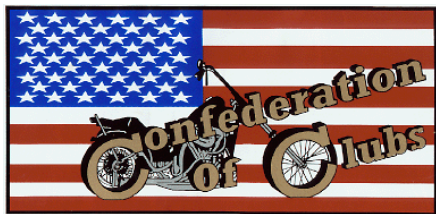


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Brothers Behind Bars Newsletter... October 2015 – Issue 1...



NCOM – National Coalition Of Motorcyclists / AIM - Aid for Injured Motorcyclists

AIM / NCOM - Free Legal And Legislative Consultation

Free All Brothers Behind Bars...

Editor: Mike Davis...

Stay Alert! They walk among us...and they Vote & have babies...

NCOM Sponsors this Newsletter with a donation of \$300.00 per month. NCOM; Richard And Joseph Lester; Attorneys At Law...

CoC Of North Dakota	donates \$ 25.00 a month...	Bandidos MC	<i>Finland</i>	donates \$ 50.00 a month.
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In Country Vietnam MC	<i>USA</i> donates \$ 50.00 a month...	AOA <u>Nation</u>	<i>USA</i>	donates \$ 50.00 a month.
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Vagos MC <u>Nation</u>	<i>USA</i> donates \$ 50.00 a month...	Outlaws MC	<i>Georgia</i>	donates \$ 20.00 a month.
SteelHorse Riders Cappy	<i>Michigan</i> donates \$ 25.00 a month...	Flash Productions	<i>Michigan</i>	donates \$ 10.00 a month.
Vigilante Cash	<i>Michigan</i> donates \$ 20.00 a month...	Devils Dicile Tatu	<i>Alabama</i>	donates \$ 25.00 a month.
IHMC Crooked Nose Mike - <u>prison</u>	donates \$ 5.00 a month...	Devils Dicile SA	<i>FCI Milan, MI</i>	donates \$ 25.00 a month.
Jimbo	<i>Lafayette LA</i> donates \$ 20.00 a month...	U.S. Defender COIR Gayle	<i>Texas</i>	donates \$ 10.00 a month.
Solid Brotherhood MC	<i>Minnesota</i> donates \$ 25.00 a month...	El Forastero MC <u>Nation</u>	<i>USA</i>	donates \$ 17.00 a month.
Sons Of Silence MC	<i>North Dakota</i> donates \$ 100.00 a month...	El Forastero MC	<i>Okoboji, Iowa</i>	donates \$ regularly.
SOS MC	<i>Western North Dakota</i> donates \$ 25.00 a month.	VNV/LV MC, <u>Dirty Chapter</u>, Houston		donates \$ 5.00 a month.
SOS Supporter Wildman	<i>PA</i> donates \$ 20.00 a month.	Prairie Rattlers MC	<i>North Dakota</i>	donates \$ 25.00 a month.
SOS Supporter Knucklehead Fred	donates \$ 20.00 a month...	Rough-Riders MC	<i>North Dakota</i>	donates \$ 40.00 a month.
SOS Nomad Skunk <u>FMC Springfield</u>	donates \$ 25.00 a month...	Solid Brotherhood MC	<i>North Dakota</i>	donates \$ 25.00 a month.
Tramp in <u>prison</u> El Dorado, Kansas	donates \$ 5.00 a month...	Silent Thunder MC	<i>North Dakota</i>	donates \$ regularly.

Welcome Sons Of Silence Julio to the NCOM Brothers Behind Bars Newsletter Mailing List...

Editor's Note: I am setting up a benefit for those arrested in Waco. If any of you can send (Donate) me something that you have made or you make, I'll set up a silent auction or something... NCOM Christian Unity will distributing amount is raised... More details later.

The First 2 Items donated by Satans Soldier Angelo – Painting 2 here. Painting 1 was in the last issue. Thank You Angelo...



Editor's Note: For August there were 2 Issues, For September there was 1 Issue, For October this is the 1st Issue...

Editor's Note: Currently we are sending over 350 copies of this newsletter to members of 84 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 (**84 Clubs**) in Prison: Avengers, Bandidos, Banshees, Barons, Black Pistons, Boozefighters, BPM, Breed, Brother Speed, Brothers 8, Brotherhood Nomads, Brothers Of Wheels, Cloven Hoofs, 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 Dogs, 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...

Editor's Note: In the interest of Cost Savings, If you can share One copy of this Newsletter where I am sending multiple copies to the same institution, please let me know... *Thanks, Mike*

It's Illegal for MC Members to Own Guns? That's What Authorities Say - Aug 25, 2015 – *U.S.A.* – By David "Double D" Devereaux; <https://motorcycleprofilingproject.wordpress.com> - Bikers & guns. Really, they go together like peanut butter & jelly... Most bikers & motorcycle club members are rugged individualists that believe in the 2nd Amendment right to bear arms & the concept of self-defense. Not crazy revolutionaries. But die hard Americans, many of them veterans that believe in the core principles of the Bill of Rights. It's true that many bikers are

rebellious & critical of Gov't control. Many bikers are also politically active. Most bikers are not felons. And most bikers that carry handguns possess legally issued concealed carry permits. Despite this reality, many bikers with guns are targeted by the same people that granted them the legal right to carry a gun in the first place. Why? Because LE has, even facing the fact that MCs (including 1% clubs) are constitutionally protected associations, historically vilified bikers as criminals based on a discriminatory stereotype. This mindset is based on fear, misinformation, & the historical pattern of suppressing any community vocally critical of LE. Anyone concerned with Gov't overriding legal mechanisms allowing gun ownership & concealed carry should be highly concerned about LE's obvious attempts to disarm members of MCs based on nothing more than association.

Where do Bikers get their Guns? So where do bikers & club members obtain their concealed carry permits? Well, from LE agencies of course. The same people that mis-characterize motorcycle clubs as gangs are the same people that know those carrying guns are legally carrying them. More than that, they know that those with concealed carry permits have also passed extensive state & Fed background checks & they are not violent felons. In fact, in states with concealed carry laws, almost without exception, every club member with a gun will be legally carrying that gun. Importantly, even for those that support more extensive regulations & required background checks, concealed pistol permit holders have undergone extensive scrutiny, given their fingerprints voluntarily to authorities, & in many cases have attended firearm safety courses. So why don't they just deny permits to bikers if they're so bad? Well, that would be baseline discrimination based on association & appearance, not behavior. They know these bikers are not gangsters. MCs are legal associations & bikers cannot be arbitrarily excluded from the 2nd Amendment because LE is prejudicial.

Why does L.E. Considers Bikers Enemies? The reason LE is prejudicial relates to the long history of bikers fighting LE abuses in the legislature, the courthouse, & the street. Those that fight for social & political justice are most often vilified by LE. This makes sense because LE holds up the current order. Grassroots movements argue for fundamental change in the status quo. There is an unavoidable philosophical conflict when our goals as a movement relate to constraining abuses of LE discretion. The right to bear arms saved my brothers from a corrupt Portland drug task force in 1979. A task force that illegally raided the clubhouse unannounced to plant drugs & kill people. But the right to bear arms provided legitimate self-defense against tyranny & justice prevailed. But only after one dirty officer was shot in self-defense, a brother spent 2 years in prison until another dirty cop came forward confirming the task force lied to get a warrant & planted drugs. Without adequate self-defense a houseful of my brothers would have been terminated & the crime would have been covered up with planted evidence. (See the book *Black Thu* by David "Double D" Devereaux) Even though my brothers were exonerated & the obvious corruption was uncovered, to this day LE characterizes my club as the one that killed a cop. Conveniently, the murderous corruption of police is not explained. Our dedication to advancing the rights base of motorcyclists is not mentioned. The truth is ignored even when legislators unanimously approve laws addressing the issue of profiling & making the act explicitly illegal. Fortunately, legislators can control LE policy & budgets.

L.E. Targets Club Members Carrying Legal Guns: LE knows the truth about MCs but they also understand the power of propaganda. Reality is just not publicly convenient. But they still issue concealed carry permits to every MC member that applies because club members are not felons & do not have a history of violent criminality. In fact, more officers are charged with felonies than bikers, including members of self-identified 1% clubs. *For example*, “Houston lawyer Kent Schaffer, who has represented Bandidos for more than 30 years, said there are more police officers indicted on felonies every year in the Houston area than Bandidos.” (see After Waco, questions remain about police, By Dane Schiller, Houston Chronicle, June 6, 2015) How many individuals arrested with handguns in Waco were legally permitted to carry concealed handguns? How many of the other weapons recovered were legally obtained? How many were arrested because they were legally carrying or in possession of a weapon? There has not been a single report of an illegal weapon. The fact is, the only reports have been related to confiscating legal & legally concealed weapons, even by those that were not arrested. (For example, see In Country Vets, False Accusations, Unethical “Journalism” And The Aging Rebel Aug 11, 2015) How many pulled their weapons? Of those that pulled weapons, how many were acting in self-defense? And why would carrying a legally concealed weapon be probable cause for an arrest? The implications of propaganda overriding reality should be obvious to anyone paying attention. Marginalize, vilify, isolate, discriminate, & eliminate. And one of the best ways to achieve the goal is disarming the entire class. Disturbingly, Dept of Public Safety Lt. Schwartz asserted during an examination trial in Waco that members of criminal street gangs cannot legally carry weapons. Tommy Witherspoon, covering the trial on Twitter, posted: “Schwartz said membership in a criminal street gang prohibits one from having a legal concealed handgun license.” Remember, these individuals possess legal concealed carry permits & have passed extensive background checks. There are other cases of individuals with concealed carry permits having their weapons seized & being charged with a misdemeanor for being a gang member. No crime is committed or even implied. LE is defining membership in a group they label a gang, a group that has validated 1st Amendment protection, with no judicial check on due process for that determination, as a crime. Kent Schaffer, the Atty from Houston, “pointed to his representation of one Bandido recently charged here with a misdemeanor for being a member of a gang with a gun. Schaffer is challenging the definition of a gang, noting the man had never before been arrested.” (see After Waco, questions remain about police, By Dane Schiller, Houston Chronicle, June 6, 2015) Sounds an awful lot like entrapment to me. LE issues the man a permit after extensive background checks & then arrests him for carrying a weapon they permitted him to carry? Makes absolutely zero sense. Which makes it easy to understand why it should be considered unconstitutional. Gang labeling is not enough to establish probable cause that a crime is occurring, a necessary condition to seizing a legal weapon. Simply carrying a legal gun as a member of a motorcycle club, including a 1% club, is not a crime. The courts have concluded that motorcycle club associations & colors, including 1% clubs, are protected by the 1st Amendment. It is not illegal to be in a club, otherwise they could arrest an individual for wearing colors. By this logic, you could be denied your right to vote. (see How Waco Is Being Used To Decimate The 1st Amendment June 26, 2015)

Final Thoughts: The motorcycle rights movement has been a black eye to LE for many years. Now that the movement is unifying coast-to-coast to fight LE abuse, anti-biker propaganda will increase in intensity. Exposing obvious contradictions between propaganda & reality is one of the best opportunities to gain public support, & the issue of concealed carry permits touches a lot of American citizens. Average American citizens understand that the 2nd Amendment is one of the most fundamental elements of a free society. History validates that disarming domestic populations too easily leads to totalitarian LE & Gov’t abuse in addition to being more vulnerable to foreign threats. The right to bear arms reduces the probability of these threats & reduces the probability of conflict through deterrence. If LE is successfully able to marginalize the MC community, one of the most socially & politically active groups in this country, to the point that fundamental rights are denied to even those associated that have no criminal records of any kind, then no community is safe.

