

Molokai Advertiser-News

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The Militia of Molokai's Community Newspaper—Every Wednesday

March 29, 2006



Huge swimming pool at new US military base in Iraq: USA not leaving soon?
The swimming pool at Balad air base, as seen through the window of a Black Hawk helicopter, 44 miles north of Baghdad, Iraq.

More US War Crimes Exposed in Iraq

"On Nov. 19, 2005, a roadside bomb struck a humvee carrying U.S. Marines from Kilo Company, 3rd Battalion, 1st Marines, on a road near Haditha, a restive town in western Iraq. The bomb killed Lance Corporal Miguel (T.J.) Terrazas, 20, from El Paso, Texas. The next day a Marine communique from Camp Blue Diamond in Ramadi reported that Terrazas and 15 Iraqi civilians were killed by the blast and that 'gunmen attacked the convoy with small-arms fire,' prompting the Marines to return fire, killing eight insurgents and wounding one other. ... But the details of what happened are disputed and more horrific than the military initially reported. According to eyewitnesses and local officials interviewed over the past 10 weeks, the civilians who died in Haditha on Nov. 19 were killed not by a roadside bomb but by the Marines themselves, who went on a rampage into the nearby village after the IED exploded. They murdered 15 unarmed Iraqis in their homes, still in their bed clothes, including seven women and three children. ... In January 2006 the U.S. opened its own investigation, interviewing 28 people, including the Marines, the families of the victims and local doctors. According to military officials, the inquiry acknowledged that, contrary to the military's initial report, the 15 civilians killed on Nov. 19, 2005 died at the hands of the U.S. Marines, not the insurgents."

Soldier who killed Iraqi girl in 2004 discharged; no criminal charges filed

U.S. Army Maj. Gen. Benjamin R. Mixon, the commanding general of the 25th Infantry Division, approved the discharge of Sgt. Jeffrey D. Waruch, without criminal charges though he was involved in the 2004 killing of a 13-year-old girl Intisar Saleh who was shot in the head from a distance of about 200 feet. Her mother was hit and lost a leg, and Intisar's 15-year-old sister was also shot in the leg.

A review conducted by Maj. Samuel Schubert found that two in the group of fleeing civilians were surrendering, and that Waruch fired at one of the females because the civilians made "sudden movements." Schubert said in his report: "Under these facts, the soldier's certainty that he was about to be fired upon was not reasonable," and there was no weapon. He added, "The soldier did not observe hostile intent. The engagement was not in accordance with rules of engagement."

A criminal investigation was opened more than a year after the shooting, and Mixon doesn't know why it took so long. Officials said that "In this case, a review of the investigation determined that no further evidence was likely to be found that would result in the case going to trial... insufficient evidence to prosecute."

The news is troubling for Edward Richmond Sr., the father of another soldier who is serving a three-year sentence in the military stockade at Fort Sill, Okla., for shooting an Iraqi herdsman 10 days after the girl's death: A criminal investigation of that shooting was started immediately after the incident, and found that Waruch had told Richmond to "put the gun on his head and shoot him" if he moved, according to an appeal filed in the case. Richmond shot the Iraqi herdsman Muhamad Husain Kadir in the back of the head as Waruch handcuffed the man. Richmond Jr. has said he shot the Iraqi when he lunged at Waruch. Photographs showed the dead man with his hands flex-cuffed behind his back.

Schubert also said it was "important to note" that the soldiers were new to Iraq and were reacting to one of their first combat situations.

Steven Arce Named for Kahu 'Aina Award

Steven Arce of the County of Maui, Department Public Works and Environmental Management's (DPWEM) Molokai Highways Division, was honored March 9 by the Department of Fire and Public Safety's Fire Commission with the first Kahu 'Aina Award.

The Kahu 'Aina ("steward of land") Award was established by the Fire and Public Safety Commission in recognition of persons, groups or companies who have given unselfishly in service to our community and whose actions have resulted in the preservation of land or structures, etc.

An invaluable resource for the Maui County Fire Department (MFD), Arce's contributions to the welfare and safety of his community are well known. He has been at the forefront of mitigating potential loss of life and property by enhancing brush fire response capabilities, serves the Molokai community and the MFD as a member of the Molokai Fire Task Force Committee and was recently selected to be the Molokai coordinator of the Maui County Civil Defense Agency.

Hired in 1973, Arce has been with the DPWEM Molokai Highways Division for nearly 33 years. Promoted to District Supervisor in 1989, he has supported MFD and overall public safety through response preparedness, resource and logistical support, and actual fire incident responses. He has regularly assisted MFD in fighting fast moving brush fires by providing both heavy equipment and a highly trained crew whenever and wherever needed.

Under his supervision, the Molokai DPWEM crews have effectively cut firebreaks to suppress fire progression, created roads for MFD apparatus to access fires, developed a cell phone notification process, and has provided logistical support for MFD that has included priority maintenance of fire apparatus, transporting helicopter fuel to field landing zones, manpower, refurbishing old T4 (Tanker 4) as a backup apparatus, towing and launching of RB4 (Rescue Boat 4) when MFD utility trucks are out of service, and moving large equipment for MFD when needed.

Steven has even provided refreshments at fire scenes out of his own pocket.

Arce continues to enhance Molokai's preparedness by training new operators to cut fire breaks and safety zones in areas with a history of fire impact. He and his staff have taken measures to compensate for the island's limited resources and, in so doing, earned the respect and admiration of the community and all of the firefighters on Molokai.

Steven and his wife Joyce are the parents of seven children and grandparents of four.



Kahu 'Aina Award recipient Steven Arce of the Department of Public Works and Environmental Management's Molokai Highways Division.

