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Brothers Behind Bars Newsletter... March 2016 – 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...

I don't need anger management. I need people to stop irritating me!

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.
CoC Of Oregon	donates \$ 30.00 a month...	Bandidos MC 1Wire	<i>Texas</i>	donates \$ 25.00 a month.
CoC Of Alabama	donates \$ 50.00 a month...	Bandidos MC <u>Galveston, TX</u> Chapter		donates \$ 10.00 a month.
In Country Vietnam MC	<i>USA</i> donates \$ 50.00 a month...	AOA Nation	<i>USA</i>	donates \$ 50.00 a month.
Warlocks MC <u>Nation</u>	<i>USA</i> donates \$ 40.00 a month.	Outlaws MC	<i>Connecticut</i>	donates \$ 15.00 a month.
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	<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	FCI Milan, MI	donates \$ 25.00 a month.
Jimbo	<i>Lafayette LA</i> donates \$ 20.00 a month...	Valkyrie MC	<i>Houston, Texas</i>	donates \$ 10.00 a month.
Solid Brotherhood MC	<i>Minnesota</i> donates \$ 25.00 a month...	El Forastero MC	<i>Nation 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, Houston</u>		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>	<i>El Dorado, Kansas</i> donates \$ 5.00 a month...	Silent Thunder MC	<i>North Dakota</i>	donates \$ regularly.
TX COC&I Region 3	<i>Texas</i> donates \$ 10.00 a month...			

In Memory of **Diablo Fat Fred** from *Indiana* who passed on in the middle of March... R.I.P. Fat Fred...

The AIM/NCOM Motorcycle E-News Service is brought to you by Aid to Injured Motorcyclists & the National Coalition of Motorcyclists, & is sponsored by the Law Offices of Richard M. Lester. If you've been involved in any kind of accident, call us at 1-(800) ON-A-BIKE or visit www.ON-A-BIKE.com ... *Biker Newsbytes*: Compiled & Edited by Bill Bish, NCOM

NCOM Convention Honors Fallen Riders; Invites Names for Tribute: With the 31st Annual NCOM Convention in Atlantic City just weeks away, the National Coalition of Motorcyclists is requesting that MROs, motorcycle clubs, and riding associations submit the names of those members and supporters who have died since May 2015, so that we may honor their memories during the traditional "Ringing of the Bell" tribute to fallen riders during the opening ceremonies. Dedications can be hand-delivered at the Convention to "Doc" Reichenbach, NCOM Chairman of the Board, or e-mailed in advance to Bill Bish at NCOMBish@aol.com ... Attendees are also encouraged to bring an item on behalf of their organization for the Freedom Fund Auction, with proceeds benefiting the motorcyclists' rights movement nationwide through Getting Our People Elected donations, NCOM Speaker Program, lobbying activities and other pro-motorcycling projects as determined by the NCOM Board of Directors. The 31st annual NCOM Convention will be held Mother's Day weekend, May 5-8, 2016 at Harrah's Resort, located at 777 Harrah's Blvd in Atlantic City, New Jersey. This annual gathering will draw bikers' rights activists from across the country to discuss topics of concern to all riders, so reserve your room now for the special NCOM rate of \$109 by calling (888) 516-2215. Registration fees for the NCOM Convention are \$80 including the Silver Spoke Awards Banquet on Saturday night, or \$45 for the Convention only. All motorcyclists are welcome and encouraged to attend. Meetings, seminars and group discussions will focus on legislative efforts and litigation techniques to benefit our right to ride and Freedom of the Road. To pre-register, call the National Coalition of Motorcyclists at (800) 525-5355 or visit www.ON-A-BIKE.com ...

Editor's Note: For *January* there were 2 Issues, For *February* there was 1 Issue; For *March* 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...

Editor's Note: This is a benefit for those arrested in Waco. Here is a list of the Items So Far...

The 1st Item for the Waco Benefit was painted & donated by **Satans Soldier Angelo**... Great Painting... *Thank You Angelo*...

The 2nd Item for the Waco Benefit was painted & donated by **Satans Soldier Angelo**... Great Painting... *Thank You Angelo*...



The 3rd Item for this Benefit was made by **Pagan Supporter Opie**... He did some Great tooling in this wallet... *Thank You Opie*....

The 4th Item for this Benefit was donated by **Sons Of Silence Supporter Kolby** & by John H. Wilson Sr (who actually made it) ...

The 5rd, 6th, & 7th Items for this Benefit was made by **Bandido Cowboy**... Great wallets... *Thank You Cowboy*....



Upper Right Corner

The 8th Item for this Benefit was made by & donated by **Avenger Pork Chop**... Leather Belt - Size 38 - "COC" on the Belt Buckle - **WACO** on the back - **GBNF** on both sides. *Thank you Pork Chop*...



The 9th Item for this Benefit was donated by **Sons Of Silence Supporter Kolby**... Lyon oil painting... *Thank You Kolby*....



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...

Updated News Article Sources: All News Articles contained in this NCOM Brothers Behind Bars Newsletter, unless source is specified, are obtained from the following 7 (Seven) Web Sites: Motorcycle Profiling Project (David "Double D" Devereaux), FreeRoadBlock (Outlaw RoadBlock 1%er), The Aging Rebel, 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*

3 things you should know about me:

1. My Circle is Small
2. I'm Loyal to the End
3. Never Fuck Me Over...

Bandidos Motorcyclists Gather for Funeral of Former Member – Feb 6, 2016 – *Texas* – By www.KGNS.tv - Members of a known Nat'l MC rolled into town to pay their respects to one of their own. Sat morning, hundreds of motorcycles arrived to the funeral home. Members of the MC, Bandidos, were in Laredo to say goodbye to member Jorge Herrera, Jr. The 25-year-old died last weekend after crashing into the Mines Road flyover. Some estimates put the number of bikers in town at over 200.

Military Times On Iron Order - Feb 6, 2016 – *Colorado* - By The Aging Rebel; www.AgingRebel.com - Writing in Military Times, Jon R. Anderson reported yesterday that soldiers at Fort Carson near Colorado Springs may be banned from joining the IO MC. Fort Carson currently houses about 32,000 soldiers, sailors & airmen. Most notably, it is the home of the 4th Infantry Division & the 10th Special Forces Group. At least 25 percent of IO members are active duty & reserve servicemen. Club members include numerous commissioned & non-commissioned officers. The club's current VP is Lt Colonel Michael "Cgar" Crouse. An active duty Sergeant First Class spoke to The Aging Rebel about the IO & the military. Because the IO uses military resources to punish its opponents in the military, he requested anonymity. He named specific incidents in which members of his family were threatened by armed, IO members who were on active duty. The source said, "The IO took a foothold within the Army with the promise of being a law abiding & respected MC. As you know the military contributes greatly to the MC ranks. There usually isn't much push back from the big clubs because they tend to stay out of military towns for obvious reasons. So this gives clubs like the IO a kind of safe haven. Then every 3 years a soldier will move & the process starts all over."

Off Limits: The Military Times report quotes 4th Infantry Division spokesman Lt Colonel Jason Brown is not currently on Fort Carson's list of off-limits groups but "I can guarantee it will be part of that conversation." According to Anderson, "Brown suggested troops steer clear of involvement in the IO." Referring to an ugly incident on Jan 30, in which Colorado prison guard & IO patch holder Derrick Duran shot & killed Mongols MC member Victor Mendoza at the Colo Motorcycle Expo, Colonel Brown told Anderson, "In light of the events of this weekend, I would advise them to hold off until we can review this policy letter & take a look at IO, look at their charter, & see what they're about & see if there's a pattern." Military Times also reports, "About half of the IO bikers involved in the brawl were military veterans from the Colo area." A spokesman at nearby Peterson Air Force Base declined to tell Military Times whether the Air Force Office of Special Investigations considered the IO a criminal gang.

Profiteering from Surveillance – Feb 7, 2016 – *Texas / U.S.A.* - By Nat'l Motorists Association; www.motorists.org - Our discussion of Automated License Plate Readers often focuses on the threat the technology poses to motorist privacy as well as on the ways to limit that threat. And for good reason. With enough ALPRs, authorities can track the day-to-day movements of everyone who drives a car. By storing & mining that data, they can create a detailed profile of someone's life: where they go & when, who they see, what they do. And this applies to everyone, whether they're suspected of wrongdoing or not. And, as with other LE "tools," municipalities, enticed by slick operators from the private sector, have found a way to make a buck off this powerful surveillance technology.

In this case, the municipalities are Guadalupe County, Texas, which has jurisdiction over a busy stretch of I-10 just outside San Antonio, & the City of Kyle, Texas, which patrols I-35 south of Austin. The slick operator is Vigilant Solutions, the private company that has built a database of more than 2.8 billion license plate scans & is adding to it at the rate of 70 million scans per month. Seems that Vigilant has made the 2 municipalities a deal they just couldn't refuse: free access to its complement of ALPR equipment & to its massive database & analytical tools. In exchange, when police use the technology to identify drivers with outstanding court fines, Vigilant gets a cut. Vigilant also gets to use the valuable ALPR data the police collect on their daily patrols. This so-called "warrant redemption program" is made possible through a 2015 Texas law that allows police to install credit & debit card readers in their patrol vehicles to collect roadside payments for unpaid court fines. In addition, motorists have to pay a 25 percent service fee which goes to Vigilant. The alternative, in many cases, is a trip to jail. So, the driver is paying Vigilant to provide the police with the technology to identify & detain the driver.

It's a twisted system, & it has turned police into debt collectors, preying on those who can least afford it—all so the police can keep using their fancy surveillance equipment. This in turn takes attention away from legitimate LE & public safety functions. The business model (and that's what it is) depends on the court system to load down the most financially vulnerable drivers with crushing fines, penalties & surcharges. Take the Texas Driver Responsibility Program, for example. Under the program, drivers convicted of certain violations or who accumulate enough points are subject to additional annual penalties of up to \$2,000 for 3 years. Since its inception in 2003, the program has assessed drivers more than \$3.6 billion, but only half has been collected.

That means thousands of Texas motorists cumulatively owe the state more than \$1.8 billion, & many don't even know they're on the hook since they were not adequately notified to begin with. Official pronouncements aside, is there truly any incentive to reform such an oppressive program when there are billions at stake? Texas is not unique so it's reasonable to assume Vigilant will spread the scam to other states around the country. The whole thing reminds us of the civil forfeiture racket. Thirty years ago, civil forfeiture was conceived as a tool to cripple large drug trafficking operations. Today, it has devolved into police intimidating & shaking down regular drivers along the side of the road, all to make a buck.

In fact, some police now carry a device known as an Electronic Recovery & Access to Data (ERAD) Prepaid Card Reader. This portable technology allows officers to directly access the balance on confiscated prepaid debit cards & drain the account on the spot. Ostensibly designed to go after drug traffickers who often use prepaid cards instead of cash, the technology will no doubt make it easier to prey on legitimate prepaid card users as well. Oh, & by the way, the company that supplies the card readers to the police gets a cut of the seized cash. Sound familiar?

I did not know this...

When you drink vodka over ice, it can give you kidney failure.
When you drink rum over ice, it can give you liver failure.
When you drink whiskey over ice, it can give you heart failure.
When you drink gin over ice, it can give you brain problems.
Apparently, ice is really bad for you. Warn all your friends...