Biker Lives Do Indeed Matter. Not just to bikers, but to everyone. In a very real way, the fate of motorcyclists will serve as a blue print for other groups in the future. Disarming bikers is a strategy to cripple the rights base of one of the most visible & active grassroots social & political movements in America. Much of the movement’s efforts are to combat civil liberty abuses by LE targeting motorcyclists. If bikers are successfully marginalized as criminals not worthy of baseline liberties, then the strength of our political movement exposing LE abuses will be crippled as well. It’s a blueprint for social control in the 21st Century.

David “Double D” Devereaux is the Spokesperson for the Washington State Confederation of Clubs & US Defenders, The Motorcycle Profiling Project, & also works with the Confederation of Clubs & US Defenders at the Nat’l level. Contact: doubled@motorcycleprofilingproject.com
www.motorcycleprofilingproject.com

Who’s your Baby’s Daddy? The following are all replies that Detroit women have written on Child Support Agency Forms in the section for listing ‘Father’s Details,’ or putting it another way...Who’s your baby’s Daddy? These are genuine excerpts from the forms. **Replies 1 thru 5 here; 6 thru 11 in this issue.**

1. Regarding the identity of the father of my twins, Makeeshia was fathered by Maclearndon McKinley I am unsure as to the identity the father of Marlinda, but I believe that she was conceived on the same night.

2. I am unsure, as to the identity of the father of my child as I was being sick out of a window when taken unexpectedly from behind. I can provide you a list of names of men that I think were at the party if this helps.

3. I do not know the name of the father of my little girl. She was conceived at a party at 3600 East Grand Boulevard where I had sex with a man I met that I do remember that the sex was so good that I fainted. If you do manage to track down the father, can you please send me his phone number? Thanks... (The runner-up).

4. I don’t know the identity of the father of my daughter. He drives a BMW that now has a hole made by my stiletto in one of the door panels. Perhaps you can contact BMW service stations in this area & see if he’s had it replaced.

5. I have never had sex with a man. I am still a Virginian. I am awaiting a letter from the Pope confirming that my son’s conception was ejaculate & that he is the Saver risen again.

Political Unification - The Key To The Survival Of MCs – Aug 29, 2015 – U.S.A. – By W. T. “Outlaw RoadBlock” Harrell; <http://FreeRoadBlock.us> - This article by David “Double D” Devereaux, of www.motorcycleprofilingproject.com sets out the only chance America’s MCs & independent riders have of receiving the rights guaranteed by the U.S. Constitution & Bill of Rights. “If there was ever a doubt about the necessity for MCs to unite for the common purpose of fighting profiling & discrimination that doubt no longer exists. The culmination of numerous events has placed the MC community at the crossroads. Choosing the wrong path creates the very real possibility that we will not successfully overcome the stigma from Waco, we will not successfully pass laws combating profiling & discrimination, & the culture of MCs as we now know it will, for all intents & purposes, disappear. Choosing the other path, the path of unifying the MC world for the purpose of securing our mutual right to exist free from discrimination, is the best chance the club community has of surviving & protecting the freedoms ingrained in the Constitution. The choice is simple. The Motorcycle Profiling Project embraces the path of survival & promotes the unification of the MC & motorcycle rights community based on the idea that rights of expression & association in a free society must be protected in order for a truly democratic society to exist. Let us all choose the right path.” David “Double D” Devereaux* *David Devereaux is the Chair & Spokesperson of the Washington State Confederation of Clubs & US Defenders, The Motorcycle Profiling Project, & also works with the Confederation of Clubs & US Defenders at the Nat’l level. Contact: doubled@motorcycleprofilingproject.com, www.motorcycleprofilingproject.com

Jury seated in murder trial involving MC - Sept 1, 2015 – *Kentucky* - By Justin Story; www.BGDailynews.com - Jurors seated for the murder case against William "Bobby" Rigdon heard competing theories this morning regarding the identity of the gunman who shot & killed Wendell Gleason Pyles. Special Prosecutor Shawna Virgin Kincer said during her opening statement this morning in Warren Circuit Court that Rigdon, 32, of Lebanon, fired the shots that killed 50-year-old Piles on Sept. 26, 2012, at his workplace in Casey County. Kincer said that detectives recovered a cigarette from the scene that contained Rigdon's DNA & that jurors would hear from inmates who will testify that Rigdon boasted about his actions. According to Kincer, the shooting came about because Pyles, who had been a member of the Iron Horsemen MC's Frankfort chapter, was a member in bad standing who broke protocol by having a recruit turn in his club paraphernalia when he decided to leave the club rather than turn in his paraphernalia in person to chapter president David Salyers. "Because (Pyles) didn't follow proper procedures & protocol, the Iron Horsemen weren't happy about it," said Kincer, claiming that Rigdon was a recruit to the organization who had accompanied Salyers to Tarter Gate Co. to kill Pyles. Rigdon's atty, Bridget Hofler-Saunders, said in her opening statement that Salyers actually shot Pyles. A long-standing disagreement had festered between the 2 when Pyles was slow to repay money that Salyers had fronted for a motorcycle & other items, according to Hofler-Saunders. Salyers had motive to kill Pyles because of this conflict, Hofler-Saunders said, telling jurors about a police interview in which Salyers said, "What I do, I do on my own." "You don't get to be the president of an Iron Horsemen club chapter by being a nice guy," Hofler-Saunders said. The 1st

2 witnesses have been called on behalf of the state this morning. The trial is scheduled to last 2 weeks.

Earlier: Amid heightened security, a jury was selected in the murder trial of William Robert “Bobby” Rigdon after a daylong process Mon. Nearly 200 potential jurors arrived at the Warren County Justice Center on the first day of the trial, which is anticipated to last 2 weeks. Kentucky State Police troopers were stationed Mon morning at the justice center’s main lobby & outside the fourth floor courtroom where jury selection took place. The courtroom was closed to all but potential jurors. Members of the KSP Special Response Team are expected to maintain a presence during the trial. Rigdon, 30, of Lebanon, is charged in connection with the Sept. 26, 2012, death of 50-year-old Wendell Gleason Pyles, who was shot three times at Tarter Gate Co. in Casey County, where he worked. Pyles was a member of the Iron Horsemen MC. Authorities allege he was shot by fellow club member Rigdon because David Salyers, then-Pres of the club’s Frankfort chapter, was upset with Pyles over unpaid debts & the manner in which Pyles attempted to leave the club. According to reports, Salyers purchased a H-D motorcycle, club patches & other paraphernalia & paid for gas for Pyles with the understanding Pyles would repay the debts. Pyles eventually decided he wanted to leave the club, but broke Iron Horsemen protocol by not turning in his patches & paraphernalia in person, according to reports. Salyers was convicted of complicity to murder last year & sentenced to 20 years & 6 months in prison. At his trial, Salyers identified Rigdon as the gunman who shot & killed Pyles. Shawna Virgin Kincer, a lawyer in the Kentucky Atty General’s Office, is acting as special prosecutor in the case against Rigdon after obtaining a conviction against Salyers. Considerable publicity in Casey County surrounding the case led to Rigdon’s trial being moved in June to Warren County. Salyers’ trial was moved to Green County due to concerns that 2 of his relatives might attempt to intimidate jurors, according to reports. Another security measure indicated in court records is an order that Rigdon be fitted with a remotely activated custody & control belt, which is equipped to deliver a shock similar to a stun gun. The belt is typically used as a safety measure while an inmate is transported to & from court.

Who’s your Baby’s Daddy? (Continued)

6. I cannot tell you the name of Alleshia’s dad as he informs me that to do so would blow his cover & that would have cataclysmic implications for the economy I am torn between right by you & right by the country... Please advise.

7. I do not know who the father of my child was as they all look the same to me.

8. Tyrone Hairston is the father of child A. If you do catch up with him, can you axe him what did with my AC/DC CDs? Child B who was also borned at the same time. Well, I don’t have clue.

9. From the dates it seems that my daughter was conceived at Disney World. Maybe it really is the Magic Kingdom.

10. So much about that night is a blur. The only thing that I remember for sure is Delia Smith did program about eggs earlier in the evening. If I had stayed in & watched more TV rather than to the party at 86 M. ST, mine might have remained unfertilized.

11. I am unsure as to the identity of the father of my baby, after all, like when you eat a can of shit you can’t be sure which one made you fart.

Comanchero bikie's insurance invalidated after Canberra brothel fire - Sept 3, 2015 – *Australia* - By Anne Davies; Sydney Morning Herald - Life just got tougher for outlaw motorcycle gang members. They will now struggle to get insurance. A company that owned a brothel in Canberra which burned to the ground on New Year's Day 2012 has been refused a \$770,000 insurance payout because it failed to disclose that its sole director was the Sgt-at-arms in the Comancheros motorcycle gang. In a landmark ruling that will have implications for bikies & organised crime figures, the NSW Supreme Court has ruled that failure to disclose such links invalidates insurance - even insurance taken out over legitimate businesses. Baris Tukel, was the sole director of Stealth Enterprises which owned the Gentleman's Club in Mitchell, a charmless industrial area in the north of Canberra. His brother, Fidel Tukel, well known in boxing circles, was the manager of the brothel. But it was the brothers' connections with the Comancheros which have proved fatal to their insurance claim, which they pursued through the NSW Supreme Court, after it was refused by their insurer Calliden. "What was in issue included whether a reasonable person in Stealth Enterprises' position could be expected to know that their involvement with the Comancheros was relevant to Calliden's decision to accept the risk of insuring the brothel," Justice Monika Schmidt said. The brothers filed affidavits but declined to give evidence in person. The insurer called evidence from a Macken, an intelligence analyst at NSW Police, who said such outlaw motorcycle gangs have been linked to serious crimes such as homicide; drug manufacture, cultivation & distribution; organized property theft & fraud; extortion; & firearm related offences. He also described how outlaw motorcycle gangs distinguished themselves from social motorcycle gangs, including by the use of cloth patches known as "Colours" worn on the rear of vests, which display the name of the gang & the country or state of origin. Photographs in evidence showed Fidel & Baris Tukel wearing Comancheros patches. Stealth Enterprises' argued that the court could not accept the insurer's argument: namely that "if you belong to a bikie gang, you can't get any type of insurance". It also argued that given Calliden was prepared to insure brothels, a reasonable person in the community wouldn't realise that membership of a bikie gang was a relevant matter to be disclosed to an insurer such as Calliden. Those arguments were rejected by the court. Justice Schmidt said she was satisfied that if the brothers had disclosed their bikie connections when they applied for insurance in 2010 or when it was renewed in 2011, they would have been refused insurance.