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NOTICE OF PUBLIC HEARING Molokai Planning Commission

The Molokai Planning Commission for the County of Maui hereby gives notice that it will conduct a hearing on April 26, 2006, commencing at 1:00 p.m., or as soon thereafter as is practicable in the Meeting Hall, Mitchell Pauole Center, Kaunakakai, Molokai, on the following:

MUNEKIYO & HIRAGA, INC. on behalf of NEXTEL requesting to install cellular phone antennas and related improvements in the B-CT Country Town Business District at the Lucy Wilhelm Center Building, corner of Kamehameha V Highway and Mohala Street, TMK: 5-3-001: 082, Kaunakakai, Island of Molokai. (CUP 2005/0011)

The subject public hearing will be conducted in accordance with the Hawaii Revised Statutes, the Maui County Code, and the Rules of the Molokai Planning Commission. Information pertaining to the subject application are on file at the Maui County Department of Planning, 250 South High Street, Wailuku, Maui; the Office of the County Administrator, Mitchell Pauole Center, Kaunakakai, Molokai; and the Molokai Public Library, Kaunakakai, Molokai.

All testimony regarding the subject application may be filed prior to the date of the hearing by providing 15 copies of said written testimony to the Department of Planning or may be presented at the time of the hearing.

Petitions to Intervene shall be filed in accordance with Section 12-301-20, 12-301-40, and 12-301-43 of the Rules of Practice and Procedure of the Molokai Planning Commission and shall be filed with the Molokai Planning Commission and served upon the applicant no less than ten (10) business days before the first public hearing date, no later than 4:30 p.m. on April 11, 2006. Filing of all documents to the Molokai Planning Commission is c/o the Maui Planning Department, 250 South High Street, Wailuku, Maui, Hawaii 96793.

Those interested persons requesting accommodation due to disabilities, please call the Department of Planning at 270-7735 or 1-800-272-0117 (Molokai) or 1-800-272-0125 (Lanai) or notify the Maui County Department of Planning in writing at 250 South High Street, Wailuku, Maui, Hawaii 96793 at least six (6) days before the scheduled meeting.

MOLOKAI PLANNING COMMISSION
by Michael W. Foley
Planning Director

Publish in: Maui News - March 27, 2006
Molokai Advertiser News - March 29, 2006

Birth Announcement

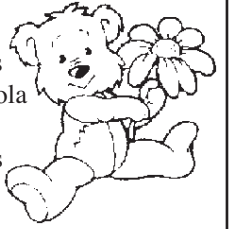
Baby girl, Elyse Ku'uleihwalanikaleihulumamo Kapuni was born on February 8, 2006 to Laura Kaho'ohanohano and Ka'aikiola Kapuni-Szasz

Elyse's Hawaiian name means "My precious lei that adorns the cherished kupuna."

BirthWeight/Length: 10 pounds,5 ounces; 21.5 Inches.

Time of Birth: 6:03 pm @ Queens Medical Center, Honolulu, HI

Paternal Grandparents: Deldrine Kauinohea Kapuni and Luigi Manera; John Szasz (California); Maternal Grandparents: Anthony and Glenda Kaho'ohanohano



EPA vs Manaba D&J Oceanfarms, Inc

CORRECTION: The EPA has provided The MAN with a copy of the Order to Desmond Manaba [not Dedric] to create and implement a removal restoration wetlands at Ohia plan within 45 days and review with EPA, monitor for 5-years. Dedric Manaba is Desmond's brother, with wife Jerusula dba Manaba Enterprises, Inc involving the unauthorized removal of 4,000 yrds of dirt from DLNR lands leased to USDA.

Road Work Alert: UnSpeed Bumps

The Department of Public Works and Environmental Management today announced that work to resurface and install speed humps on various streets on Molokai is scheduled to begin on Tuesday, March 28.

The work is scheduled as follows: Kapaakea Lp., March 28-31, (four speed humps will be installed once paving work is completed); Nenehanaupo / Puukapele intersection, April 3-4; Kahi Pl.-April 5-7; and, Moomomi Ave.-April 10-13. Additional work, including adjusting utilities and striping, will follow shortly after paving is completed.

The \$ 542,120.00 construction contract was awarded to Rimrock Paving. The contract time is 60 working days and the completion date is scheduled for June 22, 2006.

Motorists are advised to use caution and follow all traffic control signs, delineation devices and flag persons when driving through work zones.

Maui Mayoral Candidate Tavares First to File Nomination Papers

Wailuku --- Only twelve days after announcing her candidacy for Mayor of Maui County, Councilmember Charmaine Tavares has submitted her nomination papers to the Maui County Clerk's office, making her the first official candidate in the upcoming race. "I am very excited about this campaign. The support I have received since my announcement has been tremendous. I look forward to working with the community on the challenges facing Maui County," Tavares said.



Tavares has also reiterated her intention to limit campaign contributions to half the legal limit, stating she intends to rely on grassroots support rather than on big-dollar donations. The Charmaine Tavares Campaign can be reached at P.O. Box 506, Wailuku, Hi., 96793; phone 242-5500, e-mail "mailto:campaign@CharmaineTavares.org"

First Maui Council Candidate: Nick Nikhilananda

Nick Nikhilananda announces candidacy: "I am seeking the East Maui Residency seat on the Maui County Council. This past Friday, I filed my nomination papers and became the first official candidate for 2006 in Maui County."

Maui County is one of the most precious and special places on our planet. For the last few years, visitors from around the globe have rated the island of Maui as the best resort destination in the world. However, what visitors do not see is the deterioration in the quality of life for Maui residents. For too many years, our elected officials have chosen to turn a blind eye to the needs of long-time residents that live on Maui full-time. This is evident in the inadequate inventory of affordable housing for both rentals and sale. There is a lack of balance in our water management. There are annual water rationing calls for Upcountry residents, while thousands of gallons of water flow into the ocean, are diverted for luxury and high-end gated communities and subdivisions, and our streams of West and East Maui continue to dry up.

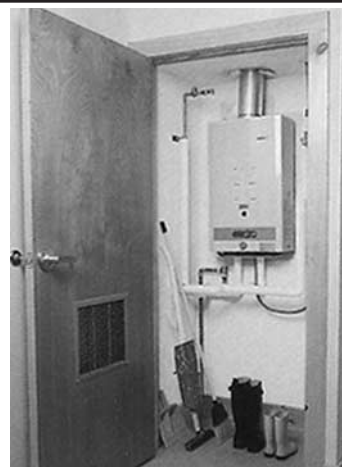
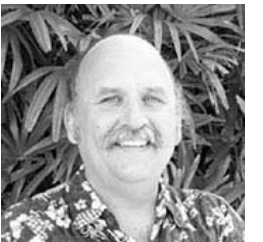
Traffic has reached critical mass. The building of new roads to the West side and around Paia is being ignored. Existing public transportation is far from adequate. Curb-side recycling, an established practice for many years on the mainland, is long overdue. Maintenance of our public parks is being neglected.

