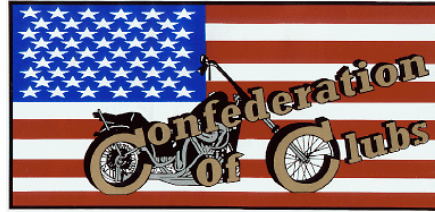


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Brothers Behind Bars Newsletter... November 2014 - Issue 2...



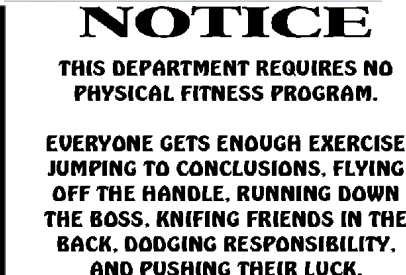
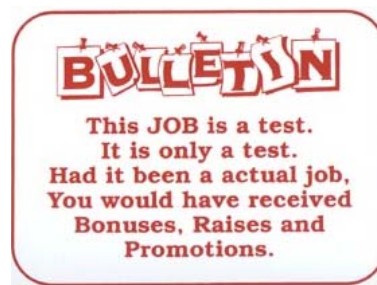
NCOM – National Coalition Of Motorcyclists / AIM - Aid for Injured Motorcyclists
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Free All Brothers Behind Bars...

Editor: Mike Davis...

Some cause happiness wherever they go; others, whenever they go. – Oscar Wilde.

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 Tramp who is in *El Dorado, Kansas* donates \$ 5.00 a month...



Editor's Note: For September there were 2 issues, For October there was 1 issue, For November this is the 2nd issue...

Editor's Note: Currently we are sending over 365 copies of this newsletter to members of 82 Motorcycle Clubs...

Editor's Note: I would like to Thank my Wife "Kari" for getting these Newsletters ready to be mail...

Disclaimer: The News Media does NOT always tell the Whole Truth... It tends to sensationalize the News to Sell Newspapers...
In Fact, Many Times the News Media gets the Facts Wrong!!!

Editor's Note : It is too hard to keep up with counts, But for your info here are the Clubs that are getting the Brothers Behind Bars Newsletter (**82 Clubs**) in Prison: Avengers, Bandidos, Banshees, Barons, Black Pistons, Boozefighters, BPM, Breed, Brother Speed, Brothers 8, Brotherhood Nomads, Brothers Of Wheels, Damned Deacon, D.C. Eagles, Death Squad, Derelicts, Devils Diciples, Diablos, El Forastero, Finks, Fly-In-Wheels, Forsaken Few, Free Souls, Estedes, Galloping Goose, Ghost Riders, Grim Reapers, Gypsy Joker, Hellions, Hells Angels, Hells Lovers, Hells Outcasts, Hermanos, Hessians, Hidalgo's, Highwaymen, In Country Vietnam, Iron Coffins, Iron Horsemen, Invaders, Iron Wings, Iron Mustangs, Legion Of Doom, Liberty Riders, Long Riders, Marauder's, Misfits, Mohawk Valley Riders, Moloch, Mongols, Motopsychoz, Nomads, Outlaws, Pagan's, Peckerwood, Phantom's, Pharoahs, Reapers, Red Devils, Renegades, Sadistic, Salty Dog, Satans Soldiers, Scorpions, Set Free Soldiers, Sin City Deciples, Sons Of Silence, Sovereign, Sundowners, Thunderbirds, Thunderguards, Unforegiven, Unforgiven, Vagos, Vietnam Vets / Legacy Vets, Y-Rohirrin, Warlocks Pa, Warlocks, Winos Crew And Wheels Of Soul... With newsletters going to Australia, Canada, England, France, Finland, Germany, Norway, Scotland, Sweden, & Wales.

Editor's Note (For BBB Only): Being a Patch holder in Good Standings does have it privileges... And this is one of them... If you are a Patch Holder in Good Standings & contact me, include your Chapter too... If you are Not a patch holder of a MC in Good Standings, Don't write me & request that I add you to the mailing list. You will only get rejected, as I only make very few special exceptions.

Editor's Note: I would like to Thank all of the contacts from all of the MCs that verify if requesting member is in Good Standing with their Club; & all of the other assistance that you give me, such as address changes, being released, & soliciting donations...

Editor's Note: I produce this National Coalition of Motorcyclists Brothers Behind Bars Newsletter which is a non-partisan newsletter for Bikers by Bikers. Information from the Newsletter contains News Articles & other information that may be of interest to a biker behind bars. Financial support for this Newsletter comes mainly from NCOM, Motorcycle Clubs, And Confederations Of Clubs...

News Article Sources: All News Articles contained in this NCOM Brothers Behind Bars Newsletter, unless source is specified, are obtained from the following 3 Web Sites: *Road Scholars*(Wolf From Atlanta), Outlaw Biker World, White Trash News & Becky Cakes...

The Complete Official Tipton Report - Nov 7, 2014 – *Florida* – From The Aging Rebel's Website; www.AgingRebel.com

Summary of the Facts: On the early evening of June 26, 2014, Kristopher Stone shot & killed Zachariah Tipton as Mr. Tipton & a fellow MC member were attacking Mr. Stone. The shooting occurred in the parking lot of the Nippers restaurant in Jacksonville Beach, FL. For the reasons outlined below, the State of Florida has concluded that Kristopher Stone's use of deadly force against Mr. Tipton was legally justified.

• Kristopher Stone is approximately 5 foot 11 inches tall & 209 pounds. He is an Army Combat Medic. He has no prior record. He is a prospect, also known as a recruit, in the Iron Order MC. He

has a State of Florida concealed weapons permit. Mr. Stone has no connection to L.E..

• Zachariah Tipton is approximately 6 foot tall & 242 pounds. He has one prior withhold of adjudication on a Felony Possession of More Than Twenty Grams of Marijuana & 8 prior misdemeanors involving Battery, Possession of Marijuana, DUI, Reckless driving, & No Valid Driver's License. He is a member of the Black Pistons MC.

• Beach Marine is a local marina in Jacksonville Beach located between 2 restaurants, Nippers & Billy's Boathouse, located under the Intracoastal Waterway Bridge on Beach Blvd. Beach Marine has video cameras directed towards the parking lot & the front of Nippers & toward Billy's Boathouse, east & west. Video was obtained from Beach Marine by the Jacksonville Beach P.D. within hours of the shooting at Nippers.

• On June 26th, 2014, at approximately 8:00 pm, the video depicts Kristopher Stone (shooter) in the parking lot, just outside the front of Nippers just west of the valet stand. At approx 8:08 pm Zachariah Tipton & 6 other members of the Black Pistons MC can be seen riding past Kristopher Stone from east to west in the Nippers parking lot, parking several hundred feet west in front of Billy's Boathouse. At approximately 8: 14 pm, Zachariah Tipton & 2 other members of the Black Pistons MC are seen walking east in the parking lot toward Kristopher Stone & the front entrance of Nippers. Zachariah Tipton is still wearing his motorcycle helmet & riding gloves.

• The video depicts the 2 Black Piston members & Zachariah Tipton going from walking in front of the cars, where the sidewalk is, to walking behind the cars in the parking lot. Kristopher Stone is standing in the parking lot by several motorcycles which belong to him & his MC, the IO. Zachariah Tipton continues to walk in front of the cars east towards the entrance of Nippers, where Kristopher Stone is located. Tim White, another prospect in the IO, is standing in front with Kristopher Stone, near where their motorcycles were parked. As the 2 Black Pistons who were with Zachariah Tipton approach Tim White, they walk around him & straight to Kristopher Stone. As they approach Kristopher Stone from the front, Zachariah Tipton approaches Kris Stone from behind, still wearing his riding helmet & gloves. From the video it appears this is a planned confrontation with members from the Black Pistons coming at Kristopher Stone from the front & back.

• The video shows Zachariah Tipton punching Kristopher Stone in the back of the head from behind as Kristopher Stone talks to another Black Piston member face to face. Kristopher Stone never turns around or makes any movements, & in the video it appears he did not see the punch coming. After Zachariah Tipton hits Kristopher Stone in the back of the head, one of the other 2 Black Pistons joins the attack & Kris Stone is taken to the ground as Zachariah Tipton & the other Black Piston continue to punch & kick him on the ground. The attack continues with Kris Stone on the ground for approximately ten seconds while Zachariah Tipton & the other Black Piston are punching & kicking him before Zachariah Tipton can be seen falling over & the attack ends. From witness testimony the moment Zachariah Tipton falls over is the moment he is hit by a gunshot from Kristopher Stone's gun. The fight from first punch till Zachariah Tipton falls down takes approximately ten seconds. During this time 3 other members of the Black Pistons are approaching the area of the fight in the same manner as Zachariah Tipton & the other 2 Black Piston members.

• The video depicts the members of the Black Pistons fleeing the scene after the fight. No member of the Black Pistons can be seen giving aid to Zachariah Tipton. Members of the Black Pistons can

be seen taking out what looks like mouth guards & removing things from their hands, although the video is not clear enough to see if these are brass knuckles, rings, or something else. One member of the Black Pistons can be seen going over to Zachariah Tipton's body & then later handing off a "cut" or vest with patches signifying membership in the Black Pistons club, with what looks like something rolled up inside. A member of the Black Pistons is handed the vest & leaves the scene on his motorcycle. It is unknown if something was rolled up in the vest.

- Officers from the JBPD arrived & secured the scene. Zachariah Tipton was found with brass knuckles which had fallen out of his pocket, 2 full clips of hollow point rounds inside his pants pocket, 3 pocket knives inside various pants pockets, & a nylon gun holster clipped to the inside of his waist band. A gun was not recovered from Zachariah Tipton, however, this is after the member of the Black Pistons came to the body of Zachariah Tipton & walked away with the rolled up vest. Kristopher Stone remained on scene after the shooting & voluntarily spoke to police. Four shell casings were recovered from the immediate vicinity of the shooting in addition to the firearm used in the shooting which Kristopher Stone had given to a fellow IO member immediately after the shooting. The helmet & hat Zachariah Tipton was wearing was found at the scene with blood & the bullet still inside.

- Jacksonville Beach Fire Rescue arrived & transported Zachariah Tipton from the scene to the hospital where he was pronounced dead.

- Dr. Valerie Rao, the Chief Medical Examiner for Duval County performed the autopsy on Zachariah Tipton's body. The testing of Zachariah Tipton's blood found a blood ethanol level of .04% & his urine to test positive for caffeine & cannabinoids (more commonly known as marijuana). Dr. Rao found the cause of death to be a single gunshot wound to the head. The single gunshot wound entered behind Zachariah Tipton's right ear traveling right to left, in an upward direction, & exiting his skull on the upper left side. Zachariah Tipton had one broken left rib. According to Dr. Rao it was likely from a kick to ribs. He also has one bruise to his abdomen, likely from a punch or kick, which is approximately 3 inches long. Zachariah Tipton also had injuries to his right ring & middle fingers on the dorsal (back of the hand) side. Dr. Rao stated the injuries are consistent with punching an individual. Zachariah Tipton also has an abrasion (or scratch) to the back. This would be consistent with being moved for medical care or possibly from falling to the ground after the shot. He also has a half an inch abrasion to his left shin.

- Photographs were taken of Kristopher Stone by the police at the scene. Kristopher Stone had a broken nose, several cuts to the bridge of his nose & blood on his face. In addition, the right side of his face was very red & swollen & he had red marks on the left side of his face. His hands did not appear to have any marks consistent with being in a fight. He appeared to have urinated himself as well. Medical records were obtained from Kristopher Stone which show he was evaluated after leaving the Jacksonville Beach Police Station. At the hospital he was evaluated & presented with minimally displaced nasal bone fractures associated with soft tissue swelling, & minimal nasal septal deviation to the left.