The Feds now need a warrant to track your phone, but police don't – Sept 4, 2015 – *U.S.A.* – By Colin Daileda; www.mashable.com - The Dept of Justice announced on Thu that it will require several Fed agencies including the FBI to obtain a warrant before pinpointing the location of a cellphone, but the new policy doesn't apply to police. The new policy also curbs what info Fed agents are allowed to collect from cellphones, & how long they can legally store it. Police & Fed agents use what's commonly called a StingRay to track cellphones. It's a type of "cell-site simulator" technology that acts like a cell tower, meaning cellphones connect to StingRays by mistake. Once connected, cellphones transmit general location data to the device. Nathan Wessler, an atty with the American Civil Liberties Union, called the ruling a "positive first step" but despaired of the many loopholes. "Disturbingly, the policy does not apply to other Fed agencies or the many state & local police departments that have received Fed funds to purchase these devices," Wessler said in a

statement on the ACLU's website. The DOJ hailed the change as a step toward transparency & legal consistency across the Fed Gov't, but also talked about how important StingRays have become to LE. "Cell-site simulator technology has been instrumental in aiding LE in a broad array of investigations, including kidnappings, fugitive investigations & complicated narcotics cases," the DOJ said in an online statement. This is undoubtedly true. But it's also true that police Depts' use of StingRays is shrouded in mystery. Though USA Today recently identified 35 departments across the country that use the technology, the newspaper also found that defense Attys are often unaware police have gathered surveillance on their clients. This is true even in Baltimore, Maryland, despite a state law that requires police to disclose the use of this type of surveillance. And it's not like police only use the technology occasionally. Baltimore police alone have reportedly used cell tower simulators 4,300 times since 2007. The ACLU, for its part, still hopes the Justice Dept implements something more comprehensive.

Kansas City man sentenced to 10 years in prostitution crime - Sept 8, 2015 – *Missouri* - By Glenn E. Rice; www.kcstar.com - A Kansas City man who Fed authorities said has ties to a violent motorcycle gang was sentenced Tue to 10 years in Fed prison for transporting an individual across state lines for prostitution. Milton Wilson, 59, also is known as "Barbwire," pleaded guilty in April in U.S. District Court to taking an individual across the state line into Kansas to engage in prostitution in Dec 2013. Authorities said Wilson admitted that he placed an online ad offering the individual for sexual activity. He also paid for a hotel room at the American Inn in North Kansas City. Wilson took the victim & a co-defendant to various locations in Missouri & Kansas, including Overland Park. Co-defendant Kayla Pinkerton, 20, also is known as "Foxy," was sentenced to 16 months in Fed prison after pleading guilty in July. Court documents identify Wilson as the Pres of the Kansas City chapter of the Sons of Silence MC.

MC Member Found Guilty Of Murder - Sept 10, 2015 – *Kentucky* – By www.Lex18.com - The Bowling Green Daily News has reported that William Robert "Bobby" Rigdon has been found guilty of murder. A Warren County jury sentenced Rigdon to 38 years in prison for the murder of Wendell Gleason Pyles, 50, of Columbia. The 30-year-old was convicted of shooting & killing Pyles at his workplace, the Tarter Gate Co. in Casey County, on Sept. 26, 2012. The jury deliberated for two & a half hours before the verdict, following a 7-day trial. There was a theory, by prosecutors Shawna Virgin Kincer & Jeffery Prather, that Rigdon, a member of the Frankfort chapter of the Iron Horsemen MC, had shot Pyles, a former member, because of an order to do so from the Iron Horsemen chapter Pres David Salyers, to show his commitment to the club. There were witnesses who testified that Salyers advanced Pyles money to buy a motorcycle & Pyles never repaid him. Pyles was found near his truck at his worksite. He had been shot 3 times, with one shot in the back of his head. Detectives found a cigarette butt on the ground near Pyles' truck, with Rigdon's DNA. There was also surveillance footage from Crockett Trail General Store, in Liberty, showing Rigdon & Salyers paying for items inside the store, within an hour of the 911 call that brought police to Pyles' workplace.

There is a reason the windshield is bigger than the rear view mirror... Look ahead not backwards...

MCs open new clubhouses - Sept 10 2015- *Ohio* - By Rich Jaffe; www.Local12.com - What would happen in your neighborhood if out of the blue, a well-known motorcycle gang opened a clubhouse there? Local 12 has learned that over the last few months that was exactly what happened in not one but 2 Cincinnati neighborhoods. Until 2014, the building at 8th & State was the local clubhouse for the Detroit Highwaymen. For quite a few years, they'd been in a turf war with the Iron Horsemen. The guys attracted so much heat from LE their national leaders came & shut the chapter down. Since that time, the Horsemen have been getting bigger & there's a new gang in town. The old red brick building that used to be Vic's Brew & Cue on 8th St, near McPherson, had a new reason for being. It was turned into the Price Hill clubhouse for the notorious Iron Horsemen motorcycle gang. Michelle Hodgetts lives right across the street but she hopes to be moving soon. Local 12 News asked her what it was like there since the Horsemen showed up. She said, "Loud... but it's mostly the motorcycles revving at 3 o'clock in the morning." They are Cincinnati's oldest, most well-known motorcycle gang. Until 2014 they'd been in a long running feud with the local Detroit Highwaymen; a feud that included beatings, fights, firebombs & bullets. It ended when police & the Nat'l chapter shut down the Highwaymen. But not everyone said the Horsemen were a problem. Billy Poff lives around the corner & said, "Since they been here it's been pretty much quiet. They've chased off a few drug dealers. I think the drug dealers & the addicts up here are kind of intimidated by them." Across town in Evanston, at the corner of Montgomery & Clarion, another motorcycle gang, the Wheels of Soul, set up shop. On a YouTube video, a gang member in a documentary said, "You have just met a member of an MC. God forgives but we don't." The Nat'l gang based in Philadelphia is known for murders, kidnappings, drug dealing & deadly turf wars with rival gangs. But the Pres of the local chapter, Joe Johnson, said the Nat'l perception of the club was all wrong. "Right here in the community we have no problem. Try to do our best with helping anybody around here. So basically that's about it. Like I say it has been a lot of bad rap & as I stand here telling you we have no problems here in Cincinnati," said Johnson. That story about being misunderstood & just a bunch of guys that like to ride motorcycles sounds familiar. It was exactly the same story the Detroit Highwaymen said over & over again. Police told Local 12 News that so far they have had no significant problems with either of the new clubhouses. But they too were very aware of the gang's presence.

Investigators calling fire at Paris MC suspicious - Sept 12, 2015 - *Tennessee* - By www.WBBJTV.com - Fire officials are investigating an overnight fire in Paris after they say a building went up in flames. The Paris Fire Dept was dispatched around 4:30 AM Sat morning to Outlaws MC at 1666 Caledonia Rd. Officials say the building was fully involved when they arrived on scene, & said the building was a total loss. The Henry County Sheriff's office says there are suspicious circumstances surrounding the fire & have called the State Bomb & Arson investigators in to assist in the investigation.

Idiot Sighting: I was at the airport, checking in at the gate when an airport employee asked, 'Has anyone put anything in your baggage without your knowledge?' To which I replied, 'If it was without my knowledge, how would I know?' He smiled knowingly & nodded, 'That's why we ask.' Happened in Birmingham, Ala.

State police investigating Los Chavez double shooting - Sept 13, 2015 - *New Mexico* - By Julia M. Dendinger; www.news-bulletin.com - Two men are dead while two more are in the hospital with gunshot wounds after an early-morning shooting at a gas station in Los Chavez. New Mexico State Police spokeswoman Sgt. Elizabeth Armijo said her agency was called to the scene of the shooting, the Allsup's on N.M. 314, by the Valencia County Sheriff's Dept sometime after midnight Sun morning. "It is a complex scene," Armijo said. Yellow crime scene tape cordoned off not only the Allsup's but the bar to the north of the store, The Wild Pony. Armijo said evidence was found at both properties, & both scenes would be thoroughly processed & examined by the New Mexico State Police Investigations Bureau before further information was released. Armijo said it appears the two men killed were members of a motorcycle gang, but at this time she could not say whether they were members of the same gang or 2 different ones. "We are working on getting more details to find out which gang they belonged to," the sergeant said. "When we arrived on scene, we found two males deceased. There will be an extensive autopsy; there is no cause of death yet." Two other men were also found at the scene with gunshot wounds & were transported to an Albuquerque hospital, she said. Armijo said while she didn't know their precise conditions, she could say they were not in critical condition. What exactly led up to the shooting & who may or may not have been involved is still unknown, Armijo said. "We are trying to get interviews with anyone who was involved but so far there has not been a whole lot of cooperation," she said. In the parking lot of The Wild Pony, four motorcycles sat behind police tape waiting to be removed & processed by state police. One of them displayed a Bandidos motorcycle club sticker on its windshield. Armijo said at this time investigators didn't know if members of the Bandidos were involved in the incident in any way, nor could she say if there was another motorcycle gang present at the scene. The possible involvement of motorcycle gangs is something NMSP is taking very seriously, Armijo said. The agency has notified LE throughout the state & in neighboring states to be aware of any increase in motorcycle gang activity. "Everything is still very preliminary. There is not a lot of cooperation & we can't release more information until we do a thorough investigation," she said. "We are still trying to piece together what led up to this."

A glass of wine: To my friends who enjoy a glass of wine & those who don't & are always seen with a bottle of water in their hand: **As Ben Franklin said:** In wine there is wisdom, In beer there is freedom, In water there is bacteria. **In a nbr of carefully controlled trials,** scientists have demonstrated that if we drink 1 litre of water each day, at the end of the year we would have absorbed more than 1 kilo of Escherichia coli, (E. Coli) - bacteria found in feces. In other words, we are consuming 1 kilo of poop annually. **However, We do Not run** that risk when drinking wine & beer (or rum, whiskey or other liquor) because alcohol has to go through a purification process of boiling, filtering & fermenting. **Remember:** Water = Poop, Wine = Health... **Therefore,** it's better to drink wine & talk stupid, than to drink water & be full of Shit. There is no need to thank me for this valuable information: I'm doing it as a public service...

Cowboy: Give me 3 packets of condoms, please.

Cashier: Do you need a paper bag with that, sir?

Cowboy: Nah.... She ain't that ugly!

2 Dead In Bandidos MC vs Poor Boys MC Shootout - Sept 13, 2015 – *New Mexico* – By Edward Winterhalder; www.youtube.com - Weekend shooting was clash between Bandidos, Poor Boys - By Nicole Perez / Journal Staff Writer - Sept 15th, 2015 - A shooting that left 2 motorcyclists dead & three injured in Los Chavez early Sun was the result of a clash between members of the Bandidos & the Poor Boys MCs, according to the New Mexico State Police. Sean Duffey, 38, of the Bandidos, was found dead in the parking lot, along with Danny Macias, 40, of the Poor Boys. The Bandidos are one of a handful of MCs classified by the Fed Gov't as outlaw motorcycle gangs. Police haven't released the identities of the 3 other motorcyclists who were wounded & haven't said how serious their injuries are. "Their identities are not being released for safety reasons," said State Police Sgt. Chad Pierce. Duffey was from Albuquerque, & Macias was from Belen, according to Pierce. Pierce said Valencia County Sheriff's deputies were called to the Allsup's convenience store next to the Wild Pony bar on N.M. 314 just after midnight Sun. Callers said they heard shots fired & people screaming. Arthur Walker lives in a nearby apartment, & he said he heard between five & 10 gunshots that night. He said he thought they were fireworks at first. "I was going to go back to sleep but I heard screaming, so I went outside to look to make sure that nothing was happening over here," he said. "When I looked out it was all full of cops." When police arrived, they found the two men dead of gunshot wounds. The sheriff's office asked State Police to take over the investigation. State Police spokeswoman Elizabeth Armijo on Mon said no arrests had been made. The Bandidos have been involved in a series of violent incidents in the Albuquerque area in the past few years. In March, a member of a MC holding a fundraiser at Applebee's in Northwest Albuquerque was shot in the parking lot. Police said they believed the shooter to be a member of the Bandidos. In Aug 2013, a massive shootout at a fundraiser in the North Valley left a member of a rival motorcycle club, the Vagos, dead. The Black Berets, who are believed to be aligned with the Bandidos, were participating in the event. That incident, & an exchange of gunfire between a Bandidos member & a Vagos member early that year, led the FBI to issue an intelligence report that warned local authorities about a potential surge in violence between biker gangs.