Yet our past administrations, and most of our elected County Councilmembers, with the exception of Jo Anne Johnson, Michelle Anderson, Danny Mateo and in the past, Wayne Nishiki, seem beholden to the large land-owners and wealthy developers who fund their campaigns. While increasing numbers of individuals from the mainland purchase second and third homes for speculation, thousands of long time Maui residents and families ^ many who have lived in Hawaii for several generations ^ can not afford the high cost of living and are forced to relocate off-island. Native and indigenous populations are being marginalized. As an example of the lack of vision and long-term planning by our elected officials, now we are told that we are even running out of SAND!

This situation has got to stop. As a property owner in Huelo for almost ten years and a resident of Maui for almost twenty, I am saddened by this trend. It is time for a change. We need to keep Maui Maui. I have been involved in and speaking out on these, and numerous other issues, for many years. We must manage our necessary development by first providing adequate infrastructure. Residents of Maui County need responsible actions and responsive elected officials. Too many of our citizens and residents do not have a representative on the County Council speaking up for them. A new direction is urgently needed. To achieve this, we require an independent person on our County Council, now more than ever.

Please register and vote. Hawaii has the lowest percentage of voter turnout in the United States. Maui County has the lowest voter turnout in Hawaii, which makes us the worst place in the country for citizen involvement in our electoral process. And remember, we do not have electoral districts for our County Council, but we elect our Maui County Council at large. No matter where you reside; on Molokai, in Kihei, on the West side, Upcountry, wherever, one gets to vote in all nine residency districts. Let us see if this time we can take back Maui from the developers and speculators who are ruining Maui at an every increasing pace. Can we finally have a Maui County Council which is really responsive to our needs and is looking after what truly is best for Maui, not just for our children, but for generations to come.

Nick Nikhilananda Candidate East Maui Residency Seat on the Maui County Council and Producer/Host of Maui Talks-TV on AKAKU



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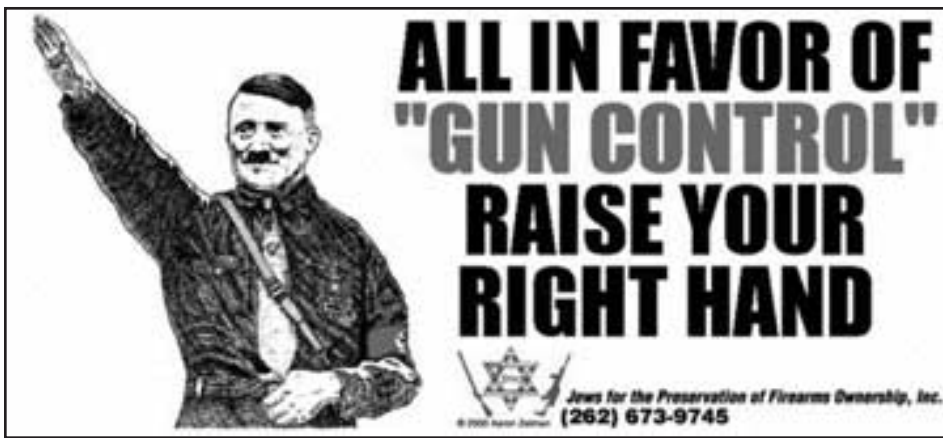
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Bulletin Board

- March 31, Friday
Last day of school intersession
- April 1, Saturday - 60th anniversary of 1946 Tidal Wave that destroyed Hilo
- April 3, Monday
Read to Me Family Night, 6:30pm Molokai Public Library
- April 9, Sunday Palm Sunday
StepFast Vegetarian Cooking class, Seventh-day Adventist Hall, 4-6pm, FREE
- April 13, Thursday
Math Ohana Night: "Probability - Are you Lucky?" 6-8pm, MHS Cafeteria
- April 14, Friday - Good Friday - schools, government offices, library closed.
- April 15, Saturday
Community Work Day @ Ali'i Pond, 9am-noon, co sponsored by Kamiloloa/One Ali'i Homestead Association, ph. Noelani Lee, 553-8353 Ka Honua Momona Internat



Kansas Passes "Shall -Issue" Right-to-Carry

On Thursday, Governor Sebelius' (D) veto of NRA-backed Right-to-Carry legislation, Senate Bill 418, "The Personal and Family Protection Act," was overridden!

"After 12 years, it took a collective, bi-partisan effort to win this fight," NRA-ILA Executive Director Chris W. Cox declared. Kansas now joins 38 other states that respect the Right-to-Carry and allow their citizens to carry a firearm for personal protection.

The Kansas State Senate voted 30 to 10 to override Governor Sebelius' veto of the Right-to-Carry legislation. Less than a day later, the Kansas House of Representatives voted 91 to 33 to sustain the override. [Yea! Take that you little Hitlers out there!]

Mother shoots home intruder

"A Cumberland County mother shot and killed an apparent home intruder Tuesday afternoon, authorities said. ... Strickland was inside the house when she heard tapping on an outside window. When she went to investigate the noise, she either saw or heard the intruder, who was armed, trying to kick in the front door, authorities said. Strickland then got her gun, shots were exchanged and the intruder was hit. The intruder, whose name was not released, left the scene in critical condition, but died shortly before arriving to a local hospital. ... Strickland, who is 9 months pregnant, has two other children: one 3 years old and another 1 year old." (03/14/06)

Firearms Corrections & Improvement Act

Dear Reps Abercrombie and Case, Sens. Inouye and Akaka, and President Bush:
It is vitally important that you immediately take action to SUPPORT H.R. 5005, THE "FIREARMS CORRECTIONS AND IMPROVEMENTS ACT"

The "Firearms Corrections and Improvements Act," will roll back unnecessary restrictions, correct errors, and codify longstanding congressional policies in the arena of firearms laws. Among its provisions, H.R. 5005 would: permanently ban taxes or "user fees" on background checks by the federal instant check system--fees that Congress has prohibited in annual appropriations riders since 1998; permanently ban creation of a centralized electronic index of dealers' records--a threat to gun owners' privacy that Congress has barred through appropriations riders for a decade; codify limits on disclosure of trace records--which Congress has already limited through a series of appropriations riders over the past few years, out of concern for gun owners' privacy and the confidentiality of law enforcement records; and repeal of obsolete language from the Brady Act's "interim" waiting period provisions, that expired in 1998.

