



YOUR RIGHTS WATCH

No Jury Trial, No Property Rights, No Constitution...



Hearings Officer Donald Rubenstein Photo by: Judith Pavlik; www.judithpavlik.com

By Edward Snook Investigative Reporter

Jackson County, Oregon - On November 8, 2011, Curt Chanler appeared at the Jackson County Courthouse with his witnesses, at a hearing wherein he was charged with violating a Jackson County Land Use Ordinance.

Curt and his wife Carolyn had been cited on September 28, 2010, for allowing a non-permitted use to take place on their property, located on Table Rock Road in Jackson County. The non-

Continued on page 2

Inventing False RICO Charges - Florida's Eddins, Edgar & DuBose

By Joseph Snook Investigative Reporter

Pensacola, Florida - Reports of prosecutorial abuse in Pensacola have become frequent topics of discussion in recent years - specifically one prosecutor's alleged continued pattern of filing false charges.

Escambia County's Chief Special Prosecution Attorney Russ Edgar, for the 1st Judicial Circuit of Florida and his Assistant Prosecutor John DuBose are currently under investigation by the US-Observer. It is reported that Russ Edgar has continuously fabricated RICO (Racketeering Influenced Criminal Organization) charges

"...I as a juror saw how [Prosecutor] John DuBose lied continually throughout a case. We - all of the jurors were so utterly disgusted... we saw the truth and set free an innocent man framed by egregious prosecution." --Juror Comment - INNOCENCE PROJECT



against innocent people.

CURRENT ABUSE

Five entrepreneurs struggling to

make their new business prosper are now facing RICO charges by Assistant State Prosecutor John DuBose, who works directly under Russ Edgar. Grand Theft and

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Sheriffs Stand Tall for the Constitution



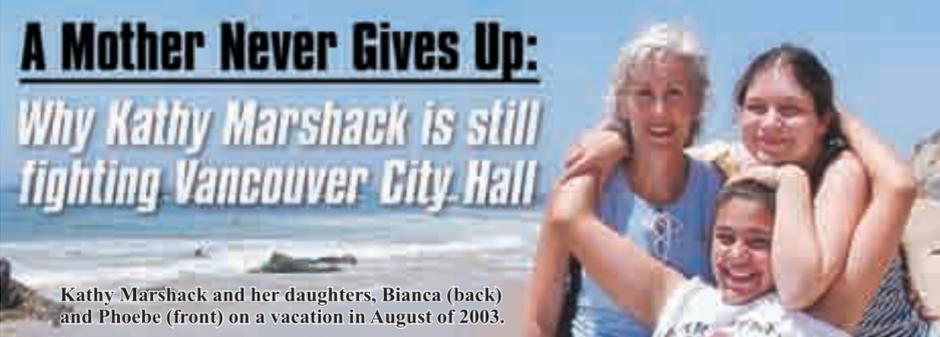
Sheriff Glenn Palmer

By Joseph Snook Investigative Reporter

Yreka, California - On October 22, 2011, Defend Rural

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A Mother Never Gives Up: Why Kathy Marshack is still fighting Vancouver City Hall



Kathy Marshack and her daughters, Bianca (back) and Phoebe (front) on a vacation in August of 2003.

By Edward Snook Investigative Reporter

"Why don't you just let it go?"

Vancouver, Washington - Dr. Marshack is asked this question all the time. Since she has successfully beaten back her attackers, won in Court time and again, publically exposed corrupt officials at Vancouver City Hall, and received tidy monetary settlements from the neighbors who harassed her . . . you would

think this is enough justice (read the entire Marshack case on www.usobserver.com).

So why doesn't she just let it go after nearly a decade of fighting for her civil rights and her property rights? The answer is simple. She says, "I love my two daughters, Bianca and Phoebe." What keeps Marshack fighting on is that her daughters got trashed because greedy neighbors and ruthless Vancouver officials could care less who they hurt to get what they wanted. She goes on to say, "I

won't let go until I get my family back. I won't let go until my daughters feel safe and know that their mother loves them more than anything and I won't leave a legacy of running from problems or of allowing myself to be blatantly victimized."

After hearing Dr. Marshack's story many people think she is brave to take on the Vancouver Police, the Mayor, the City Attorney, Code Enforcement, and Burlington Northern Railway. She has been arrested, assaulted,

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BLM - Desecrating Your Rights and the Deceased?



By Joseph Snook Investigative Reporter

Central Oregon - Ethics violations, wild Mustangs killed, abusing citizens, unlawful arrests, child molestation, false

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Unwarranted Damage



"Charlie" Charlene von Schlesien

By US-Observer Staff

Boulder, Colorado - The following article is published in an effort to bring about positive change in the lives of a Boulder, Colorado family that has been torn apart.

Officials in Boulder need

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Libby's Win!



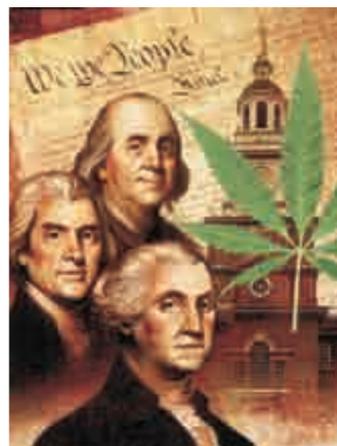
False Charges Dropped!

By Joseph Snook Investigative Reporter

Medford, Oregon - Brothers Donald and Jason Libby, owners of Jackson County Security were finally cleared of multiple criminal charges on October 14, 2011. This day marked the end of an

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Here We Grow



Going back to the Founders for a new beginning

By Ron Lee US-Observer Editor

Josephine County, Oregon - Look around - things aren't like they were 5 years ago. Businesses have vanished. Homes once filled with loving families now stand vacant; foreclosed upon. The climate in our valley, and across the country, has

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Curt Chancler

permitted use cited, was Curt running his "Chancler Transmission" business on the property. The following letter (partial letter written on July 22, 2009) below from County Administrator Danny Jordan to Curt Chancler explains the unconstitutional position that Jackson County is taking:

"Charles Bennett, a Planner II, reviewed the issues with your property. It appears our consistent information to you is correct. We do

not have any records that you have been operating a commercial business at your address. I understand that you contend that you provided information to Planning at some time in the past that showed you were operating a business on-site. However, Jackson County does not have any records showing such information.

Tidemark indicates that there is a 1952 house on the property. Additionally, Mr. Bennett pulled old maps, and we have a 1973 and 1977 map that show there were two houses and three trailers on the property at those times. The maps show commercial businesses on other properties on the map, but not on your property. These are maps that were done from actual, on-the-ground windshield surveys.

It is my understanding that you have been previously advised as such, but this is what you must do:

You must complete a Type 2 "verification of non-conforming

status" application. The fee is \$1,190.

1) If you can demonstrate that you began operating prior to September 1973, then you must show that the business was in existence and continuously operated for 10 years prior to the date of the application.

2) If you cannot demonstrate that you began operating the business prior to September 1973, then you must demonstrate when you began operating. Community Development will then determine if, at that time, you could have had the business legally (per the code at that time). If you could, you must show that the business was in existence and continuously operated for 10 years prior to the date of the application. If it wouldn't have been legal at the time, you will have to demonstrate that



Danny Jordan

the use has not been discontinued or abandoned from the time it was established to today.

As I discussed with you earlier today, there are many ways to prove existence: copies of phone book pages; bills/invoices; etc. You indicated that you intended to provide affidavits from people/customers, which may be used, in addition to the kind of 'harder' evidence as referenced above. I hope this helps you in your endeavor. I certainly can understand your frustration, and as I stated before, this is a situation that has happened in the past, and others have expressed the same frustration. At this point, I recommend you proceed as I have indicated above. If you desire more detail and/or the application as referenced above, please contact the Community Development department. As always, please feel

free to contact me as well, and I will do what I can to assist you."

Unbelievable! Hearings Officer Rubenstein ruled from the bench that Curt Chancler Transmission had been in operation since 1972 and that Jackson County agrees with him... A corrupted Jackson County Administrative government expects Curt and Carolyn Chancler to pay \$1,190.00 and fill out a form, so an unethical and morally bankrupt county can give Curt Chancler their permission to continue working as he has for the past 40 years... It's all about the county receiving \$1,190.00 from each and every landowner who has a business that predates rules and ordinances. The fact is, this is out-right extortion and injustice. And get this; Mr. Chancler has been fixing automatic transmissions for Jackson County government for literally decades. Every business owner, whose business pre-dates 1973, when Oregon adopted its unconstitutional land-use-statutes and is not in the proper "zone," can be hit at any time by a Jackson County code enforcement officer and ordered to pay the \$1,190.00 extortion fee and then have the burden of proving their business existed prior to 1973 or lose their business. Of course, the fee is non-refundable...

DONALD RUBENSTEIN AND HIS RIDICULOUS "KANGAROO COURT"

Rubenstein made the following statement at the beginning of the hearing: "I serve at the pleasure of the Jackson County Commissioners." During the "Star Chamber Hearing," Chancler asked Jackson County Hearings Officer Donald Rubenstein if the hearing was a civil case and Rubenstein said that it was. He also asked Rubenstein if his constitutional rights were protected during the hearing and Rubenstein emphatically stated that they were being upheld. Chancler then stated, "I want a jury trial, pursuant to my rights under the Oregon and US

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Continued from page 1 • Inventing False RICO Charges

Conspiracy to conduct/participate in enterprise through racketeering are the new amended charges leveled against defendants Jimmy Rodgers, Sheila Rodgers, Rusty Liscoe, Pepper Rodgers and Pamela Fanning.

The entrepreneurs started Comfort Club in late 2009, which was a referral based business. The goal was to provide a free service for realtors using a call capturing system that allowed potential home buyers to easily access property information by calling a phone number listed above the realtors for sale sign. This service is becoming the standard across the county for top level realtors.

In return for offering the free service to realtors, the Comfort Club was to be promoted by the realtors to potential home buyers, which would give them access to the Comfort Club's vendor list - this included essentials for new home owners like alarm systems, pest control, insurance, contractors and many more services.

INVESTIGATOR DAVID INGRAM INVENTS FALSE CHARGES

After a reported nine months on the job, David Ingram, former manager at Kay Jewelers, now investigator for the State of Florida became the lead investigator behind the arrest and now pursued conviction of the Comfort Club owners. Ingram, during taped interviews with potential witnesses clearly helped rubber stamp the false charges which will be exposed once our investigation is concluded, should the false charges proceed against the Comfort Club founders.

The evidence provided to this writer clearly shows that at best, Comfort Club had some issues with communication, but at no point did the members of the Comfort Club knowingly commit any crimes whatsoever.

For others in Pensacola who have been charged under RICO statutes, the feeling is all too familiar. Another victim of the "light on justice" system in the first district of Florida

beat his RICO charges, but it didn't come without cost. He was charged by Edgar's office for real-estate fraud. It took him a reported 1.6 million dollars and five years of his life, fighting to prove his innocence.

The burden of proof should fall upon the state, which highlights the old saying - innocent until proven guilty. Although in today's criminal justice system, specifically within the First Judicial District of Florida, the burden of proof clearly lies on the defendants who have already lost their business. They have been forced to spend countless amounts of money to find the "best" attorneys, while labeled as criminals. This has all happened before they have been to court in front of a jury of their peers - This is a perfect example of prosecutors Russ Edgar and John DuBose promoting themselves as judge, jury and executioner, while they trample the constitutional rights of five innocent people.

Edgar's boss, elected prosecutor Bill Eddins is in charge of 76 state attorney's from Escambia, Okaloosa, Santa Rosa and Walton County, giving him the ultimate responsibility of making sure that Justice is served in Florida's First Judicial District. At this juncture, prosecutor Eddins' only defense is that he doesn't have direct knowledge of all the cases being filed within his District. Eddins is now publicly informed of this specific case of prosecutorial misconduct and abuse on the part Edgar and DuBose - If he chooses to allow this case to continue, the US-Observer will focus our investigation and exposure in his direction...

Editor's Note: Anyone with information on prosecutor's Russ Edgar or John DuBose are urged to contact the US-Observer at 541-474-7885 or email to editor@usobserver.com. Be responsible and help us stop these unwarranted and malicious prosecutions. We are seeking personal information as well as information related to false prosecutions...

Continued from page 1 • Unwarranted Damage

change as well - change from allowing one family member to allegedly abuse another with the assistance of the police and the courts. The accusations and direct statements contained in this article come from a woman named Charlene von Schlesien. Her friends call her "Charlie" and they are very supportive of her, of the stance she has taken and most of all for her attempts to re-unite with her son Pierce. After spending considerable time with Charlene and after investigating her case, the US-Observer is fully supportive of her and her son. We have unsuccessfully attempted to contact her son and her ex-husband. Both father and son need to respond to the following accusations... And, the son needs to realize that his Mother loves him and that she will always be his Mother.

A good number of people living in Denver, Colorado and its surrounding communities often refer to the city and county of Boulder as the "People's Republic of Boulder." Although the reference is made tongue-in-cheek, its irony is not lost to Charlene von Schlesien who has become a victim of the municipality's law enforcement and unjust legal system that has repeatedly robbed her of her basic human and civil rights and due process of law.

The courts accepted a diagnosis that found Charlene had a substantial genetic disorder, they appointed a Conservator for Charlene, and then they turn around and charge Charlene with crimes that even if committed, should be dealt with in light of the disorder and the current treatment she is utilizing.

Charlene has been responsible by obtaining

the best doctors and by initiating the best treatment for her disorders. This just isn't acceptable by the Boulder courts. They insist she must go through "Mental Health Treatment" provided by the justice system, which could be extremely harmful to Charlene and her unique disorder, or spend months in jail. This is NOT justice...

Also victimized by this same "system" is Charlene's nineteen-year-old son, Pierce, who has been left on his own, by an irresponsible Boulder County family court bureaucracy, to an alleged vindictive father to be reportedly brainwashed and spitefully alienated from his mother.

HISTORY

Charlene's nightmare essentially begins in 2003, when she was diagnosed with Pyroluria, a genetic disorder that often causes its victims to experience anxiety, depression

and withdrawal. In Charlene's case, it has also contributed to memory loss and an ever-lessening libido. Although Charlene had been married to her husband Peter for nearly 18 years and had what she thought was a good marriage, her

sexual intimacy with him was waning, with the main culprit being the psychological damage caused by Pyroluria.

By January of 2007, that damage became acute and Charlene suffered frequent mood swings, as well as short-term memory loss.

In a truly wholesome relationship, when one partner is hurting, the healthy one seeks to ease the other's discomfort. But individuals,



Boulder Courthouse

Continued on page 13

Resolutions for a Stronger America

Look for exciting Grange resolutions in upcoming editions of the US-Observer!

The Grange provides opportunities for individuals and families to develop to their highest potential in order to build stronger communities and states, as well as a stronger nation.

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Prineville, Oregon BLM Office

accusations, closing public roads, and now, desecration of a cemetery? All of these accusations are leveled at the Bureau of Land Management (BLM), and many citizens and law enforcement are taking action against this federal agency.

Friends of Rudio Mountain (FORM), an Oregon non-profit organization, is the latest to report the abuses caused at the hands of the BLM. Three separate, yet relevant incidents were recently leveled against the Prineville, Oregon BLM office in Central Oregon. These incidents have cost one BLM employee his job, another to be formally reprimanded for ethics violations and another incident has yet to be told - the desecration of a cemetery at the hands of BLM Central Oregon Resource Area Manager, Homer "Chip" Faver.

A BRIEF HISTORY

With an estimated 500 supporters, FORM has donated countless time and funds to help maintain Rudio Mountain for many years. One spokeswoman from FORM stated the group has been a part of the "Adopt an Open Space Program" for sixteen years. The adopt an open space title is given to people or organizations that help maintain the area they are adopting. In FORM's case, this meant picking up trash on Rudio Mountain, along with replacing road signs on the mountain - free of charge - to help provide safety for the people who recreate, live or travel on Rudio Mountain.

In the past, FORM's communication with Prineville BLM has been intricate in keeping Rudio Mountain a quality place for people to enjoy. Now, recent events have left FORM and other Oregon residents outraged. It is reported that former BLM Central Oregon Area Manager, Christina Welch, who had a working relationship with FORM in the past was replaced by Homer Chip Faver - a replacement that has caused many problems, not only for BLM, but Homer Faver in a personal capacity as well.

On Rudio Mountain there are several historic grave-sites and memorials which FORM cares for, not to mention the signs they freely place, but because of an investigation into FORM, Faver decided FORM was at odds with BLM's mission and regulations.

Faver reportedly denied the renewal of FORM's adopt an open space agreement and in an email, Faver told FORM, "All signs and memorial objects will be removed." It was also reported that Faver stated, "I can have the boy scouts pick up trash on the mountain once a year."

In fact, Faver had stated, "the area will be restored to the condition that existed prior..." He was the only person to formally acknowledge a plan to remove signs and headstones; he was the only one who wanted to desecrate the cemetery and the road signs.

Upon his arrival to Rudio Mountain on October 13, 2011 for road sign and headstone removal with six other reported BLM employees - Faver alleged that all road signs, except for two and all headstones in Legends and Outlaws Cemetery, that had been on Rudio for years, had somehow disappeared - just before BLM could do it publicly. Many locals have stated that Faver was the only one who wanted them removed. One went further to say, "You're damn right, I believe that Prineville BLM was behind this..." One public figure in the area who asked to remain anonymous stated, "Who the hell is it bothering leaving people buried or memorialized up there?"