Gonzalez Attorney Replies - Feb 8, 2016 - *Nevada* - By The Aging Rebel; www.AgingRebel.com - Washoe County, Nevada District Attorney Christopher J. Hicks continues to make a fool of himself as he desperately tries to preserve the murder conviction of Vago MC Member Ernesto Manuel "Romeo" Gonzalez. Gonzalez (photo above) was convicted of murdering Hells Angels San Jose charter president Jeffrey "Jethro" Pettigrew during the Street Vibrations motorcycle rally in September 2011. Pettigrew died during a brawl between members of the 2 clubs in John Ascuaga's Nugget Casino Resort in Sparks, Nevada. The brawl was instigated by former Vago Stuart Gary "Jabbers" Rudnick. Rudnick then became the state's principle witness against Gonzalez & his former club. Gonzalez was sentenced to a minimum of 28 years in prison in Oct 2013. He will be 83-years-old when he is first eligible for parole. One the last day of 2015, the Nevada Supreme Court unanimously ruled that Gonzalez had not been treated fairly & should be retried. In what appears to be an unprecedented move, Hicks (who made \$175,514.33 in 2014, the last year for which figures are available, by the way) filed a "Petition For Rehearing" that asked the Supreme Court to reconsider their decision, hold another hearing & let Hicks use all his persuasive powers & erudition to try to get 4 of the 7 high court justices to change their minds. It was a remarkably silly & mendacious petition. It should be part of a required case study in law school to illustrate how bad prosecutors can be. It begged for repudiation & last Thursday Gonzalez appeals Atty Richard F. Cornell filed his "Answer to Petition For Rehearing."

Gonzalez' Answer: Cornell Wrote: "This case was vetted prior to Dec 31, 2015 about as thoroughly as a Nevada Supreme Court case gets vetted. We had a 68-page Opening Brief; a 31-page Answering Brief; & a 29-page Reply Brief. We had full oral argument before the Court en banc in early Sept 2015. And we had a published opinion, no. 99 on the year, agreed upon by all 7 Justices, with a finding of 4 significant trial errors. Intuitively, it would seem that for the State to succeed on a petition such as this, it would have to convince at least 4 of the 7 Justices that they were just plain wrong to concur with the Opinion; there were not 4 significant errors in this case, but only zero, or maybe one harmless error; & accordingly 4 Justices should change their minds within a matter of months." The law states: "the Court cannot consider points raised for the first time on a petition for rehearing. And that is so, even if the point is based on a United States Supreme Court case, if that case was in existence at the time of briefing & was not raised at that time." "Similarly, matters presented in the briefs & oral arguments may not be reargued in the Petition for Rehearing. And, rehearings are not granted to review matters of no material consequence." The law "requires the petitioner, when complaining of overlooked material issues of law, to cite to references to the pages in the brief where the petitioner raised the issue in question. And when complaining of the overlooking & misapprehension of a material fact in the record, the petitioner must cite to the appendix where the overlooked fact may be found." "In this case, Respondent has not followed any of these rules. It has not cited to pages in its brief where it raised the issues it now complains of. It has not cited to the record in terms of facts that the Court overlooked. Rather, it has raised issues either not heretofore raised or thoroughly vetted."

Justice Delayed: "Even more remarkably, the State says nothing in its Petition regarding the first assignment of error, or 'the trial court abused its discretion & violated Appellant's Fifth, Sixth & Fourteenth Amendment Rights to a fair trial & to due

process of law, when it refused to address the jury's request for supplemental instructions during deliberation that implicated the heart of the case & the elements of the charged offenses.' The Court easily could have reversed on that error alone. As the Court indicated, the issue of conspiracy to murder went to the heart of the charged offenses. The gravity of the crime charged is extreme, & the character of that error is very substantial. Thus, even if the Court were to agree with the State on every other contention, it would not matter." "A petition for rehearing cannot be filed for the apparent purpose of delay, & with the improper result – if not the intent – of subjecting the appellant to further odium. This, we fear, is exactly what has happened here. Mr. Gonzalez remains a resident of the Dept of Corrections, High Desert State Prison. He cannot return to the Washoe County Jail, an unconvicted felon, until this Court issues its remittitur. This Petition for Rehearing, which must be denied, subjects him to further public odium."

The Homicide: "The video in this case indeed corroborates the fact of a homicide. But homicide committed in defense of others is a lawful homicide. And that is what the video shows. The undersigned has studied it. The video – which this Court has in its possession – shows the homicide victim, Pettigrew, a member of the Hells Angels, with his gun out (albeit not in 'execution Style') & kicking a Vago, Wiggins, in the head. It also shows Villagrana, the codefendant & also a Hells Angel, with his gun out after having shot Garcia, also a Vago, in Garcia's stomach. And it shows all of this prior to Appellant discharging he fatal gun shots." "What turns this from a justifiable homicide, theoretically, into a murder is Rudnick's highly controverted testimony of Pastor Palafox's 'green light' direction in the Vagos Internat'l meeting a few hours prior. That testimony is not only uncorroborated, it is severely impeached. Yet, that severely impeached testimony is the linchpin of the State's case. And unquestionably, per the charging document, Rudnick is an accomplice – just as the Court stated in (its)Opinion. This issue has been vetted to death. There simply is no lawful reason to revisit it." "At its heart, this case is quite simple: Rudnick stupidly & drunkenly started the fracas over a perceived personal slight to him & him alone; Pettigrew & Villagrana elevated the fracas with extreme violence; & before Wiggins could be stomped to death or Garcia could die, Appellant ended it. Nothing that happened in places such as Scotts Valley, AZ, or Chino, Calif in any way could possibly be relevant to motive in this ease."

Alleged Hell's Angels member pleads not guilty in stabbing at Webster bar – Feb 10, 2016 – *Massachusetts* – By Brian Lee; www.Telegram.com - An alleged member of the Hell's Angels motorcycle gang & his wife pleaded not guilty to a Dec. 26 early morning stabbing at the Swingin' Chicken saloon on Lake Street, an incident that prompted selectmen last month to write to bars asking that they implement a "no colors" policy for their patrons. Joseph C. Hebert, 55, recently appeared in Dudley District Court on a warrant for 2 counts of assault & battery & common law affray. Judith M. Hebert, 51, appeared on a warrant for assault & battery to intimidate & common law affray. The 2 were released on personal recognizance, ordered to stay away from the alleged victim, who suffered injuries that were not life-threatening, & are to return for pretrial hearings March 10. Court records indicate the couple's last known address is 389 Pompeo Road in Thompson, Connecticut. But the police report obtained in court said they are no longer residing there. Police told the Telegram & Gazette that Mrs. Hebert lives at 146 Northwest Main St. in Douglas. The incident occurred just before 1 a.m. Dec. 26.

According to the police report, the victim, 29-year-old Frank Schneider, said he asked the bartender to cash him out after a group of bikers arrived at the bar. But the bartender was preoccupied because a Hell's Angels member yelled profanities at her. Mr. Schneider said he told the gang member to relax. Police said Mrs. Hebert is seen on surveillance footage approaching Mr. Schneider. She struck him in the back, the report said. Police said a Hell's Angels member, whom they recognized as Mr. Hebert, & several members of the Vigilantes MC also approached Mr. Schneider. Hebert's fist appeared to be clenched as if holding something. He struck Schneider & the fight ensued. Police said they recovered a 7-inch knife from the bar. A car registered to Mrs. Hebert was driven away from the bar as officers arrived. After the altercation was broken up by security & bystanders, Mr. Schneider lifted his shirt & revealed 2 stab wounds, an approximately inch-long laceration that required stitches & a puncture wound. He was taken to a local hospital, treated & released, & he was interviewed by police the next day. On Jan. 2, a witness told police he saw Hebert stab the victim, police said. Police stressed that the incident was not a fight between gangs.

Lawyers spar over of murder verdict in casino melee - Feb 11, 2016 – *Nevada* – By Scott Sonner; www.WashingtonTimes.com - Nevada's Supreme Court justices are being asked to clarify state laws on self-defense & defense of others as they consider whether to revisit their recent reversal of a high-profile murder & conspiracy conviction in a 2011 casino shootout between rival biker gangs. The Washoe County district atty has asked the high court to reconsider its Dec. 31 ruling overturning the conviction of Ernesto Gonzalez, the ex-president of the Vagos chapter in Nicaragua who was sentenced in 2013 to up to life in prison. The justices ordered a new trial based partly on the district judge's faulty instructions to the jury that found him guilty of killing Jeffrey "Jethro" Pettigrew, 51, former president of the Hells Angels in San Jose, Calif. It's not clear when the Supreme Court will decide whether to grant a rehearing or affirm the earlier decision to send the case back to court in Reno. Prosecutors said the shooting on a busy casino floor in Sparks was an orchestrated hit, stemming from a long-running feud between the rival gangs in California. Gonzalez, 57, who was living in San Francisco, said he opened fire only because Pettigrew & another Hells Angel were kicking a fellow Vagos member, Robert Wiggins, so hard in the head he thought they would kill him. In asking the for a rehearing, District Atty Chris Hicks said the justices didn't place enough weight on casino surveillance video that he says shows Vagos members acting in concert when they gathered "to form a gauntlet" moments before a brawl broke out & gunfire erupted at the Nugget hotel-casino in September 2011. Gonzalez' lawyer suggested in his latest brief that prosecutors simply were trying to delay Gonzalez' release from prison, given that the Supreme Court "very rarely reverses judgments of conviction in high-profile murder cases" but had done so in this case unanimously, 7-0. "The video in this case indeed corroborates the fact of a homicide. But homicide committed in defense of others is a lawful homicide," defense Atty Richard Cornell said. Because he was acting in the "defense of others," Cornell said Gonzalez was not subject to the same legal requirements as those who claim self-defense, including that they not be the "primary initial aggressor." "In that sense, defense of others & self-defense are very different concepts," he wrote. Cornell acknowledged in the brief filed last week that "unlike self-defense, the bar & bench do not have a good opinion out of this court that addresses" the distinction. "If the

court is to do anything with this petition other than summarily deny it, the court should deny it & affirm as modified, making clear to the parties that defense of others does not require that the person slain is not the initial deadly aggressor," he said. Cornell said based on the prosecution's flawed theory & the instructions that were provided to the jury, Gonzalez "had the duty to stop Pettigrew in 'mid-stomp,' ask him whether he so happened to be the primary initial aggressor in the fight; & when he responded in the negative - even if lying - allow Pettigrew then to stomp Wiggins to death." "That construction of the law not only is nowhere contained in (the law) but it is positively absurd," he said.

Cornell said in an interview Wed he hopes the justices take the opportunity to provide some clarification. "That statute is as old as Nevada," he told **The A.P.** "You can imagine back in the days when you had bar fights in the Wild West, it was a viable concept, that if killed someone in Deadwood in defense of others, you went free. "But of all the case law developed on self-defense over the years, we still don't have a good case on defense of others."

Waco Judge Orders Feds To Fess Up - Feb 12, 2016 - **Texas** - By The Aging Rebel; www.AgingRebel.com - The Twin Peaks Massacre case just got a lot more focused. Ruling from the bench, District Judge Matt Johnson ordered the state of Texas "to reveal the identity of confidential informants & undercover **LE** officials who were either present at Twin Peaks restaurant in Waco, Texas on May 17, 2015 or who were material witnesses related to the incident that took place." The order includes the discovery of the identities "of confidential informants used in connection with 'Operation Texas Rocker' that were present at or who had material information regarding the Twin Peaks incident." The information should be turned over to Dallas defense Atty Clint Broden.