Please cosponsor and support H.R. 5005, the "Firearms Corrections and Improvements Act!"

It amazes me when I think how our forefathers had such wisdom and forethought and put it in the Constitution and the Bill of Rights. Today, too many Americans have become so lethargic and apathetic and allowed our servant government agents to destroy the freedom to keep and bear arms that so many fought and died for in our history. Then our leaders have the nerve to use our Constitution and Bill of Rights as a model for Iraq and Afghanistan to follow, while we have to fight for our rights at home.

Sincerely, George Peabody

Concealed Carry in Alaska OK, unless you're in the Army!

The US military has long maintained rather strict rules about privately owned firearms on their bases but the Commander of the US Army in Alaska has taken gun control in the military to a whole new level - both on base and off.

Last November Major General Charles H. Jacoby Jr., the Commanding General of US Army Alaska, put out a three-page policy statement outlining the most draconian firearms registration, storage, and transportation rules imaginable. These restrictions apply to all personnel living on post, including service members, their families, and civilians living in base housing and carry serious penalties for failure to comply.

Recently General Jacoby took his gun control scheme a step farther by releasing a policy statement forbidding any US Army Alaska personnel to carry a concealed weapon any time, anywhere, on post or off post regardless of Alaska law to the contrary.

The Policy Statement reads as follows:

"Carrying concealed deadly weapons by USARAK Soldiers represents a significant risk to the safety and welfare of this command. Accordingly, all Soldiers assigned or attached to USARAK are prohibited from carrying a concealed deadly weapon in public places off of all USARAK posts. All persons are prohibited from carrying concealed deadly weapons on USARAK posts IAW USARAK Regulation 190-1."

No exceptions, no excuses, no appeals.

This outrage must be answered immediately!

SUPPORT OUR TROOPS!!!

Please take a moment to send a note to your Representative and Senators, the Pentagon, and this very confused General.

PLEASE FORWARD this information to everyone on your e-mail list and especially to other local and national gun groups that should be responding to this outrage.

Here are a couple of addresses you might find useful:

General Charles Jacoby
Commander, US Army Alaska
724 Postal Service Loop #5000
Fort Richardson, AK 99505-5000

General Peter J. Schoomaker
Chief of Staff of the Army
1500 Army Pentagon
Washington, DC 20310-1500

Molokai Agricultural Development Program

AG BUSINESS TRAINING — ROUND 6

Tri-Isle Resource Conservation and Development Council, Inc. is announcing a 3-week series of classes on Agricultural Entrepreneurship for farmers interested in applying for the Molokai Agricultural Development Program (MADP).

The training will provide basic instruction for applicants on developing or expanding ag businesses and in preparing applications for the upcoming MADP Round 6 - Request for Proposals.

These FREE Classes will begin Tuesday, March 14th at QLCC-Family Room from 6-8:30 pm, and continue Thursdays, March 23rd & 30th at DHHL/OHA Conference Room from 6-8:30 pm.

For further information or to enroll please call Annette Pauole-Ahakuelo at the Kuha'o Business Center, 2 Kamoi Street, Suite #600 (across Molokai Drive-Inn) or call 660-0004 or email: ampauole@yahoo.com

Tri-Isle Resource Conservation & Development Council, Inc.



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Beverly E.N.
Pauole-Moore, RA

For Sale

NEW on the market 3 bed/1 bath redwood home, double carport, additional room w/bath attached to home, located on Kam Highway close to Hotel Moloka'i, asking \$350,000 (FS).

Ranch Camp 2 bed/2 bath home, double carport, PRICE REDUCED to \$225,000 (FS).

Manila Camp 3 bed/1 bath home, carport, asking \$195,000 (FS).

Moloka'i Shores 1 bed/1 bath condo, 2nd floor unit, ocean views, fully-furnished, offered at \$250,000 (FS).

For Rent

Kualapu'u 3 bed/1 bath home, walking distance to school, stores and restaurant, Section 8 welcome, REDUCED to \$750/mo.

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Molokai's Forum For Freedom Individual's Sovereignty vs Slavery

by George Peabody ph. 558-8253 email: molokaiman@flex.com

"We have staked the whole of all our political institutions upon the capacity of mankind for self-government, upon the capacity of each and all of us to govern ourselves, to control ourselves, to sustain ourselves according to the Ten Commandments of God." —James Madison

Bill of Rights 2nd Amendment:

"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."

Wake up militia! Use it , or lose it ! Got your gun, yet?

"...with a firm reliance on the protection of Divine Providence, we mutually pledge to each other our lives, or fortunes and our sacred honor." (Decl. of Indep.)

If you will not fight for the right when you can easily win without bloodshed, and, if you will not fight when your victory will be sure and not too costly, you may come to the moment when you will have to fight with all the odds against you and only a precarious chance of survival. There may even be a worse case. You may have to fight when there is no hope of victory, because it is better to perish than live as slaves.

Defender of the U.S. Constitution and Enemy of the New World Order Police State

DEMOCRACY by War?

"Democracies have ever been spectacles of turbulence and conflict; have ever been found incompatible with personal security or the rights of property and have in general been as short in their lives as they have been violent in their deaths." —James Madison 4th President of the USA and primary framer of the US Constitution

"Those who make peaceful change impossible, make violent change inevitable." -- Robert F. Kennedy

"Rebellion against tyrants is obedience to God." Thomas Jefferson

Enforce the Bill of Rights !

Government is the Problem, Not the Solution

In all times and in all places there has been too much government.