MC member arrested during Roar to the Shore - Sept 14, 2015 - *New Jersey* – By Madelaine Vitale; www.ShoreNewsToday.com - Authorities arrested a member of a MC & charged him with weapons offenses after a disturbance between 2 groups involving about 100 people at Wildwood's annual motorcycle weekend. A Delaware man affiliated with one of the clubs was charged with weapons offenses after an incident outside a Wawa Sept. 12, County Prosecutor Robert L. Taylor & Wildwood Police Chief Robert Regalbuto said in a release Mon. Chad B. Johnson, a 27-year-old Wheels of Soul MC Member, from Penfield Drive in Newark Delaware, was arrested without incident during the Roar to the Shore Motor Cycle Rally. Detectives from the Cape May County Prosecutor's Office & Wildwood patrol officers saw about 100 members of the Wheels of Soul as they entered the city & rode past the Binns Hotel, at 3900 Atlantic Ave, authorities said. For the past several years, members of the Pagan's MC have rented numerous rooms at the hotel, according to several sources. According to LE a brief, non-violent incident occurred between the Wheels of Soul & the Pagan's MCs. The 2 clubs have clashed several times in recent years, according to numerous news sources, sometimes violently. Both are described as "outlaw" MCs by

numerous LE agencies, although the local authorities did not describe either club in those terms on Mon. No more detailed description of the "brief, non-violent incident," but witnesses described shouting & a strong police presence. One witness said police had shotguns. After police disbursed the two groups, members of the Wheels of Soul gathered at the Wawa at 400 West block of Rio Grande Ave in Wildwood. While at the Wawa, Wildwood detectives observed Johnson in possession of what turned out to be a loaded .38 caliber handgun, according to officials. Johnson was also found in possession of brass knuckles & a knife. Bail was set at \$105,000 full cash & he was taken to the Cape May County jail in lieu of bail. Taylor commended the cooperative efforts between the members of the Wildwood PD & the Prosecutor's Office.

Lobbying 101 Myths & Misconceptions – Sept 15, 2015 – *U.S.A.* – By W. T. "Outlaw RoadBlock" Harrell; <http://FreeRoadBlock.us> - How Manpower changes what you thought you knew about motorcycle rights & legislative strategy.

Introduction: Not since the late 60's & early '70's have we seen a visible manpower-driven grassroots motorcycle rights movement like the one we are seeing today. COC's & the US Defenders have mobilized a mass of manpower directed at state legislatures across America, redefining what is possible & changing previous conceptions embraced by the motorcycle rights lobby. The movement to pass laws addressing motorcycle profiling provides powerful insight into the impact of manpower on the rules of lobbying & the emerging landscape.

Myths & Misconceptions: Because a visible grassroots manpower driven motorcycle rights movement hasn't existed for the last 30+ years, until recently the motorcycle rights lobby consisted mostly of independents, many 60+ years of age, that have had to endure decades without manpower support. The limitations placed on a movement with no manpower have generated some outdated myths & misconceptions about what is possible with the power of mass mobilization. However, before exploring these myths & misconceptions it is important to point out that those activists that stayed the course, without community participation & support, deserve all of our respect. Lobbying 101 is intended to be a tool to make all elements of the movement more effective & not a condemnation of those that have dedicated so much to motorcycle rights. Although it is true that manpower changes everything, there would be no foundation without those preceding us.

Myth: It takes years to pass motorcycle rights laws. **Reality:** Motorcycle profiling laws can be passed in one or 2 years. This myth is the result of a somewhat defeatist mentality developed after years of no manpower. Under those circumstances, the argument that "it takes years" is understandable. But mobilized manpower changes the circumstances completely. Combined with the fact that profiling is a Constitutional civil rights issue, motorcycle profiling laws empirically DO NOT have to take years to pass. Washington State received its first hearing in 2010 & passed the House 96-2. In 2011, the law addressing motorcycle profiling passed the House & the Senate unanimously. Those taking the lead in Washington State were relatively new to the movement as well, so the idea that you must have thirty years of experience is false. In Maryland, the first attempt at a motorcycle profiling bill in 2015 also received unanimous support in their Senate. The Confederation of Clubs in Maryland just turned 2

years old & its US Defenders program was only months old. In Minnesota, despite being held up in committee for a major portion of the session, the bill passed their Senate Committee with near unanimous support with some creative political maneuvering. Minnesota is advantaged because their independent community spokesperson understands the benefit of manpower & is an active participant in attempting to unify the efforts of club & independents.

Myth: You can't overwhelm legislators. You have to play by their rules & not rock the boat. Legislators don't like being bombarded. **Reality:** Legislators work for the people & manpower is effective because it clearly communicates the will of a visible & active voting constituency. Manpower pressure changes the relationship dynamic between the motorcycle rights movement & elected officials. This myth is likely the result of not having a clear & visible mass movement backing a clear & concise controlled message for the last 3 decades. Of course, all communication & correspondence must be respectful. But this communication should be direct & overwhelming when necessary. Manpower makes the need to compromise principles a thing of the past. This has proven itself true many times, from Washington to Maryland, despite some MRO's insistence that direct manpower driven action will anger legislators & they will not work with us. Indeed, Washington would have a weakly worded profiling laws if our movement chose not to embrace manpower in favor of being cocktailed by those that some incorrectly believe are their friends. What they are is elected officials with a clear mandate to respond to their constituency. The overwhelming effectiveness of grassroots manpower has been confirmed by legislators themselves on many occasions. Senator Jamie Raskin from Maryland has reached out to the US Defenders to help support his campaign for US Congress because he has observed how highly effective a manpower driven movement is. In Minnesota, although a mass of letters & phone calls couldn't budge the Public Safety Committee Chair Representative Cornish to grant a public hearing. But Cornish's obvious no responsiveness to mass constituent pressure led Senator Drozkowski to circumvent the Public Safety Committee by offering the motorcycle profiling bill as an amendment to a transportation bill slated for a different committee. So even when manpower fails to achieve its direct outcome in a particular matter, it almost always opens other doors leading to the overall goal being achieved.

Myth: Mass emailings, like form letters, do no good. They are mostly ignored. **Reality:** Mass emailings, including form letters, have been highly effective in many states including Washington, Maryland, & Texas. Form letters allow the message to be controlled & guarantees a well written correspondence. This approach is used by movements ranging from gun rights to environmental awareness. The vast majority of successful movements use the form letter approach because every person that takes the time to send a letter, even if copied, represents many votes in support of an issue to legislators. Also, any communication is more effective than no communication. Independently, all mass form letter style email actions should be complemented by personal letters written by the primary legislative contacts & leadership of the participating organizations.

Myth: My state is different than any other. What works in other states won't work here. **Reality:** The democratic process is the democratic process regardless of where you are in America. State

legislatures are more alike than different. Despite what many say, state legislatures are not that different from Washington, to California, to Maryland on the east coast. Sure there are nuances & slight differences. But the basic process for passing a bill into law is extremely similar in every state. This claim is validated by research & direct experience. Even political party control is mostly not relevant in this specific instance either. Bills like motorcycle profiling or equal access are nonpartisan rights bills & have received equal support from both parties. This myth is often the basis of resistance to manpower based strategies by longtime activists.

Myth: Paid lobbyists are necessary for legislative success. **Reality:** Paid lobbyists, unless accountable to a manpower movement, are far less effective, often unnecessary, & sometimes harmful to the goals of grassroots motorcyclists. Paid lobbyists often perpetuate the myth that they are a necessary as a matter of self-preservation. But the actual facts dictate a different conclusion. A manpower driven motorcycle rights movement is far more effective than the paid lobbyist driven strategy. The one exception is a lobbyist from the community, held accountable to the community, paid by the community, & driven by the grassroots element, not the bureaucratic element. The highly effective motorcycling community in Washington State relied on pure manpower, not paid lobbyists. Maryland achieved success in one year with no paid lobbyists, just ABATE & the COC/US Defenders backed by volunteer manpower. Minnesota has made its gains on the backs of volunteers, not traditional lobbyists. The same is true in Texas, where the legislative effort is primarily driven by the COC & U.S. defenders without paid lobbyists. Some will point out that there are lobbying laws in most states that necessitate a registered lobbyist. Consult your states specific law to make sure you are in compliance. Although it may be a good idea to register in some states, an active manpower movement allows direct access to most legislators without a lobbyist because there are constituents of almost every legislator participating. A direct constituent can always contact their legislators without violating any lobbying laws. In fact, paid lobbyists are sometimes harmful. Paid lobbyists representing huge organizations must justify the expense of their salary, so a win is oftentimes the best thing for the resume. Often paid lobbyists are more willing to compromise things like language & stricter requirements on LE. Unfortunately, a win is not always a win & these types of compromises will not best protect motorcyclists.

Now is the time for all Good Men to come to the aid of their Country: Come join with me & let's fight for our Rights & Freedom, RoadBlock 1%er

A teacher asks the kids in her 3rd grade class: "What do you want to be when you grow up?" Little Kevin says: "I wanna start out as a Marine Pilot, then be a billionaire, go to the most expensive clubs, find me the finest hooker, give her a Ferrari worth over a million bucks, an apartment in Copacabana, a mansion in Paris, a jet to travel throughout Europe, an Infinite Visa Card, & all the while banging her like a loose screen door in a hurricane." The teacher, shocked, & not knowing what to do with this awful response from little Kevin, decides not to acknowledge what he said & simply tries to continue with the lesson . . . And how about you, Sarah?? "I wanna be Kevin's hooker."

The Mongols Dismissal - Why It Happened & What It Means
- Sept 18, 2015 – U.S.A. – By David “Double D” Devereaux;
<https://MotorcycleProfilingProject.wordpress.com> - “*The dismissal has nothing to do with the issue of trademark forfeiture at all.*” An amazingly positive thing happened this week when the Gov’t’s RICO case & attached trademark seizure were dismissed in Fed District Court by Judge David O. Carter. Many anticipated this dismissal after Judge Carter was assigned to the case following Judge Wright’s recusal. It was thought that Judge Carter was more protective of the 1st Amendment. But, as it turns out, the dismissal has nothing to do with the issue of trademark forfeiture at all. In fact, the idea of a RICO dismissal based on disputes over forfeiture were rejected by Judge Carter as premature. The reason the case was dismissed against the Mongols was entirely related to the prosecutions failure to properly conform to RICO requirements.

The Basic Story: The case against the Mongols was a RICO indictment where the Mongols MC as an entity was named as the defendant, as opposed to individuals as is normally the case. As part of the proposed sentence the Gov’t requested ownership of the Mongols trademark, including their name & center patch. The defendants made 3 arguments:

First, the “Defendant asserts that the forfeiture sought is impermissible under trademark law & is unconstitutional under the First, Fifth, & Eighth Amendments of the United States Constitution. Therefore, it argues, the Indictment should be dismissed or, in the alternative, the forfeiture allegation should be stricken.”

Second, “Defendant is of the opinion that because the Gov’t previously sought forfeiture of the marks, & the Court in Rivera determined that the preliminary order of forfeiture was improper under the First Amendment, the Gov’t cannot now seek forfeiture of the marks in this case.”