Texas Rocker: Operation Texas Rocker, announced on Jan 6, was a "joint investigation by the **DEA**, the **FBI**, the Texas Dept of Public Safety & the U.S. Atty's Office" that accused 3 Nat'l officers of the Bandidos **MC** of declaring they were "at war" with the Cossacks **MC**. The point of the "war," according to the indictment, was to get "that Texas rocker back," referencing the 'Texas' bottom rocker worn by Cossacks **Outlaw Motorcycle Organization** members without Bandidos **OMO** permission." The Fed racketeering indictment of Jeffrey Fay Pike, John Xavier Portillo & Justin Cole Forster describes the 2 clubs as the "Bandidos **OMO**" & the "Cossacks **OMO**." The indictment accuses the "Bandidos **OMO**," of "Preserving, protecting & enhancing the power, territory, reputation & profits of the enterprise through the use of intimidation, violence, threats of violence, assaults, murder, attempted murder & robbery against rival motorcycle organizations." The indictment glaringly omits any mention of the spectacularly violent brawl involving Cossacks, Bandidos & members of 21 other **MC**s at the Twin Peaks restaurant in Waco last May. Broden represents Scimitar **MC** member Matt Clendennen who was arrested, indicted & must now defend himself against the accusation that he conspired to kill & assault the 9 dead & score of wounded who were victims of the Twin Peaks Massacre. 106 people have been indicted in the case.

Any Witness: Broden's discovery motion, granted by Judge Johnson today, seeks to discover the identity of: "Any witness, whether present at Twin Peaks on May 17, 2015 or not, who might testify that **LE** officials encouraged the violence at Twin Peaks in order to support its 'Operation Texas Rocker.'" "Any witness, whether present at Twin Peaks on May 17, 2015 or not, who could

testify that not all members of the Cossacks **MC** or its support clubs were told that the Bandidos **MC** would be present at Twin Peaks on May 17, 2015." "Any witness, whether present at Twin Peaks on May 17, 2015 or not, who could testify that one or more members of the Cossacks **MC** or its support clubs were told that the May 17, 2015 (event) was a 'peace offering' meeting." "Any witness, whether present at Twin Peaks on May 17, 2015 or not, who could testify that one or more members of the Cossack **MC** or its support clubs were told that the May 17, 2015 was merely a 'Funday Sunday' outing." The motion granted today stipulates "that the above requests relate to any informants known to the 'prosecutorial team' 'or to whom the 'prosecutorial team' had access." That "prosecutorial team" includes, but may not be limited to: McLennan County District Atty's Office; McLennan County Sheriff's Dept; Waco **PD**; Lorena **PD**; Texas Dt of Public Safety; Texas Alcohol & Beverage Commission; Texas Parks & Wildlife Dept; United States **DEA**; **FBI**" & the "U.S. Atty's Office for the Western District of Texas." In the same session today, Judge Johnson postponed Clendennen's trial, which had been scheduled to begin on February 29, & scheduled a hearing for April 1 that will determine whether Clendennen can get a fair trial in Waco or if his trial must be relocated. Broden, who has been restrained by Judge Johnson from discussing the case with the press, declined to comment on today's rulings.

Colorado military officials consider banning Iron Order MC after deadly shoot-out - Feb 12, 2016 - **Colorado** - By Jon R. Anderson; www.MilitaryTimes.com - Army officials in Colorado say they're considering placing the **IO** — one of the fastest-growing **MC**s in the country, & particularly popular among military & **LE** personnel — on an off-limits list of extremist groups & criminal gangs in the wake of a deadly biker brawl in Denver. "After what happened this weekend, it is definitely under review," said Lt. Col. Jason Brown, a spokesman for Fort Carson's 4th Infantry Division. One man was killed & several others critically injured when dozens of bikers from the **IO** & Mongol **MC**s collided in a gun & knife fight at a Saturday swap meet in downtown Denver last Sat. About half of the **IO** bikers involved in the brawl were military veterans from the Colorado area, according to a top leader in the club. The Mongols are among about 7 dominant "Outlaw" **MC**'s, also known as "1-Percenter" in the biker world & recognizable by the 3-piece patches they wear. Self-described as the "baddest 1%er **MC** known worldwide" — the Mongols have long had a reputation as one of the most violent gangs in the country & are considered off limits to military personnel by most commands. The **IO** is a relative newcomer, started in 2004 by a former Secret Service agent, but growing rapidly. One expert told Military Times the **LE**-heavy **IO** has a reputation for starting a fight then being the first to call police. The club's Atty, however, says members of the charitable organization don't want any trouble because they have important careers on the line. Both the Atty & a report by Fed investigators say violence often stems from the **IO**'s choice to wear a certain style of patch. "The **IO** is one of the fastest growing **MC**'s in the United States," according to a 2014 Justice Dept report. "Members wear a traditional 3-piece patch with a State bottom rocker. The fact that they wear the State bottom rocker has infuriated the [Hells Angels **MC**], Outlaws, Iron Horsemen, Pagans & Bandidos. More importantly, many of their members are police & corrections officers, active-duty military and/or Gov't employees & contractors."

'Hold off: Fort Carson officials say the **IO** is not on the post's list of off-limits groups but could be soon as part of the command's regular assessments with local **LE** leaders. "I can guarantee it will be part of that conversation," Brown said. The off-limits list, part of a May 2015 memo to troops signed by Maj. Gen. Ryan F. Gonsalves, states that soldiers will not actively advocate, associate with or participate in groups that advance, encourage or advocate the use of force, violence or criminal activity to include outlaw motorcycle gangs. In the meantime, Brown suggested troops steer clear of involvement in the **IO**. "In light of the events of this weekend, I would advise them to hold off until we can review this policy letter & take a look at **IO**, look at their charter, & see what they're about & see if there's a pattern," Brown said. Officials at neighboring Peterson Air Force Base were unable to say whether **IO** is among no-go groups for airmen there & referred questions about **IO** to the Air Force Office of Special Investigations. "**OSI** educates the military populace on the criminal threats, which includes but is not limited to motorcycle gang activities & their attempts to recruit military members," said **OSI** spokeswoman Linda Card in a statement. She did not respond to whether **OSI** considered **IO** a gang or whether it had any concerns about the group. Colorado isn't the only place where officials are trying to come to grips with the **IO**. Naval Air Weapons Station China Lake, Calif, for example, is among commands that put **IO** in the bucket of "known supremacist, extremist, & criminal gangs" & bar anyone wearing their colors from the base. In a July 14, 2014, all-hands memo, the command targets **IO** & the Mongols — among 5 others — as groups that "pose a criminal & security threat, inhibits the mission of **NAWSCL** & interferes with the loyalty, morale, good order & discipline of **NAWSCL** personnel, & discredits the reputation of the installation & the United States Naval Service." Marine Corps officials at nearby Camp Pendleton, however, say **IO** is not on an off-limits list or flagged by leaders there as a concern.

Bandidos Geelong clubhouse explosion prompts police appeal for info - Feb 14, 2016 – *Australia* – By www.ABC.net.au - Police say an explosion outside the Bandidos motorcycle gang clubhouse in Geelong on Australia Day could be the result of infighting within the gang. Two men used what is believed to be power gel, a common form of explosives, & a detonator in the attack on the front of the building on Bayldon Court in the early hours of the morning on Jan 26. Victoria Police Detective Senior Constable Ashley Hager from the Echo Task Force said they were not aware of any ongoing disputes involving the Bandidos in Geelong & were looking for information from the public. "We don't know what's behind the attack," he said. "There's no information to suggest that it's a targeted attack by another outlaw motorcycle gang. "It could be the result of infighting amongst their own club." A police car was in the area at the time of the blast on the quiet industrial estate, heard the explosion & was on the scene within 60 seconds. There was no-one inside at the time of the blast. External Link: CCTV showing the moment of the explosion at the Bandidos clubhouse Detective Senior Constable Hager said setting off an explosion was a "high risk endeavour." "It could've been deadly," he said. "Fragments from the explosive device pierced vehicles in the area. "It could've been deadly for the persons who set the device." Detective Senior Constable Hager said members of the Bandidos are not cooperating with police in the investigation & he said the strongest lead at the moment was the vehicle involved. "[It's] a dual cab white 4-wheel drive, [it] could be a Toyota Hilux but we're exploring all

other vehicles similar to that," he said. The vehicle has a hard canopy & a distinctive black snorkel. The blast caused extensive damage to the clubhouse & a car that was parked nearby. The wanted men seen in the CCTV footage were wearing light-colored hooded tops & fled the scene in a light-colored dual cab ute.

MC Pres sentenced in meth, machine gun case - Feb 15, 2016 - *Idaho* – By www.KTVB.com - A Meridian man was sentenced to nearly 6 years in Fed Prison Thu after police found methamphetamine, marijuana & illegal guns inside his home. Ronald Eugene Bohm, 50, admitted to possession of methamphetamine with intent to distribute & possession of a machine gun in December as part of a plea deal. Bohm, who is the president of the Idaho chapter of the Henchmen **MC**, was arrested in July after Meridian Police officers went out to his East Sothesby St home after receiving complaints about parking violations. Bohm is originally from Calif & had only been living at the Meridian residence for a few weeks, according to authorities. Officers were speaking to Bohm's wife, Constance Bohm, when they noticed the odor of marijuana coming from the house. Prosecutors say the woman admitted she had marijuana inside. As the officers were speaking to Bohm's wife, the defendant arrived at the house along with several members of the Henchmen **MC**, according to prosecutors. A drug detection dog alerted on the saddlebags on Bohm's motorcycle. When officers searched it, they found marijuana & guns inside the bag. After obtaining a search warrant, officers found **63** grams of meth, **176.2** grams of marijuana & a digital scale with meth residue inside Bohm's house. In addition, investigators found **2** AR-15 rifles, **5** AR-15 receivers, a .22 rifle with a shortened barrel, a 7.62X54 rifle with a shortened barrel & a drop in auto sear, which is a combination of parts designed to convert a semi-automatic rifle into a functioning machine gun. Neither of the AR rifles & none of the receivers had a make, model, or serial number, according to prosecutors. Bohm was sentenced to a total of 70 months in prison followed by 4 years of supervised release. He will be barred from having contact with documented gang members of possessing any items that showing affiliation with a gang as a condition of his probation. Constance Bohm pleaded guilty to a misdemeanor for possession of methamphetamine & marijuana as part of a plea deal. She is due to be sentenced Mar 29.

