

# Molokai Advertiser-News

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January 31, 2007



Hana High School Basketball team members: Robert Brett, Timothy Summers, Joseph Brower, Waianu Krause, Shawn Lecker, Liloa Lecker Tolentino, Pule Krause, Josh Helekahi, Holden Gorbea, Tirrell Dante, John Kahalehoe at Kahinapohaku [photo by George Peabody for The MAN]

## Hana Youth Visit East Molokai School of Hawaiian Culture Kanaka Maoli Kekula

The Hana High School Dragons Basketball team visited Kahinapohaku fishpond location of the Kanaka Maoli Kekula school during their three-day visit on Molokai. The team was scheduled to visit Laau Pt., and to play the Molokai Farmers Basketball team the evening of January 19 and 20. The young team had a great time with Leimana Naki and the educational activities he offered the Maui team.

## Maui Councilmember JoAnne Johnson Questions Lingle's Disqualification/Felonies

Although Linda Lingle is disqualified by law from the Office of Governor of Hawaii according to a Declaratory Judgment, Final Decision and Order filed by George Peabody in United States Court, and by law as a public document, a Certificate of Judgment filed with the Office of the Lt. Governor, Maui Councilmember JoAnne Johnson asked for clarification on such an important legal matter censored by media.

Johnson: 1. "I read this George but since I am not an attorney let me summarize my understanding of your complaint. You state that due to the actions committed against you and the failure of the Governor to appear in a court proceeding that she is thereby guilty of a felony by default."

Peabody REPLY 1: To put it accurately, the law says Lingle is guilty of the crimes listed [Kidnap and conspiracy to obstruct justice are crimes under 18 U.S.C. § 120, 18 U.S.C. § 2331, 18 U.S.C. § 1512, 18 U.S.C. § 1513, 18 U.S.C. § 241 and 18 U.S.C. § 242, and 18 U.S.C. § 1202.] because it is the truth supported by sworn testimony and evidence undisputed in the judicial record, and, therefore, Lingle et al incorporated under the provisions of 18 U.S.C. § 1962 into these judicial proceedings of record Lingle is subject to penalties imposed under Rule 16(f) and/or 18 U.S.C. § 401.

Johnson: 2. "If she is guilty by default, you allege that she cannot hold office since you are assuming she was guilty by her failure to appear in court and respond to your charges? Is that correct or is there something else I am missing?"

Peabody REPLY 2: Guilt is by Declaratory Judgment of the Court based on evidence as stated in #1 above. In accordance with due process of law Lingle and all those included in crimes as identified by the RICO Act and other law cited in my action at law are impeached and convicted by common course of justice, Lingle having demurred to the evidence and never denying the evidence and the law. Judgment has been entered to this court of record which is United States Court held in the District created under 28

U.S.C. § 132 as provided by law, rule or order of court exercising judicial power ex parte under a Citizen conducting his case. For the purposes of law this court is a superior court with original jurisdiction and not an inferior tribunal dictated by a corrupt magistrate.

At this point in the judicial proceedings there is no affirmative controversy that this court has failed to meet all conditions necessary to insure justice in accordance with the Constitution for the United States of America nor that there is any bar to the prosecution to execution of the judgment so rendered in law.

Lingle is disqualified from office because that is the law that We The People have made to protect our servant government from corruptions: Chapter 821 Uniform Act on Status of Convicted Persons §831-2 Rights Lost.

[b] A public office held at the time of conviction is forfeited as of the date of the conviction... as of the date a certificate of the conviction from the trial court is filed in the office of the lieutenant governor who shall receive and file it as a public document. An appeal does not affect the application of this section.

JoAnne, if you are "missing something," consider this reality: "Huka wai i ke pili." It would be "poho" for The People to design and adopt a Constitution to define and control their servant government to guaranty individual, un-alienable Rights, if the individual himself had not the power to prevent the Government from violating those Rights or laws, non-violently in court proceedings! We are Sovereign, and I am exercising judicial power ex parte under a Citizen conducting his case [attorneys don't like this because it cuts into their RICO monopoly and their ability to corrupt the justice system.]