Third that the prosecution was improperly applying RICO statutes by failing to differentiate between a “person” & an “enterprise”. RICO requires that a “person” be involved in a criminal “enterprise” as a precondition to prosecution. “Person” & “enterprise” must be differentiated & cannot be the same entity. In this case, the Gov’t argued that the Mongols MC was the “person” engaged in a criminal “enterprise” called the Mongols Motorcycle Gang.

Arguments Against Trademark Forfeiture Rejected: Judge Carter did not consider the issue of trademark forfeiture in his dismissal at all. Carter explains, “In general, the Court finds that Defendant’s arguments regarding the forfeiture are premature, do not go to the sufficiency of the Indictment, & should not be considered at this stage. In any event, the Court finds that the Indictment fails for independent reasons.” Basically, forfeiture is a sentencing issue. The RICO indictment must first be resolved successfully before moving to sentencing issues. Asking for a dismissal of RICO charges based on a sentencing request is illogical. Similarly, it is not possible to dismiss a murder charge because the prosecution has made it clear that they are going for the death penalty before the defendant has even been found guilty. Arguments over sentencing happen after guilt is established. Judge Carter writes, “a pretrial motion to dismiss is not the appropriate time to determine the viability of a potential forfeiture of property after a potential conviction of Defendant Mongol Nation. Defendant has not provided any legal support for the proposition that dismissal of the Indictment or striking the request is the appropriate remedy for a flawed criminal forfeiture

allegation. Further, there are many possible outcomes in the course of trial, conviction, & enforcement of any potential forfeiture, such that any adjudication of the constitutional issues would essentially constitute an advisory opinion.” Defendants estoppel arguments were also rejected. In Rivera it was determined that seizing property from an un-indicted individual was a violation of the 1st Amendment. Defendants argued that this bars the prosecution from proceeding. But Judge Carter disagreed. “Defendant’s “estoppel” arguments are without merit.... The issues presented to the Court in the Rivera proceeding did not involve the issues alleged in the Indictment. Namely, much of the reasoning in Rivera was centered around the fact that Mongol Nation owned the marks at issue, not the individual Cavazos defendants, such that the marks could not be forfeited upon the indictment of the individual club members.... The issues are dissimilar. The estoppel arguments fail for this reason alone.”

Why the Mongols Case was Dismissed: Although all arguments against trademark seizure were rejected & disregarded, Judge Carter argued that, “More compelling are Defendant’s arguments predicated on the RICO statute itself. Defendant asserts that the Indictment fails to specify any entity that is distinct from the RICO person being charged with the crime.” RICO statutes require that a person be indicted for participating in a criminal enterprise. The person & the enterprise must be distinct. “Here, the Gov’t is charging the person Mongol Nation, an unincorporated association composed of full patched members of the Mongols Gang criminal enterprise, alleging that it participated in the affairs of the enterprise the Mongols Gang, an enterprise composed of its full patched members, prospective & probationary members, & associates.” Carter concludes, “[T]here is no meaningful distinction between the association Mongol Nation & the enterprise of the Mongols Gang. The indictment therefore fails.”

Malicious Prosecution Claims also Rejected: The defendants argued that the Gov’t should be sanctioned for improper conduct & malicious prosecution. Defendants point to repeated prosecutions & what appears to be judge shopping. Although Judge Carter agreed that the prosecution was deficient due to other reasons, the claim that the Gov’t acted in bad faith was based on insufficient proof. Judge Carter states: “There is insufficient evidence on the record to establish that there has been improper conduct by the Gov’t Attys in this case simply because of the existence of the separate Cavazos action.” “Here, Defendant has not met its burden in establishing that the Gov’t’s position was vexatious, frivolous, or in bad faith. The only concrete basis for this request is that this case is similar to prior actions & that the Gov’t engaged in “judge shopping.” This action is materially different from the Cavazos action in that it indicts a separate person. While the indictment is legally deficient for the reasons explained above, this does not demonstrate that the action is vexatious, meaning that the Gov’t acted with “ill intent.” Manchester, 315 F.3d at 1182. Nor has Defendant demonstrated that the Gov’t engaged in “judge shopping.” This action was properly assigned to Judge Wright, & subsequently reassigned to this Court.”

Conclusions- What does this Decision Mean going Forward?
It’s important to understand that this decision was not based on Constitutional grounds or even a rejection of the strategy of trademark seizure. This was based on failure to meet the RICO requirement to identify a person & an enterprise. The Gov’t failed

to seize the Mongols trademark last time around because the court determined that individual indictments don't justify the seizure of a collective mark owned by a club. So the Gov't switched strategies & named the club itself as a defendant. But this strategy has been rejected as well. What does this mean for the Devils Diciples? The fact in the Diciples case more closely match Rivera. The Gov't is indicting individual persons, naming the club as the enterprise, & requesting seizure of the clubs trademark as part of sentencing. Although the Diciples case is being decided in the 6th Circuit & the Mongols case the 9th, it seems reasonable that the outcome will be similar to Rivera. An appeal in the Mongols case is still possible, although how certain is hard to determine. Regardless, this should be viewed as a victory for the Mongols & all motorcyclists that participated in the movement to "Save The Patch" proving unification can work.

Biker killed, 3 wounded in tavern shooting - Sept 21, 2015 – *Pennsylvania* – By A.P.; www.WPXI.com - Philadelphia police say a man wearing a motorcycle gang jacket has been killed & three others wounded at a shooting in a bar. Police say the shooting happened before 6:30 pm Sun at the Tanqueray Tavern in the city's Summerdale neighborhood. The dead man, who was 34 years old, was wearing a jacket from the Wheels of Soul biker gang. Police say witnesses saw at least 15 other bikers fleeing after the shooting. Two other people who were critically wounded were taken to Aria Health-Torresdale Campus in private vehicles. They are men 53 & 42 years old. A 4th victim, who is 35, was stable at Lankenau Hospital. Police say the 3 wounded victims were being questioned. The dead man's name wasn't immediately released.

Adger man acquitted of murder in 2014 bar fight - Sept 23, 2015 - *Alabama* - By Kent Faulk; www.AL.com - An Adger man on Tuesday was acquitted of murder in the shooting death of another man during a bar fight last year. A jury found 41-year-old Robert Davis not guilty of both murder & the lesser included offense of manslaughter (heat of passion) after a week-long trial before Bessemer Cutoff Jefferson County Circuit Judge David Carpenter. The trial began on Sept. 14, but was in recess Thu & Fri, according to court records. The jury had begun deliberations Mon. Davis had been charged in the death of Carl Allen Huddleston, 44, of Hueytown, who was shot April 26, 2014 at Danny's Back St Lounge on 14th Ave N. in Bessemer. Huddleston was pronounced dead within an hour after being taken to the hospital. Assistant Cutoff District Atty James Butler stated in an email to AL.com that it was a tough case. "I'm sorry I was not able to bring some measure of justice to the family of Allen Huddleston," he stated. Davis' Atty, Emory Anthony, said that Davis acted in self-defense. Anthony said the victim, Huddleston, hit Davis twice, knocked him down, & took a gun off Davis before Davis pulled out a 2nd gun & fired 7 times, striking Huddleston 4 times - 2 in the left arm, once in the middle of his back, & once in the back thigh. According to an affidavit from a Bessemer police detective, witnesses said Huddleston & another man (Davis) got into an argument at the lounge & Huddleston asked Davis to take his hand out of his jacket. Huddleston then punched the other man (Davis) in the face & knocked him to the ground. He then took a handgun from the man's pocket & threw it on the counter. As Huddleston walked away, the other man pulled another gun from his waist & shot Huddleston multiple times, according to the affidavit. Anthony, however, said that evidence showed that after putting the gun on the counter Huddleston was walking back towards Davis & that's when Davis fired. Davis did not shoot

Huddleston in the back as Huddleston was walking away, he said. According to Huddleston's obituary, he was a member of the Bandidos MC.

3 motorcycle gang members arrested in West Greenwich - Sept 26, 2015 - *Rhode Island* - By Neil Remiesiewicz; www.WPRI.com - State Police arrested 3 Pennsylvania men on weapons charges Sat morning. According to State Police, all 3 men are members of the Outlaws MC, a dangerous organized crime syndicate. Troopers stopped the vehicle the 3 men were in for moving violations on Route 95 & seized a five-inch knife & a loaded 9mm pistol. The driver, 41 year-old Thomas Severns of Philadelphia, was charged with carrying a pistol without a license, possession of a handgun after being convicted of a crime of violence, & possession of the knife. Passengers Andrew Forte, 26, & Erik Niemiec, 21, were also charged with carrying a pistol without a license or permit & carrying a loaded weapon in a vehicle. It's not clear if the gun was found in a specific person's possession or simply in the vehicle. All 3 were held on bail, & Severns will appear in court for a hearing Mon.

DEA agents kept jobs despite serious misconduct – Sept 27, 2015 – *U.S.A.* – By Brad Heath, & Meghan Hoyer; www.MSN.com - The U.S. Drug Enforcement Administration has allowed its employees to stay on the job despite internal investigations that found they had distributed drugs, lied to the authorities or committed other serious misconduct, newly disclosed records show. Lawmakers expressed dismay this year that the drug agency had not fired agents who investigators found attended "sex parties" with prostitutes paid with drug cartel money while they were on assignment in Colombia. The Justice Dept also opened an inquiry into whether the DEA is able to adequately detect & punish wrongdoing by its agents. Records from the DEA's disciplinary files show that was hardly the only instance in which the DEA opted not to fire employees despite apparently serious misconduct. Of the 50 employees the DEA's Board of Professional Conduct recommended be fired following misconduct investigations opened since 2010, only 13 were actually terminated, the records show. And the drug agency was forced to take some of them back after a Fed appeals board intervened. In one case listed on an internal log, the review board recommended that an employee be fired for "distribution of drugs," but a human resources official in charge of meting out discipline imposed a 14-day suspension instead. The log shows officials also opted not to fire employees who falsified official records, had an "improper association with a criminal element" or misused Gov't vehicles, sometimes after drinking. "If we conducted an investigation, & an employee actually got terminated, I was surprised," said Carl Pike, a former DEA internal affairs investigator. "I was truly, truly surprised. Like, wow, the system actually got this guy."

The log, obtained under the Freedom of Information Act, does not include details of misconduct or the agency's reasons for choosing one punishment over another. But it illustrates just how uncommon it is for DEA employees to lose their jobs because of misconduct. "There is a culture of protection internally that has to change. If there's a bad apple, they need to be fired, if not prosecuted, & that's just not happening," said Rep. Jason Chaffetz, R-Utah, the chairman of the House Oversight & Gov't Reform Committee. "Fed LE should be held to the highest standard." At a minimum, Chaffetz said, the DEA & other agencies should be able to sideline troubled agents quickly by taking away their

security clearances, a step the drug agency takes infrequently. The DEA has long faced criticism for how it handles misconduct by its 11,000 employees. This spring, the Justice Dept said it had “serious concerns” about the discipline meted out to 6 agents who left a handcuffed college student in a holding cell for 5 days with no food or water. Two of the agents received brief suspensions; 4 others were given letters of reprimand. The student, Daniel Chong, won a \$4.1 million settlement. Years before that, the Justice Dept’s inspector general faulted the DEA for imposing “penalties that appear to be too lenient.” But never has the criticism been more pointed than in March, when the inspector general revealed that DEA agents had attended “sex parties” while posted in Colombia. The agents received suspensions of between 2 & 10 days. Two weeks later, exasperated lawmakers pressed the DEA’s administrator, Michele Leonhart, on why she hadn’t fired them. Fed law doesn’t allow it, she replied. “If somebody murdered somebody, could you fire him?” asked Rep. Trey Gowdy, R-S.C. “If someone murdered someone, there would be criminal charges, & that’s how they would be fired,” she said. Leonhart resigned a week later. She could not be reached for comment. Then-Atty General Eric Holder ordered the Justice Dept’s own internal ethics watchdog to conduct a “systematic review” of DEA’s disciplinary process in April. (That office also has faced criticism for being too soft on misconduct.) Spokesman Patrick Rodenbush said the review is ongoing.

