am going to publish much more on this story. If people don’t come forward and if Snohomish County District Attorney Mark Roe fails to act, I intend to expose more facts. I will also name everyone involved, and I do mean everyone.

Those involved in this startling and sensational cover-up really only have a couple options at this point. They can do what is right or they can get together and file a civil lawsuit against me. I am good with either option! I would literally love for the myriad of accusations I’ve received to be aired in open court...

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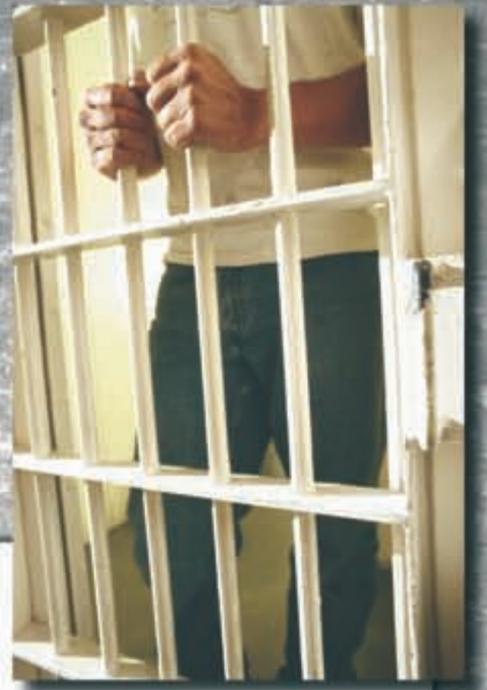
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If you are facing false charges and a prosecution then you are aware of how the 'justice' industry (racket) in America works. You (the innocent person) have been falsely charged with a crime. Most of the time you receive a myriad of stacked charges intended for the sole purpose of extracting a "plea bargain" from you.

You then rush to an attorney, pay him a huge retainer to cover the usual \$175.00 per hour (if not higher), which he/she charges, to supposedly defend your innocence. The attorney usually files some motions, writes some worthless letters and makes many unproductive (unless they pertain to you accepting a plea bargain) phone calls until you are broke. Generally you haven't even started your trial and 99% of the time the attorney hasn't completed any investigation.

All of a sudden your attorney is telling you that you can't win your case and you should accept the benevolent plea bargain that the almighty district attorney has offered you. "Do you want to take the chance on spending 30-40 years in prison when you can plea bargain for 18 months," your attorney tells you. What happened to: "I think we can win this case, it's a good case." Remember? Isn't that pretty close to what your attorney told you as he/she was relieving you of your money?

You then accept a plea bargain and go to jail or you have a jury trial, you're found guilty (because your attorney hasn't produced enough evidence-if any and because the judge directs the jury to find you guilty) and then you go to jail. When you finally wake up you realize that on top of now being a criminal, you are flat broke and incarcerated. You find that the very person (your attorney) you

frantically rushed to retain, became your worst enemy.

There is only one way to remedy a false prosecution:

Obtain conclusive evidence, investigate the accusers, the prosecutors, the detectives and then watch the judge very carefully. In other words, complete an in-depth investigation before you are prosecuted and then take the facts into the public arena.

The US-Observer newspaper will not waste your time or your money. This is not a game, it's your life and your freedom. We do not make deals. If you are innocent, then nobody has the right to steal what belongs to you, most of all, your liberty. Nobody! That includes your attorney - as well as your supposed public servants.

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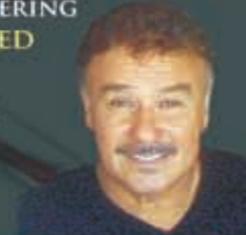


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MEDIA AND
ACTUALLY
INVESTIGATED."



JAMES FAIRE

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