While talking to Grant County Sheriff Glen Palmer, he stated, "If I catch anyone removing road signs or headstones, I'll arrest them immediately." He further stated his plans of writing a letter to BLM addressing this and other issues. I commend Sheriff Palmer for representing the people he was elected to serve. Sheriff Palmer had a tone, or way about him that makes you proud there is a man like that in law enforcement. As the Chief Law Enforcement Officer of Grant County, Sheriff Palmer appears to have his hands full with an agency that has so many reported problems in his county. The people of Grant County need to support their Sheriff and their constitutional rights and take a stand against the Federal Agency that is reportedly abusing them.

BLM EMPLOYEE FORMALLY REPRIMANDED FOR ETHICS VIOLATIONS?

According to reports, BLM employee John E. Fisher violated BLM's ethics rules. Reports of Fisher sub-leasing grazing lands, which is prohibited by a BLM employee, coupled with an unreported number of wild Mustangs found dead on



Legends & Outlaws Cemetary on Rudio Mountain

leased land by hikers, prompted involvement from BLM Chief, Internal Affairs - Office of Law Enforcement, Thomas E. Huegerich, which on June 22, 2011 concluded that John E. Fisher was in direct violation of BLM ethics.

Horseback magazine published an article on the Mustang Massacre issue, wherein it was reported that any Mustangs on Rudio Mountain were not wild. According to the article, the Mustangs were "unauthorized," not qualifying them as "wild." These reports were based

off of beliefs that nearby "wild" Mustangs couldn't possibly migrate. Reports from hikers and local residents about wild Mustangs crossing over to Rudio Mountain from other nearby areas during hunting season apparently had no validity since "BLM" said so...

Reported statements from BLM employee John Fisher regarding the need to kill all Mustangs on Rudio Mountain to allow cattle to graze freely wasn't validated by Horseback magazine or BLM, which gives the impression that they were not true - but the fact remains that BLM employee John Fisher was violating BLM ethics while sub-leasing grazing land as an employee of BLM and many Mustangs were reportedly found "DEAD" on the land he sub-leased.

Upon looking into BLM's discretionary budget, a question came to mind -

Maybe BLM should have used a portion of their jaw-dropping 63.9 million dollar annual budget for wild horses, to conduct a better investigation regarding the large number of wild or "unauthorized" Mustang deaths?

BLM EMPLOYEE LOSES JOB - ABUSE ALLEGATIONS

Former BLM employee, John Decker was reportedly fired shortly after a complaint was filed by people that he harassed while they were camping. Reportedly, one of the people just happened to be another government employee, who stated on a blog, "I have personally experienced lack of professionalism from a Prineville BLM employee during a family outing on Rudio mtn-BLM land. My outing was ruined by the constant harassment and threats of the BLM employee. The employee no longer works for the Prineville district and has nothing to do with the MASSACRE, but none the less was a representative of the same district that now employees the person of interest in the grazing allotment scandal. As a public employee myself I would have been terminated had I violated this un-ethical deed. It is time to investigate the Prineville District BLM and make the necessary adjustments to personnel that will promote professional conduct among its employees."

BLM's budget for 2012 is over 1.2 billion dollars - given by our elected officials and paid for by every tax paying citizen of the United States. Tearing down road signs that were donated for safety, desecrating or condoning the desecration of a cemetery, abusing people's rights and possibly killing wild Mustangs aren't acceptable actions for BLM employees. The BLM needs to take responsibility for their actions and the people need to stand up for their rights and put a stop to this injustice.

Editor's Note: Homer Chip Faver failed to return multiple phone calls.

Anyone with information regarding these or any other issues concerning BLM or the United States Forest Service is urged to contact the US-Observer at 541-474-7885 or by email at editor@usobserver.com. Help us fight for your rights and your land. ★

Continued from page 1 • Sheriffs Stand Tall ...

America - a gathering of people from across many western states - was held at the Siskiyou County Fairgrounds. This event featured the film debut of Kirk MacKenzie's documentary of the Klamath River Basin. The film also highlighted government abuse of Ranchers, Recreators and many other citizens. In attendance was Siskiyou County Sheriff, John Lopey and seven other elected sheriffs from Oregon and California.

Due to the current economic struggles across the nation, more and more people are taking an active role in being a part of the solution to a problem that has touched nearly everyone in the United States. With over 1,000 people in attendance, a large statement was made - "We are the people, this is our land, and we aren't going to allow our community to be hi-jacked by special interests of Federal and State Governments."



Everyone standing for the pledge at Defend Rural America

One topic of discussion was the United States Forest Service (USFS) Travel Management Plan, which if allowed, will illegally close public roads and according too many Sheriff's, jeopardize the safety of their communities. Another topic was the removal of Dams on the Klamath River, which will greatly affect irrigation for many farmers who are now the number one income producers in Siskiyou County, since logging is almost non-existent. Schools, failing policies, over-regulation, out of control Federal Agencies and many other topics were echoed throughout the event.

One person attending stated, "It is awesome to see such a vibrant and energetic bunch of people here." Another stated, "Having support from our elected Sheriffs gives me hope that we will keep our freedoms."

Directly from Defend Rural America's website:

"On October 22, 2011 something big happened.

"A new standard for grassroots activism was established as over 1000 people, 50 groups, and 8 sheriffs met in unity to save the Klamath River dams in Siskiyou County, California.

"Siskiyou County is ground zero in the battle to defend our food, water, energy, building materials, metals, and minerals against Big Government's multi-faceted and ever-increasing assault that will, if not stopped, ultimately destroy our nation's true National Treasury: our land, natural resources, and the hard-working farmers, ranchers, timbermen, and miners that are their true stewards; and end our self-reliance, sovereignty, security, and prosperity.

"The situation is far worse than most Americans realize.

"Mainstream media and government have kept this battle from the American people. Now, however, everything is revealed as the documentary film (go to defendruralamerica.com to view) allows the people of Siskiyou County to give their first-hand accounts of what is truly at risk.

"The documentary premiered at the October 22 launch of Defend Rural America, followed by a panel of eight sheriffs and attorney Karen-Budd Falen, all of whom stood tall to Defend Rural America."



Sheriff Jon Lopey

After the documentary concluded, a panel of sheriffs led by Siskiyou County Sheriff Jon Lopey spoke on each issue of their own - the Sheriffs in attendance were: Grant County, Oregon Sheriff Glenn E. Palmer - Trinity County, California Sheriff Bruce Haney - Del Norte County, CA. Sheriff Dean Wilson - Tehama County, CA. Sheriff Dave Hencratt - Shasta County, CA. Sheriff Tom Bosenko - Lassen County, CA. Sheriff Greg Growden and Plumas County, CA. Sheriff Greg Hagwood.

Sheriff Hagwood has also testified before Congress concerning important safety issues that were addressed at the Defend Rural America Event. ★★★

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In The News

Heat turned up on Attorney General Holder over ATF Controversy

By Jason Ryan, Jack Cloherty and Pierre Thomas

(ABC) - The National Rifle Association is turning up the heat on Attorney General Eric Holder, running television ads charging that he committed perjury in congressional testimony about the controversial "Fast and Furious" undercover, gun-running operation. The ad calls on President Obama to fire Holder.

Things could get even hotter for the attorney general Tuesday, when he returns to Congress to be questioned again about Fast and Furious.

The NRA ad is the latest salvo in a battle between critics in Congress and the Justice Department on the controversial "gun-walking" operation. Run by the Justice Department's Bureau of Alcohol, Tobacco and Firearms (ATF), Fast and Furious involved tracking weapons sold to straw purchasers, who then passed the guns along to their hidden buyers in the Mexican drug cartels.

Hundreds of guns flowed into Mexico under the program, while ATF agents watched and did nothing. The ATF says it hoped to track the guns to their ultimate destination, and then make arrests. Instead, many of the guns were used in crimes, including one that was used in the murder of U.S. Border Patrol agent Brian Terry.

The controversy has focused on testimony Holder provided to the House Judiciary Committee May 3, 2011. During that hearing, Rep. Dorell Issa, R-Calif., who is spearheading the congressional investigation, asked Holder, "When did you first know about the program officially, I believe, called Fast and Furious? To the best of your knowledge, what date?"

Holder answered: "I'm not sure of the exact date, but I probably heard about Fast and Furious for the first time over the last few weeks."

The House Oversight and Government Reform Committee released last month a series of Justice Department memos sent to Holder's office going back to July 2010, that made reference about the gun trafficking investigation being run out of Arizona.

Justice Department officials say the memos are only generic updates

Congress Oct. 7, "Much has been made in the past few days about my congressional testimony earlier this year regarding Fast and Furious. My testimony was truthful and accurate and I have been consistent on this point throughout. I have no recollection of knowing about Fast and Furious or of hearing its name prior to the public controversy about it.

"Prior to early 2011, I certainly never knew about the tactics employed in the operation and it is my understanding that the former United States Attorney for the



Alberto Gonzales and George W. Bush

District of Arizona and the former Acting Director and Deputy Director of ATF have told Congress that they, themselves, were unaware of the tactics employed," Holder wrote.

In prepared testimony released Monday evening, Holder reiterates previous comments about the flawed operation in a statement, asserting, "This operation was flawed in concept, as well as in execution. And, unfortunately, we will feel its effects for years to come as guns that were lost during this operation continue to show up at crime scenes both here and in Mexico. This should never have happened. And it must never happen again."

The investigation into Fast and Furious has also revealed previous instances of guns going into Mexico from other ATF operations in Arizona. Operation "Wide Receiver" pre-dated Fast and Furious and spans back to March 2006 during the Bush administration. The ATF and the U.S. Attorney's office in Arizona were investigating a gun trafficking case but did not press charges until the Justice Department's Criminal Division Gang Unit moved forward with the case in 2009 and moved to bring indictments in 2010.

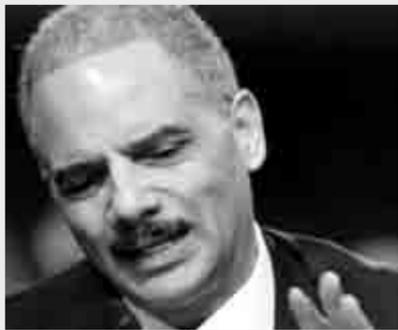
As Wide Receiver moved closer toward indictment, Justice Department officials in the Criminal Division noted serious concerns about ATF's tactics in the case by letting guns into Mexico.

Lanny Breuer, the assistant attorney general for the Criminal Division, said last week he made mistakes after being briefed last year about Wide Receiver but says he never raised the issue of the gun tactics to Holder or the deputy attorney general.

"I wish that at that time that I had said clearly to the deputy attorney general and the attorney general that in this case, Wide Receiver, we had determined that in 2006 and 2007, guns had walked," Breuer said, testifying before the Senate Judiciary Committee Nov. 1. "I did not do that, and I regret not doing that.

"At the time, I thought that, dealing with the leadership of ATF was sufficient and reasonable," Breuer said.

The Justice Department's inspector general, at Holder's request, is investigating Fast and Furious. Sen. Patrick Leahy, D-Vt., the chairman of the Senate Judiciary Committee, has also asked the inspector general to review Operation Wide Receiver. ★



Attorney General Eric Holder

and offer no detail or specifics of ATF strategies to allow the guns to pass in large numbers.

A paragraph in a July 5, 2010, weekly update briefing to the attorney general makes broad reference to Fast and Furious but makes no reference to the specific tactics used. "This investigation, initiated in September 2009 in conjunction with the Drug Enforcement Administration, Immigration and Customs Enforcement and the Phoenix Police Department, involves a Phoenix-based firearms trafficking ring headed by Manuel Celis-Acosta. Celis-Acosta and [redacted] straw purchasers are responsible for the purchase of 1,500 firearms that were then supplied to Mexican drug trafficking cartels."

Holder has stood by his previous statements, writing to members of

NO American Flag in Public Schools

Billy Hallowell (The Blaze) - Should public school officials have the right to prevent students from wearing pro-American garb on Cinco de Mayo?

This question has been at the heart of a California court battle between the Morgan Hill Unified School District and students who were told by a principal and assistant principal that they could not wear American flag t-shirts on the Mexican holiday back in 2010.

Following the incident, a lawsuit against the district was launched by the students and their families. This week, the case came to a close, with a federal judge ruling against the students — a blow that is likely to infuriate some free speech advocates.

According to U.S. District Court Judge James Ware, the district did not violate the students' first amendment rights. The judge also found that officials' concern over the potential violence that could be incited by the students' pro-American outfits justified the school's actions. The Morgan Hill Times has more about the case:

[The parents and students] filed the lawsuit against the school district alleging violations against their First and Fourteenth Amendment rights after their children wore American-themed T-shirts to Live Oak and were sent home after refusing to remove the shirts and apparel after Boden and Rodriguez were concerned about the potential for violence on campus...

The lawsuit sought nominal damages including changing school policies to clearly state students' rights and protections under the Bill of Rights and reimbursing lawyer fees and expenses for the cost of litigation.

Here's a bit more of the background: After noticing that the students were wearing pro-American garb on May 5, 2010, Assistant Principal Miguel Rodriguez subsequently approached the kids, telling them to

either remove the garments or to turn their shirts inside out. School Principal Nick Boden was apparently also concerned over the

obviously less than content with the final decision. "This is nothing more than political correctness," he said. "If these kinds of decisions are upheld, they will destroy our First Amendment rights."

The school district, though, defends the principal's actions and is elated by the recent decision. Wes Smith, who served as superintendent of the school district, says that he is very satisfied by the outcome. "We were encouraged to hear that the federal court found student safety paramount," he said.

These comments seem somewhat disconnected from the statements Smith made just days after the incident unfolded. "This has certainly been a very difficult time for our school district," he said at a press conference on May 7, 2010. "School leaders have to make judgment calls on when to take preventative measures to pre-empt a possible incident or conflict. In this situation, it appears that a decision was made too quickly."

Rutherford is planning to appeal the court's decision.

Editors Note: The facts in this case are simple. Many legally immigrated Americans, whether Mexican or any other race, have taken an oath to the United States of America.

To tell our children that wearing an American flag is harmful to others condones the divide between all races and fuels that divide. One of the children who decided to wear an American flag t-shirt was of Mexican heritage - he simply has assimilated to this country.

The problem is that our rights as citizens of the United States of America are being taken from us under the guise of whatever our government feels necessary. This is not a Mexican or United States citizen issue, it is the right of each American to express their First Amendment right guaranteed to us under our Constitution however and whenever they see fit. ★★



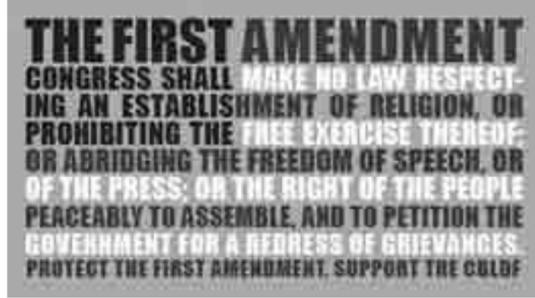
US District Court Judge James Ware

potential for the outfits to create issues between Hispanic students and those wearing the clothing (both men were named in the lawsuit as well).



Live Oak Students: Daniel Galli - Matt Dariano - Austin Carvalho - Dominic Maciel

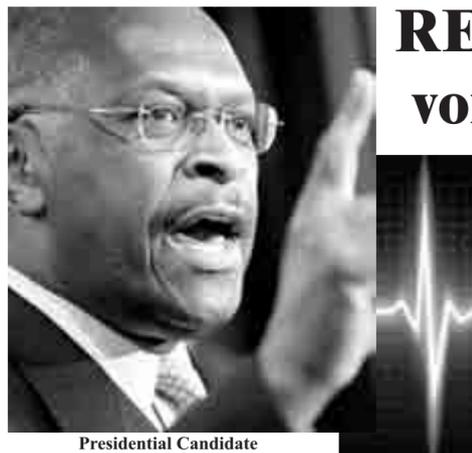
Following their refusal to comply, the students were allegedly taken to the school's office where Rodriguez talked with them about Cinco de Mayo. He apparently told them that their



clothing would offend Hispanic students who observe the holiday.

The Rutherford Institute and the Thomas More Law Center teamed up to represent the students and their families. John Whitehead, the president of Rutherford, was

REPORT: Cain passes voice lie detector test



Presidential Candidate Herman Cain

ATLANTA (CBSATLANTA) - Private investigator TJ Ward said presidential hopeful Herman Cain was not lying at a news conference on Tuesday in Phoenix.

Cain denied making any sexual actions towards Sharon Bialek and vowed to take a polygraph test if necessary to prove his innocence.

Cain has not taken a polygraph but Ward said he does have software that does something better.

Ward said the \$15,000 software can detect lies in people's voices.

CBS Atlanta's Mike Paluska played Cain's speech for Ward into the software and watched as it analyzed Cain's every word.

If he is hiding something this thing would have spiked way down here," said Ward. "He is being truthful, totally truthful. He is a man with integrity and he talked directly about not knowing any incident he is accused of."

The software analyzes the stress level and other factors in your voice. During the speech, when Cain denied

the claims, the lie detector read "low risk." According to Ward, that means Cain is telling the truth.

During the section of Bialek's news conference where she says, "He suddenly reached over put his hand on my leg under my skirt and reached for my genitals he also grabbed my head brought it towards his crotch."

During the analysis of that section the software said "high risk statement." Ward said that means she is not telling the truth about what happened.

"I don't think she is fabricating her meetings," said Ward. But, she is fabricating what transpired."

Ward said nearly 70 law enforcement agencies nationwide use the voice software, including the Forsyth County Sheriff's Office.

Ward said the technology is a scientific measure that law enforcement use as a tool to tell when someone is lying and that it has a 95 percent success rate.

After listening to Cain's speech and analyzing it, Ward said there is no doubt, Cain is innocent.