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At the end of the tax year, the **IRS** office sent an inspector to audit the books of a local hospital. While the **IRS** agent was checking the books, he turned to the **CFO** of the hospital & said, "I notice you buy a lot of bandages. What do you do with the end of the roll when there's too little left to be of any use?" "Good question," noted the **CFO**. "We save them up & send them back to the bandage company & every once in a while, they send us a free roll." "Oh," replied the auditor, somewhat disappointed that his unusual question had a practical answer. But on he went, in his obnoxious way. "What about all these plaster purchases? What do you do with what's left over after setting a cast on a patient?" "Ah, yes," replied the **CFO**, realizing that the auditor was trying to trap him with an unanswerable question. "We save it & send it back to the manufacturer & every so often they will send us a free bag of plaster." "I see," replied the auditor, thinking hard about how he could fluster the know-it-all **CFO**. "Well," he went on, "What do you do with all the remains from the circumcision surgeries?" "Here, too, we do not waste," answered the **CFO**. "What we do is save all the little foreskins & send them to the **IRS** office, & once a year about this time, they send us a complete prick." (And he wonders why he failed the audit!!)

Breaking Bad - Feb 15, 2016 – *Idaho* - By The Aging Rebel; www.AgingRebel.com - The old southern phrase “breaking bad” can mean, among other things, defying authority. The phrase is also the name of **AMC**’s most successful television series ever, about a chemistry teacher in Albuquerque with incurable lung cancer who sells a little crank to build a nest egg for his family. The phrase also might apply to the story of Ronald Eugene Bohm (graphic above) who was arrested last July 26, was indicted on Aug 11, pled guilty Dec 2 & was sentenced last Thu by Chief U.S. District Judge B. Lynn Winmill to 70 months in Fed prison & 48 months of supervised release. Bohm possessed about 2 ounces of methamphetamine, about 6 ounces of marijuana & a drop in rifle part called a “sear” that could transform his AR-15 rifles from semiautomatic to automatic weapons, like the ones the police use.

Great Fed Success: Bohm has been the subject of at least 2 **FBI** press releases in the last 7 months. The **FBI** seems to think his incarceration marks a turning point toward victory in the 40-year-long war on drugs. According to the most recent press release, “Bohm was the Pres of the Idaho chapter of the Henchmen **MC**. As a condition of Bohm’s supervised release he was ordered not to have any contact with individuals identified by local **LE** agencies as documented gang members nor can he possess any items representing or showing any affiliation with gangs.” Police in Meridian, Idaho, a suburb of Boise, knocked on Bohm’s door & interviewed his wife Constance when they allegedly smelled marijuana inside the home. Rather than calling a lawyer, Mrs. Bohm conversed with the police & admitted that there was marijuana in the house. Ronald Bohm arrived home from a motorcycle ride shortly after his wife told the police about the marijuana. A drug sniffing dog “alerted” on his saddlebag. They always alert. That’s how they get dog treats. A search warrant is not required to search motor vehicles, only “probable cause” – like a “trained drug sniffing dog alert.” A search of Bohm’s bags revealed marijuana & a firearm so Bohm & his wife were detained while police obtained a search warrant for the house. Police found the drugs, the sear, 4 rifles, 5 AR-15 receivers, \$1,100, & the kind of digital scale people on strict diets use in the Bohm’s master bedroom closet, Both the Bohms were charged with drug trafficking & unregistered possession of a machine gun.

Justice: It is unlikely that the Bohms would have been investigated in the first place if Ronald Bohm had not been a member of a **MC**. The case was investigated by the Treasure Valley Metro Violent Crime Task Force. That is a federally funded task force staffed by the **FBI** & the **ATF** in cooperation with the Boise **PD**; the Ada County Sheriff’s Office; the Caldwell **PD**; the Nampa **PD**; the Meridian **PD**; the Canyon County Sheriff’s Office; & the Idaho Dept of Probation & Parole. Since the Global War on Terror began in 2001, virtually all American police work has been federalized. In **MC** investigations, Fed **P.D.**s including the ones named here as well as the Dept of Homeland Security hide their involvements in **MC** cases behind state & local **PD**s. The **ATF** calls their stealth involvement in local policing the “Frontline Business Model.” On its website, the Bureau sort of explains that: “Frontline is **ATF**’s collaborative & intelligence-driven approach to accomplishing its **LE** & regulatory mission. Importantly, Frontline relies on **ATF**’s highly valued partnerships with state & local **LE** agencies to be effective in fighting violent crime. Under this collaborative approach, **ATF**’s Frontline business model ensures **ATF**’s limited resources are focused on the most violent offenders in a community, where the strong penalties associated with Fed violations represent the most

appropriate sanctions. To ensure **ATF**’s resources are aligned to produce maximum impact, Frontline requires **ATF** field divisions to conduct annual domain assessments to identify the **LE** & regulatory priorities specific to their respective areas of responsibility.” The Bohm’s case includes an additional twist. According to the **FBI**, their “case was prosecuted by the Special Assistant U.S. Atty hired by the Treasure Valley Partnership & the State of Idaho to address gang crimes. The Treasure Valley Partnership is comprised of a group of elected officials in southwest Idaho dedicated to regional coordination, cooperation, & collaboration on creating coherent regional growth.” Constance Bohm will be sentenced March 29.

Bandidos VP pleads not guilty & is denied bond - Feb 16, 2016 - *Texas* - By Guillermo Contreras; www.ExpressNews.com - The reputed Nat’l V.P. of the Bandidos was denied bond Tue, more than a month after he & 2 other alleged high-ranking members were arrested in a Fed operation. The decision by U.S. Magistrate Judge Henry Bemporad to keep John Xavier Portillo in jail capped a lengthy hearing in which the feds cast him as the day-to-day leader of the Bandidos **MC**, which the Gov’t says used extortion, violence & murder as part of its efforts to maintain a stronghold on its home state of Texas. Bemporad did not find Portillo was a flight risk but did find he was a danger to the community, saying the “turning point” for his decision was information that Fed agents found 3 guns, an ounce of cocaine & a small amount of meth at Portillo’s Southeast Side home when they raided it Jan. 6 & arrested him. Portillo has a 2009 conviction for possession of less than a gram of drugs, & as a convicted felon, is prohibited from having a gun. Also indicted in Dec were Jeffrey Pike of Conroe, the group’s reputed Pres, & Justin Cole Forster, the alleged Nat’l Sgt-at-arms. All face Fed charges that they conspired to direct & oversee the Bandidos’ racketeering enterprise.

Portillo pleaded not guilty: “The rhetoric is ... they want to paint him as a drug kingpin & a crime boss when the reality is he’s a family man,” one of his lawyers, Mark Stevens, told the judge. The defense called 6 witnesses who testified they knew Portillo as a hardworking man who ran an air conditioning & duct-work installation business, one whom they would trust with their lives. They included former Bexar County sheriff’s Lt. Bill White, retired since 2003, who testified he did not know Portillo was a member of the Bandidos until a few days ago. But prosecutors Eric Fuchs & Joey Contreras said Portillo led 2 “parallel lives.” U.S. **DEA** task force officer Cobey Crow testified that the Bandidos have international chapters & more than 1,500 members who follow an outlaw mentality. Crow said Portillo did “significant decision-making in furtherance of the goals of the Bandidos, including criminal activity...and to include murder, drugs & assault.” Crow said investigators used a wiretap to listen to Portillo’s phone calls & see his text messages over more than 6 months last year, part of a probe that started in 2012. The indictment lists a number of incidents in which Bandidos attacked members of a rival motorcycle group, the Cossacks, for decorating their vests or jackets with Texas imagery, because the Bandidos claim Texas as their territory. Authorities have blamed last May’s deadly brawl in Waco on Bandidos attacking Cossacks, though there was only passing mention of it in the indictment. A deadly clash in Fort Worth the previous Dec was cited in more detail. The indictment does not place Portillo, Pike or Forster at those scenes. Crow said agents recovered photos of rivals of the Bandidos during the raid at Portillo’s home, & a still shot of surveillance video from the bar in Waco that appeared to focus on

a Cossack. Crow said one of the Bandidos support clubs was in charge of gathering intelligence for the Bandidos. "Portillo, several times, told Bandidos & (support clubs) that they were at war with the Cossacks," Crow testified. Crow said Portillo also briefed Pike at monthly meetings. The indictment also alleges Portillo & Forster took part in methamphetamine deals on behalf of the club, though Stevens noted there was no proof Portillo received the drugs. Stevens questioned Crow's characterizations, & over & over, he made Crow admit that none of the evidence provided thus far specifically shows Portillo was personally involved in, or directly tied to, the series of crimes in the indictment. "He is not a crime boss," Stevens told the judge. "Put aside the public perception of the Bandidos & focus on the man."

Iron Order Cyber Bullied - Feb 16, 2016 – *Colorado* - By The Aging Rebel; www.AgingRebel.com - There have still been no charges filed against Iron Order MC hit man Derrick "Kong" Duran. Duran shot & killed one member of the Mongols MC & seriously wounded another at the Colorado Motorcycle Exposition in Denver on Jan 30. Everybody knows he did it. The police know. They aren't stupid, only corrupt. The real question for Denver police is basically the same question police in Jacksonville Beach had to answer a year & a half ago: Which is how to make it look like the Mongols deserved it. How to blame the victims? How to paint the Iron Order red, white & blue? Antecedent probability suggests that police in Denver will wait about 6 months, announce that Duran acted in self-defense & then spend the remainder of an hour-long press conference vilifying the victims. Duran has gotten a pass, at least, partly because the Iron Order guards its public image like a Kardashian or a Manning. Not everybody sees the cop king's beautiful clothes. While Duran has been enjoying his paid vacation from the Colorado Dept of Corrections, Expo promoter Pro Promotions Inc. has banned members of the club from future events including a motorcycle show & expo scheduled for March 5 & 6 in Colorado Springs.

Pro Promotions Letter: Jim Wear, Pres of Pro Promotions sent a letter to the Iron Order that, edited for brevity, reads: "Understanding that public safety has always been our number one priority at all events produced by Pro Promotions" & that "violence was not our first or only issue with members of your organizations at one of our events; that "your sister club – the Iron Rockets – have also been involved in violence at our past events;" "that due to issues between your club & at least 6 other clubs in this state;" "that the motorcycling community as a whole has clearly pulled all support for your organization here in Colorado;" & "that we can no longer insure the safety of the general public as long as your members are anywhere in the vicinity; be advised that Pro Promotions no longer welcomes any or all members of your organization to our events." "We hope that your organization will agree to a voluntary ban on your members attending our events," Wear continues. "If however, that is not agreeable on your end, be advised that we are prepared – in the interest of public safety – to take whatever appropriate & legal measures are available to keep your members as far away from our business as possible." Wear's letter hasn't been widely publicized. One of the few places where it has appeared is a Facebook page titled "Stop the Iron Order in Colorado." The general public & most journalists had never heard of the **IO** until Duran went on his shooting spree 2 weeks ago. The news stories that followed relied on posts published here & on various anti-Iron Order Facebook pages as well as public statements & interviews by **IO** fixer John "Shark" Whitfield to try to understand what the **IO** actually is, what it actually does, who

joins the thing & why it is so repugnant to members of other **MCs**. Most reporters seem stuck on the conundrum of why a bunch of cops would want to dress up like the Sons of Anarchy & then go out of their way to provoke gunfights with members of clubs like the Mongols, Hells Angels, Vagos, Bandidos, Pagans & Outlaws & Iron Horsemen & so on. That conundrum probably works to the Iron Order's advantage.