We now know what prosperity is: it is the gradual extension of the division of labor through the free exchange of goods and ideas, and the consequent introduction of efficiencies by the invention of new technologies. This is the process that has given us health, wealth and wisdom on a scale unimagined by our ancestors. It not only raises material standards of living, it also fuels social integration, fairness and charity. It has never failed. No society has grown poorer or more unequal through trade, exchange and invention. In every case, weak or decentralised government, but strong free trade led to surges in prosperity for all, whereas strong, central government like Hawaii's Police State by Lingle, led to parasitic, tax-fed officialdom, a stifling of innovation, relative economic decline and usually war. Yes, Hawaii got "government".

The Government Hoax

by Marc Stevens

The government hoax is probably the oldest, most pervasive and stubborn of hoaxes. It's the belief in non-existent "states" and "nations" and that "government" is both legitimate and necessary. In the geographic area of the North American continent commonly referred to as the "United States," it's claimed only "government" can provide the service of protecting "Life, Liberty and the Pursuit of Happiness." This is nonsense if only for the reason "government" has no duty to protect anyone and their property.

Another reason is: no service or product should be provided at the barrel of a gun. It's that simple. There are no exceptions unless one believes people have no rights. If one believes people have no rights then "government" is not "necessary" to "protect" what doesn't exist. If you believe people have rights, then you don't "protect" them without their freely given consent. Also, protection is not submission to the violent unaccountable control of another nor is violent domination a legitimate method of doing business. Would you hire people who don't acknowledge you have property, to protect your property? Americans have been duped: "The ultimate ownership of all property is in the State; individual so-called "ownership" is only by virtue of Government, i.e., law, amounting to mere user; and that use must be in accordance with law and subordinate to the necessities of the State." Senate Resolution #62, April 1933.

What exactly is "government?" Have you ever seen a "government?"

While there are varying degrees, "government" is one man violently controlling the life and property of another man. In some places this violent control is "decreed" to be for the latter's "own good" and "protection" and hailed as the "best system in the world." Because it's based on violence, there are no "states" or "nations," "states" being "voluntary associations." You may recognize that violent control over a man's life and property is what we like to call slavery. Slavery is a form of "government," and in most cases, if not all, synonymous with "government." Govern means control, not protect. Notice that the word "protect" is NOT included in any definitions of govern!

"govern. To direct and control; to regulate; to influence; to restrain; to manage. State v Ream, 16 Neb 681, 683." Ballentine's Law Dictionary, page 530.

In "democracies" and so-called "democratic republics," slaves are given the false choice of choosing new masters. The old plantations can be seen as "political subdivisions" such as "cities," only smaller: "nations" have "presidents," "states" have "governors," "counties" have "commissioners," "cities" have "mayors" and plantations have masters.

"Government" has become a group of men and women providing the service of enhancing "Life, Liberty and the Pursuit of Happiness" from the barrel of their guns, police departments, courts, and taxation. We have no choice in accepting and paying for their wonderful services. Their services are so valuable we're compelled to accept and pay for them. And, we are called extremists?

To keep this short, I'll use statements from politicians themselves i.e., their sacred "law" that's worshipped, revered and most important, feared. Compare the following:

"tax. A forced burden, charge, exaction, imposition or contribution assessed in accordance with some reasonable rule of apportionment by authority of a sovereign state upon the persons or property within its jurisdiction to provide for public revenue for the support of the government, the administration of the law, or the payment of public expenses. 51 AmJ1st Tax § 3." Ballentine's Law Dictionary, page 1255.

"The organized use of threats, coercion, intimidation, and violence to compel the payment for actual or alleged services of arbitrary or excessive charges under the guise of membership dues, protection fees, royalties, or service rates. United States v McGlone (DC Pa) 19 F Supp 285, 286." Ballentine's Law Dictionary, page 1051.

The first is a "kinder, gentler" way of describing the second. Both are accurate descriptions of how men and women pretending to be "government" operate. I like the second one because it's actually the definition of "racketeer."

The government hoax is that "government," a racket, is legitimate and necessary. That's absurd. Maybe if you believe a service should be provided at the barrel of a gun then yes, you'd think "government" is legitimate and necessary.

The government hoax is exposed with nothing more than no service or product should be provided at the barrel of a gun. If the service men and women doing business as a pretended "state" is so valuable, then people will voluntarily accept and pay.

Some attack this saying, "What's the alternative?!" That's easy: Anything done under the guise of consent can be done by consent.

Men and women pretending to be "government" only have to do one thing differently: provide their services on a voluntary basis like everybody else.

"Rebellion against tyrants is obedience to God." Thomas Jefferson

Crimes of Politicians Must Be Stopped by The People (You are The Militia)

The crime on our streets is a tiny fraction of the crime in the offices of our politicians and bureaucrats - the massive majority of crime is committed by the criminal classes in power. Just look at the constant abuse of power in our State government offices and you will realize the extent of crime in Government. Just consider just how many BILLIONS of dollars a day Government extorts from the people and how little WE get in return; and just how comfortable the politicians make themselves at the expense of the peoples they extort!

The goal of the founders of America was to restrict government within severe limits and to protect the rights of sovereign individuals. Government has NO rights!

Judges are impeachable. Furthermore, judges may be removed immediately for violating oaths of office, involvement in conspiracies, extortion, and failing to uphold their duty to the common law. Judges can also be arrested, they are not exempt from this nor are any other officials, including the President of the United States.

Do the people have the power to do this? Yes, the people have the power to do everything to defend our country against all enemies foreign or domestic politician, and government has no power to say otherwise. Fascist bureaucrats might send out its armed marauders, but a huge group of The People (Militia) armed with guns as guaranteed their Right to keep and bear arms by the 2nd Amendment is likely to stop them unless the governments decide that it is time to begin mass killings of all people who believe in the rights of Man. **Wake up ! Enforce the Bill of Rights !**

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Everyone agrees that Capt. Wallace does not look 80 years!
What's his secret for youth and a health?

Hauoli la hanau!

William Wallace Celebrates 80th Birthday

1926 was a very special year... Besides William Kaleimomi 'o Ho'olehua was born at Ho'olehua, Moloka'i. Last Saturday at Lanikeha, retired Fire Captain William Wallace celebrated his 80th birthday! Friends call him "Honey Boy," family call him "Papa," ...