"When he directly talks about the allegations against him there is no high risk," said Ward. "It is low risk, which tells me he is being truthful in his conversations to the public." ★★



Investigator TJ Ward

The Tea Party And Occupy Movements Have Been Hijacked

Todd Ganos (Forbes) - The Tea Party movement started out as justifiable outrage about the consequences of government spending gone wild. Initially, the Tea Party did not have a social agenda. It was simply "get spending under control or our economy will face dire consequences." Then, somewhere in the mix, right-wing hardliners latched onto the movement and turned it into what it is today. There are still members of the Tea Party movement who are focused on the fiscal issues alone. But, alas, they are drowned out by the usurpers.

The Occupy Wall Street movement started out as justifiable outrage about all of the garbage the banks and brokerage firms were pulling. It also included outrage over the tremendous compensation packages that some executives

of public companies received. Then, somewhere in the mix, the movement — at least in some areas — has been taken over by who knows who. In Oakland, the Occupy movement took over the docks at the Port of Oakland. The president of the longshoremen's union pleaded with the Occupy movement to stop because his union members were being docked pay for not reporting to work. Who were they trying to help? In other locations, Occupy movement members carry signs calling for the overturn of capitalism. Now, there's a solution.

Who can name the U.S. president who said that we must govern from the middle and not from the extremes?



Occupy Wall Street



Tea Party

Ron Paul wins another straw poll... So why is the media ignoring him?

By Brad Knickerbocker
Christian Science Monitor

Ron Paul won another Republican straw poll this weekend, in Illinois this time.

It's starting to become routine for Paul, points out The State Column, an online source of state political news:

"Paul has consistently demonstrated his ability to rally his supporters to straw polls throughout the nation. Paul took second place in the Ames Straw Poll in August, finishing just 1 percentage point behind Minnesota Congresswoman Michele Bachmann. Paul won a Values Voter Summit straw poll in October and a California Republican Party straw poll in September. On Saturday, October 22, Paul garnered 53 percent of the votes to win an Ohio GOP poll. Last weekend, Paul won an Iowa straw poll at the National Federation of Republican Assemblies in Des Moines, Iowa with 82 percent of the votes."

In Illinois Saturday, Paul won 52 percent of the vote — more than neck-and-neck frontrunners Mitt Romney and Herman Cain.

How does Paul do it — winning state after state in these kinds of contests — while generally being relegated to second-tier or "also ran" status by most pundits and pollsters?

Pundits have a hard time categorizing Paul, the Texas congressman who's as much (maybe more) libertarian as he is Republican.

As was pointed out in this space last month, try to imagine a Republican presidential candidate these days who would not support a constitutional ban on abortion, who would cut defense spending by nearly a billion dollars, or who would end all US aid to Israel. Hard, isn't it?

MONITOR QUIZ: Political hair appears. Who's hair is it?

Paul has said he will not run for re-election to his congressional seat next year, raising questions about the possibility of running for president as an independent or third-party candidate.

On "Fox News Sunday," he ruled that out. But confirming his status as something of a GOP outlier, he also said he wouldn't necessarily support the Republican presidential candidate once the primaries and caucuses are over.

"If they believe in expanding the wars, if they don't believe in looking at the Federal Reserve, if they don't believe in real cuts, if they don't believe in deregulation and a better tax system, it would defy everything I believe in," he told Chris Wallace. "And so therefore I would be reluctant to jump on board and tell all of the supporters that have given me trust and

money ... 'All we have done is for naught and let's support anybody at all ... even if they disagree with everything we do.'"

But back to all those straw polls that Paul keeps winning or at least doing well in.

They're typically not scientific, and they can't be compared to nationwide polls.

In the most recent ABC News/Washington Post, Rasmussen Reports, and Quinnipiac polls, Paul remains in single digits behind Herman Cain, Mitt Romney, Newt Gingrich, and Rick Perry among those likely to vote in the Republican primaries or caucuses. And like Michele Bachmann, he's dropped several percentage points since October, according to the latest ABC News/Washington Post poll.

But Paul continues to do well in the straw polls because of the way they're designed and because it's easier for his enthusiastic and very loyal supporters to take part.

At the Values Voter Summit last month, young Paul supporters showed up by the busload to vote for him in that straw poll. The result? He won 37 percent of the vote, much more than Herman Cain (23 percent).

In Illinois over the weekend, Paul's 52 percent win over his GOP rivals comes with interesting caveats.

Voters in the straw poll (who had to contribute \$5 to the Illinois Republican Party for the privilege) could participate either in person or online.

Paul won 66.5 percent of the votes cast over the Internet but just 8 percent of those cast in person (the way actual elections happen), suggesting a heavy online turnout by his supporters. Romney, on the other hand, took 35 percent of the in-person vote and Cain won 29 percent of that vote.

Paul supporters continue to claim media bias against their man.

"If the advocates of Ron Paul often seem like they're paranoid about the way he's overlooked in the mainstream media, there's good reason for it," columnist Paul Mulshine writes in the Star Ledger in New Jersey.

As evidence, he points to a Sunday New York Times Magazine piece by political analyst Nate Silver headlined "What Are the Chances for Republicans?" Silver's piece virtually ignores Ron Paul.

"The candidate who has been running third in many polls is conspicuously absent from the article," writes Mulshine, who also notes that in the Real Clear Politics polling average only Romney does better than Paul in mock head-to-head elections against Barack Obama. ***

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HEALTH

5 foods that can trigger a stroke

By Melanie Haiken
Caring.com



Few things feel more terrifying and random than a stroke, which can strike without warning. And fear of stroke -- when a blood vessel in or leading to the brain bursts or is blocked by a blood clot, starving brain cells of oxygen and nutrients -- is well founded. After all, stroke is the number-three killer in the U.S., affecting more than 700,000 people each year. Here are five foods that cause the damage that leads to stroke.

1. Crackers, chips, and store-bought pastries and baked goods

Muffins, doughnuts, chips, crackers, and many other baked goods are high in trans fats, which are hydrogenated oils popular with commercial bakeries because they stay solid at room temperature, so the products don't require refrigeration. Also listed on labels as "partially hydrogenated" or hydrogenated oils, trans fats are found in all kinds of snack foods, frozen foods, and baked goods, including salad dressings, microwave popcorn, stuffing mixes, frozen tater tots and French fries, cake mixes, and whipped toppings. They're also what makes margarine stay in a solid cube. The worst offenders are fried fast foods such as onion rings, French fries, and fried chicken.

Why they're bad:

For years scientists have known trans fats are dangerous artery-blockers, upping the concentrations of lipids and bad cholesterol in the blood and lowering good cholesterol. Now we can add stroke to the list of dangers. This year researchers at the University of North Carolina found that women who ate 7 grams of trans fat each day -- about the amount in two doughnuts or half a serving of French fries -- had 30 percent more strokes (the ischemic type, caused by blocked blood flow to the brain) than women who ate just 1 gram a day. Another recent study, also in women, found that trans fats promoted inflammation and higher levels of C-reactive protein, which have been linked to an increased risk of diabetes, heart disease, and stroke.

What to do:

Aim to limit trans fats to no more than 1 or 2 grams a day -- and preferably none. Avoid fast-food French fries and other fried menu items and study packaged food labels closely. Even better, bake your own cookies, cakes, and other snacks. When you can't, search out "health-food" alternative snacks, such as Terra brand potato chips and traditional whole grain crackers such as those made by Finn, Wasa, AkMak, Ryvita, and Lavaşch.

2. Smoked and processed meats

Whether your weakness is pastrami, sausage, hot dogs, bacon, or a smoked turkey sandwich, the word from the experts is: Watch out.

Why they're bad:

Smoked and processed meats are nasty contributors to stroke risk in two ways: The preserving processes leave them packed with sodium, but even worse are the preservatives used to keep processed meats from going bad. Sodium nitrate and nitrite have been shown by researchers to directly damage blood vessels, causing arteries to harden and narrow. And of course damaged, overly narrow blood vessels are exactly what you don't want if you fear stroke.

Many studies have linked processed meats to coronary artery disease (CAD); one meta-analysis in the journal *Circulation* calculated a 42-percent increase in coronary heart disease for those who eat one serving of processed meat a day. Stroke is not the only concern for salami fans; cancer journals have reported numerous studies in the past few years showing that consumption of cured and smoked meats is linked with increased risk of diabetes and higher incidences of numerous types of cancer, including leukemia.

What to do:

If a smoked turkey or ham sandwich is your lunch of choice, try to vary your diet, switching to tuna, peanut butter, or other choices several days a week. Or cook turkey and chicken yourself and slice it thin for sandwiches.

3. Diet soda

Although replacing sugary drinks with diet

soda seems like a smart solution for keeping weight down -- a heart-healthy goal -- it turns out diet soda is likely a major bad guy when it comes to stroke.

Why it's bad:

People who drink a diet soda a day may up their stroke risk by 48 percent. A Columbia University study presented at the American Stroke Association's 2011 International Stroke Conference followed 2,500 people ages 40 and older and found that daily diet soda drinkers had 60 percent more strokes, heart attacks, and coronary artery disease than those who didn't drink diet soda. Researchers don't know exactly how diet soda ups stroke risk -- and are following up with further studies -- but nutritionists are cautioning anyone concerned about stroke to cut out diet soda pop.

What to do:

Substitute more water for soda in your daily diet. It's the healthiest thirst-quencher by far, researchers say. If you don't like water, try lemonade, iced tea, or juice.

4. Red meat

This winter, when the respected journal *Stroke* published a study showing that women who consumed a large portion of red meat each day had a 42-percent higher incidence of stroke, it got nutrition experts talking. The information that red meat, with its high saturated fat content, isn't healthy for those looking to prevent heart disease and stroke wasn't exactly news. But the percentage increase (almost 50 percent!) was both startling and solid; the researchers arrived at their finding after following 35,000 Swedish women for ten years.

Why it's bad:

Researchers have long known that the saturated fat in red meat raises the risk of stroke and heart disease by gradually clogging arteries with a buildup of protein plaques. Now it turns out that hemoglobin, the ingredient that gives red meat its high iron content, may pose a specific danger when it comes to stroke. Researchers are investigating whether blood becomes thicker and more viscous as a result of the consumption of so-called heme iron, specifically upping the chance of strokes.

What to do:

Aim to substitute more poultry -- particularly white meat -- and fish, which are low in heme iron, for red meat. Also, choose the heart-healthiest sources of protein whenever you can, especially beans, legumes, nuts, tofu, and nonfat dairy.

5. Canned soup and prepared foods

Whether it's canned soup, canned spaghetti, or healthy-sounding frozen dinners, prepared foods and mixes rely on sodium to increase flavor and make processed foods taste fresher. Canned soup is cited by nutritionists as the worst offender; one can of canned chicken noodle soup contains more than 1,100 mg of sodium, while many other varieties, from clam chowder to simple tomato, have between 450 and 800 mg per serving. Compare that to the American Heart and Stroke Association's recommendation of less than 1,500 mg of sodium daily and you'll see the problem. In fact, a nutritionist-led campaign, the National Salt Reduction Initiative, calls on food companies to reduce the salt content in canned soup and other products by 20 percent in the next two years.

Why they're bad:

Salt, or sodium as it's called on food labels, directly affects stroke risk. In one recent study, people who consumed more than 4,000 mg of sodium daily had more than double the risk of stroke compared to those who ate 2,000 mg or less. Yet the Centers for Disease Control estimate that most Americans eat close to 3,500 mg of sodium per day. Studies show that sodium raises blood pressure, the primary causative factor for stroke. And be warned: Sodium wears many tricky disguises, which allow it to hide in all sorts of foods that we don't necessarily think of as salty. Some common, safe-sounding ingredients that really mean salt:

Baking soda; Baking powder; MSG (monosodium glutamate); Disodium phosphate; Sodium alginate

What to do:

Make your own homemade soups and entrees, then freeze individual serving-sized portions. Buy low-sodium varieties, but read labels carefully, since not all products marked "low sodium" live up to that promise.

Continued from page 1 • A Mother Never Gives Up...

sued, and maligned. She has spent hundreds of thousands of dollars to defend herself and she has won. But Dr. Marshack doesn't think she is brave. Instead, she says, "I was backed into a corner. It was frightening when they came after my property rights, my business, and maligned my professional reputation. But when they started abusing my children, I stopped feeling sorry for myself and started fighting back with a vengeance."

Kathy Marshack had no idea the fight would take so long, when she was forced into it back in October of 2003. Her daughters were only 13 and 16 when this all started. Now they are grown. With deep regret she says, "I am so sorry dear girls. This is not the childhood I wanted for you. Instead of being there for you after school I was busy drafting answers to interrogatories or meeting with one of my many attorneys. Instead of sitting down with you for dinner each night and laughing about your day, I was working long hours in order to pay the mounting bills. On that horrible weekend I spent in the Clark County Jail, you were frightened and all alone . . . your father wouldn't even come to take care of you. All I could do was stand in line with the other mothers to make a collect call from the jail phone."

BIANCA

Dr. Marshack shares some memories of her eldest daughter Bianca. "Shortly after my new neighbor Julianne Leas threatened to have us arrested if we walked past her house, Bianca came to me and asked for help. She had just been chased off the river easement by Julianne's dog that day and was very frightened. Overly confident in my abilities, she wanted me to do something to stop the abuse. When I told her I was trying to solve the problem but that the attorneys would need some time, she innocently suggested that I just walk on over to Julianne's house and tell her to stop the harassment. She said, 'You could make her stop if you wanted to.' She thought I was Wonder Woman then."

"Bianca had a hard time after that. . . because I couldn't stop Julianne's harassment even when I did walk over to her house to talk. On another occasion Bianca was even angrier with me. She said, 'If they want the easement so much, just give it to them and then they will stop harassing us.' I know it was hard for her to understand why I kept fighting for my property rights when it was so stressful on our family. In fact I took her up on her advice and offered to sell the neighbors my easement rights, but of course that didn't work since the City was after something bigger."

Not long after this Bianca left for a two week visit with Dr. Marshack's ex-husband Howard Marshack, and never returned home. It has been six years with no contact. Bianca did write a letter blaming Dr. Marshack for all of the problems. Bianca wrote that her mother was mentally ill and would destroy her sister. She said that her mother was to blame for the neighbor's lawsuit. She even accused Dr. Marshack of self-inflicting the injuries she sustained when her neighbors and ex-husband allegedly assaulted her. Oddly these are the same accusations made against Dr. Marshack by the neighbors, the police, the City Prosecutor, and Howard Marshack. Who would have told a child these things, especially when they aren't true?

The tragedy of Bianca's story is that she suffers from a form of Autism, Asperger Syndrome. This makes her all the more vulnerable to pressure and manipulation. Dr. Marshack reports on one recent occasion, "I sat down and cried when I read the police report filed by my ex-husband. He reported that Bianca was suicidal and had stashed knives all over his house. He never called me. He called the police instead. Bianca is alone and terrified. She needs her mother to protect her and comfort her, but instead she is told that her mother is crazy and dangerous."

Dr. Marshack continues, "I won't stop until Bianca knows I love her and that I will protect her. She is a beautiful and intelligent young woman who deserves a chance at life." We at the US Observer agree that Bianca deserves to know the truth about her mother so she can freely make her own choices.

PHOEBE

Dr. Marshack's younger daughter Phoebe has also suffered. The neighbors have harassed her unmercifully. They have chased her off the easement with a shovel, turned the sprinklers on her, photographed her, assaulted her, and called the police to have them interrogate her. They have labeled her a "retard," in emails. The police have threatened to arrest her when she tried to defend her mother. Phoebe has been frightened for years to use the river easement at all, even when the neighbors lost their lawsuit and the police backed off.

Dr. Marshack is grateful that Phoebe never blamed her for what happened to the family. In fact she has viewed her mother's efforts as an example of strength. She posts to FaceBook that her mother is her "hero." The tragedy is that Dr. Marshack's ex-husband reportedly totally rejected Phoebe when Bianca left. A witness in this case states, "He blocked Phoebe's number from his cell phone. He refuses to let Phoebe visit him or her sister Bianca. He refuses to allow her to attend holiday and family events. He missed all of the important milestones in Phoebe's high school years . . . no soccer games . . . no prom night . . . no awards ceremonies at school. Through others who have spoken to him, Phoebe has learned that her father said he is 'not ready yet' to reunite with his daughter . . . after six years of utter rejection."

With pride Dr. Marshack describes her youngest child, "Phoebe has grown into a delightful young woman. She loves sports of all kinds and wants to expand this interest into a career in recreation management. I know she misses her father and her sister terribly but she is brave. In fact she has not given up. Each holiday, birthday and special event, she goes to her father's house and leaves a waterproof bag by the locked gate. The bag usually contains a card or small gift for her father and Bianca, or an announcement of one of her accomplishments (plus something from me). No one invites Phoebe in or calls her back, but she never gives up hope. That's just the way Phoebe is . . . a loving bright shining one."



Former President Bill Clinton and Dr. Marshack

Dr. Marshack's deeded access through Scott Campbell's property (Campbell is the owner of the Columbian Newspaper). This easement connects to the river easement. So the neighbors sued to quiet title to Marshack's deeded easement rights.

3. They also needed to revoke Dr. Marshack's business license in order to reduce the expense of train crossing upgrades for the quiet zone. As long as Marshack ran a business from her home, the cost of the quiet zone would increase by \$500,000, which is the cost to upgrade the unguarded train crossing that her clients use. Not only did the City accuse Dr. Marshack's business of being a danger to the suing neighbors, but they encouraged Burlington Northern Santa Fe Railroad (BNSF) to make demands that Marshack pay for maintenance and liability at the nearby train crossing, if she wanted to continue her home based business.