- The Jacksonville Beach P.D. interviewed over 200 people in connection with this case. Of those 200, several of them were eye witnesses to the incident:

- Tim White is a prospect in the IOMC & was standing only feet away when Kristopher Stone was attacked. He was outside by the motorcycles when some Black Pistons approached him & told him

to leave. He told the Black Piston members he would not leave after which they knocked the water he was drinking out of his hand & he & the Black Piston began to fight. They fight until they hear several cracks & the guy he is fighting lets him go. He sees Kristopher Stone with blood on his face & urine on his pants & Tim White yells for help. He says Kristopher Stone had a blank look on his face & a member of the Black Pistons went up to Zachariah Tipton after he was shot. When the police arrived he went up to the police & told them what happened. Police independently reviewed the video, & found this witness to be consistent with the events depicted therein.

- Tim Bennett was a patron of Nippers riding his bike with his girlfriend behind him when the shooting happened. He saw 2 men attacking a 3rd man who was on the ground. One male was "raining down fists" & the other was kicking the person on the ground. He said the male on the bottom (Stone) was "getting worked really bad." Bennett said the guys punching & kicking Mr. Stone had Black Piston cuts on. However, Mr. Bennett was unable to positively identify any Black Piston member.

- Karen Bell was riding on the back of Tim Bennett's bike. She saw 2 males fighting the shooter. One was kicking & one was punching the shooter who was on the ground. She heard 3 gunshots.

- Darlene Forkel was a patron at Nippers. She was exiting Nippers to get her phone on her motorcycle. She saw men fighting on the ground. One man was on top repeatedly striking the man on the ground (Kristopher Stone). She says the shooter was on the ground & pushed the deceased off him & shot at the same time. She heard 4 to 5 shots. Afterwards she heard the shooter say "I shot him" as he had blood on his face.

- Daniel Camacho is a valet at Nippers. He saw Zachariah Tipton & another man going after Kristopher Stone. He said the 2 guys were "jumping" the shooter. He heard 4 or 5 shots. Daniel Camacho said Zachariah Tipton was the aggressor & appeared to be stomping the shooter who shot from the ground.

- Angus Dunlop Jr. was taking pictures for an unrelated event at Nippers that night. He saw the fight & said 2 guys were "punching the crap out" of a male on the ground. He heard 3 to 4 shots & hid, therefore he was unable to take photos of the actual attack. He did take photos of Stone's injuries after the attack.

- Dominique Bagnell is a waitress on the outside patio at Nippers. She heard a commotion & saw 5 people fighting. She heard shots & saw Zachariah Tipton fall to the ground. As Zachariah Tipton fell to the ground she saw brass knuckles fall out of Zachariah Tipton's pocket.

- Jill Depauw is an acquaintance of Zachariah Tipton. She saw a Zach Tipton. She saw Tipton involved in a fight. She walked past & heard 3 shots & saw 1 of the people flee the scene.

- Chris Mulligan is a valet at Nippers. He was parking a car & saw guys pushing each other. He heard shots & ducked. Soon thereafter he saw 7 or 8 Black Piston members running past him down the service road.

- Gerald Dunne is a valet at Nippers. He was getting into a car to valet it. He saw 2 males fighting on the ground but could barely see because his view was obstructed by the car. He heard shots & ducked.

- McKenzie Ogburn is a waitress at Nippers. She heard males arguing & saw Zachariah Tipton swing at Kristopher Stone. She then sees Stone get on his motorcycle & he (Stone) tries to run down Zachariah Tipton, knocking Tipton over. Stone then gets off his motorcycle, pulls his gun & shoots Tipton. Her testimony is not consistent with any of the other eye witnesses & is

impossible based on the video which does not show anything close to what she says she saw.

• Jacksonville Beach P.D. detectives interviewed Kristopher Stone the night of the incident. He stated that he got off work at 5 pm & went to Nippers to meet up with fellow IO members. He ordered a glass of water because as a prospect he is not allowed to drink alcohol. He went outside to look at motorcycles with Tim White when several members of the Black Pistons walked up & told them to leave. Before he could do anything someone punched him from behind & he (Stone) fell to the ground. He says he felt someone kicking & punching him in the face. He stated that he is a combat medic & knows someone can die from being kicked in the face. He said he pulled out his gun & he thinks he fired his entire clip because he was in fear for his life. He said he was so scared he urinated on himself during the shooting.

Legal Analysis: “A person is justified in using or threatening to use deadly force if he or she reasonably believes that using or threatening to use such force is necessary to prevent imminent death or great bodily harm to himself or another or to prevent the imminent commission of a forcible felony.” Fla. Stat. § 776.012. Great bodily harm is has been defined as not slight, trivial, or mere bruising but lacks a further definition in jury instructions or Florida Statutes. However, several cases have found a victim’s orbital fracture, swelling, & bruising were sufficient evidence of great bodily harm. See *Heck v. State*, 774 So. 2d 844, 845-46 (Fla. 4th DCA 2000); *Cooley v. State*, 686 SO.2d 732 (Fla. 2d DCA 1997) (fractured leg requiring surgery constituted great bodily harm); *Coronado v. State*, 654 SO.2d 1267, 1270 (Fla. 2d DCA 1995) (facial fracture, numbness, & pain around the eye constitutes great bodily harm); *Owens v. State*, 289 So.2d 472, 474 (Fla. 2d DCA 1974) (victim incurred great bodily harm where, as a result of a battery, victim received a lump on her mouth, scar on her face, & a bruise).

Kristopher Stone’s broken nose was verified from the pictures, witness accounts, & medical records, swelling & bruising to the face & blood loss after being hit & punched after being taken to the ground. Similar to *Heck*, where the victim had an orbital fracture with swelling & bruising, or *Coronado*, where the victim had facial fractures, numbness, & pain around the eye & it was deemed enough for great bodily harm, Stone’s injuries would constitute great bodily harm under the law. *Heck*, 774 So. 2d at 845-46; *Coronado*, 654 SO.2d at 1270. Under the law, Kristopher Stone would have been justified in using deadly force if he reasonably believed that imminent death or great bodily harm was about to befall himself. See Fla. Stat. § 776.012. When viewing the video, Stone can be seen getting hit in the back of the head from behind by Zachariah Tipton. After Kristopher Stone falls to the ground, Zachariah Tipton & another Black Piston can be seen hitting & kicking him (Stone) for almost ten seconds while Kristopher Stone is still on the ground. According to witness Tim Bennett, Kristopher Stone was on the ground with 2 members of the Black Pistons MC on top of him “raining down fists,” & Kristopher Stone was “getting worked really bad.” Multiple other witnesses describe the attack as someone getting “jumped” with 2 individuals attacking one person on the ground. Kristopher Stone suffered a broken nose, swelling, bruises, & bleeding, as a result of the attack by the members of the Black Piston MC. Great bodily harm was not only imminent when Kristopher Stone pulled his gun & fired, great bodily harm had already occurred & was continuing to occur when he pulled his gun & shot. Kristopher Stone would have already suffered great bodily harm & the threat was

continuing, as Zachariah Tipton & the other Black Piston member did not stop hitting him (Stone) until Kris Stone shot his gun.

In addition, Kristopher Stone’s statement to the police the night of the incident is very telling of what was going through his mind as he was being beaten by Zach Tipton & the other member of the Black Pistons. Kris Stone told police that he is a combat medic & knows someone can die from being kicked in the face. Stone also said he pulled out his gun & he thinks he fired his entire clip because he was in fear for his life, so much fear he urinated himself. His statement that he urinated himself is corroborated by the evidence technician photos which were taken & show a large dark area on his blue jeans & testimony from the officers as to the smell of his clothing. Stone had already suffered great bodily harm & he believed death was imminent if he did not use deadly force to stop the attack on himself.

Under the law, Kris Stone had no duty to retreat. A person who uses or threatens to use deadly force in accordance with this subsection does not have a duty to retreat & has the right to stand his or her ground if the person using or threatening to use the deadly force is not engaged in a criminal activity & is in a place where he or she has a right to be. FL Stat. § 776.012 & § 776.013. Kristopher Stone was in the public parking lot of Nippers, a place he had a right to be. He was armed with a concealed firearm, which he had a right to carry as he had a concealed weapons permit. Under FL Stat. 790.06 (12)12, a person who has a concealed weapons permit cannot carry a concealed weapon on “any portion of an establishment licensed to dispense alcoholic beverages for consumption on the premises, which portion of the establishment is primarily devoted to such purpose.” The shooting occurs in parking lot & not inside of Nippers. The parking lot does not fall under any of the prohibited areas under FL Stat. 790.06(12) & it is not a part of the establishment, Nippers, which is primarily devoted to the purpose of dispensing alcohol for consumption on the premises. Because Kris Stone was in a public parking lot, where he had a right to be, & was validly carrying concealed in a location that does not fall under one of the statutory exceptions under FL Stat. 790.06(12), he had no duty to retreat when he was attacked.

The jury instructions on “Justifiable Use of Deadly Force” gives guidance in determining if Kristopher Stone was justified. Instruction 3.6 states: In deciding whether defendant was justified in the use of deadly force, you must judge [him] [her] by the circumstances by which [he] [she] was surrounded at the time the force was used. The danger facing the defendant need not have been actual; however, to justify the use of deadly force, the appearance of danger must have been so real that a reasonably cautious & prudent person under the same circumstances would have believed that the danger could be avoided only through the use of that force. Based upon appearances, the defendant must have actually believed that the danger was real.

FL ST CR Jury Inst 3.6(1). In analyzing if Kristopher Stone was justified in using deadly force one has to look at the circumstances he (Stone) was faced with at the time of the attack. The video provides the most objective view of what happened to Kristopher Stone & what he saw before & during the attack. Just prior to being hit in the back of the head by Zachariah Tipton, Kris Stone sees 2 members of a rival MC approach him & Tim White. As he is being confronted by a member of the rival motorcycle gang, he is struck unexpectedly in the back of the head by another unknown individual. He is then on the ground with 2 grown men on top of him, kicking & punching him in the face. One of them, Zachariah Tipton, still has his motorcycle helmet & riding gloves on as

Kristopher Stone's nose is broken & he is repeatedly hit in the face. It is unknown if Kris Stone knew of the 3 other members of the Black Pistons MC who were on their way to the same area & if he thought they would join in. However, when looking at the circumstances which Kristopher Stone faced, the danger he faced was real & in the process of happening to him as he pulled out his firearm. Kristopher Stone did not fire in anticipation of the danger, or even when the danger was imminent, like the law allows; he fired only when he had already suffered great bodily harm & when he believed greater harm or death were imminent. Analyzing this from the viewpoint of a reasonably cautious & prudent person, as the jury instructions say, when Kristopher Stone was taken to the ground & beaten by 2 men, the danger to him was so real that he could have avoided further great bodily harm only through the use of deadly force, shooting his gun.