The DEA’s internal affairs log shows investigators review more than 200 cases each year & often clear the agents involved. When they do find wrongdoing, the most common outcome is a letter of caution — the lightest form of discipline the agency can impose — or a brief unpaid suspension. In fewer than 6% of those cases did DEA managers recommend firing. In some of those cases, the agency allowed employees to quit. More often, it settled on a lesser punishment. DEA spokesman Joseph Moses said that often happens because it’s not until after the Board of Professional Conduct makes its recommendations that employees get to fully present their side of the story. That can prompt human resources officials ultimately to opt for lighter punishment. “DEA agents should be held to a high standard, but not an unrealistically high standard,” said Scott Ando, a former internal affairs investigator for the agency who now heads Chicago’s Independent Police Review Authority. “You can’t expect every agent to get fired for every transgression because they’re people & they sometimes make mistakes.” The process can also be tedious. DEA records show the agency had not finished some of the misconduct cases it opened in 2011, including 2 serious enough that the agency’s Board of Professional Conduct recommended the employee be fired.

Even when employees are fired, records show the punishment doesn’t always stick because the agents were reinstated by the Fed Merit Systems Protection Board, the independent body that reviews Fed disciplinary matters. In one case, the board blocked the DEA from firing an agent who left a voicemail for his girlfriend threatening “to give the couple’s consensually made sex video” to her 8-year-old daughter as a birthday present. It ruled another agent could not be fired after he accidentally fired his gun during a foot chase, then threw away the spent shell casing & told an investigator that the shooting never happened. “The general feeling throughout senior leadership at DEA was that it’s a ridiculous system,” said James Capra, the former head of operations for the drug agency. “We used to joke that this guy got fired but he’s just going to get his job back.”

Those few who ultimately were fired engaged in what records portray as an array of serious misconduct. Three were ousted after the agency accused them of hiring prostitutes while working in Colombia in 2012, an episode unrelated to the agents who attended sex parties in the country. Two also were accused of lying to investigators. A decade earlier, state prosecutors took the unusual step of indicting one of those agents, Jude Tanella, for manslaughter after he shot a drug suspect in the back as they struggled following a high-speed chase. A Fed court threw out the charges because it said a Fed agent couldn’t be prosecuted in state court for a justified on-duty shooting. Tanella’s lawyer, Lawrence Berger, who also represented another of the fired agents, said “it’s a shame that they’ve been treated in such a fashion.” Another agent, Jeffrey Prather, was fired after admitting he let civilians use “DEA-issued fully automatic weapons” as part of a security training business he had set up, according to merit board records. The board also concluded that Prather, who it said established his own religion, had persuaded “vulnerable & struggling women” to have sex with him “by telling them they would be ‘healed’” if they did. Prather said the case against him “was a witch hunt.” Still another agent was fired after admitting that he crashed his Gov’t vehicle after a night of drinking & gambling in the Bahamas then repeatedly lied to his supervisors about it. In his defense, the agent told the merit board he was still “under the effects of the alcohol” when he lied to his supervisors in Miami 30 hours later.

Do You Want Cops In Your MC – Oct 1, 2015 – U.S.A. – By W. T. “Outlaw RoadBlock” Harrell; <http://FreeRoadBlock.us> - During some recent conversations, my riding partners told me they are not happy with the recent upsurge of LEOs attempting to join non-LEO MCs. Why would a LEO want to join a non-LEO MC, particularly those clubs fighting for our rights? Well, recent history answers that question.

On May 17th, 2015, in Waco Texas 9 people were killed, 19 wounded & 177 arrested. We were subjected to bogus & slanted news reports, with naïve reporters believing LEO leaders instead of doing investigative reporting. The American public was told that evil motorcycle gangs clashed violently in a public place, endangering families & bystanders, & blasted each other to pieces. Who among us believed that bullshit? Unlike the general public, we scrambled to find videos, eye-witnesses’ testimony, Attys-in-the-know & ultimately, the coroner’s reports. We wanted the truth.

Take a Look at the Facts: First: The Texas Coalition of Clubs & Independents, a political activist organization, had scheduled a noon meeting at the Twin Peaks Restaurant. This well-known organization has been active in Texas for 20 years. *Second:* State, county & Fed LE arrived ahead of the meeting. They set up video cameras in strategic locations that allowed them to video the parking lot in front of the restaurant. They placed their Paramilitary SWAT team members, armed with automatic weapons, in strategic positions to cover the parking lot. *Third:* The Cossacks, a MC who wasn’t invited & didn’t get along with the COC&I, showed up. Why? The evidence shows that undercover agents in that club sent out an email to Cossack members saying they had been invited by the Bandidos MC. This was a lie; the Cossacks had not been invited. *Last:* Witness interviews & videos establish that Cossacks members rode in & parked. Shortly afterwards, some members of the TCOC&I arrived, & a confrontation followed in the parking lot. This confrontation was followed by the ever-vigilant LE officer-in-charge giving what he called an “Open Fire” order. The results?

Nine dead, at least 19 wounded, more than 177 arrested & held under million-dollar bonds, businesses closed, jobs & livelihoods lost, & families destroyed. All thanks to LEO.

Conclusion: Waco LE deliberately attempted to destroy a political activist group, regardless of the loss of innocent lives. Waco LE is responsible for the deliberate incitement of violence, murder, & denying citizens their civil rights. The LE agencies involved are still stonewalling both the citizens & media while they frantically try to cover up their unlawful actions.

My Question: What hard lesson did we learn from this? Active lobbying & seeking legal relief from the courts to protect your civil rights can cost you your life when high-strung LEO officials become puppets of the Feds. L.E. agencies continue to excessively violate the laws & legal rights we all have. Their members –good or bad–have no place in the MCs fighting for our rights. I welcome your comments.

Responses: RoadBlock, as always, you are right on the money. I believe that LE are trying to weaken our clubs in order to prevent resistance when the SHTF. It's well known that the clubs are chock full of military trained veterans who are capable of organizing & training militias. Call me a conspiracy nut, but all the evidence points to Gov't subjugation of our people.

Outstanding RoadBlock. I'd bet most clubs have agents in them. Scary. No, I don't want to see cops, via with MCs, they just don't belong together! I have lifelong friends who are in LE. I agree with you 100% that I do not want them in my MC. It will cause problems. What happened in Waco shows once again how so called L.E. view motorcycle riders? We must continue to stand united against these so called officials who think its fine to murder innocent people. The Gov't is afraid of any group that will challenge their power. People need to open their eyes & understand it's not just the MCs that are the targets of this corrupt system. We will stand together & we will get justice in the end. We know who the enemy is & we will stand together. I see programs on television all the time where members of certain MC,s giving interviews about the activities of their clubs. I don't think that is a very good idea. Especially since LE is already doing their best to destroy a way of life that American Citizens most of who fought & died for the very Freedom that LE are trying to destroy. Insightful commentary: As an independent rider, I can attest that any club that knowingly allows cops amongst their membership, is in fact a cop club. I have known cops over the years, I have known cops over the years that will rock & roll when it comes time to ride, but in the end, they are still cops & will side with their own. I do not trust cops that put up a facade with regards to putting aside their badge after they take off their uniform. Once a cop, always a cop, once a snitch, always a snitch....you cannot play wannabe Johnny-law during the week & then wannabe Johnny-badass once the badge comes off... Bylaws been in place way before I got my patch no badges of any kind. They drew the line in the sand at Waco still a lot of chatter at our COC it ain't over!!!! Always good to get an update! All of this is true. We are being attacked by a force that is first going after any group or person who they see as a threat to their agenda. When we are gone the sheeple who believe anything the tube feeds them will be next. The Oligarchs of the world want total control & the only way they can be stopped is by Patriots such as those in MC's. This truth needs to be exposed & action to prevent this from happening at another location needs to be implemented. Thanks for sharing this information. Be safe & Ride Free! Well, it's like this, when you

start introducing factions within your MC that will ultimately cause undue drama you're going to end up at the bottom of a big pile of horse crap. Let's keep it simple, no donuts, watermelon, or tampons allowed. They're trying to live in both worlds, & it can't be done. In our world our rules are the only ones. You're dead on as usual. L&R Old School answer to your question is the 3 Cs! No Colored's, Cunt's, or Cop's! I'm not aware of any changes to those. But I'm Old School. Our club will continue attending COC, United Clubs, Abate, etc. Nevada cop started the chaos with Mongols/Hells Angels, I'm sure they did also in Waco. RIP all brothers assaulted killed by LEO. I'm now retired & formal Pres of my club & I have & always will oppose any LE in our club. Shit don't mix. Sorry but this article is BS. The police always set up surveillance on MCs meeting where trouble may occur. They knew these 2 1%er clubs were coming & that is why they set up surveillance & were heavily armed as they should be. Next, the 1%er clubs started fighting when one ran over another one in the parking lot. A fight ensued & then shots fired. Officers that were stationed there were shot at & returned fire. The rest is still under investigation. People like you that just have a hatred for LE disgust me. There is 2 types of people that hate cops. The ones that tested & no Dept wanted & those that were too stupid to pass the test. When one plays with shit, they can get stink on them. Why don't you wait for the complete investigation to be over before crucifying the ones you call when your ass is in trouble & stop making up BS stories that have no factual basis to them? Thank you for your comment. The police don't always set up surveillance at MC Political Activist's Meetings. I am the chairman of a Florida COC & None of our political activist meetings are surrounded by SWAT & numerous LE organization. Also None of those organization's members have sent out bogus email messages inciting violence responsible for 9 murders, 19 wounded & 177 charged for LE's criminal actions. I believe the U.S. Supreme Court has determined that inciting violence is a Fed Crime. Evidently you think its ok for LE to violate the law like this. After all they are just club members & bikers, right? Well RoadBlock my Brother as always you're correct. I just had my unity ride yesterday yover 100 bikes from my Ohio COC. We were not followed & cameras that we know of. Maybe the fuck up in Waco is being looked at by other Depts, who knows? So we do not allow cops of any kind in our COC or clubs associated with us. Ohio State Commissioner... Great article! If all people stood up to speaking the truth & no fudging, or your own ideas of what went down in any situation, this world would be a better place. The only people who know the truth is whoever was at the occurring situation. Needless to say that our news, some caps, some people can't seem to tell the truth, or don't always tell the real presentation of what went down. It is sad that people are judged by what they represent, etc. Keep up the good work so people know the other side of the stories.

The Israelis are developing an airport security device that eliminates the privacy concerns that come with full-body scanners. It's an armored booth you step into that will not X-ray you, but will detonate any explosive device you may have on your person. Israel sees this as a win-win situation for everyone, with none of this crap about racial profiling. It will also eliminate the costs of long & expensive trials. You're in the airport terminal & you hear a muffled explosion. Shortly thereafter, an announcement is made.... "Attention to all standby passengers, El Al is pleased to announce a seat available on flight 670 to London."