4. Not content with taking mere legal measures against her, the neighbors, City Hall and reportedly the Columbian Newspaper, engaged in horrendous harassment, starting with the malicious and libelous memo written by Citizen Advocate Jim Jacks and City Prosecutor Josephine Townsend in which they said that Dr. Marshack was a "diagnosed Functional Sociopath." This character assassination destroyed Dr. Marshack's credibility with City employees and her neighbors, thus contributing to Marshack's victimization through false arrest, assault and battery, stalking, one sided news stories in the Columbian. . . and terrifying Dr. Marshack's children.

5. Behind the scenes Howard Marshack, Dr. Marshack's ex-husband has reportedly encouraged ill will toward her. As recently as a few months ago, it is reported that he wrote a supportive email to fired City Prosecutor Josephine Townsend regarding all of the trouble Dr. Marshack was supposedly causing her and the City through her "malicious defamation lawsuit."

THE CALM AFTER THE STORM

By now it is clear why Dr. Marshack hasn't given up the fight. She says, "I hope it is clear that I want to reach out to my dear, sweet daughters and welcome them home to me and to each other." The fight isn't over yet. The City of Vancouver has yet to answer for their brutal actions toward Dr. Marshack and her family, even though her neighbors have settled with her. The US Observer will continue to report this story as it unfolds.

How has she done it? How has she stayed strong when her children were being trashed? Dr. Marshack says, "I couldn't have come this far if it weren't for the love of my children. Also, my love of God has helped me hang in there through all of the irrational and painful experiences I have been through. My trust has not been misplaced. I do believe there is a reason we go through these battles in life. . . not just to make us stronger, but to make us more loving. A quote that has inspired me through these hard times is painted on a plaque that hangs in our home:

Sometimes God calms the storm.
Sometimes God lets the storm rage . . .
And calms his child.

I hope I get another chance to calm my children so that they can heal and know they are loved. And I hope that they accept my apology for the choices I have made that have hurt them. Not all of my choices were the best, but each step of the way I have learned important lessons and I have grown tremendously. I love you Bianca and Phoebe." - K. Marshack

Editor's Note: The US-Observer highly commends Dr. Kathy Marshack – she is absolutely one of a kind. We also strongly and publicly condemn each and every corrupted individual who has caused this lady or her children one moment of grief or pain. ★★★

THE TRUTH

Now that Dr. Marshack's daughters are young adults in their twenties, she would like them to know the truth of all that she was going through when they were so young, but how does she sum up the terrorizing she experienced and why it occurred? She says, "I can start by saying that I made a choice to fight back, to stand up for my civil rights, to protect our property, and to expose the corruption at City Hall. But this choice took its toll. My girls lost their parents and each other."

Dr. Marshack continues, "If I had to do it over again, and with the wisdom of the many years of battle, I would have packed our bags and moved to New Zealand. I think we would have been safer there. In fact, during mediation with the suing neighbors, they made a similar offer. They said they would drop their lawsuit if I would sell our house and move out of the State of Washington. And they gave me 30 days to do so!"

The US Observer hopes that Bianca and Phoebe read this story and the three preceding stories about Dr. Marshack. Now that they are adults, we hope that they come to realize that their mother has never wavered in her love for them even as she fought the ruthless and corrupt individuals who tried to take away her rights and her family, and drive her out of town. In a nutshell, here's the truth.

1. Influential neighbors, backed by the City of Vancouver and the Columbian Newspaper wanted to improve the value of their waterfront properties by creating a train horn noise quiet zone through the neighborhood near Dr. Marshack's home. The only problem is that Dr. Marshack's rights were in the way.
2. In order to further the quiet zone project, they had to revoke

DA Who Never Charged Sandusky Has Been Missing Since 2005

Teresa Masterson (NBC) - Why didn't Centre County District Attorney Ray Gricar prosecute Jerry Sandusky the first time he was accused in 1998? We may never know, as Gricar disappeared in 2005.

It is strange that Centre County District Attorney Ray Gricar never prosecuted Jerry Sandusky on child-rape charges 13 years ago, some speculate, because Gricar was known for being fiercely independent and hard on crime.

But it is even stranger that we cannot ask Gricar why Sandusky was not put behind bars, because the tough-as-nails district attorney disappeared in 2005. And though he was declared dead July of this year, his body has never been found.

"People ask why Ray did not prosecute, and I have no problem saying, because he clearly felt he didn't have a case for a 'successful' prosecution," Tony Gricar, Ray Gricar's nephew, told The Patriot-News.

"... One thing I can say is that Ray was beholden to no one, was not a politician."

This district attorney had "a bitter taste in his mouth for the [Penn State] program, and its coach," according to his nephew, and never prosecuted Sandusky. He disappeared on April 15, 2005 after telling his girlfriend that he was going on a drive.

Ray Gricar's car was found the next day in a Lewisburg parking lot and his laptop, sans hard drive, was found in the Susquehanna River, according to the Patriot-News.

Ray Gricar's friend, Montour County District Attorney Robert Buehner Jr., told the New York Times that if the ardent district attorney had committed suicide, he would have wanted his body found. But in the case of possible foul play, no suspects have emerged from investigations.

When it comes to the Sandusky case, friends and former co-workers are all of the opinion that Ray Gricar would never back down from a righteous prosecution.

"No one got a bye with Ray," Anthony De Boef, who was an assistant district attorney under Gricar for five years told the NY Times. "He didn't care who you were; he had a job to do."

And, despite the fact that Ray Gricar had the mother of one of the alleged victims confront Sandusky while police listened, the 1998 report on Sandusky was labeled "unfounded" by the District Attorney's Office, reports the Patriot-News.

"I would say this about Ray: He would be extremely cautious in proceeding because he wanted to make sure that there would be a reasonable likelihood of conviction," Buehner told the Patriot News. "You don't want to go after someone high profile



Former Penn State Football Coach Jerry Sandusky

unless you have a compelling case."

As for the 2002 incident, in which a graduate assistant told Penn State coach Joe Paterno that he witnessed Sandusky raping a 10-year-old boy in the PSU locker rooms, there is no indication that Ray Gricar was notified, reports the Patriot-News. ★★★

Visit www.usobserver.com for full video. Warning: Graphic



By Scott Boeck and Katherine Lackey
Source: Penn State athletics

Reforming Social Security - The Cruel Hoax

By Devvy Kidd

"Force [is] the vital principle and immediate parent of despotism." --Thomas Jefferson: *1st Inaugural, 1801. ME 3:321*

Please read Dr. Edwin Vieira's very factual, and painful, column on social security published in 2005 on NewsWithViews.com. I want you to see that nothing has changed since. In fact, how many times have we all heard about reforming that monstrous Ponzi scheme that tens of millions of Americans depend on for the very food on their table and heat in the house? My entire adult life. One can read State of the Union addresses for every president going back to George Washington on the Internet. Of course, you would start later down the road as social security gradually turned into the "sacred cow" of politics.

Bill Clinton's State of the Union addresses always carried practically the same sentences: "... we must agree to a bipartisan process to preserve (save) Social Security" (1997); "... we must save Social Security for the 21st century" (1998); "... we must save Social Security for the 21st century" (1999).

Of course, none of this reforming has ever come about because this is a mathematically flawed system that can't be saved. The only result of all this chatter has been greater expansion of programs under Social Security, further luring Americans into dependency. Unfortunately, the American people didn't heed the warnings when FDR rammed through Social Security and his "New Deal."

"The New Deal will bring the Communist Party within striking distance of overthrow of the American form of government," (1935) Arthur Henning, Chicago Tribune.

"The New Deal is to America what the early phase of Nazism was to Germany," (1935) Mark Sullivan, Buffalo Evening News. Ironically, in the same year, Feb. 7 to be exact, John D. Rockefeller was printed by the Department of Justice to kick off a public campaign for a national fingerprint registration law.

In 1932, William Z. Foster, then chairman of the Communist Party USA, authored a book titled, "Toward Soviet America." On page 281, Foster states that in order to Sovietize America, there would have to be social insurance against unemployment, an old-age insurance (Social Security), free medical services as well as socialized housing. Three years later, Social Security was up and running and the rest has fallen neatly into line to meet communist goals in America.

Think tanks which make their living writing about how to "fix" Social Security have been talking up their latest ideas which amount to nothing more than rehashing the same old worn out Band-Aids. Popular conservative columnists and talk-radio hosts parrot the same, Republican or Democrat. Few ever get to the meat of the legal details. Remember: *There's no money in the cure, only the treatment.* Before one attempts to fix this federal taxing scheme cleverly called "Social Security," they must understand how it works - something politicians religiously avoid telling the American people.

Social Security was ruled constitutional the second time around by the Supreme Court because it is a *voluntary* program. No one can be forced to participate, numbers are not automatically issued to anyone, they must apply for one through the Social Security Administration. There is a provision in the National Intelligence Reform

Act of 2004 passed by the Republicans and signed into law by Bush that will require Social Security numbers on a national ID. This will be challenged in court, so stay tuned on that one.

The Social Security Administration merely keeps a bookkeeping account which credits you with a certain amount and when the times comes for the government to "let" you retire, you apply for whatever pittance in benefits the system will allow. The government doesn't want you to know this system is voluntary and they won't "let" you out unless you know the law - and even then, it's a fierce battle because of corrupt federal judges. This is a grotesque travesty of injustice against the American people. The system is parasitic and



needs victims to stay in business ... even to the point of lying to the American people about how it works. Most Americans aren't even eligible to apply for this insidious number, they're tricked into applying. That is a legal fact.

Social Security has been a political football for over 60 years. The Democrats use it as a scare tactic each election and the Republicans spend an equal amount of time trying to counter this meaningless rhetoric. Lawyers make

tens of millions of dollars on perpetuating this federal taxing scheme. It's time to expose this game for what it is and the only real solution - a solution which will be embraced by the American people once they understand how it will benefit them.

As I write this column, SS liabilities total \$15.3 TRILLION dollars and counting. Add the "free" prescription drug liabilities, \$20.2 TRILLION dollars and Medicare's unpaid liabilities, \$80.6 TRILLION dollars and one can see there isn't enough funny money (I call confetti) on earth to even begin to pay just those three debts alone. Pay as you go systems? With what? With 53 MILLION babies aborted who won't be paying into the SS system and 23 MILLION unemployed Americans who have no income and can't even pay their rent? Millions have been unemployed for as long as two years.

In order for "social" programs like that to work, revenues have to be built in that will cover costs. As you can see by the numbers above, all three taxing schemes totaling \$115 TRILLION dollars have always been destined to be buried in mountains of unpayable debt simply because they are Ponzi schemes that require more and more money that in the end still will not cover liabilities.

If obtaining an SSN is voluntary, how is it that this tax then becomes mandatory? Since when is it legal to force any American to join a voluntary "insurance" plan that is in reality nothing but another tax - especially when an individual must apply for a number that puts them into this taxing system? Many of us have letters from the SSN which says: "No one is required to have a social security number to live or work in the United States."

Even if you never voluntarily apply for a SSN (and many don't) you will be taxed separately. Decades ago, corrupt politicians knew independent minded Americans did not want to join the

SS taxing scheme, but also knowing the system had to continue being fed by as many as possible, they simply passed a law which says that even if you never apply for the number and never apply for the benefits you will still have to pay SS taxes until the day you die

An even bigger question: Am I even eligible to obtain this number? This is a very important legal question that seldom is raised about Title 42, the so-called "The Federal Old-Age, Survivors and Disability Insurance Benefits Program." After a thorough review of Section 405, it would appear there are *only certain classifications of individuals who are legally eligible to apply.* To be specific, see:

42 U.S.C. Section 405(c)(2)(B):

"(B)(i) In carrying out the Commissioner's duties under subparagraph (A) and subparagraph (F), the Commissioner of Social Security shall take affirmative measures to assure that social security account numbers will, to the maximum extent practicable, be assigned to all members of appropriate groups or categories of individuals by assigning such numbers (or ascertaining that such numbers have already been assigned);

"(I) to aliens at the time of their lawful admission to the United States either for permanent residence or under other authority of law permitting them to engage in employment in the United States and to other aliens at such time as their status is so changed as to make it lawful for them to engage in such employment;

"(II) to any individual who is an applicant for or recipient of benefits under any program financed in whole or in part from Federal funds including any child on whose behalf such benefits are claimed by another person; and

"(III) to any other individual when it appears that he could have been but was not assigned an account number under the provisions of sub clauses (I) or (II) but only after such investigation as is necessary to establish to the satisfaction of the Commissioner of Social Security, the identity of such individual, the fact that an account number has not already been assigned to such individual, and the fact that such individual is a citizen or a noncitizen who is not, because of his alien status, prohibited from engaging in employment; and, in carrying out such duties, the Commissioner of Social Security is authorized to take affirmative measures to assure the issuance of social security numbers;

"(IV) to or on behalf of children who are below school age at the request of their parents or guardians; and

"(V) to children of school age at the time of their first enrollment in school." We find more government lie-speak and the obligation or duty to apply for and obtain a Social Security card or number at 20 C.F.R., section 422.103 (2002):

"(b) Applying for a number. (1) Form SS-5. An individual needing a social security number *may* apply for one by filing a signed Form SS-5, 'Application for a Social Security Card,' at any social security office and submitting the required evidence...

"(2) Birth Registration Document. The Social Security Administration (SSA) may enter into an agreement with officials of a state...to establish, as part of the official birth registration process, a procedure to assist SSA in assigning social security numbers to newborn children. Where an agreement is in

Devy Kidd

"That liberty [is] pure [which is to go to all, and not to the few or the rich alone."]

Thomas Jefferson



Investigative journalist Devvy Kidd is well known for her comprehensive columns on today's most pressing issues.

Devy's Archives CD includes her best selling booklets *Why A Bankrupt America* (1,653,000 copies) and *Blind Loyalty* (700,000 copies on vote fraud).

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Knowledge is Power

effect, a parent, as part of the official birth registration process, need not complete a Form SS-5 and may request that SSA assign a social security number to the newborn child.

Another (2): "(2) Request on birth registration document. Where a parent has requested a social security number for a newborn child as part of an official birth registration process described in paragraph (b)(2) of this section, the State vital statistics office will electronically transmit the request to SSA's central office....Using this information, SSA will assign a number to the child and send the social security number card to the child at the mother's address."

Today, parents are being forced at hospitals all across this country to fill out documentation to obtain an SSN for their baby before they are "allowed" to take their newborn home. What an outrage. Anyone can go to SSN's web site to read this:

"Must my child have a Social Security number? No. Getting a Social Security number for your newborn is voluntary."

Of course, without the big carrot you will not be able to use your child(ren) as a deduction on your "federal" income tax return.

Every American has the right to be fully informed of the law and the consequences of entering into any agreement that binds them to a government program. Forcing a newborn, incapable of understanding anything other than life giving functions such as food and a clean diaper, or a teenager to enter into a supposedly lifetime voluntary taxing program for which they have no understanding, is reprehensible and flies in the face of all the principles of freedom and free choice that this nation was founded upon.

In order for the SS Ponzi scheme to

continue forcing involuntary servitude upon an individual to support someone else's retirement even if they don't want to, you will be forced to pay into the SS system with a gun to your head by the IRS.

Social Security can't be saved, but it can and must be funded for those who need it. Personally, I want to see the whole program die a natural death and Dr. Vieira very succinctly outlines how it can and should be done. Isn't about time to stop the fear mongering and "fix" that broken system once and for all by working towards eliminating it all together? That will not happen until millions of Americans demand the Outlaw Congress stop the election BS and implement the solution.

Social Security discourages private savings and makes an individual dependent upon the whims of politicians and the unpredictable vicissitudes of the markets, investments, and of course, the failing dollar. In reality, by retirement time under SS, you end up with less dollars than if you had saved and invested during your working career and that is a fact. *Saving for your retirement is a personal responsibility that should never have been forced upon your neighbor.* Saving for retirement is something that parents should teach their children as they enter their formative years and teach by example. Placing your retirement in the hands of lawyers who write the bills passed by politicians has turned into a nightmare. Do you want it to continue for your children and grand children?

Devy Kidd authored the booklets, Why A Bankrupt America and Blind Loyalty; 2 million copies sold. Devvy appears on radio shows all over the country. She left the Republican Party in 1996 and has been an independent voter ever since. Devvy isn't left, right or in the middle; she is a constitutionalist who believes in the supreme law of the land, not some political party.

Devy's regularly posted new columns are on her site at: www.devy.com. You can also sign up for her free email alerts.

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COMMENTARY Your Right to Speak Out

Taking Executive Orders Too Far



By Ron Paul

These are frustrating times for the President. Having been swept into office with a seemingly strong mandate, he enjoyed a Congress controlled by members of his own party for the first two years of his term. However, midterm elections brought gridlock and a close division of power between the two parties. With a crucial re-election campaign coming up, there is desperation in the president's desire to "do something" in spite of his severely weakened mandate.

Getting something done is proving to be a monumental task. This may be news to the supposed constitutional scholar who is now our president, but if the political process seems inconvenient to the implementation of his agenda, that is not a flaw in the system. It was designed that way. The drafters of the Constitution intended the default action of government to be inaction. Hopefully, this means actions taken by the government are necessary and proper. If federal laws or executive actions can't be agreed upon constitutionally- which is to say legally- such laws or actions should be rejected.

The vision of the founders was to set up a government that would remain small and unobtrusive via a system of checks and balances. That it has taken our government so long to get this big speaks well of the original design. The founders also knew the overwhelming nature of governments was to amass power and grow. The Constitution was to serve as the brakes on the freight train of government.

But the Obama administration, like so many administrations in the 20th century, chooses to ignore the Constitution entirely. The increasingly broad use and scope of the Executive Orders is a prime example.