The jury instructions also instructs that "[i]n considering the issue of self-defense, [the jury] may take into account the relative physical abilities & capacities of the defendant & (victim)," FL ST CR Jury Inst 3,6(1), Kristopher Stone is 5 foot 11 inches tall & 209 pounds, Zachariah Tipton is 6 foot tall & 242 pounds, In considering the relative capabilities, the capabilities of Zachariah Tipton & the other person should be considered because the attack on Stone was 2 versus one, Even without considering that the fight was 2 versus 1, Zachariah Tipton is 1 inch taller & more than 30 pounds heavier than Stone, Zachariah Tipton also had his motorcycle helmet & riding gloves on during the fight, which Kristopher Stone did not. This is not dispositive one way or the other, however, the fact that the fight is 2 versus one, helmet & gloves versus no helmet & no gloves, & a heavier person versus a lighter person, gives Stone a very good argument that he was at a severe disadvantage, as can be seen from the results of the fight prior to the shooting,

Conclusion: Kristopher Stone had already suffered great bodily harm & was continuing to be punched & kicked by 2 grown men when he pulled his gun & shot Zachariah Tipton, When viewing the evidence as a reasonably cautious & prudent person under the same circumstances would, Stone was in fear of imminent death & certainly great bodily harm when he pulled his lawfully concealed firearm from his side & fired at his attackers, From moments before Stone was attacked till the time he was interviewed by detectives, his story was consistent with the physical evidence, witness testimony, & the video, As such all of the evidence demonstrates that this shooting, however tragic, Was justified under the law,

Therefore, it is the opinion of the undersigned Assistant State Attorney that the use of deadly force in this case was justifiable pursuant to FL Statutes, Chapters 782,02 & 776, the Florida Standard Jury Instructions, & applicable case law. Brian Brady, Assistant State Atty; Homicide Major Crimes Unit

Arraignment Postponed For Suspect In Pomona SWAT Officer's Murder – Nov 13, 2014 – *California* – By www.LosAngeles.cbslocal.com - Arraignment was postponed Thursday for a suspected Mongols motorcycle gang member accused of fatally shooting a Pomona police SWAT officer at a home in San Gabriel. David Martinez, 36, wore a paper gown that inmates who are being held under suicide watch typically wear during his court appearance Thursday, when his arraignment was rescheduled for Dec. 3. The suspected Mongols motorcycle gang member was charged with capital murder for the Oct. 28 shooting of 45-year-old Officer Shaun Diamond, who was helping to serve

a search warrant when he was shot. The criminal complaint also includes gun & gang allegations. Prosecutors have not yet decided whether to seek the death penalty for Martinez. Los Angeles County sheriff's officials said Diamond was helping to open the outer door of a home in the 100 block of San Marino Avenue as part of a multi-agency operation targeting the Mongols gang when an interior door of the home was opened & a single shotgun blast rang out. Diamond was shot in the back of the head & died the following day. Martinez was taken into custody at the scene. Martinez's criminal history includes assault with a deadly weapon & domestic violence, authorities said. Diamond was a 16-year L.E. veteran. He worked with the Los Angeles P.D. from 1195-2002, then with the Montebello P.D. from 2002-03. Diamond joined the Pomona P.D. in 2006 & its SWAT team 2 years later. Diamond was survived by his wife, a son, daughter, mother, father, sister & brother. He was buried last week.

Suspect in NT motorcycle club shooting in custody - Nov 13, 2014 – *New York* – By www.Niagara-Gazette.com - North Tonawanda police say a man in Georgia has been taken into custody & will be charged in the twin killings of 2 Kingsmen MC members on Oliver Street on Sept. 6. Police Capt. Thomas Krantz said the suspect's name will not be released until he is extradited back to New York, where he will face arraignment in Niagara County Court. He was picked up by police in Georgia on an unrelated matter, Krantz said in a brief statement released to the media Thursday afternoon. The killings, which shocked the Oliver Street neighborhood when they took place, were carried out execution-style inside a vehicle parked adjacent to the club. Killed were Paul Maue & Daniel "DJ" Szymanski, who were attending a party in the early morning hours at the club. Police have not said what they believe the motive was for the killings but several violent acts at other area Kingsmen chapters have been reported over the past year, signaling a possible rift in the club's membership. Maue & Szymanski were not members of the North Tonawanda chapter but were affiliated with another chapter in Western New York. Neighbors had described club members as generally decent types who kept mostly to themselves, though late night parties were a frequent sight at the clubhouse, a converted 2-story home on the 300 block of Oliver.

NMA Nat'l Alert: Red-Light Camera Class Action Suit Filed - Nov 13, 2014 – *Florida* – By www.Motorists.org - If you received a red-light camera ticket in the state of Florida since July 1, 2010, you may be eligible to join the plaintiffs in a class action suit filed in the United States District Court for the Southern District of Florida, Miami on Oct 27, 2014. Potential plaintiffs for this class action are individuals who received a Notice of Violation or Uniform Traffic Citation in Florida as a result of an image or video taken from a red-light camera administered by American Traffic Solutions during the period noted. The lawsuit alleges that ATS made ticketing decisions that by state statute can only be authorized by L.E. officers who are Gov't employees. By doing so, the suit claims, the due-process rights of those charged by ATS with red-light camera infractions were violated. To help determine if you are a potential plaintiff in the \$5 million class action & who to contact, click on this link to visit the site of Cohen Milstein Sellers & Toll PLLC. You can also find the text of the formal Parker v. American Traffic Solutions complaint there. John Bowman, Nat'l Motorists Association

My girlfriend thinks that I'm a stalker.
Well, she's not exactly my girlfriend, yet.

Queensland's anti-bikie laws survive Hells Angels High Court challenge - Nov 14, 2014 – Australia - By Sarah Elks; <http://www.TheAustralian.com.au/> - QLD's controversial anti-bikie laws have survived a High Court challenge. In a full-bench decision released this morning, Australia's most senior judges rejected an application by Hells Angels member & tattooist Stefan Kuczborski to have key planks of the Newman Gov'ts bikie crackdown declared invalid. Kuczborski's case was heard by the 7 judges in Brisbane in September, before Chief Justice Robert French reserved the court's decision. It was funded by the United Motorcycle Council, backed by donations from bikie clubs, civil libertarians & the public nationwide. The contentious suite of laws — centering on the Vicious Lawless Association Disestablishment Act — allow the Gov't, rather than the courts, to declare certain organizations "criminal". So far, it has named 26 MCs, including the Hells Angels. Several ongoing criminal prosecutions of bikies under the legislation have been on hold waiting for this decision to be handed down. In a majority decision, the High Court rejected the Hells Angel's bid to challenge the validity of changes to Queensland's Criminal Code & the Liquor Act. It also found Kuczborski lacked legal "standing" to even mount a challenge the VLAD Act & other changes to QLD laws under the crackdown. This is because Kuczborski has not been charged with any offence under the new laws, so there's no restriction imposed on his freedoms by the VLAD Act & the other anti-bikie laws. "The High Court unanimously held that the plaintiff lacked standing to seek a declaration that those laws were invalid," a statement released by the court today said. Kuczborski & his legal team — headed by barrister Ken Fleming QC who defended disgraced surgeon Jayant Patel — argued the laws were invalid on the grounds they violated the independence & integrity of the Supreme Court. However, this argument was not accepted. "The majority of the Court held that these laws did not require the courts to proceed otherwise than in accordance with the processes which are understood to characterize the exercise of judicial power," the High Court statement read.

Hundreds of bikies turn up for funeral of senior Bandido Arthur Loveday's funeral - Nov 14, 2014 – Australia – By Samantha Williams; www.CourierMail.com.au - The rumbling of Harley Davidson bikes could be heard before they were seen as the coffin of one of the Bandidos senior & highest profile members was driven to the church on a motorcycle. The coffin that was strapped to the side of the motorcycle was then carried the last remaining steps into St Agnes Catholic Church at Port Macquarie. More than 300 mourners, including members of the Bandidos outlaw motorcycle gang, farewelled Arthur Joseph Loveday today to the song "True Colours". Loveday, 61, is believed to have taken his own life at a motel at Kew outside Port Macquarie on the Mid North Coast. Mourners wore armbands with the colours of yellow & red to commemorate his death. A representative who spoke in the church said his wife Catherine was grateful for the support of the Bandidos who had travelled from across the country. They also thanked the Port Macquarie community for the "love & respect" shown to her & her children at the difficult time. During the prayers of the faithful Loveday was remembered for his strength of his love for others & his desire never to be burden on anyone. "For Arthur who struggled with life's many challenges. His love of family & friends was always in the forefront of the way he treated others," it read. There were patched representatives from Nomads, Lone Wolf & God Squad who also attended the

sendoff. A procession of motorbikes led by Loveday's family travelled from the church to Innes Garden Memorial Park Lawn Cemetery where a line of mourners carried his coffin to his final resting place.

Americans' Cellphones Targeted in Secret U.S. Spy Program – Nov 14, 2014 – U.S.A. – By Devlin Barrett, The Wall Street Journal; www.MSN.com - The Justice Dept is scooping up data from thousands of mobile phones through devices deployed on airplanes that mimic cellphone towers, a high-tech hunt for criminal suspects that is snagging a large number of innocent Americans, according to people familiar with the operations. The U.S. Marshals Service program, which became fully functional around 2007, operates Cessna aircraft from at least 5 metropolitan-area airports, with a flying range covering most of the U.S. population, according to people familiar with the program. Planes are equipped with devices—some known as "dirtboxes" to law-enforcement officials because of the initials of the Boeing Co. unit that produces them—which mimic cell towers of large telecommunications firms & trick cellphones into reporting their unique registration information. The technology in the 2-foot-square device enables investigators to scoop data from tens of thousands of cellphones in a single flight, collecting their identifying information & general location, these people said. People with knowledge of the program wouldn't discuss the frequency or duration of such flights, but said they take place on a regular basis. A Justice Dept official would neither confirm nor deny the existence of such a program. The official said discussion of such matters would allow criminal suspects or foreign powers to determine U.S. surveillance capabilities. Justice Dept agencies comply with Fed law, including by seeking court approval, the official said.

The program is the latest example of the extent to which the U.S. is training its surveillance lens inside the U.S. It is similar in approach to the Nat'l Security Agency's program to collect millions of Americans phone records, in that it scoops up large volumes of data in order to find a single person or a handful of people. The U.S. Gov't justified the phone-records collection by arguing it is a minimally invasive way of searching for terrorists.

Christopher Soghoian, chief technologist at the American Civil Liberties Union, called it "a dragnet surveillance program. It's inexcusable & it's likely—to the extent judges are authorizing it—[that] they have no idea of the scale of it." Cellphones are programmed to connect automatically to the strongest cell tower signal. The device being used by the U.S. Marshals Service identifies itself as having the closest, strongest signal, even though it doesn't, & forces all the phones that can detect its signal to send in their unique registration information. Even having encryption on a phone, such as the kind included on Apple Inc.'s iPhone 6, doesn't prevent this process. The technology is aimed at locating cellphones linked to individuals under investigation by the Gov't, including fugitives & drug dealers, but it collects information on cellphones belonging to people who aren't criminal suspects, these people said. They said the device determines which phones belong to suspects & "lets go" of the non-suspect phones. The device can briefly interrupt calls on certain phones. Authorities have tried to minimize the potential for harm, including modifying the software to ensure the fake tower doesn't interrupt anyone calling 911 for emergency help, one person familiar with the matter said. The program cuts out phone companies as an intermediary in searching for suspects. Rather than asking a

company for cell-tower information to help locate a suspect, which L.E. has criticized as slow & inaccurate, the Gov't can now get that information itself. People familiar with the program say they do get court orders to search for phones, but it isn't clear if those orders describe the methods used because the orders are sealed.

Also unknown are the steps taken to ensure data collected on innocent people isn't kept for future examination by investigators. A Fed appeals court ruled earlier this year that over-collection of data by investigators, & stockpiling of such data, was a violation of the Constitution. The program is more sophisticated than anything previously understood about Gov't use of such technology. Until now, the hunting of digital trails created by cellphones had been thought limited to devices carried in cars that scan the immediate area for signals. Civil-liberties groups are suing for information about use of such lower-grade devices, some of them called Stingrays, by the FBI. By taking the program airborne, the Gov't can sift through a greater volume of information & with greater precision, these people said. If a suspect's cellphone is identified, the technology can pinpoint its location within about 10 feet, down to a specific room in a building. Newer versions of the technology can be programmed to do more than suck in data: They can also jam signals & retrieve data from a target phone such as texts or photos. It isn't clear if this domestic program has ever used those features. Similar devices are used by U.S. military & intelligence officials operating in other countries, including in war zones, where they are sometimes used to locate terrorist suspects, according to people familiar with the work. In the U.S., these people said, the technology has been effective in catching suspected drug dealers & killers. They wouldn't say which suspects were caught through this method. The scanning is done by the Technical Operations Group of the U.S. Marshals Service, which tracks fugitives, among other things. Sometimes it deploys the technology on targets requested by other parts of the Justice Dept. Within the Marshals Service, some have questioned the legality of such operations & the internal safeguards, these people said. They say scooping up of large volumes of information, even for a short period, may not be properly understood by judges who approve requests for the Gov't to locate a suspect's phone. Some within the agency also question whether people scanning cellphone signals are doing enough to minimize intrusions into the phones of other citizens, & if there are effective procedures in place to safeguard the handling of that data. It is unclear how closely the Justice Dept oversees the program. "What is done on U.S. soil is completely legal," said one person familiar with the program. "Whether it should be done is a separate question."