Please do something to get this into the public eye so The People know they need to take action to stop Lingle from continued usurping the Office of Governor of Hawaii. <http://www.HawaiigovernorGeorgePeabody.com> or call 558-8253 for more info.

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Starting February 1, 2007, Pacific Wings reportedly will resume passenger service between Molokai, Maui, and Honolulu, according to Dennis Faria who has been an advocate for increased airline flights for Molokai residents. Call: 888-866-5022

PW's Frank Ford, Chairman and CEO of Pacific Wings Airlines, the operator of PW Express confirmed that there will be one-way fares of \$29 on every seat, every day between Molokai and Honolulu with 14 daily nonstop flights departing as early as 5:15 AM. The airline will also offer five daily nonstops between Honolulu and Lanai, and four daily nonstops between Kahului and Molokai.

PW Express tickets may be purchased online at [www.flypwx.com](http://www.flypwx.com) or by calling PW Express reservations at 888-866-5022.

**"Islands at Risk -  
Genetic Engineering in Hawaii"**

ISLANDS AT RISK - GENETIC ENGINEERING IN HAWAII. This half-hour program explores a subject that has received little attention in the media but that involves a potential public health and safety issue of enormous consequence.

Focusing on local experiments with genetically modified organisms (GMOs), the program features Hawai'i farmers, teachers, legal and medical experts and community activists who share their perspective on the genetic engineering of crops and the patenting of life forms.

"Hawai'i has been called the GMO testing capitol of the world because, in the past ten years or so, we have had here more than 2,000 field tests of experimental genetically-engineered crops in more than 6,000 locations around our small state," says Earthjustice attorney Paul Achitoff in the video. "And this is more than any other place in the world."

Earthjustice has won recent lawsuits in federal and state courts challenging the introduction of these experimental crop tests in the islands without first assessing the environmental and human health impacts.

ISLANDS AT RISK - GENETIC ENGINEERING IN HAWAII looks at some of the possible impacts, including allergic and immune system responses from exposure to biopharmaceutical crops -- both in humans and in Hawai'i's endangered species--and contamination of regular food crops such as papaya, taro, coffee and corn with genetically modified versions of those crops. "Some people say it's a tiny risk," says Kaua'i taro farmer Chris Kobayashi in the video, "but it's a huge risk."

Some of that risk is described by medical doctor, public health officer and World Health Organization consultant Dr. Lorrin Pang of Maui who calls for more oversight of the genetic engineering industry. Regarding the substances introduced into the cells of GMO plants, Pang states, "These things are not benign. These things are quite unknown. The kinds of studies we do for drugs and vaccines are exactly what genetically-engineered food needs."

Aside from health issues, the video focuses on the economics of the current state government policy of subsidizing the biotech industry. Local organic farmers growing coffee, papaya, taro and corn point out that genetically engineered produce does not command the export market prices of conventionally-grown and organic produce. Many countries either refuse to import GE food or require labeling. "We're going in the wrong direction for economic development," says international legal expert Mililani Trask of Hilo in the video. "We need to re-assess it."

Trask also discusses the practice of patenting Hawaiian life forms, calling it a form of bi-piracy. "We Kanaka Maoli are claiming our inalienable right to the biodiversity of our lands. This is the heart of what we are in terms of our survival, our ability to maintain our health."

The recent attempt by the University of Hawai'i to patent taro, honored as an ancestor of the Hawaiian people, is recounted in the video by Moloka'i hunter and Hawaiian activist Walter Ritte. His and others' successful efforts to persuade the UH to drop their patents on new hybrid Hawaiian taro varieties was a signal to the whole biotechnology industry, Ritte says in the video, that "you cannot own our ancestors."