Executive Orders are meant to be a way for the president to direct executive agencies on the implementation of congressionally approved legislation. It has become increasingly common for them to be misused in ways that are contradictory to congressional intent, or to bypass Congress altogether in enacting political agendas. The current administration has unabashedly stated that Congress's unwillingness to pass the president's jobs bill means that the president will act unilaterally to enact provisions of it piecemeal through Executive Order. Obama explicitly threatens to bypass Congress, thus aggregating the power to make and enforce laws in the executive. This clearly erodes the principles of separation of powers and checks and balances. It brings the modern presidency dangerously close to an elective dictatorship.

Of course, the most dangerous and costly overstepping of executive authority is going to war without a congressional declaration.



Congress has been sadly complicit in this usurpation by ceding much of its war-making authority to the executive because it wants to avoid taking responsibility for major war decisions, but that is part of our job in Congress! If the President cannot present to Congress and the people a convincingly strong case for going to war, then perhaps we should keep the nation at peace, rather than risk our men and women's lives for ill-defined reasons!

This administration certainly was not the first to behave in ways that have defied the Constitution to overstep its bounds. Sadly, previous administrations have set precedents that the current administration is only building upon. It is time for Congress to reassert itself and its constitutional role so that future administrations cannot continue on this dangerous path. ★★★

Judges Are for Sale - and Special Interests Are Buying



By Adam Cohen
TIME

The Occupy Wall Street movement is shining a spotlight on how much influence big-money interests have with the White House and Congress. But

people are not talking about how big money is also increasingly getting its way with the courts, which is too bad. It's a scandal that needs more attention. A blistering new report details how big business and corporate lobbyists are pouring money into state judicial elections across the country and packing the courts with judges who put special interests ahead of the public interest.

A case in point: West Virginia. In 2007, the West Virginia Supreme Court, on a 3-2 vote, threw out a \$50 million damage award against the owner of a coal company. Funny thing: the man who would have had to pay the \$50 million had spent \$3 million to help elect the justice who cast the deciding vote. The West Virginia ruling was so outrageous that in 2009 the United States Supreme Court overturned it. But that was unusual. In most cases, judges are free to decide cases involving individuals and groups that have paid big money to get them elected. (MORE: Justice on Display: Should Judges Deliberate in Public?)

So who is paying? The new study — by New York University Law School's Brennan Center for Justice, the National Institute on Money in State Politics, and the Justice at Stake Campaign, a non-partisan reform group — found that a small group of super spenders plays the biggest role, using their money to buy the kind of judges they want hearing their cases. These super spenders are the usual suspects: mainly big business, corporate lobbyists, and trial lawyers. Also high on the list: a disturbing category called "unknown." In many states, disclosure laws are so weak that special interests can buy judicial elections without the public even finding out.

There is also a lot of one-issue money sloshing around. In 2010, three Iowa Supreme

Court justices who ruled in favor of gay marriage were voted out of office — after a bitterly fought campaign dominated by money from out-of-state groups like the National Organization for Marriage and the American Family Association. Much of the special interest money is used for attack ads, which leverage hot-button issues to demonize judicial candidates. Has a sitting judge ever reversed a criminal conviction because the law was not followed? Then they must be soft on crime — and not care about victims.

Why does all this matter? Because as money floods into judicial elections, we are getting courts that are filled with judges whose first loyalty is not to justice — or to the general public — but to insurance companies, big business and other special interests. It's not hard to guess what insurance companies want their judges to do. They want them to rule against people who have been injured — even when they deserve compensation, and they want damage awards to be slashed. Big business wants weak enforcement of laws against discrimination and pollution. On the other side of the political spectrum, trial lawyers want verdicts for plaintiffs — and large damage awards.

The report's authors have some suggestions for minimizing the impact of payola. They want to see more public financing of judicial campaigns, although it is unclear how much the current United States Supreme Court will allow. (The conservative majority has been recklessly striking down campaign finance rules in recent years.) Many reformers think that the answer lies in ending the direct election of judges, and switching to a system (which some states already have) of appointing judges. That takes away the problem of elections, but special interests can shift their strategy to lobbying governors to appoint sympathetic judges. (MORE: John Paul Stevens Publishes Supreme Court Memoir)

Clearly, this is not a problem with easy solutions. But there need to be solutions. The American ideal of justice requires neutral judges, whose only commitment is to the law. Judicial elections that are dominated by special interest money make a mockery of that ideal. ★★★

Cohen, the author of *Nothing to Fear*, teaches at Yale Law School



Liberty and Justice for All

Take the "4th" - Do NOT Consent



By Nathan Wente

“Where the people fear the government you have tyranny. Where the government fears the people you have liberty.”

--John Basil Barnhill (1914).

This quote is so simple and yet so profound in its truth. How then do we, the people, cause our government to "fear" us so that we may maintain liberty and live free? I believe the answer is in becoming educated about our rights as they are memorialized under the law, especially under the United States Constitution. Without knowledge and exercising of our rights there is no incentive for the government to honor them.

This month's topic is one that I'm passionate about as I deal with it often, the 4th Amendment. It states, *"The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause..."*

It may be helpful to re-read last month's letter on "judicial creation" (on www.usobserver.com) of law if you've forgotten what it is, as the 4th amendment is another right that has been greatly impacted by it. The 4th amendment has been broken into two distinct parts:

- 1) Judges shall not issue warrants unless they find probable cause;
- 2) You and your property shall not be unreasonably searched or seized.

For purposes of this discussion the focal point will be #2 but it

is necessary to understand the connection between the two parts. The connection is, if the government performs a search or seizure with a warrant then, generally speaking, the 4th amendment has NOT been violated because the search was reasonable.

If government performs a search or seizure without a warrant then the issue of whether there is a 4th amendment violation hinges on whether the search or seizure was "unreasonable." If a search or seizure was "unreasonable" there is a violation of the 4th amendment; if it was reasonable there is not.

So what does "unreasonable" mean? The courts have spent the last 200+ years defining, and re-defining, the term "unreasonable" as they believe it was intended in the Constitution. When the courts are presented with a case where an officer performed a search or seizure without a warrant they must decide whether the search or seizure was reasonable or not. If they decide it was reasonable this is called an "exception" to the warrant requirement.

The following is a list of some of these so called "exceptions":

- a) Where an officer has probable cause a person has committed a crime the person may immediately be arrested;
- b) Where an officer has arrested someone, their person and property nearby may be searched (a.k.a. "search incident to arrest");
- c) Where an officer has a reasonable belief that a motorist is dangerous and may be carrying weapons, the vehicle may be searched (a.k.a. "automobile exception");
- d) Where an officer reasonably believes a person is engaged in criminal activity and the person may be armed, the person may be temporarily detained and patted down (a.k.a. "stop & frisk")
- e) Where an officer believes there is a compelling need for action and no time to get a warrant (a.k.a. "exigent circumstances");
- f) Where an officer has a person's "consent," they may be searched;

g) Where an officer has seized property, such as a vehicle, a property search may be performed (a.k.a. "inventory search")

There are at least a few more "exceptions" and I'm sure the future will bring more. The courts still make the claim in their published opinions that "there are only a few very specific 'exceptions' to the warrant requirement." This, in my opinion, is absurd since the list above begs the question; haven't the number of "exceptions" practically destroyed the rule of requiring a warrant? I contend that it has, especially when you consider that whether an "exception" applies is, in most cases, based solely on the officer's testimony of the circumstances surrounding the search or seizure.

I bolded consent because it is the only "exception" we have any control over. Don't consent. Ever. Whether you've something to hide or not it is your responsibility to exercise your rights. You DO NOT have to consent even though that's what we've been programmed to do. There is nothing wrong with refusing consent and it does NOT mean you've something to hide; it means you value your privacy. You wouldn't let a stranger search your person or property. Does a uniform and badge make the person any less of a stranger? Of course not. Refusing to give consent is the only thing we can do in this context, as individuals, to send a message that we know our rights and are willing to exercise them.

So the next time an officer asks to search your person or property you may politely tell them, "I do not consent to your search." Pop out your recording device (if you have one), notify the officer you are recording him/her, and ask, "Are you going to search even though I've refused? If so, on what grounds?"

Know your rights.
Stand for freedom. ★★★

"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

HR 1505: Giant Land Grab For The Police State



By **Chuck Baldwin**
NewsWithViews.com

Montana Republican Congressman Denny Rehberg lent his support for ceding more power and authority to the federal government's emerging police state by supporting HR 1505, the "National Security and Federal Lands Protection Act." This monstrous bill empowers the Department of Homeland Security (DHS) to confiscate to itself tens of thousands of acres of land across the US northern border. This is for "national security" reasons, of course. Gag!

My friend, Dr. Ed Berry, has written a very astute summary and analysis of HR 1505 on his website, PolyMontana.com. I am going to be borrowing heavily from his research in this column.

Dr. Berry rightly notes that the DHS is the giant head of no less than seven federal agencies: Transportation Security Administration (TSA), US Customs & Border Protection (CBP), US Citizenship & Immigration Services (CIS), US Immigration and Customs Enforcement (ICE), US Secret Service (SS), Federal Emergency Management Agency (FEMA), and US Coast Guard (USCG).

Dr. Berry says pointedly, "FEMA is the one with the small cages to put you in if you do not

border.

According to Denny Rehberg, the reasons the DHS needs to seize all this property are:

- 1) to stop the "turf war" between federal agencies;
- 2) Drug growers are hiding in our forests;
- 3) to catch criminals hiding in our forests;
- 4) to stop illegal aliens from coming in America.

Let's first acknowledge that the federal government has absolutely no natural right or constitutional jurisdiction to claim (much less seize) land and territory outside of the District of Columbia. In many of the western states of the US, for example, the vast majority of land in any given State is now regarded as "federal" land. Ask yourself, where is the constitutional authorization for this federal land grab? When did the various State legislatures vote to give these properties to the federal government? When did the various State governors sign the



Congressman **Denny Rehberg**

State laws giving these properties to the federal government? When did the citizens of the various states vote to give these properties to the federal government? The answer is, nowhere, and they didn't!

How is it, then, that we have elected representatives such as Denny Rehberg—people who took an oath to preserve, protect, and defend the Constitution of the United States—who are either so ignorant of the Constitution that they took an oath to uphold, or who are so flippant and careless about that oath, that they so quickly and routinely trample, not only the federal Constitution, but the natural laws and principles of God, and the sovereign rights and authority of the several states?

Now, let's look at Rep. Rehberg's reasons why he supports HR 1505 one at a time:

*** To stop the "turf war" between federal agencies**

This is a very specious argument, to say the least! No federal agency has any claim to State land! The land doesn't belong to those miscreants inside the Beltway! It belongs to the people of the several states! Therefore, it is the responsibility of the State governor and county sheriff to determine who is and who is not allowed access to these lands. All this talk of a "turf war" between federal agencies is just a bunch of hooey!

On this point, we must note that Rep. Rehberg has introduced a "Sheriffs First" amendment to HR 1505. If approved, this amendment would recognize county sheriffs' law enforcement power over federal agencies and personnel. Of course, this is power sheriffs already have!

For the record, I don't believe for one second that Denny Rehberg cares one whit whether county sheriffs exercise their authority over these Nazi-like federal agencies. He came up

with this amendment as a way to mollify the people of Montana after he discovered that a sizeable number of his constituents are rightfully "mad as hell" about his support for this draconian piece of legislation. After all, he is campaigning for a US Senate seat.

One disagreement I have with Dr. Berry's analysis is his statement, "The exception to a sheriff's ultimate authority should be our Federal Bureau of Investigation (FBI) which may be our only way to remove corruption among local police." The way to deal with corrupt local police officials is for the governor to intervene. Per the Tenth Amendment, law enforcement is the exclusive jurisdiction of State government.

*** Drug growers are hiding in our forests**

In this regard, Dr. Berry's analysis is absolutely spot-on: "America's War on Drugs is a scam. It keeps the price of drugs high by limiting supply, so drug cartels and our CIA can make money selling drugs. It hires police to catch pot growers and smokers who overflow our prisons. But wealthy drug dealers who pay off the police have a free run. The solution is not to give DHS control over our land. The solution is to stop the War on Drugs."

Dr. Berry is also correct when he states, "Virtually all drugs used in America come across our southern border and DHS has not been able to stop it. So why should we allow DHS to control non-existent drug traffic [over] our northern border when they can't stop the problem where it exists?"

***To catch criminals who are hiding in our forests**

Again, law enforcement is the responsibility of State and local government. If there are criminals "hiding in our forests," it is the job of the State law enforcement agencies to find and apprehend them. Moreover, Dr. Berry astutely observes that to use this argument as justification to cede more authority and territory to DHS "shows the real intent of HR 1505 is to control American citizens." Amen!

***To stop illegal aliens from coming into America**

I cannot believe Denny Rehberg could say this with a straight face! Yeah, we have a real problem with all those illegal Canucks coming across our northern border, don't we? That's so absurd; I doubt that anyone reading that statement could do so without laughing out loud!

For the record, I live about 75 miles south of

the Canadian border, and, ladies and gentlemen, I can tell you unequivocally that there is absolutely no problem with illegal aliens coming across that northern border! In fact, the western states that border Canada enjoy some of the lowest crime rates anywhere in the country.

I'll tell you where we have a problem will illegal aliens (not that I have to): it's along our southern border! So, what are the DHS and the rest of the federal government doing to protect our southern border? Not much! The DHS often imprisons Border Patrol agents who attempt to do their jobs.

The federal Justice Department sued the State of Arizona for its attempt to stop illegal immigration and constantly hassles and harangues Maricopa County Sheriff Joe Arpaio, because of his no-nonsense enforcement of Arizona immigration laws. Furthermore, the Obama administration secretly used federal police agencies to actually supply sophisticated firearms to Mexican drug cartels—firearms that were used to murder a US Border Patrol agent, no less. Does this sound like a federal government that is truly concerned about illegal immigration to you? And now we are supposed to believe that HR 1505 is designed to stop illegal immigration where, for all intents and purposes, it doesn't even exist? Get real!

Dr. Berry inserts one more salient point into his column: "Do you see a pattern here? All the claimed reasons for HR 1505 are the result of federal laws or lack [of] enforcement of our Constitution. Now the feds want another law to supposedly cure the problems they created."

I implore readers to contact their US congressman or congresswoman and find out where he or she stands on HR 1505. This is a monstrous bill that lurches the United States forward into a federal police state in giant strides! The implications and ramifications of this bill, should it become law, are staggering—and scary!

P.S. Let me once again remind readers that my son Tim Baldwin and I have just released the second edition of our blockbuster book, "Romans 13: The True Meaning of Submission." I am absolutely convinced that if churches and Christians throughout America could get a good grasp of the true meaning of Romans 13, we could literally change the direction of the country! This imbecilic "obey-the-government-no-matter-what" misinterpretation of Romans 13 is as much responsible for America's demise as is anything else that one can name. I strongly encourage readers to purchase this book for themselves and for their friends and relatives—and especially for their pastors and fellow churchmen.



Department of Homeland Security agencies at a DHS commemoration event in Washington, D.C.
U.S. Coast Guard photo by Petty Officer 2nd Class Patrick Kelley

behave. TSA is the one that gives you a useless body scan before you get on an airplane, bus, etc. DHS is the one adding its sensors to streetlights around America and the promoter of E-Verify and Real ID as a cradle-to-grave biometric tracking system for every American." And it is CBP that the DHS is using to seize property along the US northern

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14 New Ways The Government Is Watching You

By Michael endoftheamericandream.com

If you live in the United States today, you need to understand that your privacy is being constantly eroded. Our world is going crazy, government paranoia is off the charts and law enforcement authorities have become absolutely obsessed with watching us, listening to us, tracking us, recording us, compiling information on all of us and getting us all to spy on one another. If you doubt that we are rapidly getting to the point where the government will monitor every breath you take and every move you make, just read the rest of this article. The truth is that the government is watching you more closely than ever, and they are spending billions upon billions of dollars to enhance their surveillance capabilities even further. If our society stays on this current path, we will eventually have zero privacy left. At this point, it is not too hard to imagine a society where we will not be able to say anything, buy anything, sell anything, assemble with others or even leave our homes without government permission. We truly are descending into a dystopian nightmare and the American people had better wake up.

Sadly, most people living in the United States and in Europe do not realize what is happening. Most of them think that everything is just fine. The "Big Brother control grid" that is being constructed all over the western world squeezes all of us just a little bit tighter every single day, and most people don't even feel it.

But when you step back and take a look at the big picture, it truly is horrifying.

The following are 14 new ways that the government is watching you....

1 In many areas of the United States today, you will be arrested if you do not produce proper identification for the police. In the old days, "your papers please" was a phrase that we used to mock the tyranny of Nazi Germany. But now all of us are being required to be able to produce "our papers" for law enforcement authorities at any time. For example, a 21-year-old college student named Samantha Zucker was recently arrested and put in a New York City jail for 36 hours just because she could not produce any identification for police.



Samantha Zucker

2 The federal government has decided that what you and I share with one another on Facebook and on Twitter could be a threat to national security. According to a recent Associated Press article, the Department of Homeland Security will soon be "gleaning information from sites such as Twitter and Facebook for law enforcement purposes".



Other law enforcement agencies are getting into the act as well. For example, the NYPD recently created a special "social media" unit dedicated to looking for criminals on social media networks such as Facebook and Twitter.

3 New high-tech street lights that are being funded by the federal government and that are being installed all over the nation can also be used as surveillance cameras, can be used by the DHS to make "security announcements" and can even be used to record personal conversations. The following is from a recent article by Paul Joseph Watson for Infowars.com....

Federally-funded high-tech street lights now being installed in American cities are not only set to aid the DHS in making "security announcements" and acting as talking surveillance cameras, they are also capable of "recording conversations," bringing the potential privacy threat posed by 'Intellistreets' to a whole new level.