Referring to the more limited range of Stingray devices, Mr. Soghoian of the ACLU said: "Maybe it's worth violating privacy of hundreds of people to catch a suspect, but is it worth thousands or tens of thousands or hundreds of thousands of peoples' privacy?" The existence of the cellphone program could escalate tensions between Washington & technology companies, including the telecom firms whose devices are being redirected by the program. If a suspect is believed to have a cellphone from Verizon Communications Inc., for example, the device would emit a signal fooling Verizon phones & those roaming on Verizon's network into thinking the plane is the nearest available Verizon cell tower. Phones that are turned on, even if not in use, would "ping" the flying device & send their registration information. In a densely populated area, the dirtbox could pick up data of tens of thousands of cellphones. The approach is similar to what computer hackers

refer to as a "man in the middle" attack, in which a person's electronic device is tricked into thinking it is relaying data to a legitimate or intended part of the communications system. A Verizon spokesman said the company was unaware of the program. "The security of Verizon's network & our customers' privacy are top priorities," the spokesman said. "However, to be clear, the equipment referenced in the article is not Verizon's & is not part of our network." An AT&T Inc. spokeswoman declined to comment, as did a spokeswoman for Sprint Corp. For cost reasons, the flights usually target a number of suspects at a time, rather than just a single fugitive. But they can be used for a single suspect if the need is great enough to merit the resources, these people said. The dirtbox & Stingray are both types of what tech experts call "IMSI catchers," named for the identification system used by networks to identify individual cellphones. The name "dirtbox" came from the acronym of the company making the device, DRT, for Digital Receiver Technology Inc., people said. DRT is now a subsidiary of Boeing. A Boeing spokeswoman declined to comment. "DRT has developed a device that emulates a cellular base station to attract cellphones for a registration process even when they are not in use," according to a 2010 regulatory filing Boeing made with the U.S. Commerce Dept, which touted the device's success in finding contraband cellphones smuggled in to prison inmates.

Corrections & Amplifications: An earlier version of this article incorrectly named Digital Receiver Technology Inc. as Digital Recovery Technology Inc. It also incorrectly listed what is known as IMSI catcher technology as ISMI catcher.

Good Friends Family - 7% - This is something we should all read at least once a week! Make sure you read to the end! Written by Regina Brett, 90 years old, of the Plain Dealer, Cleveland, Ohio. "To celebrate growing older, I once wrote the 45 lessons life taught me. It is the most requested column I've ever written. My odometer rolled over to 90 in Aug, so here is the column:

1. Life isn't fair, but it's still good.
2. When in doubt, just take the next small step.
3. Life is too short – enjoy it.
4. Your job won't take care of you when you are sick.
Your friends & family will.
5. Pay off your credit cards every month.
6. You don't have to win every argument-Stay true to yourself.
7. Cry with someone. It's more healing than crying alone.
8. It's OK to get angry with God. He can take it.
9. Save for retirement starting with your first paycheck.
10. When it comes to chocolate, resistance is futile.
11. Make peace with your past so it won't screw up the present.
12. It's OK to let your children see you cry.
13. Don't compare your life to others.
You have no idea what their journey is all about.
14. If a relationship has to be a secret, you shouldn't be in it.
15. Everything can change in the blink of an eye,
But don't worry, God never blinks.
16. Take a deep breath. It calms the mind.
17. Get rid of anything that isn't useful.
Clutter weighs you down in many ways.
18. Whatever doesn't kill you really does make you stronger.
19. It's never too late to be happy.
But it's all up to you & no one else.
20. When it comes to going after what you love in life,
Don't take no for an answer.

German motorcycle gang follows Dutch bikers into fight against Islamic State – Nov 17, 2014 – *Germany* – By Anthony Faiola; <http://www.WashingtonPost.com> - In a twist to the foreign-fighter syndrome sweeping Europe, a handful of bikers are vowing to bring the pain to the Islamic State. Already, the leader of the Dutch biker gang No Surrender has claimed that 3 of his peers have joined the fight against the Islamist militant group in the Middle East. But the ranks of “biker fighters” appear to be growing. Now, at least a couple of members of a German biker club say they, too, have signed up. Why are they going? In Germany, at least, the move appears linked to the bikers’ ethnic backgrounds. The men in question hail from the Cologne chapter of the Median Empire Dark City MC, a group made up largely of ethnic Kurds. The club, founded in 2011, is named after an ancient empire that stretched from eastern Anatolia to India. The only difference between its modern-day members & the great warriors who once roamed ancient lands, the club states on its Web site, is that today “we are sitting on motorcycles instead of the backs of horses.” The story of Germany’s fighting bikers has gripped the domestic press, particularly as the men post photos & updates on social media. One post shows 2 beefy bikers with machine guns slung over their backs as they climb hilly, arid terrain in biker gear. The group’s self-described leader, who goes by the name Azad, posted an online appeal for funds & equipment donations in English: “We got Members in Kurdistan fighting against the terror Organization “Islamic State” ISIS!!” he wrote. “We need urgent Equipment like Night Visions, ABC Gas Masks, Bullet Proof Vests & much more!! Please support us to fight for humanity, love & peace!!!!” Just how dedicated everyone in the group is to love & peace, however, remains in doubt. Erich Rettinghaus, chairman of the police union in German state of North-Rhine Westphalia, where the men appear to have come from, said several of the group’s members have been tried in connection with organized crime. He said the group’s claims of fighting with the Kurds against the Islamic State also may be aimed at sending a message to rival gangs. “They want to signal to other gangs, such as the Hells Angels or the Bandidos,” he said. ““You better watch out for us. We are damn tough.”” The Germans followed a trail blazed by Dutch bikers. A leader of the secretive No Surrender motorcycle gang claimed last month that 3 of his members had left to help the Kurds, traveling to northern Iraq from the Dutch cities of Amsterdam, Rotterdam & Breda. In an interview with Kurdistan Television, one of them appeared to be ethnic Dutch & said he was fighting because he was outraged by the atrocities he had witnessed on television. Giving his name only as “Ron,” he told an interviewer that once you see such images, “you can’t stay at home sitting on the couch.” Dutch prosecutors have previously been quoted as saying that joining an armed group that is not a terror organization is no longer a crime under Dutch law. However, Wim de Bruin, a spokesman for the Dutch public prosecutor, said it was “a misunderstanding “that Dutch citizens were free to fight against the Islamic State. He said those who sign up for combat on foreign soil could still be charged at home for committing crimes — such as murder — that violate Dutch law. He conceded that such cases were “hard to investigate, because it’s far away & it’s difficult to find witnesses.”

Good Friends Family - 7% - Written by Regina Brett

21. Burn the candles, use the nice sheets, wear fancy lingerie.
Don’t save it for a special occasion. Today is special.
22. Over prepare, then go with the flow.
23. Be eccentric now. Don’t wait for old age to wear purple.

Pagan’s Bad Month - Nov 18, 2014 – *Pennsylvania* – By The Aging Rebel; www.AgingRebel.com - The Pagan’s are having a bad month. The former club Nat’l Pres & a former chapter Pres were sentenced to prison last week & the prosecutor who put them there claims the club isn’t very dangerous anymore. A Pennsylvania judge named Debra Pezze sentenced former club Nat’l Pres Dennis “Rooster” Katona to 40 to 80 months in jail after finding him guilty of drug possession with intent to distribute. Police found about 3 ounces of cocaine & 3 ounces of methamphetamine in Katona’s bedroom after a 30-man Swat team raided his home in June 2011. Police alleged the drugs had a street value of \$20,000. During his non-jury trial Katona’s lawyer, a man named Paul D. Boas, argued that there was no proof the drugs belong to his client. Apparently, Judge Pezze thought there was. During the long buildup to Katona’s trial his lawyer claimed the former Pagan Pres had been entrapped by a Pennsylvania State Trooper named Robert W. Stauffer. Boas also accused prosecutors of hiding evidence that could clear his client. Katona spent a year in jail, was unable to work & eventually went broke. Not long after that, he & his wife Sherri were sued by Verizon Communications Inc. for \$5,388. While Katona was on home arrest a drunk driver named Ronald S. Thomas borrowed Katona’s car & hit a utility pole. Verizon then sued Katona for the cost.

Overly: Also last week a former Pagan’s chapter Pres named Raymond “Pete” Overly pled guilty to racketeering & was sentenced by a state judge named Chris Feliciani to 3 years in prison. Overly was indicted in 2008. The main charge against him was that he sold drugs at cost to other Pagan’s. Police alleged he ran a “Pagan’s drug trafficking network” that imported cocaine, methamphetamine & marijuana from Atlanta then sold the drugs in Southwest Pennsylvania. Overly was one of 6 Pagan’s charged after a 3-year-long investigation, The other defendants were either sentenced to short prison sentences or probation. Overly disappeared after he was indicted & turned up in Middleburg, Florida last May. Seventeen of the charges against him were dropped when he agreed to plead guilty. The prosecutor, Michael Ahwesh, admitted the case against Overly had problems. “The events occurred 8 years ago,” he said. “Some of the witnesses changed circumstances. They are not in the best of shape, & a couple just disappeared.”

Ahwesh: Ahwesh prosecuted both Overly & Katona & he made some unexpected remarks about the reputed criminality of the Pagan’s MC. He said the Pagan’s weren’t involved in any drug business that might have been conducted by Overly. Six years ago the grand jury alleged the Pagan’s “made money for the gang by selling drugs.” Last week Ahwesh told the Pittsburgh Tribune-Review that Overly “was using Pagan prospects to deliver the drugs. None of those guys ever became Pagan’s.” After Katona’s sentencing, the ever chatty Ahwesh told the Tribune-Review the Pagan’s weren’t the threat to law & order they were once alleged to have been. “They’re still around but not as active as they were,” the prosecutor said. “They’re getting old & not being replaced.”

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24. The most important sex organ is the brain.
 25. No one is in charge of your happiness but you.
 26. Frame every so-called disaster with these words
‘In 5 years, will this matter?’
 27. Always choose life.
 28. Forgive
 29. What other people think of you is none of your business.
 30. Time heals almost everything. Give time time...

Light at the end of the tunnel – Nov 18, 2014 – *U.S.A.* – By FAMM; www.FAMM.org – Sentences That Fit. Justice That Works... This holiday season, the only gift I've wanted for so long is finally within reach. In 2001, I was sentenced to nearly 20 years in Fed prison for my role in a drug conspiracy. At the time of my sentencing, I had struggled with addiction for many years. I've made a lot of positive changes in prison—I've overcome my addiction & have mentored at-risk teenagers. Still, I think that a sentence of nearly 20 years for a nonviolent, 1st-time offender is too long. The U.S. Sentencing Commission thought so, too, when it voted last summer to retroactively reduce Fed drug sentencing guidelines. That means nearly 40,000 people in prison for Fed drug offenses, including myself, can petition for shorter sentences. After years of being incarcerated, I have new hope! If my motion is granted, I could receive about 2½ years off of my sentence, & be released as early as November 2015. This time next year, I could be spending the holidays with my family for the first time in nearly 15 years.

I am so glad to see a light at the end of a Very long tunnel! While I don't claim innocence, I believe that the money spent on my lengthy incarceration – & that of thousands of drug offenders – would be better spent on rehabilitation & education about drugs & drug abuse. I do not believe that people who are nonviolent & pose no threat to society should be incarcerated for decades. If you share that belief, I hope you'll support FAMM's work. FAMM has stood by me during my long incarceration, sharing my story & fighting to make sentences fairer at every turn. I know FAMM fought hard for retroactivity of the drug guideline changes that could free me early. And I am so thankful that the Sentencing Commission listened! I'm looking forward to working with FAMM once I'm home which, as a FAMM supporter, means I'll be working alongside you, too! Thank you, Dana Bowerman

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31. However good or bad a situation is, it will change.
32. Don't take yourself so seriously. No one else does.
33. Believe in miracles.
34. God loves you because of who God is,
Not because of anything you did or didn't do.
35. Don't audit life. Show up & make the most of it now.
36. Growing old beats the alternative of dying young.
37. Your children get only one childhood.
38. All that truly matters in the end is that you loved.
39. Get outside every day. Miracles are waiting everywhere.
40. If we all threw our problems in a pile
& saw everyone else's, we'd grab ours back.
41. Envy is a waste of time.
Accept what you already have, not what you need
42. The best is yet to come...
43. No matter how you feel, get up, dress up & show up.
44. Yield.
45. Life isn't tied with a bow, but it's still a gift.
Its estimated 93% won't forward this.