The issue of food security and the world's future ability to feed itself is discussed by Kona farmers Una Greenaway and Nancy Redfeather.

The video ends with a vision of Hawai'i as a model for sustainable tropical agriculture. "Hawai'i is a niche specialty market for amazing things: coffee, pineapple, banana, flowers. We can actually support ourselves with this," says Kona mixed organic farmer Melanie Bondera.

The program was produced for Earthjustice by Joan Lander and Puhipau of the documentary production team Na Maka o ka `Aina, based on Hawai'i island.

DVDs are available at [www.namaka.com](http://www.namaka.com).

**CABLE TELEVISION SCHEDULE**

ISLANDS AT RISK -- GENETIC ENGINEERING IN HAWAII will premiere on public access channels throughout the islands during the month of January according to the following schedule.

HAWAII ISLAND: Na Leo o Hawai'i - Ch. 54 every Friday nite in January at 8 pm

MAUI: Akaku - Visions Channel 53 --January 4, 7:00 pm; January 12, 5:30 pm; January 20, 9:00 pm. January 29, 5:00 pm

**The Moloka'i Advertiser-News**



Susan



George

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## **Criminal Justice System is FAILURE ! “Huka wai i ke pili !” Limitations Violated!**

There is no institution Hawaii, or Nationwide in every state in America, that is a greater failure than the criminal justice system monopolized by crooked attorneys and judges and cops and politicians. The system can do nothing but fail, because the search for truth and justice plays no part in the system. The prosecutor's career is political, and depends on his conviction rate, and how much money he generates for the system by traffic fines and plea deals, not on discovering the guilt or innocence of the accused.

Every time the Molokai District Court opens for "business", Douglas Ige or some other fascist stooge attorney like Rhonda Lai Loo et al, in collusion with the attorney prosecutors and attorney Public Pretenders ignore the Constitutional limits on their judicial system functions so they can defraud The People of thousands of dollars in fines even though the People they maliciously prosecute have committed no crimes, and obstruct justice with perjured testimony by police and witnesses to send people to prison even though no crime was committed by Defendant. Meanwhile, the prosecutors refuse to prosecute the real criminals: judges, attorneys, cops, politicians, and their stooges!

Typical case: Strong has been in prison for 15 years on the basis of zero evidence after he was coerced into a plea bargain by the prosecutor who promised him 1-yr in jail if he pled guilty even though there was no evidence of rape. But then the judge sentenced him to 60 years. He is in prison because he and his parents trusted the police officer and the criminal justice system.

Another unjust case demonstrating failure and corruption of the justice system is that of Christophe Gaynor. Gaynor was the coach of an adolescent skate board team, which he took to New York City for a competition. One of the adolescents expressed his intention to buy drugs. Gaynor forbade it and threatened to report the boy to his parents.

The irresponsible kid retaliated by accusing Gaynor of sex abuse. There was no evidence. There was no investigation. Gaynor had never displayed any homosexual tendencies. The entire team knew the accusation was false. Gaynor went to trial. He was framed by the prosecutor with the help of the judge, who intimidated Gaynor's witnesses by incarcerating one of the kids overnight without cause. Gaynor was sentenced to 32 years with no possibility of parole on the basis of NO evidence, just an unproven accusation. His trial was full of irregularities, and the same judge who sentenced him denied Gaynor a new trial.

Ten years later, this past summer Noah J. Seidenberg, who brought the false accusation against Gaynor, died apparently of drug overdose at the age of 24 years. But Gaynor remains in prison, for no crime committed.

There is no institution in America that is a greater failure than the criminal justice system. The system can do nothing but fail, because the search for truth and justice plays no part in the system. The prosecutor's career depends on his conviction rate, not on discovering the guilt or innocence of the accused.

What kind of people are we when we exercise no oversight over a criminal justice system that destroys the lives of innocent people with lies?