He and Auntie Maggie, who passed away about five years ago, raised six children. William III, was a teacher on Moloka'i in the early 1970s and now lives in Laie, he was the emcee at the birthday party. The other children who came with spouses and children, who came from near and far were daughter Ziona Huntsman and Dale Kneece from Kansas and Tennessee; Rayma Lau Fou and David John from Honolulu. Ray Wallace lives here.

William III explained that the menu for the luncheon was chosen by the birthday honoree...Chicken Hekka, rice, macaroni salad and a cucumber salad. (Thank goodness, because of the weather, it would have been difficult to make an imu and prepare kalua pig for a luau menu.) Still, Moloka'i style, the tasty chicken hekka was accompanied by Molokai sweet potato (two kinds), opihi, he'e, kulolo and a variety of luscious homemade cakes from friends and family. Auntie Bertha Adachi and Uncle Sherman Napoleon and some of the family headlined the musical and dance entertainment in honor of a beloved father, brother grandfather, friend and retired fire captain.

According to history, that same year, Aloha Tower was completed after five years of construction. Also in 1926, the Honolulu Stadium, known in the 50's as the "Termite Palace," was opened. Sanford B.Dole, President of the Hawaiian Republic and one of the responsible for the overthrow of Queen Lili'uokalani, died. Ninety-eight Samoan Crabs introduced to the shores off Oahu, Hawai'i and Moloka'i. Republicans, President Calvin Coolidge and VP Charles G. Dawes headed the federal government. In music, Hilo Ukuleles was established. Also in 1926 Charles King wrote "Ke Kali Nei Au," the Hawaiian Wedding Song. The price of postage stamps was 2¢, a pound loaf of bread was 9¢, a gallon of gasoline was 23¢ and a house was \$7.748.00.

How times have changed! -- but not MFD Captain (ret.)William Wallace, with a zest for life and people.

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The Moloka'i Advertiser-News



George



Susan

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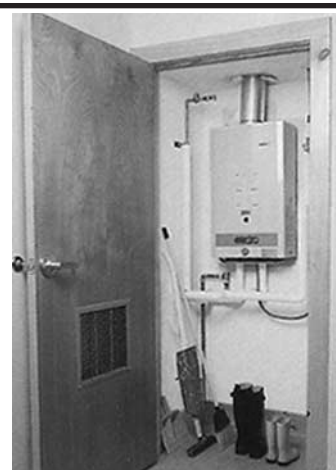
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Prince Kuhio Celebration

Prince Jonah Kuhio Kalaniana'ole is honored with a state holiday for the Merrie Monarch who was a Delegate to Congress and is credited with the establishment of the Hawaiian Homestead Act which resulted in the first Hawaiian Homesteads in Kalamaula, Moloka'i.

The annual Prince Kuhio Celebration was hosted this year by the Kalamaula Hawaiian Homesteaders' Association and featured entertainment, crafts and activities for keiki. Food booths were popular for the laulau plate, kal bi plate and sushi which help to raise scholarship funds for college bound students. Kulolo was so popular, it sold out early! Lono, back with his gifted ki hoalu and singing was among the entertainers who kept the message of Hawaiian Homesteaders alive.



Property Rights, Yes! Taxes, NO!

Over the past century, Americans who own property, homeowners, landlords, businesspeople of all kinds, even nonprofit organizations such as churches and charities, have found themselves increasingly entangled in a web of regulatory restrictions that have limited what they can do with their property. Imposed in the name of an amorphous "public interest," those restrictions have often been unwarranted and severe, resulting in untold personal and financial losses. By century's end they had led to the birth of the property rights movement and to a call for both legislative and judicial redress. The movement is likely only to grow in the 21st century.

America's founding principles are grounded in the idea of private property. It is property, after all, that enables individuals and organizations to exercise their other rights and enjoy the liberty that property affords. With the rise of the regulatory state during the Progressive Era, however, those rights were increasingly compromised, especially after the Supreme Court upheld restrictive zoning in 1926. That decision opened the door to a host of "permitting" regimes, federal, state, and local, the effect of which has been to tell owners that they can use their property only after they have been authorized to do so by government. That placed immense and often arbitrary power in the hands of government, leaving owners to face a long and expensive series of procedural and substantive hurdles before they could enjoy their property rights. Although the Court has checked some of those restrictions in recent years, owners still bear the brunt of the burden of justifying their rights. What is worse, the Court recently upheld the government's taking and transfer of homes from owners to private redevelopers, hoping their projects would create jobs and tax revenues.

The property rights movement must reunite America with its common law and constitutional heritage, which affirms that individuals have rights in their property and property in their rights. Finally, it must recognize that the ultimate protection for private property will be found in reducing government to its legitimate functions so they don't need so desperately to tax and tax and tax everything in site.



Letter to the Editor Re: War in Iraq

In response to the recent coverage in your newspaper about the president's policy in Iraq, I would like to point out that the House of Representatives passed an amendment to the 2006 Supplemental Appropriations Act which forbids the Pentagon from entering into any basing agreement with the government of Iraq.

Shortly after the House acted, President Bush said that the next president will have to decide when U.S. troops leave Iraq ñ meaning U.S. troops will need bases for at least three more years.

The increased sectarian violence over the last month, which now threatens to become full-scale civil war, would catch U.S. troops in the middle and make them targets for all factions. The U.S. does not have enough troops to subdue a civil war. Moreover, as with the whole Iraq dilemma, military force is not the solution to the problem; rather U.S. troops are a provocation.

Next week the Senate appropriations committee will consider the 2006 Supplemental Appropriations bill, and the whole Senate will consider the bill in April. The Senators from our state, [insert names], could play a positive role in changing U.S. policy by attaching an amendment to the Iraq war supplemental stating that it is the policy of the United States to withdraw all U.S. military troops and bases from Iraq and initiating steps for a withdrawal this year.

Sincerely, david bohn

[Editor's reply: its Viet Nam all over again, i.e., the American forces became the common enemy simply because of the massive damage they were doing in behalf of South Viet Nam's puppet government.]