Friends are the family that we choose.

Christmas for a Cause gift drive serves those that serve – Nov 18, 2014 – *California* – By Andre Byik; <http://www.RedBluffDailyNews.com> - A trio of Northern California MCs, with members clad in leather, rode in to Red Bluff on Sat with toys & food in hand. The clubs, which included Crossroads Tehama County, United Bikers of Northern California & Vagos MC, participated in the kickoff of the third annual Christmas for a Cause gift drive held at the Gold Exchange here. The drive benefits area nonprofit organizations & food banks. Crossroads Tehama County members regularly donate bicycles, toys, clothing & food to the annual gift drive, said Greg Gaidzik, Pres of the MC. "We do it because it feels good to do it," Gaidzik said. "We don't have to do this, but most people that are involved in our club have been in this position at one time or another in their life on their own — that's why we're named Crossroads." The gift drive, which runs to Dec. 13, aims to aid local food pantries & organizations such as the Poor & the Homeless Tehama County, Alternatives to Violence & Care Net Pregnancy Center, to name a few. Larry Mikkelsen, Pres of the Tehama County chapter of United Bikers of Northern California, a nonprofit organization itself, said giving to the gift drive is personal. "It's like paying it forward," said Mikkelsen, 73, of Rancho Tehama. "I've had help years ago, & now it's my turn to help somebody else." A wish list of items that nonprofit organizations are in need of — which can be found at ChristmasForACauseTehamaCounty.com — includes canned foods, pasta, baby wipes, cleaning supplies, shampoo, blankets, toilet paper & paper towels. "I want to meet those basic needs," said Jessie Woods, owner of the Gold Exchange. "So that any donations, or anything like that — that (the organizations) get — that can be spent toward other things that the nonprofit needs."

Important message from ABATE of Colorado - Nov 19, 2014 – *Colorado* - www.AbateOfColo.org - We at ABATE of Colorado are aware that there have been rumors going around the country about issues & problems within our organization. Unfortunately, we are experiencing some difficulties & very tough times. We have experienced some improprieties from within & have had to turn some info over to legal authorities for further investigation & resolution. To try & return ABATE of Colorado to its original mission & objectives & get us back on track, we have replaced some of our leadership. We are making an extreme effort internally to reorganize & revamp how we conduct our business to the best of our abilities. We are also consulting with others from within the movement for their advice & counsel. Currently we are experiencing some extreme financial difficulties that we may not be able to overcome without help. We have asked the **Motorcycle Riders Foundation** for their assistance by distributing letters to its members & supporting organizations. We ask that any member, MRO, or supporting organization that could possibly help, make a donation to ABATE of CO. We are a 501(c) 3 not for profit organization so all donations are tax deductible. Donations can be made by going to: www.abateofcolo.org & clicking on the donation button; Use your Pay Pal account to send to: donations@abateofcolo.org ; or ABATE of Colorado, P.O. Box 111528, Aurora, CO 80042-1528... Thank you for any donation you can provide & for your support. Bruce Downs, State Coordinator; ABATE of Colorado

Good Samaritan: A Sunday school teacher was telling her class the story of the Good Samaritan. She asked the class, "If you saw a person lying on the roadside, all wounded & Bleeding, what would you do?" A thoughtful little girl broke the hushed silence, "I think I'd throw up."

Pagan biker-gang members busted in Operation Road Rash, feds say – Nov 19, 2014 – *Florida* – By Kevin P. Connolly; <http://www.OrlandoSentinel.com> - Nine suspects have been charged in a multi-agency investigation into the Pagan's motorcycle gang in the state, including people arrested in Central Florida, officials announced Wed. Stolen guns & illegal drugs were found during the 5-year-long crackdown dubbed Operation Road Rash. 24 firearms were purchased from Pagan gang members & their associates, officials said. "Many of the firearms were stolen from their lawful owners, & many had obliterated serial numbers," a jointly released statement said. Cocaine, prescription pills & marijuana were found. The FBI, the ATF & 6 Florida law-enforcement agencies assisted with the investigation by the U.S. Atty's Office. Suspects were arrested in Casselberry, Orange City, New Smyrna Beach, Vero Beach, Melbourne & Fort Pierce. One was charged while in jail. The other 2 suspects were arrested in Miami.

The 9 suspects are:

--William Tendrich, a 39-year-old inmate serving time for assault, was charged federally at the St. Lucie County Jail with multiple counts of being a felon in possession of a firearm & other firearm violations.

--Anthony Posadas, 65, was arrested in Fort Pierce on multiple counts of selling a firearm to a felon.

--Richard Badali, 51, was arrested in Casselberry & is charged with selling a firearm to a felon.

--Thomas Laakmann, 59, was arrested in Orange City & is charged with selling a firearm to a felon & other firearm violations.

--Michael Clancy, 57, was arrested in Vero Beach & is charged with distribution of a controlled substance.

--Jorge Duquen, 52, was arrested in Miami & is charged with distribution of a controlled substance.

--Hector Garcia, 61, was arrested in Miami & is charged with distribution of a controlled substance.

--Michael Carter, 61, was arrested in New Smyrna Beach & is charged with multiple counts of selling a firearm to a felon & selling stolen firearms.

--Robert Klimkowski, 60, was arrested in Melbourne & is charged with distribution of a controlled substance.

These agencies assisted:

-- St. Lucie County Sheriff's Office -- Fort Pierce P.D.

-- Martin County Sheriff's Office -- Sebastian P.D.

-- Volusia County Sheriff's Office -- South Daytona P.D.

Video of Motorcycle Gang Gunfight Surfaces – Nov 19, 2014 – *Netherlands* – By Janene Van Jaarsveldt; <http://www.NLTimes.nl> - Members of the motorcycle gang No Surrender were involved in the wild shooting on Médoclaan in Eindhoven in early Oct. This is evident from surveillance footage that was broadcast on the Monday night screening of Bureau Brabant. The surveillance footage show a group of 7 men arriving at the villa in Médocolaan. A number of them wore the recognizable black leather jackets with the logo of the No Surrender motorcycle gang. There was an altercation between the group & 2 men from inside the villa. Moments later they fired upon each other. The police have identified 2 members of No Surrender, but are still looking for 5 others. A 34 year old man from Helmond has been arrested for the shooting, but the police would not say whether he is a member of the motorcycle gang.

God gave man a brain & a penis & only enough blood to operate one at a time...

Prosecutors seek to revoke bail for Hells Angels member accused of conspiracy with San Mateo County – Nov 20, 2014 – *California* – By <http://www.MercuryNews.com> - Prosecutors will seek to revoke bail Thu morning for a Hells Angels member accused of conspiring with sheriff's employees to smuggle cellphones & drugs into a Redwood City jail, according to San Mateo County District Atty Steve Wagstaffe. Dionicio Lopez Jr., 26, was out on \$1 million bail & awaiting trial for allegedly shooting at a Daly City home in 2011 when he was re-arrested for the alleged conspiracy & his bail was increased to \$2 million. He remains in custody, but prosecutors now hope to have bail revoked altogether. His new charges include 3 counts of conspiracy, smuggling drugs into jail & possession of drugs while in jail. Prosecutors announced Friday the arrest of 3 sheriff's employees in connection with the conspiracy to smuggle cellphones & drugs into the Maguire Correctional Facility -- Deputy Juan Pablo Lopez & corrections officers George Ismael & Michael Del Carlo. Each has more than a decade of experience with the sheriff's office & Juan Lopez unsuccessfully ran to unseat Sheriff Greg Munks in June, receiving 1.4% of the vote. Prosecutors allege they assisted Dionicio Lopez in smuggling cellphones into the jail while he was in custody between April & Dec 2013. Dionicio Lopez was placed in custody after he was charged with shooting into a home where he mistakenly thought a rival gang member was living in Daly City on July 24, 2011, narrowly missing 2 young children who were watching TV inside. The bullet ricocheted off of the television & lodged in a wall, prosecutors said. While Dionicio Lopez was in custody for those charges in 2013, Ismael allegedly delivered at least 2 cellphones to him after communicating with his sister, Amanda Lopez, 25, & girlfriend, Roxanne Ingebretsen, 28, outside of the jail, Wagstaffe said. Dionicio Lopez's mother, Leticia Lopez, 55, allegedly bought a cellphone & handed it off to Ingebretsen, who gave it to Ismael. At one point, Dionicio Lopez sold a cellphone to another inmate & Ismael allegedly brought him another one. Last Nov, Dionicio Lopez asked Del Carlo to take a cellphone out of his cell & 2 days later Del Carlo allegedly brought it back, according to the complaint. At one point, Deputy Juan Lopez took a photo of 2 other inmates with one of the contraband phones, according to the complaint. Wagstaffe said that prosecutors have found no family relationship between Juan Lopez & Dionicio Lopez. The cellphones allegedly allowed Dionicio Lopez to communicate while in jail with his mother, sister & girlfriend as well as fellow Hells Angels members. That way, he arranged to smuggle oxycodone, alprazolam & ibuprofen into the jail, prosecutors said. The cellphone & pills were found hidden in a light fixture in Dionicio Lopez's jail cell in December, according to the complaint. All 7 defendants are facing conspiracy charges & Amanda Lopez, Ingebretsen & Ismael are also charged with providing Dionicio Lopez with drugs. While all the defendants have been charged, they were arrested at different times & in different jurisdictions. Only Ismael, who was arraigned Monday, & Dionicio Lopez have appeared in court on the charges while the other defendants have bailed out & are expected to appear over the coming weeks, Wagstaffe said. Juan Lopez will be arraigned on Dec. 31, Amanda Lopez, her mother & Ingebretsen will appear on Dec. 19, & Del Carlo will appear Dec. 31, Wagstaffe said.

I don't mind that you are talking so long as you don't mind that I'm not listening.

Some people are has-beens. You are a never-was.

Hells Angels case ruling may make for Fed matter – Nov 20, 2014 – *California* – By Leah DeAnda; www.Record-Bee.com - In preparation for today's opening arguments, Judge Michael Lunas made rulings on all but one issue on Wed in the case against 3 Hells Angels members for their alleged involvement in a fight that took place more than 3 years ago at Konocti Vista Casino. The ruling on a motion in limine from the defense to exclude testimony from a gang expert will be decided this morning before pre-instructions are given to the jury on the trial's proceedings. Opening statements will then be heard from District Atty Deputy Art Grothe & defense attorneys Patrick Ciocca & Jai Gohel. Atty Michael Clough, representing Nicolas Carrillo, has opted to make his opening statements at the beginning of the defense's case, or after evidence has been presented. Wed's rulings appear to provide an interesting start for the trial that's seen fits, starts & delays over the last 3 years. In particular, Lunas ruled to quash a subpoena authored by the defense & of Konocti Vista Casino documents. The Big Valley Gaming Commission had motioned to quash the subpoena, arguing it is "cloaked with sovereign immunity" from the court's jurisdiction as a federally recognized tribe. In granting the motion however, Lunas may have set up the case to become a Fed matter, according to Clough. The casino has already provided information & video footage to the prosecution, & while some may interpret the provision of that information to mean the gaming commission has waived its right to sovereign immunity, Lunas has allowed the commission to not give information to the defense. Though his ruling does not necessarily equate a precedent for other courts to follow, Clough put Lunas on notice that he may be filing a writ of mandamus, or a writ that would request a superior court to correct Lunas's ruling. Theoretically, the case could proceed from the appellate court to the California Supreme Court to the U.S. Supreme Court as the issue of a tribe's immunity from such subpoenas is inherently a Fed issue. Wed, Lunas also granted the Clough's motion to return all of the property that was seized from Carrillo's home in 2011, including a rifle. The search warrant for the evidence has long expired & no relevant information was found on any of the evidence gathered, according to the court. Concerning the motions in limine, or motions that request certain information be excluded from the trial, Lunas partially granted each sides' requests. Motions from Grothe requesting information on Sheriff Frank Rivero's seemingly unrelated scandals be omitted from the case was granted. The defense had objected to their inclusion, arguing Grothe had used the "laundry list" of allegations as a political maneuver during Rivero's campaign for re-election, but their exclusion from the case doesn't make a difference for the defense now, Clough said. Grothe's motion to exclude evidence concerning improper involvement & relationships of Rivero with various rancherias in Lake County was denied. Later, Grothe called the 2 Vagos MC members who were involved in the fight with the Hells Angels members to the stand, according to Clough. Grothe could not be reached for comment by press time & further information on their testimonies will be published in a later edition of the Record-Bee.