New Media: For years the Iron Order has been trying to silence criticism & satire of the club by outsiders. Last April, members of the club hacked this website with a 2 month long brute force hack, then vandalized it. The site was down for 3 weeks. It was a blatant cyber-crime intended to control the public image of the club. Yesterday, complaints from **IO** members convinced Facebook to remove a couple of what the **IO** calls "hater pages." The pages were "**IOMC The Real Truth 2**" & "**I Think IO Sucks Too**." The owners of those pages were advised, "Your page has been unpublished. Your page is currently not visible on Facebook. It looks like content posted on your page doesn't follow the Facebook Terms & Community Standards, so your page was unpublished. These Terms & Standards help ensure Facebook remains a welcoming, respectful environment. We allow you to speak freely on public figures & events, but take action on all reports of abusive behavior directed at private individuals. Learn more about how to recognize & prevent bullying in our Bullying Prevention Hub." That "Bullying Prevention Hub" defines bullying as "any kind of repeated aggressive behavior that involves an imbalance of power such as social status or physical size. Along with physical or verbal attacks, bullying also includes making threats, spreading rumors or deliberately excluding someone from a group." Facebook also says it will "remove content, disable accounts, & work with **LE** when we believe there is a genuine risk of physical harm or direct threats to public safety." How those ground rules apply to the pages that were removed remains unclear? Three Facebook pages critical of the **IO** remain active. In addition to "Stop the **IO** in Colorado" readers may still visit "**IO Truth Crew**" which describes itself as a "News/Media Website" & "Iron On Order of Miss., Screaming Demons," which describes itself as a Travel & Leisure page.

Three loving sons wanted to prove to their nearly blind mother which one of them was the Best son on her 90th birthday. **Son #1:** bought her a beautiful shiny Rolls Royce complete with a chauffeur thinking that this is the best gift that any of them could offer. **Son #2:** bought the woman a beautiful 20 room mansion with servants, swimming pools & a private lake thinking this would certainly be the best gift. **Son #3:** had to outdo his brothers so he bought her a special parrot that had been training for 15 years to memorize the entire Bible! This parrot could quote every single Bible verse & he could do it word for word. What a great gift this would be! **Well, the old lady** went the 1st son & said, "Son, the car is beautiful & it has everything you could want on it but I don't drive & I don't really like the chauffeur, so please return the car." **Then she confronted the 2nd son** & said, "Son, the house is just gorgeous but it's really just too big for me. I only live in one room & that house is too large to clean & take care of. I really don't need that house but thank you anyway." **Finally she went to the 3rd son** who gave her the parrot & said, "Son, I just want to thank you soooo much for your most thoughtful gift." "That Chicken was Absolutely Delicious!!!"

Alleged Hells Angel member from Aurora faces New Jersey charges – Feb 17, 2016 – *New Jersey* – By Dave O’Brien; www.AuroraAdvocate.com – A Portage County man & purported member of the Hells Angels MC is facing weapons & drug charges in N.J. following an Aug 2015 traffic stop. Rocco P. Gullatta, 55, with a last known address on Moneta Ave in Aurora, was indicted Dec. 3, 2015, by a Hunterdon County, N.J., grand jury on the following charges: - *II counts* of unlawful possession of a weapon, all 4th-degree felonies. - *II counts* of certain persons not to possess a weapon, all 4th-degree felonies. - *One count* of unlawful possession of a controlled dangerous substance (methamphetamine), a 3rd-degree felony.

Additional information on future court dates was not immediately available. According to the Hunterdon County, N.J., prosecutor’s office, Gullatta was one of 4 Ohio men with ties to the Hells Angels arrested following a traffic stop on Route 22 in Clinton Township, N.J., on Aug. 22, 2015. The stop occurred after the men left the End of Summer Bash, an event organized by the Newark chapter of the Hells Angels at a Clinton Township restaurant. The township is about 50 miles west of New York City. Items recovered during the traffic stop resulted in 3 indictments, totaling 45 separate charges, according to the Hunterdon County prosecutor’s office. Kerry K. Kester, 53, of Massillon, Joshua R. Woods, 33, of Akron & Justin D. Morris, 24, of Canton also were indicted on weapons & drug charges. Police surveillance at the event allegedly revealed “multiple large knives, machetes, & other weapons” in the trunk of a silver 2014 Chevrolet Malibu with Arizona license plates in the restaurant parking lot. The men who were charged also allegedly were seen carrying some of these weapons. The investigation was conducted by the Hunterdon County prosecutor’s office Gangs, Guns & Narcotics Task Force; N.J. State Police; & Clinton & Readington township PDs, according to the prosecutor’s office. Gullatta has no criminal record in Portage County, according to court records. Fed court documents online list him as being a suspected member of the Hells Angels as far back as 2004. The Fed Gov’t & many police agencies consider the MC a criminal gang. The club, which has chapters in Akron & Cleveland, denies this.

Pagan’s MC Charity Event Canceled After Police Threaten MD Bar – Feb 17, 2016 – *Maryland* - By David “Double D” Devereaux; www.MotorcycleProfilingProject.com - The practice of LE officers or liquor control officers coercing establishments because they serve individuals wearing MC colors is reaching epidemic proportions. Acting under the color of state law, some officers are telling establishments that serving members of MCs that have been labeled criminal organizations or gangs by the FBI (or other authorities) is a threat to public safety & general welfare. These claims are based on generalizations, not the Constitutional threshold of particularized reasonable suspicion that a specific person or persons is committing or intends to commit a specific crime.

The Motorcycle Profiling Project has become aware of an instance of such coercion by the Anne Arundel County PD targeting the Sharks Tooth Bar in Brooklyn Park Maryland (near Baltimore). AACPD officers pressured the management of the Sharks Tooth Bar into canceling a Pagan’s MC charity event that was supposed to be held on January 16, 2016. The AACPD essentially claimed that the FBI has labeled the Pagan’s MC a criminal gang & therefore “reminds” the Sharks Tooth Bar management that serving members of the Pagan’s MC would

violate the conditions of their business license because they would be operating their business in such a manner as to threaten public safety or the general welfare of the community. The MPP believes that the AACPD’s actions are discriminatory & violate the fundamental rights of both the Pagan’s MC & the Shark’s Tooth Bar. The MPP has sent the following letter to the Anne Arundel County Police Chief (and CC’ed the County Executive & County Atty) in hopes of correcting the obviously prejudicial & unconstitutional coercion. Anyone concerned by the AACPD actions can call or email the Anne Arundel County Police Chief, County Executive, & County Atty to express your concerns.

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Prison-Release Program Debated in Hearing – Feb 17, 2016 – *U.S.A.* - By Tim Ryan; www.CourtHouseNews.com - The compassionate release system for Fed prisons is “broken,” a series of Gov’t witnesses, advocates & stakeholders told the U.S. Sentencing Commission at a public hearing Wed. But while the panels of witnesses generally agreed the program is in need of a fix, they proposed starkly different solutions & laid the blame at the feet of a number of different organizations & agencies. The compassionate release program is meant to release elderly inmates, those with terminal illnesses & others who meet certain conditions, though as the witnesses at Wed’s hearing said, the program does not necessarily cover all of the inmates in Fed prison it is meant to. Wed’s public hearing in a small conference room in the Thurgood Marshall Fed Judiciary Building in downtown Washington, D.C., was meant to evaluate a proposed set of changes to the compassionate release program, including lowering the age at which an inmate can be considered for release, reducing the amount of their prison term they must serve before qualifying for release, & adding more circumstances that would allow an inmate to go free early. The current program allows the director of the Bureau of Prisons to motion for the early release of inmates deemed not a danger to their communities who are least 70 years old & have served at least 30 years of their sentence, or those who have “extraordinary & compelling reasons.” Under the current rule “extraordinary & compelling reasons” are limited to debilitating or terminal physical or mental illnesses or a death in the inmate’s family that would leave a minor without care.

The proposed amendment to the program expands these circumstances further & would allow the BOP director to motion for the release of a prisoner who is 65 or older & has served at least 10 years or 75% of their sentence, regardless of their medical condition. The 10-year requirement drew some criticism from the witnesses, especially Michael Horowitz, inspector general for the U.S. Dept of Justice, who suggested the 10-year requirement might have unintended consequences. Horowitz estimated the requirement that inmates serve at least 10 years of their sentence before being considered for compassionate release cuts out half of the inmates who could benefit from the program. This includes elderly inmates sentenced to relatively short times in prison, who are arguably the safest prisoners to release into the community, Horowitz said. The commission seemed to agree with Horowitz & his suggestion to simply eliminate the 10-year requirement & keep the guidelines requiring inmates serve at least 75 percent of

their given sentences. “Where’s the science behind the 10 years?” Judge Charles Breyer, vice chair of the commission, asked. “I don’t see it, I’m unaware of it, but is there something that the Justice Dept or the **BOP**s have figured out that 10 years? Because it looks to me that all they’re saying is we want to make sure that somebody receives an adequate punishment.” The involvement of the **BOP** director was another point of contention at Wed’s hearing, as witnesses offered competing views of who should be in the driver’s seat of the compassionate release program.

Jonathan Wroblewski, principal deputy assistant Atty general for the Justice Dept, told the 6-member sentencing commission that the **BOP** is in charge of the compassionate release program, & suggested the commission & courts take on an advisory role. “No administration has ever felt bound by the commission’s guidelines,” Wroblewski told the commission when asked about the bureau’s role in the program. “The commission’s guideline as we read the statute is to guide courts once the motion is filed. The Gov’ts responsibility is laid out in the statute & it says that the director of the **Bureau Of Prisons** may - not must - file a motion if there are extraordinary & compelling reasons.” Instead of the sentencing commission taking control of the program & giving the courts clear instructions on how to act, Wroblewski suggested the commission bring their guidelines into line with the **BOP**’s initiatives so as to prevent “competing policies.” But others at the hearing, including members of the commission, pushed back against this reading of the statute. “I just would like to know we’re not nullified by the Dept’s feedback. I’m not totally sure what the Dept feels our function would be if you get to set the rules, if you get to do whatever you want,” Commissioner Rachel Barkow asked Wroblewski. “I guess I don’t really understand where there’s any effect to the commission’s role in the statute under the Dept’s reading.”

Margaret Love, a non-voting member of the Practitioners Advisory Group, stood in stark contrast to Wroblewski’s executive-centric policy proposal, arguing that Congress intended the U.S. Sentencing Commission to lead the program, with the courts taking a major role & the **BOP** being relegated to the “gate-keeping” role of applying the guidelines to specific cases. “The upshot is that what Congress intended as a judicially administered safety valve, a word that appears 3 to 4 times in the legislative history, is instead controlled by a Fed agency in charge of prosecutions, which brings defendants back to court only when they are at death’s door,” Love told the commission. She urged the commission to develop a clear policy to lead the **BOP** & suggested an addition to the proposed amendment that would require the **BOP** Dir to make a motion for release of an inmate under the compassionate release program if they meet all qualifications, instead of the voluntary system in place now. “They have to lead, & they have to make policy that is very clear, clear & precise, precise enough to hold the Justice Dept accountable,” Love said in an interview after her testimony. “It can’t be fuzzy because then maybe the policy doesn’t fit in this particular case.” The Justice Dept’s position at the hearing - claiming to hold more power than the sentencing commission - is a standard refrain from the agency, Love said, pointing to a 2007 letter playing down the commission’s authority. “**BOP** has been, the Dept of Justice has been used to playing all 3 of those roles & they don’t like the idea that the sentencing commission might step up & play a more active, engaged role in setting policy,” - Love.