Most of 177 Twin Peaks bikers no longer wearing ankle monitors – Oct 3, 2015 – *Texas* – By Tommy Witherspoon; www.wacotrib.com - Of the 177 bikers jailed after the May 17 Twin Peaks shootout, none remain in McLennan County jails & 135 of those were fitted with GPS ankle monitors after negotiating reduced bonds. Almost 5 months later, all but 22 of those 135 have been allowed to remove the ankle monitors after agreements between their Attys & state prosecutors to amend the conditions of their bonds. None of the bikers who wore the monitors for varying periods of time committed any serious violations that caused them to be removed from the GPS program, said Ronnie Marroquin, office manager for Recovery Healthcare in Waco, which oversees the monitoring program. Some had harder times than others adjusting to the program & committed what were considered technical violations, such as being a few minutes late on their curfews. But most had acceptable reasons & were allowed to stay out of jail with the monitors, Marroquin said.

Presumably, prosecutors are still waiting on state & Fed authorities who are assisting in the investigation to finish their analysis of videos & ballistic evidence from the chaotic incident that left 9 bikers dead & 20 injured. Prosecutors have provided one round of discovery — the release of a portion of the state’s evidence — to defense Attys, with a second batch due out soon, defense Attys say. Neither McLennan County District Atty Abel Reyna nor his first assistant, Michael Jarrett, returned phone calls seeking comment about the Twin Peaks cases. Reyna’s prosecutors have taken hard lines during examining trials for bikers, alleging that each showed up at Twin Peaks that day wearing his or her colors, most of them armed, in a show of full support for their affiliate members because they were keenly aware that such a firestorm could erupt.

This despite testimony from state & local officers that they had no evidence that the bikers in the examining trials committed any crimes or had any knowledge that the gunfight might occur. So why now? Why are prosecutors allowing the bikers to roam free without the GPS tracking systems? “Assuming, if you are like me, that this is not going to end up with 177 convictions & 177 life sentences,” said Austin Atty Adam Reposa, who said his multiple Bandido clients were set to get their ankle monitors removed last week. “It is going to end up pretty much the opposite,” he said. “So if you are the people who are prosecuting, you have to start culling cases that you are conceding. They realize they are not going anywhere with this particular individual, so eventually, they have to start letting go. “That is what I see. We are starting the letting-go process, although they are not admitting they did something wrong. Oh God, no. They would never do that. I don’t think we will ever get to that point where they admit these people did nothing wrong & should never have been arrested,” Reposa said.

Agreement made: Houston Atty Paul Looney said 2 of his 3 clients, a married couple from Brenham, were not required to wear the ankle monitors & his third client had his removed in an agreement with prosecutors. “I can only speculate, but my guess is that the ones that are still wearing the ankle bracelets present some type of specific flight risk, or, in the alternative, their lawyers are lazy & they just haven’t come in to visit with the prosecutor,” he said. “A lot of lawyers haven’t done that.” Looney cautioned that there likely is no connection between levels of culpability & those still wearing ankle monitors. “I have gone through the discovery, & right now I am of the opinion that they might not

successfully prosecute anybody who is still alive. I think they may have a couple of dead people they may be able to convict, but the ones who committed the crimes are dead. Everybody else was defending themselves or other people,” Looney said. Waco Atty Melanie Walker said her client, a Cossack who says he is through with biker associations, lost his landscaping job while jailed for 3 weeks. She said the ankle monitor, which he was able to get removed in August, was a physical & financial burden on him & his young wife, but it beat being in jail. “The ankle monitors were financial hardships on all of them & none of them had any violations. None of them,” Walker said. “My client got his off, but it also coincided with him having a death in his family where he had to travel & he had a brother injured in an accident & he had to travel for that, too. Those could have been part of the reason why they let him off.” Those with ankle monitors paid \$355, which includes a \$100 installation fee, & then \$255 a month for as long as they wear it, Marroquin said.

Justice Dept about to free 6,000 prisoners, largest 1-time release - Oct 6, 2015 - *U.S.A.* - By Sari Horwitz; www.MSN.com - The Justice Dept is set to release about 6,000 inmates early from prison — the largest ever one-time release of Fed prisoners — in an effort to reduce overcrowding & provide relief to drug offenders who received harsh sentences over the past 3 decades. The inmates from Fed prisons nationwide will be set free by the Dept’s Bureau of Prisons between Oct. 30 & Nov. 2. Most of them will go to halfway houses & home confinement before being put on supervised release. The early release follows action by the U.S. Sentencing Commission — an independent agency that sets sentencing policies for Fed crimes — which reduced the potential punishment for future drug offenders last year & then made that change retroactive. The commission’s action is separate from an effort by Pres Obama to grant clemency to certain nonviolent drug offenders, an initiative that has resulted in 89 inmates being released early. The panel estimated that its change in sentencing guidelines eventually could result in 46,000 of the nation’s approximately 100,000 drug offenders in Fed prison qualifying for early release. The 6,000 figure, which has not been reported previously, is the first tranche in that process. “The number of people who will be affected is quite exceptional,” said Mary Price, general counsel for **Families Against Mandatory Minimums**, an advocacy group that supports sentencing reform. *Related article:* [How a 1st crack cocaine conviction led to a life sentence]...

The Sentencing Commission estimated that an additional 8,550 inmates will be eligible for release between this Nov. 1 & Nov. 1, 2016. The releases are part of a shift in the nation’s approach to criminal justice & drug sentencing. Along with the commission’s action, the Justice Dept has instructed its prosecutors not to charge low-level, nonviolent drug offenders who have no connection to gangs or large-scale drug organizations with offenses that carry severe mandatory sentences. The U.S. Sentencing Commission voted unanimously for the reduction last year after holding 2 public hearings in which they heard testimony from former Atty general Eric H. Holder Jr., Fed judges, Fed public defenders, state & local LE officials, & sentencing advocates. The panel also received more than 80,000 public comment letters with the overwhelming majority favoring the change.

Congress did not act to disapprove the change to the sentencing guidelines, so it became effective on Nov. 1, 2014. The commission then gave the Justice Dept a year to prepare for the huge release of inmates. The policy change is referred to as

“Drugs Minus Two.” Fed sentencing guidelines rely on a numeric system based on different factors, including the defendant’s criminal history, the type of crime, whether a gun was involved & whether the defendant was a leader in a drug group. The sentencing panel’s change decreased the value attached to most drug-trafficking offenses by 2 levels, regardless of the type of drug or the amount. An average of about 2 years is being shaved off eligible prisoners’ sentences under the change. Although some of the inmates who will be released have served decades, on average they will have served 8 1/2 years instead of 10 1/2, according to a Justice Dept official. “Even with the Sentencing Commission’s reductions, drug offenders will have served substantial prison sentences,” Deputy Atty General Sally Yates said. “Moreover, these reductions are not automatic. Under the commission’s directive, Fed judges are required to carefully consider public safety in deciding whether to reduce an inmate’s sentence.” *Related article:* [The painful price of aging in prison]...

In each case, inmates must petition a judge who decides whether to grant the sentencing reduction. Judges nationwide are granting about 70 sentence reductions per week, Justice Officials said. Some of the inmates already have been sent to halfway houses. In some cases, Fed judges have denied inmates’ requests for early release. For example, U.S. District Judge Royce C. Lamberth recently denied requests from 2 top associates of Rayful Edmond III, one of the District’s most notorious drug kingpins. Fed prosecutors did not oppose a request by defense lawyers to have the associates, Melvin D. Butler & James Antonio Jones, released early in November. But last month Lamberth denied the request, which would have cut about 2 years from each man’s projected 28 1/2 -year sentence. “The court struggles to understand how the Gov’t could condone the release of Butler & Jones, each convicted of high-level, sophisticated & violent drug-trafficking offenses,” Lamberth wrote. The Edmond group imported as much as 1,700 pounds of Colombian cocaine a month into the city in the 1980s, according to court papers.

Critics, including some Fed prosecutors, judges & police officials, have raised concerns that allowing so many inmates to be released at the same time could cause crime to increase. But Justice Officials said that about 1/3 of the inmates who will be released in a few weeks are foreign citizens who will be quickly deported. They also pointed to a study last year that found that the recidivism rate for offenders who were released early after changes in crack-cocaine sentencing guidelines in 2007 was not significantly different from offenders who completed their sentences. *Related article:* [The issue that Obama & the Koch brothers actually agree on]

“Prison officials & probation officers are working hard to ensure that returning offenders are adequately supervised & monitored,” Yates said. Fed prison costs represent about 1/3 of the Justice Dept’s \$27 billion budget. The U.S. population has grown by about a third since 1980, but the Fed prison population has increased by about 800% & Fed prisons are operating at nearly 40% over capacity, Officials said. Last week, a group of senators introduced a bipartisan criminal justice reform bill, the first such legislation in decades. Although some advocates say it doesn’t go far enough, the measure, which is supported by a coalition that includes the Koch brothers & the American Civil Liberties Union, would shorten the length of mandatory-minimum drug sentences that were part of the tough-on-crime laws passed during the war on drugs in the 80s & 90s. If passed by Congress & signed by

Obama, the reforms would apply retroactively, allowing inmates who were previously incarcerated under mandatory minimums an opportunity for release. “It’s a remarkable moment,” Price said. “Over the past several years, the tone of the discussion about incarceration has changed dramatically. We have come to the realization that our punitive approach to drug crimes is not working & has produced significant injustices.”

What you don’t know about MCs - Oct 6, 2015 – U.S.A. - By William Dulaney; www.CNN.com - It’s no secret that we Americans love our outlaws, from the legends & lore of rebellious (and illegal) acts by our Founding Fathers, to the bushwhacking & bank-robbing capers of Butch Cassidy & the Sundance Kid, to the “bad boy” music of Elvis Presley, the Rolling Stones & Dr. Dre. American culture & mass media have led inexorably to characters that embody this bad-boy attitude - like Jax, the heartthrob outlaw biker star of the TV show “Sons of Anarchy.” From MCs to organized crime: Notorious biker gangs. Americans have a long established canon from which they “learn” about society from fictional dramas. And the more we watch shows like “S.O.A.,” the more a news story will seem to fit our mental construct of “how those people are.” The same is true of popular TV crime dramas’ portrayal of American minorities’ involvement in violent crime. And it seems that every time outlaw MCs are portrayed in the news, it’s because of something terrible, such as the 2002 incident in Loughlin, Nevada, or the recent deadly events in Waco, Texas.

But here’s the thing: As we watch more crime drama, we perceive that crime is more prevalent than it actually is. And when the media fail to represent or report the average, everyday activities of MCs & the workaday lives of their members, media consumers have nothing against which to compare how those people might really be. Add to this the fact that the outlaw biker narrative has been largely controlled over time, not by members of the culture, but outsiders & the misconceptions grow. Case in point: the Waco incident. Sgt. Swanton of the Waco P.D. effectively controlled the story of what happened on May 17, 2015, & it appears that story has already begun to unravel. Regardless of what ultimately is shown to be the truth about the events in Waco, if history tells us anything it’s that that story will not likely be broadcast as widely as the LE narrative was ... if at all. An old criticism about the media goes, “if it bleeds it leads.”