The number of ISPs in this country has quadrupled in the past year, to 4,100. Bright-eyed entrepreneurs are jumping into an already crowded market, where the basic product has become a low-cost commodity that's producing massive losses, yet these newcomers are hoping to go public & make their fortunes. These folks didn't spend a lot of time in B-school, did they? -- Richard Brandt (Upside)

High Court's anti-bikie law decision prompts calls for a Charter of Rights – Nov 20, 2014 – *Australia* – By Felicity Nelson; <http://www.LawyersWeekly.com.au> - Australian Lawyers for Human Rights has spoken out against the High Court's decision to uphold Queensland's harsh anti-bikie legislation. Spokesperson for ALHR Benedict Coyne said, "This decision of the High Court highlights again the urgent need for the Gov't to protect the Australian people's basic human rights." Coyne said Australia is the only liberal democracy in the world that has yet to enact a Fed Charter of Rights & that a majority of Australians supported its introduction. *Kuczborski v State of Queensland* [2014] HCA 46, which concluded last Friday, left the Queensland anti-bikie laws intact. The case was brought to court by a member of the Hells Angels, Stefan Kuczborski, & the United Motorcycle Council, which represents 17 bikie gangs. The anti-bikie laws passed in Oct last year made it illegal for 3 or more participants of a declared criminal organisation to meet in public, with a mandatory minimum sentence of 6 months. The legislation also outlawed the display of certain bikie gang logos on licensed premises & banned members from working in certain professions, including in tattoo parlours & for tow-truck companies, which the Gov't claimed were being used for money laundering. Changes to the Bail Act also made it very difficult for bikie gang members to receive bail. Queensland Attorney-General Jarrod Bleijie reserved the power to label a gang a criminal organisation under the Criminal Law (Criminal Organisations Disruption) Amendment Act, & has placed 26 on the list to date. Other Australian states have since expressed interest in replicating the laws. The High Court held that Kuczborski lacked standing to challenge the laws as he had not been charged under the relevant legislation. However, they did not fully address the constitutional validity of the laws, leaving the door open for further attack. Justice Hayne stood alone in his dissent, arguing that the legislation offends the separation of powers by granting the executive unreviewable power to declare criminal organisations. He said the laws were confusing & "antithetical to the proper statement & administration of the criminal law". He described the term "vicious lawless associate" used in the Vicious Lawless Association Disestablishment Act as "inapt" & "misleading". ALHR has previously criticised the laws for restricting personal liberties, assimilating the executive & judiciary powers, removing the presumption of innocence & breaching Australia's international human rights obligations. The High Court recently ruled that NSW's anti-consorting laws were not in breach of the International Covenant on Civil & Political Rights, of which Australia is a signatory, because these rights were not embedded in Australian law. This effectively demonstrated that there is no free standing constitutional right of association in Australia. Coyne said these decisions showed that without a Charter of Rights, Australia has to rely on "creative judicial minds" to extract human rights provisions from the common law or the constitution. This is an ineffective & expensive means of protecting rights, he added.

Experience should teach us to be most on our Guard to Protect Liberty when the Gov'ts purposes are Beneficent. Men born to freedom are naturally alert to repel invasions of their liberty by evil-minded rulers. The greatest dangers to Liberty lurk in insidious encroachment by Men of Zeal, Well-meaning but without understanding. - Justice Louis Brandeis in his Dissent In *Olmstead v. United States*, 1928.

Australia fears Islamist radicals joining forces with biker gangs – Nov 20, 2014 – *Australia* – By Matt Siegel, Reuters; www.MSN.com - Australia is confronting what authorities say is a growing threat from homegrown Islamist radicals & fears a new danger is about to rumble over the horizon - would-be militants hooking up with biker gangs. Islamism & organized crime are already mixing, said retired New South Wales Assistant Police Commissioner Clive Small, & the new gang members use radical Islam as a justification for joining. “You can have a person who says I’m in it (a gang), I’m selling drugs, because Australia’s a bad place & we need to raise money to take over,” Small told Reuters. “So you’ve got this rationale which justifies almost anything you want.” More than 800 police were involved in counter-terrorism raids in Sydney & Brisbane in September, which authorities said thwarted a plot by militants linked to the Islamic State to behead a random member of the public. Last month, Australia passed laws aimed at preventing youngsters going to fight in Iraq & Syria, where scores of Australians have joined militant groups, & is on high alert for attacks at home by radicalized Muslims. Convicted murderer & Brothers 4 Life gang boss Bassam Hamzy adopted the mantle of radical Islam behind bars while ordering his gang to join forces with the Bandidos MC in a bloody drug war, media said. The new link between radical Islam & bikers is partly a consequence of Australia’s changing demographics. More than a quarter century ago, when Mark “Ferret” Moroney joined the Finks Outlaw MC, members were like him: tough, covered in tattoos and, like much of Australia at the time, white. The gangs have since been transformed by an influx of members of Middle Eastern origin, some of whom do not even ride motorcycles. “It changed the clubs’ style a little bit. In the Mongol Nation you must have a motorcycle to be a member or to hang around,” Moroney, who defected from the Finks in 2013 to become Nat’l Pres of the rival, all-white Mongol Nation, said. “Some other clubs are a bit lax with that rule,” the soft-spoken Moroney, with a shaved head, bulging forearms covered in tattoos & the word “Mongols” inked across his neck, said in a rare interview at the club compound.

Criminality & Extremism: Biker gangs now have strong family & cultural ties to the very communities police worry are harboring potential radicals. “Those who are involved in criminal activity, what I’m worried about is they bring with them skill sets, contacts, ability to source materiel that may not be readily available in religiously extremist groups,” New South Wales Deputy Police Commissioner Nick Kaldas said. “There is a wall, to some extent, between profit-driven criminality & extremism & I guess our concern is ‘what happens if that wall fades or dissipates.’” In the 1990s, crime groups run by the children of Lebanese immigrants took control of Sydney’s notorious Kings Cross neighborhood & alliances were forged with bikers, who police say are heavily involved in narcotics & extortion. As the syndicates expanded into Sydney’s majority Muslim western suburbs, young men were needed to bolster the ranks, said Detective Superintendent Deborah Wallace. Biker gangs had no choice but to open to non-whites. Traditionally, these recruits went through a long probation before becoming a full member but the “Nike Bikies” - so called for eschewing leathers & Harley Davidsons for designer jeans & Mercedes sedans - were in high demand. Pumped up on steroids & flush with cash & guns, they would often defect from one biker club to a rival, unheard of in earlier days, sparking conflict. “They were their muscle. And what’s happened since is that lack of loyalty is causing a whole lot of problems,” Wallace said. Those

problems included drive-by shootings, fire bombings & a 2011 brawl at Sydney airport that left one biker dead. Outside the Mongols’ clubhouse in a Sydney industrial park around a dozen motorcycles gleam in the sun. Inside, behind a thick steel door watched over by security cameras, dozens of burly members drink beer & eat chicken smothered in gravy from grease soaked white boxes. To Moroney, who denies involvement in criminal activity, the shift in biker culture reflects changes in society. Middle Easterners have larger families than white Australians, he said, & they bring relatives with them into the clubs. “If you’ve got 40 relatives compared to an Australian, who’s got 5, more people are going to come,” he said. But Kaldas, an immigrant from Egypt, sees worrying patterns. In 2005, police thwarted a plot to blow up a nuclear power plant in New South Wales with rockets allegedly stolen by an army major, who sold them to a biker gang, which sold them to a Lebanese organized crime group, which sold them to radical Islamists. “For me, that was a classic example of the profit driven criminality & the religiously or jihadi motivated sort of violence working together,” he said.

Harsh bikie law threatens basic legal rights & freedoms - Nov 21, 2014 – *Australia* – By Crispin Hull; www.watoday.com.au - If you or I had been in the same place at the same time as Stefan Kuczborski we would not be facing a minimum 6-month jail sentence for just being there. Unfortunately for Kuczborski, he is a member of the Hells Angels bikie gang. And he was in the company of 2 other members of the same gang in public in Queensland. And that gang is a “declared criminal organization”, one of 26 listed by the Queensland Attorney-General under the Criminal Organizations Disruption Act. Kuczborski challenged that law & the risibly named Vicious Lawless Association Disestablishment Act 2013 & last week was unsuccessful in the High Court. The court in a 6-1 decision upheld the constitutionality of the law – decidedly holding its nose while doing so. Only Justice Kenneth Hayne saw any constitutional difficulty. All the judges stressed that it was not their job to decide on the politics of the law or its obvious severity, harshness or excessiveness. But Australians more broadly should condemn these bikie laws which are becoming more & more repressive. As any given state’s laws pass the very narrow grounds for constitutional objection, other states then follow suit in a race to be tougher on “crime” than anyone else, each premier vying for victory in the battle against bikies. Research by Rebecca Ananian-Welsh, of the University of Queensland, & George Williams, of the University of NSW, has shown how marked this trend has been & how it threatens basic legal rights & freedoms. This is a very warped jurisprudence. It is in the mould of South Africa’s apartheid era & the early Nazi regime in Germany. The jurisprudential mould is as follows. The executive Gov’t isolates a class of people & then creates offences peculiar to that class of people or denies them rights which everyone else in society has. It is a dangerous path. Kuczborski’s lawyers argued the law breached the independence & integrity of the Queensland judiciary because the executive Gov’t (the minister) determined whether an organisation was “criminal” & the minimum sentence was mandatory. The majority held that because the law provided a defence upon which a judge could decide, the independence & integrity of the Queensland judiciary was not breached by the law. The defence, by the way, was for the bikie to prove that the organisation did not have a criminal purpose. Again, this is offensive jurisprudence. Reverse onuses of proof in cases where the liberty of the citizen is at stake are abhorrent & belong more in

totalitarian states. It is bad enough that we have to tolerate effective reverse onus in traffic cases in Australia, but where liberty is at stake it should not be tolerated. At stake here is the doctrine of separation of powers. The legislature enacts laws for all. The executive gives practical application to those laws. The judiciary supervises that application & interprets the application of the law case by case. None of the 3 branches should usurp the role of any of the other branches. These are fundamental principles. Legislation should apply the law equally to all. Independent judges should determine whether executive action applying the law is done according to law. And independent judges should determine sentences in criminal cases. Under Queensland law, it would be enough for Kuczorski to be having an ice-cream with 2 of his Hells Angels mates for the 3 of them to be banged up for 6 months. Just wearing insignia of the gang is proof of membership, by the way. The answer to the problems with bikie gangs is not to deal with their members arbitrarily for just being associated with other members in public, but to do proper police work to get the evidence together to charge them with the serious charges they are alleged to have committed - drug running, rape, assault, money laundering & the like. But the High Court appears to have held otherwise. Some will now take that as a stamp of approval for such laws, but they would be wrong to do so because 4 judges in a joint judgment said, "The possible reach of these laws is very wide & even their operation may be excessive & harsh." However, that hasn't stopped other states from lining up in a race to the bottom in what they call "getting tough" on crime. But these laws are not "getting tough on crime". Rather they are getting tough on guilt by association which might be totally innocent. Meanwhile, the real crimes go unpunished & Gov'ts & police forces can pretend they have dealt with the problem. Clearly, our constitution as interpreted by the High Court does not go far in protecting rights. If we ignore the flawed jurisprudence in the bikie laws because they are only bikies, we cannot complain if the laws get ever more harsh with wider application, especially in Queensland where there is only one house of Parliament. With the High Court's narrow interpretation of the separation of powers & the need for judicial independence, we need a bill of rights in our constitution. Bear in mind our constitution still permits Commonwealth laws which are discriminatory on the grounds of race.