Stabbing on Rosedale involved Hells Angels & Mongols members, court filings say – Feb 17, 2016 – *California* – By Jason Kotowski; www.Bakersfield.com - A stabbing on Rosedale Highway last month involved members of the notorious Hells Angels & Mongols **MC**s, court filings that became available Wed revealed. Two men affiliated with the Hells Angels followed a member of the Mongols, leading to a confrontation that left a Hells Angel stabbed & the Mongol dragged by a pickup he tried jumping aboard in a frantic bid to get away, Bakersfield police reports say. Jonathan Cole Smith, 40, is being held on \$1 million bail after pleading not guilty to charges of assault with a deadly weapon & participation in a criminal street gang. Michael Blackwood, 55, is free on bail on the same charges, plus a count of being an accessory to a crime, & is scheduled for arraignment Fri. The Mongol, whose name is redacted in the reports, told police he was driving a motorcycle east on Rosedale the afternoon of Jan. 26 when a red pickup began following him. He stopped at a red light at Calloway Dr & the pickup stopped behind him. A passenger in the pickup got out & yelled an expletive at him, the reports say the Mongol told police. The Mongol said the passenger, later identified as Smith, was wearing **HAs** clothing, & as the 2 clubs are longtime rivals he knew he would have to defend himself.

Smith pulled a knife & grabbed him, the Mongol said, knocking him down with the motorcycle on top of one of his legs. The Mongol said he also pulled a knife & managed to get up & stab Smith twice. The pickup’s driver, later identified as Blackwood, then stepped out of the truck, the reports say the Mongol told police. Outnumbered, the Mongol said he tried to get away by jumping on a passing gray pickup. The truck swerved & he lost his grip & was dragged across the intersection. Police & medical aid arrived soon afterward. Smith was taken to a local hospital with serious injuries. The reports say he later refused to speak with LE, & is currently being held at Lerdo Jail.

His Atty, H.A. Sala, has called the charges against him “outrageous,” & said the Mongol is the only witness who said Smith was armed with a knife. The Mongol, who has not been charged, suffered a broken left leg as well minor cuts & bruises to both knees, the reports say. He told police he was targeted because the Mongols refuse to pay the Hells Angels for the right to be a **MC** in Calif. “It’s all about claiming Calif,” the Mongol told police in the reports. **LE** classify both the Hells Angels & Mongols as criminal street gangs.

Liberty v. Security In Berdoo - Feb 17, 2016 - *California* – By The Aging Rebel; www.AgingRebel.com - Citing a 1789 statute called the All Writs Act, a United States District Court of Central California Magistrate Judge named Sheri Pym yesterday ordered tech giant Apple Incorporated to hack an iPhone that formerly belonged to dead San Bernardino terrorist Syed Rizwan Farook. The implications for ordinary citizens who carry their lives around in their smart phones & for anyone who just doesn’t want the Gov’t rummaging around in his life seem ominous. Pym’s order includes the provision: “To the extent that Apple believes that compliance with this Order would be unreasonably burdensome, it may make an application to this Court for relief within 5 business days of receipt of the Order.” The order responds to a 40-page motion partly titled “In the Matter of the Search of an Apple iPhone Seized During the Execution of a Search Warrant on Black Lexus is300 California California License Plate 35KGD203 Gov’ts ex-parte Application for Order Compelling Apple Inc. to Assist Agents in Search.”

Nat'l Security: In the interests of national security, the **FBI** wants to examine the information contained on Farook's cellphone. Farook & his wife, a Pakistani Nat'l named Tashfeen Malik, murdered 14 people & wounded 22 others at a holiday luncheon at the Inland Reg'l Center in San Bernardino on Dec 2, 2015. Gov't officials want to know what, if any, connections existed between the 2 murderers & the Islamic State or other terrorist organizations. But the issue is much more complex than simply gaining military intelligence from the phone of a dead terrorist. **FBI** Dir James Comey complained about iPhone encryption for months before the San Bernardino murders. Last Oct, he complained that the iPhone's security features protect mere criminals. He told **CBS**, "The notion that people have devices...that with court orders, based on a showing of probable cause in a case involving kidnapping or child exploitation or terrorism, we could never open that phone? My sense is that we've gone too far when we've gone there." Pym is ordering Apple to invent a way to hack its own product & defeat its own encryption features.

Implications: The issue is pertinent to the current state of American journalism. Most American journalists use iPhones because of their encryption features. Courts can seize a reporter's cell phone & order him to unencrypt it with a court order under penalty of contempt but that doesn't always work. It is traditional for American journalists to eat such charges. Google has announced plans to incorporate encryption features similar to Apple's in its Android operating system. Both companies argue that once they give the Gov't the means to defeat encryption other Gov'ts, for example China, Russia, Iran & North Korea, will use the same hack to spy on visitors & their own citizens. The Gov't intends to access information on the iPhone by means of a "brute force hack." Such hacks simply bombard a targeted device or website with millions or billions of attempts to login using a different password each time. The iPhone incorporates 2 features to frustrate such hacks. One feature, when enabled, simply deletes everything on the phone after ten unsuccessful attempts to log in. The other feature is more subtle. It only allows one log in attempt about every 80 milliseconds. Consequently, even if the **FBI** is able to preserve the data on the phone, a brute force hack against a thoughtfully concocted password like "*(\&@1sCRew=+3tHe))7fbi" might take years.

All Writs Act: The All Writs Act, which was part of the 1789 Judiciary Act & which Judge Pym thinks compels Apple to hack its own product, allows courts to ask third parties for help in executing search warrants. Pym's ruling demonstrates her fundamental misunderstanding of both search warrants & the All Writs Act. Search warrants are court documents that give police permission to do something. They do not compel anything. You are not violating anything if you live in an armor plated house with a bank vault door. It is the police's job to execute their search warrant. It isn't your job to execute their search warrant for them. It isn't Apple's job to hack its own phone. Pym ordered Apple to provide "reasonable technical assistance to assist **LE** agents in obtaining access to the data on the subject device" by doing 3 things. First, "Apple's reasonable technical assistance shall disable the auto-erase function whether or not it has been enabled. Second, "it will enable the **FBI** to submit pass codes to the subject device for testing electronically via the physical device port, Bluetooth, Wi-Fi or other protocol available on the subject device; & finally Apple "will ensure that when the **FBI** submits pass codes to the subject device, software running on the device will not

purposefully introduce any additional delay between pass code attempts beyond what is incurred by Apple hardware."

Apple Says No: Yesterday afternoon in a statement published on Apple's website, Chief Executive Officer Tim Cook said the company would not cooperate with the hack. He wrote, "We can find no precedent for an American company being forced to expose its customers to a greater risk of attack. For years, cryptologists & national security experts have been warning against weakening encryption. Doing so would hurt only the well-meaning & law abiding citizens who rely on companies like Apple to protect their data." "Up to this point, we have done everything that is both within our power & within the law to help them," Cook wrote. "But now the **U.S.** Gov't has asked us for something we simply do not have, & something we consider too dangerous to create. They have asked us to build a backdoor to the iPhone."

Motorcycle gang founder steps down to clear his name – Feb 17, 2016 - *Netherlands* - By Janene Pieters; www.NLTimes.nl - No Surrender founder Klaas Otto resigned as leader of the motorcycle gang, because he is tired of his name always being linked with the club. He announced his resignation during a club meeting on Tue. "For the outside world the club revolves around only me", Otto said in an interview with the Telegraaf. "Wherever I go, for the media, the Gov't & society No Surrender is only Klaas Otto. I'm fed up with that & that is why I'm leaving. Quite dramatically too. Good things, bad things: I don't want to hear it & I don't want to be kept informed about the ins & outs of No Surrender." In the future Otto will accompany a celebrity to busy gatherings as well as work for a law firm. This is not the first time Otto resigned from the club. In April last year he also resigned after being seriously injured in a shooting. He wanted to talk to the police about what happened, but could not do so according to the club rules. He returned to No Surrender in June.

Motorcycle Profiling Hearing Scheduled for Feb 22nd – Feb 18, 2016 – *Minnesota* – By ABATE of Minnesota; www.abatemn.org - Hello Freedom Fighters, Minnesota State Senator Latz will be holding an informational Judiciary Committee hearing on Feb 22, 2016, to discuss the motorcycle profiling bill. The hearing is scheduled to start at 9:00 am in room 1200 at the new Senate Office Building. We need to fill the committee room with freedom fighters so please do whatever you can now to make arrangements to attend this meeting. Motorcycle profiling is wrong so we need to send a strong message by attending this meeting. This is more than just a profiling bill, a huge turnout will make a statement of unity & strength. We have several issues facing us this legislative session & this is an opportunity to show our resolve & dedication to our freedom of the road. We have testifiers lined up, we need freedom loving bikers in attendance to show our support. Please consider attending this meeting, your attendance will show elected officials in St. Paul that we love our freedom, we pay attention, & we are not going away. Let's take a stand for freedom of the road & safety & flood the hearing room. Stay tuned for more details & Stand And Be Counted, Todd Riba; ABATE of MN Legislative Director 952-239-0929

Due to the recession in 2016 the Gov't will start deporting all the mentally ill people to save money. I started crying when I thought of you... Run my little crazy friend, run!!! Well, what can I say??? Someone sent it to me, & dammit, I'm Not going alone!!!

The Hyper-Secret Bandidos Case - Feb 19, 2016 – *Texas* - By The Aging Rebel; www.AgingRebel.com - Forty-five days after bragging that a racketeering indictment had “struck a significant blow to the Bandidos criminal enterprise” the Dept of Justice remains unwilling to give the public a glimpse at any evidence that might substantiate the charges in a 23-page, surplusage filled indictment against Bandidos **MC V.P.** John Xavier Portillo, Pres Jeffrey Fay Pike & Sgt-at-arms Justin Cole Forster. Pike, who was arraigned in Houston is now free on bail. Portillo & Forster, who are defendants one & 3 in a case formally titled U.S. v. Portillo, are still locked up in San Antonio. Portillo had a bail hearing Tue. A Fed magistrate judge named Henry Bemporad called him a threat to public safety & refused to allow his release. The Gov’t written headline atop this case is “The Bandidos **Outlaw Motorcycle Organization** declared it was ‘at war’ with the Cossacks **OMO.**” But at the same time, according to the Gov’t, the indictment against the 3 Bandidos is the fruit of a 23-month long investigation by the Houston Division of the Drug Enforcement Administration, the San Antonio Division of the **FBI**, the United States Atty’s Office in San Antonio & the Texas Dept of Public Safety.