4 More than a million hotel television sets all over America are now broadcasting propaganda messages from the Department of

Homeland Security promoting the "See Something, Say Something" campaign. In essence, the federal government wants all of us to become "informants" and to start spying on one another constantly. The following comes from an article posted by USA Today....

Starting today, the welcome screens on 1.2 million hotel television sets in Marriott, Hilton, Sheraton, Holiday Inn and other hotels in the USA will show a short public service announcement from DHS. The 15-second spot encourages viewers to be vigilant and call law enforcement if they witness something suspicious during their travels.

5 The FBI is now admittedly recording Internet talk radio programs all over the United States. The following comes from a recent article by Mark Weaver of WMAL.com....

If you call a radio talk show and get on the air, you might be recorded by the FBI.

The FBI has awarded a \$524,927 contract to a Virginia company to record as much radio news and talk programming as it can find on the Internet.

The FBI says it is not playing big brother by policing the airwaves, but rather seeking access to what airs as potential evidence.

Potential evidence of what? This is very creepy. Why is the FBI so interested in what is being said during Internet talk radio programs?

6 TSA VIPR teams are now conducting random inspections at bus stations and on interstate highways all over the United States. For example, the following comes from a local news report down in Tennessee....

You're probably used to seeing TSA's signature blue uniforms at the airport, but now agents are hitting the interstates to fight terrorism with Visible Intermodal Prevention and Response (VIPR).

"Where is a terrorist more apt to be found? Not these days on an airplane more likely on the interstate," said Tennessee Department of Safety & Homeland Security Commissioner Bill Gibbons.

Tuesday Tennessee was first to deploy VIPR simultaneously at five weigh stations and two bus stations across the state.

7 Thermal imaging face scanners are becoming much more sophisticated. Law enforcement authorities in the western world are getting very excited about "pre-crime" tools such as this that will enable them to "prevent crimes" before they happen. The following is from a recent BBC News article....

A sophisticated new camera system can detect lies just by watching our faces as we talk, experts say.

The computerized system uses a simple video camera, a high-resolution thermal imaging sensor and a suite of algorithms.

Researchers say the system could be a powerful aid to security services.

But face scanners are not just a tool that will be used in the future. The truth is that face scanners are being used all over the United States right now. The following comes from an article posted on Singularity Hub....

Law enforcement continues to adopt new technologies in an effort to make their jobs easier and keep us safer. The latest gizmo attaches to officers' iPhones and turns them into biometric face scanners. The scanners have already been street tested in Massachusetts. Pretty soon cops all across the US will be using them to ID suspects.

Before long, technology like this will be all over America. In fact, the FBI has announced that it will be activating a "nationwide facial recognition service" in January.

8 Another "pre-crime" technology currently being tested by the U.S. Department of Homeland Security is The Future Attribute Screening Technology (FAST) program. The following description of this new program comes from an article in the London Telegraph....



Using cameras and sensors the "pre-crime" system measures and tracks changes in a person's body movements, the pitch of their voice and the rhythm of their speech.

It also monitors breathing patterns, eye movements, blink rate and alterations in body heat, which are used to assess an individual's likelihood to commit a crime.

The Future Attribute Screening Technology (FAST) programme is already being tested on a group of government employees who volunteered to act as guinea pigs.



Do you want government officials to pull you aside and interrogate you just because you are feeling a little bit nervous one particular day?

9 Sadly, "pre-crime" technology is even being used on our children. The Florida State Department of Juvenile Justice has announced that it will begin using analysis software to predict crime by young delinquents and will place "potential offenders" in specific prevention and education programs.

How soon will it be before this type of things is applied to adults?

10 Our children are being programmed to accept the fact that they will be watched and monitored constantly. For example, the U.S. Department of Agriculture is spending large amounts of money to install surveillance cameras in the cafeterias of public schools all across the nation so that government control freaks can closely monitor what our children are eating.

11 The U.S. government is also increasingly using "polls" and "surveys" as tools to gather information about all of us. In previous articles, I have noted how government authorities seems particularly interested in our children. According to Mike Adams of Natural News, the CDC is starting to call parents all over the U.S. to question them about the vaccination status of their children....

The U.S. Centers for Disease Control, which has been comprehensively exposed as a vaccine propaganda organization promoting the interests of drug companies, is now engaged in a household surveillance program that involves calling U.S. households and intimidating parents into producing child immunization records. As part of what it deems a National Immunization Survey(NIS), the CDC is sending letters to U.S. households, alerting them that they will be called by "NORC at the University of Chicago" and that households should "have your child's immunization records handy when answering our questions."

You can see a copy of the letter that the CDC has been sending out to selected parents right



here.

12 As I have written about previously, a very disturbing document that Oath Keepers has obtained shows that the FBI is now instructing store owners to report many new forms of "suspicious activity" to them. According to the document, "suspicious activity" now includes the following....

- *paying with cash
- *missing a hand or fingers
- *"strange odors"
- *making "extreme religious statements"
- *"radical theology"
- *purchasing weatherproofed ammunition or match containers
- *purchasing meals ready to eat
- *purchasing night vision devices, night flashlights or gas masks

Do any of those "signs of suspicious activity" apply to you?

According to a report by WorldNetDaily, this document is part of a "series of brochures" that will be distributed "to farm supply stores, gun shops, military surplus stores and even hotels and motels."

13 In some areas of the country, law enforcement authorities are pulling data out of cell phones for no reason whatsoever. According to the ACLU, state police in Michigan are now using "extraction devices" to download data from the cell phones of motorists that they pull over. This is taking happening even if the motorists that are pulled over are not accused of doing anything wrong.

The following is how a recent article on CNET News described the capabilities of these "extraction devices"....

The devices, sold by a company called Cellebrite, can download text messages, photos, video, and even GPS data from most brands of cell phones. The handheld machines have various interfaces to work with different models and can even bypass security passwords and access some information.

14 The government can spy on us and record our conversations seemingly without any limitation, but in many areas of the country it has become illegal to watch them or record them in public. For example, one 21-year-old man down in Florida was recently arrested for trying to document a confrontation that he was having with police on his iPhone. But if we can't record them, how can we prove our side of the story in court?

America is becoming a much different place. Our privacy is being eroded in thousands of different ways.

National governments and big corporations know far more about you than you probably ever would imagine.

Yes, there will always be "security threats", but we should not have to throw away any of our rights in order to be "safe".

America is supposed to be about liberty and freedom.

America is supposed to be the land of the free and the home of the brave.

If given the choice between living in "1984" and living in "1776", I know what my choice would be.

I would choose 1776.

I would choose liberty and freedom even if it meant that the world around me was a little bit less "safe".

What about you?

What would you choose?

★★★

NewsWithViews.com

WHERE REALITY SHATTERS ILLUSION

State sovereignty getting prosecuted one citizen at a time



By Timothy N. Baldwin, JD.
NewsWithViews.com

I have lived in Montana for over a year and have practiced law here for about the same time. I have handled various medical marijuana cases and have become familiar with the legal and political scenario regarding state and federal laws on medical marijuana.

During this time I have seen a most disturbing sign of our political condition, and it confirms what I have expressed for the past several years concerning state sovereignty verses federal usurpation.

MONTANA MEDICAL MARIJUANA LAWS

In 2004 the citizens of Montana overwhelmingly passed an initiative to legalize the medical use of marijuana. (Please, if you oppose legalizing marijuana, do not let the subject fog a clear understanding of the point of this article—personal views on morality is not the issue.)

Since then, the State legislature has essentially repealed that law and replaced it with another medical marijuana plan. Regardless of which marijuana law, the lawful use of marijuana for medical use remains.

CONFLICT WITH FEDERAL DRUG LAWS

This state law is, of course, in violation of federal laws that outlaw all possession, manufacturing, growing, and use of marijuana. So, how does this conflict play out in the federal union of the United States? And what do the state and federal governments' actions regarding the same reveal about this union's condition?

FEDERAL PROSECUTIONS IN MONTANA

Since early 2011, the federal government has initiated raids and prosecutions against Montana citizens for alleged violation of federal drug laws—in spite of Montana's laws.

Federal agents focused their attacks on those who were doing business openly—using store front, public advertisement, incorporated registration, etc. This is significant given that the Feds claim they investigated these matters for “years”—it is comparable to investigating

Wal-Mart for selling products made in China. Makes you wonder how proficient they are in tax-dollar use.

FEDERAL “CONSPIRACY” CHARGES AGAINST CITIZENS

Word has spread in Montana that the federal government considers certain people as conspiring to violate federal law where those people have only relationships with marijuana users and providers.

For example, a general contractor who builds a greenhouse for a provider; a landlord who rents a grow building to a grower; a person who supplies manufacturing materials; a doctor who prescribes marijuana to a patient; an attorney who drafts legal documents for a marijuana incorporation—all are subject to federal prosecution as “conspirators.”

In fact, one such contractor has been federally charged, and I know of an attorney who has been made a “generous” plea offer of over 100 years in federal prison. What an outrage!

If you study and understand the fundamental concepts regarding state sovereignty and federalism, this situation should burn coals in your gut. But it is worse than the obvious issues of inviolable separation of state from federal usurpation.

WHO ARE THE “CONSPIRATORS” TO THE FEDS?

Get a good grasp of this picture: the legislators of Montana pass a law permitting the medical use of marijuana, and similarly, for 7 years, never repeal the marijuana law the people directly passed; the executive branch of Montana signs the same into law; the executive's administrations regulate and provide for the legal methods of using and distributing marijuana in the State; the Montana Supreme Court has recognized marijuana as a prescription drug; the Secretary of State certifies corporations who openly operate medical marijuana business.

In short, those in the marijuana business are working as legitimately under State law as a local barber shop—not to mention, the State is receiving taxes from this industry and has supplied payroll, covered overhead, and built infrastructure with these taxes. During these economic times, this is not a small matter.

Yet, the Federal government prosecutes Montana's citizens who comply with a law the state government passed, permitted, executed, and administered on their behalf. The Feds do not attack the power of the State directly by prosecuting State officials. Rather the Feds attack Montana's citizens, thereby ruining the

lives of those without sufficient power, money, and force of government to protect the State's sovereignty recognized in the tenth amendment of the U.S. Constitution.

How convenient for shaping the issue of federal authority. Were the Feds to focus their criminal prosecutions on State officials, the issues would look quite difficult. The Feds avoid this scene. I guess the public mind has not been completely indoctrinated to that level—yet.

APPLY FEDERAL AUTHORITY EQUALLY—WHAT WOULD RESULT?

Here is the question:

if it is lawful for the federal government to arrest Montana citizens who are complying with State law for violating federal law (including those who “conspire” to help users or providers with this unlawful use of marijuana), then would it not also be for them to prosecute state officials who instigated the conspiracy to begin with by putting into place the law so people could benefit from it?

If the answer is, yes; then we do not live in a federal union composed of sovereign states—we live in a national system with the States being nothing but counties to the onation, AMERICAN STATE.

If the answer is, no; then what power does the federal government have to arrest a state citizen in complying with a state law?

And what is to be said about the sovereignty of the States and the federal union it created where state government does nothing to protect its own sovereignty?

“STATE” OFFICIALS ARE REALLY FEDERAL (SUB)AGENTS

It is contemptible that the government of the State of Montana would pretend to care about the sovereignty of the people of Montana by passing a law on their behalf only to hide behind their official status while the federal government bulldozes its way into this state to arrest any Montanan it says is breaking federal law.

Given the way the federal government treats the citizens of the States and the State's land, the question must be asked: what good are States anyway? Why do we even have States where this kind of action takes place supposedly pursuant to the U.S. Constitution? It would seemingly be much better were we to get rid of the pretense and the litigation arguing the point.

However, seeing that this exact type of constitution was proposed at the 1787 constitutional convention but rejected indicates that the system being implemented

today is not constitutional after all.

All the while, State officials sit in their fancy government chairs in a beautiful, big State house, pass state laws, pull the rug over their eyes to the federal government's intrusion of the State's sovereignty, and somehow think they are representing the State of Montana.

Sovereignty un-asserted and unprotected is no sovereignty at all. Even the Federalist authors—the “liberals” of their day—admitted this about our federal system.

WILL MONTANA (AND OTHER STATES) ELECT A REAL STATE LEADER IN 2012?

The States are reaching a tipping point. Either the States are going to be crushed under the weight of the federal government, or (some) will successfully reclaim sovereignty that has been lost for over 150 years. The real question is: what will be the catalyst to cause the tip?

There is hardly any room, if any, left for (federal) courts to determine issues of political power and the sovereignty of the people. This can only be decided by the people—the source of political power.

Montana needs a governor to stand up for the sovereignty of the people of Montana—a governor who will not hide behind his executive position but will assert his position to protect our sovereignty and independence—who will uphold the tenth amendment to the U.S. Constitution.

I hope the people of Montana will recognize the vital importance of this issue. It is not about Republican or Democrat; conservative or liberal; red, blue, or green. It is about liberty and a republican and federal form of government.

Those who snuff at this fundamental concept only reveal their priorities and misunderstanding of American constitutional law and political philosophy; their credibility to influence these kinds of decisions should be seen as meritless and elementary.

For you Montanans who see this importance, I hope you will cut through politicians' rhetoric as they campaign for office in 2012 (for indeed, most, if not all, of the republicans are going to say something about State rights but will do nothing in practice to assert it). Find the candidate who will be a true leader and stand for the rights of the State of Montana. It is their duty.

The only way you can preserve your freedom in the State of Montana is to elect a governor, lieutenant governor, and attorney general who will support and defend our constitutions in reality, not in charade only.

Tim Baldwin is an attorney who received his Juris Doctor degree from Cumberland School of Law at Samford University in Birmingham, Alabama. He is a former felony prosecutor for the Florida State Attorney's Office and now owns his own private law practice. He is author of a soon-to-be-published new book, entitled FREEDOM FOR A CHANGE. Tim is also one of America's foremost defenders of State sovereignty. ★★

Continued from page 1 • Here We Grow

become socked-in by a fog of economic depletion. Not only are families finding this job-deprived environment difficult to manage, our local government, too, is faced with an impending financial crisis which would take away many of the services that are currently offered. Foremost would be sheriff's services, and as the economy continues to shrink, everywhere except for on Wall St., it is imperative we have a sheriff's department left to help defend what is our own. To that end it becomes the responsibility of the people to utilize every method possible to ensure the economic viability of our own community. Here in the Rogue Valley two of our greatest strengths are our agricultural prowess, and yes, the climate. We could literally grow the solution to our economic problems.

ECONOMICS 101

Before getting into the solution, let's have a quick plain-jane economic lesson...

In a closed community there will never be enough money because ultimately the community has to buy goods from outside. Once even one penny is spent elsewhere, there will never be enough money to provide for its needs - no matter how much you tax its citizens, even the wealthiest of them - because the community's money is being depleted by going somewhere else. Each penny spent is one less that is in circulation within the community.

You can then only achieve economic success by bringing money in from the outside the community by offering something other communities will purchase. Hence the need for industry.

Here in the Rogue Valley tourism is a great asset. It brings in millions of dollars into our local economy but it is not enough to cover the vast amounts we spend when we shop at the Walmarts, Fred Meyers, and the myriads of

other corporations who take what we spend out of our community. Therefore, we will never have enough money to provide for our needs.

The only solution then becomes creating an industry here that is sought after by others.

We used to have that; it was logging. We used our natural resources to create our wealth and once that was taken away, we were left with our hands out to the federal government to provide us for the shortfall this lack of revenue created.

For years the federal government paid us in the form of the O&C funds, but that is going away, and soon.

So here we are, dying on the proverbial vine.

We could throw our resources behind already established industries like our award-winning vineyards and orchards and become the next wine country, but this would take years!

Or, we could fight the environmentalists to once again utilize our lands for logging, but the legal expenses and time needed make this option are ultimately too costly.

I'm not suggesting we don't do those things; we should and will! We just need something now.

THE SOLUTION

Myself, Commissioner Simon Hare, Sheriff Gil Gilbertson, US-Observer, the group Wake Up America Southern Oregon and many others are pushing for an industry that could literally transform our community from being impoverished, to being wealthy. It is the ultimate “green” product and even the environmentalists will support it. Its use as a commodity goes back thousands of years. It is deeply rooted in the founding of our nation and several founders like George Washington, Benjamin Franklin and Thomas Jefferson benefitted from it.



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Continued on page 13

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.



Appeals Court Upholds SAF Victory in Lawsuit v. Seattle Parks Gun Ban

Arms, the National Rifle Association and Washington Arms Collectors.

Writing for the Court, Presiding Chief Judge Ann Schindler noted, "We hold that under the plain language of RCW 9.41.290 and RCW 9.41.300, the city's attempt to regulate the possession of firearms at designated park areas and park facilities open to the public by adopting the Firearms Rule is preempted by state law."

"This is not only a victory for the citizens of Washington State," he said, "but also for the State Legislature, which had the wisdom in 1983 and 1985 to pass and strengthen our preemption statute. This law has become the model for other state statutes across the country."

"The ruling is also an affirmation of Judge Catherine Shaffer's original trial court ruling last year," he continued. "She had the foresight to include observations about our state constitutional right to bear arms but also the



Alan M. Gottlieb

Second Amendment. "Now that the Second Amendment has been incorporated to the states through our victory in McDonald v. City of Chicago," Gottlieb concluded, "it is going to be impossible for anti-gun politicians in the Evergreen State to defy our preemption statute and our constitutional rights. Such local rules and ordinances are illegal, and now they know it for sure."

The Second Amendment Foundation (www.saf.org) is the nation's oldest and largest tax-exempt education, research, publishing and legal action group focusing on the Constitutional right and heritage to privately own and possess firearms. Founded in 1974, The Foundation has grown to more than 650,000 members and supporters and conducts many programs designed to better inform the public about the consequences of gun control.