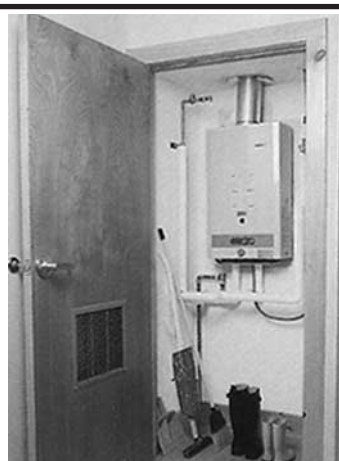
New Hampshire House Nullifies Federal I.D. Law

You recall the famous words of Patrick Henry: "Give me liberty or give me death." The motto of the great state of New Hampshire is just as direct: "Live free or die." With that historic defiance in the face of tyranny, it really came as no surprise when the state's House of Representatives took a stand to defend the civil liberties of their fellow citizens. New Hampshire State Rep. Neal Kurk (R) co-sponsored a bill (<<http://general-court.org/bills/2006/HB1582>>HB 1582) that prohibits New Hampshire from participating in the federal government's national ID card program:

The general court finds that the public policy established by Congress in the Real ID Act of 2005, Public Law 109-13, is contrary and repugnant to Articles 1 through 10 of the New Hampshire constitution as well as Amendments 4 through 10 of the Constitution for the United States of America. Therefore, the state of New Hampshire shall not participate in a national identification card system; nor shall the department of safety amend the procedures for applying for a driver's license under RSA 263 or an identification card under RSA 260:21.

Rep. Kurk stated the reason for his position in a speech on the House floor. "I don't believe that the people of New Hampshire elected us to help the federal government create a national identification card," he said. "We care more for our liberties than to meekly hand over to the federal government the potential to enumerate, track, identify and eventually control."

The bill passed Wednesday, March 8, sending it to the Senate. Let's hope that more states follow New Hampshire's example. posted by Lee Shelton



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Nothing Scares the IRS like Section 861

By William A. Shields and George Peabody

When I last reported on the Section 861 income tax issue, I stated that the IRS and the Justice Department had ignored over 300 requests from various citizens to answer some valid questions concerning federal income taxes and their proper application to many citizens.

Since that time a new flurry of letters were mailed to the Treasury Department and the IRS - over one thousand at the latest count, sent via certified mail. I know, because I participated in the effort and mailed two letters myself.

Once again, some concerned citizens have asked their government to answer a few simple questions regarding the law of the land. And again, those persons have not received anything in return except a notice from the post office that the correspondence was received and signed for.

Comes now, Ken Evans, and an interesting lawsuit vs. the IRS / United States of America, filed in Federal District court, and decided by Federal judge Charles Weiner on Friday, October 3, 2003. Although the Judge ruled against tax honesty advocate, and plaintiff Ken Evans, some eye opening events occurred that seem to place this court squarely in the pouch wearing, outback hopping, marsupial category.

Evans suit was based almost entirely on the proper application of Section 861 of the Internal Revenue Code. The complaint, which can be read online at Evans' web site, stated that he did not engage in any of the specific sources or activities that generate taxable income, which are detailed in federal statutes, and are found listed in the regulations under Section 861. Mr. Evans sued to recover monies unlawfully withheld for years 2001 and 2002.

So the case was specifically centered on Section 861 and its proper application. (See Section 861: The Law They Hope You Never Read.)

>From Mr. Evan's press release: "The law, though confusing is specific," states Evans, "The federal income tax is imposed under Section 1 on 'taxable income.' Other sections of the law generally define the terms 'gross income' and 'taxable income.' But, these definitions can easily be misread as if they apply to all money earned by everyone in the world. Which we all know isn't true. Section 861 and its related regulations, along with what the law calls other 'operative sections,' spell out exactly when income is taxable. The federal regulations state repeatedly that these are the sections of law to use to determine when income earned within the United States is taxed. Anyone can look them up on the internet."

So the argument before the court was: "Is Section 861 applicable in determining whether or not Evans received taxable income?"

Again from the press release: The Department of Justice, representing the government, chose not to file any response to Evans' memorandum. This is odd because normal procedure in most lawsuits is to provide the court with reasoning as to why they believe the argument is either wrong or inapplicable to that situation. In fact, during a pre-trial conference ordered by the judge, an attorney for the government stated that a response would be filed, however none ever was.

But, the oddities don't stop there.

Evans also filed Interrogatories with the government. Interrogatories are specific questions related to the suit that one party asks of the other in order to clarify the case. The very first question Evans asked of the government was: "Are 26 USC § 861 and the related regulations beginning at 26 CFR § 1.861-8, applicable in determining Plaintiff's taxable income from sources within the United States in the instant case?"

The judge ordered a hearing for oral arguments on the parties cross motions for summary judgment. The hearing was held on August 22, 2003 and a transcript of the hearing is also available on Evans' web site. From the transcript it is apparent that Evans was arguing that federal law, specifically section 861, once properly applied, does not show that he has any lia-

bility for income tax.

"The hearing was very interesting," said Evans, "it seemed to me that the judge wasn't very familiar with the specifics of the case. Every time I brought up the issue of the proper application of Section 861 and Subchapter N (which contains Section 861), the judge would change the subject by asking me what appeared to be argumentative questions. It was as if the judge was more of my opponent than was the Department of Justice. Plus, there were two law clerks observing the hearing. They were giggling like school children, not paying much attention while the statements were being given. It wouldn't surprise me if the opinion was actually written by the law clerks, as is sometimes the case."

"One good thing did come out of the hearing, or so I thought," said Evans, "The judge instructed the Department of Justice to provide me with answers to my interrogatories. It's in the record. So, I thought to myself, 'Great! I can finally get something in writing from the government about the proper application of Section 861.' I even filed a motion to compel an answer to the interrogatories. The court accepted my written motion, which I also provided to the DOJ, but for some unknown reason, it mysteriously never showed up on the docket."

So, directed by the court to answer Evans' Interrogatories, the DOJ has failed to do so. And since the court didn't wait for or force an answer from the DOJ, then ruled in the government's favor, it is not likely that any answer will be forthcoming.