Answer: suckers and slaves who have been brainwashed over time by government schools and media to believe that we can't know the law and we must depend on judges, attorneys, cops, and politicians because they are superior to individual Citizens.

The truth is that We The People are SOVEREIGN; and, the judges, attorneys, cops, politicians are just SERVANTS who are limited in their powers by We The People who authorized a limited government defined by our Constitution for the United States of America to serve specific functions to protect our rights. But The People have failed to enforce the limitation on these greedy, power mongering, crooks who have finally usurped the position of Sovereign from The People.

Limiting the powers of the government so important -- because it is virtually impossible to limit the presumptions of government officials, whether legislative, executive or judicial. In the United States, those limits are set by the Constitution.

Yet those limits have been repeatedly and increasingly exceeded by crooked attorneys/ judges claiming that the laws are "not clear." It is shameless sophistry. But they are not going to stop until they get stopped. And the only way to stop them is to start impeaching those judges who go counter to the law.

There will of course be outcries about a threat to an "independent judiciary." But the judiciary is not supposed to be independent of the laws, which is the dangerous situation today..... the very powers of abuse and usurpation that the People are duty-bound to "throw off" so they can exercise their inherent right to alter or reform such power and provide new safeguards against despotism. It doesn't matter how far back the disease goes, it is still a disease and the People must clean it up for the sake of this country and our posterity.

Holding judges, attorneys, politicians, cops to account to the People is the only way the system can be exposed for what it is, and corrected by the People. We need JAIL for Judges [Judicial Accountability Integrity Law] in Hawaii, post haste! Hawaii State de facto is ORGANIZED CRIME!

Huka wai i ke pili! Obviously it is time we put these servants who have committed treason against The People by fraud and deception into prison, and restore the sovereignty of The People, or we will live forever in fear as slaves of our government. And we have the power and authority because we are Sovereign Citizen Nationals and our tools to achieve justice is the unique process of Declaratory Judgment that is available to Citizen Nationals who support the Constitution for the United States of America. It would be "poho" for The People to design and adopt a Constitution to define and control their servant government to guaranty individual, un-alienable Rights, if the individual himself had not the power to prevent the Government from violating those Rights or specific laws, non-violently in court proceedings!

Declaratory Judgment process can be applied to any crooked public official because it is the law that an American Citizen National has a right to conduct his case on the judicial record in United States Court without obstruction by any attorney or other crooked politician, in his effort to seek redress of grievances and to restore government in republic form and the Sovereignty of the People as mandated by the Constitution for the United States of America. But BEWARE: the cabal of attorneys will viscerally oppose any attempts by mere American Citizen National to uphold the laws against them.

See: George Peabody vs Linda Lingle et al, CV0600431 Decision and Final Order, whereby Lingle is disqualified from holding Office of Governor. "I executed judicial power by law ex parte under a Citizen National conducting his case."

## **U.S. rates travelers for terror risk with secret Nazi rules**

WASHINGTON - Without their knowledge, millions of Americans and foreigners crossing U.S. borders in the past four years have been assigned scores generated by U.S. government computers rating the risk that the travelers are terrorists or criminals. Travelers are not allowed to see or challenge these risk assessments, which the government intends to keep on file for 40 years.

The government calls the system critical to national security following the Sept. 11, 2001, terrorist attacks. Some privacy advocates call it one of the most intrusive and risky schemes yet mounted in the name of anti-terrorism efforts. Virtually every person entering and leaving the United States by air, sea or land is scored by the Homeland Security Department's Automated Targeting System, or ATS. The scores are based on ATS' analysis of their travel records and other data, including items such as where they are from, how they paid for tickets, their motor vehicle records, past one-way travel, seating preference and what kind of meal they ordered.

The use of the program on American travelers was disclosed earlier this month when the department put a notice detailing ATS in the Federal Register, a fine-print compendium of federal rules. The few civil liberties lawyers who had heard of ATS and even some law enforcement officers said they had thought it was only used to screen cargo.