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An informed electorate is the foundation of a Free Society!

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By Second Amendment Foundation

BELLEVUE, Wash. - /PRNewswire-USNewswire/- The Washington State Court of Appeals for Division 1 today unanimously upheld a 2010 King County Superior Court ruling against the City of Seattle's ban on firearms in city parks in a lawsuit originally brought by the Second Amendment Foundation, other gun rights groups and five individual plaintiffs.

SAF Executive Vice President Alan M. Gottlieb said he had always been confident that the Appeals Court would rule "in favor of the law and against the attempt by Seattle to dance around it."

"We told former Mayor Greg Nickels he was wrong," Gottlieb said, "and we have reminded the city under Mayor Mike McGinn that it was wrong, and now the Appeals Court has confirmed our position."

SAF was joined in the lawsuit by the Citizens Committee for the Right to Keep and Bear

H.R. 822 National Right-to-Carry Reciprocity Act -- Heading to House Floor

NRA - As we've been reporting week in and week out, H.R. 822 -- the "National Right-to-Carry Reciprocity Act of 2011" is very good legislation for gun owners. The time is past due to dispel the alarmist rhetoric about the bill, and to set the record straight.

Most of the misguided, unfounded, and incorrect characterizations circulating lately regarding H.R. 822 have come from the anti-gun groups and media. However, a small number of vocal and supposedly "pro-gun" groups continue to report falsehoods, despite clear evidence to refute their assertions. Though they claim to be on the side of America's gun owners and the Second Amendment, their stance on this measure proves otherwise.

One group claimed H.R. 822 would include anti-gun amendments that would create "disastrous federally mandated infringements on our rights."

But, as we recently reported, the House Judiciary has already considered amendments to H.R. 822, and all anti-gun amendments offered that would weaken or gut the legislation were defeated.

The same group warns of "a 'study' to control firearm sales over the internet," and decries a "review" process that they claim will provide "a perfect opportunity for more changes." In reality, there was no amendment to study firearm sales over the internet. Period. And the "review" they speak of has nothing to do with adding new anti-gun provisions.

The amendment referred to only requires a study of the law's effects, and that study would take place after the law is in effect.

Another group is trying to insinuate that anti-gunners in Congress will support the bill in order to limit our gun rights. In evaluating this ludicrous accusation, please consider that H.R. 822 has not just 245 cosponsors, but 245 pro-gun cosponsors. And -- just as telling -- none of the stalwart anti-gun representatives have signed on. In addition, well known anti-gun groups, including the

Brady Campaign and Mayors Against Illegal Guns, have made killing H.R. 822 their top legislative priority. There is no hidden anti-gun counter-plot going on here.

Opponents of the legislation also claim that it tramples on each "states' rights." But states don't have rights, only powers. And while many anti-gun lawmakers who've long pushed

self-defense outside the home. H.R. 822 would require states to recognize each others' lawfully-issued carry permits, just as they recognize driver's licenses and carry permits held by armored car guards.

H.R. 822 DOES NOT:

- Create a federal licensing or registration system;
- Establish a minimum federal standard for the carry permit;
- Involve the federal bureaucracy in setting standards for carry permit;
- Destroy permitless carry systems such as those in Arizona, Alaska, Vermont and Wyoming.

H.R. 822 is headed to the House floor. Please IMMEDIATELY contact your member of Congress and urge him or her to support the earliest possible consideration of H.R. 822.

You can find contact information for your U.S. Representative by using the "Write Your Representatives" tool at www.NRAILA.org. You may also contact your

Representative by phone at (202) 225-3121. Again, H.R. 822 is a good bill for gun owners. Don't listen to false claims. Read the bill yourself and READ OUR FACT SHEET to get more facts. SUPPORT H.R. 822



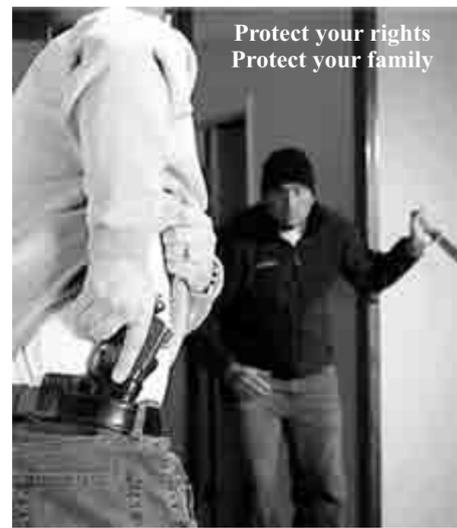
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Visit usacarry.com to see your state

national gun bans, national bans on private gun sales, national waiting periods and other federal restrictions have suddenly become born-again advocates of "states' rights" to oppose this bill, several provisions of the Constitution give Congress the authority to enact interstate carry. Congress also has the power to protect the rights of citizens, nationwide, under the 14th Amendment (please see related article from a recent Grassroots Alert).

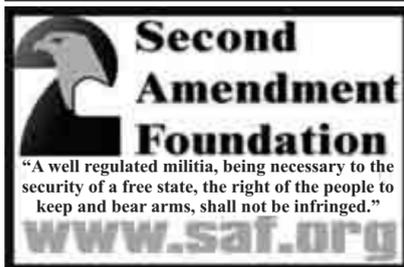
Again, and for the record:

H.R. 822 is a GOOD bill and is GOOD for gun owners. The bill ENHANCES Americans' right to self-defense by enabling millions of permit holders to exercise their right to self-defense while traveling outside their home states.

There is currently only one remaining state (Illinois) that has no clear legal way for individuals to carry concealed firearms for



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“We declare that all men, when they form a social compact are equal in right; that all power is inherent in the people, and all free governments are founded on their authority and instituted for their peace, safety, and happiness and they have at all times a right to alter, reform, or abolish the government in such a manner they think proper. This enumeration of rights and privileges shall not be construed to impair or deny others retained by the people.”

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Continued from page 1 • Libby's Win!



abusive attack against them by the Medford Police Department (MPD) that lasted nearly two “legal” years, but for them the troubles date back to the age of 14 - the day they became part of the “explorer” program with MPD.

As the City of Medford dropped the last of their criminal charges, which ranged from felony impersonating a peace officer to misdemeanor harassment, the brothers were finally free. The *US-Observer* championed their fight after conducting a thorough investigation and factually proving the Libby's innocence. Faced with overwhelming evidence and the fact that a jury was going to decide their fate, it was reported that the City of Medford, in an attempt to save face - dropped their charges. City Prosecutor Kevin R. McConnell should have dropped these notorious false charges months ago - it is a shame that those who are supposed to be there to serve justice are the ones frequently labeled the abusers of justice.

The Libby's are now reportedly seeking civil action against those who damaged their reputation, business and livelihood - specifically MPD. MPD's new

Chief of Police Tim George has 103 officers, 33 civilian employees and 30 volunteers under his watch - and a mess that former police chief Randy Schoen and a few of MPD's



Jason and Don Libby

officers have created, in Libby's case particularly. Tim George is urged to make sure that his department - specifically Sgt. Mak who reportedly owns and/or runs Maksimum Security and the Libby's can work together - not apart, to better insure the safety of citizens living in Medford, Oregon.

Please log on to www.usobserver.com for the full story on Libby's case.

Editor's Note: Anyone with information regarding police abuse or prosecutorial misconduct of any nature are urged to contact the *US-Observer* by email at editor@usobserver.com immediately - we can help. ★★★

Continued from page 2 • Unwarranted Damage

who lack empathy and moral integrity, can instead see an opportunity for personal gain. According to Charlene, this is exactly the case with her ex-husband Peter.

The exact causes for Peter's alleged subsequent actions may never be known, but it is reasonable to assume that the increasingly negative symptoms stemming from Charlene's medical condition, along with the couple's diminishing sexual intimacy, probably caused Peter to grow weary of the marriage.

Reportedly, when Charlene and Peter were wed in 1989, Charlene had approximately \$350,000 in assets and her new husband had practically none. By 2007, through primarily Charlene's hard work and her innate intuitiveness for investing, the couple's net worth was over one million. According to Charlene, Peter formulated a plan and began selling off joint property, diverting “mutual” assets and putting them in his name, then allegedly hiding or stealing personal property, like over \$350,000 in gold, coins and jewelry, all in preparation for an eventual divorce. Some of this was accomplished by allegedly forging his ailing wife's signature.

Peter's alleged “plan” took a crucial second step when, on January 7, 2007, Charlene was arrested on a Domestic Violence charge after Peter told police that she threatened him with a gun. According to a witness, when Boulder County Sheriff deputies arrived on the scene, no gun was evident. Although both Charlene and her husband did own guns at the time, none were missing from their usual places of storage. In most jurisdictions, the absence of a gun would have been a tipoff for officers to not take sides and instead refer the quarreling parties to seek a remedy civilly, but instead, reportedly at Peter's insistence, Charlene was arrested. Charlene states, I remembered Peter saying, “I will leave you homeless, penniless and without Pierce (their son)!”

Charlene was then taken to Boulder County Jail and bail was set at \$50,000. She then spent the next six and a half months in that same jail because the presiding judge inexplicably refused her access to marital funds to satisfy the amount of the bail.

While Charlene spent her days unjustly imprisoned, her husband, along with his attorney allegedly began a smear campaign within the Boulder community that portrayed her as being a drunk. Considering Charlene's appearance from

the effects of the Pyroluria and the stress caused by her failing marriage, the accusation was not difficult to accept, especially by people who did not know her.

In November, 2007, Charlene was compelled by the court, under threats of further imprisonment, to accept a plea-bargain admitting to domestic violence and that she was drunk at the time of her arrest, although she was reasonably certain that neither allegation was true.

Haunted by these same allegations, because she truly could not clearly remember details of that night as a result of her ongoing illness, Charlene asked for a polygraph screening along with a battery of medical tests that included alcohol analysis to find out if she could have indeed used a gun that night and been drunk at the time. All tests came back negative and she promptly applied for a 35c motion to seek a dismissal of her conviction.

But instead of being exonerated, Charlene was told by a Boulder judge that the statute of limitations had run out since her arrest and that the conviction, as a result of her coerced plea would stand. In other words, as far as the Boulder County Court was concerned, the time had passed for the truth to be known and for her to be vindicated on all charges.

Because of this court-induced suppression of truth, along with its refusal to overturn the standing conviction, Charlene was targeted, through a series of events, to have a guardian ad litem placed over her, apparently for the purpose of shutting her up. A court appointed “Visitor” then interviewed her to determine competency. To Charlene's delight, the report reportedly came back showing her to be completely competent and fully in charge of her mental faculties. But then to her shock, the findings were totally ignored by the court and a conservator was placed over her anyway, allowing the “system” to slap liens on her property and freeze other remaining assets to further incapacitate her financially and make it nearly impossible for her to fight back.

When Charlene did manage to fight back by filing court appeals with the meager resources left to her, they were conveniently ignored on the basis that since she had a mentally debilitating condition and a conservatorship; she obviously didn't know what she was doing.

The court then proceeded to flip-flop over the next several months by ignoring her appeals for

Continued from page 11 • Here We Grow

It is the growth and production of Industrial Hemp and the products that can be made from it.

HEMP IS NOT MARIJUANA - IT CANNOT GET YOU "HIGH"

The origins and benefits of hemp were covered in our last edition of the *US-Observer* and you can and should read about it on-line at www.usobserver.com where we will have a special hemp section for you to do your research.

In short, hemp creates more paper and chip board per acre than trees; its natural oils can make car oil and fuel; its fabrics are more resilient than cotton; its seeds are a great high-protein and omega-rich food source; and it can be grown here with many environmental and social benefits.

Hemp leeches out toxins and heavy metals from the soil and nearby waterways. It actually enhances the soil it is planted in to the benefit of other crops.

Hemp can also cross-pollinate with illegal marijuana grows and drop their THC (drug) levels to a point where drug growers won't want to be here, because it will ruin their drugs!

Industrial Hemp is legal to grow in Oregon, thanks to a 2009 legislative action, however, it is still considered illegal federally; but then again so is marijuana, and the state is allowing its growth.

TIME TO GROW

Working from an ordinance that was passed in Maine and given to me by Simon Hare, I have drafted the “Local Food, Economic Development and Community Self-

Governance Ordinance of 2012.” You can read it in full on page 15 of this edition. Please do so. I want and need community feedback to craft this into a strong document to present to the county commissioners for passage.

Also, a Josephine County resident has contacted several large companies that produce hemp based items like paper and rope, and they have expressed an interest in moving here and being in production in as soon as 14 months! But, it depends on how quickly we can produce hemp and fast-track these companies.

There are currently talks discussing the potential of leasing county land to a grower, but it all starts with the ordinance.

MAKE IT LAW

It's time to create the industry our community lacks and supply the large demand in the United States for industrial hemp and its products. It's time to create jobs and get to work. It's time to grow.

“The fact well established in the system of agriculture is that the best hemp and the best tobacco grow on the same kind of soil. The former article is of first necessity to the commerce and marine, in other words to the wealth and protection of the country. The latter, never useful...” --Thomas Jefferson, Farm Journal (16 March 1791)

Writer's Note: Please contact me with your comments on the Ordinance on page 15 - ron@usobserver.com. Also, read about state sovereignty on page 11!

★★★

redress, when it was in their best interest to do so, then turning around and treating her as fully competent in order to make her pay wrongful bills and fees that she had no moral or ethical obligation to pay, including attorney fees accumulated by her now former husband, whom she divorced months earlier.

After many more injustices by the Boulder courts and their related bureaucracies, not to mention tens of thousands of dollars wasted on lax and ineffectual lawyers, things escalated again in September, 2010, after Charlene's telephone calls to her son Pierce went unanswered for several days in a row, with no calls back. The two were scheduled to go on a rare outing together within a month and Charlene thought it strange that he didn't respond to her calls, to the point of becoming concerned for his well being and she decided to physically go look for him.

After not finding him at school, she went over to the house where he lived with Peter and called one more time, leaving a message, asking him to come outside and talk. With still no response or call back, she walked up the short sidewalk and rang the doorbell. Boulder County Sheriff's Deputies then arrived and after a cursory assessment as to what was going on, bafflingly arrested her for violating an alleged non-existent restraining order. Charlene stated, “I was only on the premise to check on the well-being of my son.”

Five days after the incident, Peter filed a victim's report, presumably so the Boulder DA had something criminal to charge Charlene with, because police who had responded to Peter's calls in the past were already on record as saying that they had found nothing criminal to charge Charlene with and that the couple should seek action in a civil court.

On July 19, 2011, Charlene appeared again in criminal court to be tried before a six-person jury for the current set of unjust charges. When evidence was shown that there wasn't any kind of restraining order in affect at the time of her arrest, the judge, according to Charlene, essentially instructed the jury to ignore the facts and find her guilty anyway and in spite of the police report that in no way revealed that she had unlawfully trespassed onto her ex-husband's property or had harassed anyone during the time she was there.

At the time of this writing, Charlene faces an unknown incarceration for crimes, where there is an abundance of evidence to prove she did not commit. In retrospect, her assertion is: “Once you have been labeled a criminal by Boulder County's legal system, you are immediately deprived of nearly all your human and civil rights and are fair game for them to further defraud you and confiscate your personal assets.”

Editor's Note: Above all, the Boulder County Courts should seek justice. In this case, they need to accept the fact that “Charlie” has been striving to treat her disorder, accept that treatment and then take steps to insure that she has access to her son. Maybe a counseling session between Mother and son would be more appropriate than destructive sanctions against a loving Mother who has a medical condition that she now understands and is treating...

★★★



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Continued from page 2 • No Jury Trial, No Property Rights, No Constitution...

Constitutions” - Rubenstein denied his request. Rubenstein then asked Chancler if he had taken the “jury issue” to Circuit Court and Chancler stated, “I don’t have the million dollars it would require.” Chancler could have gone a little further by informing Rubenstein that our Circuit Courts in America have been major players in the literal conspiracy to do away with jury trials. It is our court’s position that jury trials are “too costly and time-consuming.”



Jason Zanni

Chancler had expected the denial, but he then expected to prove at the hearing that he had been operating his business at its current location for nearly 40 years, that he had “grandfather rights” and he had former customers and friends ready to testify to this fact. Donald Rubenstein, “Lawyer trained,” but not a licensed attorney in the State of Oregon, soon informed Chancler otherwise.

Rubenstein allowed the county to put on their case and then he informed Chancler that he didn’t need to hear from him or his witnesses because Chancler had already made it clear that he was operating the business and had been since 1972. At this juncture, I realized it was all about the \$1,190.00 fee, combined with the “permission” of arbitrary administrators and I got up and left the corrupted hearings room, making sure that the corrupt Donald Rubenstein was aware that I was beyond disgusted.

I have been in many land use hearings where “grandfather rights” have always been upheld, meaning that if a person operated their business before Oregon’s totally unconstitutional land use rules became “law,” they were operating legally. I was unaware that Jackson County had stolen this right or better stated, turned the right into an extortion racket.

NO JURY TRIAL

The facts of this case are very clear. Article I, Section 17 of the Oregon Constitution states, “Jury trial in civil cases - In all civil cases the right of Trial by Jury shall remain inviolate.”

The 7th Amendment of our Bill of Rights contained in the US Constitution states: “Trial by Jury in Civil Cases - In Suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved, and no fact tried by a jury, shall be otherwise re-examined in any Court of the United States, than according to the rules of the common law.”

Fact: Hearings Officer Donald Rubenstein blatantly lied when he informed Chancler that his constitutional rights were being upheld during the hearing. He either has no idea of what the Constitution(s) say or mean, or he is simply a corrupt and abusive individual, void of a conscience. In a just society, Rubenstein would be charged with a crime for stealing rights from the Chanclers and for attempted

extortion.