Hells Angels trial begins – Nov 21, 2014 – *California* – By Leah DeAnda; www.Record-Bee.com - In the hour preceding the start of the Hells Angel's trial, tensions were already hanging heavy in the second Dept of the courthouse early Thu morning. A final ruling was given on a number of the defendants' motions in liminie & attorney Michael Clough was chastised by Judge Michael Lunas over his objection to Wed's proceedings. The 14-person jury awaited the 9 a.m. opening of the courtroom doors. During Wed's testimony from the 2 Vagos MC members involved in the fight that prompted the case, Clough had raised strong objections with Grothe's questioning of Michael Burns. His multiple attempts to argue Burns' lack of representation & confusion over how to decline to answer, causing him to potentially incriminate himself, drew Lunas' scorn. "Yesterday during the proceedings you invited me to find you in contempt," Lunas said Thu morning. "A judge is not expected to tolerate that." Grothe followed the reprimanding & Clough's silence by notifying the court he may call Burns to testify in front of the jury to repeat his answers. A stiff pause settled in the room before Lunas proceeded to give his ruling on the final motions in liminie. The motions sought to

exclude testimony from a gang expert, in this case, Jorge Gil Blanco who specializes in Hells Angels cases. The motions had called into question the methodological training of such experts who "have spent most of their professional life prosecuting criminals & 'gang' members rather than dispassionately researching the groups they are employed to prove are, in fact, 'gangs.'" Lunas denied the motions to exclude Gil Blanco's testimony, though, finding his expertise & foundation to be sufficient to offer testimony. Clough ensured Gil Blanco would be advised a motion to exclude testimony that purports to offer an opinion as to the defendants' specific intent or knowledge had been granted & Lunas agreed the recommendation was appropriate. Three years in the making, the seating of the jurors Thu morning was a long-awaited milestone for the Hells Angels case. After recusing one of the jurors, the remaining 14 took their seats in 2 rows. Tentatively, they listened to the court's instructions; Lunas explained the structure of the trial's proceedings, explicitly detailed the jurors' limitations in being able to talk, read or research the case outside the court & explained a guilty verdict should only be issued if jurors were certain beyond a reasonable doubt. With that, Grothe took the floor to give the first opening statements of the trial. "You're going to be sitting in here for many weeks listening to evidence, & when you come back, you're not going to remember anything I said so I'll keep it short," Grothe began. He explained the charges fell into 2 broad groups; the first concerned charges that arose from the assault, the second with enhancements for the defendants' participation in an alleged criminal street gang. "I intend to show that when the individuals did what we allege they did, it was in benefit of & in furtherance of a criminal street gang, that is the Hells Angels," he said. Grothe continued to explain a history of war between the Hells Angels & Vagos & briefly summarized the events at Konocti Vista Casino. Next, attorney Patrick Ciocca, representing John Johnson, warned the jurors of Gil Blanco's upcoming testimony. "It's very important that you remember, what he offers are his opinions," Ciocca said. He also cautioned his audience the prosecution would be presenting items of evidence seized from the homes of defendants as well as from the Hells Angels clubhouse in Santa Rosa, including sweaters, T-shirts & pens bearing the Hells Angels insignia. "Nobody here is going to deny that each of these individuals are members of the Sonoma Chapter of the Hells Angels MC," Ciocca said. "They're not ashamed of it; just the opposite, it's who they are. So what's the evidence going to show you?" He noted the video clips that will be shown at trial totaled only 3 minutes of footage from the 6 minutes that Burns was inside the casino, inferring another interaction could have taken place between Burns & Hells Angels members before the fight started. "No one's going to deny that as far as the video that we've been given, Mr. Bianchi throws the first punch," he added. Finally, attorney Jai Gohel, representing Timothy Bianchi, made use of a lengthy Powerpoint to give a history of "the other side"

A guy goes to the supermarket & notices a very attractive woman waving at him. She says, 'Hello.' He's rather taken aback because he can't place where he knows her from. So he asks, 'Do you know me?' To which she replies, 'I think you're the father of one of my kids.' His mind begins to race. He remembers back to the only time he has ever been unfaithful to his wife. So he asks, 'Are you the stripper from the bachelor party that I made love to on the pool table, with all my buddies watching, while your girlfriend whipped my butt with wet celery?' She looks into his eyes & says calmly, 'No, I'm your son's teacher.'

Motorcycle gang member sentenced to 8 years - Nov 24, 2014 – *Kentucky* – By www.local12.com - A member of a notorious motorcycle gang will spend eight years behind bars for his role in an attack on a rival gang's clubhouse. Emmert Earls was a member of the now defunct Detroit Highwaymen. Earls was sentenced Monday morning in a Covington courtroom after admitting he threw what amounts to a Molotov cocktail at the Iron Horsemen's Covington clubhouse last Feb. Another member of the club, Ricky Fields admitted to firing a shotgun at the building during a vicious back & forth between the 2 clubs, which included beatings & gunfire. Earls pleaded guilty to arson & wanton endangerment.

No Country For Bikers – Nov 26, 2014 – *Utah* – By Colby Frazier; www.CityWeekly.net - *Lawmakers are trying to drive biker gangs out of Utah...* Pippen, Harpo, Savage & Caesar are behind the bar, their ashes sealed inside the cylinders of the panhead & shovelhead motorcycles that they loved & rode while they were alive. These urns stand guard inside the red, gold & black brick house on Edison St near 900 South that is home to the Barons MC, where a glowing soda-pop machine dispenses cans of beer, & on a Thu night at 5 p.m., Barons are trickling in, the growling of Harleys marking their arrival. Founded in 1966, the Barons were for decades 1 of 2 well-known local MCs. The other is the Sundowners. Now, though, MCs are proliferating in Utah. According to L.E., the number of motorcycle club members in Zion has shot up by 300% in the past 5 years. There is little hard data to support this figure, though from his perch, Ron "Dirtbag" Simmons, Pres of the Barons, says this number looks more like 1,000%. "There used to be 3 patch clubs: us, the Sundowners & the Vietnam Vets started, then came the Bandidos, & now there's 10 [to] 15," says Dirtbag, who, along with Barons V.P. Lebowski & former Barons Pres Parker, was interviewed on a Sunday morning over breakfast at a bar on State Street. "Every day I see another patch." But besides having more bearded, leather-jacketed, patch-wearing, motorcycle-riding men on the streets of Utah, the presence of these clubs has resulted in little trouble. No one is more aware of this than the Barons, which, its ranking officers say, is a lot like a club that a pack of children would build in the backyard: a group of people who think alike, live alike & share a passion for motorcycles. Dirtbag says the rough & carefree days of the 1960s, fun as they were, are simply a thing of the past. "Times have changed," he says. "And there are probably some groups that still try to abide by that '60s mentality, & it just doesn't work." But, struck by the increasing number of motorcycle clubs in Utah, some in the L.E. community have resolved to take a stand. In July, during a meeting of the state legislature's L.E. & Criminal Justice Interim Committee, lawmakers fielded a nearly hour-long presentation from Utah County Sheriff's Sgt. Lane Critser, who told them that outlaw motorcycle gangs are on the rise in Utah. He also related a string of titillating stories about violent outlaw motorcycle gangs, known as OMGs. But none of the shootouts, sweeping drug-trafficking arrests & gun-running stories happened in the Beehive State. Critser acknowledged as much early on during the hearing, saying that the only large case he's ever heard of in the state of Utah involving motorcycle gangs came in 1999 when several Sundowners were indicted on various federal charges. But Critser went on to detail multiple harrowing episodes across California & Nevada that he has been involved with. Many of these large arrests involved national motorcycle clubs like the Bandidos, Mongols, Vagos & Hells Angels—all of which have chapters in Utah, with the exception of the Hells Angels. It is this

migration into Utah in recent years by national clubs that has L.E. on its toes. Critser said at the July meeting that these clubs are making a play for dominance in Utah. "It's like a gold rush," Critser says. "Everybody's trying to get here & establish domination over the state so they can run a variety of criminal activities & make the money in the state." Comments like this from Critser, however, aren't anchored by statistics. According to a lieutenant with the state's Dept of Public Safety, despite the rising numbers of motorcycle clubs & members, no uptick in outlaw motorcycle gang crime has occurred in Utah. "Right now there isn't any solid data to show that more crime has been committed by outlaw motorcycle gangs," says Lt. Jared Garcia, who noted that motorcycle gangs, like all gangs, see increasing numbers right along with an increase in the population as a whole. And in Utah, the population is booming. Critser didn't return calls seeking comment. But Rep. Paul Ray, R-Clearfield, who put the "gang issues" matter on the agenda, promises to introduce gang legislation in the upcoming session that he says will include language on motorcycle gangs. Since that July meeting, Ray has met with representatives from several MCs, including the Barons. Dirtbag says that Ray told him that, when his proposed law is penned, Dirtbag will get to take a look before lawmakers do. For this, the motorcycle clubs are glad. The Barons have a long history of sticking up for themselves, whether that is in a barroom, or on the floor of the state capitol. That guy ripping down the freeway on his motorcycle, hair blowing helmet-free in the wind, can put the majority of his thanks into the laps of the Barons. And they don't want any law to lump them in with Criminal Street gangs -- an occurrence that would only increase the harassment motorcycle riders who wear jackets emblazoned with patches say they already face. "That's why we're active," Dirtbag says. "Because every time I go out on a Sunday drive on my bike, to get pulled over, field-carded & get detained for an hour while they run warrant checks & all that ... it's cumbersome. It's a pain in the ass."

Outlaws on Edison Street: The Barons have had their clubhouse on Edison Street since 1976. As Dirtbag walked around the clubhouse one October evening, he pointed out a spot where the club's mascot, a Doberman named Max, is buried. Dirtbag says Max used to play fetch with a 15-pound bowling ball. "Max would run after that & grab it with his teeth, slide on his paws, & then he'd bring it back, & if you weren't paying attention, drop it on your toe," Dirtbag says. Dirtbag spots a neighbor dog & apologizes: he has to go say hi. He addresses the dog in a sweet, high-pitched voice, trying to lure it to the fence so he can pet it. A few minutes later, one of Dirtbag's brothers (a fellow Baron) shows up & reveals a new set of motorcycle handlebars in his trunk. "Alright!" Dirtbag barks. He explains that his brother is building him an outrageously fast bike. When it's done, Dirtbag will have six motorcycles in riding condition. Dirtbag knows that more & more national clubs are setting up shop in Utah. Some might even contain men who break the law. But Salt Lake City is Dirtbag's home; he & the rest of the Barons live here and, just like everyone else, want to keep living here. In order to do this, Dirtbag & his fellow Barons simply get along & contribute to their community. The neighborhood, a half a block off of State Street, is one of the safest in the city, Dirtbag says. The Barons do an annual toy drive for Primary Children's Hospital & a blood drive for the American Red Cross. This ability to get along has been noticed by Critser, who at the July meeting at the state capitol told lawmakers that for some reason, the Barons "are more of an associate of all outlaw motorcycle gangs." "They tend to kind of

host everybody,” Critser says. “We’re not really sure if they think they’re Switzerland or what the deal is.” And Ray says that just because law-enforcement agencies haven’t seen a rise in crime relating to motorcycle gangs doesn’t mean it’s not happening. “What you find in the OMG community is a lot of the crimes are committed against each other, so it’s not reported to police,” Ray says. “They police themselves; the public is caught in the crossfire.” All of this talk of violence, gun-running & drug trafficking doesn’t resonate with Lebowski, vice president of the Barons. “This isn’t Sons of Anarchy,” says Lebowski, who has long graying hair & arms covered in tattoos, adding that he suspects the hit FX TV show is responsible for informing Ray’s beliefs. “People watch that & they think that’s what happens. You realize how long we’d last if we did the stuff that they do on TV? We wouldn’t last.” Ray denies that Sons of Anarchy has anything to do with his desire for a new law. And he insists that the presence of Mongols, who are presently under a federal indictment, is evidence enough that any rise in motorcycle gangs must be preempted by strict laws. “You can’t say, ‘Look, I’m a Mongol, but Utah Mongols are pretty nice guys,’” Ray says. “If you’re in an outlaw motorcycle gang, you’re into criminal things.” Statements like these are exactly what have the motorcycle community worried that they’ll be targeted by L.E. just for looking a certain way. “It’s just smoke & mirrors is all that is,” Lebowski says. And the Barons, he says, are not “guys that run around & do irreparable damage to the community. We’re talking about guys sitting on \$20,000, \$30,000 motorcycles that like to ride. These are guys that are stand-ups in the community. They’re not some lowlifes that crawled under a rock & decided to be bad boys.” The committee took up the question of motorcycle gangs again in October. At this meeting, Eric Stine, education coordinator for the Utah chapter of **American Bikers Aiming Toward Education**, told the committee that lumping motorcyclists—even ones that wear three-piece motorcycle gang patches & look tough—into the category of a criminal gang would be a lot like condemning all Catholic priests because some are pedophiles. And he reminded the committee that they, too, are in a gang. “The other day, I was looking up the definition of ‘gang,’ & it’s really hard when you start putting people in groups,” he said. “Because, quite frankly, you are a gang of legislators based on the technical Webster definition.”