To add further insult to injury, the court totally disregarded the specific argument brought by Evans. That is, the proper application of Section 861.

The three-page opinion, filed this past Friday does not mention the application of Section 861 even once.

It seems that the government has set the stage, manufactured the props and costumes, distributed the sheet music, brought up the curtain, started the music and kicked the plaintiff out on stage. What's more the critical revue was pre-written by the judge and the defendant who work for the same employer. They assigned Mr. Evans an argument he did not make, and then sanctioned him \$1000.00 for bringing that same "frivolous" argument to the court.

Despite what many non-believers will tell you about this issue, including socialists like David Cay Johnston of the New York Times, if the arguments of folks like Ken Evans and Larken Rose are so frivolous, they can easily be dispelled by the IRS or the Treasury Department or the Department of Justice. They could simply answer the questions and show me the law. Yet they cannot and will not. Not when they receive one hundred letters and not when they receive one thousand. Not even when ordered to do so by a federal judge.

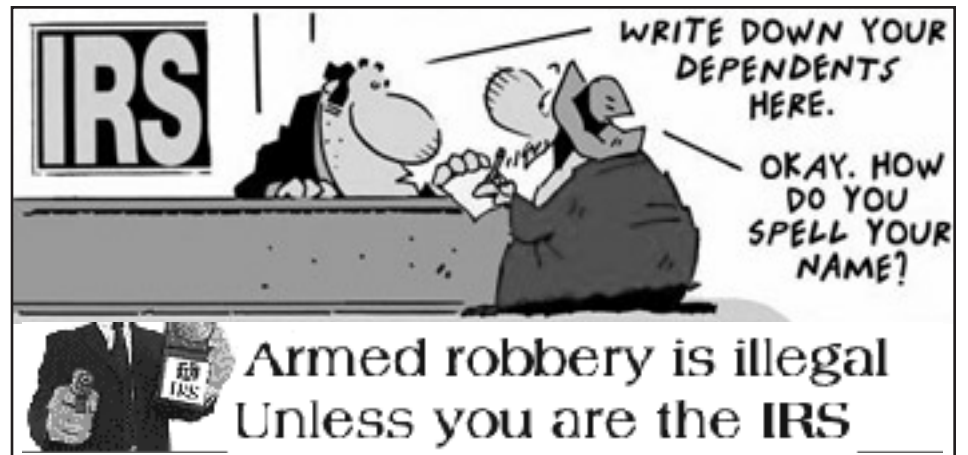
A rational person, (even one who is not familiar with the 861 issue) can draw only one conclusion about this behavior by our government. They have something to hide. But like a teenaged unwed mother, that belly is getting bigger - and people are starting to talk.

Sen Daniel Inouye's letter June 26, 1989: "...Based on the research performed by the Congressional Research Service, there is NO provision which specifically and unequivocally requires an individual to pay income taxes."

No 'Failure To File' Income Tax Law Exists: Chief Justice Rhenquist and the United States attorney (Kent Jones) admit there is NO statute that makes it a crime for "failure to file" an income tax return!

QUOTE: "I'm not familiar with a statute that makes that a crime by itself" ..."but the fact that you didn't file...frankly...it's my impression that that would not by itself be a crime".

...then it says on pg. 6 lines 20-25 of the transcript, Chief Justice of the United States Supreme Court William Rhenquist said: "We'd better not let the word get out"... "We'll keep it just among ourselves"... and they have the nerve to laugh about it!



Film kills the Federal income tax IRS 'From Freedom to Fascism' latest movie from Libertarian Aaron Russo

A new documentary dealing with the Federal Reserve system, income tax and government power is making its way around the nation this year, telling the story of "America: From Freedom to Fascism."

The documentary pegs 1913 as the year the United States lost its freedom. That was the year the Federal Reserve banking system was put into place and a federal income tax was instituted unlawfully as the facts clearly show.

"In 1913, America was a free country," states capital white letters on a black background at the start of the film's online trailer. "Then a band of powerful bankers achieved their fathers' and great grandfathers' goal. America has never been the same. Soon the world will not be the same."

States author Michael Ruppert in the trailer: "The Federal Reserve is no more federal than Federal Express." "Why did we give a monopoly of creating money out of thin air to a private corporation?" "tax honesty" activist Franklin Sanders adds.

The documentary's website describes the film as "an exposé of the Internal Revenue Service" that "proves conclusively there is no law requiring an American citizen to pay a direct unapportioned tax on their labor."

Declares tax attorney Peter Gibbons on the trailer: "There is no constitutional basis for a tax on the wages of Americans living and working in the 50 states of the union. Period. End of argument."

Said Rep. Ron Paul, R-Texas: "You have to get permission from the government for almost everything, and if that is the definition of a police state, that you can't do anything unless you get the government's permission, then we're well on our way."

Another contributor wonders if "terrorism" will be an appropriate label for government force in the United States.

"What happens if your own government is using more force, more coercion on its own citizens for the purpose of achieving its political ends?" asks Ed Viera, a professor of constitutional law. "Is that government engaged in terrorism?"

States one reviewer of the film posted on a website: "Russo is a bulldog as he prowls halls of government trying to get someone to just show him the law that says a working citizen in the United States owes an income tax, or just to acknowledge prior Supreme Court rulings on the subject. Clips of press conferences and television interviews and news cuttings reveal obfuscation, saber rattling and threats, but not one answer that clearly defines the law, the statutes or the tax obligations of American citizens."

Another reviewer opines: "Aaron Russo has earned his place in the preferred section of heaven with this film, and the nation owes him a large debt of gratitude for having produced it. Eliciting cheers and tears from the audience, 'America: From Freedom to Fascism' is incredibly moving and effective."

The film was created by Aaron Russo, a Libertarian presidential candidate in 2004 and longtime movie producer. After losing the presidential nomination to Michael Badnarik, Russo began working on creating the documentary.

Making its way through Oregon last week, the film pre-screened in Spokane, Wash., Monday and now is on its way to Illinois and Michigan, according to an online schedule of showings. It is set to hit theaters across the nation this summer.



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