Operation Texas Rocker: The investigation has been christened “Operation Texas Rocker” because the Dept of Justice wants the public & press to perceive the meaning of the case to be a putative dispute between the Bandidos & the Cossacks **MC** over the Cossacks wearing a Texas bottom rocker on their vests. These operational names are always blatant propaganda. Operation Black Biscuit, a case against the Hells Angels in Arizona, for example was literally coined on the set of the old Fox true crime show America’s Most Wanted. The public & the press are supposed to believe that the dispute over that rocker culminated in the bloody brawl at the Twin Peaks restaurant in Waco last May 17. And, wouldn’t that be a neat way to stitch up that purse? In fact, the Bandidos as a club had already made the decision that in 2015, when cop clubs, predominantly black clubs & aspirational clubs like the Iron Order give themselves permission to wear a Texas bottom rocker, the issue of bottom rockers is no longer “worth going to jail for 30 years.” The times, believe it or not, are changing. Although the narrative of the indictment & the press release that accompanied it suggests the investigation was prompted by concerns about public safety that was somehow jeopardized by tensions between the Cossacks & the Bandidos, the indictment doesn’t mention the Twin Peaks Massacre once. Police have said multiple times that they were at the Twin Peaks that day to “gather intelligence.” The Texas DPS installed a “covert camera” at 7 that morning to “gather intelligence.” Waco police spokesman W. Patrick Swanton bragged endlessly to the press about the abundance of police “intelligence.” Actually, the intended intelligence gathering at the Twin Peaks was part of a much broader attempt to gather intelligence about methamphetamine distribution in Texas. Investigating agencies included the Bureau of Alcohol, Tobacco, Firearms & Explosives & the Dept of Homeland Security & that broad investigation focused on the Aryan Circle & the Cossacks at least as much as the Bandidos. “Operation Texas Rocker has inflicted a debilitating blow to the leadership hierarchy & violent perpetrators of the Bandidos Outlaw Motorcycle Gang,” Joseph Arabit, Special Agent in Charge of the Drug Enforcement Administration-Houston Field Division said when the indictment was announced. “This 23-month operation highlights a deliberate & strategic effort to cut off & shut down the supply of methamphetamine trafficked

by the Bandidos as well as other related criminal activity.” The cluster of interrelated investigations that eventually was named Operation Texas Rocker always had at least 2 goals. One was to map the meth trade in the state & the other was to find an excuse to lock up the Bandidos leadership – even if that meant tolerating or even participating in criminal activity by members of the Aryan Circle & the Cossacks. Of the 2 goals, locking up the Bandits was by far the most appealing & the most likely to result in big, black, sexy headlines. Congress, who funds this neverending clown circus, loves big, black, sexy headlines.

Secret Justice: Almost all of the case against Portillo, Pike & Forster remains sealed from public view. The docket for the last month includes the filings: *Sealed Motion* for Protective Order by **USA** as to John Xavier Portillo, Jeffrey Pike, Justin Cole Forster. This Document has been Sealed Pursuant To **AUSA** Request. Text Order Referring Motion for Protective Order as to John Xavier Portillo, Jeffrey Pike, Justin Forster to the **U.S.** Magistrate Court for review & consideration. This is a text-only entry generated by the court. There is no document associated with this entry. Sealed Order. Signed by Judge John W. Primomo. Minute Entry for proceedings held before Judge David A. Ezra: Sealed... Sealed Order. Signed by Judge David A. Ezra. Sealed Document filed. Sealed Order. Signed by Judge David A. Ezra... Minute Entry for proceedings held before Judge David A. Ezra: Sealed Proceeding held on 2/12/2016. Sealed Order. Signed by Judge David A. Ezra. (tr1) (Entered: 02/12/2016) Sealed Transcript filed (This transcript is not available electronically.)

Snitch Safety: Generally, Gov’t prosecutors request portions of Fed cases against **MCs** be sealed in order to protect snitches from retaliation by the savage biker hordes. Retaliation from the Bandidos was a recurring theme in Swanton’s press conferences last spring. “Intelligence” indicated the Bandidos were on their way to Waco to break their club brothers out of the hoosegow – like “The Brotherhood” in the 1991 Brian Bosworth classic Stone Cold. At one point, Swanton actually explained the presence of Swat teams on Waco overpasses as the police “taking the high ground.” Swanton told reporters they had placed themselves in harm’s way by entering the parking lot of the Central Texas Marketplace. Reporters, in turn, stuck out their chests & said whatever Swanton told them to say. At the time, Harold Pollack who is co-director of the Univ of Chicago Crime Lab said about Waco, “There is something very 1971 Rolling Stone about this scene. I couldn’t quite believe it when I read this news.” Pollack was one of the world’s few unbelievers. Most of the world’s reporters swallowed this nonsense whole. It might modestly be proposed that it might be time to stop giving police the benefit of the doubt, like the villagers in Aesop’s tale about that little boy who kept yelling “Wolf” eventually stopped giving him the benefit of the doubt. Maybe the police, like that little boy, are psychopathic liars who deserve to be eaten by wolves. No one should believe anything about the Bandidos case. Circumstances strongly suggest that the public is being kept in the dark for political reasons rather than to keep undercover agents, informants & sources of information safe from retaliation. For one thing, in the current millennium, outlaw **MCs** simply do not retaliate against sworn & deputized police because to do so would be stupid. In the last 5 years multiple sworn & unsworn police provocateurs & informants including Jay Dobyns, Darrin Kozlowski, Charles Falco née Ashley Charles Wyatt, George Rowe, James Blankenship, Alex Caine & George Christie have betrayed members of major **MCs** with impunity. They have all

appeared on television multiple times. Kozlowski, Falco & Christie have been dramatized. All except Blankenship have secured lucrative book deals. A few months ago, a former Hells Angel angrily cursed Christie at a restaurant. Executives at the **ATF** have accused Dobyns of mental illness & of setting his own home on fire to better dramatize himself. But that's about it. It just might be time to ask the Gov't what it is hiding & why,

“Rally For Your Rights” a Success in Las Vegas – Feb 19, 2016 – *Nevada* - By David “Double D” Devereaux; www.MotorcycleProfilingProject.com - “Rally For Your Rights 2016”, hosted by The Leatherneck Club in Las Vegas, Nevada on Feb 13, 2016 was a huge success & a testament to unity in the **MC** community & a living example of the commonality between bikers & the rest of America. The event further serves as proof that **MCs** often gather around the common ground of civil liberties without incident. Ghost (Pres of the Marine Riders & owner of The Leatherneck Club) & Pirate Mike Edwards (Marine Corps Veteran & passionate advocate for Constitutional rights for all Americans) **MC**'ed the rally. There were 5 guest speakers covering the 1st, 2nd, 4th, 5th, & 14th Amendments through a discussion of topics ranging from search & seizure, gun rights, the media, to motorcycle profiling. The 1st speaker was Stephen “Bowtie” Stubbs, a well-known biker advocate & Atty from Las Vegas. Stubbs spoke at length about your basic rights during a traffic stop & the basic “dos & do nots” based on Constitutional law. Stubbs has chosen to embrace the motorcycle community at great personal cost at both the personal & professional level. Stubbs is an unwavering legal advocate for motorcyclists & civil liberties & the community was privileged to have the opportunity to hear him speak. The 2nd speaker was Erik Miller, a dedicated gun advocate & **NRA** member. Erik explained the 2nd Amendment & the importance of the right to bear arms as it relates to securing other civil liberties. 3rd to speak was Gene “Big Kuntry” Langley, Nat'l Pres of the “No Rules No Dues” motorcycle organization, retired Nevada **H.P.** & Marine Corps Veteran. Gene spoke about the responsibility of being educated about your civil liberties & the fact that **LEO**'s are not required to inform individuals of most of their rights. In fact, Gene admitted that **LEO**'s will attempt to get you to freely surrender your rights & even will pursue arrests & property seizures for no other reason than to create a resource drain for those being targeted. It is enlightening to hear former **LEO** confirm that many police are most often concerned with arresting you, not helping you. “Rally For Your Rights 2016”, hosted by The Leatherneck Club in Las Vegas, Nevada on Feb 13, 2016 was a huge success & a testament to unity in the **MC** community & a living example of the commonality between bikers & the rest of America. The event further serves as proof that **MCs** often gather around the common ground of civil liberties without incident.

Waco Biker Wants to Be Tried in Houston, Dallas or Austin - Just Not Waco - Feb 19, 2016 – *Texas* – By Miriam Rozen; www.TexasLawyer.com - A district judge in McLennan County is scheduled to consider a request April 1 to move his client's criminal trial from Waco to Austin, Dallas or Houston. In a change of venue motion, Dallas lawyer Clint Broden, who represents a defendant in the Waco biker criminal cases, argues on behalf of his client that many of the articles published & television news programs broadcast in Waco about the biker trials have adopted “the prosecution narrative of calling the **MCs** ‘biker gangs.’ “As a result, he argues the jury pool in that town might

have a bias against the defendants. In May 2015, shootings that occurred outside a Twin Peaks restaurant in Waco led to 9 deaths & the arrests of 170 bikers charged with engaging in organized crime. Broden's client was among those charged with a felony after the shooting. Currently, Broden's client is scheduled to be tried in the 54th District Court in McLennan County. But Broden will argue at the April 1 hearing on the change of venue motion that the trial location should not be Waco. In the change of venue motion, Broden wrote: “To say that media coverage of the Twin Peaks incident has permeated the McLennan County Community, is an understatement.” He noted that a local newspaper has published 219 stories & 71 editorials, & television stations have run almost 200 stories. He also noted that **LE** officials have issued a collage of mug shot pictures published & broadcast on television. He specifically notes that McLennan County District Atty Abelino Reyna engaged in television events that “smacked of political opportunism” & allowed him to demonstrate he was tough on crime with guilt-presuming comments, & repeatedly referred to the motorcyclists as gang members. Reyna did not return a call for this story.

More Air Miles For Shark - Feb 20, 2016 – *Oklahoma* – By The Aging Rebel; www.AgingRebel.com - There was another **Iron Order MC** involved shooting last night, at the gas pumps of the Kickapoo Convenience Store near Harrah, Oklahoma. Harrah is about 25 miles east of Okla City. The pumps are about a hundred yards from the Kickapoo Casino Harrah. Shootings involving the **IO** are becoming increasingly frequent. Three weeks ago, an **IO** member & Colorado prison guard named Derrick “Kong” Duran murdered one member of the Mongols **MC** & seriously wounded another at the climax of an altercation at the Colorado Motorcycle Exposition in Denver. Duran, of Longmont, Colorado, is the **VP** of the Firestone, Colorado chapter of the **IO**. He has not been charged with any crime which is typical of **IO** shootings. The **IO**, which includes numerous sworn peace officers, trains members to use deadly force against members of other **MCs**. Police officers within the club coach other members about what to say to investigating police officers after these shootings. The club has its own “Division of Legal Affairs.” The “Director” of that “Division” is a small town accident lawyer named John C. “Shark” Whitfield. Whitfield flies to the scenes of these crimes, speaks on behalf of the gunmen, lobbies local police, & makes exculpatory statements to the local press. He is good at it. **IO** members typically explain to police that they are a “law abiding **MC**” with many police members & portray themselves as victims. It works.

What Happened: According to both local sources & local news accounts, last night's shooting involved 3 men. Lincoln County Sheriff Charlie Dougherty told television station **KWTV** that all 3 men opened fire. One man, a member of the Oklahoma City based Rednecks **MC**, was shot in the leg. His injury is not life threatening. According to a local source, as the Redneck passed “a group” of **IO** riders on Oklahoma Route 62 one of those riders swerved out in front of the Redneck. The source believes that members of the Iron Order followed the Redneck to the gas pumps. According to Sheriff Dougherty, “A couple of them blocked off a guy & an altercation took place. And then from that point it became a gun battle.” Aerial footage showed 5 motorcycles at the shooting scene. Two of the motorcycles were overturned. The shooting is being investigated by the **FBI**, the Okla **HP**, Lincoln & Pottawatomie County Sheriffs Deputies & Kickapoo Tribal Police.