“Helmet Laws Suck”: One person who agrees with that sentiment is Mike Dmitrich, a former Democratic state representative & senator. In the 1970s, the Barons found support in Dmitrich & other Democratic lawmakers in their crusade to block helmet laws. “It was very enjoyable working with them,” Dmitrich says. “All that negative stuff about motorcycle gangs really just didn’t apply to them.” The abolition of helmet laws in Utah, Dmitrich says, was largely due to the Barons being able to convince lawmakers that the protective gear muffled sounds, cut back on peripheral vision & are heavy & uncomfortable to wear. There was a helmet law in Utah in the early ‘70s, but according to Ralph “Teach” Elrod—a founder, former president & current member of the Barons’ Nomad chapter, which places heavy emphasis on traveling & has members that don’t reside in Salt Lake City—it was a patchwork of regulations that required riders to wear helmets while riding on some roads with a speed limit of 35 mph or above, but not on others. And in the mid-1970s, the federal government threatened to withhold highway funding from states that refused to enact stricter laws. So the Barons—a fledgling motorcycle club then stocked with young men intent on partying & riding—morphed into a political machine intent on taking down

helmet laws altogether. “We were on the phone & going to meetings & doing everything we could to figure out how to fight it,” says Teach, who in 2013 published a memoir, *Kick Start: Memories of an Outlaw Biker*. “And when it came down to the bottom line, every state in the union had folded except Calif, Illinois & Utah.” Most states had some type of helmet laws on the books. And in an effort to get states like Utah to institute a blanket helmet law—requiring all riders to wear helmets in all conditions—the federal government threatened to withhold 10 percent of its highway funding. The Barons were a large reason Utah didn’t give in. As Utah lawmakers considered their choices, they did so with galleries packed full of motorcyclists dangling their helmets over the railing, & the rumbling of thousands of motorcycles outside. Teach recalls that one protest ride was so large that when he parked his bike at the capitol, he surveyed the valley below & could still see bikers turning onto State Street from roughly 1300 South, near Liberty Park, where the rally began. “We wanted to make sure they didn’t get a thing done until they took care of our business,” says W.C. Wheelz, who as a young Baron became the club’s No. 1 man in the political rabble-rousing department. Wheelz raised money by selling “Helmet Laws Suck” bumper stickers, & found allies in lawmakers like Dmitrich & Sens. Ed Beck & Rex Black. The Barons, with help from the Sundowners, also formed the local chapter of motorcycle political-action group **ABATE**, which back then stood for **A Brotherhood Against Totalitarian Enactments**. But Wheelz says he soon realized that any victory in Utah would be short-lived if the federal government didn’t stop withholding funds. Over the next several months, the Barons, with the help of the motorcycle magazine *Easyriders*, organized a protest ride in Washington, D.C. In the autumn of 1975, the protest came together & several Barons hit the open road, bound east. Once there, the Barons rallied, partied & roared around the nation’s capital on their Harleys with East Coast clubs like the *Wheels of Soul* & the *Ching a Ling*. According to Teach’s book, the headline in *The Washington Post* on Sept. 2, 1975, read: “Hundreds of bearded, bedraggled, beer-swilling motorcyclists from around the nation circled the White House & the U.S. Capitol yesterday.” “The only way was to fight it head on & that’s what we did,” Teach says. “I think it was a pretty special time in American history.” The feds eventually caved, making it impossible to withhold the highway funding in lieu of stricter helmet laws. But the Barons’ work wasn’t done. They returned to Utah eyeballing outright repeal of the state’s helmet law. Wheelz says the lawmakers he worked with took a liking to the bikers. “They went to the wall for us to make it happen,” he says. “I think I made them believers.” More than three decades have passed since the helmet law was repealed, & Dmitrich still remembers the former schoolteacher “Teach,” & the “shaker” Wheelz. Once Dmitrich got behind the Barons’ cause, he says, they got behind him. After one night of making laws at the capitol, Dmitrich, who represented Carbon County, hit the Salt Lake City bars. At one establishment, Dmitrich says, he got into a “little argument.” Word of the incident made it to Wheelz, who the following day told Dmitrich to let him know if anything like that happened again. “They took care of their friends, in other words,” Dmitrich says. “They were just going to make sure no one screwed with me. I have a lot of respect for them.” With the helmet law issue behind him, Wheelz, a native of Montana, grew bored in Salt Lake City. He re-enrolled in college, finishing near the top of his class, then attended law school. He now lives in Washington State. For Wheelz, the seeds of discontent surrounding helmet laws came the first time he crossed the Montana border helmet-less into Idaho

& got the runaround by cops. But he says his dislike of getting harassed by the police was secondary to a larger idea: freedom. “I used to get on my motorcycle & I’d ride over the mountain & down across the prairie & feel the wind blowing through my hair,” he says. “It was that simple. It was about feeling freedom, god, whatever you want to call it.”

Don’t Visit Utah: The thousands of bikers who swarmed the state capitol in the 1970s haven’t yet paid that level of attention to Ray’s promise for a new & improved gang law that he says will in part be directed at motorcycle gangs, which he considers the Barons to be. Ray says the Barons’ & other motorcyclists’ political activism is less about sticking up for themselves by participating in the legislative process & more a show of “our force versus your force.” “These guys are obviously not easily intimidated,” he says. “They don’t mind a good fight.” He believes that the presence of colors (patches on jackets)—and bikers’ willingness to show up on capitol hill wearing those patches—proves that outlaw motorcycle gangs are indeed gangs, & are also brazen. “What we’re saying,” Ray says, is “if you wear your colors & identify yourself with a gang, you’ll be identified as a gang member.” To the Barons & Stine, Ray’s words sound a lot like a “dress code” law that could unfairly lump law-abiding motorcyclists into a gang. Stine says he’s been impressed with Ray’s willingness to include motorcyclists in the discussion. But he does hope Ray takes a few of ABATE’s suggestions. Foremost among them, Stine says, is to build into the bill some anti-profiling language. Stine would also like to make the so-called gang list a public record, & see a path built into the law that would allow motorcyclists to rid their names from this list. “We do need to get involved with it this year,” Stine says. “We need to try to ensure that motorcyclists aren’t singled out & profiled & treated as gang members because we wear the same clothing.” Ray isn’t sure where his bill will end up on these matters. But he wants gang members, whether they are bikers, Bloods or Crips, to know that gangs won’t be tolerated in Utah. “We’re going to make it known that you’re not coming to Utah & causing problems,” he says. “We’re not going to stand for it here. We’re not going to harass people just to harass them, but we’re going to watch them very carefully & we’re going to let them know we’re watching them.” At the July meeting, Ray told his fellow lawmakers a personal anecdote that could be considered as one way to deal with bikers. On a Sunday afternoon prior to the meeting, Ray was driving down the freeway, bound for a Redbox movie-rental kiosk, when he spotted a dozen Hombres motorcycle club members from Washington State. They were riding 2 abreast, Ray said, & were “weaving” in & out of the carpool lane. Ray said he jotted down their license plate numbers & called them in to Critser. “That’s the kind of thing, when they feel that harassment the minute they hit the state line,” Ray said of his tactic. As Critser outlined all of the ills that motorcycle gangs around the West have caused, he told a story about the Gypsy Joker, an outlaw motorcycle club, & a brush with the law nearly a decade ago in Oregon. Oregon newspapers say a Gresham, Ore., officer held 28 Gypsy Joker members at gunpoint for an hour. The bikers filed civil-rights complaints, including for unlawful search & seizure. The small town settled with the Gypsy Joker club out of court for \$300,000. Critser says efforts need to be undertaken to train L.E. to deal with how “savvy these individuals are,” & to “make sure all of [L.E.’s] ducks are in a row.” Critser did point to a few recent instances in Utah where outlaw motorcycle gangs drew some media attention.

One came this past summer when the Barons held their annual run in Wasatch County. At the same time, the Rainbow Family gathering—a massive communal campout—was happening nearby. The Barons invited the Gypsy Jokers on their run, & a fight broke out between some of the Jokers & the campers. Critser says he doesn’t know who picked the fight, but some of the Jokers were arrested on DUI, drug offenses & possession of deadly weapons. In 2013, the Mongols & Vagos had a brief clash in Roy at a funeral home. According to news reports, a member of the Mongols had died in a motorcycle crash. Police had the area staked out and, at some point, Vagos showed up. Words were exchanged, but no fights occurred & no arrests were made. In 2008, Critser says, the Bandidos had a run in Moab, & in the past five years, the Mongols took a trip to Wayne County. But if the problem for Critser & Ray is that motorcycle clubs, gangs or outlaws are coming to Utah on bikes, Teach has some advice: Stop running advertisements on TV telling people to visit Utah.

Nowhere & Nothing to Hide: Teach says Ray’s law reminds him a lot of the 1970s, when people were simply afraid of the Barons because they were different. Now, just as then, Teach is proud to see the Barons greeting this law head on. “It does worry me,” Teach says of Ray’s plans. “I’m glad to see the club is taking a stand; standing up to stop this before it all gets started.” No, the Barons aren’t Switzerland, as Critser suggested at the July meeting. They’re an “outlaw” motorcycle club, with a lot of fuzziness around the exact definition of outlaw. But outlaw or not, there’s a reason why decades ago, the Barons elected to not sew one patch onto their jackets that L.E. places a special emphasis on: the 1 percent diamond patch that is widely considered to be the defining symbol of an outlaw biker. When the vote was cast all those years ago, Dirtbag says, he voted to wear the diamond patch. But he lost, & he says now that the prevailing wisdom of the club was correct in not wanting to put a target on the back every Baron. Barons V.P. Lebowski says the clichés of outlaw bikers highlighted on television, & in the speeches given by Critser, aren’t accurate. And he wonders if the problem lies with a public that doesn’t want to let go of the image of the outlaw biker. “Things have evolved & we’ve changed, but society doesn’t want us to change,” Lebowski says. “What we’ve learned along the course of time is you used to be able to outrun the cops. Well, you can’t outrun a radio anymore. Everybody’s got a camera. I mean, come on. We know we get watched & we get photographed. We’re not stupid. We know what’s going on, but we’ve got nothing to hide.”

After eating an entire bull, a mountain lion felt so good he started roaring. He kept it up until a hunter came along & shot him. The Moral: When you’re full of bull, keep your mouth shut.

Every family has one weird relative.

If you don’t know who it is, then it’s probably you...

U.S. Defenders:

- We don’t accept applications. We accept commitments...
- If we all do a little bit, Then no one has to do a lot...
- There can be no “I”, there has to be “We”...
- One heart, One Voice...

National Coalition of Motorcyclists...
An Idea Whose Time Has Come...