The Homeland Security Department called the program "one of the most advanced targeting systems in the world" and said the nation's ability to spot criminals and other security threats "would be critically impaired without access to this data." But to David Sobel, a lawyer at the Electronic Frontier Foundation, a group devoted to civil liberties in cyberspace: "It's probably the most invasive system the government has yet deployed in terms of the number of people affected." Government officials could not say whether ATS has apprehended any terrorists. Based on all the information available to them, federal agents turn back about 45 foreign criminals a day at U.S. borders, according to Homeland Security's Customs and Border Protection spokesman Bill Anthony. He could not say how many were spotted by ATS.

"Homeland Security ought to focus on the simple things it can do and stop trying to build these overly complex jury-rigged systems," said Barry Steinhardt, an American Civil Liberties Union lawyer, citing problems the agency has had developing a computerized screening system for domestic air travelers. That data-mining project - now known as Secure Flight - caused a furor two years ago in Congress. Lawmakers barred its implementation until it can pass 10 tests for accuracy and privacy protection. In comments to the government about ATS, Sobel said, "Some individuals will be denied the right to travel and many the right to travel free of unwarranted interference." Sobel said in the interview that the government notice also raises the possibility that faulty risk assessments could cost innocent people jobs in shipping or travel, government contracts, licenses or other benefits.

The government notice says some or all of the ATS data about an individual may be shared with state, local and foreign governments for use in hiring decisions and in granting licenses, security clearances, contracts or other benefits. In some cases, the data may be shared with courts, Congress and even private contractors.

"Everybody in government can see it, but you can't," Stephen Yale-Loehr, an immigration lawyer who teaches at Cornell Law school, said in an interview. But Jayson P. Ahern, an assistant commissioner of Customs and Border Protection, said the ATS ratings simply allow agents at the border to pick out people not previously identified by law enforcement as potential terrorists or criminals and send them for additional searches and interviews. "It does not replace the judgments of officers" in reaching a final decision about a traveler, Ahern said in an interview Thursday.

Border agents compare arrival names with watch lists separately from the ATS analysis. In a privacy impact assessment posted on its Web site this week, Homeland Security said ATS is aimed at discovering high-risk individuals who "may not have been previously associated with a law enforcement action or otherwise be noted as a person of concern to law enforcement." Ahern said ATS does this by applying rules derived from the government's knowledge of terrorists and criminals to the passenger's travel records.

Ahern declined to disclose any of the rules. Ahern said ATS was first used to rate the risk posed by travelers in the late 1990s, using personal information about them voluntarily supplied by air and cruise lines. A post-9/11 law vastly expanded the program, he said. It required airline and cruise companies to begin in 2002 sending the government electronic data in advance on all passengers and crew bound into or out of the country. All these names are put through ATS analysis, Ahern said. In addition, at land border crossings, agents enter license plates and the names of vehicle drivers and passengers, and Amtrak voluntarily supplies passenger data on its trains to and from Canada, he said. In the Federal Register, the department exempted ATS from many provisions of the Privacy Act designed to protect people from secret, possibly inaccurate government dossiers. As a result, it said travelers cannot learn whether the system has assessed them. Nor can they see the records "for the purpose of contesting the content."

Homeland Security's statement said travelers can use this office to obtain corrections to the underlying data sources that the risk assessment is based on, but not to the risk assessment itself. The risk assessment changes automatically if the source data changes, the statement explained.

"I don't buy that at all," said Jim Malmberg, executive director of American Consumer Credit Education Support Services, a private credit education group. Malmberg said it has been hard for citizens, including members of Congress and even infants, to stop being misidentified as terrorists because their names match those on anti-terrorism watch lists. He noted that while the government plans to keep the risk assessments for 40 years, it doesn't intend to keep all the underlying data they are based on for that long.

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