Fact: Code Enforcement Officer Jason Zanni, who originally cited Chancler, violated Chancler’s constitutional rights and is assisting Jackson County government as they attempt to steal from Curt and Carolyn Chancler. If we had “just” government today, Zanni would be charged with a crime for his conduct.

Fact: Jackson County Administrator Danny Jordan, Development Services Director Kelly Madding, Senior Assistant County Counsel Teresa Campbell and each and every one of their fellow county workers who took part in the Chancler wrongful civil case, are all guilty of assisting Jackson County in the theft of the Chanclers’ constitutional rights. In other words, they are thieves and in a “just” society, they would be charged with crimes for their actions.

Fact: Former Jackson County Commissioners, Jack Walker, Dave Gilmore, Sue Kupillas, former County Administrator Sue Slack, former county counsel Douglass

theft from hard working Americans who produce for a living.

CONCLUSION

This writer has studied “jury rights” for over 30 years; however I have never witnessed a more clear-cut example of the reasons for having a jury trial in “all civil cases.” Our founders knew the importance of the jury trial first hand. Many of them had suffered injustice just like Curt and Carolyn Chancler, at the hands of King George and his minions. Without question or debate, a jury would have quickly found the Chanclers innocent of any violation, once they heard from Chancler’s witnesses and Jackson County’s extortion plot would have failed.

In fact, countless Americans would not be experiencing the severe abuse, damage and government-condoned thefts created by “Administrative Government” on the level they are today if the power of the jury was still in effect.

English and each of these commissioners can pick up the document and read it just as I can. If they have any difficulty, which they shouldn’t if they graduated from high school, they can go to Webster’s Dictionary and see exactly what each of the following words mean: “Jury trial in civil cases - In all civil cases the right of Trial by Jury shall remain inviolate.” Do what is constitutional and just Commissioners CW Smith, Don Skundrick and John Rachor and it might just be advisable to replace Donald Rubenstein.

I should note that Commissioner John Rachor was present at the Chancler hearing. John witnessed the very same absolute corruption that I did and while I won’t commend him for attending, I will certainly commend him for doing what he took an oath to do...

As for all others indicted in this article, we need the public’s involvement. We would prompt anyone with information about these thieves and their wrongdoing, from childhood to the present, to contact the US-Observer at 541-474-7885 or email us at editor@usobserver.com. Did you know any of these individuals when they were attending middle school, high school or college? Were you married to one of them or did you have a business or social relationship with one of these polished thieves? Be responsible and let us know.

Remember you could become the next target for these corrupted individuals. Most abusive people have been that way for a long time and the only way that positive change is going to occur within Jackson County Government is to expose and get rid of the abusers.

If any of those I have written about want to deny my factual allegations, I would suggest that they simply file a lawsuit against me for libel. I will gladly pay their filing fee and we can enjoy the exposure that a jury trial will provide - I would recommend they act immediately, because there is a one-year statute of limitations on libel and we would want to get the case going before the corrupted thieves in our judicial system and legislature steal this right like they have so many others...

In all honesty, I assure my readership that I won’t lose much sleep waiting to be served a lawsuit, as I am positive that none of these despicable “public servants” want

to take the chance of having to go through a jury trial each and every time they attempt to steal from their employers!

Editor’s Note: Donald Rubenstein is reported to be a founder of the Land Trust Exchange, now the Land Trust Alliance. He also reportedly helped found the Marin Agricultural Land Trust and served as the Western Regional Counsel for the Nature Conservancy.

OREGON STATE BAR ASSOCIATION ALERT

The Oregon State Bar Association should look into Donald Rubenstein’s practice of law without a license. It sure appears that he is practicing without a license to this writer and he most certainly gave “legal advice” and in fact made “legal” conclusions during the Chancler hearing. ★★★

JACKSON COUNTY COMMISSIONERS



CW Smith



John Rachor



Don Skundrick

McGeary and Circuit Court Administrator Jim Adams all conspired to create the unconstitutional ordinances and rules that created this travesty of justice. They are all guilty of the results; the theft of Curt and Carolyn Chancler’s constitutional rights to both their property and a jury trial when falsely cited on a civil matter. In a country where justice prevails, they would be charged with crimes and sent to trial.

Fact: Current Jackson County Commissioners CW Smith, Don Skundrick and John Rachor are reportedly discussing this issue and looking for a resolution. We will leave them out of this issue and the investigation we are opening for the time-being.

Fact: This is a prime example of why our businesses are either closing down or moving overseas due to our government’s illegal and unconstitutional regulations and out-right

The jury is our last possible safe-haven from tyranny and if a majority of citizens don’t stand against the current attacks on the jury system by corrupted government immediately, we will all suffer the consequences.

The US-Observer demands that current Jackson County Commissioners act immediately on Jackson County, Oregon’s unconstitutional land use ordinances. We demand that they dismiss the current citation against Curt and Carolyn Chancler. We also demand that they inform all county employees to stop violating the vividly clear constitutional rights of all citizens of Jackson County. Commissioners Skundrick, Smith and Rachor each raised their hand and took an oath to uphold and defend the Constitution(s) as they took office. They did not take an oath to allow twisted, thieving county attorneys and administrators to re-define the constitution for them. The Constitution(s) is written in plain

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HEMP IS NOT MARIJUANA

Local Food, Economic Development and Community Self-Governance Ordinance of 2012

1st DRAFT OF AN ORDINANCE TO PROTECT THE HEALTH AND INTEGRITY OF THE LOCAL FOOD SYSTEM, AND DEVELOP ECONOMIC ALTERNATIVES FROM NATURAL SOURCES IN THE COUNTY OF JOSEPHINE, OREGON.

Section 1. Name. This Ordinance shall be known and may be cited as the "Local Food, Economic Development and Community Self-Governance Ordinance."

Section 2. Definitions. As used in this ordinance:

(a) "Patron" means an individual who is the last person to purchase any product or preparation directly from a processor or producer and who does not resell the product or preparation.

(b) "Home consumption" means consumed within a private home.

(c) "Local Foods" means any food or food product that is grown, produced, or processed by individuals who sell directly to their patrons through farm-based sales or buying clubs, at farmers markets, roadside stands, fundraisers or at community social events.

(d) "Processor" means any individual who processes or prepares products of the soil or animals for food or drink.

(e) "Producer" means any farmer or gardener who grows any plant or animal for food or drink.

(f) "Community social event" means an event where people gather as part of a community for the benefit of those gathering, or for the community, including but not limited to a church or religious social, school event, potluck, neighborhood gathering, library meeting, traveling food sale, fundraiser, craft fair, farmers market and other public events.

(g) "Agri-Industry" means any horticultural or agricultural business the County of Josephine may consider a viable method for enhancing the economic well being of its citizenry.

(h) "Agri-Products" means any plant, product and/or commodity that is derived from something grown.

(i) "Hemp" means the agricultural commodity of industrial Cannabis sativa which is to have a cropwide average tetrahydrocannabinol concentration that does not exceed 0.3 percent on a dry weight basis as prescribed and further defined in Definitions for ORS 571.300 to 571.315.

(j) "Hemp Grower" means anyone licensed by the County of Josephine to plant, grow, harvest, the commodity of Hemp within Josephine County borders.

Section 3. Preamble and Purpose. We the People of Josephine County, Oregon have the right to produce, process, sell, purchase and consume local foods and plants, and develop new agri-industry thus promoting self-reliance, the preservation of family farms, and local food

traditions while growing new industry for the economic betterment of our citizens. We recognize that family farms, sustainable agricultural practices, and food processing by individuals, families, non-corporate and county sanctioned locally operated corporate entities offers stability to our rural way of life by enhancing the economic, environmental and social wealth of our community. As such, our right to a local food and agriculture industry system requires us to assert our inherent right to self-government. We recognize the authority to protect that right as belonging to the County of Josephine. We have faith in our citizens' ability to educate themselves and make informed decisions. We hold that federal and state regulations impede local food and agri-products production and constitute a usurpation of our citizens' right to foods and agri-products of their choice. We support food and agri-products that fundamentally respect human dignity and health, nourishes individuals and the community, and sustains producers, processors and the environment. We are therefore duty bound under the Constitution of the State of Oregon to protect and promote unimpeded access to local foods and to protect the right of the farmers to choose what crop they grow within the provisions set forth herein.

The purpose of the Local Food, Economic Development and Community Self-Governance Ordinance is to:

- (i) Provide citizens with unimpeded access to local food;
- (ii) Enhance the local economy by promoting the production and purchase of local agricultural products;
- (iii) Protect access to farmers' markets, roadside stands, farm based sales and direct producer to patron sales;
- (iv) Support the economic viability of local food producers and processors;
- (v) Preserve community social events where local foods are served or sold;
- (vi) Preserve local knowledge and traditional foodways.
- (vii) Allow for the growth and production of industrial hemp and any and all derivatives thereof.

Section 4. Authority. This Ordinance is adopted and enacted pursuant to the inherent, inalienable, and fundamental right of the citizens of Josephine County to self-government, and under the authority recognized as belonging to the people of Josephine County by all relevant state and federal laws including, but not limited to the following:

The Declaration of Independence of the United States of America, which declares that governments are instituted to secure peoples' rights, and that government derives its just powers from the consent of the governed.

Article I, Section 1 of the Oregon Constitution,

titled, "Natural rights inherent in people," states: "We declare that all men, when they form a social compact are equal in right; that all power is inherent in the people, and all free governments are founded on their authority, and instituted for their peace, safety, and happiness; and they have at all times a right to alter, reform, or abolish the government in such manner as they may think proper."

Oregon Revised Statute 576.019: Discrimination against any product or dealer prohibited. In the performance of duties, under ORS 576.006 to 576.022, no official or employee of the State Department of Agriculture shall discriminate against any farm or food product, or against any producer, processor, distributor or dealer of any such products. [1955 c.572 §5]

Section 5. Statements of Law.

Section 5.1. Licensure / Inspection / Enforcement. Hemp growers must be licensed by Josephine County and hemp crops will be open to inspection and testing and enforcement by the Josephine County Sheriff's Department to ensure it meets defined guidelines. Crops found in licensed farms with higher yields of prescribed THC content will be destroyed. Non-licensed hemp farmers will be considered as producing the illegal substance of marijuana.

Section 5.1.a. Licensure/Inspection Exemption. Producers or processors of local foods in the County of Josephine are exempt from licensure and inspection provided that the transaction is only between the producer or processor and a patron when the food is sold for home consumption. This includes any producer or processor who sells his or her products at farmers' markets or roadside stands; sells his or her products through farm-based sales directly to a patron; or delivers his or her products directly to patrons.

Section 5.1.b. Licensure/Inspection Exemption. Producers or processors of local foods in the County of Josephine are exempt from licensure and inspection provided that their products are prepared for, consumed, or sold at a community social event.

Section 5.2. Right to Access and Produce Food. Josephine County citizens possess the right to produce, process, sell, purchase, and consume local foods of their choosing.

Section 5.3. Right to Self-Governance. All citizens of Josephine County possess the right to a form of governance which recognizes that all power is inherent in the people, that all free governments are founded on the people's authority and consent.

Section 5.4. Right to Enforce. Josephine County citizens possess the right to adopt measures which prevent the violation of the rights enumerated in this Ordinance.

Section 6. Statement of Law. Implementation. The following restrictions and provisions serve

to implement the preceding statements of law.

Section 6.1. State and Federal Law. It shall be unlawful for any law or regulation adopted by the state or federal government to interfere with the rights recognized by this Ordinance. It shall be unlawful for any corporation to interfere with the rights recognized by this Ordinance. The term "corporation" shall mean any business entity organized under the laws of any state or country.

Section 6.2. Patron Liability Protection. Patrons purchasing food for home consumption may enter into private agreements with those producers or processors of local foods to waive any liability for the consumption of that food. Producers or processors of local foods shall be exempt from licensure and inspection requirements for that food as long as those agreements are in effect.

Section 7. Civil Enforcement. The County of Josephine may enforce the provisions of this Ordinance through seeking equitable relief from a court of competent jurisdiction. Any individual citizen of the County of Josephine shall have standing to vindicate any rights secured by this ordinance which have been violated or which are threatened with violation, and may seek relief both in the form of injunctive and compensatory relief from a court of competent jurisdiction.

Section 8. County Action against Pre-emption. The foundation for making and adoption of this law is the peoples' fundamental and inalienable right to govern themselves, and thereby secure their rights to life, liberty, and the pursuit of happiness. Any attempt to use other units and levels of government to preempt, amend, alter or overturn this Ordinance or parts of this Ordinance shall require the County to hold public meetings that explore the adoption of other measures that expand local control and the ability of citizens to protect their fundamental and inalienable right to self-government. It is declared that those other measures may legitimately include the partial or complete separation of the County from the other units and levels of government that attempt to preempt, amend, alter, or overturn this Ordinance.

Section 9. Effect. This Ordinance shall be effective immediately upon its enactment.

Section 10. Severability Clause. To the extent any provision of this Ordinance is deemed invalid by a court of competent jurisdiction, such provision will be removed from the Ordinance, and the balance of the Ordinance shall remain valid.

Section 11. Repealer. All inconsistent provisions of prior Ordinances adopted by the County of Josephine are hereby repealed, but only to the extent necessary to remedy the inconsistency.

Please contact Ron Lee with your comments and suggestions to improve this draft ordinance -ron@usobserver.com. ★★



Why the Upside Down Flag? What kind of Group is this?

For those who don't know, the United States Flag flown upside down signifies "distress". This symbolizes why Wake Up America Southern Oregon was originally formed - we believe our way of life, everything this country was founded to be, is in distress.

Our Government today, is anything but something to be proud of, and Wake Up America has taken the responsibility of doing what our elected officials haven't been for far too long. Realizing that we the people are the government, we must get off our asses and band together.

Our members study what every elected politician takes an oath to uphold and defend, but only few know; the United States Constitution. We are comprised of County Commissioners, Police Officers, Realtors, Self Employed Business Owners and even a few un-employed. We come from all walks of life, we are Southern Oregon residents,

residents who want our rights back that have been stripped from us.

We deal with local issues, because local issues are what we can realistically resolve. We take on anything from supporting local businesses to stopping unconstitutional threats against our freedoms. If we don't do something to preserve our freedoms, they will become long forgotten by our children.

If Wake Up America is Anti-Government, then so is every elected politician. Simply put, we want the ability to buy food from the Growers Market, we want to reap the benefits of our natural resources so we aren't reliant on handouts with "strings attached" from the federal government. We believe that our future rests in the hands of - US.

Come join us, see what we're about and get involved today! Help your community and support our children's future. Caution: We support our Constitution, and that includes the First Amendment, so if you're easily offended and can't handle someone's right to voice their opinion, we might not be the "politically correct" group for you.

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6:30 p.m. Only two more meetings for 2011!
November 29 & December 13

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THESE PEOPLE ARE NO LONGER VICTIMS...

CHRIS HOOVER

CHARGE: FELONY
SEX ABUSE

STATUS: DISMISSED



"I WAS SHOCKED, IN DISBELIEF. MY WHOLE WORLD FELL APART. MY ONLY SUPPORT CAME FROM THE US-OBSERVER."

AL PERELSTEIN

VICTIM: INVESTMENT
FRAUD

STATUS: COMPENSATED



"I CAN'T THANK YOU ENOUGH FOR GETTING OUR INVESTMENT MONEY BACK."

CRAIG MONPAS

VICTIM: FALSE
CRIMINAL CHARGES

STATUS: DISMISSED

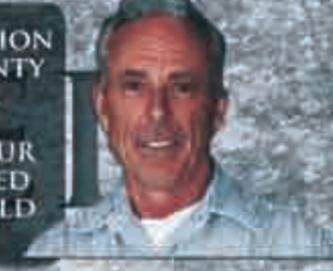


"IT'S A GOOD THING I LISTENED TO YOU. OR I WOULD HAVE BEEN FOUND GUILTY LIKE THE PERSON WHO DIDN'T HIRE YOU WAS."

BUD SONNENTAG

CHARGE: FELONY SEX
ABUSE

STATUS: DISMISSED



"YOUR INVESTIGATION FORCED NYE COUNTY TO STOP THEIR ATTEMPTS TO DESTROY ME." YOUR EXPOSURE WORKED JUST LIKE YOU TOLD ME IT WOULD."

DARLENE ALVAREZ - TAORMINO

VICTIM: ESTATE
DISPUTE

STATUS: COMPENSATED



"IT'S HARD TO EXPRESS HOW MUCH THE US-OBSERVER DID FOR ME. SOMETHING I CAN'T SAY ABOUT MY ATTORNEY."

MACK WILLIAMS

CHARGE: MULTIPLE
FELONIES

STATUS: DISMISSED
AND COMPENSATED



"I WILL NEVER FORGET WHAT YOU HAVE DONE FOR ME."

DON'T BE A VICTIM, GET YOUR
FALSE CHARGES DROPPED

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ARE YOU FACING FALSE CRIMINAL CHARGES? ARE YOU A VICTIM OF A FALSE PROSECUTION?

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

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: 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

WELCOME TO THE LARGEST RACKET IN HISTORY: THE AMERICAN JUSTICE SYSTEM

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,

servants.

Why have a bad day when it's still possible to force justice ... right down their throats?

The US~Observer investigates cases for news and therefore we don't print that which can't be resolved. We want to win, just as you want to prove your innocence.

Do not contact us if you are in any way guilty and for justice sake, don't wait until they slam the door behind you before contacting us if you are innocent.

"One false prosecution is one too many and any act of immunity is simply a government condoned crime."

-- Edward Snook, US~Observer

CONTACT US~OBSERVER AT: (541) 474-7885