Biker bureaucracy: I’ve spent 15 years researching America’s biker culture & I can say with some authority that the reality of everyday life in MCs is neither dangerous nor exciting. One might even call it boring. Meetings run on for hours. Committee work is less than exciting, no matter the organization. Raffle tickets have to be sold, charitable events have to be planned, staffed, provisioned & the grounds have to be cleaned up afterward. Clubhouses have to be maintained; the yard has to be mowed, the roof needs to be patched, someone has to clean the bathroom, & so on. Most of the time, MC members -- called patch-holders -- hang out at one another’s homes or shops talking about motorcycles. Countless hours are spent riding their motorcycles from one state to another, stopping only for gas, regardless of the weather, which after the first 1,000 miles can dampen the spirits of even the most ardent rider. When not together, patch-holders mostly work & spend time with their families (and most families spend time with the MC). But what about the claim that MCs are gangs? MCs are born of a love of the machine, racing, riding & from military service. Gangs began for various reasons as well, but largely as a form of protection for

ethnic immigrants residing in inner cities. MCs' social structure is overwhelmingly democratic from the local to the international levels. Officers are democratically elected & hold office so long as they meet the memberships' needs. Actually, it was a surprise research finding that most MCs adhere strictly to Robert's Rules of Order during official meetings, with fines for being found out of order ranging from \$20 to \$100. In contrast, gangs can be seen as more autocratic than democratic, where leaders emerge more for their charismatic leadership & illicit earning abilities than for their abilities to run organizations. MCs are organized hierarchically, with strictly defined chains of command & lines of communication. MCs elect secretaries whose jobs are to maintain meeting minutes, keep track of committees & chairs, & see that old business is complete & new business is on the agenda. Treasurers also are elected officials & they attend to fiduciary responsibilities such as collecting membership dues, paying clubhouse expenses & financial planning for the future. Both secretaries & treasurers are required to produce written documents for the membership to review & approve during each meeting. It seems laughable to believe that gangs do the same. In addition to a decade-and-a-half of research, I have lived my entire adult life around bikers & MCs & have yet to encounter a motorcycle gang. I have, however, witnessed several occasions where MCs run street gangs out of the communities in which the MC clubhouses are located (MCs usually can only afford to buy or lease properties in the cheapest parts of town where gang crime is most prevalent.)

Not hiding behind charity work: Perhaps the singularly most important distinction between outlaw MCs & gangs is evidenced through philanthropy. It's been widely reported by local, state, & Fed LE organizations that MCs support charities, mainly (if not entirely) for positive public relations in order to offset some negative public image. This interpretation does not fit my field observations. I've found 2 primary reasons why MCs are so closely intertwined with charity work: MC family members are or have been affected by the maladies the charities seek to eradicate, & members of the local community are in legitimate & immediate need. MCs support a wide variety of local, national, & international charities that seek to end cancers, poverty, hunger & children's diseases, but especially supported are disabled veterans organizations. Charity is to members of MCs as gasoline & oil are to their machines. For some, it's a major reason why they join & stay in MCs. I've observed MCs providing 24/7 security at battered women's shelters, holding motorcycling events such as Poker Runs to raise money for local families whose homes were destroyed by fire or natural disasters, or to help families stricken by some other tragic event get on their feet. If a member of the community is in legitimate need, & the MCs are able to help, they almost always do. Even if it's just "Passing the Hat," where patch-holders literally pass around a baseball cap into which members place what cash they can spare. This might not seem like much, but to a family in desperate need of short-term assistance, this can mean the difference between having electricity & water & going without. And this happens all the time.

Why people join MCs: Over the years, I've come to understand that identity may be the main purpose people join MCs. It's not easy becoming a patch-holder. Many have compared "prospecting" -- the process of earning full membership -- to that of military basic training, where the individual is broken down in order to be reformed into a part of a collective: To think not of one's self but of others, & to understand that one's actions or inactions impact the team & the organization. But prospecting

takes months & sometime a year or more (5 years for one MC). Prospecting is physically, emotionally, & intellectually demanding & not everyone can do it. A significant amount of social status is conferred upon those with the steel to make it. Perhaps this is the only obvious similarity between MCs & gangs. That sense of brotherhood was on display at a funeral for a patch-holder slain at Waco. I witnessed members of the Hells Angels, Bandidos, Mongols, Vagos & more than 50 other MCs come together in peace to mourn the passing of a man who touched the lives of so many in his community. To them, he was much more than a biker or a patch-holder -- he was their Brother, with all the familial love, respect, & honor that that word conveys. To my knowledge, such a gathering has never happened before. This convergence of contrasting MCs was no media stunt. There were no media in the funeral that day (although there was one white, unmarked van, out of which came uniformed men clad in body armor & armed with assault rifles). What is most worrisome to me is that we as Americans don't really know these people & yet we readily accept one-sided narratives as they pop up in the news. Certain LE officials & organizations have labeled outlaw MCs as a domestic terrorist threat. As one who earns a living studying & teaching about threats to national security, it concerns me greatly to think that precious time, money, & manpower are wasted on targeting the wrong people. We have very real dangers to our society, our American way of life, but MCs are unequivocally not among those dangers. In my experience, patch-holders represent the very people who protect us from those threats.

CNN Editor's Note: William Dulaney, a professor at the U.S. Air Force Air Command & Staff College, researches motorcycle outlaws & is a biker himself. His doctoral degree dissertation focused on the identity & culture of America's outlaw motorcycle community. The views expressed are his own. Watch as Lisa Ling goes inside the Mongols biker nation this Wed on CNN at 9 pm.

- Related Photo** on www.CNN.com -- These are the captions:
12 Photos: On the road with the Mongols MC
1. Photographer Jason Willheim spent 7 years with the Mongols MC, documenting weddings, parties, funerals & road trips.
 2. Ready to Box. Commerce, California. The Mongols club is an extremely violent outlaw motorcycle gang that poses a serious criminal threat to the Pacific & Southwest regions of the United States, the Dept of Justice says. In fact, agents from the ATF have called the Mongols the most violent & dangerous motorcycle gang in the country. But Willheim disagrees. They're not out looking for blood, looking to kill, this or that. ... They're Americans looking to ride, & they love the brotherhood... I think I'm more scared of the ATF rolling up during an event.
 3. Touch Up. Reno, Nevada. One of Willheim's friends was acquainted with a member of the Mongols, & he introduced them to each other in 2008. "For the next year we spoke (and) got a feel for each other," Willheim said. Willheim eventually began photographing the group & was given access to its members.
 4. Heading East. Texas. Although Willheim doesn't ride motorcycles, he did go on road trips with the Mongols. The longest trip was a 7-day journey from Los Angeles to Oklahoma & back.
 5. R.I.P. Sinner. City of Industry, California, 2011. Willheim split his time between shooting commercial work & the Mongols, taking more than 17,000 photos, he said. It was just a side project. One day I'm hanging with the club, the next day I'm doing a movie poster, you know, advertising.
 6. Tickets. South Bay, California, 2011. Willheim said he has never felt threatened by the Mongols. There's always a brother

or 2 that's not thrilled about taking their picture, so I don't take their picture, he said. Once they trust you, they're the (most loyal) people you'll ever meet.

7. Lil John. Bakersfield, California, 2009. Willheim was invited to attend the funeral of Lil John, an older man who had been in the club for many years, he said.

8. Charro. Upland, California, 2010. The Mongols call themselves the baddest 1%er MC known worldwide. Lisa Ling said 1%er MCs are considered the outlaw biker clubs; they play by their own rules.

9. Brotherhood. Whittier, California, 2011. The Department of Justice says the Mongols are known to frequently commit violent crime, including assault, intimidation & murder, in defense of their territory & to uphold the reputation of the club. The club says on its website: When we do right, nobody remembers. When we do wrong, nobody forgets.

10. Honoring Freddie. California, 2011. The club has actually been a positive influence on a lot of guys, Ling said.

11. Top Hat. Industry, California, 2011. From only knowing the club from stories via the Internet, I had no clue what I was getting myself into, Willheim said. These are some of the greatest guys I've ever met.

12. On the Road. Arizona, 2009. I met members who never had a car because they only ride motorcycles, Willheim said.

The Back Nine: You know... time has a way of moving quickly & catching you unaware of the passing years. It seems just yesterday that I was young, just married & embarking on my new life with my mate. Yet in a way, it seems like eons ago, & I wonder where all the years went. I know that I lived them all. I have glimpses of how it was back then & of all my hopes & dreams. But, here it is... the back nine of my life, & it catches me by surprise... How did I get here so fast? Where did the years go, & where did my youth go?

I remember well seeing older people through the years & thinking that those older folks were years away from me & that I was only on the first hole. The back nine was so far off that I could not fathom it, or imagine fully what it would be like. But, here it is. My friends are retired & getting gray... they move slower & they seem so much older now. Some are in better, & some in worse shape than I, but I see the great change. Not like the friends I remember who were young & vibrant, but like me. Their age is beginning to show & we are now those older folks that we used to see & never thought we'd become.

Each day now, I find that just taking a shower is a real target for the day! And taking a nap is not a treat anymore... it's mandatory! Because if I don't take one on my own free will... I'll just fall asleep where I sit!

And so... now I enter into this new season of my life, unprepared for all the aches & pains & the loss of strength & ability to go & do things that I wish I had done but never did. But, at least I know, though I'm not sure how long it will last, I'm pretty sure that when it's over on this earth...it's over. And, hopefully, a new adventure will begin!

Yes, I have regrets. There are things I wish I hadn't done... things I should have done, & indeed, many things I'm happy to have done. It's all in a lifetime.

So, if you're not sure you're on the back nine yet... let me remind you, it will be here faster than you think. So, whatever you would like to accomplish in your life, please do it quickly! Don't put things off too long! Life goes by quickly.

Life" is a gift to you. The way you live your life is your gift to those who come after. Make it a fantastic one. Live It Well. Enjoy Today. Do Something Fun. Be Happy and Have A Great Day.

Lastly, consider this:

- Your kids are becoming you;
But your grandchildren are perfect!
- Going out is good; Coming home is better!
- You forget names; but it's OK
Because some people have forgotten they even knew you.
- You realize you're never going to be really good at anything.
- The things you used to care to do, you aren't as interested in
Anymore, but you really do care that you aren't as interested.
- You sleep better on a lounge chair with the TV 'ON'
Than you do in bed. It's called "pre-sleep".
- You miss the days when everything worked with just
An "ON" & "OFF" switch.
- You tend to use more 4 letter words: What? When? Sh%\$
- What used to be freckles are now liver spots.
- Everybody seems to whisper.

But Old is good in some things:
Old Songs, Old movies, & best of all, Old Friends.

Stay well old friend. Send this along to other "Old Friends!" & let them laugh in Agreement.

It's not what you gather, but what you scatter that tells what kind of life you have lived. Today is the oldest you've ever been, & yet the youngest you'll ever be again. So enjoy this day while it lasts.

A weighty thought! We all get heavier as we get older because there's a lot more information in our heads. So I'm not fat, I'm just really intelligent & my head couldn't hold any more so it started filling up the rest of me! That's my story & I'm sticking to it!

A tough old cowboy from *Colorado* counseled his grand-daughter that if she wanted to live a long life, the secret was to sprinkle a pinch of gun powder on her oatmeal every morning. The granddaughter did this religiously to the age of 103 when she died. She left behind 14 children, 30 grandchildren, 45 great-grandchildren, 25 great-great-grandchildren, & a 15-foot hole where the crematorium used to be.

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...