Atlanta MC Deadly Shooting – Feb 20, 2016 – *Georgia* – By www.Fox5Atlanta.com - A shooting at an Atlanta MC early Saturday morning left a man dead. The victim was Timothy Nunn, & his father-in-law said he was the Pres of the Outcast bike club. According to police the gunfire rang out around 3 a.m. Nunn was shot multiple times, with at least one bullet hitting him in the head. Nunn's father-in-law says the man was trying to break up a fight when the shooting started. Police think more than one gun was used, & lots of shots fired. In fact, they counted 70 some odd pieces of ballistic evidence at the scene. Police were called out to the club, located in the 32-hundred block of Lakewood 3 times during the overnight. The first around 11 p.m. because of a fight. The 2nd from 12 to 12:30 for a noise complaint & then finally the murder. Detectives tell us the club was hosting a party, possibly for an anniversary. There were so many people on scene, that police called in reinforcements from all over the city to handle crowd control. At least one person was taken into custody for allegedly interfering with the investigation.

Cops Raid Wrong House & Kill an Innocent Young Man – Steal Witness's Phone for Filming It - Feb 23, 2016 – *New Mexico* - By John Vibes; <http://theFreeThoughtProject.com> - Edgar Camacho-Alvarado, 23, was shot & killed by police this weekend while police were searching for a murder suspect in his neighborhood. The young man was not actually guilty of any crime, nor did he pose a threat to officers, & he never even attempted to interfere with their investigation. He was simply at the wrong place at the wrong time, working to fix the engine in his truck in the driveway in front of his home. The police are refusing to release any further information about the shooting, but Edgar's family wants answers. "This morning, we got a call about APD & U.S. Marshals being at my aunt's house. We have no idea why they shot him. He passed away instantly. They were looking for someone else & they killed him," Perla Alvarado, Edgar's cousin told KRQE News 13. "What's going to happen to my cousin? Is there going to be justice served? We need justice," she added

The Marshals allegedly thought that Edgar was their suspect & shot him "by accident," but exactly how it happened is unclear. "They said they have made a mistake because he was out there at the wrong time. There's no such a mistake by killing somebody. There's no accident," Alvarado told reporters. Immediately after the shooting, the Marshals realized that they had shot the wrong person, & then they began a standoff with occupants of a nearby trailer where the actual suspects were staying. The family was also concerned about how the situation was handled after the shooting. Officers just left the dead body to lay in the driveway & did not even bother to call an ambulance or attempt to give any kind of medical help. "For this to happen is outrageous. It was a wrongful death. They didn't even ask his name before shooting. They didn't even ask his name before shooting. What they're upset about is that they didn't bother calling an ambulance. That hurt more than anything," family friend Minnie Mirabal said.

2016 St. Cloud Polar Plunge - Feb 20, 2016 – *Minnesota* – www.kvsc.org/ - Join St. Cloud for their Polar Plunge to support Special Olympics Minnesota. Here you will be able to help raise funds to benefit more than 8,100 S.O. MN athletes as they train, compete, & transform themselves. This polar plunge will take place on Sat, Feb 20th at 1:00 p.m. at the Water's Edge in St. Cloud. Registration is required for this event.

Outlaws biker group loses again in court over return of leather vests – Feb 24, 2015 – *Illinois* – By Amanda Marrazzo; www.ChicagotTribune.com - Leather vests & badges confiscated after a bar fight do not have to be returned to the Outlaws Motorcycle Club, appeals judges have ruled. The 2nd District Appellate Court in Elgin sided with a McHenry County judge who previously ruled the vests were "contraband" used "to facilitate street gang activity." Several people affiliated with the infamous group were wearing the vests when they attacked customers at the Lizard Lounge outside Wonder Lake in 2012. Four Outlaws members who were arrested later forfeited the vests in their plea deals. Joel Rabb, an attorney for the Outlaws, has long said the group is a civic organization, not a gang, & that the vests were incidental to the bar fight.

But appeals judges cited testimony from a detective that they said "demonstrated that the Outlaws wore their vests & would resort to violence to recruit members & to show others that they were not to be 'messed with.'" "In this regard," the appeals judges added, "wearing the vests facilitated the defendants' goal, to be achieved by violent means if necessary, to show their dominance to others." "Obviously, we are disappointed with the court's determination," Rabb said.

Gang member flashed stolen police gun during road rage incident – Feb 24, 2016 – *Texas* - Police arrested a man identified as a "Bandidos" gang member who allegedly flashed a stolen police gun at a driver during an apparent road rage incident Monday night. According to the arrest affidavit for Julio Romero, 26, Austin police officers received a phone call from a driver who said he was traveling along Airport Boulevard when a man driving a H-D motorcycle pointed a gun at him. The responding officer located the motorcyclist matching the caller's description & pulled him over. Romero was wearing a vest with patches that said, "Machetos" & "Bandidos" & Romero told the officer that he is a Bandidos gang member, according to the affidavit.

Before speaking with Romero, the officer placed him in handcuffs "due to the nature & severity" of the report. The officer frisked Romero & found a gun that was identified as a lost gun from the Marble Falls PD. While speaking with the officer, Romero said he was driving southbound on Airport Boulevard, following his family in front of him. He said the driver who made the call changed lanes in front of him, separating Romero from his family. Romero said he then drove in front of the driver, slammed on his brakes & extended his middle finger. Romero said the driver flashed his lights & the two began speeding & flashing their lights at each other. Romero said he pulled out his gun & held it out until the driver drove away. Romero said he was involved in a serious crash in 2014, "so he became irate when the vehicle continued to flash the high beams at him."

The officer later spoke with the driver. He said Romero initially cut him off & then extended his middle finger, but admitted to initially flashing his lights at the motorcyclist. The driver said he drove away when Romero allegedly pointed his gun at him & started yelling at him. Romero was booked in the Travis County Jail & charged with aggravated assault with a deadly weapon. His bond is set at \$15,000.

When I was a child I thought Nap Time was a punishment... now, as a grown up, it just feels like a small vacation!

MC claim police profiling: Riders testify in support of bill, but no complaints filed – Feb 24, 2016 – *Minnesota* - By Tad Vezner; www.dglobe.com - A minority group claims its members are being unfairly profiled & stopped by police, & it's demanding a bill to prevent it. That group, in case you haven't guessed, is ... motorcyclists. The legislation, put before the MN Senate Judiciary Committee Mon by Sen. David Osmek, R-Mound, requires Minnesota's Board of Peace Officer Standards & Training to develop a statewide policy to eliminate motorcyclist profiling, including methods to identify & avoid it. It also requires every L.E. agency in the state to have "a written anti-motorcycle profiling policy."

In testimony, several members of Minnesota MCs laid out a litany of their own experiences: Officers they believed had pulled them over on trumped-up pretenses questioned them about who they were & why they were in their community and, in some cases, photographed their tattoos & patches. "It's my constitutional right to be in a MC," said Jim Jahnke of Rochester, the Nat'l V.P. of the Sons of Silence MC. "I am not a criminal. ... I think L.E. is ill-educated," said Jahnke's wife, Audrey Jahnke.

After Frank Ernst of Chanhassen, representing American Bikers for Awareness Training & Education of Minnesota, described an instance in which he said he was pulled over by an officer who claimed he hadn't seen Ernst's protective eye wear, which he was wearing, Senate finance Chair Ron Latz, DFL-St. Louis Park, asked if Ernst had filed any complaint with the agency in question. Ernst said he hadn't but that he would in the future.

Jim Franklin, executive Dir of the Minnesota Sheriff's Association, along with a representative of the MN State Patrol both testified they had not found evidence of a single complaint filed against L.E. agencies concerning profiling motorcyclists. The not-so-subtle implication: That might be a good place to start.

Mimicking the testimony of Nathan Gove, executive director of the officer standards & training board, Franklin said current statutes & guidelines already required impartiality as well as arrests based on "reasonable suspicion & probable cause." "This (legislation) is unnecessary because of existing law," Franklin said, before noting he himself rode horses, often had crap on his boots — but looked forward to having discussions with people to help them understand that cowboys weren't so bad. He suggested motorcyclists do the same.

From truckers to farmers to the Amish, Franklin said that over the years, certain groups have claimed they were targeted by L.E. As for officers asking questions, "we have to learn what's new in our community," Franklin said, adding that "many of our L.E. officers are riders." The discussion about profiling by police in America largely concerns race, & pretty much everyone in the audience who came to observe Monday's hearing on the issue was white. But the basis of the alleged profiling was the same: Bikers were being discriminated against, they said, because of the way they looked & what they wore & drove.

Still, Nekima Levy-Pounds, Pres of the Minneapolis NAACP, said that if the Minnesota Legislature was going to draft a law against profiling, there were better places to start — including efforts that are already more than a decade old. "While profiling of bikers is likely a problem in our state, the problem of racial profiling remains one of the significant issues that has yet to be

addressed," Levy-Pounds said, noting that after a 2003 legislative task force study on racial profiling concluded blacks & Latinos were disproportionately stopped by police, "we tried to bring some bills forward, but nothing significant has happened."

Unlike the motorcycle bill, which Osmek admitted was based on anecdotal evidence, the task force study collected data from 65 L.E. agencies. The peace officer standards & training board objected to any profiling legislation at the time, saying it unfairly indicted all officers.

Motorcyclists testified Monday that they were sent on their way after 20 minutes to an hour of questioning by police — in all but one case without a citation. Levy-Pounds posited that racial profiling had led to disproportionate lengths of incarceration for African-Americans, & worse. "It's an inconvenience (for motorcyclists), but thankfully it has not been a matter of life or death," she said, "and it gives a small taste of the routine experiences of African-Americans, whether they are driving in a car, walking down the street or riding a motorcycle."

Said Osmek: "I'll leave that to the NAACP. I'm focusing on something that constituents brought to me that they had issue with." Osmek said that after the meeting, he urged motorcyclists to file complaints & collect data on their own in order to make a stronger case.

2016 St. Cloud Polar Plunge - Feb 20, 2016 - *Minnesota* - **530 Plungers raised more** than \$91,000 at the 2016 St. Cloud Plunge! FYI – Ciera Davis and your BBB Newsletter Editor did the Polar Plunge and raise \$ 880.00...

'Polar Plungers' Take A Frigid Dip For A Great Cause – Feb 21, 2016 – *Minnesota* – By <http://KNSIradio.com> - Dozens of brave souls took a dip in the frigid water of Pleasant Lake over the weekend during the St. Cloud Polar Plunge. Colorful tutus as far as the eye could see, superheroes & even clowns could be seen at this year's Polar Plunge. Over 500 brave souls came out to the Water's Edge to support Special Olympics Minnesota by plunging into the frozen lake. With today's (Sat) high being in the low 40s event coordinator Molly Swanson says the warmer weather has created a larger crowd than expected. "I'm thinking we'll probably have more people decide to walk up & plunge today at the last minute." -Swanson The Polar Plunge is expected to raise around \$90,000 for Special Olympics Minnesota. Funds raised will benefit more than 8,100 Special Olympics Minnesota athletes.

Don't question my heart if you're not willing to understand what you find; question your own first.

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...